

County Council Of Howard County, Maryland

2015 Legislative Session

Legislative Day No. 5

Resolution No. 67-2015

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

A RESOLUTION pursuant to Section 4.201 of the Howard County Code, declaring that certain real property owned by Howard County, Maryland, containing approximately 0.098 acres, and located at 8518 Frederick Road, Ellicott City, Maryland is no longer needed by the County for public purposes; authorizing the County Executive to sell the property; waiving the advertising and bidding requirements of Section 4.201 of the Howard County Code; and providing that the County Executive is not bound to sell the property if he finds that it may have a further public use.

Introduced and read first time June 1, 2015.

By order Jessica Feldmark
Jessica Feldmark, Administrator

Read for a second time at a public hearing on June 15, 2015.

By order Jessica Feldmark
Jessica Feldmark, Administrator

This Resolution was read the third time and was Adopted , Adopted with amendments___, Failed___, Withdrawn___, by the County Council on July 6, 2015.

Certified By Jessica Feldmark
Jessica Feldmark, Administrator

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

1 **WHEREAS**, the County is the owner of real property located at 8518 Frederick Road,
2 Ellicott City, Maryland (the “Property”, as shown in the attached Exhibit) containing
3 approximately 0.098 acres being all of the property acquired from Colin Bickley and Michele
4 Bickley by deed dated September 29, 2014 and recorded among the Land Records of Howard
5 County, Maryland in Liber 15826, Folio 198; and
6

7 **WHEREAS**, the Property was purchased using a line of credit and the intention was to
8 issue tax exempt bonds to pay off the line of credit; and
9

10 **WHEREAS**, given the current non-use of the Property and the possible non-public use,
11 bond and tax counsel have advised against issuing tax exempt bonds to pay off the line of credit
12 that was used to purchase the Property; and
13

14 **WHEREAS**, additionally, due to the limited funding available for the Fiscal Year 2016
15 capital and operating budgets and a desire to increase funding to benefit the Howard County
16 Public School System, the County Executive has determined that the sale of the Property would
17 be fiscally advantageous to the County; and
18

19 **WHEREAS**, the County intends to enter into an agreement with a real estate consultant
20 for the purpose of marketing and selling the Property; and
21

22 **WHEREAS**, Section 4.201 “Disposition of real property” of the Howard County Code
23 authorizes the County Council to declare that property is no longer needed for public purposes
24 and authorizes the County Council to waive advertising and bidding requirements for an
25 individual conveyance of property upon the request of the County Executive and after a public
26 hearing that has been duly advertised; and
27

28 **WHEREAS**, the County Council has received a request from the County Executive to
29 waive the advertising and bidding requirements in this instance for the sale of the Property.
30

1 **NOW, THEREFORE, BE IT RESOLVED** by the County Council of Howard County,
2 Maryland, this 6th day of July, 2015, that the Property is no longer needed
3 by the County for public purposes.

4
5 **AND BE IT FURTHER RESOLVED** that, having received a request from the County
6 Executive and having held a public hearing that was duly advertised, the County Council
7 declares that the best interest of the County will be served by authorizing the County Executive
8 to waive the usual advertising and bidding requirements of Section 4.201 of the Howard County
9 Code for the sale of the Property and to sell the Property through the use of a real estate agent.

10
11 **AND BE IT FURTHER RESOLVED** that, if the County Executive finds that the
12 Property may have a further public use and that the property interest should not be terminated, he
13 is not bound to sell the Property in accordance with this Resolution.

