ENROLLED ORIGINAL

A RESOLUTION

17- 581

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

April 1, 2008

To declare the existence of an emergency, due to Congressional review, the Fire and Police Medical Leave and Limited Duty Amendment Act of 2004 to require that members of the Fire and Emergency Medical Services Department with severe burn injuries shall have an extension of the allowable work days in a less-than-full-duty status from 64 days to 170 days.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the "Burned Fire Fighter Relief Congressional Review Emergency Declaration Resolution of 2008".

Sec. 2. (a) On January 23, 2008, the Burned Fire Fighter Relief Emergency Amendment Act of 2008, effective January 23, 2008 (D.C. Act 17-243; 55 DCR 1226), was enacted in order to extend the allowable work days in a less-than-full-duty status from 64 days to 170 days for members of the Fire and Emergency Medical Services Department with severe burn injuries.

(b) On February 22, 2008, the Burned Fire Fighter Relief Temporary Amendment Act of 2008, signed by the Mayor on February 22, 2008 (D.C. Act 17-295; 55 DCR 2228), was enacted and its projected effective law date is April 29, 2008.

(c) Permanent legislation, Bill 17-676, the Injured Fire Fighter Relief Amendment Act of 2008, was introduced on March 18, 2008, and referred to the Committee on Public Safety and the Judiciary.

(d) Emergency legislation is necessary to prevent a gap in legal authority between the expiration of D.C. Act 17-243 and D.C. Act 17-295 becoming law after completion of its Congressional review period.

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 Burned Fire Fighter Relief Congressional Review Emergency Amendment Act of 2008 be adopted after a single reading

Sec. 4. This resolution shall take effect immediately.

ENROLLED ORIGINAL

A RESOLUTION

17-582

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

April 1, 2008

To declare the existence of an emergency with respect to the need to pre-register District 17-year-olds while they are still in high school.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the "Student Voter Registration Emergency Declaration Resolution of 2008".

Sec. 2. (a) There exists an immediate need to assist 17-year-olds in the District of Columbia to pre-register to vote before graduation in early June 2008.

(b) Currently, District of Columbia election law allows 17-year-olds to complete a voter registration form if they will be 18 years old by the next election. Therefore, it is illegal for a 17- year-old, who will be 18 after the September primary election but before the November general election, to complete the registration form, thus undermining the efforts of teachers throughout the District of Columbia who attempt to register their public high school students before graduation.

(c) Seventeen-year-olds, who will be 18 years old after the September 9, 2008 primary election, but on or before the November 4, 2008 general election, will have a short opportunity to register to vote due to the requirement from the District of Columbia Board of Elections and Ethics that registration forms be postmarked 30 days before the election.

(d) District of Columbia law should encourage 17-year-olds to pre-register to vote while maintaining the requirement that they will not be able to vote until they are 18 years old.

(e) The proposed emergency legislation will make it explicit that pre-registration of 17-year-olds is permissible if those students will be 18 years old between September 9, 2008 and November 4, 2008.

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 Student Voter Registration Emergency Amendment Act of 2008 be adopted after a single reading.

Sec. 4. This resolution shall take effect immediately.

ENROLLED ORIGINAL

A RESOLUTION

17-583

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

April 1, 2008

To declare the existence of an emergency with respect to the need to amend the District of Columbia Housing Authority Act of 1999 to allow the District of Columbia Housing Authority to reserve 55 tenant-based assistance vouchers for extremely low-income veterans of the United States Armed Services.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the "Veterans Rental Assistance Emergency Declaration Resolution of 2008".

Sec. 2. (a) The District of Columbia Housing Authority Rent Supplement Program was created to provide housing assistance to extremely low-income households in the District of Columbia, including households composed of homeless individuals and persons in need of supportive services, such as elderly and disabled individuals. The District of Columbia Housing Authority has funding, appropriated in fiscal years 2007 and 2008, to implement the program.

(b) Fifty-one formerly homeless veterans will be displaced from Ignatia House, a shelter for veterans on the grounds of the Armed Forces Retirement Home.

(c) All 51 of the veterans received honorable discharges and many of them are living with substance-abuse problems.

(d) U.S. Vets, the group which leases and operates Ignatia House, was notified by retirement home officials that they would have to vacate the building when their lease expired at the end of February.

(e) An extension was granted, which allowed Ignatia House to remain open until the end of July.

(f) No alternative housing accommodations have been made for the 51 veterans by either the Armed Forces Retirement Home or the Veterans Administration.

(g) U.S. Vets and the veterans themselves have found it very difficult to find suitable housing accommodations for the entire group of low-income, special-needs individuals.

(h) Action must be taken immediately to ensure that a safety net is in place to prevent 51 honorable discharged veterans from becoming homeless again.

ENROLLED ORIGINAL

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 Veterans Rental Assistance Emergency Amendment Act of 2008 be adopted after a single reading.

Sec. 4. This resolution shall take effect immediately.

ENROLLED ORIGINAL

A RESOLUTION

17-584

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

April 1, 2008

To declare the existence of an emergency with respect to the need to name the Third District Substation at 750 Park Road, N.W., in Ward 1, as the Gerard W. Burke, Jr. Building in honor of the late Metropolitan Police Department Sergeant.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the "Gerard W. Burke, Jr. Building Designation Emergency Declaration Resolution of 2008".

Sec. 2. (a) Sergeant Gerard Burke, a Third District policeman since 1990, died in the line of duty in March 2006.

(b) Sergeant Burke was a community leader both on- and off-duty. He was respected for his friendly manner and willingness to volunteer for neighborhood cleanup efforts and events. Sergeant Burke was a mainstay of the PSA 302 community group who was known for his openness with the community and his ability to constructively listen to his neighbors. He received several awards, including the Bronze Star in 1997, and the Third District's Sergeant- of-the-Year award in 2005.

(c) While off duty, he saw a car that had earlier been reported stolen. He reported the stolen car to the Metropolitan Police Department ("MPD") and followed it, keeping his fellow officers informed of its location. Tragically, he suffered a heart attack during the chase, crashed his vehicle, and died.

(d) A permanent bill to rename the Third District Substation at 750 Park Road, N.W., in his honor was introduced on April 3, 2007. That bill was approved by the Committee of the Whole on March 18, 2008, and was considered at the April 1, 2008, legislative session for the first of 2 readings.

(e) The MPD would like to have the building ceremonially dedicated during police week, which, this year, is May 11 through 17, when the Burke family plans to travel to the District. The MPD would like to dedicate the building on May 14, 2008.

(f) Emergency approval of the designation of the substation will ensure that preparation and planning for the dedication ceremony can begin well in advance of the dedication on May 14.

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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 Gerard W. Burke, Jr. Building Designation Emergency Act of 2008 be adopted after a single reading.

Sec. 4. This resolution shall take effect immediately.

ENROLLED ORIGINAL

A RESOLUTION

17-585

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

April 1, 2008

To declare the existence of an emergency with respect to the need to create a vending development zone around the baseball stadium constructed for the Washington Nationals.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the "Expanding Opportunities for Street Vending Around the Baseball Stadium Emergency Declaration Resolution of 2008".

Sec. 2. (a) On March 30, 2008, the baseball stadium constructed for the Washington Nationals ("Ballpark") opened for its first official Major League Baseball game. While the event boasted traditional baseball fanfare, the area around the ballpark was noticeably void of vending.

(b) Currently, no public vending locations exist in the area surrounding the Ballpark. To ensure vending opportunities exist for vendors around the Ballpark during this baseball season, this emergency act is necessary.

(c) Even under the Vending Regulation Emergency Act of 2008, emergency legislation passed on March 4, 2008, the Department of Consumer and Regulatory Affairs is unable to open up new street vending locations around the Ballpark at this time.

(d) This emergency will authorize the Mayor to establish vending locations within a newly created Capitol Riverfront Vending Development Zone.

(e) The area around Robert F. Kennedy Memorial Stadium has historically created a number of opportunities for vendors. With large crowds at regular events, that area was a prime location for many vendors. The area around the Ballpark can similarly create attractive vending opportunities.

(f) Opening new vending locations creates jobs, provides economic opportunities, and enables upward mobility for small businesses.

(g) With at least 81 home games at the Ballpark, the opportunity for street vending is substantial.

(h) The Department of Consumer and Regulatory Affairs, in coordination with the District Department of Transportation, has already begun to review the space requirements and vending opportunities surrounding the Ballpark.

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(i) These new vending locations will not only create new economic opportunities for vendors, but will provide important opportunities for stadium patrons wishing to purchase food, memorabilia, and other goods before entering the ballpark.

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 Expanding Opportunities for Street Vending Around the Baseball Stadium Emergency Amendment Act of 2008 be adopted after a single reading.

Sec. 4. This resolution shall take effect immediately.

ENROLLED ORIGINAL

A RESOLUTION

17-586

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

April 1, 2008

To declare the existence of an emergency with respect to the need to authorize grants for the Howard Theatre and Broadcast Center One redevelopment projects.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the "Howard Theatre and 7th Street, N.W., Revitalization Grants Authorization Emergency Declaration Resolution of 2008".

Sec. 2. (a) There exists an immediate need for the Mayor to enter into grant agreements with Howard Theatre Restoration, Inc. for the rehabilitation of the Howard Theatre and with Broadcast Residential Partners, LLC, or Broadcast Center Partners, LLC, for the development of the Broadcast Center One project at 7th and S Streets, N.W.

(b) On January 24, 2008, the District entered into a land disposition and development agreement with Broadcast Center Partners, LLC, and Broadcast Residential Partners, LLC, to develop approximately 51,000 square feet of property located at the northeast corner of 7th and S Streets, N.W.

(c) The development plan is a mixed-use, transit-oriented project that would include revitalized and expanded retail space, residential units, and the headquarters of Radio One and TV One.

(d) The development program will consist of approximately 93,000 net rentable square feet of office space, approximately 23,000 square feet of retail/arts space, 180 residential units (including 25% affordable and workforce units), and approximately 185 underground parking spaces.

(e) The developer expects to break ground on the project in April 2008.

(f) The funding for the grants to support the Broadcast Center One project has been previously approved through the land disposition agreement between the District and the developer.

(g) A delay in providing the grant funds will create an increased risk that project costs will rise or project financing will be placed at risk, creating unnecessary threats to the viability of the project.

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(h) Emergency action is needed to avoid jeopardizing the feasibility of the project and to allow timely initiation of construction and the maximization of benefits to the District and its residents.

(i) The District is entering into a 75-year ground lease with Howard Theatre Development Group, LLC ("Lessee") to improve and redevelop the historic Howard Theatre at 620 T Street, N.W., as a performance venue with a restaurant and bar with the capacity to support approximately 600 persons, a small retail area, a museum, and an educational facility.

(j) The Lessee requested financial assistance to supplement their private and not-for-profit fundraising to leverage this approximately $20 million development project.

(k) The Lessee needs to begin predevelopment of the Howard Theatre in Spring 2008 so that construction can begin by Summer 2009 and be completed by Summer 2010, the 100th anniversary of the Howard Theatre, and within the same time frame of the completion of the Broadcast Center One project.

(l) The now derelict theatre has been vacant since the mid-1970s and continues to be a blight in its current condition.

(m) The funding for the grants to support the Howard Theatre project was previously approved through the District's capital budget process.

(n) A delay in providing the grant funds will delay the redevelopment of the currently derelict Howard Theatre and may prevent a celebratory reopening of the Howard Theatre near its 100th anniversary.

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 Howard Theatre and 7th Street, N.W., Revitalization Grants Authorization Emergency Act of 2008 be adopted after a single reading.

Sec. 4. This resolution shall take effect immediately.

ENROLLED ORIGINAL

A RESOLUTION

17-587

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

April 1, 2008

To declare the existence of an emergency with respect to the need to eliminate the vacancy exception to payment of a condo conversion fee, to not require payment of the condo conversion fee when a unit is sold to a low-income household, or existing tenants, including the elderly or disabled, or leased to the same who are low-income, and to impose penalties for non-payment or submission of the condo conversion fee within 30 days of settlement.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the "Vacancy Exemption Repeal Emergency Declaration Resolution of 2008".

Sec. 2. (a) The Rental Housing Conversion and Sale Act of 1980, effective September 10, 1980 (D.C. Law 3-86; D.C. Official Code § 42-3401.01 *et seq.*) established a conversion fee with the intention of creating a special fund dedicated to helping those low-income tenants who were displaced by the conversion of buildings. The uses of the fund were later expanded to include the District of Columbia Home Purchase Assistance Program, and other programs. Currently, the conversion fee is 5% of the sales price for each condominium unit, or proportionate value of the cooperative residence, within the housing accommodation.

(b) The fee exemption for vacant buildings first appeared in the Rental Housing Conversion and Sale Act of 1980 Reenactment and Amendment Act of 1995, effective September 6, 1995 (D.C. Law 11-31; D.C. Official Code § 42-3401.01 *et seq.*). Discussion on the amendment at the time focused on the intent to relieve owners of vacant buildings of the cumbersome task of "sending in" a single tenant to a vacant building to hold a conversion vote. Seemingly inadvertently, the amendment also exempted vacant buildings from the conversion fee.

(c) This law created a perverse incentive to empty buildings through any means possible, including eviction through neglect, coercion, threat, and illegal actions. As a recent Washington Post investigation confirmed, "landlords emptied more than 200 buildings in the past 4 years, with many quickly converted to condominiums."

(d) The Vacancy Conversion Fee Clarification Amendment Act of 2006, effective March

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2, 2007 (D.C. Law 16-192; D.C. Official Code § 42-3401.01 *et seq.*), clarified the circumstances for collection of a condominium and cooperative conversion fee, including circumstances under which the fee may be reduced; eliminated the vacancy exemption to payment of condominium and cooperative conversion fees; and limited the duration of vacancy exemptions properly granted for tenant elections.

(e) The Council enacted this legislation to remove the incentive to certain unscrupulous developers to empty buildings of their occupants, through coercion or other means, to avail themselves of the 5% conversion fee payment exemption for vacant properties.

(f) Since enactment of the Vacancy Conversion Fee Clarification Amendment Act of 2006, effective March 2, 2007 (D.C. Law 16-192; D.C. Official Code § 42-3401.01 *et seq.*), several developers across the District, including developers that produce affordable housing, reported various unintended consequences and unresolved issues surrounding the repeal of the conversion fee payment exemption for vacant buildings.

(g) The Council passed 2 cycles of emergency and temporary legislation to postpone the effective date of the revisions to the Vacancy Conversion Fee Clarification Amendment Act of 2006, effective March 2, 2007 (D.C. Law 16-192; D.C. Official Code § 42-3401.01 *et seq.*), until those ambiguities could be clarified. This emergency legislation repeals the most recent cycle of emergency legislation and clarifies those ambiguities with regard to payment of fees while eliminating the vacancy exemption for conversion fees.

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 Vacancy Exemption Repeal Emergency Amendment Act of 2008 be adopted after a single reading.

Sec. 4. This resolution shall take effect immediately.

ENROLLED ORIGINAL

A RESOLUTION

17-588

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

April 1, 2008

To declare the existence of an emergency with respect to the need to amend the Performance Parking Pilot Zone Emergency Act of 2008 to require the Mayor to designate residential permit parking zones on currently undesignated residential blocks and to clarify zone boundaries.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the "Performance Parking Pilot Zone Emergency Declaration Resolution of 2008".

Sec. 2. (a) Residential blocks that are within performance parking pilot zones but that are not part of the residential permit parking program are currently burdened by enhanced residential restrictions that have been implemented on surrounding blocks.

(b) At the public hearing for the Performance Parking Pilot Zone Act of 2007, it was discussed that all blocks within performance parking pilot zones would become part of the residential permit parking program, but this provision was not included in the emergency legislation.

(c) The 1400 block of Girard Street, N.W., has experienced parking spillover from Columbia Heights retail that would be eliminated by including this block in the Columbia Heights Retail Performance Parking Pilot Zone.

(d) The District Department of Transportation is prepared to take immediate action to implement appropriate parking restrictions should the Council pass this emergency legislation.

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 Performance Parking Pilot Zone Emergency Amendment Act of 2008 be adopted after a single reading.

Sec. 4. This resolution shall take effect immediately.

ENROLLED ORIGINAL

A RESOLUTION

17-589

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

April 1, 2008

To declare the existence of an emergency with respect to the need for the Mayor to supplement the fiscal year 2009 proposed budget to provide further detail and description of all funding transfers made within agencies and of all funding transfers or reductions that were used to arrive at targeted adjustments, and for the Mayor to submit to the Council the Fiscal Year 2009 through Fiscal Year 2014 Transportation Improvement Program.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the "Fiscal Year 2009 Budget Transparency Emergency Declaration Resolution of 2008".

Sec. 2. (a) In October 2007, the Mayor shared with the Council a sample budget chapter for the Child and Family Services Agency. Though this budget chapter contained less information and was shorter than such chapters have been in recent years, the sample chapter did contain crucial details, including intra-agency funding transfers, that are essential for the Council to perform its required budgetary duties. Furthermore, the sample chapter did not contain any targeted adjustments, which are now seen in almost every agency chapter. The Council was unaware that the final spreadsheets, known as Table 5, would contain less text than the sample chapter and would not include language discussing intra-agency re-allocations of funding.

(b) Before the release of the proposed budget, it was expected that descriptions of all intra-agency transfers from the approved fiscal year 2008 budget to the proposed fiscal year 2009 budget would continue to be a part of the agency budget chapters, as part of Table 5. Upon release of the budget on March 20, 2008, the Council learned that this was not the case. Without information about the funds moved within an agency, it is impossible for the Council, or the public, to gain a complete understanding of an agency's fiscal year 2009 budget.

(c) This legislation requires that the Mayor provide further detail and description of all funding shifts made within agencies, information that has been available in past budget books. Council knowledge of these intra-agency transfers is crucial to the Council's budget hearing process. The addition of this narrative information will allow Councilmembers, and staff, to identify whether specific programs and initiatives have been moved or cut. Without this information, the Council will not have an accurate picture of the fiscal year 2009 budget. In

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addition to this information, the Council also will be requiring a list of all funding shifts or reductions that were used to arrive at the targeted adjustment.

(d) The Office of the Council Budget Director, the Office of Budget and Planning, and the District Department of Transportation ("DDOT") agreed that DDOT would begin, with the fiscal year 2009 budget, submitting the Highway Trust Fund volume at the same time as other budget documents. This requirement has not traditionally been part of the annual Budget Submission Requirements Resolution because sections 442 and 444 of the District of Columbia Home Rule Act already require an updated multiyear capital improvements plan for all capital projects to be approved by the Council and the Congress. Although it has been the practice for several years to submit the Highway Trust Fund volume late, and even after approval of the budget in some years, there is no exception to the Council's review and approval role for highway and other transportation improvements.

(e) Recognizing fiscal year 2009 as the transition year, it was further agreed to allow DDOT to submit to the Council, in March, the fiscal year 2009 through fiscal year 2014 Transportation Improvement Program ("TIP"), which it also provides to the Council of Governments ("COG") to meet federal requirements. The March submission deadline was viewed as less onerous because DDOT could use the same format for the Council submission as for the TIP, which is due to COG only a few weeks later than the Council submission. To date, the Council has not received the TIP.

(f) Emergency legislation is needed to address the above-referenced matters and require submission of this necessary information.

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 Fiscal Year 2009 Budget Transparency Emergency Act of 2008 be adopted after a single reading.

Sec. 4. This resolution shall take effect immediately.

ENROLLED ORIGINAL

A RESOLUTION

17-590

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

April 1, 2008

To declare an emergency with respect to the need to amend section 47-1812.11c of the District of Columbia Official Code to provide that until the District of Columbia Statehood Delegation Fund Commission convenes, the funds generated by the tax check-off shall be deposited in equal amounts in the District of Columbia statehood funds.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the "District of Columbia Statehood Delegation Fund Tax Check-off Emergency Declaration Resolution of 2008".

Sec. 2. (a) The District of Columbia Statehood Delegation Fund Tax Check-off Act of 2004, effective March 16, 2005 (D.C. Law 15-226; D.C. Official Code § 47-1812.11c), amended Chapter 18 of Title 47 of the District of Columbia Official Code to establish an income tax check-off to enable taxpayers to voluntarily contribute funds to the Statehood Delegation Fund.

(b) The District of Columbia Statehood Delegation Fund Commission was established to provide financial assistance to the District of Columbia Statehood Delegation and to disburse funds from the Statehood Delegation Fund to each member of the District of Columbia Statehood Delegation.

(c) Although individuals have contributed to the Statehood Delegation Fund through the tax check-off, the appointment of members to the District of Columbia Statehood Delegation Fund Commission has not occurred. To date, none of the funds generated from tax check-off contributions have been used for their intended purpose.

(d) Emergency legislation is necessary to make the tax check-off funds available to the District of Columbia Statehood Delegation, as intended.

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 District of Columbia Statehood Delegation Fund Tax Check-off Emergency Act of 2008 be adopted after a single reading.

Sec. 4. This resolution shall take effect immediately.

ENROLLED ORIGINAL

A RESOLUTION

17-591

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

April 1, 2008

To declare the existence of an emergency with respect to the need to approve Contract No. GS-23F-0048R Task Order No. DC OIG 05-01 Modification Nos. 12, 13, 14, 15, 16, and 17, and to authorize payment for services received and to be received under the task order.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the "Contract No. GS-23F-0048R Task Order No. DC OIG 05-01 Modification Approval and Payment Authorization Emergency Declaration Resolution of 2008".

Sec. 2. (a) There exists an immediate need to approve Contract No. GS-23F-0048R Task Order No. DC OIG 05-01 Modification Nos. 12, 13, 14, 15, 16, and 17 for auditing the fiscal year 2007 Comprehensive Annual Financial Report ("CAFR") and to authorize payment for the services received and to be received under the task order.

(b) The Office of the Inspector General ("OIG") awarded Task Order No. DC OIG 05-01, awarded on GSA Contract No. GS-23F-0048R ("contract"), as a base-year award with 4 option years. The task order was initially awarded, with Council approval, for $2,160,101 on April 29, 2005, for the period May 1, 2005, through April 30, 2006, to audit the CAFR for fiscal year 2005. After the award, there were 3 modifications, totaling $160,368. The modifications did not exceed $1 million and were not submitted to the Council for approval.

(c) On April 10, 2006, the OIG awarded $2,052,607, with Council approval, to exercise the first option year. The period of performance was from May 1, 2006, through April 30, 2007. After the award, there were 5 modifications, totaling $51,907. The modifications did not exceed $1 million and were not submitted to the Council for approval.

(d) On April 11, 2007, the OIG awarded $1,949,421, with Council approval, to exercise the second option year. The period of performance is from May 1, 2007, through May 31, 2008. After the award, 5 modifications were issued, totaling $1,230,272. The OIG did not request Council approval for these modifications.

(e) Modification Number 17, in the amount of $330,000, must be awarded to cover the final work to be completed on the fiscal year 2007 CAFR. The Chief Financial Officer has a reprogramming request before the Council to approve the funds for the CAFR.

(f) The OIG must request Council approval for these modifications. Council approval is

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necessary to authorize the modifications issued, and to be issued, under the contract, and to approve payment to the contractor, BDO Seidman, LLP, for the services provided from May 1, 2007, through the present.

(g) The aggregate unauthorized expenditures under Modification Nos. 12 through 16 under Task Order DC OIG 05-01, with BDO Seidman, LLP, is in the amount of $1,230,272. The amount due pursuant to Modification Nos. 12 through 16 has been partially paid to BDO Seidman, LLP. The amount to become due pursuant to Modification No. 17, totaling $330,000, has yet to be paid.

(h) The period of performance of Task Order DC OIG 05-01 is almost completed. The contractor has submitted a request for additional funds to complete performance. If the funds are not available, Task Order DC OIG 05-01 will be suspended until funds are available. If the contractor is unable to continue to work, the contractor may be required to issue a disclaimer or qualified opinion. In either case, there would be an adverse effect on the District's financial status in the world market. Approval of the contract modifications and authorization of payment in the amount of $1,560,272 is necessary to enable the District to continue to receive these vital services from BDO Seidman, LLP, until performance is completed.

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 Contract No. GS-23F-0048R Task Order Number DC OIG 05-01 Modification Approval and Payment Authorization Emergency Act of 2008 be adopted after a single reading.

Sec. 4. This resolution shall take effect immediately.