

**A RESOLUTION PERTAINING TO APPROVAL OF
BUDGET ADJUSTMENT #BA439**

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 are available from Income Tax Revenue in excess of that estimated for the FY 2013 Budget;

WHEREAS, the Department of Finance and Budget has advised the Board of County Commissioners that the additional revenue is available in FY 2013 for the funding of vehicles previously budgeted for future years and for a transfer to the Land Preservation Fund;

WHEREAS, a public hearing regarding this Budget Adjustment #BA439 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 14, 2013, 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 find that it is in the best interest of the public health, safety and welfare of the citizens of Calvert County, Maryland, to amend the operating and capital improvement budgets as set forth herein.

NOW, THEREFORE, BE IT RESOLVED, that the Board of County Commissioners of Calvert County, Maryland, hereby approves and enacts the appropriations and expenditures set forth in Budget Adjustment #BA439, a copy of which is attached hereto as Exhibit A and made a part hereof, in the total amount of \$1,149,632 to reallocate FY 2013 operating funding for: (1) the purchase of vehicles in the amount of \$733,875 and (2) a transfer to the Land Preservation Fund in the amount of \$415,757 for Leveraging interest payments in FY 2014.

BE IT FURTHER RESOLVED 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, 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.

BE IT FURTHER RESOLVED, 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, by the Board of County Commissioners of Calvert County, Maryland that this Resolution shall be effective upon recordation.

DONE, this 14th day of May, 2013, 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
Maureen Frederick, Clerk

Pat Nutter
Pat Nutter, President

Steven R. Weems
Steven R. Weems, Vice President

Approved for form and legal sufficiency
on May 9, 2013 by:

Gerald W. Clark
Gerald W. Clark

John B. Norris
John B. Norris, County Attorney

Susan Shaw
Susan Shaw

Evan K. Slaughenhoupt Jr.
Evan K. Slaughenhoupt Jr.

Received for Record May 15 2013
At 1:50 o'clock P M Same day
Recorded in Liber KPS No. 42
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ORDINANCES AND RESOLUTIONS

George P. Smith

