



Gregory J. Swain, County Attorney

MEMORANDUM

To: Council Members, Anne Arundel County Council

From: Christine B. Neiderer, Assistant County Attorney /s/

Via: Gregory J. Swain, County Attorney /s/

Date: November 2, 2020

Subject: Bill No. 96-20: Private Disposition of County-owned Property to the Board of Education of Anne Arundel County

Legislative Summary

This summary was prepared by the Anne Arundel County Office of Law for use by members of the Anne Arundel County Council during consideration of Bill No. 96-20, an ordinance that approves the terms and conditions under which the County may convey certain County-owned property to the Board of Education of Anne Arundel County (“BOE”).

Background. In 2017, the County acquired property formerly known as the Papa John’s Farm, located along New Cut Road, in Severn, Maryland (“Property”) for a purchase price of \$13,250,000. The County acquired the Property to provide for construction by the BOE of the Old Mill West High School (“School”). The BOE desires to acquire the Property from the County to begin construction of the School.

Section 8-3-204(g) of the Code provides that the County may negotiate and make a private disposition of property if the County Executive determines that the public interest will be furthered by a private disposition of property, and if the terms and conditions of such private disposition are first approved by ordinance of the County Council. The County Executive has determined that the public interest will be furthered by a private disposition of the Property to the BOE for the purpose of constructing the School.

Purpose. The purpose of the Bill is to approve the private disposition of the Property to the BOE subject to the following terms and conditions:

1. the sale price shall be Zero Dollars (\$0);

Note: This Legislative Summary provides a synopsis of the bill as introduced. It does not address subsequent amendments to the bill.

2. the grantee of the Property shall be the BOE;
3. the conveyance shall be in the form of a deed without warranties;
4. any expenses associated with the sale and conveyance of the Property to the BOE shall be borne by grantee; and
5. the sale and conveyance shall be in accordance with any other reasonable conditions determined by the County Executive to be necessary for the protection of the County's interest.

The Office of Law is available to answer any additional questions regarding Bill No. 96-20. Thank you.

cc: Honorable Steuart Pittman, County Executive
Matthew Power, Chief Administrative Officer
Dr. Kai Boggess-de Bruin, Chief of Staff
Peter Baron, Legislative Liaison
Chris Trumbauer, Acting Budget Officer
Christine Romans, Central Services Officer
Christopher Phipps, Director, Department of Public Works