

Resolution No.: 18-536
Introduced: May 17, 2016
Adopted: June 28, 2016

**COUNTY COUNCIL
FOR MONTGOMERY COUNTY, MARYLAND**

Lead Sponsor: County Council

SUBJECT: Approval of Declaration of No Further Need: Disposition of the Basement Floor of the Silver Spring Library, 900 Wayne Avenue, to Gandhi Brigade

Background

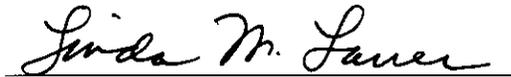
1. Montgomery County Code §11B-45 requires the Council to approve a Declaration of No Further Need before the Executive can dispose of real property that has more than nominal value. Prior to seeking Council approval of a Declaration of No Further Need, the Executive must:
 - (a) submit all material terms of the proposed disposition and any appraisal the Executive relied on in setting the property's market value to the Council; and
 - (b) publish a declaration in the County Register and post a notice on the County website that the County has no further need for the property.If the Council, by resolution, approves the Executive's Declaration of No Further Need, the Executive may dispose of the property for fair market value.
2. On March 22, 2016 the Council received a memo from Assistant Chief Administrative Officer Bell-Pearson, transmitting the Executive's recommended material terms for the disposition of the basement floor of the new Silver Spring Library. The material terms include leasing approximately 2,970 square feet of space to Gandhi Brigade. Gandhi Brigade will build-out the space at no county cost and will pay a prorated share of utilities and operating expenses. The lease term is 10 years with an option for renewals. The Executive has requested the Council waive the requirement for a full market value transaction.
3. On May 11, 2016, the Council received Executive Order 28-16, Disposition of Silver Spring Library Basement, 900 Wayne Avenue, Silver Spring, Maryland. This is the County Executive's Declaration of No Further Need.
4. The Government Operations and Fiscal Policy Committee and Health and Human Services Committee held a joint worksession on June 23, 2016 and recommends approval.
5. A public hearing was held on June 14, 2016.

Action

The County Council for Montgomery County, Maryland approves the following resolution:

The Declaration of No Further Need for the basement floor of the Silver Spring Library located at 900 Wayne Avenue in Silver Spring, Maryland is approved and the property may be disposed of as described in the material terms provided to the Council on March 22, 2016 and in Executive Order 28-16. The County Council waives the requirement that the disposition be a full market value transaction.

This is a correct copy of Council action.



Linda M. Lauer
Linda M. Lauer, Clerk of the Council