

## AGENDA

**CITY OF WESTMINSTER  
Mayor and Common Council Meeting  
Monday, January 28, 2019 at 7 pm  
Council Chambers of City Hall, 1838 Emerald Hill Lane, Westminster, MD**

**1. CALL TO ORDER**

**2. APPROVAL OF MINUTES**

A) Executive Session of January 14, 2019

**3. PRESENTATIONS**

A) FY 2018 Audited Financial Statements – Zelenkofske Axelrod LLC

B) Mid-Atlantic Gigabit Innovation Collaboratory (MAGIC) – Amy Rupp, MAGIC Executive Director

**4. PUBLIC HEARING**

A) Proposed Ordinance No. 906, an Ordinance to authorize the City to issue two general obligation bonds, one in the amount of \$27,606,475 and the other in the amount of \$1,500,000 to be used and applied for the public purpose of financing the Westminster WWTP ENR and Biosolids Upgrade – Lindsey Rader, Esquire, Funk & Bolton

**5. CONSENT CALENDAR**

A) Approval - Departmental Operating Reports - December 2018

**6. REPORT FROM THE MAYOR**

**7. REPORTS FROM STANDING COMMITTEES**

A) Arts Council

B) Economic & Community Development Committee

C) Finance Committee

D) Personnel Committee

E) Public Safety Committee

F) Public Works Committee

## 8. COUNCIL COMMENTS AND DISCUSSION

## 9. BIDS

- A) Award of Contract – Phase II of Inflow and Infiltration Rehabilitation Project – Mr. Glass

## 10. ORDINANCES & RESOLUTIONS

- A) Adoption of Ordinance No. 904 – An ordinance authorizing the disposition of a portion of the real property known as 7 Schoolhouse Avenue, Westminster, Maryland 21157, located on the south side of Schoolhouse Avenue to the east of 36<sup>th</sup> Street, and commonly known as the “West End School Property” and comprising .9622 ± acres – Ms. Matthews
  
- B) Adoption of Ordinance No. 906 - An Ordinance of the Common Council (the “Common Council”) of the Mayor and Common Council of Westminster (the “City”), pursuant to the authority of sections 9-1601 to 9-1622, inclusive, of the environment article of the annotated code of Maryland, sections 19-301 to 19-309, inclusive, of the local government article of the annotated code of Maryland, and section 13.1 of the charter of the city, to authorize and empower the City to issue and sell, upon its full faith and credit, two general obligation bonds, one in an original principal amount not to exceed \$27,606,475.00 and the other in an original principal amount not to exceed \$1,500,000.00, to be designated as provided herein, the bonds to be issued and sold and the proceeds thereof to be used and applied for the public purpose of financing, reimbursing or refinancing costs of a project generally referred to by the city as the WWTP ENR and Biosolids Upgrade, together with related costs and costs of issuance, as further described herein and all to the extent permitted by the Maryland water quality financing administration (the “administration”); prescribing, approving and adopting the forms and tenor of the bonds, the terms and conditions for the issuance and sale of the bonds by private sale, without public bidding, to the administration, and other details incident thereto, and authorizing the mayor, on behalf of the City, to determine certain details of the bonds, including fixing the final original principal amounts of the bonds and the amortization schedule for one of the bonds; providing that one of the bonds will be subject to forgiveness as provided herein; approving, and authorizing and directing the completion, execution and delivery of, two separate loan agreements with the administration pursuant to which advances will be made under the bonds; authorizing and directing the payment of any fees or costs provided for in the loan agreements that are not payable from bond proceeds; pledging any moneys that the city is entitled to receive from the state of Maryland, including the city’s share of income tax revenues, to secure its obligations under the loan agreements; acknowledging the right of the administration to accelerate payment on each bond upon an event of default under the corresponding loan agreement; authorizing certain officials to take certain actions with respect to the loan agreements and designating certain officials as “authorized officers” for purposes of the loan agreements; providing for the disbursement of advances of the bonds; authorizing the issuance and sale from time to time, upon the city’s full faith and credit, of one or more series of general obligation refunding bonds in order to currently refund or advance refund either of the bonds issued pursuant to the authority of this ordinance and to pay related costs, provided that, the original aggregate principal amount of any such series of refunding bonds shall not exceed one hundred thirty percent (130%) of the aggregate principal amount of the bond or bonds refunded therefrom; authorizing the making of any further determinations deemed necessary or desirable in connection with any such series of the refunding bonds and providing that any series of the refunding bonds shall be sold at a private sale, without soliciting bids, unless determined otherwise by ordinance or resolution, as applicable; providing that amendments or modifications to the bonds and any documents, certificates or instruments entered into in connection therewith may be provided for by ordinance or resolution, as applicable; pledging the full faith and credit and unlimited taxing power of the city to the prompt payment of the principal of and interest on the bonds and the refunding bonds; providing for imposition of ad valorem taxes sufficient for the payment of the principal of and interest on the bonds and any refunding

bonds; providing that the principal of and interest on the bonds will be payable in the first instance from revenues of the wastewater system serving the city, including fees for use of or connection to such system, to the extent such revenues are lawfully available for such purpose; providing that the principal of and interest on any refunding bonds may be made payable in the first instance from any source provided for by ordinance or resolution, as applicable; providing that the principal of and interest on the bonds and any refunding bonds also may be paid from any other sources of revenue lawfully available to the city for such purpose; making or providing for the making of certain representations, covenants or designations relating to the tax-exempt status of interest payable on one of the bonds; providing that the city shall use and apply proceeds of the bonds only as permitted by the loan agreements and certain statutes identified herein; authorizing appropriate officials to take certain actions in connection with the bonds and any refunding bonds; providing that the provisions of this ordinance shall be liberally construed; and otherwise generally relating to the issuance, sale, delivery and payment of and for the bonds and the refunding bonds authorized hereby – Ms. Rader

- C) Adoption of Resolution No. 19-02 of the Mayor and Common Council of Westminster, amending The City's 2009 Comprehensive Plan to add a growth tier map adopted administratively on December 7, 2012, and including lands annexed since that time – Mr. Mackey
- D) Adoption of Resolution No. 19-03 of the Mayor and Common Council of Westminster, approving procedural guidelines for detailed site plans for properties designated as Compatible Neighborhood Overlay Zones - Mr. Mackey
- E) Introduction of Resolution No. 19-04 enlarging the corporate boundaries of the City of Westminster by annexing into the City certain property contiguous and adjoining to the City's existing corporate boundaries consisting of the real property located at 1117 Old New Windsor Road, Westminster, Maryland 21158, ad consisting of 3.22 ± Acres, being the property identified as Tax Map 45, Grid 15, Parcel 438, Tax Id No. 07-035403, and commonly known as "The Westminster Livestock Auction Property" – Mr. Mackey

## **11. UNFINISHED BUSINESS**

## **12. NEW BUSINESS**

## **13. DEPARTMENTAL REPORTS**

## **14. CITIZEN COMMENTS**

## **15. ADJOURNMENT**