

**RESOLUTION NO. 2022-05**

**A RESOLUTION OF THE BOARD OF SUPERVISORS OF THE SAN CARLOS ESTATES WATER CONTROL DISTRICT, LEE COUNTY, FLORIDA; TO AMEND THE BUDGET FOR FISCAL YEAR 2021/2122; TO RESCIND ALL RESOLUTIONS IN CONFLICT; TO PROVIDE FOR SEVERABILITY; TO PROVIDE FOR SCRIVENER'S ERRORS; TO PROVIDE FOR LIBERAL CONSTRUCTION; TO PROVIDE FOR AN EFFECTIVE DATE.**

WHEREAS, the 2020/2021 fiscal year of the San Carlos Estates Water Control District ended September 30, 2021; and,

WHEREAS, the San Carlos Estates Water Control District ended the 2020/2021 fiscal year with an actual fund balance of \$956,018; and,

WHEREAS, the Board of Supervisors of the San Carlos Estates Water Control District is desirous of amending the annual budget for the 2021/2022 fiscal year to show an adjustment of the carrying forward of the District's actual 2020/2021 fiscal year end fund balance in the amount of \$955,068.

NOW THEREFORE, be it resolved by the Board of Supervisors of the San Carlos Estates Water Control District, that:

**SECTION 1. INCORPORATION OF RECITALS**

The recitals set forth above are true and correct and form a part of this Resolution.

**SECTION 2. AUTHORITY**

The Board of Supervisors of the District is authorized to adopt this Resolution by Florida Law.

**SECTION 3. AMENDMENT OF THE BUDGET FOR FISCAL YEAR 2021/2022**

The Board of Supervisors hereby amends the District's budget for the 2021/2022 fiscal year to adjust the 2021/2022 fiscal year beginning fund balance carried forward from the 2020/2021 fiscal year to be the actual amount of \$956,018, instead of the budgeted amount of \$950. The budget adjustment required for the 2021/2022 fiscal year budget is an increase of the

“Balance Forward” budget line item in the amount of \$955,068 so that the amended (new) “Balance Forward” budget line item is now a total of \$956,018.

**SECTION 4. RESCISSION OF ALL RESOLUTIONS IN CONFLICT.**

The Board of Supervisors hereby rescinds all prior Resolutions and other official action of the Board of Supervisors to the extent of any conflict with any part of this Resolution.

**SECTION 5. SEVERABILITY.**

If any section, subsection, sentence, clause, or other provision of this Resolution is held invalid, unconstitutional, inoperative, or void by a court of competent jurisdiction, such portion will be deemed a separate provision, and such holding shall not affect the remainder of this Resolution. The Board of Supervisors further declares its intent that this Resolution would have been adopted even if such invalid or unconstitutional provision was not included herein.

**SECTION 6. SCRIVENER’S ERRORS.**

The Board of Supervisors intends that all sections of this Resolution which contain typographical errors that do not affect the intent of this Resolution can be administratively corrected by the authorization of the Chairman/President of the Board of Supervisors of the District, or his designee, without the requirement of having the corrected Resolution having to be adopted by the Board of Supervisors.

**SECTION 7. CONSTRUCTION AND EFFECTIVE DATE.**

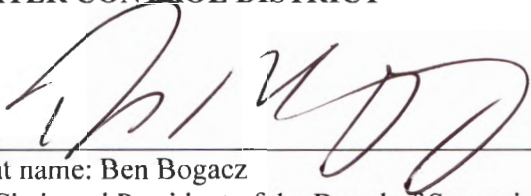
This Resolution shall be liberally construed to effect the purposes hereof and shall take effect immediately upon its adoption and the change in the cost sharing rates described in Section Three above shall take effect immediately upon the adoption of this Resolution.

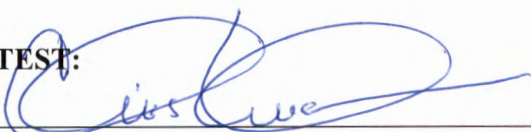
THE FOREGOING RESOLUTION WAS OFFERED BY SUPERVISOR BOGACZ WHO MOVED THE RESOLUTION'S ADOPTION. THE MOTION WAS SECONDED BY SUPERVISOR FINAZZO AND, UPON BEING PUT TO A VOTE, THE VOTE WAS AS FOLLOWS:

<u>NAME</u>	<u>YES</u>	<u>NO</u>
Ben Bogacz	<u>✓</u>	_____
Jim Bradford	<u>✓</u>	_____
Jennifer Finazzo	<u>✓</u>	_____

Duly passed and adopted on this 17th day of May, 2022.

**BOARD OF SUPERVISORS OF THE SAN CARLOS ESTATES  
WATER CONTROL DISTRICT**

By:   
Print name: Ben Bogacz  
Chair and President of the Board of Supervisors

ATTEST:  
By:   
Chris Lawson, Secretary-Treasurer for the District