

ORDINANCE NO. 2009-07

AN ORDINANCE OF THE CITY OF TOMBALL, TEXAS, ADOPTING AMENDMENT NUMBER 3 TO THE ORIGINAL BUDGET OF THE CITY OF TOMBALL, TEXAS, FOR THE FISCAL YEAR 2008-2009, AS ADOPTED BY ORDINANCE NO. 2008-33; PROVIDING FOR APPROPRIATION OF FUNDS FROM THE GOVERNMENTAL FUNDS AND THE PROPRIETARY FUNDS; DIRECTING PUBLICATION OF THE CAPTION OF THIS ORDINANCE; FINDING THAT THE MEETINGS AT WHICH THIS ORDINANCE IS CONSIDERED ARE OPEN TO THE PUBLIC; PROVIDING FOR SEVERABILITY AND THE REPEAL OF CONFLICTING ORDINANCES; AND PROVIDING OTHER DETAILS RELATING TO THE PASSAGE OF THIS ORDINANCE.

* * * * *

WHEREAS, the City of Tomball fiscal year 2008-2009 Budget was adopted by Ordinance No. 2008-25, with the time and in the manner required by State law; and

WHEREAS, the City Council finds it is necessary to amend the 2008-2009 Budget to provide for the appropriation of funds for certain events, and to allocate and reclassify funds as described in the Exhibits to this Ordinance; and

WHEREAS, the City Council finds that the significance of this matter is a matter of public necessity and a pressing need for the City of Tomball; now, therefore,

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF TOMBALL, TEXAS:

Section 1. The facts and matters set out above in the recitations are found to be true and correct.

Section 2. The City of Tomball, Texas, Fiscal Year 2008-2009 Budget is hereby amended to provide for the appropriation and reclassification of funds as reflected in the attached Exhibit A. This **Amendment No. 3 To The Original Budget of the City of Tomball, Texas, For The Fiscal Year 2008-2009** shall be attached to and made a part of the Original budget by the City Secretary and filed as required by State law and the City Charter

Section 3. Publication; Effective Date; Open Meetings. The City Secretary of the City of Tomball, Texas, is hereby directed to publish a descriptive caption of this Ordinance in the official newspaper of the City of Tomball, Texas. This Ordinance shall be effective after the publication requirement of the City Charter is satisfied. It is found and determined that the meetings at which this Ordinance was considered were open to the public, as required by Chapter 551 of the Texas Government Code, and that advance public notice of the time, place, and purpose of the meetings was given.

Section 4. Severability. In the event any section, paragraph, subdivision, clause, phrase, provision, sentence, or part of this Ordinance or the application of the same to any person or

circumstance shall for any reason be adjudged invalid or held unconstitutional by a court of competent jurisdiction, it shall not affect, impair, or invalidate this Ordinance as a whole or any part of provision hereof other than the part declared to be invalid or unconstitutional; and the City Council of the City of Tomball, Texas, declares that it would have passed each and every part of the same notwithstanding the omission of any such part thus declared to be invalid or unconstitutional, or whether there be one or more parts.

Section 5. **Repeal.** All ordinances or parts of inconsistent or in conflict herewith are, to the extent of such inconsistency or conflict, hereby repealed.

FIRST READING:

READ, PASSED AND APPROVED AS SET OUT BELOW AT THE MEETING OF THE CITY COUNCIL OF THE CITY OF TOMBALL HELD ON THE 2ND DAY OF FEBRUARY 2009.

| | |
|--------------------|---------------|
| COUNCILMAN QUINN | <u>AYE</u> |
| COUNCILMAN LAZENBY | <u>AYE</u> |
| COUNCILMAN WEBB | <u>AYE</u> |
| COUNCILMAN HARVEY | <u>AYE</u> |
| COUNCILMAN DRIVER | <u>ABSENT</u> |

SECOND READING:

READ, PASSED AND APPROVED AS SET OUT BELOW AT THE MEETING OF THE CITY COUNCIL OF THE CITY OF TOMBALL HELD ON THE 16TH DAY OF FEBRUARY 2009.

| | |
|--------------------|------------|
| COUNCILMAN QUINN | <u>AYE</u> |
| COUNCILMAN LAZENBY | <u>AYE</u> |
| COUNCILMAN WEBB | <u>AYE</u> |
| COUNCILMAN HARVEY | <u>AYE</u> |
| COUNCILMAN DRIVER | <u>AYE</u> |

Gretchen Fagan
GRETCHEN FAGAN, Mayor

ATTEST:

Doris Speer
DORIS SPEER, City Secretary

**General Fund
Fiscal Year 2009
Budget Amendment No. 3**

| | FY2009 Adopted Budget | 10/24/08 Amendment | 11/17/08 Amendment | 2/2/09 Amendment | Total Amended Budget |
|---|-----------------------------|-----------------------|-----------------------|---------------------|----------------------------|
| Revenues: | | | | | |
| Property taxes | \$ 1,772,115 | \$ (204,878) | \$ | \$ | \$ 1,567,237 |
| Sales taxes | 7,278,200 | (1,078,200) | | | 6,200,000 |
| Franchise taxes | 1,213,480 | (34,260) | | | 1,179,220 |
| Permits and licenses | 329,660 | (11,000) | | | 318,660 |
| Fines and warrants | 398,700 | 245,000 | | | 643,700 |
| Service fees | 2,100,000 | | | | 2,100,000 |
| Transfer from Enterprise | 1,778,313 | | | | 1,778,313 |
| Contributions | 283,700 | (151,800) | | | 131,900 |
| Interest | 800,000 | (220,000) | | | 580,000 |
| Other | 241,880 | | | | 241,880 |
| Total Revenues | 16,196,048 | (1,455,138) | 0 | 0 | 14,740,910 |
| Expenditures: | | | | | |
| City Manager's Office | 479,913 | | 21,000 | (600) 1 | 500,314 |
| Mayor and Council | 127,561 | (34,000) | | 600 1 | 94,161 |
| City Secretary | 359,028 | (8,309) | | | 350,719 |
| Human Resources | 335,651 | | 4,500 | | 340,151 |
| Finance | 538,940 | (17,654) | | | 521,286 |
| Information Systems | 344,466 | (36,284) | | | 308,182 |
| Legal | 244,700 | | | | 244,700 |
| Non-Departmental | 253,751 | | | | 253,751 |
| Building Permits and Inspections | 400,812 | (2,736) | | 6,450 2 | 404,526 |
| Police | 5,178,472 | (183,309) | | 134,813 3 | 5,129,976 |
| Fire | 1,435,496 | (281,705) | 22,000 | | 1,175,791 |
| Fire Marshal | 223,850 | (24,657) | | | 199,193 |
| Emergency Services | 17,600 | | | | 17,600 |
| Municipal Court | 445,136 | (2,183) | | | 442,953 |
| Public Works Administration | 63,323 | | | | 63,323 |
| Engineering and Planning | 1,105,072 | (153,673) | 1,462 | (6,450) 2 | 946,411 |
| Facilities Maintenance | 459,212 | (8,931) | | | 450,281 |
| Garage | 201,370 | (111,283) | | 12,552 4 | 102,639 |
| Streets | 1,028,402 | (4,400) | 70,000 | | 1,094,002 |
| Sanitation | 2,350,100 | | 16,500 | | 2,366,600 |
| Parks | 552,968 | (156,099) | | | 396,869 |
| Community Center | 159,571 | | | | 159,571 |
| Total Expenditures | 16,305,394 | (1,025,223) | 135,462 | 147,365 | 15,582,999 |
| Net Income from Operations | (109,346) | (429,915) | (135,462) | (147,365) | (822,089) |
| Other Sources/(Uses): | | | | | |
| Proceeds from debt | | | | | |
| Vehicle Replacement | 716,662 | | | | 716,662 |
| Capital Projects/Outlay | 2,341,519 | (1,499,519) | 7,481,023 | | 8,323,023 |
| Total Other Sources/(Uses) | 3,058,181 | (1,499,519) | 7,481,023 | 0 | 9,039,685 |
| Revenues Over/(Under) Expenditures | (3,167,527) | (1,929,434) | 7,345,561 | (147,365) | (9,861,774) |
| Beginning Fund Balance | 16,676,502 | | | | 16,676,502 |
| Ending Fund Balance | \$ 13,508,975 | \$ (1,929,434) | \$ 7,345,561 | \$ (147,365) | \$ 6,814,728 |

44%

Footnotes:

- 1 - To reallocate funds to the Mayor and Council budget for printing the banner for the Trailride Reception.
- 2 - To reallocate funds from the Engineering budget to Building Dept for the demolition of the house on Snook Ln. Savings in professional fees used for transfer.
- 3 - Carryover for the Police Dept. Evidence & Storage Room remodel were missed in November budget amendment
- 4 - To carryover funds for equipment purchased for the Garage. Purchases were made in FY 08 but were not received and paid for until FY 09 and were missed in carryover amendment.

Hotel Occupancy Tax Fund

Fiscal Year 2009

Budget Amendment

| | FY 2009 Budget | 2/2/09 Amendment | | FY 2009 Amended Budget |
|-------------------------------|-------------------|---------------------|-------------|------------------------------|
| Revenues: | | | | |
| Occupancy tax | \$ 190,000 | \$ | \$ | 190,000 |
| Interest | 3,000 | | | 3,000 |
| Transfers in | | | | 0 |
| Total | 193,000 | 0 | - | 193,000 |
| Expenditures: | | | | |
| Personnel services | 8,000 | | | 8,000 |
| Services and charges | | | | 0 |
| Greater Tomball Chamber | 35,000 | | | 35,000 |
| Spring Creek Historical | | | | 0 |
| The Regional Arts Council | | | | 0 |
| Tomball Community Chorus | | | | 0 |
| Chaparral Genealogical | | | | 0 |
| Tomball Sister City | 15,000 | | | 15,000 |
| Second Saturday Events | 30,000 | | | 30,000 |
| Other | 20,000 | 13,000 1 | | 33,001 |
| Total | 108,000 | 13,000 | 0 | 121,001 |
| Revenues Over (Under) | | | | |
| Expenditures | 85,000 | (13,000) | 0 | 71,999 |
| Beginning Fund Balance | 142,484 | | | 142,484 |
| Ending Fund Balance | \$ 227,484 | \$ (13,000) | \$ 0 | \$ 214,483 |

1- To carryover funds for final payment for Thomas Ball statue budgeted in FY 2008.