

ORDINANCE NO. 2009-28

AN ORDINANCE OF THE CITY OF TOMBALL, TEXAS, ADOPTING AMENDMENT NUMBER 4 TO THE ORIGINAL BUDGET OF THE CITY OF TOMBALL, TEXAS, FOR THE FISCAL YEAR 2008-2009, AS ADOPTED BY ORDINANCE NO. 2008-25; 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 Number 4 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 21ST DAY OF SEPTEMBER 2009.

COUNCILMAN QUINN	<u>AYE</u>
COUNCILMAN STOLL	<u>AYE</u>
COUNCILMAN WEBB	<u>AYE</u>
COUNCILMAN TOWNSEND	<u>AYE</u>
COUNCILMAN DRIVER	<u>AYE</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 5TH DAY OF OCTOBER 2009.

COUNCILMAN QUINN	<u>AYE</u>
COUNCILMAN STOLL	<u>AYE</u>
COUNCILMAN WEBB	<u>ABSENT</u>
COUNCILMAN TOWNSEND	<u>AYE</u>
COUNCILMAN DRIVER	<u>AYE</u>

ATTEST:



DORIS SPEER, City Secretary



GRETCHEN FAGAN, Mayor

**Amendment Number 4 To The Original Budget of the
City of Tomball, Texas, For The Fiscal Year 2008-2009**

**General Fund
Fiscal Year 2009
Budget Amendment**

	FY2009 Adopted Budget	10/24/08 Amendment	11/17/08 Amendment	2/2/09 Amendment	8/21/09 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	(800)	(17,047) 1	483,266
Mayor and Council	127,561	(34,000)		600		94,161
City Secretary	359,028	(8,309)			(24,441) 1	326,278
Human Resources	335,651		4,500		(16,817) 1	323,334
Finance	538,940	(17,854)			(25,023) 1	496,263
Information Systems	344,466	(36,284)				308,182
Legal	244,700					244,700
Non-Departmental	253,751				1,758 2	255,509
Building Permits and Inspections	400,812	(2,736)		8,450	(26,144) 1	378,382
Police	5,178,472	(183,309)		134,913	(319,696) 1	4,810,280
Fire	1,435,496	(281,705)	22,000		(30,109) 1	1,145,682
Fire Marshal	223,850	(24,857)			(7,099) 1	192,094
Emergency Services	17,600					17,600
Municipal Court	445,136	(2,183)			(21,259) 1	421,894
Public Works Administration	63,323				(7,370) 1	55,953
Engineering and Planning	1,105,072	(153,673)	1,462	(6,450)	(38,916) 1	907,495
Facilities Maintenance	459,212	(8,931)			(3,612) 1	446,669
Garage	201,370	(111,283)		12,552	(11,589) 1	91,050
Streets	1,028,402	(4,400)	70,000		(34,481) 1	1,059,521
Sanitation	2,350,100		16,500			2,366,600
Parks	552,968	(156,099)			(30,429) 1	366,440
Community Center	159,571				(10,957) 1	148,614
Operating Transfer	0				625,191 1	625,191
Total Expenditures	16,305,394	(1,025,223)	135,462	147,365	1,758	15,564,756
Net Income from Operations	(109,346)	(429,915)	(135,462)	(147,365)	(1,758)	(823,846)
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	0	9,039,685
Revenues Over/(Under) Expenditures	(3,167,527)	(1,929,434)	7,345,561	(147,365)	(1,758)	(9,863,531)
Beginning Fund Balance	16,676,502					16,676,502
Ending Fund Balance	\$ 13,508,975	\$ (1,929,434)	\$ 7,345,561	\$ (147,365)	\$ (1,758)	\$ 6,812,971

44%

Footnotes:

- 1 - Move budget for health insurance expenses to the newly established Health Insurance Fund created in March 2009
- 2 - Copy charges exceeded the original amount budgeted

Enterprise Fund
Fiscal Year 2009
Budget Amendment

	FY2009			Total
	Total	11/17/08	9/21/09	Amended
	Budget	Amendment	Amendment	Budget
Operating Revenues:				
Water sales	\$ 2,830,163	\$	\$	\$ 2,830,163
Sewer sales	2,355,403			2,355,403
Gas sales	4,185,000			4,185,000
Tap fees	119,000			119,000
Reconnect fees	28,000			28,000
Interest	350,000			350,000
Other	842,400			842,400
Transfers	-			0
Total Operating Revenues	10,709,966	0	0	10,709,966
Expenses:				
Enterprise Administration	448,001		(19,270) 1	426,731
Utility Billing	417,316		(33,763) 1	383,553
Water	1,947,015		(35,501) 1	1,911,514
Wastewater	1,555,759		(59,517) 1	1,496,242
Gas	2,868,887		(32,905) 1	2,835,982
Operating Transfer	1,749,561		180,955 1	1,930,516
Total Operating Expenses	8,984,539	0	(0)	8,984,539
Net Revenue Available for Debt	1,725,427	0	0	1,725,427
Debt Service*				
Revenue Bonds	1,032,415			1,032,415
Certificates of Obligation	973,901			973,901
Fiscal Fees	5,000		6,789 2	11,789
Total Debt Service	2,011,316	0	6,789	2,018,105
Non-Operating Revenues (expenses)				
Proceeds from debt				
Transfers	-			
Vehicle replacement	121,510			121,510
Capital projects/outlay	715,000	2,622,101		3,337,101
Total Non-Operating Revenue	836,510	2,622,101	0	3,458,611
Net Income (Excluding Depr.)	(1,122,399)	(2,622,101)	(6,789)	(3,751,289)
Beginning Fund Balance	10,104,464			10,104,464
Ending Fund Balance	\$ 8,982,065	\$ (2,622,101)	\$ (6,789)	\$ 6,353,175
Reserve Requirement (18% of Op.)	\$1,558,717			\$1,617,217
Reserve Level	103.7%			70.7%

Footnotes:

- 1 - Move budget for health insurance expenses to the newly established Health Insurance Fund created in March 2009
- 2 - Enterprise Fund Debt arbitrage charges

**Fleet Replacement Fund - General Fund
 Fiscal Year 2009
 Budget Amendment**

	FY 2009 Adopted Budget	11/17/08 Amendment	9/21/09 Amendment	Total Amended Budget
Revenues:				
Transfers	\$ 735,984	\$	\$	\$ 735,984
Interest	20,000			20,000
Total	755,984	-	-	755,984
Expenditures:				
Capital Outlay	372,530	96,264	29,200 ¹	497,994
Total	372,530	96,264	29,200	497,994
Revenues Over (Under) Expenditures	383,454	(96,264)	(29,200)	257,990
Beginning Fund Balance	761,477			761,477
Ending Fund Balance	\$ 1,144,931	\$ (96,264)	\$ (29,200)	\$ 1,019,467

Footnotes:

1 - Appropriate money to cover the cost of the new gradall and the front mower both of which exceeded the original budgeted amount. This additional appropriation was approved by council when the gradall was approved but is now being shown to reflect the total amended budget for this fund.

**Health Insurance Trust Fund
Fiscal Year 2009
Budget Amendment**

	FY 2009 Adopted Budget	9/21/2009 Amendment	Total Amended Budget
Revenues:			
Transfers	\$ -	\$ 806,146	1 \$ 806,146
Interest	-	-	-
Total	-	806,146	806,146
Expenditures:			
Health Insurance Costs	-	806,146	1 806,146
Total	-	806,146	806,146
Revenues Over (Under)			
Expenditures	-	-	-
Beginning Fund Balance			
	-	-	-
Ending Fund Balance			
	\$ -	\$ -	\$ -

Footnotes:

1 - Move budget for health insurance expenses to the newly established Health Insurance Fund created in March 2009.