

**A RESOLUTION PERTAINING TO APPROVAL OF BUDGET ADJUSTMENT
 #BA326 FOR INTERSECTION IMPROVEMENTS AT
 COVE POINT/LITTLE COVE POINT ROAD**

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, including but not limited to design and engineering, permitting, utility relocation, construction, and inspection, for the Little Cove Point Road intersection improvements exceed the current amount of budget in the FY2016 capital program;

WHEREAS, the Board of County Commissioners has been advised by the Department of Public Works that funds totaling \$250,000 have been committed by Dominion Cove Point, LNG, LP for payment of these costs;

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 Little Cove Point Road Intersection capital project in the General Fund;

WHEREAS, a public hearing regarding this Budget Adjustment #BA326 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 February 9, 2016, 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 #BA326 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 #BA326 in the amount of \$250,000, 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 FY2016, 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 23rd day of February, 2016, by the Board of County Commissioners of Calvert County, Maryland, sitting in regular session.

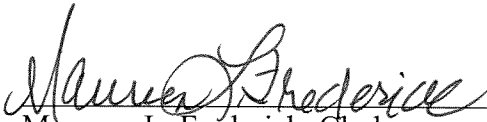
Aye: 5

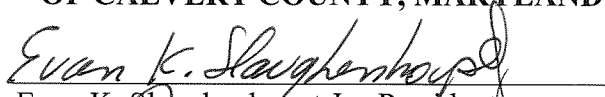
Nay: Ø


Absent/Abstain: Ø

ATTEST:

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


Maureen L. Frederick, Clerk


Evan K. Slaughenhoupt Jr., President



Tom Hejl, Vice President

Approved for legal sufficiency by:


Mike Hart


John B. Norris, County Attorney


Pat Nutter


Steven R. Weems

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at 10:20... A... Same day
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ORDINANCE AND RESOLUTIONS

