

ORDINANCE NO. 2007-2008-H

An ordinance amending the 2007-2008 Fiscal Year Budget of the City of Victoria by transferring \$590,000 from the Environmental Services Closure Fund fund balance to the Environmental Services Fund Capital Replacement line item, to provide funding for the earlier purchase of two additional fully automated collection trucks to avoid extraordinary price increases; 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 \$590,000 from the Environmental Services Closure Fund balance (4045-300100) to the Environmental Services Fund Capital Replacement line item (4045-45SOL-590020), to provide funding for the earlier purchase of two additional fully automated collection trucks to avoid extraordinary price increases.

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All ordinances or parts of ordinances in conflict with this ordinance are repealed to the extent of such conflict.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 purchases, 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 the earlier purchase of two additional fully automated collection trucks to avoid extraordinary price increases, 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 1st day of April, 2008.


AYES: 7

NAYS: 0


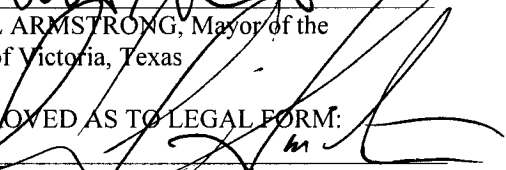
ABSTENTIONS: 0

APPROVED AND ADOPTED, this the 1st day of April, 2008.

ATTEST:


SCARLET SWOBODA, City Secretary
Distribution: Finance Department
Environmental Services Department
Legal Department




WILL ARMSTRONG, Mayor of the
City of Victoria, Texas

APPROVED AS TO LEGAL FORM:
DAVID ATMAR SMITH, City Attorney
Copies Sent: **APRIL 2, 2008**