

# City of Magnolia, Texas

## Ordinance No. 2009-150

**AN ORDINANCE OF THE CITY OF MAGNOLIA, TEXAS, AMENDING THE FISCAL YEAR 2008 – 2009 ANNUAL BUDGET, ORDINANCE NO. 2008-134 TO AMEND ADOPTED EXPENDITURES AND REVENUES OF THE BUDGET; AND DECLARING AN EFFECTIVE DATE.**

**WHEREAS**, the 2008 - 2009 Annual Budget was adopted by Ordinance 2008-134 on September 29, 2008;

**WHEREAS**, various unforeseen circumstances affecting the City have presented themselves during the course of the fiscal year;

**WHEREAS**, the City Council considered the circumstances independently, deliberating appropriately on the associated revenues and expenditures and the overall impact on the general financial status of the City;

**WHEREAS**, pursuant to the laws of the State of Texas the City Council has determined that it will be beneficial and advantageous to the citizens of the City of Magnolia to amend the 2008 – 2009 budget as set forth herein; and

**WHEREAS**, the City of Magnolia, Texas (the "City"), deems it an public necessity, and in the best interest of the citizens of the City to amend the City Budget for the Fiscal Year 2008-2009 by amending Ordinance No. 2008-134, and to file such amendment;

**WHEREAS**, this ordinance combines the independent Council actions into one budget amendment document;

**NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL  
OF THE CITY OF MAGNOLIA, TEXAS, as follows:**

**Section 1.** The findings set forth above are incorporated into the body of this ordinance.

**Section 2.** The annual budget for fiscal year 2008 – 2009 is hereby amended to include the expenditures and revenues described in Exhibit "A" and Exhibit "B" attached hereto and made a part of this ordinance as if set out verbatim herein.

**Section 3.** All ordinances of the City in conflict with the provisions of this ordinance are hereby repealed, and all other ordinances of the City not in conflict with the provisions of this ordinance shall remain in full force and effect.

**Section 4.** Should any section, portion, sentence, clause or phrase of this ordinance be declared unconstitutional or invalid for any reason, it shall not invalidate or impair the force or effect of any other section or portion of this ordinance.

**Section 5.** The City Secretary is hereby directed to attach a copy of this Ordinance to the City Budget for Fiscal Year 2008-2009, which is on file in her office.

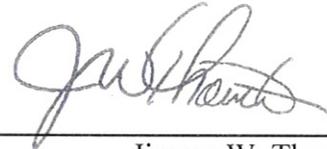
**Section 6.** The City Secretary is hereby directed to file a copy of this Ordinance with the County Clerk of Montgomery County.

**Section 7.** The necessity for amending the budget for the fiscal year, as required by the laws of the State of Texas, requires that this ordinance shall take effect immediately from and after its passage, as the law in such cases provides.

**Section 8.** This ordinance shall take effect immediately after its passage.

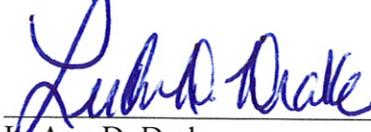
**PASSED AND APPROVED on this the 14<sup>th</sup> day of April, 2009.**

**THE CITY OF MAGNOLIA, TEXAS**



\_\_\_\_\_  
Jimmy W. Thornton, Jr.  
**Mayor**

**Attest:**



\_\_\_\_\_  
Ann D. Drake  
**City Secretary**

**APPROVED AS TO FORM:**

  
\_\_\_\_\_  
Leonard V. Schneider  
**City Attorney**

# Exhibit "A"

## First Quarter Budget Adjustment 2008-2009

<u>Account Number</u>	<u>Account Name</u>	<u>+/-</u>	<u>Amount</u>
01-502801	PD- Tobacco Grant	Increase	\$ 3,000.00
Police Department was awarded this grant in August 2008 but did not use.			
01-504501	Court-Salaries	Increase	29,310.00
01-504515	-Longevity	Increase	105.00
01-504516	-T.E.C.	Increase	146.85
01-504517	-T.M.R.S.	Increase	756.28
01-504518	-Worker's Compensation	Increase	76.94
01-504536	-Payroll Taxes	Increase	2,246.81
Municipal Court did not downsize as budgeted.			
03-500652	Permits & Testing	Increase	6,816.00
T.C.E.Q. Penalty. Approved 12/9/08			
01-509700	Facilities-Supplies	Increase	2,595.00
Approved Dedication Plaques. 8/12/08			
17-501560	Hotel/Motel-Event Funding	Increase	36,000.00
Approved Hotel/Motel Budget. 11/10/08			
01-503631	Contract-Daniel's Landscaping	Increase	2,700.00
Expanded Area			
Subtotal			83,752.88
<b>4A- Economic Development Corporation</b>			
07-500901	Industrial Park-Interest Pmt	Increase	2,957.84
Subtotal			2,957.84
1 <sup>st</sup> Quarter Total			<u>\$ 86,710.72</u>

# Exhibit "B"

## Second Quarter Budget Adjustment 2008-2009

<u>Account Number</u>	<u>Account Name</u>	<u>+/-</u>	<u>Amount</u>
17-501560	Hotel/Motel-Event Funding Approved 3-10 Council Meeting	Increase	\$ 30,000.00
01-502670	Copy Machine/Lease O.E.	Increase	1,500.00
01-502630	Outside Sales Unexpected A/C repairs	Increase	4,200.00
		Subtotal	35,700.00

### 4A- Economic Development Corporation

07-500632	Contract/Consult Services Approved 2-12 EDC Meeting	Increase	100,000.00
07-500632.00	Contract/Consult Serv-Downtown Proj. Approved 2-12 EDC Meeting	Increase	30,000.00
		Subtotal	130,000.00

2<sup>nd</sup> Quarter Total \$ 165,700.00