

A RESOLUTION PERTAINING TO APPROVAL OF BUDGET ADJUSTMENT #BA120

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 County collects revenue from grant proceeds from the State Highway Administration Transportation Alternatives Program with the intent to use this revenue to cover costs related to the construction of the Solomons Island Road Sidewalk project;

WHEREAS, the Board of County Commissioners has been advised by the Department of Finance and Budget that funds are available in the Countywide Sidewalk Program Project 4509 from revenues generated from District 1 road excise taxes;

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 additional construction needs for the Solomons Island Road Sidewalks capital project for Public Works;

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

WHEREAS, a public hearing regarding this Budget Adjustment #BA120 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 September 30, 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 #BA120 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 #BA120 in the amount of \$223,000, 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 FY2015, 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 and publication of a fair summary.

DONE, this 21st day of October, 2014, by the Board of County Commissioners of Calvert County, Maryland, sitting in regular session.

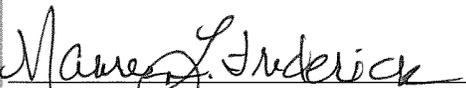
Aye: 5

Nay: 0

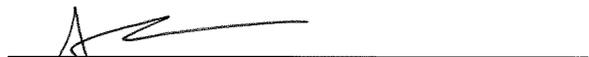
Absent/Abstain: 0

ATTEST:

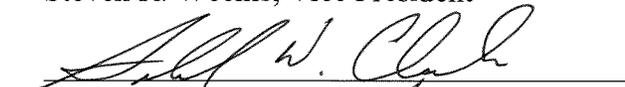
**BOARD OF COUNTY COMMISSIONERS
OF CALVERT COUNTY, MARYLAND**

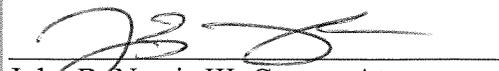

Maureen L. Frederick, Clerk


Pat Nutter, President

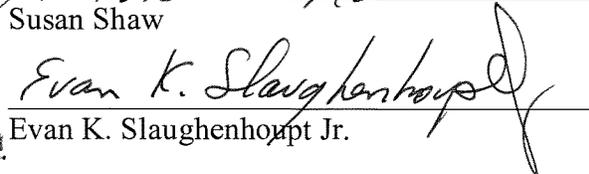

Steven R. Weems, Vice President

Approved for legal sufficiency on
October 1, 2014 by:


Gerald W. Clark


John B. Norris III, County Attorney


Susan Shaw


Evan K. Slaughenroth Jr.

Received for Record 10/02 2014
at 10:40 o'clock A M. Same day
recorded in Liber KPS No. 46
Filed 10/1 COUNTY COMMISSIONERS
ORDINANCES AND RESOLUTIONS



