

ORDINANCE NO. 2007-2008-A

An ordinance amending the 2007-2008 Fiscal Year Budget of the City of Victoria by transferring \$286,500 from the General Fund fund balance to the General Fund Fire Department Construction capital line item, and transferring \$286,500 from the General Fund Parks Department Transfer to Construction line item to the General Fund fund balance [net \$0 to general fund] to provide additional funding for the construction of the Fire Station No. 4 Project; repealing all conflicting ordinances, providing for severability, declaring an emergency, and declaring an effective date.

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

1.

The Fiscal Year 2007-2008 Budget of the City of Victoria is amended by transferring **\$286,500** from the General Fund fund balance (0001-300100) to the General Fund Fire Department Construction capital line item (001-01FIR-970030), and transferring **\$286,500** from the General Fund Parks Department Transfer to Construction line item (0001-01PAR1-720300) to the General Fund fund balance (0001-300100) [net \$0 to general fund] to provide additional funding for the construction of the Fire Station No. 4 Project, repealing all conflicting ordinances, providing for severability, and declaring an effective date.

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All ordinances or parts of ordinances in conflict with this ordinance are repealed to the extent of such conflict.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 funding of services for the construction of a fire station, which could not by reasonable diligence, thought and attention have been included in the original budget.

5.

In order to provide funding for the proposed contract for construction of Fire Station #4, which is being authorized contemporaneously with this ordinance, an emergency is declared, and the requirement of Article II, Section 9 of the Victoria City Charter that no ordinance shall be passed on the date of its first reading is hereby suspended, and this ordinance shall become effective immediately upon passage by this City Council.

PASSED EMERGENCY READING, this **16TH** day of October, 2007.


AYES: **7**

NAYS: **0**

ABSTENTIONS: **0**

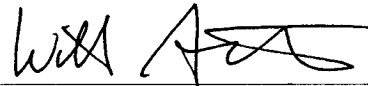
APPROVED AND ADOPTED, this the **16TH** day of October, 2007.

ATTEST:


SCARLET SWOBODA, City Secretary

Distribution: Finance Department
Fire Department
Legal Department





WILL ARMSTRONG, Mayor of the City of Victoria, Texas

APPROVED AS TO LEGAL FORM:


DAVID ATMAR SMITH, City Attorney

Copies Sent: **OCTOBER 17, 2007**