



# Prince George's County Council

## Agenda Item Summary

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**Meeting Date:** 11/21/2023

**Effective Date:** 1/29/2024

**Reference No.:** CB-100-2023

**Chapter Number:** 75

**Draft No.:** 1

**Public Hearing Date:** 11/21/2023 @ 10:00 AM

**Proposer(s):** County Executive

**Sponsor(s):** Dernoga, Ivey, Watson, Olson, Hawkins and Blegay

**Item Title:** AN ACT CONCERNING THE ISSUANCE AND SALE OF GENERAL OBLIGATION BONDS AND GENERAL OBLIGATION STORMWATER MANAGEMENT BONDS for the purpose of authorizing and empowering Prince George's County, Maryland to issue and sell an amount not to exceed six hundred fifty-four million four hundred nine thousand dollars (\$654,409,000) in aggregate principal amount of general obligation bonds and one hundred twenty-five million six hundred thirty-six thousand dollars (\$125,636,000) in aggregate principal amount of general obligation stormwater management bonds for the purpose of providing funds for financing in whole or in part costs of the planning, acquisition, construction, reconstruction, establishment, extension, enlargement, demolition, or improvement of certain capital projects and stormwater projects, respectively, set forth in the capital budget of the County for the fiscal year ending June 30, 2024; describing the projects or usable parts to be financed in whole or in part from the proceeds of the bonds hereby authorized and the estimated costs thereof and the probable useful lives thereof; prescribing or providing for the procedures for the issuance and sale of such bonds at private (negotiated) sale or public sale; declaring the County's official intent to reimburse itself for certain expenditures paid before the issuance of the bonds authorized hereby in accordance with applicable Income Tax Regulations; authorizing the consolidation of such bonds with other bonds for purposes of such sale; showing compliance with the power of the County to incur indebtedness; directing the application of the proceeds of such bonds and the proceeds of bonds previously issued by an act of the County; pledging the full faith and credit and taxing power of the County to the payment of such bonds and providing for the levy and collection of taxes necessary for the payment of the principal of and interest on such bonds when due; authorizing the pledge of Clean Water Act Fees to the payment of the principal of and interest on such general obligation stormwater management bonds related to clean water projects when due; authorizing and empowering the County to issue and sell an amount not to exceed seven hundred eighty million forty-five thousand dollars (\$780,045,000) in aggregate principal amount of bond anticipation notes and covenanting to issue bonds in anticipation of which such notes are issued; pledging the full faith and credit and taxing power of the County to the payment of such bond anticipation notes and providing for the levy and collection of taxes necessary for the payment of the principal of and interest on such bond anticipation notes when due and authorizing the pledge of Clean Water Act Fees to the payment of the principal of and interest on such bond

anticipation notes related to clean water projects when due; directing the application of the proceeds of such bond anticipation notes; directing the application of the proceeds of such bonds; providing for the issuance of such bond anticipation notes in the form of commercial paper or revolving loan notes; providing for the issuance of such bond anticipation notes and the bonds in the form of variable rate demand obligations; authorizing certain determinations to be made in connection with the sale of any such bond anticipation notes; authorizing the consolidation of such bond anticipation notes with other notes for purposes of such sale; authorizing and empowering the County to issue, sell and deliver general obligation refunding bonds and general obligation stormwater management refunding bonds for the purpose of refunding all or a part of the bonds authorized hereby or in prior Acts of the County in an aggregate principal amount not to exceed 150% of the outstanding principal amount of the bonds to be refunded thereby, the proceeds of such refunding bonds to be used for the public purpose of providing funds sufficient to pay principal of, redemption premium, if any, and interest on such refunded bonds at the respective maturity, redemption, and interest payment dates of such refunded bonds and related issuance costs; prescribing or providing for the procedure for the issuance and sale of such refunding bonds; empowering the County Executive to determine the time and method for the sale of such refunding bonds and other details with respect to the sale of such refunding bonds; pledging the full faith and credit of the County to the payment of the principal of, redemption premium, if any, and the interest on such refunding bonds when due; and providing for the levy and collection of taxes necessary for the payment of the principal of, redemption premium, if any, and interest on such refunding bonds when due, showing compliance with the limitations on the power of the County to incur indebtedness; authorizing the pledge of Clean Water Act Fees to the payment of the principal of and interest on such refunding bonds related to clean water projects when due; covenanting or providing for the making of certain covenants on matters relating to the tax-exempt status of interest on such bonds, bond anticipation notes and refunding bonds, as applicable; providing for compliance with Securities and Exchange Commission Rule 15c2-12; providing for the authorization of and entry into interest rate exchange agreements or contracts in connection with or incidental to any of the obligations authorized by this Act; authorizing the County Executive to delegate to appropriate officials the power to make certain determinations and sign certain documents, certificates or agreements authorized to be made or signed by the County Executive herein; and otherwise generally determining or providing for the determination of certain matters in connection with the issuance, sale and delivery of the general obligation and stormwater management bonds, bond anticipation notes and refunding bonds authorized by this Act.

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**Drafter:** Brian Halloran, Office of Management and Budget

**Resource Personnel:** Stanley A. Earley, Office of Management and Budget

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**LEGISLATIVE HISTORY:**

Date:	Acting Body:	Action:	Sent To:
10/03/2023	County Council	rules suspended	
	<p><b>Action Text:</b> A motion was made by Council Member Fisher, seconded by Council Member Watson, that the rules be suspended for this Council Bill. The motion carried by the following vote:</p> <p style="padding-left: 40px;">Aye: 11 Hawkins, Harrison, Blegay, Dernoga, Watson, Olson, Fisher, Burroughs, Ivey, Oriadha and Franklin</p>		
10/03/2023	County Council	presented and referred	GOFP
	<p><b>Action Text:</b> This Council Bill was presented by the Chair by the request of the County Executive and referred to the Government Operations and Fiscal Policy Committee.</p>		
10/23/2023	GOFP	Favorably recommended	County Council
	<p><b>Action Text:</b> A motion was made by Council Member Ivey, seconded by Chair Burroughs, that this Council Bill be Favorably recommended with amendments to the County Council. The motion carried by the following vote:</p> <p style="padding-left: 40px;">Aye: 4 Burroughs, Oriadha, Harrison and Ivey</p> <p style="padding-left: 40px;">Absent: 1 Fisher</p>		
10/23/2023	County Council	introduced	
	<p><b>Action Text:</b> This Council Bill was introduced by Council Members Dernoga, Ivey, Watson, Olson, Hawkins and Blegay.</p>		
11/21/2023	County Council	public hearing held	
	<p><b>Action Text:</b> The public hearing for this Council Bill was held.</p>		
11/21/2023	County Council	enacted	
	<p><b>Action Text:</b> A motion was made by Vice Chair Blegay, seconded by Council Member Olson, that this Council Bill be enacted. The motion carried by the following vote:</p> <p style="padding-left: 40px;">Aye: 7 Blegay, Dernoga, Olson, Fisher, Burroughs, Ivey and Franklin</p> <p style="padding-left: 40px;">Absent: 4 Hawkins, Harrison, Watson and Oriadha</p>		
12/14/2023	County Executive	signed	
	<p><b>Action Text:</b> This Council Bill was signed</p>		

**AFFECTED CODE SECTIONS:**

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**BACKGROUND INFORMATION/FISCAL IMPACT:**

This bill provides the authority to issue and sell up to \$780,045,000 in general obligation bonds and general obligation stormwater management bonds to finance County, School, Community College, Library, and Stormwater Management capital projects in the FY 2024 Capital Budget.

The projects are listed in Attachment 1 of the legislation. The fiscal impact on the County for any bonds or bond anticipation notes will be negative to the extent of the debt service obligation incurred by the County when the bonds or notes are sold.

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**Document(s):** B2023100, CB-100-2023 Attachment 1, CB-100-2023 Report, CB-100-2023 PAFI, CB-100-2023 Transmittal