

ORDINANCE NO. 2007-2008-G

An ordinance amending the 2007-2008 Fiscal Year Budget of the City of Victoria by transferring \$88,750.00 from the Environmental Services Fund Landfill Closure Fund fund balance to the Environmental Services Fund Recycling Department Professional Services line item; transferring \$121,521.00 from the Environmental Services Fund Landfill Closure Fund fund balance to the Environmental Services Fund Recycling Department Contract Labor line item; and transferring \$7,043.00 from the Environmental Services Fund Landfill Closure Fund fund balance to the Environmental Services Fund Collections Department Equipment Rental line item, to provide funding for recycling activities that were not originally budgeted, 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 \$88,750.00 from the Environmental Services Fund Landfill Closure Fund fund balance (4045-300100) to the Environmental Services Fund Recycling Department Professional Services line item (4045-45RCY-53000); transferring \$121,521.00 from the Environmental Services Fund Landfill Closure Fund fund balance (4045-300100) to the Environmental Services Fund Recycling Department Contract Labor line item (4045-45RCY-650010); and transferring \$7,043.00 from the Environmental Services Fund Landfill Closure Fund fund balance(4045-300100) to the Environmental Services Fund Collections Department Equipment Rental line item (4045-45SOL-610010), to provide funding for recycling activities that were not originally budgeted.

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All ordinances or parts of ordinances in conflict with this ordinance are repealed to the extent of such conflict.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 for unbudgeted recycling activities, 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.

6.

In order to provide funding for recycling activities that were not originally budgeted, which is being authorized by 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 the 18th day of March, 2008.

AYES: 7
NAYS: 0
ABSTENTIONS: 0

APPROVED AND ADOPTED, this the 18th day of March, 2008.

ATTEST:

Scarlet Swoboda
SCARLET SWOBODA, City Secretary



Distribution: Finance Department
Environmental Services Department
Legal Department

Will Armstrong
WILL ARMSTRONG, Mayor of the
City of Victoria, Texas
APPROVED AS TO LEGAL FORM:
David Atmar-Smith
DAVID ATMAR-SMITH, City Attorney
Copies Sent: **MARCH 19, 2008**