

A RESOLUTION PERTAINING TO APPROVAL OF BUDGET ADJUSTMENT #BA178

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; and,

WHEREAS, the Board of County Commissioners, has the authority pursuant to Section 5-103 of the Code to enact certain budgetary adjustments by Resolution; and

WHEREAS, the County collects revenue generated from a State of Maryland Grant through the Calvert County Youth Recreational Opportunities Fund established pursuant to Maryland Annotated Code, Natural Resources Article, § 5-1901 with the intent of providing for projects that are approved by the Secretary of the Department of Natural Resources to advance youth recreational opportunities in Calvert County; and,

WHEREAS, the Board of County Commissioners has been advised by the Department of Finance and Budget that the Calvert County Youth Recreational Opportunities Fund will be funded pursuant to §2-202(b) of the *Tax General Article* of the Maryland Annotated Code; and,

WHEREAS, the Board of County Commissioners has been advised by the Department of Finance and Budget that it desires to utilize these funds for the acquisition of two parcel of land in Dunkirk (referred to as Ward Properties), closing costs, and site work; and,

WHEREAS, the Board of County Commissioners desires to increase the capital budget to ensure there are funds available to complete the land acquisition and site work of the Ward Properties; and,

WHEREAS, a public hearing regarding this Budget Adjustment #BA178 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 November 13, 2012, 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 #BA178 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 #BA178 in the amount of \$2,809,223, a copy of which is attached hereto as Exhibit “A” and made a part hereof, to amend and append financial resources to the FY2013 capital budget for Parks & Recreation as set forth in Exhibit “A” to complete the land acquisition and site work of the Ward Properties.

BE IT FURTHER RESOLVED AND ORDAINED, by the Board of County Commissioners of Calvert County, Maryland that the Calvert County Capital Improvement Program for FY2013, 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.

DONE, this 4th day of December, 2012, by the Board of County Commissioners of Calvert County, Maryland, sitting in regular session.

Aye: 5

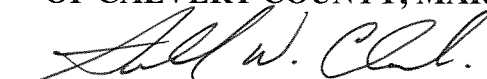
Nay: Ø

Absent/Abstain: Ø

ATTEST:

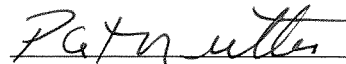
**BOARD OF COUNTY COMMISSIONERS
OF CALVERT COUNTY, MARYLAND**


Maureen L. Frederick, Acting Clerk


Gerald W. Clark, President


Steven R. Weems, Vice President

Approved for legal sufficiency on
November 21, 2012 by:

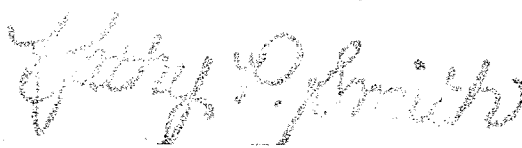

Pat Nutter


John B. Norris III, County Attorney


Susan Shaw

Received for Record 12/15 2012
at 10:35 o'clock AA M. Same day
recorded in Liber KPS No. 41
Folio 246 COUNTY COMMISSIONERS
ORDINANCES AND RESOLUTION.


Evan K. Slaughenhoupt, Jr.



COMMISSIONERS OF CALVERT COUNTY, MARYLAND

FY13

BUDGET ADJUSTMENT NO. 178

POSTED BY _____
DATE _____

Authorized Budget Adjustment for Year Ending June 30, 2013

Account Code	Project Code	Department/Explanation	Increase	Decrease	Adjusted Budget
4318-02440	4318-02440	Ward Property	\$ 2,809,223		2,809,223
4318-45001	4318-45001	Ward Property	\$ 2,709,223		2,709,223
4318-45014	4318-45014	Ward Property	\$ 100,000		100,000
		**Budget adjustment to increase FY13 CIP budget for the purchase of the Ward Property plus settlement fees,			
		title review fee, abstract fee, title insurance, and preliminary site work. The revenues will be provided by the State			
		of Maryland as part of the Calvert County Youth Recreation Opportunities Fund.**			