

ORDINANCE NO. 2009-2010-E

FOR
COUNCIL
2009-12-15

An ordinance amending the 2009-2010 Fiscal Year Budget of the City of Victoria by transferring \$375,000.00 from the Water/Wastewater Fund fund balance to the Water/Wastewater Fund Wastewater Treatment Plant Department Land capital line item, to provide funding for the purchase of land for the future site of a wastewater treatment plant and/or other City facilities, 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 \$375,000.00 from the Water/Wastewater Fund fund balance (4041-300100) to the Water/Wastewater Fund Wastewater Treatment Plant Department Land capital line item (4041-41WWP-900130), to provide funding for the purchase of land for the future site of a wastewater treatment plant and/or other City facilities.

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All ordinances or parts of ordinances in conflict with this ordinance are repealed to the extent of such conflict.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 15th day of December, 2009.

AYES: 4
NAYS: 3
ABSTENTIONS: 0

PASSED SECOND READING, this the 28TH day of DECEMBER, 2009.

AYES: 4
NAYS: 3
ABSTENTIONS: 0

PASSED THIRD READING, this the 29TH day of DECEMBER, 2009.

AYES: 4
NAYS: 2

WITHHELD 1

APPROVED AND ADOPTED, this the 29TH day of DECEMBER, 2009.



ATTEST:

Scarlet Swoboda
SCARLET SWOBODA, City Secretary

Will Armstrong

WILL ARMSTRONG, Mayor of the City of Victoria, Texas

APPROVED AS TO LEGAL FORM:

Thomas A. Gwosdz
THOMAS A. GWOSDZ, City Attorney

Distribution: Finance Department
Legal Department
Public Works Department

Copies Sent: DECEMBER 31, 2009