

ENROLLED ORIGINAL

A RESOLUTION

16-430

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

Deemed approved
January 18, 2006

To approve an eligible project and related matters pursuant to section 490 of the District of Columbia Home Rule Act and the Retail Incentive Act of 2004.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the "Children's Museum Project Retail Priority Area Approval Resolution of 2006".

Sec. 2. Definitions.

(a) For the purpose of this resolution, the term:

(1) "Act" means the Retail Incentive Act of 2004, effective September 8, 2004 (D.C. Law 15-185; D.C. Official Code § 2-1217.71).

(2) "Available Tax Increment" means the sum of the Available Sales Tax Revenues and Available Real Property Tax Revenues generated in the Children's Museum Retail Priority Area in any fiscal year of the District minus the sum of Available Sales Tax Revenues and Available Real Property Tax Revenues generated in the Children's Museum Retail Priority Area in the base year, as certified by the CFO as provided in this resolution.

(3) "Children's Museum Project" means the financing, refinancing, or reimbursing of costs incurred for the acquisition, construction, installing, and equipping of a Retail Development Project of approximately 140,000 square feet on land described as Lot 0870 in Square 0387 in the District of Columbia.

(4) "Council" means the Council of the District of Columbia.

(5) "District" means the District of Columbia.

(6) "TIF Note" means a Bond in the amount of \$10,750,000 issued pursuant to this resolution.

(b) Terms used in this resolution that are defined in the Act shall have the same meaning in this resolution.

Sec. 3. Establishment of Retail Priority Area; allocation of tax increments; authorization

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of development agreement.

(a) There is hereby established the "Children's Museum Retail Priority Area," which shall consist of the following parcels and squares and lots: Square 0387, Lots 0866, 0869, 0870 and 7000 and Square 0435, Lots 0835 and 7000, as shown on the tax rolls of the District maintained by the Office of Tax and Revenue as of the date hereof.

(b) There is hereby allocated to the repayment of the TIF Note 80% of the Available Tax Increment attributable to the Children's Museum Retail Priority Area. The base year for calculation of Available Real Property Tax Revenues shall be the fiscal year of the District in which this resolution is adopted. The base year for calculation of Available Sales Tax Revenues shall be the calendar year immediately preceding the fiscal year of the District in which this resolution is adopted. The CFO shall certify the Available Real Property Tax Revenues and the Available Sales Tax Revenues for the respective base years. With respect to the TIF Note, the termination date for the allocation of the Available Tax Increment authorized by this paragraph shall be the earlier of: (i) the final maturity date of the TIF Note; or (ii) the date on which the TIF Note is paid or provided for and is no longer outstanding.

(c) The Mayor, or his designee, is hereby authorized to execute and deliver a development agreement with respect to the Children's Museum Project and such other legal documents as may be necessary or desirable to achieve the public policy objective of this resolution on behalf of the District. The Mayor is further authorized to execute and deliver on behalf of the District any amendments or supplements to the development agreement and the other documents referenced in this subsection that may be determined by the Mayor to be in the best interests of the District and consistent with the purpose and intent of this resolution, or as may be provided in the development agreement and the other documents referenced in this subsection. The execution by the Mayor of any amendment or supplement to the development agreement and the other documents referenced in this subsection shall be conclusive evidence of such determination.

Sec. 4. Bond terms; execution.

(a) The Council hereby approves issuance of the TIF Note pursuant to the Act and the following summary of the terms of the TIF Note to be issued to pay development costs associated with the Children's Museum Project:

- (1) The TIF shall be issued pursuant to the provisions of certain financing documents.
- (2) The principal amount of the TIF Note shall not exceed \$10,750,000.
- (3) The interest rate on the TIF Note shall not exceed 7% per annum.
- (4) The TIF Note shall be issued no later than September 1, 2007.
- (5) The final maturity of the TIF Note shall be twenty five years from the date of issuance.
- (6) The TIF Note shall be secured by a pledge of the Available Tax Increment allocated pursuant to section 3(b).

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(b) The TIF Note may have any other terms and conditions consistent with this resolution.

(c) The TIF Note shall be executed in the name of the District and on its behalf by the manual or facsimile signature of the Mayor, or an authorized delegate of the Mayor, and attested by the Secretary of the District of Columbia. The official seal of the District of Columbia, or a facsimile of it, shall be impressed, printed, or otherwise reproduced on the TIF Note.

Sec. 5. Effective date.

This resolution shall take effect immediately.

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A RESOLUTION

16-478

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

Deemed approved
January 20, 2006

To approve an amendment in the District of Columbia State Plan for Medicaid Assistance to authorize the District of Columbia Public Schools to be reimbursed for the provision of school-based services using a cost-based fee schedule reimbursement methodology.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the "Medicaid School-Based Health Services Approval Resolution of 2006".

Sec. 2. Pursuant to section 1(a) of An Act To Enable the District of Columbia to receive Federal Financial Assistance Under Title XIX of the Social Security Act for a medical assistance program, and for other purposes, approved December 27, 1967 (81 Stat. 744; D.C. Official Code § 1-307.02), the Council approves the proposed amendment to the District of Columbia State Plan Medical Assistance governing school-based health services to change the reimbursement methodology from a bundled rate option to a cost-based fee schedule reimbursement methodology, which would charge for each service separately, limit services to those authorized by an Individualized Education Plan, and limit the providers to school-based providers. Covered services include physical therapy, occupational therapy, speech and language services, nursing, nutrition, case management, audiology, evaluation and re-evaluation, mental health and counseling services, psychiatric evaluation and consultation, and transportation services.

Sec. 3. The Secretary to the Council shall transmit a copy of this resolution, upon its adoption, to the Director of the Department of Health and to the Mayor.

Sec. 4. This resolution shall take effect immediately.