

ORDINANCE NO. 2008-2009-G

An ordinance amending the 2008-2009 Fiscal Year Budget of the City of Victoria by transferring \$433,153.00 from the Environmental Services Closure Fund fund balance to (1) Environmental Services Fund Recycling Department Other Equipment capital line item, (2) Environmental Services Fund Solid Waste Department Tipping Fees line item, (3) Environmental Services Fund Solid Waste Department Office Equipment capital line item, (4) Environmental Services Fund Solid Waste Department Other Equipment capital line item, (5) Environmental Services Fund Solid Waste Department Small Tools line item, and (6) Environmental Services Fund Landfill Closure Department Construction capital line item, to provide funding for items for Automated Garbage Services and improvements to the Victoria City Landfill, 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 2008-2009 Budget of the City of Victoria is amended by transferring \$5,000 from the Environmental Services Closure Fund fund balance (4045-300100) to the Environmental Services Fund Recycling Department Other Equipment capital line item (4045-45RCY-950900); transferring \$124,000 to the Environmental Services Fund Solid Waste Department Tipping Fees line item (4045-45SOL-650520); transferring \$9,900 to the Environmental Services Fund Solid Waste Department Office Equipment capital line item (4045-45SOL-950120); transferring \$12,000 to the Environmental Services Fund Solid Waste Department Other Equipment capital line item (4045-45SOL-950900); transferring \$7,241 to the Environmental Services Fund Solid Waste Department Small Tools line item (4045-45SOL-510010), and transferring \$275,012 to the Environmental Services Fund Landfill Closure Department Construction capital line item (4045-45SOL-970030), to provide funding for Automated Garbage Services and improvements to the Victoria City Landfill.

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.

PASSED FIRST READING, this the 7th day of April, 2009.

AYES: 7
NAYS: 0
ABSTENTIONS: 0


PASSED SECOND READING, this the 21st day of April, 2009.

AYES: 6
NAYS: 0
ABSTENTIONS: 0

PASSED THIRD READING, this the 21st day of April, 2009.

AYES: 6
NAYS: 0
ABSTENTIONS: 0

APPROVED AND ADOPTED, this the 21st day of April, 2009.



WILL ARMSTRONG, Mayor
City of Victoria, Texas

ATTEST:


SCARLET SWOBODA, City Secretary



APPROVED AS TO LEGAL FORM:


BY: GEORGE E. HYDE, City Attorney
DENTON, NAVARRO, ROCHA & BERNAL, P.C.

Distribution: Finance Department
Environmental Services Department
Legal Department

Copies Sent: April 22, 2009