

FEB 17 2006

ENROLLED ORIGINAL

A RESOLUTION

16-492

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

February 7, 2006

To confirm the reappointment of Mr. Everett E. Hamilton, Jr., to the District of Columbia Housing Finance Agency Board of Directors.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the "District of Columbia Housing Finance Agency Board of Directors Everett E. Hamilton Confirmation Resolution of 2006".

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

Mr. Everett E. Hamilton, Jr.
1217 D Street, N.E.
Washington, D.C. 20002
(Ward 6)

as a planning member of the District of Columbia Housing Finance Agency Board of Directors, established by section 202 of the District of Columbia Housing Finance Agency Act, effective March 3, 1979 (D.C. Law 2-135; D.C. Official Code § 42-2702.02), for a term to end June 28, 2007.

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 Mayor.

Sec. 4. This resolution shall take effect immediately.

ENROLLED ORIGINAL

A RESOLUTION

16-493

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

February 7, 2006

To confirm the reappointment of Mr. Isaac Green to the District of Columbia Housing Finance Agency Board of Directors.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the "District of Columbia Housing Finance Agency Board of Directors Isaac Green Confirmation Resolution of 2006".

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

Mr. Isaac Green
3001 Veazey Terrace, N. W., #1602
Washington, D.C. 20008-5409
(Ward 3)

as a planning member of the District of Columbia Housing Finance Agency Board of Directors, established by section 202 of the District of Columbia Housing Finance Agency Act, effective March 3, 1979 (D.C. Law 2-135; D.C. Official Code § 42-2702.02), for a term to end June 28, 2007.

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 Mayor.

Sec. 4. This resolution shall take effect immediately.

ENROLLED ORIGINAL

A RESOLUTION

16-494

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

February 7, 2006

To confirm the reappointment of Ms. Rosalyn P. Doggett to the District of Columbia Housing Finance Agency Board of Directors.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the "District of Columbia Housing Finance Agency Board of Directors Rosalyn P. Doggett Confirmation Resolution of 2006".

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

Ms. Rosalyn P. Doggett
2702 36th Street, N.W.
Washington, D.C. 20007-1421
(Ward 3)

as a planning member of the District of Columbia Housing Finance Agency Board of Directors, established by section 202 of the District of Columbia Housing Finance Agency Act, effective March 3, 1979 (D.C. Law 2-135; D.C. Official Code § 42-2702.02), for a term to end June 28, 2007.

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 Mayor.

Sec. 4. This resolution shall take effect immediately.

A RESOLUTION

16-495

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

February 7, 2006

To confirm the appointment of Ms. Emily Frances Durso to the Board of Trustees of the University of the District of Columbia.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the "Board of Trustees of the University of the District of Columbia Emily Frances Durso Confirmation Resolution of 2006".

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

Ms. Emily Frances Durso
4628 Sedgwick Street, N.W.
Washington, D.C. 20016
(Ward 3)

as a member of the Board of Trustees of the University of the District of Columbia, established by section 201 of the District of Columbia Public Postsecondary Education Reorganization Act, approved October 26, 1974 (88 Stat. 1424; D.C. Official Code § 38-1202.01), completing the unexpired term of Charles J. Ogletree, Jr., which will end May 15, 2008.

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

16-496

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

February 7, 2006

To confirm the appointment of Ms. Kristin A. Mannion to the Board of Trustees of the University of the District of Columbia.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the "Board of Trustees of the University of the District of Columbia Kristin A. Mannion Confirmation Resolution of 2006".

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

Ms. Kristin A. Mannion
2137 Bancroft Place, N.W.
Washington, D.C. 20008
(Ward 2)

as a member of the Board of Trustees of the University of the District of Columbia, established by section 201 of the District of Columbia Public Postsecondary Education Reorganization Act, approved October 26, 1974 (88 Stat. 1424; D.C. Official Code § 38-1202.01), replacing Timothy L. Jenkins, whose term ended May 15, 2003, for a term to end May 15, 2008.

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

16-497

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

February 7, 2006

To confirm the appointment of Mr. Kenneth A. Davis to the District of Columbia Water and Sewer Authority Board of Directors.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the "District of Columbia Water and Sewer Authority Board of Directors Kenneth A. Davis Confirmation Resolution of 2006".

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

Mr. Kenneth A. Davis
3000 W Street, S.E.
Washington, D.C. 20020
(Ward 7)

as an alternate member of the District of Columbia Water and Sewer Authority Board of Directors, in accordance with section 204 of the Water and Sewer Authority Establishment and Department of Public Works Reorganization Act of 1996, effective April 18, 1996 (D.C. Law 11-111; D.C. Official Code § 34-2202.04), completing the unexpired term of Dr. Mohammad N. Akhter, which will end September 12, 2007.

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

16-498

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

February 7, 2006

To confirm the appointment of Dr. Joseph A. Cotruvo to the District of Columbia Water and Sewer Authority Board of Directors.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the "District of Columbia Water and Sewer Authority Board of Directors Joseph A. Cotruvo Confirmation Resolution of 2006".

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

Dr. Joseph A. Cotruvo
5015 46th Street, N.W.
Washington, D.C. 20016
(Ward 3)

as an alternate member of the District of Columbia Water and Sewer Authority Board of Directors, in accordance with section 204 of the Water and Sewer Authority Establishment and Department of Public Works Reorganization Act of 1996, effective April 18, 1996 (D.C. Law 11-111; D.C. Official Code § 34-2202.04), replacing Michael E. Dutton, whose term ended September 12, 2004, for a term to end September 12, 2008.

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

16-499

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

February 7, 2006

To confirm the appointment of Mr. Steven G. McLendon to the District of Columbia Water and Sewer Authority Board of Directors.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the "District of Columbia Water and Sewer Authority Board of Directors Steven G. McLendon Confirmation Resolution of 2006".

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

Mr. Steven G. McLendon
24 Underwood Place, N.W.
Washington, D.C. 20012
(Ward 4)

as an alternate member of the District of Columbia Water and Sewer Authority Board of Directors, in accordance with section 204 of the Water and Sewer Authority Establishment and Department of Public Works Reorganization Act of 1996, effective April 18, 1996 (D.C. Law 11-111; D.C. Official Code § 34-2202.04), replacing James L. Wareck, whose term ended September 12, 2004, for a term to end September 12, 2008.

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

16-500

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

February 7, 2006

To confirm the appointment of Mr. Robert C. Bobb to the District of Columbia Water and Sewer Authority Board of Directors.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the "District of Columbia Water and Sewer Authority Board of Directors Robert C. Bobb Confirmation Resolution of 2006".

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

Mr. Robert C. Bobb
400 8th Street, N.W., Suite 1104
Washington, D.C. 20004
(Ward 6)

as a member of the District of Columbia Water and Sewer Authority Board of Directors, in accordance with section 204 of the Water and Sewer Authority Establishment and Department of Public Works Reorganization Act of 1996, effective April 18, 1996 (D.C. Law 11-111; D.C. Official Code § 34-2202.04), replacing Michael V. Hodge, whose term ended September 12, 2003, for a term to end September 12, 2007, so long as he remains an employee of the District government.

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

16-501

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

February 7, 2006

To confirm the appointment of Ms. Lisa M. Morgan to the District of Columbia Water and Sewer Authority Board of Directors.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the "District of Columbia Water and Sewer Authority Board of Directors Lisa M. Morgan Confirmation Resolution of 2006".

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

Ms. Lisa M. Morgan
73 G Street, S.W.
Washington, D.C. 20004
(Ward 6)

as a member of the District of Columbia Water and Sewer Authority Board of Directors, in accordance with section 204 of the Water and Sewer Authority Establishment and Department of Public Works Reorganization Act of 1996, effective April 18, 1996 (D.C. Law 11-111; D.C. Official Code § 34-2202.04), replacing Lucy B. Murray, whose term ended September 12, 2003, for a term to end September 12, 2007.

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

16-502

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

February 7, 2006

To declare the existence of an emergency, due to Congressional review, with respect to the need to amend the Anti-Drunk Driving Act of 1982 to revise the presumptions that shall be made based upon the amount of alcohol in a person's blood, urine, or breath.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the "Anti-Drunk Driving Clarification Congressional Review Emergency Declaration Resolution of 2006".

Sec. 2. (a) Prior to enactment of the Anti-Drunk Driving Clarification Emergency Amendment Act of 2005, effective November 3, 2005 (D.C. Act 16-194; 52 DCR 10034) ("Emergency Act"), District law had provided that if there was proof that at the time a motorist was operating a vehicle, the motorist's blood contained less than .03% of alcohol, the motorist's urine contained less than .04% of alcohol, or the motorist's breath contained less than .14 micrograms of alcohol per milliliter, it did not establish a presumption that the motorist was or was not at the time under the influence of intoxicating liquor, but it could be considered with other competent evidence in determining whether the motorist was under the influence of intoxicating liquor.

(b) Prior to enactment of the Emergency Act, District law also had provided that if there was proof that at the time a motorist was operating a vehicle, the motorist's blood contained .05% or more of alcohol, the motorist's urine contained .06% or more of alcohol, or the motorist's breath contained .24 micrograms or more of alcohol per milliliter, it constituted prima facie proof that the motorist was at the time under the influence of intoxicating liquor.

(c) There was evidence that the Metropolitan Police Department and the Office of the Attorney General for the District of Columbia had been interpreting the District's driving under the influence law as a zero-tolerance policy for motorists with any measurable amounts of alcohol in their system.

(d) Regional branches of both the American Automobile Association and Mothers Against Drunk Driving agree that a zero-tolerance policy is too strict.

ENROLLED ORIGINAL

(e) Prior to enactment of the Emergency Act, the District did not have a blood alcohol content level that established that a person is presumed not to be driving under the influence, unlike other jurisdictions in the country, including Maryland and Virginia.

(f) The Emergency Act created a tiered system whereby drivers whose blood contained .05% or less of alcohol, whose urine contained .06% or less of alcohol, or whose breath contained .24 or fewer micrograms of alcohol per milliliter will be presumed to not be under the influence. Drivers whose blood contained more than .05% but less than .08% of alcohol, whose urine contained more than .06% but less than .10% of alcohol, or whose breath contained more than .24 but less than .38 micrograms of alcohol per milliliter will neither be presumed to be under the influence or not under the influence; except, however, such levels may be used in conjunction with other evidence to establish whether a person is under the influence of intoxicating liquor. These presumptions are rebuttable.

(g) Many other jurisdictions, including Maryland and Virginia, have a tiered system of presumptions for their driving under the influence laws that are based on a person's blood alcohol content.

(h) The Emergency Act expired on February 1, 2006, and the Anti-Drunk Driving Clarification Temporary Amendment Act of 2005, signed by the Mayor on November 21, 2005 (D.C. Act 16-210; 52 DCR 10535), which was originally projected to become law on January 31, 2006, now has a projected law date of February 10, 2006.

(i) It is important that the provisions of the Emergency Act continue in effect, without interruption, until the temporary legislation is in effect.

Sec. 3. The Council of the District of Columbia has determined that the circumstances enumerated in section 2 constitute emergency circumstances making it necessary that the Anti-Drunk Driving Clarification Congressional Review Emergency Amendment Act of 2006 be adopted after a single reading.

Sec. 4. This resolution shall take effect immediately.

ENROLLED ORIGINAL

A RESOLUTION

16-503

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

February 7, 2006

To declare the existence of an emergency, due to Congressional review, with respect to the need to require the Mayor to conduct a study regarding the escalating motor vehicle fuel and heating fuel cost in the District of Columbia and to make recommendations to the Council concerning methods to stabilize those costs, and to require the Executive Office of the Mayor to investigate possible price gouging by local motor vehicle fuel retailers and wholesalers and report those findings to the Council.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the "Gasoline Fuel Tax Examination Congressional Review Emergency Declaration Resolution of 2006".

Sec. 2. The Council of the District of Columbia finds that:

- (1) Gasoline rates, nationally, have increased to unprecedented levels.
- (2) The District of Columbia, according to reports issued by Mid-Atlantic AAA, has the highest motor vehicle fuel rate in the nation.
- (3) State legislatures are considering or have taken action to provide economic relief to their residents by establishing price ceilings or engaging in creative methods to temporarily relieve consumers of high fuel costs, including sales-tax holidays on gasoline, sale of turnpikes, and formal agreements with gas station owners.
- (4) The District's motor vehicle fuel rate is higher than other jurisdictions in the region.
- (5) Heating oil prices have been estimated to rise by 31% this winter, almost twice the 16% increase forecasted in August.
- (6) The natural gas prices are expected to rise by 37% to 50% this winter.
- (7) With colder than normal temperatures predicted, the demand for heating oil and natural gas is expected to rise.
- (8) Residents of the District of Columbia deserve some form of relief to offset the increased cost of fuel.

Sec. 3. The Council of the District of Columbia finds that the circumstances enumerated in section 2 constitute emergency circumstances making it necessary that the Gasoline Fuel Tax Exemption Congressional Review Emergency Act of 2006 be adopted after a single reading.

Sec. 4. This resolution shall take effect immediately.

A RESOLUTION

16-504

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

February 7, 2006

To declare the existence of an emergency, due to Congressional review, with respect to the need to provide funds from the windfall tax collections from sales of heating oil and natural or artificial gas for the Low-Income Home Energy Assistance Program and Utility Discount Programs administered by the District of Columbia Office of Energy.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the "Heating Oil and Artificial Gas Consumer Relief Congressional Review Emergency Declaration Resolution of 2006".

Sec. 2. The Council finds that:

(1) There exists an emergency regarding the need to provide assistance to lower-income consumers who will be burdened with high cost of fuel during the winter of fiscal year 2006.

(2) Hurricane Katrina has severely damaged the Gulf Coast's oil production and knocked out about 10 % of U.S. oil refining and natural gas pipeline capacity.

(3) The heating oil prices are expected to rise by 31% this winter, almost twice the 16% increase forecasted in August.

(4) The natural gas prices are expected to rise by 37% to 50% this winter.

(5) With colder than normal temperatures predicted, the demand for heating oil and natural gas is expected to rise.

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 Heating Oil and Artificial Gas Consumer Relief Congressional Review Emergency Act of 2006 be adopted after a single reading.

Sec. 4. This resolution shall take effect immediately.

A RESOLUTION

16-505

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

February 7, 2006

To declare the existence of an emergency, due to Congressional review, with respect to the need to provide that revenues from fishing and hunting licensing schemes shall not be used for purposes other than the administration of the District's Fisheries and Wildlife Division in its role of protecting and managing aquatic life.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the "Water Pollution Control Congressional Review Emergency Declaration Resolution of 2006".

Sec. 2. (a) There existed an immediate threat to aquatic life in the waters of the District of Columbia.

(b) Two separate federal audits had raised concerns about unsupported costs and determined that the District's assent legislation in the Water Pollution Control Act of 1984 did not conform to the federal language requirements and was not, therefore, strong enough to ensure that the funds would be used only for the protection of aquatic life by the Fisheries and Wildlife Division.

(c) The Department of the Interior, United States Fish and Wildlife Service advised the District that if the language was not changed to conform more closely to the federal legislation, the District risked losing its eligibility to participate in the Federal Aid in Sport Fish Restoration Act of 1950, which provides approximately \$900,000 in federal funding to the District each year.

(d) In November 2005, the Council enacted the Water Pollution Control Emergency Amendment Act of 2005, effective November 17, 2005 (D.C. Act 16-201; 52 DCR 10509) ("Emergency Act"), which remedied the above-referenced matter. The Emergency Act expires on February 15, 2005.

(e) Permanent legislation, the Water Pollution Control Amendment Act of 2005, signed by the Mayor on December 22, 2005 (D.C. Act 16-219; 52 DCR ___), was transmitted to Congress on January 18, 2006, for the 30-day review period required by section 602(c)(1) of the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 813; D.C. Official Code § 1-206.02(c)(1)), and is not projected to become law until March 8, 2006.

FEB 17 2006

(f) It is important that the provisions of the Emergency Act continue in effect, without interruption, until the permanent legislation is law.

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 Water Pollution Control Congressional Review Emergency Amendment Act of 2006 be adopted after a single reading.

Sec. 4. This resolution shall take effect immediately.

A RESOLUTION

16-506

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

February 7, 2006

To declare the existence of an emergency, due to Congressional review, with respect to the need to amend the Highway Trust Fund Establishment Act of 1996 to direct revenue into the Local Roads Construction and Maintenance Fund that was inadvertently directed to the District Department of Transportation Operating Fund, and to provide that up to 100% of specified revenue collected for the rental of public space may be used for debt serving; and to amend the Department of Transportation Establishment Act of 2002 to provide that revenue from public space rental from sources not deposited into the Local Roads Construction and Maintenance Fund be deposited into the District Department of Transportation Operating Fund, and to provide that 100% of the sales and use taxes for parking and storing vehicles be directed for local roads construction and maintenance but providing that 50% may be used for debt servicing to ensure that the Great Streets and the East Washington Traffic Relief programs have ready access to their fiscal year 2006 funding and are implemented without delay.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this act may be cited as the "Highway Trust Fund and District Department of Transportation Congressional Review Emergency Declaration Resolution of 2006".

Sec. 2. (a) There existed an urgent need to redirect where revenues are authorized to be deposited to ensure that the Great Streets program and the East Washington Traffic Relief program have assured and timely access to their fiscal year 2006 funding.

(b) Dedicated sources of revenue, 100% of bus shelter advertising revenue for the Great Streets Program and 50% of off-street parking taxes for the East Washington Traffic Relief Program, that should have been authorized for deposit into the Local Roads Construction and Maintenance Fund, established by section 102a of the Highway Trust Fund Establishment Act of 1996, effective October 3, 2001 (D.C. Law 14-28; D.C. Official Code § 9-111.01a), were authorized to be deposited into the District Department of Transportation's operating fund, established by section 9b of the Department of Transportation Establishment Act of 2002, effective October 20, 2005 (D.C. Law 16-33; D. C. Official Code § 50-921.10) ("DDOT Operating Fund Act"), but without capital expenditure spending authority. These programs are

capital programs and their expenditures must be made from a capital account, not an operating fund.

(c) Additionally, it was intended that these dedicated sources of revenue were to be securitized to fund the associated capital expenditures related to these programs. But the DDOT Operating Fund Act requires that 80% of its fund balance revert to the general fund at the end of the fiscal year.

(d) As a result the funds being authorized for deposit into DDOT's operating fund rather than the Local Roads Construction and Maintenance Fund and the fund balance reversion requirement of DDOT's operating fund, the Great Streets and the East Washington Traffic Relief programs were in jeopardy of not having access to its funding sources or of losing their fiscal year 2006 funding, which could have meant that their implementation would be delayed and millions of dollars dedicated to them unavailable.

(e) In November 2005, the Council enacted the Highway Trust Fund and District Department of Transportation Emergency Act of 2005, effective November 17, 2005 (D.C. Act 16-206; 52 DCR 10524) ("Emergency Act"), which remedied the above-referenced issues. The Emergency Act expires on February 15, 2006.

(f) Temporary legislation, the Highway Trust Fund and District Department of Transportation Temporary Act of 2005, signed by the Mayor on December 22, 2005 (D.C. Act 16-228; 52 DCR ___), was transmitted to Congress on January 18, 2006, for the 30-day review period required by section 602(c)(1) of the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 813; D.C. Official Code § 1-206.02(c)(1)), and is not projected to become law until March 8, 2006.

(g) It is important that the provisions of the Emergency Act continue in effect, without interruption, until the temporary legislation is in effect.

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 Highway Trust Fund and District Department of Transportation Congressional Review Emergency Amendment Act of 2006 be adopted after a single reading.

Sec. 4. This resolution shall take effect immediately.

FEB 17 2006

ENROLLED ORIGINAL

A RESOLUTION

16-507

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

February 7, 2006

To declare the existence of an emergency, due to Congressional review, with respect to the need to relieve the financial burdens placed upon District of Columbia government employees who serve in the reserve units of the United States Armed Forces and have been or will be called to active duty as a result of Operation Enduring Freedom, or in preparation for or as a result of Operation Iraqi Freedom.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the "Operation Enduring Freedom and Operation Iraqi Freedom Active Duty Pay Differential Extension Congressional Review Emergency Declaration Resolution of 2006".

Sec. 2. (a) On September 14, 2001, President George W. Bush issued a proclamation, "Declaration of National Emergency by Reason of Certain Terrorist Attacks," which declared a national emergency due to the September 11, 2001 terrorist attacks on the World Trade Center in New York and the Pentagon. The resulting military operations were named Operation Enduring Freedom.

(b) On September 14, 2001, in furtherance of the aforementioned proclamation, President George W. Bush issued Executive Order 13223, ordering the Ready Reserve of the Armed Forces to active duty, in addition to providing additional authority to the Department of Defense and the Department of Transportation.

(c) The Operation Enduring Freedom Active Duty Pay Differential Emergency Amendment Act of 2001, effective January 8, 2002 (D.C. Act 14-225; 49 DCR 664), provided for payment of a pay differential for each employee called to active duty as a result of Operation Enduring Freedom. D.C. Act 14-225 specified that the pay differential would be paid for any period following the formal inception of Operation Enduring Freedom during which the employee was carried in a non-pay status, from the time the employee is called to active duty until the employee is released from active duty, or until September 30, 2002, whichever occurred first. D.C. Act 14-225 expired on April 8, 2002.

(d) The Operation Enduring Freedom Active Duty Pay Differential Temporary Amendment Act of 2002, effective April 13, 2002 (D.C. Law 14-113; 49 DCR 1416), provided for continuation of payment of a pay differential for each employee called to active duty as a result of Operation Enduring Freedom. D.C. Law 14-113 specified that the pay differential would be paid for any period following the formal inception of Operation Enduring Freedom during which the employee was carried in a non-pay status, from the time the employee is called to active duty until the employee is released from active duty, or until September 30, 2002, whichever occurred first. D.C. Law 14-113 expired on November 24, 2002.

FEB 17 2006

ENROLLED ORIGINAL

(e) The Operation Enduring Freedom Active Duty Pay Differential Extension Emergency Amendment Act of 2002, effective October 23, 2002 (D.C. Act 14-498; 49 DCR 9795), provided for payment of the pay differential for each employee who, as of September 30, 2002, had been called to active duty from reserve units as a result of Operation Enduring Freedom. D.C. Act 14-498 expired on December 30, 2002.

(f) The Operation Enduring Freedom conflict has not ended and, on March 19, 2003, Operation Iraqi Freedom began. Additional employees have been called to active duty as a result. Accordingly, the District of Columbia authorized a pay differential for employees called to active duty for this purpose as well as the continuation of the payment to employees called to active duty after September 30, 2002, through the enactment of Operation Enduring Freedom and Operation Iraqi Freedom Active Duty Pay Differential Extension Emergency Amendment Act of 2003, effective April 16, 2003 (D.C. Act 15-74; 50 DCR 3619), and the Operation Enduring Freedom and Operation Iraqi Freedom Active Duty Pay Differential Extension Temporary Amendment Act of 2003, effective May 19, 2003 (D.C. Law 15-23; 50 DCR 4339). D.C. Law 15-23 expired on March 3, 2004.

(g) The Council continued the authority for the pay differential through the enactment of the Operation Enduring Freedom and Operation Iraqi Freedom Active Duty Pay Differential Extension Second Emergency Amendment Act of 2004, effective December 29, 2004 (D.C. Act 15-646; 52 DCR 233), which expired on March 29, 2005. The Operation Enduring Freedom and Operation Iraqi Freedom Active Duty Pay Differential Extension Second Temporary Amendment Act of 2004, effective April 8, 2005 (D.C. Law 15-323), expired on November 19, 2005.

(h) The Council continued the authority for the pay differential through the enactment of the Operation Enduring Freedom and Operation Iraqi Freedom Active Duty Pay Differential Extension Second Emergency Amendment Act of 2005, effective November 1, 2005 (D.C. Act 16-205), which expires on February 15, 2006. The Operation Enduring Freedom and Operation Iraqi Freedom Active Duty Pay Differential Extension Temporary Amendment Act of 2005, signed by the Mayor on December 22, 2005 (D.C. Act 16-226), is pending Congressional review and is not projected to become law until March 8, 2006.

(i) This emergency is necessary to prevent a gap in the legal authority.

(j) The enactment of the proposed emergency will continue authority to provide a pay differential in an amount equal to any difference between the employees' basic District of Columbia government pay and their basic military pay.

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 Operation Enduring Freedom and Operation Iraqi Freedom Active Duty Pay Differential Extension Congressional Review Emergency Amendment Act of 2006 be adopted after a single reading.

Sec. 4. This resolution shall take effect immediately.

A RESOLUTION

16-508

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

February 7, 2006

To declare the existence of an emergency, due to Congressional review, with respect to the need to clarify the effective date of the estate tax filing threshold.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the "Estate and Inheritance Tax Clarification Congressional Review Emergency Declaration Resolution of 2006".

Sec. 2. (a) Title XIV of D.C. Law 14-307, the Fiscal Year 2003 Budget Support Amendment Act of 2002, decoupled the District's estate tax code from the federal code.

(b) Title XXI of D.C. Law 15-39, the Fiscal Year 2004 Budget Support Act of 2003, and prior emergency and temporary versions of this legislation, increased the District's filing threshold for estates to \$1 million from the previous \$675,000.

(c) It was the intent of the Council in raising the estate tax filing threshold that it would apply to decedents who die on or after January 1, 2003, and that the fiscal impact of this title was predicated upon that reading of the title.

(d) The proposed emergency legislation will make this intent clearer, and is warranted so the Office of Tax and Revenue may advise tax practitioners and residents properly as to the effect of Title XXI of D.C. Act 15-106.

(e) The current emergency version expires on February 15, 2006. The temporary version is pending Congressional review.

Sec. 3. The Council of the District of Columbia determines that the circumstances enumerated in section 2 constitute emergency circumstances making it necessary the Estate and Inheritance Tax Clarification Congressional Review Emergency Act of 2006 be adopted after a single reading.

Sec. 4. This resolution shall take effect immediately.

ENROLLED ORIGINAL

A RESOLUTION

16-510

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

February 7, 2006

To declare the existence of an emergency with respect to the need to comply with the federal SUTA Dumping Prevention Act of 2004.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this Resolution may be cited as the "Unemployment Compensation Contributions Federal Conformity Emergency Declaration Resolution of 2006".

Sec. 2. Findings

(a) The federal SUTA Dumping Prevention Act of 2004, approved August 9, 2004 (Pub L. 108-295) requires states to enact conforming legislation to prevent the artificial lowering of unemployment compensation contribution rates by means of certain acquisition and payroll maneuvering.

(b) To meet federal requirements, the District of Columbia must enact conforming legislation to be effective for the contribution rate year commencing January 1, 2006.

(c) Failure to enact conforming legislation for the upcoming rate year may jeopardize federal unemployment tax credits for District of Columbia employers and may lead to the loss of federal administrative grant funds for the operation of the District's unemployment compensation program.

Sec. 3. The Council of the District of Columbia determines that the circumstances enumerated in section 2 constitute an emergency making it necessary that the Unemployment Compensation Contributions Federal Conformity Emergency Act of 2006 be adopted after a single reading.

Sec. 4. This resolution shall take effect immediately.

A RESOLUTION

16-511

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

February 7, 2006

To declare the existence of an emergency with respect to the need to appoint Matthew S. Watson to the Contracting and Procurement Reform Task Force.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may cited as the "Contracting and Procurement Reform Task Force Matthew S. Watson Confirmation Emergency Declaration Resolution of 2006".

Sec. 2. The Council of the District of Columbia finds that:

(a) There exists an emergency regarding the need to institute procurement guidelines that will help to ensure the integrity of the District's contracting and procurement practices.

(b) Over a period of numerous years, there have been consistent problems relating to the administration of the Office of Contracting and Procurement, which has resulted in the waste of government funds and the decay of the public trust in the District's contracting and procurement process.

(c) After numerous audit reports have been issued and internal reviews conducted, the identified issues continue to persist.

(d) The establishment of a Task Force of qualified experts in the area of contracting and procurement is necessary to bring about the needed reforms.

(e) Pursuant to D.C. Act 16-245, the Committee on Government Operations is required to submit to the Council the names of 5 nominees to the Contracting and Procurement Reform Task Force for approval by resolution.

(f) The Committee on Government Operations voted on the Task Force nominees on January 24, 2006.

(g) The nominees were approved by the Committee unanimously.

(h) It is necessary for the nominees to be approved on an emergency basis to allow the Task Force to become operational as close to the established appointment date of February 1, 2006 as possible.

Sec. 3. The Council of the District of Columbia finds that the circumstances enumerated in section 2 constitute emergency circumstances making it necessary that the Contracting and Procurement Reform Task Force Matthew S. Watson Confirmation Emergency Resolution of 2006 be adopted after a single reading.

Sec. 4. This resolution shall take effect immediately.

ENROLLED ORIGINAL

A RESOLUTION

16-512

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

February 7, 2006

To confirm, on an emergency basis, the appointment of Matthew S. Watson to the Contracting and Procurement Reform Task Force.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may cited as the "Contracting and Procurement Reform Task Force Matthew S. Watson Confirmation Emergency Resolution of 2006".

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

Mr. Matthew S. Watson
2301 N Street, N.W.
Washington, D.C. 20037
(Ward 2)

as a member of the Contracting and Procurement Reform Task Force, established by section 2 of the Contracting and Procurement Reform Task Force Establishment Emergency Act of 2005, effective December 22, 2005 (D.C. Act 16-245; 51 DCR 271).

Sec. 3. The Secretary to the Council 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.

ENROLLED ORIGINAL

A RESOLUTION

16-513

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

February 7, 2006

To declare the existence of an emergency with respect to the need to appoint Dallas R. Evans to the Contracting and Procurement Reform Task Force.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may cited as the "Contracting and Procurement Reform Task Force Dallas R. Evans Confirmation Emergency Declaration Resolution of 2006".

Sec. 2. The Council of the District of Columbia finds that:

(a) There exists an emergency regarding the need to institute procurement guidelines that will help to ensure the integrity of the District's contracting and procurement practices.

(b) Over a period of numerous years, there have been consistent problems relating to the administration of the Office of Contracting and Procurement, which has resulted in the waste of government funds and the decay of the public trust in the District's contracting and procurement process.

(c) After numerous audit reports have been issued and internal reviews conducted, the identified issues, continue to persist.

(d) The establishment of a Task Force of qualified experts in the area of contracting and procurement is necessary to bring about the needed reforms.

(e) Pursuant to D. C. Act 16-245, the Committee on Government Operations is required to submit to the Council the names of 5 nominees to the Contracting and Procurement Reform Task Force for approval by resolution.

(f) The Committee on Government Operations voted on the Task Force nominees on January 24, 2006.

(g) The nominees were approved by the Committee unanimously.

(h) It is necessary for the nominees to be approved on an emergency basis to allow the Task Force to become operational as close to the established appointment date of February 1, 2006 as possible.

Sec. 3. The Council of the District of Columbia finds that the circumstances enumerated in section 2 constitute emergency circumstances making it necessary that the Contracting and Procurement Reform Task Force Dallas R. Evans Confirmation Emergency Resolution of 2006 be adopted after a single reading.

Sec. 4. This resolution shall take effect immediately.

ENROLLED ORIGINAL

A RESOLUTION

16-514

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

February 7, 2006

To confirm, on an emergency basis, the appointment of Dallas R. Evans to the Contracting and Procurement Reform Task Force.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may cited as the "Contracting and Procurement Reform Task Force Dallas R. Evans Confirmation Emergency Resolution of 2006".

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

Mr. Dallas R. Evans
1201 15th Street, N.W.
Washington, D.C. 20005
(Ward 2)

as a member of the Contracting and Procurement Reform Task Force, established by section 2 of the Contracting and Procurement Reform Task Force Establishment Emergency Act of 2005, effective December 22, 2005 (D.C. Act 16-245; 51 DCR 271).

Sec. 3. The Secretary to the Council 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.

A RESOLUTION

16-515

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

February 7, 2006

To declare the existence of an emergency with respect to the need to appoint David H. Marlin to the Contracting and Procurement Reform Task Force.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may cited as the "Contracting and Procurement Reform Task Force David H. Marlin Confirmation Emergency Declaration Resolution of 2006".

Sec. 2. The Council of the District of Columbia finds that:

(a) There exists an emergency regarding the need to institute procurement guidelines that will help to ensure the integrity of the District's contracting and procurement practices.

(b) Over a period of numerous years, there have been consistent problems relating to the administration of the Office of Contracting and Procurement, which has resulted in the waste of government funds and the decay of the public trust in the District's contracting and procurement process.

(c) After numerous audit reports have been issued and internal reviews conducted, the identified issues continue to persist.

(d) The establishment of a Task Force of qualified experts in the area of contracting and procurement is necessary to bring about the needed reforms.

(e) Pursuant to D. C. Act 16-245, the Committee on Government Operations is required to submit to the Council the names of 5 nominees to the Contracting and Procurement Reform Task Force for approval by resolution.

(f) The Committee on Government Operations voted on the Task Force nominees on January 24, 2006.

(g) The nominees were approved by the Committee unanimously.

(h) It is necessary for the nominees to be approved on an emergency basis to allow the Task Force to become operational as close to the established appointment date of February 1, 2006 as possible.

Sec. 3. The Council of the District of Columbia finds that the circumstances enumerated in section 2 constitute emergency circumstances making it necessary that the Contracting and Procurement Reform Task Force David H. Marlin Confirmation Emergency Resolution of 2006 be adopted after a single reading.

Sec. 4. This resolution shall take effect immediately.

A RESOLUTION

16-516

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

February 7, 2006

To confirm, on an emergency basis, the appointment of David H. Marlin to the Contracting and Procurement Reform Task Force.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may cited as the "Contracting and Procurement Reform Task Force David H. Marlin Confirmation Emergency Resolution of 2006".

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

Mr. David H. Marlin
2101 Connecticut Avenue, N.W.
Washington, D.C. 20008
(Ward 1)

as a member of the Contracting and Procurement Reform Task Force, established by section 2 of the Contracting and Procurement Reform Task Force Establishment Emergency Act of 2005, effective December 22, 2005 (D.C. Act 16-245; 51 DCR 271).

Sec. 3. The Secretary to the Council 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.

A RESOLUTION

16-517

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

February 7, 2006

To declare the existence of an emergency with respect to the need to appoint Carl Lee Vacketta to the Contracting and Procurement Reform Task Force.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may cited as the "Contracting and Procurement Reform Task Force Carl Lee Vacketta Confirmation Emergency Declaration Resolution of 2006".

Sec. 2. The Council of the District of Columbia finds that:

(a) There exists an emergency regarding the need to institute procurement guidelines that will help to ensure the integrity of the District's contracting and procurement practices.

(b) Over a period of numerous years, there have been consistent problems relating to the administration of the Office of Contracting and Procurement, which has resulted in the waste of government funds and the decay of the public trust in the District's contracting and procurement process.

(c) After numerous audit reports have been issued and internal reviews conducted, the identified issues continue to persist.

(d) The establishment of a Task Force of qualified experts in the area of contracting and procurement is necessary to bring about the needed reforms.

(e) Pursuant to D.C. Act 16-245, the Committee on Government Operations is required to submit to the Council the names of 5 nominees to the Contracting and Procurement Reform Task Force for approval by resolution.

(f) The Committee on Government Operations voted on the Task Force nominees on January 24, 2006.

(g) The nominees were approved by the Committee unanimously.

(h) It is necessary for the nominees to be approved on an emergency basis to allow the Task Force to become operational as close to the established appointment date of February 1, 2006 as possible.

Sec. 3. The Council of the District of Columbia finds that the circumstances enumerated in section 2 constitute emergency circumstances making it necessary that the Contracting and Procurement Reform Task Force Carl Lee Vacketta Confirmation Emergency Resolution of 2006 be adopted after a single reading.

Sec. 4. This resolution shall take effect immediately.

ENROLLED ORIGINAL

A RESOLUTION

16-518

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

February 7, 2006

To confirm, on an emergency basis, the appointment of Carl Lee Vacketta to the Contracting and Procurement Reform Task Force.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may cited as the "Contracting and Procurement Reform Task Force Carl Lee Vacketta Confirmation Emergency Resolution of 2006".

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

Mr. Carl Lee Vacketta
1200 Nineteenth Street, N.W.
Washington, D.C. 20036
(Ward 2)

as a member of the Contracting and Procurement Reform Task Force, established by section 2 of the Contracting and Procurement Reform Task Force Establishment Emergency Act of 2005, effective December 22, 2005 (D.C. Act 16-245; 51 DCR 271).

Sec. 3. The Secretary to the Council 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.

A RESOLUTION

16-519

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

February 7, 2006

To declare the existence of an emergency with respect to the need to appoint Stephen M. Daniels to the Contracting and Procurement Reform Task Force.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may cited as the "Contracting and Procurement Reform Task Force Stephen M. Daniels Confirmation Emergency Declaration Resolution of 2006".

Sec. 2. The Council of the District of Columbia finds that:

(a) There exists an emergency regarding the need to institute procurement guidelines that will help to ensure the integrity of the District's contracting and procurement practices.

(b) Over a period of numerous years, there have been consistent problems relating to the administration of the Office of Contracting and Procurement, which has resulted in the waste of government funds and the decay of the public trust in the District's contracting and procurement process.

(c) After numerous audit reports have been issued and internal reviews conducted, the identified issues continue to persist.

(d) The establishment of a Task Force of qualified experts in the area of contracting and procurement is necessary to bring about the needed reforms.

(e) Pursuant to D.C. Act 16-245, the Committee on Government Operations is required to submit to the Council the names of 5 nominees to the Contracting and Procurement Reform Task Force for approval by resolution.

(f) The Committee on Government Operations voted on the Task Force nominees on January 24, 2006.

(g) The nominees were approved by the Committee unanimously.

(h) It is necessary for the nominees to be approved on an emergency basis to allow the Task Force to become operational as close to the established appointment date of February 1, 2006 as possible.

Sec. 3. The Council of the District of Columbia finds that the circumstances enumerated in section 2 constitute emergency circumstances making it necessary that the Contracting and Procurement Reform Task Force Stephen M. Daniels Confirmation Emergency Resolution of 2006 be adopted after a single reading.

Sec. 4. This resolution shall take effect immediately.

A RESOLUTION

16-520

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

February 7, 2006

To confirm, on an emergency basis, the appointment of Stephen M. Daniels to the Contracting and Procurement Reform Task Force.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may cited as the "Contracting and Procurement Reform Task Force Stephen M. Daniels Confirmation Emergency Resolution of 2006".

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

Mr. Stephen M. Daniels
816 Massachusetts Avenue, N.E.
Washington, D.C. 20002
(Ward 6)

as a member of the Contracting and Procurement Reform Task Force, established by section 2 of the Contracting and Procurement Reform Task Force Establishment Emergency Act of 2005, effective December 22, 2005 (D.C. Act 16-245; 51 DCR 271).

Sec. 3. The Secretary to the Council 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.

ENROLLED ORIGINAL

A RESOLUTION

16-521

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

February 7, 2006

To declare the existence of an emergency with respect to the need to authorize supplemental appropriations from additional revenues during fiscal year 2006.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the "February Revised Revenue Allocation Emergency Declaration Resolution of 2006".

Sec. 2. (a) Pursuant to section 126 of the District of Columbia Appropriations Act, 2006 approved November 30, 2005 (Public Law 109-115; 119 Stat. 2396), the Chief Financial Officer has certified an increase in revenues.

(b) The amount of \$7,515,000 is available for allocation for recurring expenditures, which shall be funded by the increase in revenues.

(c) These amounts must be made available immediately to meet the needs of District of Columbia residents.

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 February Revised Revenue Allocation Emergency Act of 2006 be adopted after a single reading.

Sec. 4. This resolution shall take effect immediately.

ENROLLED ORIGINAL

A RESOLUTION

16-522

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

February 7, 2006

To declare the existence of an emergency with respect to the need to require the Director of the Department of Health to select and contract with a vendor to conduct an air-quality study of Lamond-Riggs.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the "Lamond-Riggs Air Quality Study Emergency Declaration Resolution of 2006".

Sec. 2. (a) In 2001, 12 years after the state of Maryland and Chevron Corporation became aware of an underground tank test failure and gasoline leak, the District of Columbia was notified about the movement of the contamination toward the District.

(b) Chevron Corporation and the Environmental Protection Agency began remediation efforts and indoor air testing in the Lamond-Riggs Park community.

(c) The community has questions about the integrity of the testing that was done and about the impact on residents' health due to the long term exposure of the gasoline.

(d) To address these concerns, the Council provided funding in the fiscal year 2006 budget to begin assessing the environment and the health of Lamond-Riggs residents.

(e) There is \$300,000 available from the Environmental Health Administration within the Department of Health that has been appropriated for the purpose of Lamond Riggs Environmental Remediation by the District of Columbia Appropriations Act, 2006, approved November 30, 2005 (Pub. L. No. 109-115; 119 Stat. 2396).

(f) Because it is essential that the study begin within the next 2 months, the Director of the Department of Health must identify and contract with a vendor expeditiously and without further procedural delays.

Sec. 3. The Council of the District of Columbia determines that the circumstances enumerated in section 2 constitute an emergency making it necessary that the Lamond-Riggs Air Quality Study Emergency Act of 2006 be adopted after a single reading.

Sec. 4. This resolution shall take effect immediately.

ENROLLED ORIGINAL

A RESOLUTION

16-523

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

February 7, 2006

To declare the existence of an emergency with respect to the need to add the Chief Financial Officer as a nonvoting member of the Contracting and Procurement Reform Task Force, and to clarify the specialized experience required for voting members of the Task Force.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may cited as the "Contracting and Procurement Reform Task Force Membership Authorization and Qualifications Clarification Emergency Declaration Resolution of 2006".

Sec. 2. The Council of the District of Columbia finds that:

- (a) There exists an emergency regarding the need to institute procurement guidelines which will help to ensure the integrity of the District's contracting and procurement practices.
- (b) Over a period of numerous years, there have been consistent problems relating to the administration of the Office of Contracting and Procurement, which has resulted in the waste of government funds and the decay of the public trust in the District's contracting and procurement process.
- (c) After numerous audit reports have been issued and internal reviews conducted, the identified issues continue to persist.
- (d) The establishment of a Task Force of qualified experts in the area of contracting and procurement is necessary to bring about the needed reforms.
- (e) The legislation establishing the Task Force did not include the Chief Financial Officer as a member.
- (f) The Committee on Government Operations approved the names of 5 voting members for the Task Force on January 24, 2006 to be submitted to the Council for approval.
- (g) The emergency legislation will authorize the Chief Financial Officer or his designee to be a nonvoting member of the Task Force.
- (i) The addition of the Chief Financial Officer as a member of the Task Force would be appropriate.

Sec. 3. The Council of the District of Columbia determines that the circumstances enumerated in section 2 constitute emergency circumstances, which necessitate that the Contracting and Procurement Reform Task Force Membership Authorization and Qualifications Clarification Emergency Act of 2006 be adopted after a single reading.

Sec. 4. This resolution shall take effect immediately.

ENROLLED ORIGINAL

A RESOLUTION

16-524

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

February 7, 2006

To declare the existence of an emergency with respect to the need to authorize the Board of Education to sell and convey a portion of the School Without Walls property and density rights to The George Washington University for the purpose of renovating and expanding the School Without Walls pursuant to a development partnership.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the "School Without Walls Development Project Emergency Declaration Resolution of 2006".

Sec. 2. (a) The District of Columbia Public Schools ("DCPS") Board of Education approved an agreement with The George Washington University ("GWU") to enter into a public/private development partnership to renovate and construct a new School Without Walls school building.

(b) The School Without Walls school building site, located on the property identified as Lot 829 in Square 80, comprises 29,773 square feet, including 8,600 square feet that is currently used as a parking lot.

(c) The agreement between DCPS and GWU involves the sale of the portion of the School Without Walls property that is currently used as a parking lot and certain density rights not used by DCPS for the property.

(d) DCPS will use the proceeds from the sale of a portion of the property and the density rights to renovate and construct a modernized School Without Walls, thereby significantly reducing the amount of capital investment required by DCPS to provide a modern, safe, and educationally appropriate learning environment for students at School Without Walls.

(e) Expedited approval of the sale is necessary to enable DCPS to leverage limited resources and maximize the benefits of the public/private development partnership opportunity.

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 School Without Walls Development Project Emergency Amendment Act of 2006 be adopted after a single reading.

Sec. 4. This resolution shall take effect immediately.

ENROLLED ORIGINAL

A RESOLUTION

16-525

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

February 7, 2006

To declare the existence of an emergency with respect to the need require the Mayor to establish a pilot program through which a grandparent may be eligible to receive subsidy payments for the care and custody of a child, to establish eligibility requirements for the subsidy, to provide that there is no entitlement to a subsidy and the payment of any subsidies is subject to the availability of appropriations, to authorize the Mayor to issue rules to implement the provisions of the act, and to require the Mayor to issue a report to the Council evaluating the program; and to amend the District of Columbia Public Assistance Act of 1982 to provide that a subsidy received by a grandparent under the program established by this act shall be disregarded in determining financial eligibility for Temporary Assistance for Needy Families.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the "Grandparent Caregivers Pilot Program Establishment Emergency Declaration Resolution of 2006".

Sec. 2. (a) On December 6, 2005, the Council approved the Grandparent Caregivers Pilot Program Establishment Act of 2005 (D.C. Act 16-231)("Act"), which was signed by the Mayor on December 22, 2005.

(b) The Act directs the Mayor to establish, by March 1, 2006, a pilot program to provide support for low-income grandparents who are the primary caregivers of their grandchildren.

(c) The Act was transmitted for Congressional review on January 18, 2006, and is projected to become law on March 8, 2006.

(d) The Mayor is currently in the process of drafting regulations to implement the Act. It is likely that, before March 1, 2006, the Mayor will be ready to publish the regulations in the District of Columbia Register and transmit them to the Council pursuant to the Act.

(e) Timely adoption of the regulations will allow the Mayor to establish the program and begin accepting applications on March 1, 2006.

(f) Unless an emergency version of the Act is enacted, the Mayor will be, until the permanent Act has become law, without the legislative authority needed to publish the regulations and transmit them to the Council.

ENROLLED ORIGINAL

Sec. 3. The Council determines that the circumstances described in section 2 constitute emergency circumstances making it necessary that the Grandparent Caregivers Pilot Program Establishment Emergency Act of 2006 be adopted after a single reading.

Sec. 4. Effective date.

This resolution shall take effect immediately.

ENROLLED ORIGINAL

A RESOLUTION

16-527

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

February 7, 2006

To declare the existence of an emergency with respect to the need to declare the sense of the Council that the Mayor designate Park Morton, and its surrounding area, as a New Community.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the "Park Morton New Community Sense of the Council Emergency Declaration Resolution of 2006".

Sec. 2. Emergency circumstances.

(a) Park Morton is an underserved public housing project with extreme unemployment, high crime, pressing social needs and deteriorating physical conditions.

(b) To revitalize and rebuild the community, Park Morton requires sustained focus and long-term investment.

Sec. 3. The Council of the District of Columbia determines that the situation enumerated in section 2 constitutes emergency circumstances making it necessary that the Park Morton New Community Sense of the Council Emergency Resolution of 2006 be adopted on an emergency basis.

Sec. 4. This resolution shall take effect immediately.

ENROLLED ORIGINAL

A RESOLUTION

16-528

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

February 7, 2006

To declare, on an emergency basis, the sense of the Council that the Mayor designate Park Morton and its surrounding area as part of the New Communities Initiative.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the "Park Morton New Community Sense of the Council Emergency Resolution of 2006".

Sec. 2. The Council finds that:

(1) The long-term goals of the New Communities Initiative as described by the Mayor are to meet the needs of lower-income District families and residents by providing critical social support services, decreasing the concentration of poverty and crime, and enhancing access to education, training, and employment opportunities.

(2) The New Communities Initiative is a massive investment in the housing and physical infrastructure of the city's most challenged neighborhoods. It is a comprehensive community development program aimed at lifting people and neighborhoods by addressing social conditions as well as the community's infrastructure.

(3) Park Morton is an underserved public housing project in need of revitalization. While many District neighborhoods are undergoing rapid transformation, residents in Park Morton are still plagued with high crime, extreme unemployment, pressing social needs, and deteriorating physical conditions.

Sec. 3. The Council requests that the Mayor designate Park Morton and its surrounding area as part of the New Communities Initiative and immediately commence the planning and subsequent implementation of the Park Morton New Community with the resources available in the Fiscal Year 2007 Budget and Financial Plan.

Sec. 4. This resolution shall take effect immediately.

ENROLLED ORIGINAL

A RESOLUTION

16-529

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

February 7, 2006

To declare the existence of an emergency with respect to the need to impose a \$300 million cap on the District's contribution to the payment of the hard costs and a \$175 million cap on the District's contribution to the payment of certain soft costs of constructing the proposed ballpark, and to approve the proposed lease agreement between Baseball Expos, L.P., and the District of Columbia Sports and Entertainment Commission under specified conditions for the new ballpark in the District.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the "Ballpark Hard and Soft Costs Cap and Lease Conditional Approval Emergency Declaration Resolution of 2006".

Sec. 2. (a) There is an immediate need to approve a lease for the new baseball stadium, under specified conditions, in order for the District to obtain financing for the construction of the new stadium as soon as possible and to commence and complete construction of the stadium in a timely manner and to avoid late completion penalties.

(b) There is also an immediate need to cap the expenditure of local funds that will be spent on the hard and soft costs of constructing a new baseball stadium in the District of Columbia, to protect the District from being exposed to an open checkbook.

(c) The proposed Design Build and Completion Guarantee ("GMP") Agreement transmitted to the Council on February 3, 2006, by the District of Columbia Sports and Entertainment Commission included a budget that projected that the District's contribution to the hard costs of constructing the new baseball stadium would be no more than \$300 million.

(d) The GMP Agreement as currently drafted does not place a hard cap on the District's contribution to the hard and soft construction costs of the new stadium.

Sec. 3. The Council of the District of Columbia determines that the circumstances enumerated in section 2 constitute an emergency making it necessary that the Ballpark Hard and Soft Costs Cap and Ballpark Lease Conditional Approval Emergency Act of 2006 be adopted after a single reading.

Sec. 4. This resolution shall take effect immediately.