

ORDINANCE NO. O-2009-92

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF TYLER, TEXAS, AMENDING THE BUDGET FOR FISCAL YEAR 2008-2009 AUTHORIZING THE APPROPRIATION OF FUNDS IN THE AMOUNT OF \$75,000 FROM THE TYLER INDEPENDENT SCHOOL DISTRICT FOR USE OF GIRLS FAST PITCH SOFTBALL FIELDS AND; AUTHORIZING THE APPROPRIATION OF FUNDS; AND ESTABLISHING AN EFFECTIVE DATE.

WHEREAS, during fiscal year 2007-2008, City Council approved changes to the Faulkner Park Master Plan for the conversion of one baseball field into three girls' fast pitch softball fields; and

WHEREAS, both **CITY** and **TISD** desire to enter into this agreement to provide a more functional and mutually beneficial relationship between the two organizations; and

WHEREAS, the parties have met to discuss their desire regarding the use and sharing of the property known as Faulkner Park with softball facilities, improvement and equipment located on a portion of the property in the south part of Tyler, Smith County, Texas, and commonly referred to as "Faulkner Park"; and

WHEREAS, **CITY** and **TISD** desire to enter into this written agreement setting out the terms and conditions regarding the use of the property;

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 2008-2009 shall be amended to read as follows:

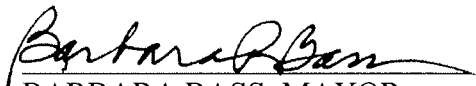
DEPARTMENT NAME	ACCOUNT NUMBER	ACCOUNT NAME	BUDGETED AMOUNT	REQUESTED INCREASE	REQUESTED DECREASE	BUDGET AS AMENDED
Capital Improvements		Fund Balance	\$1,123,379			\$1,048,379
Capital Improvements	102-0450-451-2403	Park Improvements	\$363,000	\$75,000		\$438,000

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

PART 3: That amendment of the fiscal year 2008-2009 Budget at this time is required in order accept funding through the Memo of Understanding with TISD to provide.

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

PASSED AND APPROVED this the 9th day of September, 2009.


BARBARA BASS, MAYOR
CITY OF TYLER, TEXAS

ATTEST:

APPROVED:


CASSANDRA BRAGER, CITY CLERK




GARY C. LANDERS, CITY ATTORNEY