

ORDINANCE NO. 2008-2009-M

An ordinance amending the 2008-2009 Fiscal Year Budget of the City of Victoria by transferring \$96,000 from the Environmental Services Closure Fund fund balance to the Environmental Services Fund Landfill Closure Department Engineering capital line item, to provide funding for a landfill gas to energy feasibility study and provide procurement support at the Victoria 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 \$96,000 from the Environmental Services Closure Fund fund balance (4045-300100) to the Environmental Services Fund Landfill Closure Department Engineering capital line item (4045-45SOL1-970020), to provide funding for a landfill gas to energy feasibility study and provide procurement support at the Victoria 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All ordinances or parts of ordinances in conflict with this ordinance are repealed to the extent of such conflict.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 services, 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 July, 2009.

AYES: 7
NAYS: 0
ABSTENTIONS: 0

PASSED SECOND READING, this the 4TH day of AUGUST, 2009.

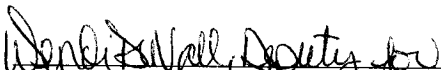
AYES: 7
NAYS: 0
ABSTENTIONS: 0

PASSED THIRD READING, this the 4TH day of AUGUST, 2009.

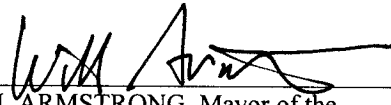
AYES: 7
NAYS: 0
ABSTENTIONS: 0

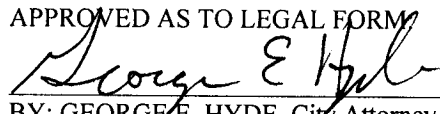
APPROVED AND ADOPTED, this the 4TH day of AUGUST, 2009.

ATTEST:


SCARLET SWOBODA, City Secretary




WILL ARMSTRONG, Mayor of the
City of Victoria, Texas

APPROVED AS TO LEGAL FORM

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

Distribution: Finance Department
Environmental Services
Legal Department

Copies Sent: AUGUST 5, 2009