

ORDINANCE NUMBER O- 20053 (NEW SERIES)

DATE OF FINAL PASSAGE JUN 06 2011

AN ORDINANCE AMENDING ORDINANCE NO. O-19887 (NEW SERIES) ENTITLED "AN ORDINANCE ADOPTING THE ANNUAL BUDGET FOR THE FISCAL YEAR 2010 AND APPROPRIATING THE NECESSARY MONEY TO OPERATE THE CITY OF SAN DIEGO FOR SAID FISCAL YEAR," TO AUTHORIZE THE CHIEF FINANCIAL OFFICER TO INCREASE APPROPRIATIONS IN ACCORDANCE WITH FISCAL YEAR 2010 EXPENDITURES.

WHEREAS, on July 27, 2009, the City Council adopted Ordinance No. O-19887, entitled "An Ordinance Adopting the Annual Budget for the Fiscal Year 2011 and Appropriating the Necessary Money to Operate the City of San Diego for Said Fiscal Year" (Fiscal Year 2010 Appropriation Ordinance); and

WHEREAS, on June 22, 2010, the City Council adopted San Diego Ordinance No. O-19964 amending the Appropriation Ordinance (Amended Appropriation Ordinance) in accordance with the Mayor's Fiscal Year 2010 Budget Amendment Report and Fiscal Year 2011 Proposed General Fund Budget No. 09-167 and the Fiscal Year 2010 Year-End Solution and Appropriation Adjustment Report No. 10-080 (Mayor's Reports); and

WHEREAS, the Amended Appropriation Ordinance authorized appropriation increases of up to 2 percent of a department's budget, except for Police and Fire-Safety which had no limit, in order to balance the Fiscal Year 2010 budget at year-end; and

WHEREAS, due to certain year-end expenditures, primarily related to the payment of the McGuigan settlement, a number of department budgets exceeded the 2 percent limitation on appropriation increases; and

WHEREAS, due to delays in closing fiscal year 2010, these departments and expenditures have only recently been identified; and

WHEREAS, these expenditures in excess of appropriated amounts must be ratified by City Council in order to comply with San Diego Charter sections 84 and 99; and

WHEREAS, an amendment to the Fiscal Year 2010 Appropriation Ordinance is necessary to authorize the Chief Financial Officer to increase appropriations in order to close Fiscal Year 2010 with sufficient appropriations to cover department expenditures; and

WHEREAS, pursuant to sections 280(a)(4) and 290(d) of the San Diego Charter, the Mayor has no veto power over this ordinance; NOW, THEREFORE,

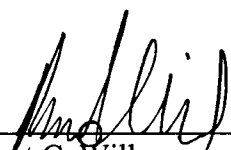
BE IT ORDAINED, by the Council of the City of San Diego, as follows:

Section 1. That the Appropriation Ordinance is hereby amended to authorize the Chief Financial Officer to appropriate sufficient funds to cover expenses incurred in Fiscal Year 2010.

Section 2. That this ordinance is declared to take effect and be in force immediately upon passage after two (2) public hearings pursuant to the authority contained in sections 71, 275, and 295 of the Charter of the City of San Diego.

Section 3. That a full reading of this ordinance is dispensed with prior to passage, since a written copy was made available to the City Council and the public prior to the day of its passage.

APPROVED: JAN I. GOLDSMITH, City Attorney

By  \_\_\_\_\_  
Brant C. Will  
Deputy City Attorney

BCW:jdf  
05/24/11  
Or.Dept:FM