

8/14/2015

ORDINANCE NO. 29842

An ordinance amending Ordinance No. 29475 (2014-2015 FY Capital Budget Appropriation Ordinance) to make certain adjustments to fund appropriations for fiscal year 2014-15 for public improvements to be financed from bond funds and other revenues of the City of Dallas and to authorize the city manager to implement those adjustments; providing a saving clause; and providing an effective date.

WHEREAS, on September 17, 2014, the city council passed Ordinance No. 29475, which adopted the capital budget appropriation ordinance for fiscal year 2014-2015; and

WHEREAS, shortages and excesses in various project appropriations have created a need to adjust those appropriations and to establish new appropriations; and

WHEREAS, the city council is authorized in accordance with Chapter XI, Section 4, of the Dallas City Charter to transfer an unencumbered balance of an appropriation made for the use of one department, division, or purpose to any other department, division, or purpose, upon the written recommendation of the city manager; and

WHEREAS, the city council is authorized in accordance with Chapter XI, Section 5, of the Dallas City Charter to appropriate, from time to time, excess revenues of the city to such uses as will not conflict with any uses for which such revenues specifically accrued; Now, therefore,

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF DALLAS:

SECTION 1. That Section 2 of Ordinance No. 29475 (2014-2015 FY Capital Budget Appropriation Ordinance), passed by the city council on September 17, 2014, is amended by making adjustments to fund appropriations for fiscal year 2014-15 for public improvements to be financed from bond funds and other revenues of the City of Dallas, to read as follows:

“SECTION 2. (a) That the following amounts are hereby appropriated from the funds indicated for the projects listed in the FY 2014-15 Capital Budget:

CAPITAL FUNDS

From the City Animal Control Facilities Fund (1P46)	114,829
From the City Animal Control Facilities Fund (0P46)	7,562
From the Animal Control Facilities Improvement Fund (3R46)	33,900
From the Aviation Capital Construction Fund (0131)	<u>18,597,427</u> [13,597,427]
From the Capital Construction Fund (0671)	5,400,000
From the Capital Gifts and Donations Fund (0530)	1,305,545
From the Cedars Tax Increment Financing District Fund (0033)	508,181
From the City Center Tax Increment Financing District Fund (0035)	3,164,722
From the City Hall, City Service and Maintenance Facilities Fund (3T60)	1,559,333
From the Convention Center Capital Construction Fund (0082)	3,150,000

29842

151607

<u>From the Cultural Arts Facilities Fund (BT49)</u>	30,000*
<u>From the Cultural Arts Facilities Fund (5R49)</u>	60,766*
<u>From the Cultural Arts Facilities Fund (6R49)</u>	35,244*
<u>From the Cultural Arts Facilities Fund (9P49)</u>	33,990*
From the Cypress Waters Tax Increment Financing District Fund (0066)	600,876
From the Davis Garden Tax Increment Financing District Fund (0060)	438,126
From the Deep Ellum Tax Increment Financing District Fund (0056)	519,610
From the Design District Tax Increment Financing District Fund (0050)	2,221,631
From the Downtown Connection Tax Increment Financing District Fund (0044)	15,198,483
From the Economic Development and Housing Development Programs Fund (3U52)	12,000,000
From the Economic Development and Housing Development Programs Fund (3U53)	3,500,000
From the 2003 Equipment Acquisition Note Fund (0569)	1,355
From the 2004 Equipment Acquisition Note Fund (0587)	351,423
From the 2005 Equipment Acquisition Note Fund (0588)	38,598
From the 2006 Equipment Acquisition Note Fund (0595)	39,019

**An increase of \$160,000 was previously approved with Resolution No. 15-1247.*

29842

151607

From the 2007 Equipment Acquisition Note Fund (0598)	110,788
From the 2010 Equipment Acquisition Certificates of Obligation Fund (0613)	58,388
From the 2010 Equipment Acquisition Note Fund (0629)	241,600
From the Farmers Market Tax Increment Financing District Fund (0036)	995,025
From the Flood Protection and Storm Drainage Facilities Improvement Fund (3T23)	15,098,697
From the Flood Protection and Storm Drainage Facilities Improvement Fund (3U23)	1,886,800
From the Fort Worth Avenue Tax Increment Financing District Fund (0058)	324,936
From the General Capital Reserve Fund (0625)	5,400,000
From the Grand Park South Tax Increment Financing District Fund (0054)	30,931
From the Land Acquisition under the Land Bank Program for the Development of Low and Moderate Single Family Homes Fund (3T10)	150,000
From the Maple/Mockingbird Tax Increment Financing District Fund (0064)	1,096,737
From the Oak Cliff Gateway Tax Increment Financing District Fund (0034)	1,115,811
From the Park and Recreation Facilities Fund (3T00)	10,964,540
From the Public/Private Partnership Fund (0352)	10,600,000
From the Skillman Corridor Tax Increment Financing District Fund (0052)	1,791,846
From the Southwestern Medical Tax Increment Financing District Fund (0046)	713,358

29842

151607

From the Sports Arena Tax Increment Financing District Fund (0038)	3,730,828
From the Storm Water Drainage Management Capital Construction Fund (0063)	1,072,751
From the Street and Transportation Improvement Fund (3T22)	3,028,838
From the Street and Transportation Improvement Fund (3U22)	61,568,030
From the State-Thomas Tax Increment Financing District Fund (0032)	92,481
From the Transit Oriented Development Tax Increment Financing District Fund (0062)	1,199,543
From the Trinity River Corridor Project Fund (A[3]P14)	10,967,587
From the Vickery Meadow Tax Increment Financing District Fund (0048)	1,619,664
From the Wastewater Capital Construction Fund (0103)	24,809,000
From the Wastewater Capital Improvement Fund (2116)	13,351,000
From the Wastewater Capital Improvement Fund (3116)	84,984,000
From the Water and Wastewater Public Art Fund (0121)	233,000
From the Water Capital Construction Fund (0102)	31,322,000
From the Water Capital Improvement Fund (2115)	156,715,000
From the Water Capital Improvement Fund (3115)	15,350,000

29842

151607

From the 2015 Master Lease - Equipment Fund (ML15)	25,000,000
<u>From the 1998 General Obligation Bond Arbitrage Rebate Fund (8P99)</u>	<u>313</u>
<u>From the 2010 General Obligation Pension Bond Refunding Fund (0630)</u>	<u>31</u>
<u>From the 2010 General Obligation Bond Refunding Fund (0631)</u>	<u>293</u>
<u>From the 2013 General Obligation Bond Refunding Fund (0674)</u>	<u>245</u>
CAPITAL FUNDS TOTAL	<u>\$554,534,681</u> [549,373,799]

(b) That the following amounts are hereby appropriated from the funds indicated for payment of the FY 2014-15 Debt Service Budget:

DEBT SERVICE FUNDS

From the General Obligation Debt Service Fund (0981)	229,908,362
DEBT SERVICE FUNDS TOTAL	\$229,908,362

(c) That these appropriations and all previous appropriated funds for these projects remain in force until each project is completed or terminated.

(d) That the appropriations listed in Subsections (a) and (b) may be increased by city council resolution upon the recommendation of the city manager.”

SECTION 2. That Section 4 of Ordinance No. 29475 (2014-2015 FY Capital Budget Appropriation Ordinance), passed by the city council on September 17, 2014, is amended by making adjustments to fund appropriations for fiscal year 2014-15 for public improvements to be financed from bond funds and other revenues of the City of Dallas, to read as follows:

“SECTION 4. That the city manager is authorized upon written notice to the city controller to make the following adjustments:

(1) Transfer amounts from one project appropriation to another within the same fund, provided that the total appropriation for each fund is not exceeded by this action.

(2) Decrease appropriation of any fund described in Section 2 to reduce expenditures within the fund when, in the judgment of the city manager, actual or probable receipts are less than the amount estimated and appropriated for expenditures.

(3) Transfer funds, not to exceed \$1,485,000, to the General Fund 0001, in the amounts of \$25,000 from the Cityplace Tax Increment Financing District Fund 0030; \$10,000 from State-Thomas Tax Increment Financing District Fund 0032; \$75,000 from the Cedars Tax Increment Financing District Fund 0033; \$60,000 from the Oak Cliff Gateway Tax Increment Financing District Fund 0034; \$140,000 from the City Center Tax Increment Financing District Fund 0035; \$100,000 from the Farmers Market Tax Increment Financing District Fund 0036; \$120,000 from the Sports Arena Tax Increment Financing District Fund 0038; \$225,000 from the Downtown Connection Tax Increment Financing District Fund 0044; \$50,000 from the Southwestern Medical Tax Increment Financing District Fund 0046; \$75,000 from the Vickery Meadow Tax Increment Financing District Fund 0048; \$75,000 from the Design District Tax Increment Financing District Fund 0050; \$75,000 from the Skillman Corridor Tax Increment Financing District Fund 0052; \$30,000 from the Grand Park South Tax

Increment Financing District Fund 0054; \$50,000 from the Deep Ellum Tax Increment Financing District Fund 0056; \$75,000 from the Fort Worth Avenue Tax Increment Financing District Fund 0058; \$100,000 from the Davis Garden Tax Increment Financing District Fund 0060; \$80,000 from the Transit-Oriented Development Tax Increment Financing District Fund 0062; \$50,000 from the Maple/Mockingbird Tax Increment Financing District Fund 0064; and \$70,000 from the Cypress Waters Tax Increment Financing District Fund 0066, for reimbursement of tax increment financing administration costs.

(4) Transfer funds, not to exceed, \$584,457 to the General Fund 0001, from the Trinity River Corridor Project Fund 6P14, for reimbursement as needed for engineering, project coordination, inspection, survey, and other activities associated with the implementation of the 1998 bond program.

(5) Transfer funds, not to exceed \$39,364,000 from the Water Utilities Operating Fund 0100, in the amounts of \$22,822,000 to the Water Capital Construction Fund 0102; \$16,309,000 to the Wastewater Capital Construction Fund 0103; and \$233,000 to the Water and Wastewater Public Art Fund 0121, for projects listed in the FY 2014-15 Capital Budget.

(6) Transfer funds, not to exceed \$765,469, to the General Obligation Debt Service Fund 0981 from the Storm Water Drainage Management Operating Fund 0061 for payment of the 2004 and 2005 Certificates of Obligation for compliance with the municipal separate sewer system (MS4) permit, and the 1996, 1997, 1998, 1999, 2000, 2001, 2002, 2003, 2004, 2005, 2006, 2007, 2007A,

2008, 2010, and 2012 General Obligation Bonds for flood protection and storm drainage facilities.

(7) Transfer funds, not to exceed \$5,000,000, from the Storm Water Drainage Management Operating Fund 0061 to the Storm Water Drainage Management Capital Construction Fund 0063, for projects listed in the FY 2014-15 Capital Budget.

(8) Transfer funds, not to exceed \$2,494,850, to the General Obligation Debt Service Fund 0981 from the General Fund 0001 for payment of the 2010 Equipment Acquisition Notes and for payment of the 2003 General Obligation Bonds for flood protection and storm drainage facilities for the McCommas Bluff Landfill.

(9) Transfer funds, not to exceed \$5,400,000, to the Capital Construction Fund 0671 from the General Capital Reserve Fund 0625 for the purpose of partial reconstruction of major thoroughfares and for capital improvements, maintenance, and repair of city facilities.

(10) Transfer funds, not to exceed \$18,597,427 [~~13,597,427~~], from the Aviation Operating Fund 0130 to the Aviation Capital Construction fund 0131 for projects listed in the FY 2014-15 Capital Budget.

(11) Transfer funds, not to exceed \$1,493,276, to the General Obligation Debt Service Fund 0981 from the Convention Center Operating Fund 0080 for payment of 2008 Certificates of Obligation for the acquisition of land for the Convention Center Hotel Development Project.

(12) Transfer funds, not to exceed, \$219,110 to the General Obligation Debt Service Fund 0981 from the unspent balances of Arbitrage Rebate Funds 9P99, and 0N99.

(13) Transfer funds, not to exceed \$32,477,655.10, to the General Obligation Debt Service Fund 0981 from any general government, internal service, or enterprise fund incurring civilian payroll costs based on the pro-rata allocation of the actual civilian payroll costs incurred during fiscal year 2014-15 for payment of debt service on the Pension Obligation Bonds Series 600, 601, and 632.”

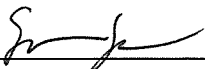
SECTION 3. That the city manager is hereby authorized, upon written notice to the city controller, to transfer funds to make the adjustments to appropriations set forth in this ordinance.

SECTION 4. That Ordinance No. 29475 will remain in full force and effect, save and except as amended by this ordinance.

SECTION 5. That this ordinance will take effect immediately from and after its passage and publication in accordance with the provisions of the Charter of the City of Dallas, and it is accordingly so ordained.

APPROVED AS TO FORM:

WARREN M. S. ERNST, City Attorney

By  _____
Assistant City Attorney

AUG 26 2015

Passed _____

