

COUNTY COUNCIL OF PRINCE GEORGE'S COUNTY, MARYLAND
2018 Legislative Session

Bill No. CB-32-2018

Chapter No. 22

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

Introduced by Council Members Glaros, Lehman, Davis, Turner, Taveras,
Franklin and Patterson

Date of Introduction July 2, 2018

BILL

1 AN ACT concerning

2 Borrowing to Finance Capital Projects for
3 Public Safety 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 \$56,053,000 to finance the design, construction, reconstruction, extension, acquisition,
7 improvement, enlargement, alteration, renovation, relocation, rehabilitation, or repair of Public
8 Safety Facilities (including Fire Department Facilities), including the acquisition of sites
9 therefor; prescribing terms and conditions upon which bonds issued pursuant to this Act shall be
10 issued and sold and other incidental details with respect thereto; providing generally for the
11 issuance of such bonds and providing for such borrowing to be submitted to a referendum of the
12 legal voters of the County.

13 SECTION 1. BE IT ENACTED by the County Council of Prince George's County,
14 Maryland, that Prince George's County, Maryland (the "County"), is hereby authorized, pursuant
15 to Section 323 of the Charter of Prince George's County, Maryland (the "Charter"), to borrow
16 money and incur indebtedness upon its full faith and credit, at any time and from time to time, in
17 an aggregate principal amount not exceeding \$56,053,000 to finance the design, construction,
18 reconstruction, extension, acquisition, improvement, enlargement, alteration, renovation,
19 relocation, rehabilitation, or repair of, Public Safety Facilities, including the acquisition and
20 development of sites therefor, the architectural and engineering services incident thereto, and the
21 acquisition and installation of necessary fixed permanent equipment therefor, all such capital

1 projects hereby being found to be (and also being in fact) of the same generic class and being
2 described in the capital program of the County for the fiscal years 2019-2024, under the
3 following headings, which descriptions are incorporated by reference as if set forth herein:

<u>CIP-ID</u>	<u>Project Name</u>
562273	CENTRAL CONTROL/ADMINISTRATIVE WING EXPANSION
561573	DETENTION CENTER HOUSING RENOVATIONS
562173	MEDICAL UNIT RENOVATIONS
510423	BEECHTREE FIRE/EMS STATION
551113	BERWYN HEIGHTS FIRE/EMS #814
510651	FIRE STATION RENOVATIONS
510648	FIRE STATION ROOF RENOVATIONS
510230	FORESTVILLE FIRE EMS
510010	HYATTSVILLE FIRE/EMS #801
510493	LAUREL FIRE/EMS STATION #849
510510	PISCATAWAY FIRE/EMS STATION
510325	OXON HILL FIRE/EMS STATION
511123	RIVERDALE #807 #813 FIRE/EMS
510083	SHADY GLEN FIRE/EMS STATION
510833	ST. BARNABAS FIRE/EMS STATION
510601	TRAINING AND LEADERSHIP ACADEMY
500223	BARLOWE ROAD RENOVATIONS
500423	DISTRICT V POLICE STATION
500413	DISTRICT VI POLICE STATION
500123	TRAINING/ADMINISTRATIVE HEADQUARTERS

28 Reference to the County's capital program for the fiscal years 2019-2024 is made for purposes of
29 description only and such reference shall include the same capital projects in any amended or
30 subsequent capital program.

31 SECTION 2. BE IT FURTHER ENACTED that any general obligation bonds to be issued

1 pursuant to this Act shall be issued and sold pursuant to Bond Issue Authorization Ordinances
 2 adopted in accordance with Sections 323 and 823 of the Charter and other applicable provisions
 3 of MD. CODE ANN., LOCAL GOV'T. §§ 19-205 to 19-206, as amended, replaced, or re-codified
 4 from time to time, but the County shall sell such bonds only by solicitation of competitive bids
 5 therefor at public sale in such manner and after giving such public notice as the County Council
 6 may by ordinance determine. Such bonds may be sold for such price or prices as may be
 7 determined to be for the best interest of the County, either at, above or below the par value of
 8 any such bonds, and such bonds may be sold in conjunction with other series of bonds issued by
 9 the County in which event the notice of sale soliciting bids for the purchase of such bonds may
 10 require that the acceptance of any bid for any series of bonds be made contingent upon the
 11 acceptance of the bid or bids on all or any of the series being offered by the County for sale at
 12 the same time. When such bonds are sold in conjunction with other series of bonds, the said
 13 notice of sale may also require that consolidated bids shall be submitted on any two or more of
 14 such series of bonds.

15 Nothing in this Act shall in any way limit the authority provided for the refunding of
 16 County indebtedness by MD. CODE ANN., LOCAL GOV'T. §§ 19-205 to 19-206 as amended or
 17 supplemented from time to time or by any other applicable law, and all such authority is intended
 18 to be available to the County to refund any indebtedness incurred pursuant to this Act to the
 19 maximum extent provided by such authority.

20 Such bonds may be issued in an amount sufficient to finance the costs of the Public Safety
 21 Facilities and the cost of issuance of the bonds. Prior to the application of the proceeds of such
 22 bonds to finance the costs of the Public Safety Facilities, the cost of issuance of such bonds for
 23 such Public Safety Facilities may be deducted from such proceeds.

24 SECTION 3. BE IT FURTHER ENACTED that this Act shall be submitted to the legal
 25 voters of the County, for their approval or disapproval, at the general election to be held in the
 26 County on Tuesday, November 6, 2018. The question to be certified to the Board of Supervisors
 27 of Elections of the County for inclusion on the ballot for said general election shall be in
 28 substantially the following form:

29 **PUBLIC SAFETY FACILITIES BONDS**

30 AN ACT enabling the County to borrow money and issue bonds in an amount not
 31 exceeding \$56,053,000 to finance the design, construction, reconstruction, extension, acquisition,

1 improvement, enlargement, alteration, renovation, relocation, rehabilitation or repair of Public
2 Safety Facilities (including Fire Department Facilities), as defined therein.

3 SECTION 4. BE IT FURTHER ENACTED that the powers granted by this Act are
4 additional and cumulative and the bonds to be issued pursuant to this Act may be issued,
5 notwithstanding that other bond acts or laws may provide for the issuance of other bonds or the
6 borrowing of money for the same or similar purposes on the same or other terms and conditions.
7 This Act shall be liberally construed to effectuate its purposes, namely, to authorize the
8 borrowing of money and the incurring of indebtedness to finance the described capital projects of
9 the same generic class set forth in this Act. Provisions of this Act shall be deemed met and
10 satisfied if there is substantial compliance with such provisions, including (without limitation)
11 provisions relating to the submission of any question to the legal voters of the County which are
12 intended only to provide fair and adequate notice to such voters and not to prescribe provisions
13 which must be literally satisfied. This Act is not intended to provide or imply that this act or any
14 prior act not containing a similar provision precludes the County from exercising any power or
15 prerogative provided by this Act or any other law whether exercised solely pursuant to such
16 other law or in conjunction with the powers provided by this Act so that, without limiting the
17 generality of this section, the County may exercise the power to issue (i) bond anticipation notes
18 (in anticipation of the issuance of bonds pursuant to this Act or otherwise) and grant anticipation
19 notes pursuant to MD. CODE ANN., LOCAL GOV'T. §§ 19-205 to 19-206, as amended, replaced, or
20 re-codified from time to time, and (ii) bonds (or any related bond anticipation or other notes)
21 authorized by MD. CODE ANN., LOCAL GOV'T. §§ 19-205 to 19-206, of the Annotated Code of
22 Maryland, as amended, replaced, or re-codified from time to time, and in exercising such
23 powers, the County may sell such notes or bonds at private (negotiated) sale as authorized by
24 these or any other applicable laws.

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

Adopted this 24th day of July , 2018.

COUNTY COUNCIL OF PRINCE
GEORGE'S COUNTY, MARYLAND

BY: _____
Dannielle M. Glaros
Chair

ATTEST:

Redis C. Floyd
Clerk of the Council

APPROVED:

DATE: _____ BY: _____
Rushern L. Baker, III
County Executive

**APPROVED BY A MAJORITY OF THE VOTERS AT THE REFERENDUM ON
NOVEMBER 6, 2018, AS CERTIFIED BY THE BOARD OF ELECTIONS ON NOVEMBER
20, 2018.**

EFFECTIVE: NOVEMBER 20, 2018