

A RESOLUTION PERTAINING TO APPROVAL OF BUDGET ADJUSTMENT #BA440

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 a grant from the Maryland Emergency Management Agency to utilize Federal Emergency Management Agency Hazard Mitigation Grant Program funds with the intent of providing for the purchase of one property identified to be at imminent risk of destruction due to coastal flooding;

WHEREAS, the Board of County Commissioners has been advised by the Department of Finance and Budget that the Hazard Mitigation Grant will be funded pursuant to a Grant Application and Award and subsequent Memorandum of Agreement between the County and the Maryland Emergency Management Agency;

WHEREAS, the Board of County Commissioners has been advised by the Department of Finance and Budget that it desires to utilize these funds to complete the site engineering work, develop the Erosion Control Plan, provide a scope of work, execute required advertising, and purchase, demolish and remove one property identified in a Memorandum of Agreement with Maryland Emergency Management Agency provided that an agreement can be reached with the property owner for the County to acquire that property located at 4028 Songbird Lane, Brooms Island, Maryland 20615, (the "Property");

WHEREAS, the Board of County Commissioners desires to increase the capital budget to ensure there are funds available to complete the property acquisition and demolition of the property identified in the Memorandum of Agreement with Maryland Emergency Management Agency provided that an agreement can be reached with the property owner for the County to acquire the Property;

WHEREAS, a public hearing regarding this Budget Adjustment #BA440 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 May 19, 2015, 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 #BA440 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 #BA440 in the amount of \$102,950, a copy of which is attached hereto as Exhibit "A" and made a part hereof, to amend and append financial resources to the FY2015 capital budget for Public Safety as set forth in Exhibit "A" to complete the property acquisition and demolition of one property identified in the Memorandum of Agreement with Maryland Emergency Management Agency.

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 without publication of a fair summary.

[SIGNATURES ON FOLLOWING PAGE]

0000475235

DONE, this 19th day of May, 20 15, by the Board of County Commissioners of Calvert County, Maryland, sitting in regular session.


Aye: 5

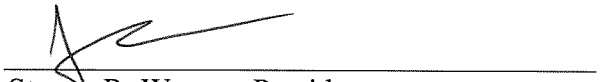
Nay: 0

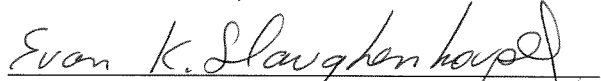
Absent/Abstain: 0

ATTEST:

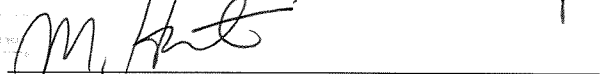
**BOARD OF COUNTY COMMISSIONERS
OF CALVERT COUNTY, MARYLAND**


Maureen Frederick, Clerk


Steven R. Weems, President

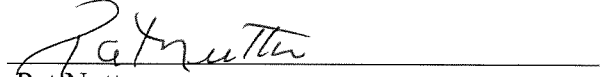

Evan K. Slaughenhaupt Jr., Vice President

Approved for form & legal sufficiency
by:

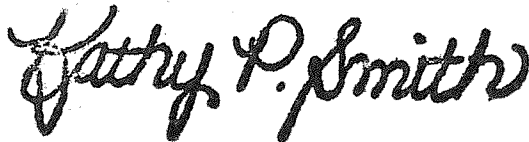

Mike Hart


John B. Norris III, County Attorney


Tom Hejl


Pat Nutter

Received for Record June 3 20 15
at 9:50 o'clock A M. Same day
recorded in Liber KPS No. 47
Folio 233 COUNTY COMMISSIONERS
ORDINANCES AND RESOLUTION.



COMMISSIONERS OF CALVERT COUNTY, MARYLAND

FY2015

Fiscal Year Ending June 30, 2015

BUDGET ADJUSTMENT NO. BA440

POSTED BY Julie Paluda

DATE 03/12/15

Fund Code	Project Code	Department/Explanation	Increase	Decrease	Adjusted Budget
4107-02010	4107-02010	Cliff Houses - 4028 Songbird	\$ 77,213.00		Federal Emergency Mgmt Funding
4107-05215	4107-05215	Cliff Houses - 4028 Songbird	\$ 25,737.00		
4107-45001	4107-45001	Cliff Houses - 4028 Songbird	\$ 83,500.00		Land Acquisiton
4107-45005	4107-45005	Cliff Houses - 4028 Songbird	\$ 1,000.00		A/E
4107-45024	4107-45024	Cliff Houses - 4028 Songbird	\$ 3,500.00		Contingency Account
4107-45096	4107-45096	Cliff Houses - 4028 Songbird	\$ 14,950.00		Demolition
Establish budget for project (4028 Songbird Lane). This project entails purchase and demo of one property.					

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