

Prince George's County Council Agenda Item Summary

Meeting Date: 11/20/2012
Reference No.: CB-081-2012
Draft No.: 2
Proposer(s): Davis
Sponsor(s): Davis, Franklin, Toles
Item Title: An Ordinance concerning Public Facilities Financing and Implementation Programs for the purpose of clarifying that financing strategies for proposed and future development in a specified area established within a Public Facilities Financing and Implementation Program (PFFIP) include annual cost adjustments in a percentage equivalent to the percentage by which the Engineering News-Record (ENR) cost indices of local construction costs for the Washington Metropolitan area have changed.

Drafter: Karen T. Zavakos, Legislative Officer
Resource Personnel: Nellvenia W. Johnson, Legislative Aide

LEGISLATIVE HISTORY:

Date Presented:	9/25/2012	Executive Action:	
Committee Referral:	9/25/2012 - PZED	Effective Date:	1/7/2013
Committee Action:	10/10/2012 - FAV(A)		
Date Introduced:	10/23/2012		
Public Hearing:	11/20/2012 - 10:00 AM		
Council Action (1)	11/20/2012 - ENACTED		
Council Votes:	WC:A, DLD:A, MRF:A, AH:A, ML:A, EO:A, OP:A, IT:A, KT:A		
Pass/Fail:	P		
Remarks:			

AFFECTED CODE SECTIONS:

27-107.01

COMMITTEE REPORTS:

PZED Committee Report

Date 10/10/2012

Committee Vote: Favorable with amendments, 3-0 (In favor: Council Members Franklin, Patterson, and Olson)

Staff gave an overview of the legislation and informed the committee of written referral comments that were received. This legislation clarifies financing strategies established for proposed and future development in a specified area within a Public Facilities Financing and Implementation Program (PFFIP). Specifically, the strategies will include annual cost adjustments in a percentage equivalent to the percentage by which the Engineering News-Record (ENR) cost indices of local construction costs for the Washington Metropolitan area have changed. Council Member Davis, the bill's sponsor, requested the committee's support of CB-81-2012 for the purpose of including a cost escalator to contemplate labor and building costs.

Glen Burton of the M-NCPPC Transportation Planning Section was present to respond to questions concerning

Westphalia, a proposed development which includes improvements that will be constructed pursuant to a PFFIP. Marva Jo Camp, addressed the committee requesting further clarification in the legislation to recognize that final costs of improvements are not available at this time, and cost adjustments should be calculated on baseline. Ms. Camp noted that baseline is obtained when 35% of construction drawings are completed.

The Office of Law reviewed CB-81-2012 and determined that it is in proper legislative form with no legal impediments to its enactment. Lori Valentine, representing the County Executive's Office, informed the committee of the County Executive's support of the legislation.

The committee voted favorable on the legislation with an amendment. On page 2, line 19, the following sentence was added: "Cost adjustments for public facilities shall be based on the final cost of said improvements authorized pursuant to Subtitle 24 of this Code."

BACKGROUND INFORMATION/FISCAL IMPACT:

(Includes reason for proposal, as well as any unique statutory requirements)

This bill clarifies that financing strategies established for proposed and future development in a specified area within a Public Facilities Financing and Implementation Program (PFFIP) include annual cost adjustments in a percentage equivalent to the percentage by which the Engineering News-Record (ENR) cost indices of local construction costs for the Washington Metropolitan area have changed.

CODE INDEX TOPICS:

INCLUSION FILES:
