

County Council Of Howard County, Maryland

2015 Legislative Session

Legislative Day No. 12

Resolution No. 170-2015

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

A RESOLUTION authorizing the sale of certain Utilities Infrastructure to American Water Operations and Maintenance, Inc., a contractor for the Defense Logistics Agency-Energy, upon such terms and conditions as the County Purchasing Agent deems proper.

Introduced and read first time _____, 2015.

By order _____
Jessica Feldmark, Administrator

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

By order _____
Jessica Feldmark, Administrator

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

Certified By _____
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**, Section 4.129(d) of the Howard County Code authorizes the County
2 Purchasing Agent, with the approval of the County Executive and the County Council, to sell or
3 lease surplus supplies to the State or any political subdivision or agency of the State, or to the
4 Federal Government upon such terms and conditions as the County Purchasing Agent deems
5 proper; and
6

7 **WHEREAS**, in 2011, the County and the National Security Agency (“NSA”) agreed the
8 County would construct a reclaimed water delivery system to NSA’s Fort Meade campus (the
9 “Federal Contract”); and
10

11 **WHEREAS**, the County established and completed capital project W-8323 for the
12 construction of the delivery system and, pursuant to the Federal Contract, was reimbursed for the
13 construction costs by the federal government; and
14

15 **WHEREAS**, under the capital project, the County installed 8,000 linear feet of 20 inch
16 ductile iron water pipe plus associated valves and ancillary appurtenances, one above ground
17 storage tank (1,000,000 gallons), an altitude/check valve system, a re-chlorination system, and
18 controls (the “Utilities Infrastructure”); and
19

20 **WHEREAS**, pursuant to the Federal Contract, the delivery system within the boundary
21 of the National Security Agency is to be transferred to the federal contractor which maintains all
22 of the infrastructure within Fort Meade (and other bases in the U.S.A.); and
23

24 **WHEREAS**, the federal contractor is American Water Operations and Maintenance, Inc.,
25 a corporation organized and existing pursuant to the laws of the State of Texas (“American
26 Water Operations”); and
27

28 **WHEREAS**, the County Executive has approved the sale of the Utilities Infrastructure to
29 American Water Operations upon such terms and conditions as the County Purchasing Agent
30 deems proper.
31

1 **NOW, THEREFORE, BE IT RESOLVED**, by the County Council of Howard County,
2 Maryland this ____ day of _____, 2015 that it approves the sale of the Utilities
3 Infrastructure to American Water Operations upon such terms and conditions as the County
4 Purchasing Agent deems proper.