

ORDINANCE NO. 2008-2009-H

An ordinance amending the 2008-2009 Fiscal Year Budget of the City of Victoria by transferring \$100,000 from the General Fund fund balance to (1) General Fund Parks Maintenance Department Other Structures capital line item, and (2) General Fund Parks Recreation Department Other Structures capital line item, to provide funding for the Lowe Field Lighting project and unanticipated Swimming Pool expenses, 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 \$90,000 from the General Fund fund balance (0001-300100) to the General Fund Parks Maintenance Department Other Structures capital line item (0001-01PAR1-900150) and \$10,000 to the General Fund Parks Recreation Department Other Structures capital line item (0001-01PAR2-900150), to provide funding for the Lowe Field Lighting project and unanticipated Swimming Pool expenses.

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All ordinances or parts of ordinances in conflict with this ordinance are repealed to the extent of such conflict.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 21st day of April, 2009.

AYES: 6
NAYS: 0
ABSTENTIONS: 0

PASSED SECOND READING, this the 5TH day of MAY, 2009.

AYES: 7
NAYS: 0
ABSTENTIONS: 0

PASSED THIRD READING, this the 5TH day of MAY, 2009.

AYES: 7
NAYS: 0
ABSTENTIONS: 0

APPROVED AND ADOPTED, this the 5TH day of MAY, 2009.

ATTEST:

Scarlet Swoboda
SCARLET SWOBODA, City Secretary



Will Armstrong
WILL ARMSTRONG, Mayor
City of Victoria, Texas

APPROVED AS TO LEGAL FORM:

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

Distribution: Finance Department
Parks & Recreation Department
Legal Department

Copies Sent: MAY 6, 2009