

**ORDINANCE NO. 2009-2010-B**

**An ordinance amending the 2009-2010 Fiscal Year Budget of the City of Victoria by (1) transferring \$548,000 from the Motel Tax Fund fund balance to the Motel Tax Fund Victoria Chamber of Commerce-CVB line item, (2) transferring \$15,000 from the Motel Tax Fund Professional Services line item to the Motel Tax Fund fund balance, (3) transferring \$5,000 from the Motel Tax Fund Tournaments line item to the Motel Tax Fund fund balance, (4) transferring \$873,560 from the Motel Tax Fund Community Center Building line item to the Motel Tax Fund fund balance, and (5) decreasing funding to the Community Center Fund Transfer from Motel Tax Fund Revenue line item by \$873,560, which will decrease the Community Center Fund fund balance by \$873,560, to provide additional funding to the Victoria Chamber of Commerce (Convention & Visitors Bureau – CVB), 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 2009-2010 Budget of the City of Victoria is amended by transferring \$548,000 from the Motel Tax Fund fund balance (1015-300100) to the Motel Tax Fund Victoria Chamber of Commerce-CVB line item (1015-15MOT-670080).

2.

The Fiscal Year 2009-2010 Budget of the City of Victoria is amended by transferring \$15,000 from the Motel Tax Fund Professional Services line item (1015-15MOT-530000) to the Motel Tax Fund fund balance (1015-300100).

3.

The Fiscal Year 2009-2010 Budget of the City of Victoria is amended by transferring \$5,000 from the Motel Tax Fund Tournaments line item (1015-15MOT-670120) to the Motel Tax Fund fund balance (1015-300100).

4.

The Fiscal Year 2009-2010 Budget of the City of Victoria is amended by transferring \$873,560 from the Motel Tax Fund Community Center Building line item (1015-15MOT-721200) to the Motel Tax Fund fund balance (1015-300100).

5.

The Fiscal Year 2009-2010 Budget of the City of Victoria is amended by decreasing funding to the Community Center Fund Transfer from Motel Tax Fund Revenue line item (4043-43REV-490311) by \$873,560, which will decrease the Community Center Fund fund balance (4043-300100) by \$873,560.

6.

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.

7.

All ordinances or parts of ordinances in conflict with this ordinance are repealed to the extent of such conflict.

8.

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 of the Chamber of Commerce, Convention & Visitors Bureau, which could not by reasonable diligence, thought and attention have been included in the original budget.

9.

This ordinance shall take effect upon final approval and adoption by the City Council of the City of Victoria.

PASSED FIRST READING, this the 17<sup>th</sup> day of November, 2009.

AYES: 4

NAYS: 3

ABSTENTIONS: 0

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

AYES: 4

NAYS: 3

ABSTENTIONS: 0

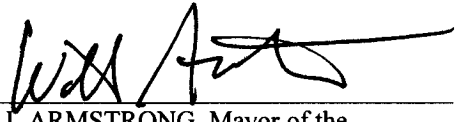
PASSED THIRD READING, this the 1ST day of DECEMBER, 2009.

AYES: 4

NAYS: 3

ABSTENTIONS: 3

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



WILL ARMSTRONG, Mayor of the  
City of Victoria, Texas



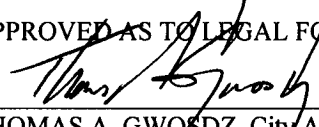
ATTEST:



SCARLET SWOBODA, City Secretary

Distribution: Finance Department  
Legal Department

APPROVED AS TO LEGAL FORM:



THOMAS A. GWOSDZ, City Attorney

Copies Sent: DECEMBER 2, 2009