

**ORDINANCE NO. 2003-2004- D**

**An ordinance amending the 2003-2004 Fiscal Year Budget of the City of Victoria by transferring \$264,765.00 from the Water/Wastewater Fund fund balance to send \$203,000.00 to the Water Plant Department Reservoir Maintenance line item for the rehabilitation of Water Tower #4 and repainting the base cone on Water Tower #1 and to send \$61,765.00 to the Water Plant Department Professional Services line item for the design and inspection of the construction activities on Water Towers #1 and #4; 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 \$264,765.00 from the Water/Wastewater Fund fund balance (4041-300100) to send \$203,000.00 to the Water Plant Department Reservoir Maintenance line item (4041-41PLT-520230) for the rehabilitation of Water Tower #4 and repainting the base cone on Water Tower #1 and to send \$61,765.00 to the Water Plant Department Professional Services line item (4041-41PLT-53000) for the design and inspection of the construction activities on Water Towers #1 and #4

2.

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.

3.

All ordinances or parts of ordinances in conflict with this ordinance are repealed to the extent of such conflict.

4.

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 infrastructure maintenance and repair needs which could not by reasonable diligence, thought and attention have been included in the original budget.

5.

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

PASSED FIRST READING, this the 4th day of April, 2004.

AYES: **6**  
NAYS: **0**  
ABSTENTIONS: **0**

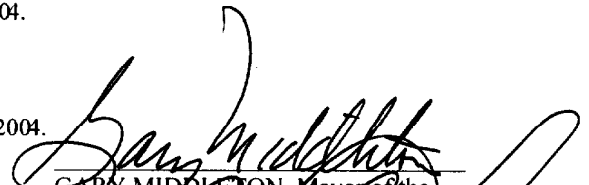
PASSED SECOND READING, this the 20th day of April, 2004.

AYES: **6**  
NAYS: **0**  
ABSTENTIONS: **0**

PASSED THIRD READING, this the 20th day of April, 2004.

AYES: **6**  
NAYS: **0**  
ABSTENTIONS: **0**

APPROVED AND ADOPTED, this the 20th day of April, 2004.



GARY MIDDLETON, Mayor of the City of Victoria, Texas

APPROVED AS TO LEGAL FORM:



DAVID ATMAR SMITH, City Attorney

Copies Sent: April 21, 2004

ATTEST:



SCARLET SWOBODA, City Secretary

Distribution: Finance Department  
Legal Department  
Utilities Department

