

COUNTY COUNCIL OF PRINCE GEORGE'S COUNTY, MARYLAND

2020 Legislative Session

Bill No. CB-46-2020

Chapter No. 37

Proposed and Presented by The Council Chair (by request – County Executive)

Introduced by Council Members Turner, Streeter, Glaros, Davis, Hawkins, Dernoga,
Harrison, Taveras, Franklin and Ivey

Date of Introduction June 23, 2020

BILL

1 AN ACT concerning

2 Borrowing to Finance Capital Projects for
3 County Buildings

4 For the purpose of authorizing Prince George's County, Maryland, to borrow money upon its full
5 faith and credit at any time and from time to time, in an aggregate principal amount not
6 exceeding \$133,000,000 to finance the design, construction, reconstruction, extension,
7 acquisition, improvement, enlargement, alteration, renovation, relocation, rehabilitation, or repair
8 of County Buildings, including the acquisition and development of sites therefor, the
9 architectural and engineering services incident thereto, and the acquisition and installation of
10 necessary fixed permanent equipment therefor; prescribing terms and conditions upon which
11 bonds issued pursuant to this Act shall be issued and sold and other incidental details with
12 respect thereto; providing generally for the issuance of such bonds and providing for such
13 borrowing to be submitted to a referendum of the legal voters of the County.

14 SECTION 1. BE IT ENACTED by the County Council of Prince George's County,
15 Maryland, that Prince George's County, Maryland (the "County"), is hereby authorized, pursuant
16 to Section 323 of the Charter of Prince George's County, Maryland (the "Charter"), to borrow
17 money and incur indebtedness upon its full faith and credit, at any time and from time to time, in
18 an aggregate principal amount not exceeding \$133,000,000 to finance the design, construction,
19 reconstruction, extension, acquisition, improvement, enlargement, alteration, renovation,
20 relocation, rehabilitation, or repair of, County Buildings, including the acquisition and
21 development of sites therefor, the architectural and engineering services incident thereto, and the

1 acquisition and installation of necessary fixed permanent equipment therefor, all such capital
 2 projects hereby being found to be (and also being in fact) of the same generic class and being
 3 described in the capital program of the County for the fiscal years 2021-2026, under the
 4 following headings, which descriptions are incorporated by reference as if set forth herein:

<u>Project Number</u>	<u>Project Name</u>
4.31.0001	COUNTY BUILDING RENOVATIONS II
8.05.0001	COURT SCHOOL
4.31.0002	COURTHOUSE RENOVATION & SECURITY UPGRADES
3.31.0009	DRIVER TRAINING FACILITY AND GUN RANGE
3.31.0006	REGIONAL ADMINISTRATION BUILDING
3.31.0004	SHEPHARD'S COVE WOMENS SHELTER
<u>3.70.0003</u>	<u>CLINICAL HEALTH FACILITY</u>
3.70.0001	REGIONAL HEALTH & HUMAN SERVICES CENTER

13 Reference to the County's capital program for the years 2021-2026 is made for purposes of
 14 description only and such reference shall include the same capital projects in any amended or
 15 subsequent capital program.
 16

17 SECTION 2. BE IT FURTHER ENACTED that any general obligation bonds to be issued
 18 pursuant to this Act shall be issued and sold pursuant to Bond Issue Authorization Ordinances
 19 adopted in accordance with Sections 323 and 823 of the Charter and other applicable provisions
 20 of MD. CODE ANN., LOCAL GOV'T. §§ 19-205 to 19-206, as amended, replaced, or re-
 21 codified from time to time, but the County shall sell such bonds only by solicitation of
 22 competitive bids therefor at public sale in such manner and after giving such public notice as the
 23 County Council may by ordinance determine. Such bonds may be sold for such price or prices
 24 as may be determined to be for the best interest of the County, either at, above or below the par
 25 value of any such bonds, and such bonds may be sold in conjunction with other series of bonds
 26 issued by the County in which event the notice of sale soliciting bids for the purchase of such
 27 bonds may require that the acceptance of any bid for any series of bonds be made contingent
 28 upon the acceptance of the bid or bids on all or any of the series being offered by the County for
 29 sale at the same time. When such bonds are sold in conjunction with other series of bonds, the
 30 said notice of sale may also require that consolidated bids shall be submitted on any two or more
 31 of such series of bonds.

1 which must be literally satisfied. This Act is not intended to provide or imply that this act or any
2 prior act not containing a similar provision precludes the County from exercising any power or
3 prerogative provided by this Act or any other law whether exercised solely pursuant to such
4 other law or in conjunction with the powers provided by this Act so that, without limiting the
5 generality of this section, the County may exercise the power to issue (i) bond anticipation notes
6 (in anticipation of the issuance of bonds pursuant to this Act or otherwise) and grant anticipation
7 notes pursuant to MD. CODE ANN., LOCAL GOV'T. §§ 19-205 to 19-206, as amended,
8 replaced, or re-codified from time to time, and (ii) bonds (or any related bond anticipation or
9 other notes) authorized by MD. CODE ANN., LOCAL GOV'T. §§ 19-205 to 19-206, as
10 amended, replaced, or re-codified from time to time, and in exercising such powers, the County
11 may sell such notes or bonds at private (negotiated) sale as authorized by these or any other
12 applicable laws.

13 SECTION 5. BE IT FURTHER ENACTED that the provisions of this Act are hereby
14 declared to be severable; and, in the event that any section, subsection, paragraph, subparagraph,
15 sentence, clause, phrase, or word of this Act is declared invalid or unconstitutional by a court of
16 competent jurisdiction, such invalidity or unconstitutionality shall not affect the remaining
17 words, phrases, clauses, sentences, subparagraphs, paragraphs, subsections, or sections of this
18 Act, since the same would have been enacted without the incorporation in this Act of any such
19 invalid or unconstitutional word, phrase, clause, sentence, paragraph, subparagraph, subsection,
20 or section.

21 SECTION 6. BE IT FURTHER ENACTED that this Act shall become effective
22 immediately upon the date of the official certification of its approval by the voters at said general
23 election.

Adopted this 21st day of July, 2020.

COUNTY COUNCIL OF PRINCE
GEORGE'S COUNTY, MARYLAND

BY: _____
Todd M. Turner
Council Chair

ATTEST:

Donna J. Brown
Clerk of the Council

APPROVED:

DATE: _____ BY: _____
Angela D. Alsobrooks
County Executive

APPROVED BY A MAJORITY OF THE VOTERS AT THE REFERENDUM ON NOVEMBER 3, 2020, AS CERTIFIED BY THE BOARD OF ELECTIONS ON DECEMBER 1, 2020.

EFFECTIVE: DECEMBER 1, 2020