

ORDINANCE NO. 2003-2004-C

An ordinance amending the 2003-2004 Fiscal Year Budget of the City of Victoria (1) by transferring \$555,000.00 from the City of Victoria General Fund fund balance to send \$527,000 to the Street Department Street & Roadway Maintenance line item and to send \$28,000 to the Street Department Mains & Hydrants line item, (2) by transferring \$195,344.01 from the Water/Wastewater Fund fund balance to send \$58,336.68 to the Non-Departmental Professional Services line item, to send \$60,000.00 to the Wastewater Department Mains & Hydrants line item, to send \$26,417.78 to the Water Plant Department Professional Services line item, and to send \$50,589.55 to the Water Plant Department Building Improvements line item, and (3) by transferring \$59,210.62 from the Environmental Services Fund fund balance to send \$36,410.62 to the Recycling Department Contract Labor line item and to send \$22,800.00 to the Recycling Department Land line item; repealing all conflicting ordinances, providing for severability; and declaring an effective date.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF VICTORIA, TEXAS:

1.

The Fiscal Year 2003-2004 Budget of the City of Victoria is amended by transferring \$555,000.00 from the City of Victoria General Fund fund balance (0001-300100), to the Street Department Street & Roadway Maintenance line item (\$527,000.00 to 0001-01STR-520105) and to Street Department Mains & Hydrants line item (\$28,000.00 to 0001-01STR-900240) for additional street maintenance projects throughout the fiscal year.

2.

The Fiscal Year 2003-2004 Budget of the City of Victoria is amended by transferring \$195,344.01 from the Water/Wastewater Fund fund balance (4041-300100) to the Non-Departmental Professional Services line item (\$58,336.68 to 4041-41NON-530000), to the Wastewater Department Mains & Hydrants line item (\$60,000.00 to 4041-41WST-900240), to the Water Plant Department Professional Services line item (\$26,417.78 to 4041-41PLT-530000) and to the Water Plant Department Building Improvements line item (\$50,589.55 to 4041-41PLT-900110) for additional water and sewer projects throughout the fiscal year.

3.

The Fiscal Year 2003-2004 Budget of the City of Victoria is amended by transferring \$59,210.62 from the Environmental Services Fund fund balance (4045-300100) to the Recycling Department Contract Labor line item (\$36,410.62 to 4045-45RCY-650010) and to the Recycling Department Land line item (\$22,800.00 to 4045-45RCY-900130) for funding of brush clearing and grinding projects throughout the fiscal year

4.

If any provision of this ordinance, or the application thereof to any person or circumstance, shall be held invalid or unconstitutional by a court of competent jurisdiction, such invalidity shall not affect the other provisions, or application thereof, of this ordinance which can be given effect without the invalid provision or application, and to this end the provisions of this ordinance are declared to be severable.

5.

All ordinances or parts of ordinances in conflict with this Ordinance are repealed to the extent of such conflict.

6.

In accordance with Article V, Section 5 of the Charter of the City of Victoria, the City Council finds a grave public necessity exists to amend the original budget to authorize the aforementioned expenditures to meet unusual and unforeseen conditions involving street maintenance needs which could not by reasonable diligence, thought and attention have been included in the original budget.

7.

This ordinance shall take effect upon final approval and adoption by the City Council of the City of Victoria.

PASSED FIRST READING, this the 17TH day of FEBRUARY, 2004.

AYES: **6**

NAYS: **0**

ABSTENTIONS: **0**

PASSED SECOND READING, this the 2ND day of MARCH, 2004.

AYES: **6**

NAYS: **0**

ABSTENTIONS: **0**

PASSED THIRD READING, this the **2ND** day of **MARCH**, 2004.

AYES: **6**

NAYS: **0**

ABSTENTIONS: **0**

APPROVED AND ADOPTED, this the **2ND** day of **MARCH**, 2004.



ATTEST:



SCARLET SWOBODA, City Secretary

Distribution: Finance Department
Legal Department
Public Works Department
Utilities Department
Department of Environmental Services


GARY MIDDLETON, Mayor of the
City of Victoria, Texas

APPROVED AS TO LEGAL FORM.


DAVID ATMAR SMITH, City Attorney

Copies Sent: **MARCH 5, 2004**