

RE-ENROLLED ORIGINAL

A RESOLUTION

15-142

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

July 8, 2003

To declare as surplus and approve the disposition of, pursuant to a request for proposals, the Georgia Avenue-Petworth Metro Station Parcel A, which is legally described as Lots 42, 43, 805, 806, 812, 816, 817, 818, and 819 in Square 2900.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the "Request for Proposals for the Disposition of the Georgia Avenue-Petworth Metro Station Parcel A Approval Resolution of 2003".

Sec. 2. (a) Pursuant to section 1(b)(6) of An Act Authorizing the sale of certain real estate in the District of Columbia no longer needed for public purposes, approved August 5, 1939 (53 Stat. 1211; D.C. Official Code § 10-801(b)(6)) ("Act"), the Mayor transmitted to the Council a request for Council approval of the disposition of the Georgia Avenue-Petworth Metro Station Parcel A Site, which is legally described as Lots 42, 43, 805, 806, 812, 816, 817, 818, and 819 in Square 2900.

(b) The Council has determined that the Georgia Avenue-Petworth Metro Station Parcel A Site is no longer required for public purposes.

Sec. 3. Pursuant to the Act, the Council approves the request for proposals for the disposition of the Georgia Avenue-Petworth Metro Station Parcel A Site.

Sec. 4. The Council adopts the fiscal impact statement in the committee report as the fiscal impact statement required by section 602(c)(3) of the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 813; D.C. Official Code § 1-206.02(c)(3)).

Sec. 5. The Secretary to the Council shall transmit a copy of this resolution, upon its adoption, to the Mayor.

Sec. 6. This resolution shall take effect immediately.

A RESOLUTION

15-463

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

March 2, 2004

To approve the compensation system changes submitted by the Mayor on behalf of the Board of Trustees of the University of the District of Columbia for the Legal Service employees not covered by collective bargaining.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the "University of the District of Columbia Amended Legal Service Employees Compensation System Changes Approval Resolution of 2004".

Sec. 2. Pursuant to section 1106 of the District of Columbia Government Comprehensive Merit Personnel Act of 1978, effective March 3, 1979 (D.C. Law 2-139; D.C. Official Code §1-611.06), the Council approves the compensation system changes recommended by the Mayor on behalf of the Board of Trustees of the University of the District of Columbia ("Board") for the legal service employees not covered by collective bargaining, which were transmitted to the Council by the Mayor on behalf of the Chairman of the Board on January 12, 2004, and which provide as follows:

**UNIVERSITY OF THE DISTRICT OF COLUMBIA
OUTSIDE THE SCOPE OF COLLECTIVE BARGAINING
LEGAL SERVICES ADMINISTRATIVE SALARY SCHEDULE**

Increase: 6.4% Effective: October 1, 2002

Service Codes: L29; CBU Code: XGF

Created from Salary Schedule Effective October 1, 1999

GRADE	STEP INCREASES										Difference Between Steps
	1	2	3	4	5	6	7	8	9	10	
02A	109,244	112,545	115,846	119,147	122,448	125,749	129,050	132,351	135,652	138,953	3,301
02B	93,922	96,663	99,404	102,145	104,886	107,627	110,368	113,109	115,850	118,591	2,741
03	80,163	82,498	84,833	87,168	89,503	91,838	94,173	96,508	98,843	101,178	2,335
04	68,152	70,137	72,122	74,107	76,092	78,077	80,062	82,047	84,032	86,017	1,985

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2667

Sec. 3. The compensation system changes approved in section 2 shall become effective as of the 1st day of the 1st pay period beginning on or after October 1, 2002.

Sec. 4. 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 District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 813; D.C. Official Code §1-206.02(c)(3)).

Sec. 5. The Secretary to the Council shall transmit a copy of this resolution, upon its adoption, to the Board and the Mayor.

Sec. 6. This resolution shall take effect immediately.

ENROLLED ORIGINAL

A RESOLUTION

15-464

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

March 2, 2004

To approve the compensation system changes submitted by the Board of Trustees of the University of the District of Columbia for the non-faculty Educational Service Employees not covered by collective bargaining.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as "University of the District of Columbia Non-Faculty/Non-Union Educational Service Employees Amended Compensation System Changes Approval Resolution of 2004".

Sec. 2. Pursuant to section 1111(i) of the District of Columbia Government Comprehensive Merit Personnel Act of 1978, effective March 3, 1979 (D.C. Law 2-139; D.C. Official Code §1-611.11(i)), the Council approves the compensation system changes recommended by the Board of Trustees of the University of the District of Columbia ("Board") for the non-faculty educational employees not covered by collective bargaining, which were transmitted to the Council by the University of the District of Columbia on January 14, 2004, and which provide as follows:

**UNIVERSITY OF THE DISTRICT OF COLUMBIA
OUTSIDE THE SCOPE OF COLLECTIVE BARGAINING
ADMINISTRATIVE SALARY SCHEDULE**

Increase: 6.4% Effective: October 1, 2002

Service Codes: L02, L04, L20, L26; CBU Code: XGF
Created from Salary Schedule Effective April 1, 2000

GRADE	STEP INCREASES								Difference Between Steps
	1	2	3	4	5	6	7	8	
01	165,375	200,000							
1A	124,410	126,765	129,941	133,117	136,293	139,469	142,645	145,821	3,176
2A	91,337	94,410	97,483	100,556	103,629	106,702	109,775	112,848	3,073
2B	85,513	88,353	91,193	94,033	96,873	99,713	102,553	105,393	2,840
03	72,228	75,061	77,894	80,727	83,560	86,393	89,226	92,059	2,833
04	64,043	66,497	68,951	71,405	73,859	76,313	78,767	81,221	2,454
05	57,172	59,351	61,530	63,709	65,888	68,067	70,246	72,425	2,179
06	53,812	55,910	58,008	60,106	62,204	64,302	66,400	68,498	2,098
07	48,590	50,465	52,340	54,215	56,090	57,965	59,840	61,715	1,875
08	44,190	45,884	47,578	49,272	50,966	52,660	54,354	56,048	1,694
09	37,052	38,483	39,914	41,345	42,776	44,207	45,638	47,069	1,431
10	33,628	34,931	36,234	37,537	38,840	40,143	41,446	42,749	1,303
11	30,712	31,875	33,038	34,201	35,364	36,527	37,690	38,853	1,163
12	28,060	29,135	30,210	31,285	32,360	33,435	34,510	35,585	1,075
13	25,443	26,412	27,381	28,350	29,319	30,288	31,257	32,226	969
14	22,937	23,831	24,725	25,619	26,513	27,407	28,301	29,195	894
15	19,805	20,552	21,299	22,046	22,793	23,540	24,287	25,034	747

Sec. 3. The compensation system changes approved in section 2 shall become effective as of the 1st day of the 1st pay period beginning on or after October 1, 2002.

Sec. 4. 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 District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 813; D.C. Official Code §1-206.02(c)(3)).

Sec. 5. The Secretary to the Council shall transmit a copy of this resolution, upon its adoption, to the Board and the Mayor.

Sec. 6. This resolution shall take effect immediately.

A RESOLUTION

15-465

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

March 2, 2004

To confirm the Mayoral appointment of Ms. Carol J. Mitten as Chief Property Management Officer for the District of Columbia.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the "Chief Property Management Officer Carol J. Mitten Confirmation Resolution of 2004".

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

Ms. Carol J. Mitten
1026 16th Street, N.W., #701
Washington, D.C. 20036
(Ward 2)

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

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

Sec. 4. This resolution shall take effect immediately.

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A RESOLUTION

15-466

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

March 2, 2004

To authorize and provide for the issuance, sale, and delivery of up to \$3.5 million aggregate principal amount of District of Columbia revenue bonds in one or more series and to authorize and provide for the loan of the proceeds of such bonds to assist Calvary Bilingual Multicultural Learning Center in the financing, refinancing, or reimbursing of costs associated with an authorized project pursuant to section 490 of the District of Columbia Home Rule Act.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as "Calvary Bilingual Multicultural Learning Center Revenue Bonds Project Approval Resolution of 2004".

Sec. 2. Definitions.

For the purpose of this resolution, the term:

(1) "Authorized Delegate" means the Mayor or the Deputy Mayor for Planning and Economic Development, or any officer or employee of the Executive Office of the Mayor to whom the Mayor has delegated or to whom the foregoing individuals have subdelegated any of the Mayor's functions under this resolution pursuant to section 422(6) of the Home Rule Act.

(2) "Bond Counsel" means a firm or firms of attorneys designated as bond counsel from time to time by the Mayor.

(3) "Bonds" means the District of Columbia revenue bonds, notes, or other obligations (including refunding bonds, notes, and other obligations), in one or more series, authorized to be issued pursuant to this resolution.

(4) "Borrower" means the owner of the assets financed, refinanced, or reimbursed with proceeds from the Bonds which shall be Calvary Bilingual Multicultural Learning Center, a 501(c)(3) corporation and exempt from federal income taxes under 26 U.S.C. § 501(a) (2003) as an organization described in 26 U.S.C. § 501(c)(3) (2003).

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

(6) "Closing Documents" means all documents and agreements other than Financing Documents that may be necessary and appropriate to issue, sell, and deliver the Bonds and to make the Loan contemplated thereby, and includes agreements, certificates, letters, opinions,

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forms, receipts, and other similar instruments.

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

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

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

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

(11) "Loan" means the District's lending of proceeds from the sale, in one or more series, of the Bonds to the Borrower.

(12) "Project" means:

(A) The financing and refinancing of all or a portion of the costs of acquisition, construction, renovation, improving, landscaping, equipping, and furnishing an approximately 73,000 square foot office building to be located at 1420 Columbia Road, N.W., Washington, D.C. (Lot 0835, square 2670);

(B) Funding of any required deposit to a debt service reserve fund or capitalized interest; and

(C) Paying certain costs of issuance such as fees and premiums for any bond insurance or credit enhancement.

Sec. 3. Findings.

The Council finds that:

(1) Section 490 of the Home Rule Act provides that the Council may by resolution authorize the issuance of District revenue bonds, notes, or other obligations (including refunding bonds, notes, or other obligations) to borrow money to finance, refinance, or reimburse and to assist in the financing, refinancing, or reimbursing of undertakings in certain areas designated in section 490 and may effect the financing, refinancing, or reimbursement by Loans made directly or indirectly to any individual or legal entity, by the purchase of any mortgage, note, or other security,

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or by the purchase, lease, or sale of any property.

(2) The Borrower has requested the District to issue, sell, and deliver revenue bonds, in one or more series, in a total aggregate principal amount not to exceed \$3.5 million, and to make the Loan for the purpose of financing, refinancing, or reimbursing costs of the Project.

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

(4) The Project is an undertaking in the area of facilities used to house and equip operations related to the development and application of social services within the meaning of section 490 of the Home Rule Act.

(5) The authorization, issuance, sale, and delivery of the Bonds and the Loan to the Borrower are desirable, are in the public interest, will promote the purpose and intent of section 490 of the Home Rule Act, and will assist the Project.

Sec. 4. Bond authorization.

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

(1) The issuance, sale, and delivery of the Bonds, in one or more series, in an aggregate principal amount not to exceed \$3.5 million; and

(2) The making of the Loan.

(b) The Mayor is authorized to make the Loan to the Borrower for the purpose of financing, refinancing, or reimbursing the costs of the Project and establishing any fund with respect to the Bonds as required by the Financing Documents.

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

Sec. 5. Bond details.

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

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

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

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

interest on the Bonds;

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

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

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

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

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

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

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

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

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

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

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

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

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

Sec. 6. Sale of the Bonds.

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

best interest of the District.

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

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

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

Sec. 7. Payment and security.

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

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

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

Sec. 8. Financing and Closing Documents.

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

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

(c) If required, the official seal of the District, or a facsimile of it, shall be impressed, printed, or otherwise reproduced on the Bonds, the other Financing Documents, and the Closing

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Documents to which the District is a party.

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

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

Sec. 9. Authorized delegation of authority.

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

Sec. 10. Limited liability.

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

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

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

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

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

(f) No person, including, but not limited to, the Borrower and any Bond owner, shall have any claims against the District or any of its elected or appointed officials, officers, employees, or agents for monetary damages suffered as a result of the failure of the District to perform any covenant, undertaking, or obligation under this resolution, the Bonds, the Financing Documents, or the Closing Documents, nor as a result of the incorrectness of any representation in or omission from the Financing Documents or the Closing Documents, unless the District or its elected or appointed officials, officers, employees, or agents have acted in a willful and fraudulent manner.

Sec. 11. District officials.

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

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

Sec. 12. Maintenance of documents.

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

Sec. 13. Information reporting.

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

Sec. 14. Disclaimer.

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

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

(c) The District, by adopting this resolution or by taking any other action in connection with financing, refinancing, or reimbursing costs of the Project, does not provide any assurance that the Project is viable or sound, that the Borrower is financially sound, or that amounts owing on the Bonds or pursuant to the Loan will be paid. Neither the Borrower, any purchaser of the Bonds, nor any other person shall rely upon the District with respect to these matters.

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Sec. 15. Expiration.

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

Sec. 16. Severability.

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

Sec. 17. Compliance with public approval requirement.

This approval shall constitute the approval of the Council as required in section 147 (f) of the Internal Revenue Code of 1986, as amended, and section 490(k) of the Home Rule Act, for the Project to be financed, refinanced, or reimbursed with the proceeds of such Bonds. This resolution approving the issuance of Bonds for the Project has been adopted by the Council after a public hearing held at least 14 days after publication of notice in a newspaper of general circulation in the District.

Sec. 18. Transmittal.

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

Sec. 19. Effective date.

This resolution shall take effect immediately.

ENROLLED ORIGINAL

A RESOLUTION

15-467

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

March 2, 2004

To approve the proposed spending plan for the use of all monies in the Local Roads Construction and Maintenance Fund for Fiscal Year 2005.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution shall be cited as the "Local Roads Construction and Maintenance Fund Approval Resolution of 2004."

Section 2. Pursuant to section 102a(d) 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(d)), the Mayor, through the District of Columbia Department of Transportation, submitted the attached report on the proposed expenditures from the Local Roads Trust Fund ("LRTF") for Fiscal Year 2005.

Sec. 3. The Council approves the LRTF spending plan for Fiscal Year 2005 and finds that:

(1) This submission meets the requirements of the Highway Trust Fund Establishment Act of 1996.

(2) The LRTF spending plan for Fiscal Year 2005 is fully represented in the attached documentation.

Sec. 4. The Council adopts the fiscal impact statement in the committee report as the fiscal impact statement required by section 602(c)(3) of the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 813; D.C. Official Code §1-206.02(c)(3)).

Sec. 5. This resolution shall take effect immediately.

ATTACHMENT I**FY 2005 Local Capital Maintenance Transportation Program
(Rights-of-Way Program)**

In accordance with the Fiscal Year 2004 Budget Support Act of 2003 (Budget Support Act), section 622, subsection (a), paragraph (2), the Administration of Mayor Anthony A Williams, through the District of Columbia Department of Transportation (DDOT), submits this report on the proposed expenditures from the Local Roads Trust Fund (LRTF) for Fiscal Year 2005.

Background

The LRTF was created in Fiscal Year 2001 to retain the fee collections derived from the use and occupancy of the District's public space and rights-of-way, known as rights-of-way rental fees or ROW fees. Although originally designed to serve as a supplemental funding source for maintenance and enhancement of the public infrastructure, competing budget pressures have necessitated a phased-in dedication of these funds exclusively to this purpose. Fiscal Year 2005, though, will reflect the completion of this phase-in period. In this report DDOT proposes to use all \$37 million in collections from the ROW fees for local infrastructure maintenance and enhancement.

Concomitant with the proposed expenditures of \$37 in ROW fees, the forthcoming Mayor's budget will reflect a funding level for DDOT consistent with the requirements set forth in the Budget Support Act, section 622, which establishes a new section 102b, dedicating certain percentages of the revenues described to offset the expenses formerly covered by the general fund. The Budget will also propose a DDOT funding level consistent with the minimum required funding level established in section 622, subsection (a), paragraph (2), in order to fully meet the matching requirement necessary to access all of the ROW fee collections.

Program Description

The DDOT LRTF program is divided into six major category areas of expenditure. Together these program areas represent the key elements of maintaining and improving the District's local road and transportation infrastructure. These are currently the sole available funds for such fundamental services as the repair, maintenance and upgrade of the District's system of more than 65,000 street and alley lights. These funds also support the care, maintenance and improvement of the District's inventory of more than 110,000 street and public space trees. Of course, these funds provide all available resources for local street, sidewalk and alley

maintenance, improvement and reconstruction. The six program areas and the proposed FY 2005 funding levels are described more fully below:

1. Electrical System Maintenance and Upgrade - In Fiscal Year 2005, DDOT proposes using \$5.45 million in LRTF, ROW fee collections to support the maintenance, replacement and upgrade of the District's comprehensive system of street and alley lighting. In Fiscal Year 2005, DDOT proposes to combine several electrical system maintenance and replacement contracts into a single, performance-based electrical system asset management contract. In partnership with a new contractor, DDOT hopes to reap performance improvements from its existing system by developing a multi-year strategy of replacements, upgrades and consistent maintenance. The District is plagued by a system that has suffered from many years of under-investment. For example, nearly 10,000 streetlights are of the incandescent variety, a type that requires near-annual replacement, and has a higher cost of operation than alternatives such as high-pressure sodium. In addition, the District is still plagued by nearly 700 separate series-circuit lights. These lights, strung together in the fashion of old-style Christmas tree lights (in which when one goes out, they all do), cost the city tens of thousands of dollars each time a fault is reported because of the tremendous amount of labor necessary to trouble-shoot the circuit. While DDOT has cut the number of series-circuit lights in half over the last three years, we are committed to replacing all of them.

2. Street System Repairs and Improvements - In Fiscal Year 2005, DDOT proposes spending \$3.67 million in this catchall category of needed street sub-systems. Particular sub-systems funded in this category include: 1) new curbs and sidewalks, 2) repair and maintenance of curbs (\$500,000); repair and maintain curbs and sidewalks (\$1 million); culvert repair and maintenance (\$820,000); historic and unimproved alley rehabilitation (\$1.05 million); and local street rehabilitation planning and scoping (\$300,000).

These funds will allow DDOT to both continue its efforts to repair and rehabilitate sidewalks, curbs and alleys, but also allow the agency to upgrade a number of unimproved alleys and provide sidewalks where none existed before. First priority will be given to District solid waste collection routes to ensure reliable service and reduce wear on District vehicles. Also, focus will be given to reducing the 200 miles of streets in the District without a sidewalk on at least one side. Another area of continued focus and concern are the District's long-ignored culvert structures. These structures that carry small streams and other bodies of water under District roadways are a small-scale version of the District's problems with its larger, related infrastructure, its bridges.

3. Street Maintenance, Signs and Markings - \$8.5 million is proposed for FY 2005. This program area represents one of DDOT's largest proposed funding commitments with LRTF

funds. These resources provide for the staff, equipment and materials to operate the District's street maintenance operations, including pothole repair, and its street sign fabrication and installation activities. Progress continues to be made in both areas in fulfilling service requests in a timely, high-quality manner. Recent targeted investments in the sign shop have made it possible for DDOT to perform more of its sign fabrication activities in-house. Further efforts in the coming fiscal year will focus on improving the service delivery times of the sign shop. This program area also covers the costs associated with maintaining and improving the thousands of miles of lane and pavement markings on the District's more than 1,100 miles of roads.

In FY 2005, \$1 million is proposed for pavement marking and traffic calming (speed humps, and other calming techniques) activities. \$5.5 million is proposed for the salary, equipment, and materials needs of the street and bridge maintenance staff. Finally, \$2 million is proposed for street sign fabrication and installation staff salaries, equipment and materials.

4. Designs, Plans and Economic Development Projects - In FY 2005, DDOT proposes \$2.38 million for activities associated with traffic and transportation studies, project design development and implementation of a limited number of advance design and contract closeouts along with streetscape and other targeted economic development projects. Within this category are funds necessary to provide local matching funds for the very popular ward planner positions. Funds are also available for a limited number of neighborhood transportation and parking studies to explore means of addressing traffic and access concerns raised by citizens, ANCs and Councilmembers.

5. Trees - DDOT proposes \$7 million to support the activities of DDOT's Urban Forestry Administration, including staff salaries. These funds will allow DDOT to continue its multi-year effort to prune the entirety of the District's street tree population on a continuous five to six year cycle. In addition, funds will be available for planting at least 4,500 additional trees and removing up to 3,000 trees. In addition, these funds will provide resources for both DDOT's on-going diseased tree treatment activities as well as providing for storm clean-up activities. Some funds may also be used to provide educational and outreach activities consistent with implementing the District's relatively new tree protection ordinance.

6. Local Street Reconstruction and Resurfacing - At \$10 million, this is one of DDOT's core funding areas in FY 2005. These funds will provide the basic funding necessary to maintain and enhance pavement quality on the more than 700 miles of streets in the District that qualify for no Federal Aid highway dollars. DDOT has estimated that a \$10 million annual local repaving funding level is the minimum necessary to maintain its current pavement quality and achieve, over the long term, continual improvements in local pavement ratings.

As part of the Mayor's FY 2005 budget, DDOT may propose to use up to half of the funds in this category, \$5 million, to support a revenue-backed bond initiative to produce no less than \$50 million in additional funds for three key initiative areas. In particular, DDOT would use no less than \$40 million for an aggressive local road-resurfacing program to reduce substantially the backlog of local streets rated fair or poor on the pavement condition index. In addition, DDOT would propose to use up to an additional \$10 million of these funds to eliminate the last of the series circuit and incandescent street lights that have greatly reduced the reliability of the city's street and alley light network.

As this report makes clear, the FY 2005 LRTF program reflects a clear attempt to ensure that these important resources are put to the highest and best use in improving the District's local road infrastructure. The Administration respectfully requests the Council's affirmative approval of this spending plan and appreciates the Council's continued support and advocacy for an improved infrastructure.

ATTACHMENT II

**FY 2005 Local Capital Maintenance Transportation Program
(Rights-of-Way Program)**

Project Code and Title	Project Phase	Responsible Manager	FY 2005 Budget	Remarks & Comments
AD3 01	Design	Abdi Jama/	\$93,750	Contract w/option years is
Citywide Streetlight Upgrade	Management	William McGuirk	\$93,750	currently being developed.
(Series Circuit Conversion)	Construction		\$562,500	\$3.0 million over 4 Years
			\$750,000	
AD3 04	Design	Abdi Jama/	\$0	Contract w/option
Streetlight Replacement	Management	William McGuirk	\$70,000	Years will be initiated.
Contract	Construction		\$430,000	\$500K over 5 Years
			\$500,000	
AD3 05	Design	Abdi Jama/	\$0	A New Asset Management
Streetlight Maintenance and	Management	William McGuirk	\$438,000	is currently being
Replacement	Construction		\$3,762,000	developed in FY 04 to cover
			\$4,200,000	total Streetlight Maintenance
				and replacement activities.
AD3 Sub-Total			\$5,450,000	
CA3 01	Design	Cherifi/Khalid	\$50,000	Contract w/option
New Curbs & Sidewalks	Management	Ngandui/Deatrick	\$50,000	Years will be initiated.
Citywide	Construction		\$400,000	\$3.4 million over 6 Years
			\$500,000	
CA3 02	Design	Cherifi/Khalid	\$125,000	Ward Planners to coordinate
Repair/Maintain Curbs,	Management	Ngandui/Deatrick	\$125,000	locations obtained from
Sidewalks and Alleys	Construction		\$750,000	neighborhood Actions Plans
Citywide			\$1,000,000	\$6.0 million over 6 Years
CA3 03	Design	Cooney/Deatrick	\$60,000	Development of future year
Culvert Rehabilitation and	Management		\$60,000	Contract w/options.

Replacement Program	Construction		\$700,000	Inventory and inspection of
			\$820,000	Culverts complete.
CA3 04	Design	Cherifi/Khalid	\$130,000	Development of future year
Historic/Unimproved Alley	Management	Ngandui/Deatrick	\$120,000	Contract w/options
Rehabilitation Citywide	Construction		\$800,000	
			\$1,050,000	
CA3 05	Design	Laden/Ward	\$300,000	Set aside for Ward Planners
Local Street Rehabilitation		Planners		
Scoping and Development				
CA3 Sub-Total			\$3,670,000	

**FY 2005 Local Capital Maintenance Transportation Program
(Rights-of-Way Program)**

Project Code and Title	Project Phase	Responsible Manager	FY 2005 Budget	Remarks & Comments
CE3 01	Design	Etz Korn/Marsili	\$100,000	Activities will be coordinated
Pavement Marking and	Management		\$135,000	with TSA and Ward Planners
Traffic Calming Citywide	Construction		\$765,000	in conjunction with
			\$1,000,000	Neighborhood Action Plans
CE3 02	Construction	Etz Korn/Marsili	\$4,500,000	Set aside for In-house support
Street Repair & Equipment	Equipment		\$500,000	of Asphalt and Neighborhood
Technology Improvements			\$5,000,000	Infrastructure Maintenance
				Employees Plus Equipment
				Acquisitions
CE3 03	Construction	Etz Korn/Marsili	\$500,000	Materials for in support Pot
Street Repair Materials				Hole Program
CE3 04	Management	Etz Korn/Marsili	\$250,000	Set aside for Street Sign
Street Sign Improvements	Construction		\$1,750,000	Materials and Employees
			\$2,000,000	

CE3 Sub-Total			\$8,500,000	
CK3 01	Design	Louis/Deatrick	\$500,000	Advanced Design and
Advanced Design and Contract Closeout				Contract Closeout set aside.
CK3 Sub-Total			\$500,000	
ED3 01	Design	Laden/Ward	\$70,000	Study initiated in FY 2004
Little Falls Rd. Roadway Reconstruction		Planners		Total Lifetime Bud. of \$300K
ED3 02	Design	Laden/Ward	\$510,000	Studies to be Determined
Local Parking Studies, CW		Planners		
ED3 03	Design	Laden/Ward	\$700,000	Studies earmarked for Adams
Local Traffic Studies, CW		Planners		Morgan and Georgetown
ED3 04	Design	Laden/Ward	\$100,000	Study to be initiated in FY 04
Marshall Heights Streetscape		Planners		
ED3 05	Design	Laden/Ward	\$500,000	Studies to be Determined
Neighborhood Streetscape Improvements Var. Locations		Planners		
ED3 Sub-Total			\$1,880,000	

**FY 2005 Local Capital Maintenance Transportation Program
(Rights-of-Way Program)**

Project Code and Title	Project Phase	Responsible Manager	FY 2005 Budget	Remarks & Comments

CG3 01	Management	Caldwell/Peck	\$253,500	In-house Labor set aside.
1 st . Tree Pruning	Construction		<u>\$591,000</u>	Option Year Contracts will be
			<u>\$845,000</u>	utilized.
CG3 02	Management	Caldwell/Peck	\$253,500	In-house Labor set aside.
2 nd . Tree Pruning	Construction		<u>\$591,000</u>	Option Year Contracts will be
			<u>\$845,000</u>	utilized.
CG3 03	Management	Caldwell/Peck	\$253,500	In-house Labor set aside.
3 rd . Tree Pruning	Construction		<u>\$591,000</u>	Option Year Contracts will be
			<u>\$845,000</u>	utilized.
CG3 04	Management	Caldwell/Peck	\$253,500	In-house Labor set aside.
4 th . Tree Pruning	Construction		<u>\$591,000</u>	Option Year Contracts will be
			<u>\$845,000</u>	utilized.
CG3 05	Management	Caldwell/Peck	\$288,000	In-house Labor set aside.
1 st . Dead & Hazardous Tree	Construction		<u>\$672,000</u>	Option Year Contracts will be
Removal, CW			<u>\$960,000</u>	utilized.
CG3 06	Management	Caldwell/Peck	\$288,000	In-house Labor set aside.
2 nd . Dead & Hazardous Tree	Construction		<u>\$672,000</u>	Option Year Contracts will be
Removal, CW			<u>\$960,000</u>	utilized.
CG3 07	Management	Caldwell/Peck	\$19,500	In-house Labor set aside.
Elm Injection with Alamo	Construction		<u>\$45,500</u>	Option Year Contracts will be
			<u>\$65,000</u>	utilized.
CG3 08	Management	Caldwell/Peck	\$144,000	In-house Labor set aside.
1 st . Tree Planting	Construction		<u>\$336,000</u>	Option Year Contracts will be
			<u>\$480,000</u>	utilized.
CG3 09	Management	Caldwell/Peck	\$144,000	In-house Labor set aside.
2 nd . Tree Planting	Construction		<u>\$336,000</u>	Option Year Contracts will be
			<u>\$480,000</u>	utilized.

CG3 10	Design	Caldwell/Peck	\$81,000	In-house Labor set aside.
Roadside Improvements & Management	Management		\$499,500	Option Year Contracts will be utilized.
	Construction		\$67,500	
	Equipment		\$27,000	Emergency Services funds.
			\$675,000	
CG3 Sub-Total			\$7,000,000	

**FY 2005 Local Capital Maintenance Transportation Program
(Rights-of-Way Program)**

Project Code and Title	Project Phase	Responsible Manager	FY 2005 Budget	Remarks & Comments
SR3 01 Ward 1	Design	Ngandjui &	\$128,000	Set aside for Ward based
Local Reconstruction, Resurfacing & Upgrading	Management	Deatrick	\$100,000	Street Rehabilitation
	Construction		\$1,022,000	
			\$1,250,000	
SR3 02 Ward 2	Design	Ngandjui	\$128,000	Set aside for Ward based
Local Reconstruction, Resurfacing & Upgrading	Management	Deatrick	\$100,000	Street Rehabilitation
	Construction		\$1,022,000	
			\$1,250,000	
SR3 03 Ward 3	Design	Khalid	\$128,000	Set aside for Ward based
Local Reconstruction, Resurfacing & Upgrading	Management	Deatrick	\$100,000	Street Rehabilitation
	Construction		\$1,022,000	
			\$1,250,000	
SR3 04 Ward 4	Design	Khalid	\$128,000	Set aside for Ward based
Local Reconstruction, Resurfacing & Upgrading	Management	Deatrick	\$100,000	Street Rehabilitation
	Construction		\$1,022,000	
			\$1,250,000	

SR3 05 Ward 5	Design	Cherifi	\$128,000	Set aside for Ward based
Local Reconstruction, Resurfacing & Upgrading	Management Construction	Deatrick	\$100,000 <u>\$1,022,000</u>	Street Rehabilitation
			\$1,250,000	
SR3 06 Ward 6	Design	Cherifi	\$128,000	Set aside for Ward based
Local Reconstruction, Resurfacing & Upgrading	Management Construction	Deatrick	\$100,000 <u>\$1,022,000</u>	Street Rehabilitation
			\$1,250,000	
SR3 07 Ward 7	Design	Nafici	\$128,000	Set aside for Ward based
Local Reconstruction, Resurfacing & Upgrading	Management Construction	Deatrick	\$100,000 <u>\$1,022,000</u>	Street Rehabilitation
			\$1,250,000	
SR3 08 Ward 8	Design	Nafici	\$128,000	Set aside for Ward based
Local Reconstruction, Resurfacing & Upgrading	Management Construction	Deatrick	\$100,000 <u>\$1,022,000</u>	Street Rehabilitation
			\$1,250,000	
SR3 Sub-Total			\$10,000,000	
Grand Total for FY 2005			\$37,000,000	ROW Program Total for FY - 2005

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A RESOLUTION

15-468

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

March 2, 2004

To declare the sense of the Council regarding certain provisions of the USA Patriot Act of 2001 and to urge Congress to enact legislation to modify this act and certain other enactments that may undermine fundamental civil rights guaranteed by the Constitution of the United States.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the "Sense of the Council in Support of Protection of Civil Liberties Resolution of 2004".

Sec. 2. The Council finds that:

(1) The diversity of the population of the District of Columbia is vital to our community's character.

(2) The District of Columbia has a tradition of protecting and expanding human rights and civil liberty protections for all of its residents, including non-citizens and immigrants, and it takes pride in being among the first jurisdictions to provide broad anti-discrimination protection through its enactment of the District of Columbia Human Rights Act of 1977, effective December 13, 1977 (D. C. Law 2-38; D.C. Official Code § 2-1401.01 *et seq.*).

(3) The United States Constitution guarantees certain fundamental rights including freedom of religion, speech, assembly, and privacy, protection from unreasonable search and seizure, due process and equal protection, equality before the law, the presumption of innocence, access to counsel in judicial proceedings, and the right to a fair, speedy, and public trial. All levels of government have a responsibility to protect these constitutional rights as well as to protect the public from terrorism.

(4) There is no inherent conflict between the preservation of liberty and the need to protect the public. All security measures taken to enhance public safety can, and must, do so without impairing constitutional rights or infringing upon civil liberties.

Sec. 3. It is the sense of the Council that:

(1) The USA Patriot Act of 2001, approved October 26, 2001 (Pub. Law No. 107-56; 115 Stat. 272) ("USA Patriot Act"), along with certain other measures implemented by the executive branch of the federal government after September 11, 2001, was enacted in reaction to the tragedy of September 11, 2001 without adequate consideration of provisions that undermine civil liberties.

(2) It is necessary that the District express its strong support for fundamental constitutional rights and its opposition to federal measures that unnecessarily infringe upon civil liberties, its support for the rights of immigrants and its opposition to measures that single out individuals for scrutiny or enforcement activity based on their country of origin or religion.

(3) Members of Congress should support and enact legislation to modify the

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provisions of the USA Patriot Act and other enactments, such as executive orders and federal regulations, that threaten to undermine the fundamental rights guaranteed by the Constitution.

(4) The White House should establish a bipartisan panel to review how constitutional guarantees would be affected by all new laws and regulations aimed at enhancing national security as recommended by the Gilmore Commission.

(5) Except as required by section 215 of the USA Patriot Act, by a lawful directive of the federal government, by order of a court, or by the laws or regulations of the District of Columbia, no agency or employee of the government of the District of Columbia shall divulge information or records, including educational, medical, financial, or library records, pertaining to an individual.

(6) Public libraries shall post in a prominent place within the library a notice that reads as follows: WARNING: Under section 215 of the USA Patriot Act, (Public Law 107-56), records of the books and other materials you borrow from this library may be obtained by federal agents. The Patriot Act prohibits librarians from informing you if federal agents have obtained records about you.

(7) Public schools and public institutions of higher learning shall provide notice to individuals whose education records have been obtained by law enforcement officers pursuant to section 507 of the USA Patriot Act.

(8) The Metropolitan Police Department shall refrain from:

(A) Utilizing racial, religious, ethnic, or national profiling as a factor in selecting which individuals to subject to investigatory activities, except when seeking to apprehend a specific suspect whose race, religion, ethnicity, or national origin is part of the description of the suspect;

(B) Engaging in the surveillance of individuals or groups based on participation in activities protected by the first amendment to the Constitution of the United States, such as political advocacy or the practice of religion, without particularized suspicion of criminal activity;

(C) Collecting or maintaining information about the political, religious, or social views, associations, or activities of any individual, group, association, organization, corporation, business, or partnership, that could not be reasonably connected to a security threat; and

(D) Stopping drivers or pedestrians for the purpose of scrutinizing their identification documents without a particularized security threat.

Sec. 4. The Secretary to the Council shall transmit a copy of this resolution to the President of the United States, the President Pro-Tempore of the United States Senate, the Speaker of the United States House of Representatives, the United States Attorney General, and to the Congresswoman for the District of Columbia.

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

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A RESOLUTION

15-469

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

March 2, 2004

To confirm the appointment of Ms. Myrna Yvette Peralta to the District of Columbia Board of Library Trustees.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the "District of Columbia Board of Library Trustees Myrna Yvette Peralta Confirmation Resolution of 2004".

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

Ms. Myrna Yvette Peralta
2410 20th Street, N.W., #110
Washington, D.C. 20009
(Ward 1)

as a member of the District of Columbia Board of Library Trustees, established by section 4 of the An Act To establish and provide for the maintenance of a free public library and reading room in the District of Columbia, approved June 3, 1896 (29 Stat. 244; D.C. Official Code § 39-104), replacing Drake M. Wilson, whose term ended January 5, 2004, for a term to end January 5, 2009.

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

Sec. 4. This resolution shall take effect immediately.

A RESOLUTION

15-470

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

March 2, 2004

To confirm the appointment of Mr. John W. Hill, Jr. to the District of Columbia Board of Library Trustees.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the "District of Columbia Board of Library Trustees John W. Hill, Jr. Confirmation Resolution of 2004".

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

Mr. John W. Hill, Jr.
1626 Riggs Place, N.W.
Washington, D.C. 20009-6417
(Ward 2)

as a member of the District of Columbia Board of Library Trustees, established by section 4 of the An Act To establish and provide for the maintenance of a free public library and reading room in the District of Columbia, approved June 3, 1896 (29 Stat. 244; D.C. Official Code § 39-104), replacing Alexander M. Padro, whose term ended January 5, 2004, for a term to end January 5, 2009.

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

Sec. 4. This resolution shall take effect immediately.