

ENROLLED ORIGINAL

A RESOLUTION

15-367

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

December 16, 2003

To approve tax increment financing for a hotel project at 1000 K Street, N.W.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the "Tax Increment Revenue Bonds 1000 K, L.L.C. Project Approval Resolution of 2003".

Sec. 2. Definitions.

For the purpose of this resolution, the term:

(1) "Bonds" means the District of Columbia tax increment 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.

(2) "Chief Financial Officer" means the Chief Financial Officer of the District of Columbia.

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

(4) "Development Agreement" means the Development Agreement between the District and Development Sponsor setting forth the terms and conditions upon and pursuant to which the District will issue the Bonds and Developer will develop the Project.

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

(6) "Project" means the financing, refinancing, or reimbursing of costs incurred for the acquisition, construction, installing, and equipping of a 383 room upscale Embassy Suites hotel with 165 parking spaces, pool, fitness center, restaurant, and meeting rooms, on land described as Lot 23 in Square 343 in the District of Columbia, all subject to and in accordance with the Development Agreement.

(7) "Tax increment" has the same meaning as given the term in the District of Columbia Home Rule Act of 1973, approved December 24, 1973 (87 Stat. 777; D.C. Official Code § 1-201.01 *et seq.*).

Sec. 3. Establishment of TIF area; allocation of tax increments; approval of development agreement.

(a) There is hereby established the "1000 K, L.L.C. Project TIF Area," which shall

exceed in any year the amount of the tax increments allocated to the Project projected to be received by the District during such year.

(5) The Bonds shall be secured by a pledge of the tax increments allocated to the Project pursuant to section 3(b).

(b) The Bonds may have any other terms and conditions consistent with this resolution and the Tax Increment Financing Act of 1998, effective September 11, 1998 (D.C. Law 12-1213; D.C. Official Code § 2-1217.01 *et seq.*).

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

Sec. 5. Effective date.

This resolution shall take effect immediately.

A RESOLUTION

15-368

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

December 16, 2003

To confirm the appointment of Ms. Lenora Cole Alexander to the District of Columbia Board of Elections and Ethics.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the "District of Columbia Board of Elections and Ethics Lenora Cole Alexander Confirmation Resolution of 2003".

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

Ms. Lenora Cole Alexander, Ph.D.
3020 Brandywine Street, N.W.
Washington, D.C. 20008
(Ward 3)

as a member of the District of Columbia Board of Elections and Ethics, established by section 3 of the District of Columbia Election Code of 1955, approved August 12, 1955 (69 Stat. 699; D.C. Official Code § 1-1001.03), replacing Jonda R. McFarlane, whose term ended July 7, 2002, for a term to end July 7, 2005.

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.

ENROLLED ORIGINAL

A RESOLUTION

15-369

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

December 16, 2003

To confirm the Mayoral reappointment of Mr. Matthew S. Watson as a member of the Contract Appeals Board.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the "Contract Appeals Board Matthew S. Watson Confirmation Resolution of 2003".

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

Mr. Matthew S. Watson
2301 N Street, N.W., #116
Washington, D.C. 20037
(Ward 2)

as a member of the Contract Appeals Board established by section 901 of the District of Columbia Procurement Practices Act of 1985, effective February 21, 1986 (D.C. Law 6-85; D.C. Official Code § 2-309.01), for a term to end July 28, 2007.

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.

ENROLLED ORIGINAL

A RESOLUTION

15-370

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

December 16, 2003

To accept the proposed transfer of jurisdiction over public land in the District of Columbia from the United States, by the National Park Service, to the District of Columbia for open space purposes, and to implement the approved plans for the Arena Stage project proposed for Lot 129, Square 472, all as shown on the approved plans in Board of Zoning Adjustment Application No. 17033, of that certain land in the District of Columbia, being known as Lot 812 in Square 391, Lot 811 in Square S 439, and Lot 820 in Square 472.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the "Transfer of Jurisdiction of Lot 812 in Square 391, Lot 811 in Square S 439 and Lot 820 in Square 472 Approval Resolution of 2003".

Sec. 2. Pursuant to section 1 of An Act To authorize the transfer of jurisdiction over public land in the District of Columbia, approved May 20, 1932 (47 Stat. 161; D.C. Official Code § 10-111), the District of Columbia government accepts the transfer of jurisdiction from the United States, by the National Park Service, to the District of Columbia for open space purposes and to implement the approved plans for the Arena Stage project proposed for Lot 129 in Square 472, which includes open space, roof and wall projections, a single means of vehicular access, and pedestrian access to the proposed facility, all as shown on the approved plans in Board of Zoning Adjustment Application No. 17033, of that certain land in the District of Columbia, being known as Lot 812 in Square 391, Lot 811 in Square S 439, and Lot 820 in Square 472.

Sec. 3. The Secretary to the Council shall transmit a copy of this resolution, upon its adoption, to the Mayor, to the Surveyor of the District of Columbia, to the Director of the National Capital Planning Commission, to the Speaker of the United States House of Representatives, to the President Pro Tempore of the United States Senate, and to the Director of the National Park Service.

Sec. 4. The Council adopts the fiscal impact statement in the committee print 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. 5. This resolution shall take effect immediately.

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ENROLLED ORIGINAL

A RESOLUTION

15-371

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

December 16, 2003

To approve the transfer of site control of the old Washington Convention Center to the Washington Convention Center Authority.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the "Transfer of Site Control of the Old Washington Convention Center Property to the Washington Convention Center Authority Approval Resolution of 2003".

Sec. 2. (a) Pursuant to section 204 of the Washington Convention Center Authority Act of 1994, effective September 28, 1994 (D.C. Law 10-188; D.C. Official Code §10-1202.04(d)), the Mayor transmitted to the Council a request for Council approval of the transfer of site control of the old Washington Convention Center, comprised of Lot 848 in Square 374 and an adjoining parcel described as United States Reservation 174 ("Old Washington Convention Center Property"), to the Washington Convention Center Authority.

(b) The Council hereby approves the transfer of site control of the Old Washington Convention Center Property to the Washington Convention Center Authority.

Sec. 3. 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. 4. The Secretary to the Council shall transmit a copy of this resolution, upon its adoption, both to the Mayor and to the chairperson of the Board of Directors of the Washington Convention Center Authority.

Sec. 5. This resolution shall take effect immediately.

ENROLLED ORIGINAL

A RESOLUTION

15-372

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

December 16, 2003

To approve the proposed Lease Agreement between the District of Columbia and the Washington Convention Center Authority for Lot 848, Square 374.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the "Proposed Lease Agreement with Washington Convention Center Authority Approval Resolution of 2003".

Sec. 2. (a) Pursuant to section 451 of the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 803; D.C. Official Code § 1-204.51), the Mayor transmitted the proposed Lease Agreement between the District of Columbia and the Washington Convention Center Authority for Lot 848, Square 374 to the Council for review and approval.

(b) The Council approves the contract.

Sec. 3. Fiscal impact statement.

The Council adopts the attached fiscal impact statement 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. 4. The Secretary to the Council shall transmit a copy of this resolution to the Mayor upon its adoption.

Sec. 5. This resolution shall take effect immediately.

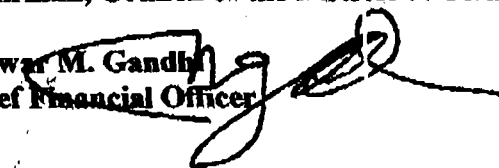
Government of the District of Columbia
Office of the Chief Financial Officer

Natwar M. Gandhi
Chief Financial Officer



MEMORANDUM

TO: The Honorable Linda W. Cropp
Chairman, Council of the District of Columbia

FROM: Natwar M. Gandhi
Chief Financial Officer 

DATE: NOV -3 2003

SUBJECT: Fiscal Impact Statement: "Transfer of Site Control of the Old Washington Convention Center Property to the Washington Convention Center Authority Approval Resolution of 2003"

REFERENCE: 15-485

Conclusion

Funds are sufficient in the proposed FY 2004 through FY 2007 budget and financial plan to enact the "Transfer of Site Control of the Old Washington Convention Center Property to the Washington Convention Center Authority Approval Resolution of 2003". However, under the terms of the lease, the District would potentially incur a currently unquantifiable future liability if it terminated the lease early.

This fiscal impact statement supercedes the version entitled "Lease of Parcels of District Owned and Controlled Property to the Washington Convention Center Authority Approval Resolution of 2003", which was signed and transmitted to Council on July 7th, 2003.

Background

The proposed resolution would approve a lease for the Old Washington Convention Center Property¹ to the Washington Convention Center Authority (WCCA) for \$100 per month for up to 10 years. The WCCA would be required to raze the site, construct a parking facility and public green space on the property. The District would retain the right to terminate the lease in order to turn the property over to a developer for permanent use. If the District prematurely terminates the

¹ Lot 848 Square 374 and an adjoining parcel described as U.S. Reservation 174

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