

County Council Of Howard County, Maryland

2010 Legislative Session

Legislative Day No.7

Resolution No. 85-2010

Introduced by: The Chairperson at the request of the County Executive

A RESOLUTION declaring the official intent of the County Executive and the County Council of Howard County, Maryland to reimburse expenditures to be incurred with respect to certain projects or programs or from certain funds with the proceeds of recovery zone facility bonds to be issued by Howard County, Maryland (the "County").

Introduced and read first time _____, 2010.

By order _____
Stephen LeGendre, Administrator

Read for a second time at a public hearing on _____, 2010.

By order _____
Stephen LeGendre, Administrator

This Resolution was read the third time and was Adopted___, Adopted with amendments___, Failed___, Withdrawn___, by the County Council on _____, 2010.

Certified By _____
Stephen LeGendre, Administrator

Approved by the County Executive _____, 2010

Ken Ulman, County Executive

NOTE: [[text in brackets]] indicates deletions from existing law; TEXT IN ALL CAPITALS indicates additions to existing law; Strike-out indicates material deleted by amendment; Underlining indicates material added by amendment t

1 **WHEREAS**, pursuant to Section 1400U-3 of the Internal Revenue Code of 1986, as
2 amended (the “Code”), promulgated under the American Recovery and Reinvestment Act of
3 2009, the County has been allocated the amount of \$18,406,000 for purposes of issuing recovery
4 zone facility bonds or other debt obligations to facilitate the financing of projects eligible under
5 Section 1400U-3 of the Code and located within the recovery zone designated by the County
6 pursuant to Council Resolution No. 86-2009 (the “Recovery Zone”); and

7
8 **WHEREAS**, the County intends it issue bonds in the amount of the allocation and
9 desires to make such funds available under loan agreements to certain qualified borrowers for
10 various projects in the Recovery Zone; and

11
12 **WHEREAS**, the County intends to expend or allow the expenditure of money on certain
13 projects or programs or from certain funds prior to the issuance of recovery zone facility bonds or
14 other debt obligations by the County for such projects and the qualified borrowers; and

15
16 **WHEREAS**, the County intends to reimburse such expenditures from the proceeds of
17 such bonds or debt obligations to be issued by or for the benefit of the County; and

18
19 **WHEREAS**, to comply with applicable provisions of the Code and Section 1.150-2 of
20 the Income Tax Regulations, it is necessary, in order to reimburse such expenditures with the
21 proceeds of tax-exempt debt, that the County Council of the County declare its official intent to
22 make such a reimbursement of expenditures.

23
24 **NOW, THEREFORE, BE IT RESOLVED** by the County Council of Howard County,
25 Maryland, this ____ day of _____, 2010, that, as evidenced by this Resolution, the
26 County intends to expend or allow the expenditure of money on the cost of the acquisition,
27 construction, and improvements of the projects within the Recovery Zone which are eligible
28 under Section 1400U-3 of the Code and included in the description in Exhibit A attached hereto
29 prior to the issuance of recovery zone facility bonds or other debt obligations to reimburse such

1 expenditures. With respect to such projects, the County reasonably expects to issue debt
2 obligations for these projects in the estimated maximum principal amount of Eighteen Million
3 Four Hundred Six Thousand Dollars (\$18,406,000).

DESCRIPTION OF PROJECTS

Lorien Health Systems Nursing Home Facility

The facility will be located on Route 1 and includes a 64 bed nursing facility with a connected assisted living facility, urgent care center, outpatient therapy and medical offices.

Howard Square – Star Hotel

Mixed residential, office, retail and hotel development Just north of Route 175 in Elkridge, Maryland. Project only includes financing for the hotel portion of this project.

Montevideo Crossing II

Office building complex consisting of two office buildings and retail space.

Savage Mill Hotel

130 hotel suites in the historic Savage Mill.