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COUNTY COUNCIL OF PRINCE GEORGE'S COUNTY, MARYLAND

Legislative Session 1990

Resolution No. CR-56-1990

Proposed by The Chairman (by request - County Executive)

Introduced by Council Members Bell, Wineland, and Casula

Co-Sponsors _____

Date of Introduction June 5, 1990

RESOLUTION

A RESOLUTION concerning

Financing Under the Maryland Industrial and Commercial
Redevelopment Fund Act

FOR the purpose of approving an additional loan for the Beretta U.S.A. Plant Replacement and Upgrading Project ("Project") as required by the Maryland Industrial and Commercial Redevelopment Fund Act, Article 83A, Section 5-501 et seq., of the Annotated Code of Maryland, as amended (the "MICRF Act"); to undertake a loan from the Maryland Industrial and Commercial Redevelopment Fund of the Department of Economic and Employment Development of the State of Maryland ("MICRF") and to reloan the proceeds thereof to Beretta U.S.A. Corporation, a Maryland corporation (the "Borrower"), to finance eligible project costs of the Project in accordance with the project plan; affirming the terms of the loan from MICRF to the County in the amount of \$829,655.00 (the "MICRF Loan"); and approving the terms of the loan from the County to the Borrower in

the amount of \$829,655.00 (the "Borrower's Loan").

WHEREAS, on May 25, 1990, the County Executive submitted application to MICRF (the "Application") for an additional loan to assist in the financing of the Beretta U.S.A. Plant Replacement and Upgrading Project, a commercial redevelopment project located at 17601 Indian Head Highway, Accokeek, Maryland 20607; and

WHEREAS, the Project includes the renovation, improvement and replacement of components at the existing manufacturing facility and the purchase and installation of equipment to be used by the Borrower in its business of manufacturing, assembling and distributing small firearms; and

WHEREAS, by Council Bill CB-136-1985, effective December 6, 1985, the County Council authorized the County Executive to undertake a loan from MICRF in a principal amount not to exceed Two Million Three Hundred Sixty-Eight Thousand Dollars (\$2,368,000.00) and to reloan the proceeds thereof to the Borrower to assist in financing the Project; and

WHEREAS, by letter of January 16, 1990, MICRF issued its conditional commitment to the County to make an additional MICRF loan in the approximate amount of \$829,655.00 which amounts were included in the original authorization to assist in the financing of the Project; and

WHEREAS, Council Bill CB-36-1985 provides that the borrowing and lending authorized therein shall not be consummated until the County Council shall have approved by resolution the project plan, including the terms of the MICRF Loan and the Borrower's Loans

(collectively the "Loans"), such terms being nonetheless subject to final negotiation and modification subsequent to the adoption of said resolution as the County Executive or, at his direction, the Chief Administrative Officer, may determine to be necessary and appropriate and/or as may be required by the Board of Public Works for the State of Maryland for final approval of the MICRF Loan so long as the modifications do not substantially change the transaction; and

WHEREAS, the County Executive has caused to be held a public hearing after reasonable notice to the public had been done pursuant to state law.

SECTION 1. NOW, THEREFORE, BE IT RESOLVED by the County Council of Prince George's County, Maryland, that the authority of the County Executive to undertake the Loan be and the same is hereby reaffirmed.

SECTION 2. BE IT FURTHER RESOLVED that the final project plan for the Project, as set forth in the MICRF Loan application and related documents, be and the same is hereby approved.

SECTION 3. BE IT FURTHER RESOLVED that the County Executive, or at his direction, the Chief Administrative Officer, is hereby authorized to consummate the Loan under the terms and conditions set forth herein and in the MICRF Loan documents with such additional modifications as the County Executive or, at his direction, the Chief Administrative Officer of the County, may determine to be necessary and appropriate, including any modifications which may be required by the Board of Public Works of the State of Maryland as a

condition to the final approval of the Loan pursuant to the Board's powers under Section 5-506 of the MICRF Act, so long as the modifications do not substantially change the transactions authorized by CB-136-1985 and this resolution.

SECTION 4. BE IT FURTHER RESOLVED that the County Executive, or at his direction, the Chief Administrative Officer of the County, is hereby authorized and directed to execute such documents as may be required to consummate the Loans for an on behalf of the County.

Adopted this 5th day of June, 1990.

COUNTY COUNCIL OF PRINCE
GEORGE'S COUNTY, MARYLAND

BY: _____
Jo Ann T. Bell
Chairman

ATTEST:

Jean M. Schmuhl, CMC
Clerk of the Council