

A RESOLUTION

16-191

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

June 7, 2005

To declare the existence of an emergency with respect to the need to approve Contract No. POKA-2003-B-0007-JJ for streetlight series circuit conversion services and to authorize payment for the services received under the contract.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the "Contract No. POKA-2003-B-0007-JJ Approval and Payment Authorization Emergency Declaration Resolution of 2005".

Sec. 2. (a) There exists an immediate need to approve Contract No. POKA-2003-B-0007-JJ for streetlight series circuit conversion services and to authorize payment for the services received under the contract.

(b) On January 19, 2005, the Office of Contracting and Procurement ("OCP") exercised a partial option to extend the contract through March 31, 2005 in the amount of \$200,000. On March 15, 2005, OCP exercised another partial option at no additional cost through May 15, 2005. On April 26, 2005, OCP exercised another partial option at no additional cost through June 15, 2005. The total contract amount for option year one will be \$1,647,612. The OCP did not request Council approval when it exercised the partial options to extend the contract.

(c) Approval is necessary to allow the District to continue to receive the benefit of these vital residential services from Severn Cable LLP. Without this approval, the contract must cease and the contractor cannot be paid for services provided in excess of \$1 million.

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. POKA-2003-B-0007-JJ Approval and Payment Authorization Emergency Act of 2005 be adopted after a single reading.

Sec. 4. This resolution shall take effect immediately.

ENROLLED ORIGINAL

A RESOLUTION

16-192

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

June 7, 2005

To declare the existence of an emergency with respect to the need to approve Contract No. POKA-2003-B-0048-JJ for citywide pavement restoration services on local streets and to authorize payment for services under the contract.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the "Contract No. POKA-2003-B-0048-JJ Approval and Payment Authorization Emergency Declaration Resolution of 2005".

Sec. 2. (a) There exists an immediate need to approve Contract No. POKA-2003-B-0048-JJ for citywide pavement restoration services on local streets and to authorize payment for these services.

(b) On April 8, 2005, the Office of Contracting and Procurement ("OCP") exercised a partial option to extend the contract through May 31, 2005 in the amount of \$800,000. On April 27, 2005, OCP exercised another partial option at no additional cost through June 30, 2005. The total amount for this option year will be \$9,607,558. The OCP did not request Council approval when it exercised the partial options to extend the contract.

(c) Approval is necessary to allow the District to continue to receive the benefit of these vital residential services from the Lane Construction Corporation. Without this approval, the contract must cease and the contractor cannot be paid for services provided in excess of \$1 million.

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. POKA-2003-B-0048-JJ Approval and Payment Authorization Emergency Act of 2005 be adopted after a single reading.

Sec. 4. This resolution shall take effect immediately.

A RESOLUTION

16-193

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

June 7, 2005

To declare the existence of an emergency with respect to the need to approve Contract Nos. POAM-2004-R-0022-DW and POAM-2005-R-0032-DW for citywide security services and to authorize payment for the security services received under the contracts.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the "Contract Nos. POAM-2004-R-0022-DW and POAM-2005-R-0032-DW Approval and Payment Authorization Emergency Declaration Resolution of 2005".

Sec. 2. (a) There exists an immediate need to approve Contract Nos. POAM-2004-R-0022-DW and POAM-2005-R-0032-DW for citywide security services and to authorize payment for the services received under the contracts.

(b) On April 12, 2004, the Office of Contracting and Procurement ("OCP") awarded a contract to Atlas International Security, Inc. ("Atlas") in the estimated amount of \$782,547.44 for the period April 12, 2004 through September 30, 2004. OCP exercised a 6-month option through March 31, 2005 in the estimated amount of \$817,918. On February 25, 2005, OCP added to the contract 8 additional facilities which had been previously covered by another security services contractor that was liquidated in bankruptcy. The estimated amount of this modification was \$136,000. The contract was further extended for the period April 1, 2005 through April 30, 2005 in the estimated amount of \$265,927.

(c) On April 29, 2005, OCP awarded Contract No. POAM-2005-R-0032-DW for citywide security services to Atlas in the estimated amount of \$307,354 for the period May 1, 2005 through May 31, 2005 pending Council approval of the long term contract that was obtained on May 9, 2005.

(d) The total amount under both contracts for the period from April 12, 2004 through May 31, 2005 is \$2,309,746.44. The OCP did not request Council approval when the aggregate amount over a 12-month period exceeded \$1 million.

(e) The proposed emergency legislation is to authorize the spending of funds that are already available for citywide security services. No additional funds will be required by the District to support these contractual efforts.

(f) Council approval is necessary to authorize payment to Atlas for the citywide security services provided between April 12, 2004 and May 31, 2005.

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 Nos. POAM-2004-R-0022-DW and POAM-2005-R-0032-DW Approval and Payment Authorization Emergency Act of 2005 be adopted after a single reading.

Sec. 4. This resolution shall take effect immediately.

A RESOLUTION

16-194

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

June 7, 2005

To declare the existence of an emergency with respect to the need to approve Contract Nos. POAM-2004-R-0020-DW and POAM-2005-R-0030-DW for citywide security services and to authorize payment for the security services received under the contracts.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the "Contract Nos. POAM-2004-R-0020-DW and POAM-2005-R-0030-DW Approval and Payment Authorization Emergency Declaration Resolution of 2005".

Sec. 2. (a) There exists an immediate need to approve Contract Nos. POAM-2004-R-0020-DW and POAM-2005-R-0030-DW for citywide security services and to authorize payment for the services received under the contracts.

(b) On April 12, 2004, the Office of Contracting and Procurement ("OCP") awarded a contract to Hawk One Security ("Hawk") in the estimated amount of \$4,285,896.43 for the period April 12, 2004 through September 30, 2004. Council approval was obtained on August 2, 2004. OCP exercised a 6-month option through March 31, 2005 in the estimated amount of \$3,875,312.84. Council approval was obtained on October 6, 2004. The contract was further extended for the period April 1, 2005 through April 30, 2005 in the estimated amount of \$871,210.42.

(c) On April 29, 2005, OCP awarded Contract No. POAM-2005-R-0030-DW for citywide security services to Hawk in the estimated amount of \$435,000 for the period May 1, 2005 through May 15, 2005 pending Council approval of the long term contract that was obtained on May 9, 2005.

(d) The total unauthorized contract amount for the period from April 1, 2005 through May 15, 2005 is \$1,306,410.42. The OCP did not request Council approval when the aggregate amount over this 2-month period exceeded \$1 million.

(e) The proposed emergency legislation is to authorize the spending of funds that are already available for citywide security services. No additional funds will be required by the District to support these contractual efforts.

(f) Council approval is necessary to authorize payment to Hawk for the citywide security services provided between April 2005 and May 2005.

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 Nos. POAM-2004-R-0020-DW and POAM-2005-R-0030-DW Approval and Payment Authorization Emergency Act of 2005 be adopted after a single reading.

Sec. 4. This resolution shall take effect immediately.

A RESOLUTION

16-195

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

June 7, 2005

To declare the existence of an emergency with respect to the need to approve purchase orders issued under federal Contract No. SP0600-02-D-4229 for the purchase and delivery of diesel fuel and fuel oil #2 to District agencies and to authorize payment for the goods and services under that contract.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the "Purchase Orders Issued Under Federal Contract No. SP0600-02-D-4229 Approval and Payment Authorization Emergency Declaration Resolution of 2005".

Sec. 2. (a) There exists an immediate need to approve purchase orders issued under federal Contract No. SP0600-02-D-4229 for diesel fuel and fuel oil #2 for District agencies and to authorize payment for the diesel fuel and oil received and to be received under this contract.

(b) The Office of Property Management ("OPM"), is responsible for providing various District agencies with diesel fuel, unleaded gasoline, and fuel oil #2 which are used for heating District-office facilities and maintaining the vehicle fleets of the District of Columbia Fire Department, Metropolitan Police Department and Department of Public Works. In January 2002, the OPM submitted these energy requirements to the Defense Logistics Agency, Defense Energy Center ("DESC") for inclusion in its solicitation that was issued in March 2002. On August 1, 2002, DESC awarded Contract No. SPO600-02-D-4229 to Conective Energy Supply, doing business as Petron Oil ("Petron"), to provide diesel and fuel oil #2 for the period August 1, 2002 through July 31, 2005. OPM's requirements for diesel and fuel oil #2 were included in the award to Petron.

(c) Under various purchase orders issued under Contract No. SPO600-02-D-4229 by OCP, Petron provided diesel and fuel oil #2 from August 1, 2002 through May 23, 2005. From August 1, 2002 through May 23, 2005, expenditures under these purchase orders were made in the approximate amount of \$9,567,483.25. The OCP did not request Council approval for these orders.

(d) It is estimated that additional purchase orders will be issued through July 31, 2005 in the amount of \$1,500,000.

(e) Council approval is necessary to authorize payment to Petron for the fuel provided from August 1, 2002 through May 23, 2005 and for additional purchases through July 31, 2005 in the total amount of \$11,067,483.25.

ENROLLED ORIGINAL

Sec. 3. The Council determines that the circumstances enumerated in section 2 constitute emergency circumstances making it necessary that the Purchase Orders Issued Under Federal Contract No. SP0-02-600-D-4229 Approval and Payment Authorization Emergency Act of 2005 be adopted after a single reading.

Sec. 4. This resolution shall take effect immediately.

ENROLLED ORIGINAL

A RESOLUTION

16-196

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

June 7, 2005

To declare the existence of an emergency with respect to the need to approve purchase orders issued under federal Contract No. SP0600-02-D-4223 for the purchase and delivery of unleaded gasoline to District agencies and to authorize payment for the goods and services under that contract.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the "Purchase Orders Issued Under Federal Contract No. SP0600-02-D-4223 Approval and Payment Authorization Emergency Declaration Resolution of 2005".

Sec. 2. (a) There exists an immediate need to approve purchase orders issued under federal Contract No. SP0600-02-D-4223 for unleaded gasoline for District agencies and to authorize payment for the unleaded gasoline received and to be received under this contract.

(b) The Office of Property Management ("OPM") is responsible for providing various District agencies with diesel fuel, unleaded gasoline and fuel oil #2 which are used for heating District office facilities and maintaining the vehicle fleets of the District of Columbia Fire Department, Metropolitan Police Department and Department of Public Works. In January 2002, the OPM submitted these energy requirements to the Defense Logistics Agency, Defense Energy Support Center ("DESC") for inclusion in its solicitation that was issued in March 2002. On July 30, 2002, DESC awarded Contract No. SPO600-02-D-4223 to Mansfield Oil Company ("Mansfield") to provide unleaded gasoline for the period August 1, 2002 through July 31, 2005. OPM's requirement for unleaded gasoline was included in the award to Mansfield.

(c) Under purchase orders issued by OCP, Mansfield provided unleaded gasoline from August 1, 2002 through May 23, 2005. From August 1, 2002 until May 23, 2005, expenditures under purchase orders issued under Contract No. SP0600-02-D-4223 were made in the approximate amount of \$6,522,853.41. The OCP did not request Council approval for these purchase orders.

(d) It is estimated that additional purchase orders will be issued through July 31, 2005 in the approximate amount of \$1.5 million.

(e) Council approval is necessary to authorize these purchase orders and approve payment to Mansfield for the unleaded gasoline provided from August 1, 2002 through May 23, 2005 and for additional purchases through July 31, 2005 in the total amount of \$8,022,853.41.

Sec. 3. The Council determines that the circumstances enumerated in section 2 constitute emergency circumstances making it necessary that the Purchase Orders Issued Under Federal Contract No. SP0600-02-D-4223 Approval and Payment Authorization Emergency Act of 2005 be adopted after a single reading.

Sec. 4. This resolution shall take effect immediately.

ENROLLED ORIGINAL

A RESOLUTION

16-197

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

June 7, 2005

To declare the existence of an emergency with respect to the need to approve Contract No. POTO-2005-F-0023 for private branch exchange and related compatible telephony equipment and services and to authorize payment for the equipment and services received under that contract.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the "Contract No. POTO-2005-F-0023 Approval and Payment Authorization Emergency Declaration Resolution of 2005".

Sec. 2. (a) There exists an immediate need to approve Contract No. POTO-2005-F-0023 for private branch exchange ("PBX") and related compatible telephony equipment and services and to authorize payment for the equipment and services received under that contract.

(b) On April 1, 2005, the Office of Contracting and Procurement (OCP) awarded a 60-day letter delivery order in the amount of \$900,000 to Avaya, Inc. to provide PBX equipment and services to the Office of the Chief Technology Officer. The proposed definitive delivery order, into which the letter delivery order merges, is in the not-to-exceed amount of \$3.6 million and covers the period of April 1, 2005 through March 31, 2006.

(c) Approval is necessary to allow the District to continue to receive the benefit of PBX and related compatible telephony equipment and services for the DC-NET project. The contractor is the only company that produces a PBX that is compatible with the District's over 40,000 existing telephone handsets.

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. POTO-2005-F-0023 Approval and Payment Authorization Emergency Act of 2005 be adopted after a single reading.

Sec. 4. This resolution shall take effect immediately.

A RESOLUTION

16-198

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

June 7, 2005

To declare the existence of an emergency with respect to the need to approve Contact No. DS-C-0-920-S-012 for an information technology schedule contract for information technology schedule services and to authorize payment for services received under that contract.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the "Contact No. DS-C-0-920-S-012 Approval and Payment Authorization Emergency Declaration Resolution of 2005".

Sec. 2. (a) There exists an immediate need to approve Contract No. DS-C-0-920-S-012 for information technology ("IT") services and to authorize payment for services received under that contract.

(b) On March 24, 2000, the Office of Contracting and Procurement ("OCP") awarded District of Columbia Information Technology ("DCIT") Schedule Indefinite Delivery/Indefinite Quantity ("IDIQ") contract to Automated Business Systems and Services, Inc. ("ABSS") to provide IT services to the Office of the Chief Technology Officer (OCTO) and other District agencies in the amount of \$999,999.99 for a base year and 4 option years. On December 8, 2000, Modification Number 1 was approved by the Council to increase the cumulative value of the contract to \$5 million per year. In order to continue IT services for OCTO and other agencies, OCP awarded task orders to ABSS in the amount of \$2,490,629.77 for option year one for the period March 24, 2001 through March 23, 2002; \$445,650.44 for option year 2 for the period March 24, 2002 through March 23, 2003; \$1,600,999.37 for option year 3 for the period March 24, 2003 through March 23, 2004; and \$220,722.40 for option year 4 for the period March 24, 2004 through March 23, 2005. The total unauthorized contract amount for option years one through 4 is \$4,758,001.98. The OCP did not request Council approval for each year that exceeded \$1 million.

(c) This contract has expired.

(d) Council approval is necessary to authorize payment to ABSS for the IT services provided in option years one, 2, 3 and 4.

Sec. 5. The Council determines that the circumstances enumerated in section 2 constitutes emergency circumstances making it necessary that the Contact No. DS-C-0-920-S-012 Approval and Payment Authorization Emergency Act of 2005 be adopted after a single reading.

Sec. 6. This resolution shall take effect immediately.

ENROLLED ORIGINAL

A RESOLUTION

16-199

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

June 7, 2005

To declare the existence of an emergency with respect to the need to approve Contract No. DS-C-0-920-S-060 for information technology schedule services and to authorize payment for services received under that contract.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the "Contract No. DS-C-0-920-S-060 Approval and Payment Authorization Emergency Declaration Resolution of 2005".

Sec. 2. (a) There exists an immediate need to approve Contract No. DS-C-0-920-S-060 for IT services and to authorize payment for the services received under that contract.

(b) On March 15, 2000, OCP awarded a DCIT Schedule IDIQ contract to James Martin Government Consulting, Inc., which later changed its name to Headstrong Public Sector, Inc. ("Headstrong"), to provide IT services to OCTO and other District agencies in the amount of \$999,999.99 for a base year and 4 option years. On January 31, 2001, Modification Number 1 was approved by the Council to increase the cumulative value of the contract to \$5 million per year. This was done in order to continue IT services for OCTO and other District agencies. The OCP awarded task orders to Headstrong for option year one for the period March 15, 2001 through March 14, 2002 in the amount of \$1,542,730.96; for option year 2 for the period March 15, 2002 through March 14, 2003 in the amount of \$2,349,911.72; \$17,040.60 for option year 3 for the period March 15, 2003 through March 14, 2004; and \$0 for option year 4 for the period March 15, 2004 through March 14, 2005. The total unauthorized contract amount for option years one through 4 is \$3,909,683.28. OCP did not request approval for each year that exceeded \$1 million.

(c) This contract has expired.

(d) Council approval is necessary to authorize payment to Headstrong for the IT services provided in option years one, 2, 3 and 4.

ENROLLED ORIGINAL

Sec. 3. The Council determines that the circumstances enumerated in section 2 constitutes emergency circumstances making it necessary that the Contract No. DS-C-0-920-S-060 Approval and Payment Authorization Emergency Act of 2005 be adopted after a single reading.

Sec. 4. This resolution shall take effect immediately.

ENROLLED ORIGINAL

A RESOLUTION

16-200

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

June 7, 2005

To declare the existence of an emergency with respect to the need to approve Contract No. DS-C-O-920-S-067 for information technology schedule services and to authorize payment for services received under that contract.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the "Contract No. DS-C-O-920-S-067 Approval and Payment Authorization Emergency Declaration Resolution of 2005".

Sec. 2. (a) There exists an immediate need to approve Contract No. DS-C-0-920-S-067 for IT services and to authorize payment for the services received under that contract.

(b) On March 20, 2000, OCP awarded a DCIT Schedule IDIQ contract to LC Systems ("LCS"). This contract was to provide IT services to OCTO and other District agencies in the amount of \$999,999.99 for a base year and 4 option years. On January 18, 2001, Modification Number 1 was approved by the Council to increase the cumulative value of the contract to \$5 million for each year. This was done in order to continue to receive IT services for OCTO and other District agencies. OCP awarded task orders to LCS for option year one for the period March 20, 2001 through March 19, 2002 in the amount of \$3,607,600; for option year 2 for the period March 20, 2002 through March 19, 2003 in the amount of \$2,533,587.03; for option year 3 for the period March 20, 2003 through March 19, 2004 in the amount of \$1,039,982; and \$168,725 for option year 4 for the period March 20, 2004 through March 19, 2005. The total unauthorized contract amount for option years one through 4 is \$7,349,894.03. OCP did not request approval for each year that exceeded \$1 million.

(c) This contract has expired.

(d) Council approval is necessary to authorize payment to LCS for the IT services provided in option years one, 2, 3 and 4.

ENROLLED ORIGINAL

A RESOLUTION

16-201

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

June 7, 2005

To declare the existence of an emergency with respect to the need to approve Task Order No. CFOPD-05-F-006 for the District-wide single audit of major federal awards for fiscal year 2004 and to authorize payment for the services received under the contract.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the "Task Order No. CFOPD-05-F-006 Approval and Payment Authorization Emergency Declaration Resolution of 2005".

Sec. 2. (a) There exists an immediate need to approve Task Order CFOPD-05-F-006 for the District-wide single audit of major federal awards for fiscal year 2004 and to authorize payment for the services received under the task order for a term commencing on February 22, 2005 and ending September 30, 2005.

(b) On February 22, 2005, this task order was executed by the Office of the Chief Financial Officer. The order required completion of the audit report by June 30, 2005. The task order was awarded in the estimated amount of \$989,055.20 for the period of February 22, 2005 through September 30, 2005 as the result of receiving a letter dated February 17, 2005 signed by the Secretary to the Council, which stated that a proposed contract with KPMG LLP in the amount of \$989,055.20 did not reach the threshold at which Council approval is required.

(c) On May 3, 2005, a request from the Office of Integrity and Oversight ("OIO") was received in the Office of Contracts and Procurement that requested a modification of this task order which would increase the estimated amount from \$989,055.20 by \$87,429.05 to \$1,076,484.25. This proposed modification will support the audit of 2 additional programs, including the Crime Victims Assistance and Homeland Security Funds. The inclusion of these programs in the District-wide single audit is in the best interest of the District. Auditing of these programs has not begun and payment for them has not been made. The amount expended on this task order as of May 23, 2005 is \$300,000, and OIO has one outstanding invoice in the amount of \$150,000. This will bring the total amount expended to \$450,000 with a balance of \$539,055.20 remaining prior to approval and execution of the modification.

Sec. 3. The Council determines that the circumstances enumerated in section 2 constitute emergency circumstances making it necessary that the Task Order CFOPD-05-F-006 Approval and Payment Authorization Emergency Act of 2005 be adopted after a single reading.

Sec. 4. This resolution shall take effect immediately.

ENROLLED ORIGINAL

A RESOLUTION

16-202

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

June 7, 2005

To declare the existence of an emergency with respect to the need to approve a modification to Contract No. DCFJ-2004-B-0031-M0009 for the purchase of electricity and transmission for District of Columbia.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the "Contract No. DCFJ-2004-B-0031-M0009 Electricity and Transmission Service Modification for Traffic Signals and Streetlights Emergency Declaration Resolution of 2005".

Sec. 2. (a) There exists an immediate need to approve Contract No. DCFJ-2004-B-0031-M0009 modification for the purchase of electricity and transmission service for traffic signals and streetlights.

(b) In November 2004, the District of Columbia Public Service Commission ("PSC") approved new electricity rates that went into effect February 8, 2005. On November 29, 2004, Potomac Electric Power Company ("PEPCO") published these rates. The 2005 electric generation and transmission rate for District government accounts varies between the current rate of \$.02477 per kilowatt hour and \$.0624 per kilowatt hour. If the Districts traffic signal and streetlight accounts remain on the standard offer service rate for electricity, the estimated price for the generation will be \$5.7 million for the generation and transmission portion of the electricity bill which does not include distribution costs.

(c) The District government can obtain approximately \$200,000 in cost savings by procuring electric generation and transmission service from an alternative provider. In order to accomplish this savings, the price must be accepted by the District within 24 hours of the alternative supplier offering the price. Suppliers add a premium to the price of electricity for every day they must hold the price for the customer.

(d) The Office of Contracting and Procurement needs Council approval to modify Contract No. DCFJ-2004-B-0031-M0009.

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. DCFJ-2004-B-0031-M0009 Electricity and Transmission Service Modification for Traffic Signals and Streetlights Emergency Act of 2005 be adopted after a single reading.

Sec. 4. This resolution shall take effect immediately.

A RESOLUTION

16-203

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

June 7, 2005

To declare the existence of an emergency with respect to the need to approve Contract No. POTO-2005-T-0030C for telecommunications services.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the "Contract No. POTO-2005-T-0030C Approval Emergency Declaration Resolution of 2005".

Sec. 2. (a) There exists an immediate need to approve Contract No. POTO-2005-T-0030C for telecommunications services for the Office of the Chief Technology Officer.

(b) On April 30, 2005, the long-term contract with Verizon Washington, D.C., Inc. to provide telecommunications services for the District expired. In order to continue these services, the Office of Contracting and Procurement awarded letter contract numbered POTO-2005-T-0030 to Verizon in the amount of \$300,000.00 for the period of May 1, 2005, until May 4, 2005. The proposed letter contract numbered POTO-2005-T-0030A to further continue these services is in the not-to-exceed amount of \$1.5 million and covers the period of May 4, 2005, until May 18, 2005. The cumulative value of these two letter contracts is \$1.8 million.

(c) Another letter contract POTO-2005-T-0030B in the amount of \$3.5 million extended the Verizon term of service until June 8, 2005.

(d) Letter Contract POTO-2005-T-0030C term will extend through April 2006. The contract is in the aggregate of \$20 million.

(e) Any interruption or disruption in Verizon-furnished telecommunications services will have an immediate impact on the District and federal governments, as well as on District residents and visitors. If services are not continued, the ability of the District to respond to emergencies will be at risk, and there will be loss of access to critical and published lines and services, such as various hotlines. In addition, there will be interruption to national security services and lines, as well as disruption to District government auxiliary and signaling systems, such as central control of traffic lights and cameras, and disruption of a variety of other District government functions.

(f) Approval is necessary to allow the District to continue to receive the benefit of these vital telecommunications services from Verizon.

JUL 8 2005

DISTRICT OF COLUMBIA REGISTER

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 Contract No. POTO-2005-T-0030C Approval and Payment Authorization Emergency Approval Act of 2005 be adopted after a single reading.

Sec. 4. This resolution shall take effect immediately.

JUL 8 2005

ENROLLED ORIGINAL

A RESOLUTION

16-211

IN THE DISTRICT OF COLUMBIA

June 21, 2005

To confirm the Mayoral appointment of Ellen M. McCarthy as the Director of the District of Columbia Office of Planning.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the "Director of the Office of Planning Ellen M. McCarthy Confirmation Resolution of 2005".

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

Ellen M. McCarthy
3905 Morrison Street, N.W.
Washington, DC 20015
(Ward 3)

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

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

Sec. 4. This resolution shall take effect immediately.

A RESOLUTION

16-212

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

June 21, 2005

To approve operating documents adopted by the Board of Directors of the Anacostia Waterfront Corporation consisting of written guidelines, rules, or procedures pertaining to the Corporation's personnel system, receipt and disposition of gifts, procurement of goods and services, and disposition of property.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the "Anacostia Waterfront Corporation Operating Documents Approval Resolution of 2005".

Sec. 2. (a) Pursuant to sections 108 and 126 of the Anacostia Waterfront Corporation Act of 2004, effective December 7, 2004 (D.C. Law 15-219; 51 DCR 9142), the Mayor transmitted to the Council on May 13, 2005 proposed written guidelines, rules, or procedures pertaining to the Anacostia Waterfront Corporation's ("Corporation") personnel system, receipt and disposition of gifts, procurement of goods and services, and disposition of property. These operating documents were adopted by the Board of Directors of the Corporation at its April 2, 2005 public meeting held at 2041 Martin Luther King, Jr. Avenue, S.E., Washington, D.C.

(b) The Council approves the proposed written guidelines, rules, or procedures adopted by the Board of Directors for the Corporation.

Sec. 3. Fiscal impact statement.

The Council adopts the fiscal impact statement in the committee report as the fiscal impact statement required by section 602(c)(3) of the Home Rule Act, approved December 24, 1973 (87 Stat. 813; D.C. Official Code § 1-206.02(c)(3)).

Sec. 4. The Secretary to the Council of the District of Columbia shall transmit a copy of this resolution, upon its adoption, to the Mayor and the Chairman of the Board of Directors of the Corporation.

Sec. 5. This resolution shall take effect immediately.

ENROLLED ORIGINAL

(8) The use of torture violates the United States Constitution in the following ways: (1) the 4th Amendment's right to be free of unreasonable search or seizure, (2) the 5th Amendment's right against self-incrimination, (3) the 5th and the 14th Amendments' guarantees of due process, and (4) the 8th Amendment's right to be free of cruel or unusual punishment.

(9) The use of torture violates our commitment to the rule of law as a protector of the integrity and dignity of the human person.

(10) The secrecy that attends the use of torture violates our commitment to open government and the dissemination of true and accurate information of our government's actions.

(11) The use of torture by the United States armed forces or its affiliates undermines the moral authority of United States' endeavors to improve international human rights and the human conditions at home and abroad.

(12) The use of torture increases the likelihood that members of the United States armed forces will be subjected to torture in the future.

(13) The use of torture by the United States armed forces sets a bad example for domestic security policies and increases the likelihood that torture could be condoned domestically within states and municipalities, such as the District of Columbia.

Sec. 3. It is the sense of the Council that there exists the need to abolish the use of torture in all circumstances and that the District of Columbia shall now be considered a "Torture Free Zone".

Sec. 4. Fiscal impact statement.

This resolution will have no fiscal impact.

Sec. 5. This resolution shall take effect immediately upon the first date of publication in the District of Columbia Register.

ENROLLED ORIGINAL

A RESOLUTION

16-214

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

June 21, 2005

To declare the existence of an emergency with respect to the need to approve the closing and disposition of a portion of public space along Wisconsin Avenue, N.W., between Massachusetts Avenue, N.W., and Woodley Road, N.W.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the "Closing and Disposition of a Portion of Wisconsin Avenue, N.W., Right-of-Way, S.O. 05-2378, Emergency Declaration Resolution of 2005".

Sec. 2. (a) The Council passed on first reading on June 7, 2005, the Closing and Disposition of a Portion of Wisconsin Avenue, N.W., Right-of-Way, S.O. 05-2378, Act of 2005 (Engrossed version of Bill 16-282). Final Reading on Bill 16-282 is scheduled for June 21, 2005.

(b) The street-closing legislation will facilitate the construction of a below-grade bus garage to service the Washington National Cathedral and related facilities on Lot 24, Square 1944. The legislation would also establish a surface easement to the District of Columbia on the area to be closed, in order to preserve the Wisconsin Avenue right-of-way width of 120 feet.

(c) The Advisory Neighborhood Commission 3C supports the construction of the below-grade bus garage and related below-grade parking garage.

(d) The below-grade bus garage and related below-grade parking garage projects will be financed by District of Columbia revenue bonds, which were approved by the Council on December 21, 2004 (Resolution 15-846, the Protestant Episcopal Cathedral Foundation of the District of Columbia Revenue Bonds Project Emergency Approval Resolution of 2004). Approval of this emergency legislation will allow the bond closing to proceed expeditiously with the necessary security. It will also allow for permits to be obtained within time frames required for construction of the projects.

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 Closing and Disposition of a Portion of Wisconsin Avenue, N.W., Right-of-Way, S.O. 05-2378, Emergency Act of 2005 be adopted after a single reading.

Sec. 4. This resolution shall take effect immediately.