

**A RESOLUTION PERTAINING TO
BUDGET ADJUSTMENT #BA 016
PERTAINING TO AN EASEMENT ACQUISITION**

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 (d) of the Code, to enact certain budgetary adjustments to meet a public emergency affecting life, health, or property, the Commissioners by resolution may make emergency appropriations from contingent or surplus funds;

WHEREAS, the Board of County Commissioners has determined that there is a need to make additional funding available to the Calvert County Department of Planning and Zoning to fund an easement acquisition with an expected 100% reimbursement from the State;

WHEREAS, the Board of County Commissioners has been advised by the Department of Finance and Budget that funds in the amount of Four Hundred Twenty-Two Thousand Eight Hundred Fifty Dollars (\$422,850) are available from fund balance in the land preservation fund;

WHEREAS, upon due consideration of the comments of 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 project 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 #BA 016, a copy of which is attached hereto as Exhibit A and made a part hereof, in the total amount of Four Hundred Twenty-Two Thousand Eight Hundred Fifty Dollars (\$422,850) to increase the Rural Legacy grant revenue budget and the easement acquisition expense by that same amount;

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; and

BE IT FURTHER RESOLVED, by the Board of County Commissioners of Calvert County, Maryland that this Resolution shall be effective upon recordation without publication of a fair summary.

DONE, this _____ day of _____, 2020, by the Board of County Commissioners of Calvert County, Maryland, sitting in regular session.

Aye: _____

Nay: _____

Absent/Abstain: _____

ATTEST:

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

Rachel M. Distel, Clerk

Kelly D. McConkey, President

Mike Hart, Vice President

Approved for form and legal sufficiency
by:

Earl F. Hance

John B. Norris, County Attorney

Thomas E. Hutchins

Steven R. Weems

*Approved for form
and legal sufficiency for Public Hearing*
[Signature]
Office of County Attorney

