COUNTY COUNCIL

OF

TALBOT COUNTY, MARYLAND

2015 Legislative Session, Legislative Day No.: February 11, 2015

Bill No.: 1299

Expiration Date: April 16, 2015

Introduced by: Mr. Bartlett, Mr. Pack, Ms. Price, Ms. Williams

AN ACT TO AUTHORIZE TALBOT COUNTY, MARYLAND (THE "COUNTY") TO BORROW NOT MORE THAN NINETEEN MILLION FIVE HUNDRED THOUSAND DOLLARS ($19,500,000) IN ORDER TO FINANCE THE REFUNDING OF ALL OR A PORTION OF THE COUNTY'S CONSOLIDATED PUBLIC IMPROVEMENT AND REFUNDING BONDS, SERIES 2006, AND ITS PUBLIC IMPROVEMENT BONDS OF 2008, AND TO EFFECT SUCH BORROWING BY THE ISSUANCE AND SALE OF ITS GENERAL OBLIGATION BONDS PAYABLE FROM AD VALOREM TAXES TO BE LEVIED BY THE COUNTY AND TO PAY THE COSTS OF ISSUANCE OF SUCH BONDS; AUTHORIZING THE REFUNDING OF SUCH BONDS AND RELATING GENERALLY TO THE ISSUANCE AND SALE OF SUCH BONDS FOR SUCH PURPOSES

By the Council: February 10, 2015

Introduced, read the first time, ordered, posted, and public hearing scheduled on Tuesday, March 10, 2015 at 2:00 p.m. in the Bradley Meeting Room, South Wing, Talbot County Courthouse, 11 N. Washington Street, Easton, Maryland 21601.

By Order Susan W. Moran
Secretary

AN ACT TO AUTHORIZE TALBOT COUNTY, MARYLAND (THE "COUNTY") TO BORROW NOT MORE THAN NINETEEN MILLION FIVE HUNDRED THOUSAND DOLLARS ($19,500,000) IN ORDER TO FINANCE THE REFUNDING OF ALL OR A PORTION OF THE COUNTY'S CONSOLIDATED PUBLIC IMPROVEMENT AND REFUNDING BONDS, SERIES 2006, AND ITS PUBLIC IMPROVEMENT BONDS OF 2008, AND TO EFFECT SUCH BORROWING BY THE ISSUANCE AND SALE OF ITS GENERAL OBLIGATION BONDS PAYABLE FROM AD VALOREM TAXES TO BE LEVIED BY THE COUNTY AND TO PAY THE COSTS OF ISSUANCE OF SUCH BONDS; AUTHORIZING THE REFUNDING OF SUCH BONDS AND RELATING GENERALLY TO THE ISSUANCE AND SALE OF SUCH BONDS FOR SUCH PURPOSES

BE IT ENACTED by the County Council of Talbot County, Maryland:

SECTION 1. Acting pursuant to the authority hereof and Section 10-203 of the Local Government Article of the Annotated Code of Maryland (2013 Replacement Volume, as amended) (the "Enabling Act") and Section 19-207 of the Local Government Article of the Annotated Code of Maryland (2013 Replacement Volume, as amended) (the "Refunding Act"), Talbot County, Maryland (the "County') is authorized to borrow money and incur indebtedness at one time or from time to time, upon its full faith and credit, in an aggregate principal amount not to exceed Nineteen Million Five Hundred Thousand Dollars ($19,500,000) for the purpose of refunding of the County's Consolidated Public Improvement and Refunding Bonds, Series 2006, and its Public Improvement Bonds of 2008, and (ii) the costs of issuance of such borrowing.

SECTION 2. To evidence this borrowing, the County, by resolution adopted by the County Council pursuant hereto, shall issue and sell one or more series of its general obligation bonds. The form and tenor of the bonds, the dates, amounts, place or places of payment and method of payment (as to both principal and interest of the bonds), the probable useful life of the projects to be refinanced, the terms and conditions of public or private sale of the bonds, including the method of determining the interest rate or rates to be paid on the bonds and the method of awarding the bonds to the purchaser, the public purposes to be achieved by the borrowing, and the consummation of the transactions herein authorized and all other matters and details incident to the designation, terms, offering for sale, sale, issuance and delivery of and payment for, the bonds shall be determined, by the resolution, provided, however, that, in accordance with the provisions of Section 623 of the Charter of Talbot County, Maryland (the "County Charter"), the bonds shall be issued in serial form with principal payable in annual serial installments beginning not more than two (2) years from the date of issue, and, provided further, that no bonds may mature more than thirty (30) years after the date of issue of the bonds to be refinanced. The resolution may be passed by the Council at any time after the passage hereof, and the appropriate officers of the County may take any steps deemed appropriate to effect the timely issuance and sale of the bonds pursuant to the resolution at any time after the passage hereof, provided only that the resolution may not become finally effective until the effective date hereof. The bonds may be sold on any date or dates after the effective date hereof.

SECTION 3. The full faith and credit and taxing powers of the County are hereby irrevocably pledged to the fullest extent possible to the payment of the principal of and interest on the bonds as and when they become due and payable. This pledge constitutes a covenant on the part of the County to levy, upon all property within its corporate limits subject to assessment

for County taxation, ad valorem taxes in rate and amount sufficient in each year in which any of the bonds are outstanding to provide for the payment of the principal of and interest on such bonds subject to the limitation set forth in Section 614 of the County Charter.

SECTION 4. The County is hereby authorized pursuant to the Enabling Act and the Refunding Act to issue its bonds ("Refunding Bonds") for the purpose of refunding any bonds issued hereunder. The Refunding Bonds may be issued at one time or from time to time, for one or more public purposes specified for the issuance of refunding bonds in the Refunding Act, and sold at public or private sale, as may be further provided in the resolution of the Council. The aggregate principal amount of Refunding Bonds shall not exceed 120% of the principal amount of the bonds being refunded.

SECTION 5. The validity of any bonds authorized hereby shall in no way be dependent upon or related to the validity or invalidity of the obligations being refunded.

SECTION 6. The bonds authorized to be issued hereunder are hereby specifically exempted from the provisions of Sections 19-205 and 19-206 of the Local Government Article of the Annotated Code of Maryland (2013 Replacement Volume, as amended).

SECTION 7. This bill shall take effect sixty (60) days from the date of its passage.

PUBLIC HEARING

Having been posted and Notice of time and place of hearing and Title of Bill No. 1299 having been published, a public hearing was held on Tuesday, March 10, 2015, at 2:00 p.m. in the Bradley Meeting Room, South Wing, Talbot County Courthouse, 11 North Washington Street, Easton, Maryland 21601.

BY THE COUNCIL

Read the third time.

ENACTED: **March 10, 2015**

By Order Susan W. Moran
Secretary

Pack -	Absent
Williams-	Aye
Bartlett -	Aye
Price -	Aye
Callahan -	Aye

EFFECTIVE: **May 9, 2015**