

**RESOLUTION PERTAINING TO APPROVAL OF BUDGET ADJUSTMENT #BA444**

**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 Board of County Commissioners has been advised by the Department of Finance and Budget that funds totaling \$330,255.12 are available in the Williams & 231 Traffic Light project budget from revenues generated from the 2010 general obligation bond sale;

**WHEREAS**, the Board of County Commissioners has been advised by the Department of Finance and Budget that funds totaling \$81,000 are available in the Williams & 231 Traffic Light project budget from revenues generated by second district transportation excise taxes;

**WHEREAS**, the Board of County Commissioners has been advised by the Department of Finance and Budget that funds totaling \$530,000 are available in the Williams & 231 Traffic Light project budget from revenues generated by a capital budget contribution from the general fund;

**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 Williams & 231 Traffic Light project budget for use with the Williams Road / College of Southern Maryland Improvements capital project is expressly authorized pursuant to the provisions of Resolution 10-10 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 Williams Road / College of Southern Maryland Improvements capital project for Public Works – Transportation;

**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 #BA444 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 April 7, 2015, at which time the Board of County Commissioners received public comment;

**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 #BA444 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 #BA444 in the amount of \$941,255.12, 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 21<sup>st</sup> day of April, 2015, by the Board of County Commissioners of Calvert County, Maryland, sitting in regular session.


Aye: 5

Nay: 0

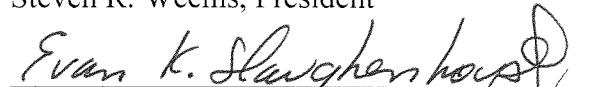
Absent/Abstain: 0

**ATTEST:**

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

  
Maureen L. Frederick, Clerk


  
Steven R. Weems, President


  
Evan K. Slaughenhoupt Jr., Vice President

Approved for legal sufficiency on  
April 13, 2015 by:

  
Mike Hart

  
Cheryl O'Donnell Guth, Bond Counsel

  
Tom Hejl

  
Pat Nutter

Received for Record..... 4/22/15 ..... 2015  
at 10:16 o'clock ..... A M. Same day  
recorded in Liber KPS No. 47  
Folio 156 ..... COUNTY COMMISSIONERS  
OR MINUTES AND RESOLUTION.



**COMMISSIONERS OF CALVERT COUNTY, MARYLAND**

**FY2015**

**Fiscal Year Ending June 30, 2015**

**BUDGET ADJUSTMENT NO. BA444**

**POSTED BY Julie Paluda**

**APPROVED BY \_\_\_\_\_**

**DATE 04/08/15**

<b>Fund Code</b>	<b>Project Code</b>	<b>Department/Explanation</b>	<b>Increase</b>	<b>Decrease</b>	<b>Adjusted Budget</b>
4534-06060	4534-06060	Williams & 231 Traffic Light		\$530,000.00	General Fund Revenue
4534-45006	4534-45006	Williams & 231 Traffic Light		\$530,000.00	Construction
4000-06060	4000-06060	Capital Contingency	\$530,000.00		General Fund Revenue
4000-45024	4000-45024	Capital Contingency	\$530,000.00		Contingency Account
**Close out revenue and expenditure budget for Williams & 231 Traffic Light; and reclass to capital contingency.**					
4534-01360	4534-01360	Williams & 231 Traffic Light		\$81,000.00	Excise Tax Revenue Second District
4534-45006	4534-45006	Williams & 231 Traffic Light		\$81,000.00	Construction
4534-06055	4534-06055	Williams & 231 Traffic Light		\$330,255.12	General Obligation Bonds
4534-45062	4534-45062	Williams & 231 Traffic Light		\$2,054.15	Bond Issuance Costs
4534-45006	4534-45006	Williams & 231 Traffic Light		\$328,200.97	Construction
	**Reduce revenue and expenditure budget for Williams & 231 Traffic Light (close out project).**				

BK000476159