

A RESOLUTION PERTAINING TO APPROVAL OF BUDGET ADJUSTMENT #BA221

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 Public Works, Water & Sewerage Division that there is an essential need to encumber funds for the design and construction of a new septage receiving facility at the Solomons Wastewater Treatment Plant within fiscal year 2019;

WHEREAS, the Board of County Commissioners has been advised by the Department of Public Works and Department of Finance and Budget that funds totaling \$412,532.09 is available in the Water and Sewerage Enterprise Fund in the Water and Sewer Maintenance Building project (4880) from revenues generated from the 2017 general obligation bond sale;

WHEREAS, the Board of County Commissioners has been advised by the Department of Public Works and Department of Finance and Budget that it desires to reallocate the appropriations from the project listed above to fund the Solomons Wastewater Treatment Plant – Septage Receiving capital project;

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 Water and Sewer Maintenance Building project for the Solomons Wastewater Treatment Plant – Septage Receiving capital project is expressly authorized pursuant to the provisions of Resolution No. 26-17 that allow the Board of County Commissioners to designate additional projects to be funded with the proceeds of the 2017 general obligation bond sale;

WHEREAS, the Board of County Commissioners desires to reallocate the appropriations of the capital budget totaling \$412,532.09 to ensure there are funds available to complete the required construction of the aforementioned project;

WHEREAS, a public hearing regarding this Budget Adjustment #BA221 was duly advertised in two newspapers of general circulation in Calvert County for two consecutive weeks before the public hearing, as required by Section 5-103(c) of the Code, and held on January 29, 2019, 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 #BA221 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 #BA221 in the amount of \$412,532.09, 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 FY2019, 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 5th day of March, 2019, by the Board of County Commissioners of Calvert County, Maryland, sitting in regular session.

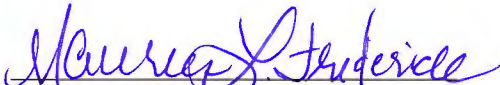
Aye: 4

Nay: 0

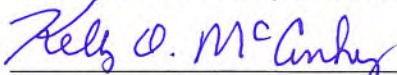
Absent/Abstain: 1 - Hutchins


ATTEST:


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


Maureen L. Frederick, Clerk


Thomas E. Hutchins, President


Kelly D. McConkey, Vice-President


Earl F. Hance


Mike Hart

Approved for form and legal sufficiency by:


John B. Norris, County Attorney


Steven R. Weems

Received for Record..... 3/6, 20...19
at..... 11:01, o'clock..... A, M. Same day
recorded in Liber KPS No. 57,
Folio..... 474, COUNTY COMMISSIONERS
ORDINANCES AND RESOLUTION.

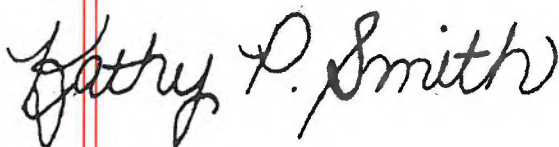


EXHIBIT A

COMMISSIONERS OF CALVERT COUNTY, MARYLAND

FY2019

Fiscal Year Ending June 30, 2019

BUDGET ADJUSTMENT #: BA221

POSTED BY: _____

APPROVED BY: _____

DATE: 03/05/19

Fund Code	Project Code	Department/Explanation	Increase	Decrease	Adjusted Budget
4880-06055	4880-06055	WS Maintenance Building - General Obligation Bonds		\$ 412,532.09	\$ 207,507.14
4880-45005	4880-45005	WS Maintenance Building - A/E		\$ 186,796.19	\$ -
4880-45006	4880-45006	WS Maintenance Building - Construction		\$ 225,735.90	\$ 620,039.03
4863-06055	4863-06055	Solomons WWTP - Septage Receiving	\$ 412,532.09		\$ 412,532.09
4863-45006	4863-45006	Solomons WWTP - Construction	\$ 412,532.09		\$ 412,532.09

Transferring revenue and expenditure budget from project 4880 (WS Maintenance Building) to 4863 (Septage Receiving).

BK 0057 PG 04 76