

**A RESOLUTION PERTAINING TO APPROVAL OF BUDGET ADJUSTMENT
#BA255**

WHEREAS, Title 5 of the Code of Public Local Laws of Calvert County, Maryland, being Title 5 of *Article 5* of the Code of Public Laws of Maryland (hereinafter, the "Code"), authorizes and empowers the Board of County Commissioners of Calvert County, Maryland (hereinafter, the "Board of County Commissioners") to adopt the Annual Budget and Appropriation Act each year;

WHEREAS, the Board of County Commissioners has the authority pursuant to Section 5-103 of the Code to enact certain budgetary adjustments by Resolution;

WHEREAS, the construction costs for the Industrial Park Wastewater Treatment Plant exceed the current amount of budget in the FY2014 capital program;

WHEREAS, the Board of County Commissioners has been advised by the Department of Finance and Budget that funds totaling \$125,872.45 are available in the Water and Sewer Enterprise Fund's Prince Frederick Sewer Upgrade #2 project 4858 from revenues generated from the 2011 general obligation bond sale;

WHEREAS, the Board of County Commissioners has been advised by the Department of Finance and Budget that funds totaling \$37,038.21 are available in the Water and Sewer Enterprise Fund from capital connection revenues generated from users of public sewerage;

WHEREAS, the Board of County Commissioners has been advised by the Department of Finance and Budget that the expenditure of general obligation bond funds from the Prince Frederick Sewer Upgrade #2 project for use with the Industrial Park Wastewater Treatment Plant Upgrade capital project is expressly authorized pursuant to the provisions of Resolution 07-11 that allow the County Commissioners to designate additional projects to be funded with the proceeds of the bond sale;

WHEREAS, the Board of County Commissioners has been advised by the Department of Finance and Budget that it desires to utilize these funds for funding the Industrial Park Wastewater Treatment Plant Upgrade capital project for Public Safety;

WHEREAS, the Board of County Commissioners desires to reallocate the appropriations of the capital budget totaling \$162,910.66 to ensure there are funds available to complete the required construction of the aforementioned project;

WHEREAS, a public hearing regarding this Budget Adjustment #BA255 was duly advertised in two County newspapers for two consecutive weeks before the public hearing as required by Section 5-103(c) of the Code and held on January 14, 2014, at which time the Board of County Commissioners received public comment; and

WHEREAS, upon due consideration of the comments of the public and staff and in furtherance of the public health, safety and welfare, the Board of County Commissioners finds that it is in the best interest of the public health, safety and welfare of the citizens of Calvert

County, Maryland to adopt Budget Adjustment #BA255 as set forth in Exhibit "A," attached hereto and made a part hereof.

NOW, THEREFORE, BE IT RESOLVED AND ORDAINED, that the Board of County Commissioners of Calvert County, Maryland, hereby approves and enacts the appropriations and expenditures set forth in Budget Adjustment #BA255 in the amount of \$162,910.66, a copy of which is attached hereto as Exhibit "A" and made a part hereof.

BE IT FURTHER RESOLVED AND ORDAINED, by the Board of County Commissioners of Calvert County, Maryland that the Calvert County Capital Improvement Program for FY2014, as amended hereby, shall remain in full force and effect.

BE IT FURTHER RESOLVED AND ORDAINED, by the Board of County Commissioners of Calvert County, Maryland, that, in the event any portion of this Resolution is found to be unconstitutional, illegal, null or void, by a court of competent jurisdiction, it is the intent of the Board of County Commissioners to sever only the invalid portion or provision, and that the remainder of the Resolution shall be enforceable and valid, unless deletion of the invalid portion would defeat the clear purpose of the Resolution, or unless deletion of the valid portion would produce a result inconsistent with the purpose and intent of the Board of County Commissioners in enacting this Resolution.

BE IT FURTHER RESOLVED AND ORDAINED, by the Board of County Commissioners of Calvert County, Maryland that the foregoing recitals are adopted as if fully rewritten herein.

BE IT FURTHER RESOLVED AND ORDAINED, by the Board of County Commissioners of Calvert County, Maryland that this Resolution shall be effective upon recordation.

[remainder of page intentionally left blank]

DONE, this 14th day of January, 2014, by the Board of County Commissioners of Calvert County, Maryland, sitting in regular session.

Aye: 4

Nay: 0

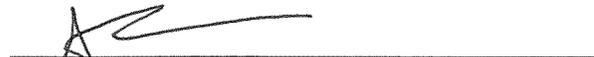
Absent/Abstain: 1 - Shaw

ATTEST:

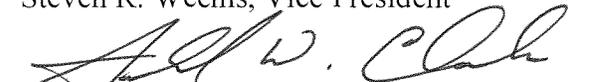
**BOARD OF COUNTY COMMISSIONERS
OF CALVERT COUNTY, MARYLAND**


Maureen L. Frederick, Clerk


Pat Nutter, President

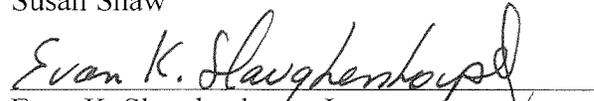

Steven R. Weems, Vice President

Approved for legal sufficiency on
January 2, 2014 by:


Gerald W. Clark


Cheryl O'Donnell Guth, Bond Counsel


Susan Shaw


Evan K. Slaughenhoupt Jr.

Received for Record.....129.....20
at 10:58..... o'clockA.M. Same day
recorded in Liber KPS No. 44
Filed 10.....COUNTY COMMISSIONERS
ORDINANCES AND RESOLUTION.



COMMISSIONERS OF CALVERT COUNTY, MARYLAND

FY2014

Fiscal Year Ending June 30, 2014

BUDGET ADJUSTMENT NO: BA255

POSTED BY: Julie Paluda

APPROVED BY: _____

DATE: 12/23/13

Fund Code	Project Code	Department/Explanation	Increase	Decrease	Adjusted Budget
4855-06055	4855-06055	Industrial Park WWTP	\$125,872.45		General Obligation Bonds
4855-06085	4855-06085	Industrial Park WWTP	\$ 37,038.21		Capital Connection Fees
4855-45006	4855-45006	Industrial Park WWTP	\$162,910.66		Construction
4858-06055	4858-06055	Prince Frederick Sewer Upgrade #2		\$ 125,872.45	General Obligation Bonds
4858-45006	4858-45006	Prince Frederick Sewer Upgrade #2		\$ 125,872.45	Construction
Increase revenue and expenditure budget for project 4855 to cover the difference between the actual construction bids and the engineer's estimate for construction.					

BK00044P013