

**ORDINANCE NO. 2008-2009O**

**An ordinance amending the 2008-2009 Fiscal Year Budget of the City of Victoria General Fund by allocating funding to the City of Victoria Fire Department in the amount of \$373,223 and decreasing the City of Victoria Street Department Assets under Construction capital line item by \$373,223, to provide funding for expenses associated with Extra Straight Time, Premium Pay, Higher Classification Pay and Certification Pay within the Fire Department, 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 General Fund is amended by decreasing the City of Victoria Street Department Assets under Construction capital line item (0001-01STR-970030) by \$373,223 and allocating funding to the City of Victoria Fire Department line items: (1) Extra Straight Time (0001-01FIR-500115) in the amount of \$65,276; (2) Premium Pay (0001-01FIR-500125) in the amount of \$196,970; (3) Higher Classification Pay (0001-01FIR-500135) in the amount of \$18,207; (4) Certification Pay (0001-01FIR-500140) in the amount of \$54,661; and (5) TMRS (0001-01FIR-500200) in the amount of \$38,109.

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All ordinances or parts of ordinances in conflict with this ordinance are repealed to the extent of such conflict.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, 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 27<sup>th</sup> day of August, 2009.

AYES: 7  
NAYS: 0  
ABSTENTIONS: 0

PASSED SECOND READING, this the 1ST day of SEPTEMBER, 2009.

AYES: 7  
NAYS: 0  
ABSTENTIONS: 0

PASSED THIRD READING, this the 1ST day of SEPTEMBER, 2009.


AYES: 7  
NAYS: 0  
ABSTENTIONS: 0

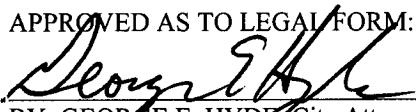
APPROVED AND ADOPTED, this the 1ST day of SEPTEMBER, 2009.

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  
Fire Department  
Legal Department

Copies Sent: SEPTEMBER 2, 2009