

COUNTY COUNCIL OF ANNE ARUNDEL COUNTY, MARYLAND

Legislative Session 2010, Legislative Day No. 4

Bill No. 9-10

Introduced by Mr. Middlebrooks, Chairman
(by request of the County Executive)

By the County Council, February 16, 2010

Introduced and first read on February 16, 2010

Public Hearing set for March 15, 2010

Bill Expires May 22, 2010

By Order: Judy C. Holmes, Administrative Officer

A BILL ENTITLED

1 AN ORDINANCE concerning: National Business Park - North – New Capital Project
2 and Additional Appropriation.

3
4 FOR the purpose of providing additional funding from unanticipated revenues from the
5 sale and issuance of certain special obligation bonds to the National Business Park -
6 North Capital Project; and making the additional funding provided for in this
7 Ordinance subject to a certain contingency.

8
9 BY amending: Capital Budget
10 Capital Program

11
12 WHEREAS, by Resolution No. 12-10, the County Council established a tax
13 increment development district, known as the National Business Park - North
14 Development District, to provide funding for improvements within or related to
15 the National Business Park - North Development District pursuant to the
16 provisions of Section 12-201, *et seq.*, of the Economic Development Article of the
17 State Code; and

18
19 WHEREAS, by Bill No. 8-10, the County Council established the National
20 Business Park - North Special Taxing District coincident with the National
21 Business Park - North Development District and authorized the issuance and sale
22 of certain special obligation bonds, to fund improvements within or related to the
23 National Business Park - North Special Taxing District and National Business
24 Park - North Development District, all pursuant to the provisions of Section 9-
25 1301 of Article 24 of the State Code, Section 12-201, *et seq.*, of the Economic
26 Development Article of the State Code and Section 4-8-101, *et seq.*, of the Anne
27 Arundel County Code; and

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28
29
30
31
32
33
34
35
36
37
38
39
40
41
42
43
44
45
46
47
48
49

WHEREAS, the County Council anticipates that the special obligation bonds so authorized may be issued and sold within the current fiscal year, so that proceeds from those bonds will be available for appropriation; and

WHEREAS, Section 712 of the Charter authorizes the County Council, upon recommendation of the County Executive, to make supplementary appropriations from sources not anticipated in the budget for the current fiscal year; and

WHEREAS, the County Executive has made such a recommendation, and the Controller has certified in writing that such funds are available for appropriation, subject to the issuance of the special obligation bonds authorized by Resolution No. 12-10 and Bill No. 8-10; and

WHEREAS, Section 716 of the Charter authorizes the County Council, upon request of the County Executive and by the affirmative vote of five members of the County Council, to amend the capital budget by making appropriations from sources not anticipated in the budget for the current fiscal year; and

WHEREAS, pursuant to Section 716 of the Charter, the Planning Advisory Board has reviewed and recommended an amendment to the capital budget for the National Business Park - North Capital Project; now, therefore,

SECTION 1. *Be it enacted by the County Council of Anne Arundel County, Maryland,* That the Capital Budget for the fiscal year ending June 30, 2010 is hereby amended by

(1) creating a new capital project, National Business Park – North, Capital Project No. C547300; and

(2) by appropriating \$30,000,000 from Bonds – National Business Park – North Special Obligation Bonds, authorized pursuant to Resolution No. 12-10 and Bill No. 8-10 to National Business Park – North, Capital Project No. C547300.

SECTION 2. *And be it further enacted,* That the Capital Program is hereby amended to add the new capital project, National Business Park – North, Capital Project No. C547300, with the following description: “This project provides for the construction of public infrastructure improvements within or related to the National Business Park – North Special Taxing District and National Business Park - North Development District, located in the western portion of the county, to include, but not limited to: Water & Sewer lines, Roads and sidewalks, Storm water management lines and facilities, Lighting, landscaping, identifying monuments, signage, traffic signals, Other buildings, equipment or public improvements approved by the County”

SECTION 3. *And be it further enacted,* That the additional appropriation to the National Business Park - North Capital Project set forth in this Ordinance is contingent on: (1) the taking effect of Bill No. 8-10; and (2) the issuance of the special obligation bonds authorized by Resolution No. 12-10 and Bill No. 8-10.

1 SECTION 4. *And be it further enacted*, That this Ordinance shall take effect 45 days
2 from the date it becomes law.