

ORDINANCE NO. 0-2011-23

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF TYLER, TEXAS, AMENDING THE BUDGET FOR FISCAL YEAR 2010/2011 AUTHORIZING THE APPROPRIATION OF FUNDS FOR PAYMENT OF SUCH PROJECT COSTS AND/OR OBLIGATIONS INCURRED PURSUANT TO AGREEMENTS IMPLEMENTING PROJECT AND FINANCING PLANS AS A DOWNTOWN PARKING STUDY AND PARKING GARAGE DESIGN SERVICES; AND ESTABLISHING AN EFFECTIVE DATE.

WHEREAS, by Ordinance No. 0-2008-38, the City created the Zone pursuant to Chapter 311, TEXAS TAX CODE (the "*TIRZ Act*"), as amended by Ordinance No. 0-2008-63, and established a Tax Increment Fund for the Zone which may be divided into subaccounts as authorized by subsequent ordinances; and

WHEREAS, the Board of Directors of the Zone ("*Zone Board*") and the City Council of the City each approved and adopted a Project Plan and a Reinvestment Zone Financing Plan for the Zone; and

WHEREAS, On November 10, 2010 the Tyler Development Authority approved a proposal from Walker Parking Consultants Associates on a downtown parking garage study, and the City Council approves of the said parking study and payment thereof; and

WHEREAS, the City Council has authorized the City Manager to execute an agreement with Walker Parking Consultants Associates for preliminary engineering services to design a Downtown parking garage, which is not currently budgeted for in the 2010-2011 Budget; and

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF TYLER, TEXAS:

PART 1: That the following line item accounts as approved in the budget for fiscal year 2000/2001 shall be amended to read as follows:


| Department Name | Fund Name | Account Number | Budget Amount | Requested Increase | Requested Decrease | Budget As Amended |
|-----------------|----------------|---------------------------------------|---------------|--------------------|--------------------|-------------------|
| TIF/TIRZ No. 2 | TIF/TIRZ No. 2 | Fund Balance | \$43,961 | | \$43,961 | \$0 |
| | | 209-0110-412-0408 Special Services | \$2,400 | \$43,961 | | \$46,361 |
| | | | | | | |

PART 2: That the City Clerk is hereby directed to file a copy of this budget amendment as required by state law.

PART 3: That amendment of the budget at this time in order to create a tax increment fund for TIRZ #2 to provide funding for payment of such project costs and/or obligations incurred pursuant to agreements implementing project and financing plans as a parking study and parking garage design services for a parking garage, a TIRZ #2 project, creates an urgent public necessity to authorize the amendment to the budget herein contained.

PART 4: That this ordinance shall take effect immediately upon approval.

PASSED AND APPROVED this the 13th day of April, A.D., 2011.



BARBARA BASS, MAYOR
CITY OF TYLER, TEXAS

ATTEST:


CASSANDRA BRAGER, CITY CLERK



APPROVED: 

GARY C. LANDERS, CITY ATTORNEY