

**A RESOLUTION PERTAINING TO APPROVAL OF BUDGET ADJUSTMENT #BA139
TO SUPPLEMENT BUDGET ADJUSTMENT #BA078**

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 has been approved in fiscal year 2016 to receive revenue from loan proceeds from the Maryland Department of the Environment with the intent to use this revenue to cover costs related to the construction of the Chesapeake Heights / Dares Beach Water Treatment project;

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 Chesapeake Heights / Dares Beach Water Treatment project;

WHEREAS, the Board of County Commissioners did adopt Budget Adjustment No. BA078 by Resolution 30-16 following a duly advertised public hearing and, to correct an administrative error, now desires to increase the Maryland Department of Environment loan appropriations by \$83,000 more than reflected in Resolution 30-16 to ensure there are funds available to complete the construction of the aforementioned project;

WHEREAS, 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 #BA139 as set forth in Exhibit “A,” attached hereto and made a part hereof.

NOW, THEREFORE, BE IT RESOLVED, that the Board of County Commissioners of Calvert County, Maryland, hereby approves and enacts the appropriations and expenditures set forth in Budget Adjustment #BA139 in the amount of \$83,000, a copy of which is attached hereto as Exhibit “A” and made a part hereof.

BE IT FURTHER RESOLVED, by the Board of County Commissioners of Calvert County, Maryland that the Calvert County Capital Improvement Program for FY2017, as amended hereby, shall remain in full force and effect.

BE IT FURTHER RESOLVED, 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, 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, by the Board of County Commissioners of Calvert County, Maryland that this Resolution shall be effective upon recordation without publication of a fair summary.

DONE, this 27th day of September, 2016, 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
Maureen L. Frederick, Clerk

Evan K. Slaughenhaupt
Evan K. Slaughenhaupt Jr., President

Tom Hejl
Tom Hejl, Vice President

Approved for legal sufficiency by:

Mike Hart
Mike Hart

John B. Norris III
John B. Norris III, County Attorney

Pat Nutter
Pat Nutter

Received for Record..... 9/28 2016
at 10:47 o'clock..... A M. Same day Stephen R. Weems
recorded in Liber KPS No. 50
Folio 145..... COUNTY COMMISSIONERS
ORDINANCES AND RESOLUTION.

Kathy P. Smith

COMMISSIONERS OF CALVERT COUNTY, MARYLAND

FY2017

**BUDGET ADJUSTMENT NO. BA139
 POSTED BY Julie Paluda
 APPROVED BY
 DATE 09/14/16**

Fiscal Year Ending June 30, 2017

Fund Code	Project Code	Department/Explanation	Increase	Decrease	Adjusted Budget
4810-06050	4810-06050	Ches Hght/Dares Beach Trtmnt	\$83,000		MD Dept of Environment Loan
4810-45006	4810-45006	Ches Hght/Dares Beach Trtmnt	\$83,000		Construction
Increase the revenue and expenditure budget for Chesapeake Heights/Dares Beach Water Treatment to correct a clerical error on BA#078.					

BK 09 15 2016