



Agenda Item .5  
April 4, 2011

OFFICE OF INTERGOVERNMENTAL RELATIONS

Isiah Leggett  
*County Executive*

Melanie Wenger  
*Director*

April 4, 2011

MEMORANDUM

TO: Montgomery County Council

FROM: Melanie L. Wenger, Director  
Office of Intergovernmental Relations

SUBJECT: Ninth Update in Rockville

The purpose for this afternoon's meeting is to discuss:

- update on 2011 session;
- HB 869: *Education – Maintenance of Effort – Penalty*;
- HB 1054: *Maryland Offshore Wind Energy Act*;
- status of local and bi-county legislation at circle 1;
- local bond bill list showing House funding at circle 9; and
- anything else.

**NOTE:** The text of any House Bill or Senate Bill may be accessed through the Maryland General Assembly's website at <http://mlis.state.md.us/> by clicking on Bill Information and Status, entering the bill number, and then clicking on the bill number at the top of the bill information page.

**2011 General Assembly Session  
Montgomery County Local and  
Bi-County Legislation**

Status as of April 1, 2011

<p><b>MC 2-11</b> (Chair on behalf of Montgomery County Government) Montgomery County – Alcohol Sales – Burtonsville Town Square and Hillandale Shopping Center Authorizing the Board of License Commissioners by unanimous vote to approve applications for alcoholic beverages licenses for restaurant establishments located in certain shopping centers in the County.</p>	<p>CE : Support CC : Support</p>	<p>County Affairs Work Session 1/18/11 FAV/A – 1/18 MoCo Delegation – 1/21 – FAV/A MoCo Senate – Public Hearing 2/10/11 – FAV/A  HB 545 ECM hrg – 2/28/11 – FAV/A Floor – FAV/A – 3/18/2011  EHEA -</p>
<p><b>MC 3-11</b> (Chair on behalf of Montgomery County Government) Montgomery County – Alcoholic Beverages – Beer and Wine Sampling or Tasting License Authorizes the Board of License Commissioners to issue a Beer and wine sampling or tasting license (BWST).</p>	<p>CE : Support CC : Support</p>	<p>County Affairs Work Session 1/18/11 FAV/A – 1/18 MoCo Delegation – 1/21 – Hold MoCo Delegation – 1/28/11 – FAV MoCo Senate – Public Hearing 2/10/11 – FAV  HB 542 ECM hrg – 2/28/11 – FAV Floor – FAV – 3/18/3011  EHEA -</p>
<p><b>MC 6-11</b> (Sen. Raskin, Dels. Hixson, Mizeur, and Hucker) Montgomery County – City of Takoma Park – Alcoholic Beverages – Class B On- and Off- Sale License Adds an off-sale privilege to the current Class B beer and light wine license issued for hotels and restaurants in Takoma Park; also requires approval by the City Council of an applicant for the license prior to the Board of License Commissioners' granting a license.</p>	<p>CE: Support CC: Support</p>	<p>County Affairs Work Session 1/18/11 Work Session 1/26/11 – cancelled Work Session 2/2/11 – Held Work Session 2/9/11 – FAV/A Delegation – 2/11/11 – FAV/A MoCo Senate – 3/3/2011 – HOLD MoCo Senate – 3/21/2011  HB 541 ECM hrg – 2/28/2011 – FAV/A Re-referred to Moco Delegation 3/18/2011 – Special Ordered 3/23/2011 – Delegation rejects ECM amendment</p>

<p><b>MC-7-11 (Dels. Kaiser, Hucker)</b>  <b>Montgomery County Board of Education – Student Member – Voting</b>          Authorizes the student member of the Montgomery County Board of Education to attend executive sessions except those relating to disciplinary hearings; authorizes the student member to vote on all matters except those relating to disciplinary actions.</p>	<p>CE: Support          CC: Support            (GA10 – CE/CC Support)</p>	<p>County Affairs Work Session 1/26/11          – cancelled          Work Session 2/2/11 – FAV          Delegation 2/4/11 – FAV          MoCo Senate – 3/21/2011 - hearing            HB 539          W&amp;M hrg – 2/24/11 – FAV 2/26/11          Passed House – 2/26/11</p>
<p><b>MC 8-11 (Del. Dumais)</b>  <b>Montgomery County – Leghold or Body-Gripping Traps – Prohibition</b>          Expands the application of the prohibition against the use, setting, placement, or maintenance of a leghold or body-gripping trap in Montgomery County; exempts traps set on farmland by the owner or his agent.</p>	<p>CE: No Position          CC: No Position            (GA10 – CE/CC No Position)</p>	<p>County Affairs Work Session 1/26/11          – cancelled          Work Session 2/2/11 – FAV          Delegation 2/4/11 – S/O          Delegation 2/11/11 – FAV/A          MoCo Senate – 3/21/2011 - Hold            HB 540          ENV hrg – 3/11/11</p>
<p><b>MC 9-11 (Sen. Madaleno on behalf of Kensington Town Government)</b>  <b>Montgomery County – Town of Kensington – Off-Sale Beer and Light Wine Licenses</b>          Authorizes the Board of License Commissioners to issue not more than three Class A (off-sale) beer and light wine licenses in a specific area of Kensington; specifies hours and days of sale and other requirements.</p>	<p>CE: Support          CC: Support</p>	<p>County Affairs Work Session 1/18/11          FAV/A – 1/18          MoCo Delegation – 1/21 – Hold          MoCo Delegation – 1/28 – FAV/A          MoCo Senate – 3/3/2011 – HOLD          MoCo Senate = 3/21/2011            HB 535          ECM hrg – 2/28/2011- FAV/A          Floor – FAV/A – 3/18/2011            EHEA –</p>
<p><b>MC 11-11 (Sen. Madaleno on behalf of Montgomery County Board of Education)</b>  <b>Montgomery County – School Buildings – Exclusive Authority to Issue Permits and Enforce Regulations and Codes</b>          Grants the Montgomery County government exclusive authority to issue permits and enforce regulations and codes associated with the construction, remodeling, and placement of certain school buildings; generally relating to the County's authority associated with school buildings.</p>	<p>CE: Support          CC: Support</p>	<p>Land Use &amp; Transportation – 1/20/11          Land Use &amp; Transportation – 2/10/11          Land Use &amp; Transportation – 2/24/11            HB 656</p>

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<p><b>MC 13-11 (Del. Feldman)</b>  Montgomery County – Wine Consumption – Restaurants  Allows a patron in a restaurant holding a Class B license in Montgomery County to consume wine not purchased from the restaurant under certain circumstances; authorizes the restaurant to charge a corkage fee; applies sales tax to the fee; requires patron to dispose of wine.</p>	<p>CE: No Position  CC: No Position</p>	<p>County Affairs Work Session 1/18/11  Work Session 1/26/11 – cancelled  Work Session 2/2/11 – FAV/A  Delegation 2/4/11 – FAV/A  MoCo Senate – Public Hearing 2/10/11 – FAV/A</p> <p>HB 544  ECM hrg – 2/28/11</p>
<p><b>MC 14-11 (Delegate Feldman)</b>  Montgomery County – Alcoholic Beverages – Special Culinary School License  Establishing in Montgomery County a special culinary school license.</p>	<p>CE: Support  CC: Support</p>	<p>County Affairs Work Session 1/18/11  Work Session 1/26/11 – cancelled  Work Session 2/2/11 – FAV/A  Delegation 2/4/11 – FAV/A  MoCo Senate – Public Hearing 2/10/11 – FAV/A</p> <p>HB 543  ECM hrg – 2/28/11 – FAV  Floor – FAV – 3/18/2011</p> <p>EHEA -</p>
<p><del><b>MC 15-11 (Senator Forehand)</b>  Montgomery County – Special Elections – Voting by Mail</del></p>	<p><del>CE: Supp. concept  CC: Support</del></p>	<p><del>Accepted as late filed 1/14/11  Public Hearing 1/21/11  County Affairs 2/9/11 – Hold  County Affairs 2/16/11 – UNF with letter to CE, CC and BOE  Delegation 2/18/11 –  WITHDRAWN</del></p>
<p><b>MC 17-11 (Senator Garagiola)</b>  Montgomery County – Septic System and Well Easements – Rural Zones  With exceptions, provides that a subdivision located in a rural zone may be served by a septic system or a well located on a contiguous property under certain easements</p>	<p>CE: Support  CC: Support</p>	<p>Accepted as late-filed 1/28/11  Public Hearing 2/4/11  Introduced as HB 536 – 2/8/11  Land Use &amp; Transportation – 2/10/11  Passed LUT w/Amends 2/10/11  Passed House Delegation 2/11/11  Passed Senate Delegation 3/3/11  ENV Hearing 3/11/11 @ 1:00</p>

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<p><b>MC 19-11 (Delegate Luedtke)</b>                  Montgomery County – Polling Places – Electioneering Boundaries                  Alters the location of the line beyond which electioneering is prohibited outside a polling place in Montgomery County</p>	<p>CE: Supp. concept                  CC: No Position</p>	<p>Accepted as late-filed 1/21/11                  Public Hearing – 1/28/11                  County Affairs – 2/9/11 – Hold                  County Affairs – 2/16/11 – FAV                  Delegation – 2/18/11 – FAV                  MoCo Senate – 3/3/2011 – FAV                   HB 534                  W&amp;M hrg 2/22/11 – FAV 3/26/11                  Passed House – 3/26/11</p>
<p><del><b>MC 20-11 (Delegate Kaiser &amp; Senator Raskin)</b>                  Montgomery County – Solicitation of Money or Donations from Occupants of Vehicles – Adoption of a Permit Program</del></p>	<p><del>CE: Support                  CC: Support with Amendment</del></p>	<p><del>Accepted as late filed 2/11/11                  Public Hearing 2/18/11                  Land Use &amp; Transportation – 2/24/11 FAV                  MoCo House Delegation – 2/25/2011                  Special Ordered to 3/4/2011                  Special Ordered to 3/11/2011                   WITHDRAWN - 3/11/2011</del></p>
<p><del><b>MC 21-11 (Del. Carr)</b>                  Montgomery County – Stormwater Charges – County and Municipal Property</del></p>	<p><del>CE: Oppose                  CC: Oppose</del></p>	<p><del>Accepted as late filed 2/4/11                  Public Hearing – 2/11/11                  LUT Work Session 2/23/11                  LUT Work Session 3/3/11                  Passed LUT 3/10/11 with amendments                  Special Ordered to 3/18/2100                  Recommitted to LUT 3/18/11                  LUT UNF – 3/22/11                   WITHDRAWN – 3/23/11</del></p>
<p>Montgomery County Bi-County Agencies Committee = BCA                  Montgomery County Land Sue and Transportation Committee = LUT                  Montgomery County House Delegation = MCH                  Prince George’s House Delegation = PGH                  Prince George’s Maryland-National Capital Park and Planning Commission Committee = PGM                  Prince George’s Washington Suburban Sanitary Commission Committee = PGW</p>		
<p><del><b>MC/PG 101-11 (Del. Carr)</b>                  Montgomery County – Zoning Text Amendments and Zoning Map Amendments – Referendum</del></p>	<p><del>MeCo CE: Oppose                  MeCo CC: Oppose                  PrGeo CE:                  PrGeo CC:                  M-NCPPC:</del></p>	<p><del>Withdrawn</del></p>

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<p><b>MC/PG 102-11 (WSSC)</b>  <b>WSSC – Customer Notices</b>                  This bill would grant the WSSC explicit authority to enter private property for the purpose of delivering a notice of pending water or sewer work in the area.</p>	<p>MoCo CE: Support                  MoCo CC: Support                  PrGeo CE: Amend                  PrGeo CC:                  WSSC: Support                   (GA10 – Supported by both CCs &amp; CEs)</p>	<p>1/12 – In Prince George’s Delegation                  2/9 – PGW – FWA                  2/9 – Introduced as HB 607                  2/11 – PGH – Passed w/Amendments                  2/14 – BCA– Work Session                  2/21 – BCA – Reject PGH Amends                  2/21 – BCA – Fwd w/Amendments                  2/25 – MCH – Passed w/Amendments                  2/25– PGH – Passed w/MCD Amends                  3/3 – MoCo Senate Del – Passed                  3/11 – Environmental Matters Hrg                  3/24 – FWA ENV                  3/25 – Passed 2RG in House                  3/28 – Passed 3RG in House                  4/5 – EHEA Hearing</p>
<p><b>MC/PG 103-11 (WSSC)</b>  <b>WSSC – Human Resources</b>                  This bill would repeal obsolete provisions in the law requiring the WSC to make certain reports to the Secretary of the Department of Budget and Management and eliminates references to examinations for employment.</p>	<p>MoCo CE: Support                  MoCo CC: Support                  PrGeo CE: Support                  PrGeo CC:                  WSSC: Support                   (GA10 – Supported by both CCs &amp; CEs)</p>	<p>1/12 – In Prince George’s Delegation                  2/9 – Favorable PrGeo WSSC                  2/9 – Introduced as HB 611                  2/11 – Passed PrGeo Del                  2/14 – MoCo BiCounty Comm                  2/21 – Favorable MoCo BiCo                  2/25 – Passed MoCo Del                  3/3 – MoCo Senate Del – Passed                  3/11 – Environmental Matters Hrg                  3/24 – FAV ENV                  3/24 – Passed 2RG in House                  3/25 – Passed 3RG in House                  3/29 – EHEA Hearing</p>
<p><b>MC/PG 104-11 (WSSC)</b>  <b>WSSC – Pipeline Construction – Contracts</b>                  This bill would allow the WSSC to use design-build contracts for underground facilities. Under current law, the WSSC can only use design-build contracts for above ground facilities.</p>	<p>MoCo CE: Support                  MoCo CC: Support                  PrGeo CE:                  PrGeo CC:                  WSSC: Support</p>	<p>1/12 – In Prince George’s Delegation                  2/9 – Favorable PrGeo WSSC                  2/9 – Introduced as HB 608                  2/11 – Passed PrGeo Del                  2/14 – MoCo BiCounty Comm                  2/21 – Favorable MoCo BiCo                  2/25 – Passed MoCo Del                  3/3 – MoCo Senate Del – Passed                  3/11 – Environmental Matters Hrg                  3/24 – FWA ENV                  3/25 – Passed 2RG in House                  3/28 – Passed 3RG in House                  3/29 – EHEA Hearing</p>

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<p><del>MC/PG 105-11 (WSSC)</del>  <del>WSSC Transfer of Single Family Residential Real Property Payment of Outstanding Charges and Costs</del></p>	<p><del>MoCo CE: Support</del>  <del>MoCo CC: Hold</del>  <del>PrGeo CE:</del>  <del>PrGeo CC:</del>  <del>WSSC: Support</del></p>	<p><del>1/12 In Prince George's Delegation</del>  <del>2/9 Unfavorable PrGeo WSSC</del>  <del>2/9 Introduced as HB 615</del>  <del>2/11 Unfavorable PrGeo Delegation</del>    <del>3/7 - Withdrawn</del></p>
<p><del>MC/PG 106-11 (WSSC)</del>  <del>WSSC Residential Rental Property - Delinquency Receiver</del></p>	<p><del>MoCo CE: Support</del>  <del>MoCo CC: Support</del>  <del>PrGeo CE:</del>  <del>PrGeo CC:</del>  <del>WSSC: Support</del></p>	<p><del>1/12 In Prince George's Delegation</del>  <del>2/9 Introduced as HB 609</del>  <del>2/23 PGW FWA</del>  <del>2/25 PGH FWA</del>  <del>2/28 BCA Work Session</del>  <del>3/21 BCA UNF</del>  <del>3/23 - UNF MCH</del></p>
<p><del>MC/PG 107-11 (WSSC)</del>  <del>WSSC Security Deposits on Customer Service Accounts</del></p>	<p><del>MoCo CE: Support</del>  <del>MoCo CC: No Pos</del>  <del>PrGeo CE:</del>  <del>PrGeo CC:</del>  <del>WSSC: Support</del></p>	<p><del>1/12 In Prince George's Delegation</del>  <del>2/9 Introduced as HB 616</del>  <del>2/23 PGW UNF</del>  <del>2/25 PGH UNF</del>    <del>3/7 - Withdrawn</del></p>
<p><del>MC/PG 108-11 (Del. Barnes)</del>  <del>Maryland Washington Metropolitan District and Regional District Boundaries - City of Laurel</del></p>	<p><del>MoCo CE: No Pos</del>  <del>MoCo CC: No Pos</del>  <del>PrGeo CE:</del>  <del>PrGeo CC:</del>  <del>M-NCPPC:</del></p>	<p><del>1/12 In Prince George's Delegation</del>  <del>2/9 Introduced as HB 617</del>  <del>2/16 Unfavorable PrGeo Bi-County</del>  <del>2/18 Unfavorable PrGeo Delegation</del>    <del>3/7 - Withdrawn</del></p>
<p><del>MC/PG 109-11</del></p>		<p><del>Cancelled</del></p>
<p><del>MC/PG 110-11</del></p>		<p><del>Cancelled</del></p>
<p><del>MC/PG 111-11 (M-NCPPC)</del>  <del>M-NCPPC - Prince George's County - Capital Improvements Program Submission</del>  <del>This bill changes the date the M-NCPPC must submit its capital improvement program to the governing body of Prince George's County.</del></p>	<p><del>MoCo CE: No Pos</del>  <del>MoCo CC: No Pos</del>  <del>PrGeo CE:</del>  <del>PrGeo CC:</del>  <del>M-NCPPC: Support</del></p>	<p><del>1/12 - In Prince George's Delegation</del>  <del>2/9 - Introduced as HB 613</del>  <del>2/18 - Passed PrGeo Del</del>  <del>2/21 - Favorable MoCo BiCo</del>  <del>2/25 - Passed MoCo House Del</del>  <del>3/3 - MoCo Senate Del - Passed</del>  <del>3/24 - FWA ENV</del>  <del>3/25 - Passed 2RG in House</del>  <del>3/28 - Passed 3RG in House</del>  <del>3/29 - EHEA Hearing</del></p>

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<p><del>MC/PG 112-11 (MoCo Executive)</del>  <del>M-NCPPC - Mo Co - County Police Authority, Metropolitan District Tax, and Transfer of Property</del></p>	<p>MoCo CE: Support                  MoCo CC:                  PrGeo CE: No Pos                  PrGeo:                  M-NCPPC: Oppose</p>	<p><del>2/4 - Accepted as late filed</del>  <del>2/9 - Introduced as HB 610</del>  <del>2/12 - PrGeo Delegation hearing</del>  <del>2/25 - MoCo Delegation hearing</del>  <del>2/18 - Withdrawn</del>  <del>2/25 - PGH UNF</del>                    3/7 - Withdrawn</p>
<p><del>MC/PG 113-11 (Sen. Muse)</del>  <del>WSSC - Procurement and Minority Business Enterprises - WSSC Procurement Oversight Committee</del></p>	<p>MoCo CE: Oppose                  MoCo CC: Oppose                  PrGeo CE: Supp w/ -amendments                  PrGeo CC:                  WSSC: No Pos</p>	<p><del>1/12 - In Prince George's Delegation</del>  <del>2/9 - Introduced as HB 641</del>  <del>2/23 - PGW - Hold for amendments</del>  <del>3/9 - PGW - Pass w/ amendments</del>  <del>3/11 - PGH - FWA</del>  <del>3/14 - BCA - Hold</del>  <del>3/21 - BCA - Hold</del>  <del>3/23 - BCA - UNF</del>  <del>3/23 - MCH - UNF</del></p>
<p><del>MC/PG 114-11 (Pr Geo Co Executive)</del>  <del>M-NCPPC - Prince George's County - Site Plan Approval Authority</del></p>	<p>MoCo CE: No Pos                  MoCo CC:                  PrGeo CE: Support                  PrGeo CC:                  M-NCPPC:</p>	<p><del>2/9 - Introduced as HB 614</del>  <del>2/12 - PrGeo Delegation hearing</del>  <del>3/16 - PGH FWA</del>  <del>3/22 - LUT - FWA</del>  <del>3/23 - MCD - FWA</del>  <del>3/24 - ENV Hearing</del>  <del>3/25 - ENV FWA</del>  <del>3/28 - Passed 3RG in House</del>  <del>3/25 - Hearing EHEA</del></p>
<p><del>MC/PG 115-11 (Del. Frush)</del>  <del>Prince George's County - M-NCPPC - District Council - Ethical Requirements</del></p>	<p>MoCo CE: No Pos                  MoCo CC:                  PrGeo CE:                  PrGeo CC:                  M-NCPPC:</p>	<p><del>2/9 - Introduced as HB 612</del>  <del>2/12 - PrGeo Delegation hearing</del>  <del>2/25 - MCH - Accepted as late filed</del></p>
<p><del>MC/PG 116-11 (Sen. Peters &amp; Muse)</del>  <del>WSSC - Maturity of Bonds - Limitation on Time Period for Assessment and Collection of Benefit Charges</del>  <del>Changes to 20 from 40 the number of years bonds backed by a front-foot benefit charge can take to mature and eliminates customer charges for existing binds beyond 20 years</del></p>	<p>MoCo CE: Oppose                  MoCo CC: Oppose                  PrGeo CE:                  PrGeo CC:                  WSSC:</p>	<p><del>2/11 - Introduced as HB 1115</del>  <del>2/12 - PrGeo Delegation hearing</del>  <del>2/25 - MCH - Accepted as late filed</del>  <del>3/9 - PHW - Special ordered</del>  <del>3/10 - APP Hearing Cancelled</del>  <del>3/22 - APP Hearing</del></p>

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<p><b>MC/PG 117-11</b>                  Prince George's County -- Development and Ethics Reform Act of 2011</p>	<p>MoCo CE:                  MoCo CC:                  PrGeo CE:                  PrGeo CC:                  M-NCPPC:</p>	<p>2/11 -- Introduced as HB 1076                  2/12 -- PrGeo Delegation hearing                  2/25 -- MCH -- Accepted as late filed</p>
<p><b>MC/PG 118-11</b>                  Prince George's County - Development and Ethics Reform Act of 2011</p>	<p>MoCo CE:                  MoCo CC:                  PrGeo CE:                  PrGeo CC:                  M-NCPPC:</p>	<p>2/11 -- Introduced as HB 993                  2/12 -- PrGeo Delegation hearing                  2/25 -- MCH -- Accepted as late filed</p>

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**Montgomery County 2011 Local Bond Bill Decisions  
As 04/1/2011**

Project	Request	Senate	House	Total	Dis	HB	Sponsor	SB	Sponsor
American Film Institute Silver Theatre & Cultural Cntr.	375,000		250,000		20	277	Hixson	598	Raskin
Battleridge Place Stream Valley Restoration	20,000				39	225	Reznik	233	King
Cardinal McCarrick Center	125,000		125,000		19	1122	Kramer	784	Manno
Discovery Sports Center	30,000		30,000		15	1162	Dumais	865	Garagiola
Glenbrooke Stormwater Management Pnd Renovation	30,000				39	246	Robinson	231	King
Homecrest House	225,000				19	788	Kramer	273	Manno
Imagination Stage	300,000				16	438	Lee	219	Frosh
Ivymount School Annex Building	400,000		100,000		15	323	Feldman	445	Garagiola
JCCGW Theatre Renovation	250,000		100,000		15	350	Frick	195	Garagiola
Jewish Social Service Agency	335,000		100,000		16	490	Kelly	216	Frosh
Lewisberry Corridor Lighting Improvement	30,000				39	184	Barkley	232	King
MacDonald Knolls Center	275,000		100,000		18	1239	Gutiérrez	624	Madaleno
Mental Health Association HVAC Replacement	75,000		40,000		17	846	Gilchrist	325	Forehand
Noyes Children's Library Renovations	50,000				18	813	Gutiérrez	894	Madaleno
Oiney Theatre Center	500,000				14	365	Zucker	280	Montgomery
Orthodox Congregation of Silver Spring Preschool Bldg Repair	48,000				19	1230	Kramer	871	Manno
Poole's Store Restoration & Warehouse Construction	100,000				15	1293	Miller	903	Garagiola
Renovation of Falling Green at OBGK Park	350,000		150,000		14	271	Kaiser	842	Montgomery
Rockville Swim & Fitness Cntr - Renovation of Locker Rm	250,000				17	394	Gilchrist	326	Forehand
Seneca Park North	18,500				39	694	Barkley	802	King
Warner Manor	250,000				18	1319	Carr	957	Madaleno
Water Park at Bohrer Park	450,000		125,000		17	467	Barve	345	Forehand
<b>TOTAL</b>	<b>\$4,486,500</b>	<b>\$0</b>	<b>\$1,120,000</b>	<b>\$0</b>					

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