

## Resolution Number 78-14

Introduced August 14, 1978

Enacted August 14, 1978

A RESOLUTION authorizing the borrowing of money and the execution of a bond of the City of Seat Pleasant to evidence such borrowing to and amount of Three Hundred Seventy Five Thousand Dollars (\$375,000.00) for the purposes of redeeming certain certificates of indebtedness bearing the date of April 12, 1972 and due on April 12, 1982 in the aggregate amount of \$150,000.00 and to further provide funds for the purchase of Parcels "B" and "C", "Addition to Pleasantdale", and 5.2380 acres of land lying and being in the 18th Election District of Prince George's County, Maryland.

WHEREAS, the City of Seat Pleasant, by virtue of Resolution Number 78-12 found it to be in the public interest and for the general benefit and public service of the citizens of the City of Seat Pleasant to purchase certain lands located within the boundaries of said City; and

WHEREAS, pursuant to Resolution Number 72-06 of the City of Seat Pleasant, did borrow the sum of \$150,000.00 and evidenced same by the issuance of certificates of indebtedness in said amount in the aggregate, which were issued on April 12, 1972, to mature on April 12, 1982, plus interest; and

WHEREAS, it is the desire of the City to consolidate the remaining balance due under said certificates of indebtedness and to obtain additional funds for the purchase of certain industrial development lands within the City; and

WHEREAS, the City has found and determined that the public interest, safety, health and general benefit for the

present and future inhabitants of the City could best be served by the retirement of said existing indebtedness and the purchase of said industrial development lands; and

WHEREAS, the City of Seat Pleasant is authorized by Chapter 423 of the Laws of Maryland, 1955 (Article 23A, Annotated Code of Maryland, 1973 Replacement Volume, as amended), and by the Charter of the City of Seat Pleasant, to borrow money on the credit of the City for public improvements and to give evidence of such indebtedness by the issuance and sale of general obligation bonds, and

WHEREAS, by Resolution #78-13 the City of Seat Pleasant authorized an invitation to bid for purchase of a \$375,000.00 bond of the City of Seat Pleasant by inserting the same in a newspaper of general circulation within the City of Seat Pleasant at least twice prior to the 11th day of August, 1978; and

WHEREAS, no bids having been received as of the close of business on August 11, 1978, it is necessary to re-advertise to invite bids for the purchase of a \$375,000.00 bond for the City of Seat Pleasant.

SECTION 1. BE IT ENACTED, RESOLVED AND ORDAINED, by the City Council of the City of Seat Pleasant, that be and it hereby is found and determined necessary to borrow money by means of Bonds to a total amount not to exceed \$375,000.00 with interest thereon at the lowest rate of interest which may be offered pursuant to the solicitation of bids due and payable no later than fifteen (15) years from date in order to purchase Parcels "B" and "C", "Addition to Pleasantdale" and 5.2380 acres, lying and being in the 18th Election District of Prince George's County, Maryland.

SECTION 2. BE IT ENACTED, RESOLVED AND ORDAINED, that the Mayor and such appropriate officers of the City of Seat Pleasant as may be designated are hereby authorized to execute such bonds and to execute such mortgages and/or deeds of trust as further security if the same may be required by the successful bidding lending institution to be secured by Parcels "B" and "C", "Addition to Pleasantdale", and 5.2380 acres, lying and being in the 18th Election District of Prince George's County, Maryland, that the form of the bond to be issued pursuant hereto, shall be as follows:

\$375,000.00

\_\_\_\_\_, 1978

PAY TO THE ORDER OF \_\_\_\_\_, the sum

OF THREE HUNDRED SEVENTY FIVE THOUSAND DOLLARS (\$375,000.00) with interest thereon from the date hereof until paid at the rate of \_\_\_\_\_ per annum.

SAID INTEREST shall be payable in quarterly installments, commencing on the \_\_\_\_\_ day of \_\_\_\_\_, 1978, and continuing in quarterly successtion until Five (5) years from the date

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hereof, at which time the entire balance of shall be due.

Principal curtailments in the amount of \$25,000.00, shall be due annually, commencing December 31, 1978 and continuing on the 31st day of each and every December hereafter until December 31, 1983, when the entire remaining principal balance together with accrued interest thereon shall be paid in full. In the event that any quarterly installment of interest shall remain unpaid for a period of Fifteen (15) days, a "late charge" of Five per centum (5%) of the sum so unpaid may be charged by the holder hereof for the purpose of defraying the expenses incident to such delinquency.

AND it is expressly agreed that if default be made in the payment of any one of the aforesaid installments of either principal or interest, when and as the same shall become due and payable, then and in that event, the unpaid balance of the aforesaid principal sum and accrued interest shall at the option of the holder at once become and be due and payable; and the waiver of any one default shall not affect the right to mature the debt at any subsequent default.

CITY OF SEAT PLEASANT  
A Maryland Municipal Corporation  
By Henry T. Arrington  
Henry T. Arrington

ATTEST:

Marcus J. Farnsworth  
City Clerk

SECTION 3. BE IT ENACTED, RESOLVED AND ORDAINED, that the Chief Administrative Officer invite solicitation of competitive bids at public sale by giving notice of this

Resolution in a newspaper of general circulation within the City of Seat Pleasant at least twice prior to the 11<sup>th</sup> day of Aug, 1978, after which no further bids shall be received and any bids received pursuant hereto shall be publicly opened at 5:00 o'clock P.m. at the City Hall, 6301 Addison Road, Seat Pleasant, Maryland 20027, on the 11<sup>th</sup> day of Aug, 1978.

SECTION 4. BE IT FURTHER ENACTED, RESOLVED AND ORDAINED, that the entire proceeds from the sale of this bond or bonds, shall be authorized to purchase Parcels "B" and "C", "Addition to Pleasantdale", and 5.2380 acres, lying and being in the 18th Election District Of Prince George's County, Maryland.

SECTION 5. BE IT FURTHER ENACTED, RESOLVED AND ORDAINED, that the payment of principal and interest under bonds executed pursuant hereto shall be repaid from the general revenues of the City of Seat Pleasant and shall be payable when and as said principal and interest shall become and be due payable, if not sooner paid from such funds.

SECTION 6. BE IT FURTHER ENACTED, RESOLVED AND ORDAINED, that the principal and interest payable under such bond or bonds shall be payable at such bank or trust company as may be designated by the successful bidding lending institution.

SECTION 7. BE IT FURTHER ENACTED, RESOLVED AND ORDAINED, that any such bond or bonds and mortgages and/or deeds of trust offered as further security hereunder shall be executed by the Mayor of the City of Seat Pleasant, whose signature shall be certified by the City Clerk and whose signature on such bond, mortgage and/or deed of trust shall be attested by the City Clerk.

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SECTION 8. BE IT FURTHER ENACTED, RESOLVED, AND ORDAINED,  
that this Resolution be, and it hereby is enacted this 14th day of  
August, 1978 to be effective immediately.

*Virgilus V. Williams*  
Virgilus V. Williams  
President of the Council

ATTEST:

*Marcia Francisco*  
Marcia Francisco  
Acting City Clerk

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