

COUNCIL OF THE DISTRICT OF COLUMBIA

NOTICE OF INTENT TO ACT ON NEW LEGISLATION

The Council of the District of Columbia hereby gives notice of its intention to consider the following legislative matters for final Council action in not less than **15 days**. Referrals of legislation to various committees of the Council are listed below and are subject to change at the legislative meeting immediately following or coinciding with the date of introduction. It is also noted that legislation may be co-sponsored by other Councilmembers after its introduction.

Interested persons wishing to comment may do so in writing addressed to Phyllis Jones, Secretary to the Council, 1350 Pennsylvania Avenue, Room 5, Washington, D.C. 20004. Copies of bills and proposed resolutions are available in the Legislative Services Division, 1350 Pennsylvania Avenue, NW, Room 10, Washington, D.C. 20004 Telephone: 724-8050 or online at www.dccouncil.us.

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BILLS

B15-282 Ballpark Revenue Act of 2003

Intro. 5-23-03 by Chairman Cropp at the request of the Mayor and referred to the Committee on Finance and Revenue

B15-283 Elevator, Escalators, and Other Automated People Movers Equipment Safety Act of 2003

Intro. 5-28-03 by Councilmember Ambrose and referred to the Committee on Consumer and Regulatory Affairs

B15-284 "H" Street, SE Designation Act of 2003

B15-285 Freedom Way Designation Act of 2003

Intro. 5-29-03 by Councilmember Ambrose and referred to the Committee of the Whole

B15-287 Rehabilitation Services Program Establishment Act of 2003

Intro. 5-30-03 by Chairman Cropp at the request of the Mayor and referred to the Committee on Human Services

B15-288 Fiscal Year 2004 Tax Revenue Anticipation Notes Act of 2003

Intro. 6-2-03 by Chairman Cropp at the request of the Mayor and referred to the Committee on Economic Development

COUNCIL OF THE DISTRICT OF COLUMBIA

PROPOSED LEGISLATION

BILLS (Con't)

B15-289 Uniform Mediation Act of 2003

Intro. 6-2-03 by Chairman Cropp at the request of the Mayor and referred to the Committee on the Judiciary

B15-302 Neighborhood Investment Act of 2003

Intro. 6-3-03 by Councilmember Evans and referred to the Committee on Finance and Revenue with comments from the Committee on Economic Development

B15-303 Owner-Occupant Residential Tax Credit Act of 2003

Intro. 6-3-03 by Councilmembers Evans and Catania and referred to the Committee on Finance and Revenue

B15-304 Public Charter School Real Property Tax Rebate Act of 2003

Intro. 6-3-03 by Councilmembers Mendelson, Chavous and Evans and referred to the Committee on Finance and Revenue with comments from the Committee on Education, Libraries and Recreation

B15-305 Truth in Student Residency at DCPS Act of 2003

Intro. 6-3-03 by Councilmembers Ambrose, Chavous and Graham and referred to the Committee on Education, Libraries and Recreation

PROPOSED RESOLUTIONS

PR15-229 Chief Administrative Law Judge of the Office of Administrative Hearings Tyrone T. Butler Confirmation Approval Resolution of 2003

Intro. 5-29-03 by Chairman Cropp at the request of the Mayor and referred to the Committee on the Judiciary

PR15-230 Corporation Counsel Robert J. Spagnoletti Confirmation Resolution of 2003

Intro. 5-30-03 by Chairman Cropp at the request of the Mayor and referred to the Committee on the Judiciary

PR15-233 Transfer of Jurisdiction of the New York Avenue Animal Shelter Expansion Site Resolution of 2003

Intro. 5-30-03 by Chairman Cropp at the request of the Mayor and referred to the Committee of the Whole

PROPOSED RESOLUTIONS

- PR15-236 Southwest Waterfront Development Plan Approval Resolution of 2003
- Intro. 6-2-03 by Chairman Cropp at the request of the Mayor and referred to the Committee of the Whole
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- PR15-237 Capital City Public Charter School, Inc. Revenue Bond Project Approval Resolution of 2003
- Intro. 6-2-03 by Chairman Cropp at the request of the Mayor and referred to the Committee on Economic Development
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- PR15-238 General Obligations Bond Issuance Approval Resolution of 2003
- Intro. 6-2-03 by Chairman Cropp at the request of the Mayor and referred to the Committee of the Whole
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- PR15-248 Sense of the Council on Extending the Federal Assault Weapons Ban Resolution of 2003
- Intro. 6-3-03 by Councilmembers Patterson, Chairman Cropp, and Councilmembers Allen, Ambrose, Brazil, Catania, Chavous, Evans, Fenty, Graham, Mendelson, Orange, and Schwartz and Retained by the Council
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- PR15-249 Revised Request for Proposals for the Redevelopment of Parcel One, the Former Wax Museum Site, Approval Resolution of 2003
- Intro. 6-3-03 by Councilmember Brazil and referred to the Committee on Economic Development
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COUNCIL OF THE DISTRICT OF COLUMBIA

1350 PENNSYLVANIA AVENUE, NW
WASHINGTON, DC 20004

ABBREVIATED NOTICE OF INTENT TO CONSIDER LEGISLATION

The Council of the District of Columbia hereby gives notice of its intent to take final action in less than 15 days on PR 15-237, "Capital City Public Charter School, Inc. Revenue Bond Project Approval Resolution of 2003". Because changing conditions in the revenue bond market may erode the savings available to the applicant, and because it is important for the project financed pursuant to the resolution to begin as early as possible, it is important that issuance of the bonds be considered by the Council at the July 8, 2003, legislative meeting or before.

CONSIDERATION OF TEMPORARY LEGISLATION

B15-291, "Lincoln Square Theater Sales and Use Tax Exemption Temporary Act of 2003," and **B15-300**, "Presidential Elector Deadline Waiver Temporary Amendment Act of 2003," were adopted on first reading on June 3, 2003. These temporary measures were considered in accordance with Council Rule 413. A final reading on these measures will occur on July 8, 2003.

**COUNCIL OF THE DISTRICT OF COLUMBIA
WASHINGTON, D.C. 20004**

**NOTICE OF INVESTIGATION BY THE COUNCIL OF THE DISTRICT OF
COLUMBIA COMMITTEE OF THE WHOLE**

Pursuant to Rules of Organization and Procedure for the Council of the District of Columbia Council Period 15, Section 602, notice is given by the Secretary to the Council, Phyllis Jones, that the Committee on the Whole filed on May 20, 2003, in the Office of the Secretary, a resolution authorizing an investigation by the Subcommittee on Human Rights, Latino Affairs, and Property Management on the Office of Property Management's lease management procedures regarding properties owned by Douglas Development and leased to the District of Columbia. The text of the resolution is printed.

Chairman Linda W. Cropp

A RESOLUTION

COW (15-3)

IN THE COMMITTEE OF THE WHOLE

To authorize an investigation by the Subcommittee on Human Rights, Latino Affairs, and Property Management on the Office of Property Management's lease management procedures regarding properties owned by Douglas Development and leased to the District of Columbia.

RESOLVED, BY THE COMMITTEE OF THE WHOLE, That this resolution may be cited as the "Subcommittee on Human Rights, Latino Affairs, and Property Management Investigation into the Conduct and Operations of the Office of Property Management Authorization Resolution of 2003".

Sec. 2. The Committee of the Whole ("Committee") finds that:

(1) Circumstances and events surrounding the District of Columbia's involvement with Douglas Development Corporation regarding the lease negotiations of properties, including 77 P Street, N.E., and 4800 Addison Road, require the Subcommittee on Human Rights, Latino Affairs, and Property Management ("Subcommittee") to use subpoenas to obtain accurate information and truthful testimony.

(2) Douglas Development Corporation ("Douglas Development"), through its representative, has refused in writing to testify before the Subcommittee or provide information concerning the Office of Property Management's ("OPM") lease management.

(3) In less than 2 years, the District of Columbia has entered into 5 distinct lease arrangements for over 350,000 square feet of the property at 77 P Street., N.E., owned by Douglas Development, at a present annual cost of \$11.4 million.

(4) Some of the lease arrangements appear to be invalid as they were entered into without
required Council approval. The examination of these arrangements are made more difficult by
the fact that there are multiple versions of fully executed documents, sometimes on the same
date, for the same agencies with material differences in terms.

(5) Some of these lease arrangements were made without careful and thoughtful financial
analysis before the obligation was undertaken. The result has been an inability by some agencies
to meet the obligations and a scramble to identify necessary funds.

(6) A questionable transfer involving substantial funds has been made to Douglas
Development, the developer of 77 P Street, N.E. This transfer was made in October 2001, 10
months before there was any lease obligation to make any payment for any purpose. This
\$863,000 payment has only recently been acknowledged by Douglas Development in a letter
dated May 7, 2003. There is no reference to this payment or its purpose in the lease, executed in
July 2002.

(7) The Subcommittee has oversight authority over OPM and has the authority to
examine the operations of OPM, including its lease management functions and its management
of construction projects, and requires access to past, current, and future lease agreements and
memoranda of understanding associated with or entered into on the District of Columbia's
behalf.

(8) On October 21, 2002, the Subcommittee held public hearings to review OPM's
purchase of 4800 Addison Road and has held subsequent hearings on February 11 and 27, 2003,
and April 11, 2003, to inquire into the agency's budget, leasing management practices, and fiscal
responsibility.

(9) Hearings held by the Subcommittee involving past and present property negotiations, 1
agreements, and transactions of OPM raise questions about these activities and require further 2
investigation to rebut the presumption or appearance of impropriety. 3

(10) The Subcommittee's investigations raise questions regarding the extent to which 4
funds were available in individual agencies' budgets and whether proper procedures were 5
followed in the determination of financial sufficiency before entering into these transactions. 6

Sec. 3. The Committee determines that the circumstances enumerated in section 2 7
constitute reasons for an investigation and hereby authorizes an investigation by the 8
Subcommittee, including the use of subpoenas issued by the Chairman of the Committee, into the 9
operation and transactions of OPM, and any other relevant agency, with outside vendors and 10
contractors, including International Builders, Inc. and Douglas Development. Specifically, this 11
investigation will examine: 12

(1) Expenditures of OPM, or any other relevant agency, in relation to its 13
statutory authorization; 14

(2) The disbursement of funds by OPM, or any other relevant agency; and 15

(3) Contracts, leases, agreements, or transactions entered into by OPM on 16
behalf of the District of Columbia. 17

Sec. 4. This resolution shall take effect immediately. 18

COUNCIL OF THE DISTRICT OF COLUMBIA

Notice of Reprogramming Request

Pursuant to DC Code Sec 47-361-et.seq of the Reprogramming Policy Act of 1990, the Council of the District of Columbia gives notice that the Mayor has transmitted the following reprogramming request(s).

A reprogramming will become effective 14 days after official receipt of the supporting financial analysis from the Chief Financial Officer unless a Member of the Council files a notice of disapproval of the request. If such notice is given, a reprogramming will become effective 30 days after its official receipt unless the Council disapproves the request.

Comments should be addressed to the Secretary to the Council, Room 5, John A. Wilson Building, 1350 Pennsylvania Avenue, N.W., Washington, D.C. 20004. Copies of reprogramming requests are available in the Council's Legislative Services Division, Room 10, John A. Wilson Building. TELEPHONE: 724-8050

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- Reprog. 15-14: Reprogramming of \$1,600,000 of fiscal year 2003 budget authority within the Department of Human Services Mental Retardation and Developmental Disabilities Administration (MRDDA) to comply with the staffing requirements of the Evans court ordered exit.
- Reprog. 15-15: Reprogramming of \$2,000,000 of fiscal year 2003 budget authority within the Youth Services Administration (YSA) in the Department of Human Services to comply with the court-ordered Jerry M. Consent Decree.
- RECEIVED: 14 day review began June 5, 2003.