

ENROLLED ORIGINAL

A RESOLUTION

17-37

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

March 6, 2007

To confirm the appointment of Mr. Matthew D. Cutts to the District of Columbia Sports and Entertainment Commission Board of Directors.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the "District of Columbia Sports and Entertainment Commission Board of Directors Matthew D. Cutts Confirmation Resolution of 2007".

Sec. 2. The Council of the District of Columbia confirms the appointment of:

Mr. Matthew D. Cutts
4507 Blagden Avenue, N.W.
Washington, D.C. 20011
(Ward 4)

as a member, and chairperson, of the District of Columbia Sports and Entertainment Commission Board of Directors, established by section 4 of the Omnibus Sports Consolidation Act of 1994, effective August 23, 1994 (D.C. Law 10-152; D.C. Official Code § 3-1403), replacing Mark Tuohey, III, whose term ended December 31, 2006, for a term to end December 31, 2010.

Sec. 3. The Council of the District of Columbia shall transmit a copy of this resolution, upon its adoption, to the nominee and to the Office of the Mayor.

Sec. 4. This resolution shall take effect immediately.

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IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

March 6, 2007

To confirm the appointment of Mr. Vincent S. Morris to the District of Columbia Sports and Entertainment Commission Board of Directors.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the "District of Columbia Sports and Entertainment Commission Board of Directors Vincent S. Morris Confirmation Resolution of 2007".

Sec. 2. The Council of the District of Columbia confirms the appointment of:

Mr. Vincent S. Morris
332 E Street, N.E.
Washington, D.C. 20002
(Ward 6)

as a member of the District of Columbia Sports and Entertainment Commission Board of Directors, established by section 4 of the Omnibus Sports Consolidation Act of 1994, effective August 23, 1994 (D.C. Law 10-152; D.C. Official Code § 3-1403), replacing John J. Mahoney, whose term ended December 31, 2006, for a term to end December 31, 2010.

Sec. 3. The Council of the District of Columbia shall transmit a copy of this resolution, upon its adoption, to the nominee and to the Office of the Mayor.

Sec. 4. This resolution shall take effect immediately.

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IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

March 6, 2007

To confirm the appointment of Mr. Calvin T. Nophlin to the District of Columbia Small and Local Business Opportunity Commission.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the "District of Columbia Small and Local Business Opportunity Commission Calvin T. Nophlin Confirmation Resolution of 2007".

Sec. 2. The Council of the District of Columbia confirms the appointment of:

Mr. Calvin T. Nophlin
1441 35th Street, S.E.
Washington, D.C. 20020
(Ward 7)

as a member of the District of Columbia Small and Local Business Opportunity Commission established by section 2321 of the Small, Local, and Disadvantaged Business Enterprise Development and Assistance Act of 2005, effective October 20, 2005 (D.C. Law 16-33; D.C. Official Code § 2-218.21), replacing Marybelle Cam Ang, whose term will end March 28, 2007, for a term to end March 28, 2009.

Sec. 3. The Council of the District of Columbia shall transmit a copy of this resolution, upon its adoption, to the nominee and to the Office of the Mayor.

Sec. 4. This resolution shall take effect immediately.

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IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

March 6, 2007

To confirm the appointment of Mr. Darrin L. Glymph to the District of Columbia Small and Local Business Opportunity Commission.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the "District of Columbia Small and Local Business Opportunity Commission Darrin L. Glymph Confirmation Resolution of 2007".

Sec. 2. The Council of the District of Columbia confirms the appointment of:

Mr. Darrin L. Glymph
1315 Kalmia Road, N.W.
Washington, D.C. 20012
(Ward 4)

as a member of the District of Columbia Small and Local Business Opportunity Commission, established by section 2321 of the Small, Local, and Disadvantaged Business Enterprise Development and Assistance Act of 2005, effective October 20, 2005 (D.C. Law 16-33; D.C. Official Code § 2-218.21), for a term to end March 28, 2008, and as chairperson, to serve at the pleasure of the Mayor.

Sec. 3. The Council of the District of Columbia shall transmit a copy of this resolution, upon its adoption, to the nominee and to the Office of the Mayor.

Sec. 4. This resolution shall take effect immediately.

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IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

March 6, 2007

To confirm the appointment of Ms. Brender L. Gregory as the Director of the Office of Personnel.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the "Director of the Office of Personnel Brender L. Gregory Confirmation Resolution of 2007".

Sec. 2. The Council of the District of Columbia confirms the appointment of:

Ms. Brender L. Gregory
2314 Branch Avenue, S.E.
Washington, D.C. 20020
(Ward 7)

as the Director of the Office of Personnel, in accordance with section 2 of the Confirmation Act of 1978, effective March 3, 1979 (D.C. Law 2-142; D.C. Official Code § 1-523.01), to serve at the pleasure of the Mayor.

Sec. 3. The Council of the District of Columbia shall transmit a copy of this resolution, upon its adoption, to the nominee and to the Office of the Mayor.

Sec. 4. This resolution shall take effect immediately.

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17-42

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

March 6, 2007

To confirm the appointment of Mr. Lars Etzkorn as the Chief Property Management Officer.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the "Chief Property Management Officer Lars Etzkorn Confirmation Resolution of 2007".

Sec. 2. The Council of the District of Columbia confirms the appointment of:

Mr. Lars Etzkorn
1848 Kalorama Road, N.W.
Washington, D.C. 20009
(Ward 1)

as the Chief Property Management Officer, established by section 1802 of the Office of Property Management Establishment Act of 1998, effective March 26, 1999 (D.C. Law 12-175; D.C. Official Code § 10-1001), and in accordance with section 2 of the Confirmation Act of 1978, effective March 3, 1979 (D.C. Law 2-142; D.C. Official Code § 1-523.01), to serve at the pleasure of the Mayor.

Sec. 3. The Council of the District of Columbia shall transmit a copy of this resolution, upon its adoption, to the nominee and to the Office of the Mayor.

Sec. 4. This resolution shall take effect immediately.

A RESOLUTION

17-43

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

March 6, 2007

To confirm the appointment of Mr. Gustavo F. Velasquez as the Director of the Office of Human Rights.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the "Director of the Office of Human Rights Gustavo F. Velasquez Confirmation Resolution of 2007".

Sec. 2. The Council of the District of Columbia confirms the appointment of:

Mr. Gustavo F. Velasquez
1822 Vermont Avenue, N.W.
Washington, D.C. 20009
(Ward 2)

as the Director of the Office of Human Rights, established by section 202 of the Office of Human Rights Establishment Act of 1999, effective October 20, 1999 (D.C. Law 13-38; D.C. Official Code § 2-1411.01), and in accordance section 2 of the Confirmation Act of 1978, effective March 3, 1979 (D.C. Law 2-142; D.C. Official Code § 1-523.01), to serve at the pleasure of the Mayor.

Sec. 3. The Council of the District of Columbia shall transmit a copy of this resolution, upon its adoption, to the nominee and to the Office of the Mayor.

Sec. 4. This resolution shall take effect immediately.

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A RESOLUTION

17-44

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

March 6, 2007

To confirm the appointment of Mr. Richard F. Johns to the Office of Employee Appeals.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the "Office of Employee Appeals Richard F. Johns Confirmation Resolution of 2007".

Sec. 2. The Council of the District of Columbia confirms the appointment of:

Mr. Richard F. Johns
69 U Street, N.W.
Washington, D.C. 20001-1010
(Ward 5)

as a member of the Office of Employee Appeals, established by section 601 of the District of Columbia Government Comprehensive Merit Personnel Act of 1978, effective March 3, 1979 (D.C. Law 2-139; D.C. Official Code § 1-606.01), replacing Jeffrey J. Stewart, for a term to end April 6, 2012.

Sec. 3. The Council of the District of Columbia shall transmit a copy of this resolution, upon its adoption, to the nominee and to the Office of the Mayor.

Sec. 4. This resolution shall take effect immediately.

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A RESOLUTION

17-45

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

March 6, 2007

To confirm the appointment of Mr. Victor Prince to the Police Complaints Board.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the "Police Complaints Board Victor Prince Confirmation Resolution of 2007".

Sec. 2. The Council of the District of Columbia confirms the appointment of:

Mr. Victor Prince
1221 Massachusetts Avenue, N.W., #604
Washington, D.C. 20006
(Ward 2)

as a member of the Police Complaints Board, established by section 5 of the Office of Citizen Complaint Review Establishment Act of 1998, effective March 26, 1999 (D.C. Law 12-208; D.C. Official Code § 5-1104), replacing Marc Adam Schindler, whose term ended January 12, 2006, for a term to end January 12, 2009.

Sec. 3. The Council of the District of Columbia shall transmit a copy of this resolution, upon its adoption, each to the nominee and to the Office of the Mayor.

Sec. 4. This resolution shall take effect immediately.

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17-46

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

March 6, 2007

To confirm the reappointment of Ms. Elizabeth A. Noel as the People's Counsel.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the "People's Counsel Elizabeth A. Noel Confirmation Resolution of 2007".

Sec. 2. The Council of the District of Columbia confirms the reappointment of:

Ms. Elizabeth A. Noel
1601 Holly Street, N.W.
Washington, D.C. 20012-1103
(Ward 4)

as the People's Counsel, established by section 8 of An Act Making appropriations to provide for the expenses of the government of the District of Columbia for the fiscal year ending June thirtieth, nineteen hundred and fourteen, and for other purposes, approved March 4, 1913 (37 Stat. 993; D.C. Official Code § 34-804), for a term to end June 13, 2009.

Sec. 3. The Council of the District of Columbia shall transmit a copy of this resolution, upon its adoption, to the nominee and to the Office of the Mayor.

Sec. 4. This resolution shall take effect immediately.

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A RESOLUTION

17-47

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

March 6, 2007

To confirm the appointment of Ms. Betty Ann Kane to the Public Service Commission of the District of Columbia.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the "Public Service Commission of the District of Columbia Betty Ann Kane Confirmation Resolution of 2007".

Sec. 2. The Council of the District of Columbia confirms the appointment of:

Ms. Betty Ann Kane
118 5th Street, N.E.
Washington, D.C. 20002
(Ward 6)

as a member of the Public Service Commission of the District of Columbia, established by section 8(97) of An Act Making appropriations to provide for the expenses of the government of the District of Columbia for the fiscal year ending June thirtieth, nineteen hundred and fourteen, and for other purposes, approved March 4, 1913 (37 Stat. 995; D.C. Official Code § 34-801), replacing Anthony M. Rachal, III, whose term ended June 30, 2006, for a term to end June 30, 2010.

Sec. 3. The Council of the District of Columbia shall transmit a copy of this resolution, upon its adoption, to the nominee and to the Office of the Mayor.

Sec. 4. This resolution shall take effect immediately.

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17-48

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

March 6, 2007

To confirm the reappointment of Dr. Natwar M. Gandhi as the Chief Financial Officer of the District of Columbia.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the "Chief Financial Officer of the District of Columbia Dr. Natwar M. Gandhi Confirmation Resolution of 2007".

Sec. 2. The Council of the District of Columbia confirms the reappointment of:

Dr. Natwar M. Gandhi
2939 Van Ness Street, N.W., #1139
Washington, D.C. 20008
(Ward 3)

as the Chief Financial Officer of the District of Columbia, in accordance with section 424(b)(1)(B) of the District of Columbia Home Rule Act, approved April 17, 1995 (109 Stat. 142; D.C. Official Code § 1-204.24b(a)(2)).

Sec. 3. The Council of the District of Columbia shall transmit a copy of this resolution, upon its adoption, to the nominee and the Office of the Mayor.

Sec. 4. This resolution shall take effect immediately.

A RESOLUTION

17-49

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

March 6, 2007

To authorize and provide for the issuance, sale, and delivery of District of Columbia revenue bonds in an aggregate principal amount not to exceed \$25 million in one or more series and to authorize and provide for the loan of the proceeds of the bonds to assist the Community Academy Public Charter School, Inc. in the financing, refinancing, or reimbursing of costs associated with an authorized project pursuant to section 490 of the District of Columbia Home Rule Act.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the "Community Academy Public Charter School, Inc. Revenue Bonds Project Approval Resolution of 2007".

Sec. 2. Definitions.

For the purpose of this resolution, the term:

- (1) "Authorized Delegate" means the Mayor, the Deputy Mayor for Planning and Economic Development, or any officer or employee of the Executive Office of the Mayor to whom the Mayor has delegated or to whom the foregoing individuals have subdelegated any of the Mayor's functions under this resolution pursuant to section 422(6) of the Home Rule Act.
- (2) "Bond Counsel" means a firm or firms of attorneys designated as bond counsel from time to time by the Mayor.
- (3) "Bonds" means the District of Columbia revenue bonds, notes, or other obligations (including refunding bonds, notes, and other obligations), in one or more series, authorized to be issued pursuant to this resolution.
- (4) "Borrower" means the owner of the assets financed, refinanced, or reimbursed with proceeds from the bonds, which owner shall be the Community Academy Public Charter School, Inc., a District of Columbia nonprofit corporation exempt from federal income taxes.
- (5) "Chairman" means the Chairman of the Council of the District of Columbia.
- (6) "Closing Documents" means all documents and agreements other than Financing Documents that may be necessary and appropriate to issue, sell, and deliver the bonds and to make the loan, and includes agreements, certificates, letters, opinions, forms, receipts, and

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other similar instruments.

(7) "Financing Documents" means the documents other than Closing Documents that relate to the financing or refinancing of transactions to be effected through the issuance, sale, and delivery of the bonds and the making of the loan, including any offering document, and any required supplements to any such documents.

(8) "Home Rule Act" means the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 774; D.C. Official Code § 1-201.01 *et seq.*).

(9) "Issuance Costs" means all fees, costs, charges, and expenses paid or incurred in connection with the authorization, preparation, printing, issuance, sale, and delivery of the bonds and the making of the loan, including, but not limited to, underwriting, legal, accounting, rating agency, and all other fees, costs, charges, and expenses incurred in connection with the development and implementation of the Financing Documents, the Closing Documents, and those other documents necessary or appropriate in connection with the authorization, preparation, printing, issuance, sale, marketing, and delivery of the bonds and the making of the loan, together with financing fees, costs, and expenses, including program fees and administrative fees charged by the District, fees paid to financial institutions and insurance companies, initial letter of credit fees (if any), and compensation to financial advisors and other persons (other than full-time employees of the District) and entities performing services on behalf of or as agents for the District.

(10) "Loan" means the District's lending of proceeds from the sale, in one or more series, of the bonds to the borrower.

(11) "Project" means the financing, refinancing or reimbursing of all or a portion of the borrower's cost of:

(A) Acquiring or leasing, constructing, renovating, furnishing and equipping 4 public charter school facilities (grades preschool through 8) of the borrower, including land, buildings, improvements, and personal property, located at 1400 1st Street, N.W., Washington, D.C. (Square 553, Lot 844), 1300 Allison Street, N.W., Washington, D.C. (Square 2818, Lot 800), 1335 Nicholson Street, N.W., Washington, D.C. (Square 2794, Lot 846), and 33 Riggs Road, N.E., Washington, D.C. (Square 3702, Lots 802 and 806);

(B) Certain Issuance Costs and capitalized interest with respect to the bonds;
and

(C) Any credit enhancement, including any bond insurance, and funding of any required reserves.

Sec. 3. Findings.

The Council finds that:

(1) Section 490 of the Home Rule Act provides that the Council may, by resolution, authorize the issuance of District revenue bonds, notes, or other obligations (including refunding bonds, notes, or other obligations) to borrow money to finance, refinance, or reimburse and to assist in

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the financing, refinancing, or reimbursing of undertakings in certain areas designated in section 490 and may effect the financing, refinancing, or reimbursement by loans made directly or indirectly to any individual or legal entity, by the purchase of any mortgage, note, or other security, or by the purchase, lease, or sale of any property.

(2) The borrower has requested the District to issue, sell, and deliver revenue bonds, in one or more series, in an aggregate principal amount not to exceed \$25 million, and to make the loan for the purpose of financing, refinancing, or reimbursing costs of the project.

(3) The project is located in the District and will contribute to the health, education, safety, or welfare of, or the creation or preservation of jobs for, residents of the District, or to economic development of the District.

(4) The project is an undertaking in the area of elementary and secondary school facilities within the meaning of section 490 of the Home Rule Act.

(5) The authorization, issuance, sale, and delivery of the bonds and the loan are desirable, are in the public interest, will promote the purpose and intent of section 490 of the Home Rule Act, and will assist the project.

Sec. 4. Bond authorization.

(a) The Mayor is authorized pursuant to the Home Rule Act and this resolution to assist in financing, refinancing, or reimbursing the costs of the project by:

(1) The issuance, sale, and delivery of the bonds, in one or more series, in an aggregate principal amount not to exceed \$25 million; and

(2) The making of the loan.

(b) The Mayor is authorized to make the loan to the borrower for the purpose of financing, refinancing, or reimbursing the costs of the project and establishing any fund with respect to the bonds as required by the Financing Documents.

(c) The Mayor may charge a program fee to the borrower, including, but not limited to, an amount sufficient to cover costs and expenses incurred by the District in connection with the issuance, sale, and delivery of each series of the bonds, the District's participation in the monitoring of the use of the bond proceeds and compliance with any public benefit agreements with the District, and maintaining official records of each bond transaction and assisting in the redemption, repurchase, and remarketing of the bonds.

Sec. 5. Bond details.

(a) The Mayor is authorized to take any action reasonably necessary or appropriate in accordance with this resolution in connection with the preparation, execution, issuance, sale, delivery, security for, and payment of the bonds of each series, including, but not limited to, determinations of:

(1) The final form, content, designation, and terms of the bonds, including a determination that the bonds may be issued in certificated or book-entry form;

(2) The principal amount of the bonds to be issued and denominations of the bonds;

(3) The rate or rates of interest or the method for determining the rate or rates of interest on the bonds;

(4) The date or dates of issuance, sale, and delivery of, and the payment of interest on the bonds, and the maturity date or dates of the bonds;

(5) The terms under which the bonds may be paid, optionally or mandatorily redeemed, accelerated, tendered, called, or put for redemption, repurchase, or remarketing before their respective stated maturities;

(6) Provisions for the registration, transfer, and exchange of the bonds and the replacement of mutilated, lost, stolen, or destroyed bonds;

(7) The creation of any reserve fund, sinking fund, or other fund with respect to the bonds;

(8) The time and place of payment of the bonds;

(9) Procedures for monitoring the use of the proceeds received from the sale of the bonds to ensure that the proceeds are properly applied to the project and used to accomplish the purposes of the Home Rule Act and this resolution;

(10) Actions necessary to qualify the bonds under blue sky laws of any jurisdiction where the bonds are marketed; and

(11) The terms and types of credit enhancement under which the bonds may be secured.

(b) The bonds shall contain a legend, which shall provide that the bonds are special obligations of the District, are without recourse to the District, are not a pledge of, and do not involve the faith and credit or the taxing power of the District, do not constitute a debt of the District, and do not constitute lending of the public credit for private undertakings as prohibited in section 602(a)(2) of the Home Rule Act.

(c) The bonds shall be executed in the name of the District and on its behalf by the manual or facsimile signature of the Mayor, and attested by the Secretary of the District of Columbia by the Secretary of the District of Columbia's manual or facsimile signature. The Mayor's execution and delivery of the bonds shall constitute conclusive evidence of the Mayor's approval, on behalf of the District, of the final form and content of the bonds.

(d) The official seal of the District, or a facsimile of it, shall be impressed, printed, or otherwise reproduced on the bonds.

(e) The bonds of any series may be issued in accordance with the terms of a trust instrument to be entered into by the District and a trustee to be selected by the borrower subject to the approval of the Mayor, and may be subject to the terms of one or more agreements entered into by the Mayor pursuant to section 490(a)(4) of the Home Rule Act.

(f) The bonds may be issued at any time or from time to time in one or more issues and in one or more series.

Sec. 6. Sale of the bonds.

(a) The bonds of any series may be sold at negotiated or competitive sale at, above, or below par, to one or more persons or entities, and upon terms that the Mayor considers to be in the best interests of the District.

(b) The Mayor or an Authorized Delegate may execute, in connection with each sale of the bonds, offering documents on behalf of the District, may deem final any such offering document on behalf of the District for purposes of compliance with federal laws and regulations governing such matters and may authorize the distribution of the documents in connection with the sale of the bonds.

(c) The Mayor is authorized to deliver the executed and sealed bonds, on behalf of the District, for authentication, and, after the bonds have been authenticated, to deliver the bonds to the original purchasers of the bonds upon payment of the purchase price.

(d) The bonds shall not be issued until the Mayor receives an approving opinion from Bond Counsel as to the validity of the bonds of such series and, if the interest on the bonds is expected to be exempt from federal income taxation, the treatment of the interest on the bonds for purposes of federal income taxation.

Sec. 7. Payment and security.

(a) The principal of, premium, if any, and interest on, the bonds shall be payable solely from proceeds received from the sale of the bonds, income realized from the temporary investment of those proceeds, receipts and revenues realized by the District from the loan, income realized from the temporary investment of those receipts and revenues prior to payment to the bond owners, other moneys that, as provided in the Financing Documents, may be made available to the District for the payment of the bonds, and other sources of payment (other than from the District), all as provided for in the Financing Documents.

(b) Payment of the bonds shall be secured as provided in the Financing Documents and by an assignment by the District for the benefit of the bond owners of certain of its rights under the Financing Documents and Closing Documents, including a security interest in certain collateral, if any, to the trustee for the bonds pursuant to the Financing Documents.

(c) The trustee is authorized to deposit, invest, and disburse the proceeds received from the sale of the bonds pursuant to the Financing Documents.

Sec. 8. Financing and Closing Documents.

(a) The Mayor is authorized to prescribe the final form and content of all Financing Documents and all Closing Documents to which the District is a party that may be necessary or appropriate to issue, sell, and deliver the bonds and to make the loan to the borrower. Each of the Financing Documents and each of the Closing Documents to which the District is not a party shall be approved, as to form and content, by the Mayor.

(b) The Mayor is authorized to execute, in the name of the District and on its behalf, the Financing Documents and any Closing Documents to which the District is a party by the Mayor's

manual or facsimile signature.

(c) If required, the official seal of the District, or a facsimile of it, shall be impressed, printed, or otherwise reproduced on the bonds, the other Financing Documents, and the Closing Documents to which the District is a party.

(d) The Mayor's execution and delivery of the Financing Documents and the Closing Documents to which the District is a party shall constitute conclusive evidence of the Mayor's approval, on behalf of the District, of the final form and content of the executed Financing Documents and the executed Closing Documents, including those Financing Documents and Closing Documents to which the District is not a party.

(e) The Mayor is authorized to deliver the executed and sealed Financing Documents and Closing Documents, on behalf of the District, prior to or simultaneously with the issuance, sale, and delivery of the bonds, and to ensure the due performance of the obligations of the District contained in the executed, sealed, and delivered Financing Documents and Closing Documents.

Sec. 9. Authorized delegation of authority.

To the extent permitted by District and federal laws, the Mayor may delegate to any Authorized Delegate the performance of any function authorized to be performed by the Mayor under this resolution.

Sec. 10. Limited liability.

(a) The bonds shall be special obligations of the District. The bonds shall be without recourse to the District. The bonds shall not be general obligations of the District, shall not be a pledge of or involve the faith and credit or the taxing power of the District, shall not constitute a debt of the District, and shall not constitute lending of the public credit for private undertakings as prohibited in section 602(a)(2) of the Home Rule Act.

(b) The bonds shall not give rise to any pecuniary liability of the District and the District shall have no obligation with respect to the purchase of the bonds.

(c) Nothing contained in the bonds, in the Financing Documents, or in the Closing Documents shall create an obligation on the part of the District to make payments with respect to the bonds from sources other than those listed for that purpose in section 7.

(d) The District shall have no liability for the payment of any Issuance Costs or for any transaction or event to be effected by the Financing Documents.

(e) All covenants, obligations, and agreements of the District contained in this resolution, the bonds, and the executed, sealed, and delivered Financing Documents and Closing Documents to which the District is a party, shall be considered to be the covenants, obligations, and agreements of the District to the fullest extent authorized by law, and each of those covenants, obligations, and agreements shall be binding upon the District, subject to the limitations set forth in this resolution.

(f) No person, including, but not limited to, the borrower and any bond owner, shall have any claims against the District or any of its elected or appointed officials, officers, employees, or agents for

monetary damages suffered as a result of the failure of the District or any of its elected or appointed officials, officers, employees or agents to perform any covenant, undertaking, or obligation under this resolution, the bonds, the Financing Documents, or the Closing Documents, or as a result of the incorrectness of any representation in or omission from the Financing Documents or the Closing Documents, unless the District or its elected or appointed officials, officers, employees, or agents have acted in a willful and fraudulent manner.

Sec. 11. District officials.

(a) Except as otherwise provided in section 10(f), the elected or appointed officials, officers, employees, or agents of the District shall not be liable personally for the payment of the bonds or be subject to any personal liability by reason of the issuance, sale or delivery of the bonds, or for any representations, warranties, covenants, obligations, or agreements of the District contained in this resolution, the bonds, the Financing Documents, or the Closing Documents.

(b) The signature, countersignature, facsimile signature, or facsimile countersignature of any official appearing on the bonds, the Financing Documents, or the Closing Documents shall be valid and sufficient for all purposes notwithstanding the fact that the individual signatory ceases to hold that office before delivery of the bonds, the Financing Documents, or the Closing Documents.

Sec. 12. Maintenance of documents.

Copies of the specimen bonds and of the final Financing Documents and Closing Documents shall be filed in the Office of the Secretary of the District of Columbia.

Sec. 13. Information reporting.

Within 3 days after the Mayor's receipt of the transcript of proceedings relating to the issuance of the bonds, the Mayor shall transmit a copy of the transcript to the Secretary to the Council.

Sec. 14. Disclaimer.

(a) The issuance of bonds is in the discretion of the District. Nothing contained in this resolution, the bonds, the Financing Documents, or the Closing Documents shall be construed as obligating the District to issue any bonds for the benefit of the borrower or to participate in or assist the borrower in any way with financing, refinancing, or reimbursing the costs of the project. The borrower shall have no claims for damages or for any other legal or equitable relief against the District, its elected or appointed officials, officers, employees, or agents as a consequence of any failure to issue any bonds for the benefit of the borrower.

(b) The District reserves the right to issue the bonds in the order or priority it determines in its sole and absolute discretion. The District gives no assurance and makes no representations that any portion of any limited amount of bonds or other obligations, the interest on which is excludable from gross income for federal income tax purposes, will be reserved or will be available at the time of the proposed issuance of the bonds.

(c) The District, by adopting this resolution or by taking any other action in connection with financing, refinancing, or reimbursing costs of the project, does not provide any assurance that the project is viable or sound, that the borrower is financially sound, or that amounts owing on the bonds or pursuant to the loan will be paid. The borrower, any purchaser of the bonds, or any other person shall not rely upon the District with respect to these matters.

Sec. 15. Expiration.

If any bonds are not issued, sold, and delivered to the original purchaser within 3 years of the date of this resolution, the authorization provided in this resolution with respect to the issuance, sale, and delivery of the bonds shall expire.

Sec. 16. Severability.

If any particular provision of this resolution, or the application thereof to any person or circumstance is held invalid, the remainder of this resolution and the application of such provision to other persons or circumstances shall not be affected thereby. If any action or inaction contemplated under this resolution is determined to be contrary to the requirements of applicable law, such action or inaction shall not be necessary for the purpose of issuing of the bonds, and the validity of the bonds shall not be adversely affected.

Sec. 17. Compliance with public approval requirement.

This approval shall constitute the approval of the Council as required in section 147(f) of the Internal Revenue Code of 1986, approved October 22, 1986 (100 Stat. 2635; 26 U.S.C. § 147(f)), and section 490(k) of the Home Rule Act, for the project. This resolution has been adopted by the Council after a public hearing held at least 14 days after publication of notice in a newspaper of general circulation in the District.

Sec. 18. Transmittal.

The Secretary to the Council shall transmit a copy of this resolution, upon its adoption, to the Mayor.

Sec. 19. Fiscal impact statement.

The Council adopts the fiscal impact statement of the Chief Financial Officer as the fiscal impact statement required by section 602(c)(3) of the Home Rule Act.

Sec. 20. Effective date

This resolution shall take effect immediately.

ENROLLED ORIGINAL

A RESOLUTION

17-50

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

March 6, 2007

To confirm the appointment of Ms. Harriet Tregoning as the Director of the District of Columbia Office of Planning.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the "Director of the Office of Planning Harriet Tregoning Confirmation Resolution of 2007".

Sec. 2. The Council of the District of Columbia confirms the appointment of:

Ms. Harriet Tregoning
2109 19th Street, N.W.
Washington, D.C. 20009
(Ward 1)

as the Director of the Office of Planning, established by Mayor's Order 83-25, dated January 3, 1983, and in accordance with section 2 of the Confirmation Act of 1978, effective March 3, 1979 (D.C. Law 2-142; D.C. Official Code § 1-523.01), to serve at the pleasure of the Mayor.

Sec. 3. The Council of the District of Columbia shall transmit a copy of this resolution, upon its adoption, to the nominee and to the Office of the Mayor.

Sec. 4. This resolution shall take effect immediately.

ENROLLED ORIGINAL

A RESOLUTION

17-51

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

March 6, 2007

To confirm the appointment of Mr. Ted Trabue, Jr. to the Board of Education.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the "Board of Education Ted Trabue, Jr. Confirmation Resolution of 2007".

Sec. 2. The Council of the District of Columbia confirms the appointment of:

Mr. Ted Trabue, Jr.
2810 Kanawha Street, N.W.
Washington, D.C. 20015
(Ward 4)

as a member of the Board of Education of the District of Columbia, established by section 495 of the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 811; D.C. Official Code § 1-204.95), succeeding Carrie L. Thornhill, for a term to end January 2, 2009.

Sec. 3. The Council of the District of Columbia shall transmit a copy of this resolution, upon its adoption, to the nominee, to the Office of the Mayor, and to the Board of Education.

Sec. 4. This resolution shall take effect immediately.

ENROLLED ORIGINAL

A RESOLUTION

17-52

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

March 6, 2007

To declare the existence of an emergency with respect to the need to amend the Rules of Organization and Procedure for the Council of the District of Columbia, Council Period 17 to provide that a resolution approving or disapproving a proposed contract in excess of \$1 million or a multiyear contract that is required to be submitted to the Council pursuant to section 451 of the District Charter may be introduced by a member of the Council during any recess period; that the Secretary to the Council shall ensure that a copy of the proposed contract is circulated to the office of each member of the Council in a folder of a distinctive color; and that an electronic copy of a summary of the proposed contract is placed within 24 hours, excluding Saturdays, Sundays, and holidays, following its receipt on the Council's Legislative Information Management System in a manner that it may be accessed through the website of the Council, and on the Council "v" drive.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the "Council Period 17 Rules Recess Period Contract Approval and Disapproval Resolution Emergency Declaration Resolution of 2007".

Sec. 2. (a) The District of Columbia Charter states that the District government has a duty to send all contracts for goods and services in excess of \$1 million to the Council of the District of Columbia for a 10-day period of review.

(b) The Council Rules expressly permit any Councilmember to extend the review period by 45 days by filing a disapproval resolution during a non-recess period and during the last 30 days of summer recess.

(c) On December 21, 2006, the District of Columbia Sports and Entertainment Commission filed a \$32.9 million contract with the Office of the Secretary to the Council for review to "cover the costs associated with the construction of two structured parking facility garages on the northern and southern portion of the [Baseball] Ballpark Site." The contract was received in then-Chairman Cropp's office on December 20, 2006, but was not filed with the Office of the Secretary until December 21, 2006.

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(d) The filing of the contract occurred just 2 days after the Council's last legislative meeting of Council Period 16 and right before the busy Christmas holiday, which was also 2 days before the Council's winter recess began and during a time of transition in the Council Chairman's Office and the Office of the Secretary, the departure of several sitting Councilmembers not returning in Council Period 17, the entry of new Councilmembers, and the changing of many Council staff.

(e) On January 1, 2007, before the start of Council Period 17 and while the Council was still on recess, this contract was deemed approved.

(f) Because of the actions stated herein and the possibility that these actions could be repeated during another Council recess period, it is important that a measure be enacted to specifically allow a Councilmember to file an approval or disapproval resolution for a contract during any recess period. The next Council recess period occurs in April.

Sec. 3. The Council of the District of Columbia determines that the circumstances enumerated in section 2 constitute emergency circumstances making it necessary that the Council Period 17 Rules Recess Period Contract Approval and Disapproval Resolution Emergency Resolution of 2007 be adopted on an emergency basis.

Sec. 4. The requirements of Council Rule 1004(b) are waived.

Sec. 5. This resolution shall take effect immediately.

ENROLLED ORIGINAL

A RESOLUTION

17-53

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

March 6, 2007

To amend, on an emergency basis, the Rules of Organization and Procedure for the Council of the District of Columbia, Council Period 17 to provide that a resolution approving or disapproving a proposed contract in excess of \$1 million or a multiyear contract that is required to be submitted to the Council pursuant to section 451 of the District Charter may be introduced by a member of the Council during any recess period; that the Secretary to the Council shall ensure that a copy of the proposed contract is circulated to the office of each member of the Council in a folder of a distinctive color; and that an electronic copy of a summary of the proposed contract is placed within 24 hours, excluding Saturdays, Sundays, and holidays, following its receipt on the Council's Legislative Information Management System in a manner that it may be accessed through the website of the Council, and on the Council "v" drive.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the "Council Period 17 Rules Recess Period Contract Approval and Disapproval Resolution Emergency Resolution of 2007".

Sec. 2. The Rules of Organization and Procedure for the Council of the District of Columbia, Council Period 17, effective January 3, 2006 (Res. 17-1; 54 DCR 156), is amended as follows:

- (a) Section 308(b) is amended as follows:
 - (1) A new paragraph (1) is added to read as follows:
“(1) A member of the Council may introduce a resolution approving or disapproving a contract in excess of \$1 million or a multiyear contract during any recess period.”.
 - (2) Existing paragraphs (1) and (2) shall be renumbered as paragraphs (2) and (3).
- (b) Section 309 is amended as follows:
 - (1) Subsection (a) is amended by striking the word “circulated” and inserting the phrase “circulated in a folder of a distinctive color” in its place.
 - (2) A new subsection (d) is added to read as follows:
“(d) The Secretary to the Council shall place an electronic copy of the summary of a proposed contract within 24 hours (excluding Saturdays, Sundays, and holidays) following

ENROLLED ORIGINAL

its receipt on the Legislative Information Management System in a manner that it may be accessed through the website of the Council and on the Council "v" drive."

Sec. 3. Effective date.

This resolution shall take effect immediately.

A RESOLUTION

17-54

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

March 6, 2007

To declare the existence of an emergency with respect to the need to suspend the operation of the Retail Service Station Amendment Act of 2004 with respect to jobbers.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the "Retail Service Station Clarification Emergency Declaration Resolution of 2007".

Sec. 2. (a) On April 8, 2005, the Council enacted the Retail Service Station Amendment Act of 2004, effective April 8, 2005 (D.C. Law 15-297; 52 DCR 1485) ("Act"), which, among other things, makes permanent the moratorium that prevented full service retail service stations from converting to "gas-n-go" stations. The consideration of this moratorium and extending it in one fashion or another has happened no less than 9 times since the moratorium became law in 1977.

(b) The Act also subjects jobbers, who are wholesale suppliers or distributors of motor fuels, to the District's divorcement law. Specifically, it prohibits any jobber, producer, refiner, or manufacturer of motor fuels from operating a retail service station. Under the Act, any jobber currently operating a gas station will have a 2-year period to come into compliance (which period will cease on April 8, 2007) or cease operation of gas stations in the District. Non-compliance with the law is punishable by a fine of not more than \$1,000, by imprisonment for not more than 90 days, or both. Each and every day in such violation shall constitute a separate offense and the penalties provided for herein shall be applicable to each such separate offense, that is, for each gas station owned and each day beginning after April 8, 2007.

(c)(1) Expanding the District's divorcement law to include jobbers without grandfather or exemption provisions has serious and far-reaching repercussions for existing jobbers currently operating gas stations in the District.

(2) Expanding the District's divorcement law to include jobbers will force existing jobbers to remove themselves from the management of the stations under their control, thus significantly limiting their ability to earn a profit from the operation of their businesses.

(3) The repair service bays and stores at most jobbers' stations are operated by lessees, and premature termination of these leases would likely result in substantial litigation by

the lessees.

(4) Most jobbers have borrowed and invested millions of dollars to buy, build, and renovate their stations. These loans were provided based on the assumption that the leases currently in place would remain valid. Were jobbers to terminate their leases prematurely, they would face the real possibility that their lenders would declare a default on the loans.

(5) The Act and its compliance deadline will force jobber to franchise their operations for below-market prices and force some jobbers to cease their operations.

(d) Until the Council clarifies and amends District law to exclude jobber or grandfather existing stations, the District's divorce law will have a devastating financial impact upon them and their existing tenants.

Sec. 3. The Council of the District of Columbia determines that the circumstances enumerated in section 2 constitute emergency circumstances making it necessary that the Retail Service Station Clarification Emergency Amendment Act of 2007 be adopted after a single reading.

Sec. 4. This resolution shall take effect immediately.

ENROLLED ORIGINAL

A RESOLUTION

17-55

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

March 6, 2007

To declare the existence of an emergency with respect to the need to authorize payment to Global Secure Systems for information technology services provided to the Department of Health without a valid written contract.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the "Global Secure Systems Payment Authorization Emergency Declaration Resolution of 2007".

Sec. 2. (a) The Department of Health, Emergency Health and Medical Services Administration ("DOH") engaged Global Secure Systems ("Global") to provide hosting and maintenance service for the District's Automated Health Alert Network ("HAN") in March 2004.

(b) The DOH failed to process a new purchase order when the original purchase order expired in March 2005, though Global continued to provide the information technology services for HAN. Global has not been paid for these services. The total cost to the DOH for the unauthorized services for the period April 2005 through August 2006 is \$365,408.00.

(c) The DOH received information technology services that benefitted the District; the Contracting Officer has determined that the price charged for the services received is fair and reasonable; the DOH Chief Financial Officer has certified that appropriated funds are available and are unallocated to any other purpose; and the District's Chief Procurement Officer, upon review, has recommended, through the Mayor, that the contract be ratified.

Sec. 3. The Council of the District of Columbia determines that the circumstances enumerated in section 2 constitute emergency circumstances making it necessary that the Global Secure Services Corporation Payment Authorization Emergency Act of 2007 be adopted after a single reading.

Sec. 4. This resolution shall take effect immediately

ENROLLED ORIGINAL

A RESOLUTION

17-56

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

March 6, 2007

To declare the existence of an emergency with respect to the need to clarify that both District of Columbia public school and charter school teachers are eligible for certain deductions for taxable years beginning in 2006 and to ensure that deductions allowed by this amendment are allowed only to the extent the same expenses were not used by the taxpayer in computing federal adjusted gross income for the same taxable year under the Internal Revenue Code of 1986.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the "Quality Teacher Incentive Clarification Emergency Declaration Resolution of 2007".

Sec. 2. (a) There exists an emergency regarding the need to amend Title 47 of the District of Columbia Official Code to clarify that both District of Columbia public school and charter school teachers are eligible for certain deductions for taxable years beginning 2006, which returns currently are being filed by taxpayers, and to ensure that the same expenses were not used by the taxpayer in computing federal adjusted gross income for the same taxable year under the Internal Revenue Code of 1986.

(b) The current law is not clear that classroom teachers in District of Columbia public charter schools are eligible for certain deductions relating to classroom and tuition expenses, nor does the current law make clear that the deductions are allowable only to the extent the same expenses are not used by the taxpayer in computing federal adjusted gross income for the same taxable year on the federal individual income tax return.

(c) The deductions permitted by the Quality Teacher Incentive Act of 2006 are effective for taxable years beginning in 2006.

(d) It is important that these clarifications be made on an emergency basis to permit taxpayers to file timely their tax returns for 2006.

Sec. 3. The Council of the District of Columbia determines that the circumstances enumerated in section 2 constitute emergency circumstances making it necessary that the Quality Teacher Incentive Clarification Emergency Act of 2007 be adopted after a single reading.

Sec. 4. This resolution shall take effect immediately.

ENROLLED ORIGINAL

A RESOLUTION

17-57

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

March 6, 2007

To declare the existence of an emergency with respect to the need to confirm the reappointment of Mr. Ronald A. Young to the Rental Housing Commission.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the "Rental Housing Commission Ronald A. Young Emergency Declaration Resolution of 2007".

Sec. 2. (a) There is an immediate need to confirm the reappointment of Mr. Young to the Rental Housing Commission ("Commission") so it can continue to be fully operational and avoid delays in fulfilling its responsibilities.

(b) The Rental Housing Commission has been unable to function since July of 2006 because it lacked enough members to achieve quorum.

(c) The original confirmation resolution, PR 17-93, the Rental Housing Commission Ronald A. Young Confirmation Resolution of 2007, was introduced on February 9, 2007, at the request of the Mayor. On March 2, 2007, the Committee on Housing and Urban Affairs met to consider and mark up PR 17-93. Notice of intent to act on the resolution was published in the District of Columbia Register on February 23, 2007.

(d) There is a 15-day waiting period before the Council can act on a new measure after the notice of intent is published. The 15-day waiting period would not have elapsed by the March 6, 2007 legislative session. There is an urgency to have this resolution voted on by the Council.

(e) The resolution must be moved to ensure that the Rental Housing Commission is able to achieve quorum to be able to discharge its statutorily mandated functions, including publishing the annual adjustment of general applicability of the allowable rent that may be charged for individual rental units throughout the District. The publication of this allowable rent adjustment is due on March 1st of each year. The Commission will have already missed this date by the time of the March 6 legislative meeting, but is imperative that no action of the Council contribute to further delay. In addition, the Commission is accumulating a backlog of cases due to its inability to act.

Sec. 3. The Council of the District of Columbia determines that the circumstances enumerated in section 2 constitute emergency circumstances making it necessary that the Rental Housing Commission Ronald A. Young Emergency Confirmation Resolution of 2007 be adopted on an emergency basis.

Sec. 4. This resolution shall take effect immediately.

A RESOLUTION

17-58

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

March 6, 2007

To confirm, on an emergency basis, the reappointment of Mr. Ronald A. Young to the Rental Housing Commission.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the "Rental Housing Commission Ronald A. Young Emergency Confirmation Resolution of 2007".

Sec. 2. The Council of the District of Columbia confirms the reappointment of:

Mr. Ronald A. Young
3538 New Hampshire Avenue, N.W.
Washington, D.C. 20010
(Ward 1)

as a member of the Rental Housing Commission, established by section 201 of the Rental Housing Act of 1985, effective July 17, 1985 (D.C. Law 6-10; D.C. Official Code § 42-3502.01), for a term to end July 18, 2009.

Sec. 3. The Council of the District of Columbia shall transmit a copy of this resolution, upon its adoption, to the nominee and to the Office of the Mayor.

Sec. 4. This resolution shall take effect immediately.

ENROLLED ORIGINAL

A RESOLUTION

17-59

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

March 6, 2007

To declare the existence of an emergency with respect to the need to confirm the appointment of Ms. Donata L. Edwards to the Rental Housing Commission.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the "Rental Housing Commission Donata L. Edwards Emergency Declaration Resolution of 2007".

Sec. 2. (a) There is an immediate need to confirm the appointment of Ms. Edwards to the Rental Housing Commission ("Commission") so it can be fully operational and avoid delays in fulfilling its responsibilities.

(b) The Rental Housing Commission has been unable to function since July of 2006 because it lacked enough members to achieve quorum.

(c) The original confirmation resolution, PR 17-94, the Rental Housing Commission Donata L. Edwards Confirmation Resolution of 2007, was introduced on February 9, 2007, at the request of the Mayor. On March 2, 2007, the Committee on Housing and Urban Affairs met to consider and mark up PR 17-94. Notice of intent to act on the resolution was published in the District of Columbia Register on February 23, 2007.

(d) Action could not be taken on PR17-94 because there is a 15-day waiting period before the Council can act on a new measure after the notice of intent is published. There is an urgency to have this resolution voted on by the Council.

(e) The resolution must be moved to ensure that the Rental Housing Commission is able to achieve quorum to be able to discharge its statutorily mandated functions, including publishing the annual adjustment of general applicability of the allowable rent that may be charged for individual rental units throughout the District. The publication of this allowable rent adjustment is due on March 1st of each year. In addition, the Commission is accumulating a backlog of cases due to its inability to act.

Sec. 3. The Council of the District of Columbia determines that the circumstances enumerated in section 2 constitute emergency circumstances making it necessary that the Rental Housing Commission Donata L. Edwards Emergency Confirmation Resolution of 2007 be adopted on an emergency basis.

Sec. 4. This resolution shall take effect immediately.

ENROLLED ORIGINAL

A RESOLUTION

17-60

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

March 6, 2007

To confirm, on an emergency basis, the appointment of Ms. Donata L. Edwards to the Rental Housing Commission.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the "Rental Housing Commission Donata L. Edwards Emergency Confirmation Resolution of 2007".

Sec. 2. The Council of the District of Columbia confirms the appointment of:

Ms. Donata L. Edwards
608 Galveston Place. S.E.
Washington, D.C. 20032
(Ward 8)

as a member of the Rental Housing Commission, established by section 201 of the Rental Housing Act of 1985, effective July 17, 1985 (D.C. Law 6-10; D.C. Official Code § 42-3502.01), replacing Ruth R. Banks, whose term ended July 18, 2006, for a term to end July 18, 2009.

Sec. 3. The Council of the District of Columbia shall transmit a copy of this resolution, upon its adoption, to the nominee and to the Office of the Mayor.

Sec. 4. This resolution shall take effect immediately.

A RESOLUTION

17-61

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

March 6, 2007

To declare the existence of an emergency with respect to the need to adopt uniform discipline standards for District of Columbia primary and secondary schools so as to provide a safe educational environment within the school for students, while ensuring that students will not be subject to out-of-school suspensions as the primary course of discipline, and to provide students with the educational and support programs they need to address disciplinary, social, and academic problems in order to meet minimum school attendance requirements.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the "Class Exclusion Standards Emergency Declaration Resolution of 2007".

Sec. 2. (a) There exists an immediate crisis regarding the need for a system-wide standard for school discipline to promote the in-school education of students and maximize student access to support programs benefitting the safety, welfare, and education of students in District of Columbia primary and secondary schools.

(b) Public testimony at the February 10, 2007 hearing regarding Bill 17-1, the District of Columbia Public Education Reform Amendment Act of 2007, by public school students demonstrated a dire need to have system-wide standards for discipline and discipline reporting.

(c) According to Metropolitan Police Department statistics, during school hours on weekdays, while schools were in session during 2006, there were 302 total arrests of juveniles.

(d) According to the National Assessment of Educational Progress, District of Columbia Public Schools ranked last of 11 major cities in Grade 4 Reading, Grade 8 Reading, Grade 4 Math, and Grade 8 Math.

Sec. 3. The Council of the District of Columbia determines that the circumstances enumerated in section 2 constitute emergency circumstances making it necessary that the Class Exclusion Standards Emergency Amendment Act of 2007 be adopted after a single reading.

Sec. 4. This resolution shall take effect immediately.

ENROLLED ORIGINAL

A RESOLUTION

17-62

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

March 6, 2007

To confirm the appointment of Mr. Benjamin M. Soto to the District of Columbia Sports and Entertainment Commission Board of Directors.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the "District of Columbia Sports and Entertainment Commission Board of Directors Benjamin M. Soto Confirmation Resolution of 2007".

Sec. 2. The Council of the District of Columbia confirms the appointment of:

Mr. Benjamin M. Soto
6326 16th Street, N.W.
Washington, D.C. 20011
(Ward 4)

as a member of the District of Columbia Sports and Entertainment Commission Board of Directors, established by section 4 of the Omnibus Sports Consolidation Act of 1994, effective August 23, 1994 (D.C. Law 10-152; D.C. Official Code § 3-1403), replacing Ronald R. Ross, whose term ended December 31, 2005, for a term to end December 31, 2009.

Sec. 3. The Council of the District of Columbia shall transmit a copy of this resolution, upon its adoption, to the nominee and to the Office of the Mayor.

Sec. 4. This resolution shall take effect immediately.

A RESOLUTION

17-63

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

March 6, 2007

To confirm the appointment of Mr. Emeka Moneme as the Director of the District Department of Transportation.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the "Director of the District Department of Transportation Emeka Moneme Confirmation Resolution of 2007".

Sec. 2. The Council of the District of Columbia confirms the appointment of:

Mr. Emeka Moneme
2405 Summershade Court
Odenton, MD 21113

as Director of the District Department of Transportation, established by section 2 of the Department of Transportation Establishment Act of 2002, effective May 21, 2002 (D.C. Law 14-137; D.C. Official Code § 50-921.01), and in accordance with section 2 of the Confirmation Act of 1978, effective March 3, 1979 (D.C. Law 2-142; D.C. Official Code § 1-523.01), to serve at the pleasure of the Mayor.

Sec. 3. The Council of the District of Columbia shall transmit a copy of this resolution, upon its adoption, to the nominee and to the Office of the Mayor.

Sec. 4. This resolution shall take effect immediately.