

**COUNTY COUNCIL OF PRINCE GEORGE'S COUNTY, MARYLAND**  
**2010 Legislative Session**

Bill No. CB-54-2010  
 Chapter No. 40  
 Proposed and Presented by The Chairman (by request – County Executive)  
 Introduced by Council Members Dernoga, Dean, Harrison and Olson  
 Co-Sponsors \_\_\_\_\_  
 Date of Introduction June 15, 2010

**BILL**

1 AN ACT concerning

2 Borrowing to Finance Capital Projects for  
 3 Environmental Facilities

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 \$28,675,000 to finance the design, construction, reconstruction, extension, acquisition,  
 7 improvement, enlargement, alteration, renovation, relocation, rehabilitation, or repair of  
 8 Environmental Facilities including the acquisition of sites therefor; prescribing terms and  
 9 conditions upon which bonds issued pursuant to this Act shall be issued and sold and other  
 10 incidental details with respect thereto; providing generally for the issuance of such bonds and  
 11 providing for such borrowing to be submitted to a referendum of the legal voters of the County.

12 SECTION 1. BE IT ENACTED by the County Council of Prince George's County,  
 13 Maryland, that Prince George's County, Maryland (the "County"), is hereby authorized, pursuant  
 14 to Section 323 of the Charter of Prince George's County, Maryland (the "Charter"), to borrow  
 15 money and incur indebtedness upon its full faith and credit, at any time and from time to time, in  
 16 an aggregate principal amount not exceeding \$28,675,000 to finance the design, construction,  
 17 reconstruction, extension, acquisition, improvement, enlargement, alteration, renovation,  
 18 relocation, rehabilitation, or repair of, Environmental Facilities, including the acquisition and  
 19 development of sites therefor, the architectural and engineering services incident thereto, and the  
 20 acquisition and installation of necessary fixed permanent equipment therefor, all such capital  
 21 projects hereby being found to be (and also being in fact) of the same generic class and being

1 described in the capital program of the County for the fiscal years 2011-2016, under the  
 2 following headings, which descriptions are incorporated by reference as if set forth herein:

<u>CIP-ID</u>	<u>Project Name</u>
NX548925	Waste Transfer Station

5 Reference to the County's capital program for the years 2011-2016 is made for purposes of  
 6 description only and such reference shall include the same capital projects in any amended or  
 7 subsequent capital program.

8 SECTION 2. BE IT FURTHER ENACTED that any general obligation bonds to be issued  
 9 pursuant to this Act shall be issued and sold pursuant to Bond Issue Authorization Ordinances  
 10 adopted in accordance with Sections 323 and 823 of the Charter and other applicable provisions  
 11 of Sections 10 and 11 of Article 31 of the Annotated Code of Maryland, as amended, replaced, or  
 12 recodified from time to time, but the County shall sell such bonds only by solicitation of  
 13 competitive bids therefor at public sale in such manner and after giving such public notice as the  
 14 County Council may by ordinance determine. Such bonds may be sold for such price or prices  
 15 as may be determined to be for the best interest of the County, either at, above or below the par  
 16 value of any such bonds, and such bonds may be sold in conjunction with other series of bonds  
 17 issued by the County in which event the notice of sale soliciting bids for the purchase of such  
 18 bonds may require that the acceptance of any bid for any series of bonds be made contingent  
 19 upon the acceptance of the bid or bids on all or any of the series being offered by the County for  
 20 sale at the same time. When such bonds are sold in conjunction with other series of bonds, the  
 21 said notice of sale may also require that consolidated bids shall be submitted on any two or more  
 22 of such series of bonds.

23 Nothing in this Act shall in any way limit the authority provided for the refunding of  
 24 County indebtedness by Section 24 of Article 31 of the Annotated Code of Maryland, as  
 25 amended or supplemented from time to time or by any other applicable law, and all such  
 26 authority is intended to be available to the County to refund any indebtedness incurred pursuant  
 27 to this Act to the maximum extent provided by such authority.

28 Such bonds may be issued in an amount sufficient to finance the costs of the Environmental  
 29 Facilities and the cost of issuance of the bonds. Prior to the application of the proceeds of such  
 30 bonds to finance the costs of the Environmental Facilities, the cost of issuance of such bonds for  
 31 such Environmental Facilities may be deducted from such proceeds.



1 (negotiated) sale as authorized by these or any other applicable laws.

2 SECTION 5. BE IT FURTHER ENACTED that this Act shall become effective  
3 immediately upon the date of the official certification of its approval by the voters at said general  
4 election.

Adopted this 13<sup>th</sup> day of July, 2010.

COUNTY COUNCIL OF PRINCE  
GEORGE'S COUNTY, MARYLAND

BY: \_\_\_\_\_  
Thomas E. Dernoga  
Chair

ATTEST:

\_\_\_\_\_  
Redis C. Floyd  
Clerk of the Council

APPROVED:

DATE: \_\_\_\_\_ BY: \_\_\_\_\_  
Jack B. Johnson  
County Executive

Approved by a majority of the voters on 11/2/2010; as certified by the Board of Elections on 11/23/2010.

Effective Date: 11/23/2010