

Council of the Town of La Plata
Town Hall, La Plata, Maryland
Special Meeting
7:00 PM, September 15, 2009

Present: Mayor Roy G. Hale, Councilman R. Wayne Winkler, Councilwoman Paretta D. Mudd, Councilman Joseph W. Norris; Michelle M. Miner, Assistant Town Manager; Danielle Mandley, Town Clerk

Town Staff: David M. Jenkins, Director of Municipal Development

Guests: Lindsey A. Rader, Funk & Bolton, P.A.; Keenan Rice, MuniCap, Inc.; Emily Metzler, MuniCap, Inc.; Steven J. Murray, Heritage Green Development, LLC; Charis C. Lapas, Heritage Green Development, LLC

Minutes:

Mayor Hale called the meeting to order at 7:02 PM, and then led the Pledge of Allegiance.

Heritage Green Special Taxing District

Mayor Hale called the hearing to order and explained that the purpose of the hearing was to hear public comment and receive questions on the Proposed Heritage Green Special Taxing District. The Clerk entered into the record the Certification of Publication that the notice of the hearing was properly advertised in the August 28, 2009, edition of the Maryland Independent newspaper.

Ms. Radar and Mr. Rice provided a presentation and referenced the documents in the legislation packet, regarding the Proposed Heritage Green Special Taxing District, and Proposed Issuance of Obligations Relating to the Proposed Heritage Green Special Taxing District.

Mayor Hale asked if anyone in the audience wished to speak regarding the Proposed Heritage Green Special Taxing District. There were no speakers.

There being no speakers, Mayor Hale closed the hearing at 7:52 PM.

Public hearing: Issuance of Bonds Relating to the Heritage Green Special Taxing District

Mayor Hale called the hearing to order and explained that the purpose of the hearing was to hear public comment on the Issuance of Bonds Relating to the Heritage Green Special Taxing District. The Clerk entered into the record the Certification of Publication that the notice of the hearing was properly advertised in the August 28, 2009, edition of the Maryland Independent newspaper, the September 5, 2009, edition of the Washington Post and the September 9, 2009 edition of the Maryland Independent newspapers.

Mayor Hale asked if anyone in the audience wished to speak regarding the Issuance of Bonds Relating to the Heritage Green Special Taxing District. There were no speakers.

There being no speakers, Mayor Hale closed the hearing at 7:53 PM.

Legislation

Resolution 09-8, Heritage Green Special Taxing District (For Introduction) – For the purpose of creating a special taxing district in the Town to be known as the “Heritage Green Special Taxing District” (the “District”). The proposed District encompasses approximately 1,037 acres of land located approximately 2,400 linear feet east of U.S. Route 301 and generally bordered by Aggregate Industries property to the northwest and Rosewick Road property to the northeast, CSXT railroad tracks to the west, and the residential communities of Hickory Ridge and Agricopia, La Plata High School, Charles County maintenance facilities and the Fraternal Order of Police to the east, but excluding the area of Rosewick Road. MD Route 6 (Charles Street) is located approximately 1,200 linear feet south of the southern border of the proposed District and properties of Stehr & Gibson, the Town, Guthrie, Michael & Welch and Phoenix Run are located south of the southern border of the District. Pursuant to the authority of Section 44A of Article 23A of the Annotated Code of Maryland (the “Act”), in anticipation of the issuance from time to time of one or more series of the “Special Tax Obligations” in order to finance, reimburse or refinance the cost of the Public Improvements within the District or the Town or outside the Town if reasonably related to other infrastructure improvements within the District.

Mayor Hale provided a brief explanation of the purpose of Resolution 09-8.

Ordinance 09-15, Issuance of Bonds Relating to the Heritage Green Special Taxing District (For Introduction) – For the purpose of issuing by the Town of one or more series of bonds, notes or other similar instruments from time to time in an aggregate principal amount not to exceed \$45,000,000 and bearing interest at a rate or rates not to exceed 12% per annum to finance, reimburse or refinance the cost of certain infrastructure improvements within the proposed Heritage Green Special Taxing District (the “District”) or the Town or outside the Town if reasonably related to other infrastructure improvements within the District and other costs permitted under the Act as described below. Such actions will be taken pursuant to Section 44A of Article 23A of the Annotated Code of Maryland (the “Act”).

Mayor Hale briefly described the purpose of Ordinance 09-15.

Motion for closed session

Councilman Norris moved to conduct a closed session, pursuant to *Annotated Code of Maryland* Section 10-508(a)(1)(i) – Discuss the appointment, employment, assignment, promotion, discipline, demotion, compensation, removal, resignation, or performance evaluation of appointees, employees, or officials over whom it has jurisdiction. Councilman Winkler seconded the motion. Roll call vote: Mayor Hale and Councilmen Winkler, Councilwoman Mudd and Councilman Norris voted aye. Motion carried by unanimous vote.

There being no further business, Councilwoman Mudd moved to adjourn the special meeting at 7:54 PM. Councilman Winkler seconded the motion and it passed by unanimous vote. Following a short break, the Council moved forward with the work session.

Submitted by:

Danielle Mandley
Town Clerk