

## ENROLLED ORIGINAL

AN ACT  
D.C. ACT 18-240IN THE COUNCIL OF THE DISTRICT OF COLUMBIA  
DECEMBER 4, 2009

To approve, on an emergency basis, the borrowing of funds by the Mayor, through the Chief Financial Officer, through the issuance and sale of bonds in an aggregate principal amount not to exceed \$660.865 million as either income tax secured revenue bonds or general obligation bonds.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this act may be cited as "Fiscal Year 2010 Income Tax Secured Revenue Bond and General Obligation Bond Issuance Emergency Approval Act of 2009".

Sec. 2. Pursuant to and in accordance with the Income Tax Secured Bond Authorization Act of 2008, effective October 22, 2008 (D.C. Law 17-254; D.C. Official Code § 47-340.26 *et seq.*) ("Income Tax Bond Act"), the Council approves the issuance and sale of income tax secured revenue bonds in an aggregate principal amount not to exceed \$660.865 million to fund the capital projects listed in section 4 and to pay all other costs and expenses authorized by the Income Tax Bond Act, including, but not limited to, reimbursing amounts temporarily advanced from the General Fund of the District of Columbia, any enterprise fund, or other fund or account of the District, plus an amount equal to all costs related to structuring, issuing, securing, marketing, and maintaining the bonds issued pursuant to this act, including capitalized interest, underwriting fees, discounts and expenses, rating agency fees, legal fees, accounting fees, financial advisory fees, trustee and paying agent fees, collection agent fees, bond insurance and other credit enhancement fees, liquidity enhancement fees, printing costs and expenses, and any other fees, discounts, or expenses, and all costs incurred by the District with respect to the financing documents related to the bonds, redemption premiums, and other costs of redemption.

Sec. 3. (a) Pursuant to section 3302 of the Fiscal Year 2001 Budget Support Act of 2000, effective October 19, 2000 (D.C. Law 13-172; D.C. Official Code § 47-335.01), the Council approves the issuance and sale of general obligation bonds in an aggregate principal amount not to exceed \$660.865 million to fund the capital projects listed in section 4 and to pay all other costs and expenses of issuing and delivering the bonds, including, but not limited to, any capitalized interest, underwriting, rating fees, legal fees, accounting fees, financial advisory fees,

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bond insurance and other credit enhancements, and printing costs and expenses.

(b) The capital projects listed in section 4 have been authorized pursuant to section 446 of the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 801; D.C. Official Code § 1-204.46), the District of Columbia Appropriations Act, 2000, approved November 29, 1999 (Pub. L. No. 106-113; 113 Stat. 1501), the District of Columbia Appropriations Act, 2001, approved November 22, 2000 (Pub. L. No. 106-522; 114 Stat. 2457), the District of Columbia Appropriations Act, 2002, approved December 21, 2001 (Pub. L. No. 107-96; 115 Stat. 923), the District of Columbia Appropriations Act, 2003, approved February 20, 2003 (Pub. L. No. 108-7; 117 Stat. 11), the District of Columbia Appropriations Act, 2004, approved January 23, 2004 (Pub. L. No. 108-199; 118 Stat. 3), the District of Columbia Appropriations Act, 2005, approved October 18, 2004 (Pub. L. No. 108-335; 118 Stat. 1322), the District of Columbia Appropriations Act, 2006, approved November 30, 2005 (Pub. L. No. 109-115; 119 Stat. 2508), the Continuing Appropriations Resolution, 2007, approved February 15, 2007 (Pub. L. No. 110-5; 121 Stat. 8), the Continuing Appropriations Resolution, 2008, approved September 29, 2007 (Pub. L. No. 110-92; 121 Stat. 989), the District of Columbia Appropriations Act, 2008, approved December 26, 2007 (Pub. L. No. 110-161; 121 Stat. 1990), the Continuing Appropriations Resolution, 2009, approved September 30, 2008 (Pub. L. No. 110-329; 119 Stat. 3574), the Continuing Appropriations Resolution, 2010, approved October 1, 2009 (Pub. L. No. 111-68; 123 Stat. 2023), and the Further Continuing Appropriations Resolution, 2010, approved October 30, 2009 (Pub. L. No. 111-88; 123 Stat. 2904), and are included within the schedule of capital projects for which the District of Columbia is authorized to incur indebtedness under the General Obligation Bonds and Bond Anticipation Notes for Fiscal Years 1999 -2004 Authorization Act of 1999, effective July 29, 1999 (D.C. Law 13-22; D.C. Official Code § 1-204.61, note); the General Obligation Bonds and Bond Anticipation Notes for Fiscal Years 2002 -2007 Authorization Act of 2002, effective March 25, 2003 (D.C. Law 14-214; D.C. Official Code § 1-204.61, note); and the General Obligation Bonds and Bond Anticipation Notes for Fiscal Years 2007-2012 Authorization Act of 2006, effective March 6, 2007 (D.C. Law 16-212; D.C. Official Code § 1.204.61, note) ("Bond Acts").

Sec. 4. (a) The Chief Financial Officer shall determine whether income tax secured bonds or general obligation bonds will be issued to finance the capital projects listed in subsection (b) of this section.

(b) The capital projects to be financed, in the amounts specified, from the proceeds of either income tax secured bonds or general obligation bonds are as follows:

| Agency                               | Project | Project Title                         | Implementing Agency | Amount  |
|--------------------------------------|---------|---------------------------------------|---------------------|---------|
| <b>Office of Property Management</b> |         |                                       |                     |         |
| AM                                   | BC1     | Facilities Condition Assessment Study | AMO                 | 619,390 |

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|                 |     |   |     |                  |
|-----------------|-----|---|-----|------------------|
| AM              | EA7 | Neighborhood Revitalization                 | AM0 | 120,788          |
| AM              | AA4 | Medical Examiners Office                    | AM0 | 16,434           |
| AM0             | PL9 | Preventive and Critical Capital Replacement | AM0 | 4,500,000        |
| <b>Subtotal</b> |     |   |     | <b>5,256,612</b> |

**Office of the Chief Financial Officer**

|                 |     |                                |     |                  |
|-----------------|-----|--------------------------------|-----|------------------|
| AT              | BF2 | IT Systems                     | AT0 | 1,604,474        |
| AT              | BF3 | SOAR Modernization             | AT0 | 259,814          |
| AT              | CIS | Computer Infrastructure System | AT0 | 87,188           |
| AT              | CSP | General Systems                | AT0 | 1,084,031        |
| <b>Subtotal</b> |     |                                |     | <b>3,035,507</b> |

**Office of Planning**

|                 |     |   |     |                  |
|-----------------|-----|---|-----|------------------|
| BD0             | PLN | Public Planning-Initial Project Development | BD0 | 1,695,723        |
| <b>Subtotal</b> |     |   |     | <b>1,695,723</b> |

**Commission on Arts and Humanities**

|                 |     |                 |     |                  |
|-----------------|-----|-----------------|-----|------------------|
| BX              | AH7 | Public Art Fund | BX0 | 1,000,000        |
| <b>Subtotal</b> |     |                 |     | <b>1,000,000</b> |

**Office on Aging**

|                 |     |                               |    |                  |
|-----------------|-----|-------------------------------|----|------------------|
| BY              | A05 | Senior Center                 | AM | 1,612,904        |
| BY              | IT1 | Continuity of Operations      | AM | 45,327           |
| BY              | EA1 | Ward 1 Senior Wellness Center | AM | 152,147          |
| <b>Subtotal</b> |     |                               |    | <b>1,810,378</b> |

**Office of the Attorney General**

|                 |     |                      |     |                |
|-----------------|-----|----------------------|-----|----------------|
| CB0             | EN2 | CSED Capital Project | CB0 | 503,388        |
| <b>Subtotal</b> |     |                      |     | <b>503,388</b> |

**D.C. Public Libraries**

|     |     |  |         |           |
|-----|-----|--|---------|-----------|
| CE0 | FGR | Francis A. Gregory                             | CE0     | 2,000,000 |
| CE0 | FS2 | Petworth Branch Library Substantial Renovation | CE0     | 287,124   |
| CE0 | FS3 | Georgetown Library Renovation                  | CE0     | 939,479   |
| CE0 | LB2 | Library Improvements                           | CC0/CE0 | 155,993   |
|     |     | General Improvements at Various Library        |         |           |
| CE0 | LB3 | Branches                                       | AM0/CE0 | 2,811,205 |
| CE0 | MCL | Central Library                                | CE0     | 88,506    |
| CE0 | MLK | Martin Luther King Memorial Library            | CE0     | 386,008   |
| CE0 | NL6 | Community Libraries                            | CE0     | 20,375    |
| CE0 | PTL | Parkland Turner - PTCC                         | CE0     | 40,003    |
| CE0 | SEL | Southeast Library - Major Renovation           | CE0     | 24,937    |
| CE0 | TAK | Takoma Park - Renovation                       | CE0     | 1,608,153 |

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|   |     |   |     |                  |
|---|-----|---|-----|------------------|
| CE0   | WAH | Washington Highlands - Substantial Renovation | CE0 | 272,523          |
| <b>Subtotal</b>   |     |   |     | <b>8,634,306</b> |
| <b>Department of Consumer and Regulatory Affairs</b>      |     |   |     |                  |
| CR0   | CO3 | Digitization of the Office of the Survey      | TO0 | 43,316           |
| CR0   | EB3 | Neighborhood Revitalization                   | CR0 | 719,864          |
|   |     | DCRA Mission Critical IT Systems              |     |                  |
| CR0   | ISM | Modernization                                 | CR0 | 705,610          |
| <b>Subtotal</b>   |     |   |     | <b>1,468,790</b> |
| <b>Department of Housing and Community Development</b>    |     |   |     |                  |
| DB0   | 033 | Ft. Lincoln Utility                           | DB0 | 22,334           |
| DB0   | 040 | Affordable Housing                            | DB0 | 2,797,052        |
| <b>Subtotal</b>   |     |   |     | <b>2,819,386</b> |
| <b>Deputy Mayor for Planning and Economic Development</b> |     |   |     |                  |
| EB0   | EB0 | New Communities                               | EB0 | 6,100,853        |
| EB0   | AW2 | Canal Park                                    | EB0 | 2,300,000        |
| <b>Subtotal</b>   |     |   |     | <b>8,400,853</b> |
| <b>Metropolitan Police Department</b>                     |     |   |     |                  |
| FA0   | FRI | Base Building Renovation                      | FA0 | 7,466,885        |
| FA0   | PER | Reporting Tool - Synchronized                 | FA0 | 24,320           |
| FA0   | PSP | Property Streamlining                         | FA0 | 117,939          |
| <b>Subtotal</b>   |     |   |     | <b>7,609,144</b> |
| <b>Fire and Emergency Medical Services</b>                |     |   |     |                  |
|   |     | Permanent Improvements at Various FEMS        |     |                  |
| FB0   | F27 | Locations                                     | FB0 | 10,246           |
| FB0   | F34 | Fire Emergency Communication Facility         | FB0 | 502,181          |
| FB0   | LB1 | Engine 10                                     | FB0 | 664,320          |
| FB0   | LC1 | Engine 19                                     | FB0 | 19,131           |
| FB0   | LC4 | Engine 22                                     | FB0 | 216,892          |
| FB0   | LC7 | Engine 25                                     | FB0 | 233,131          |
| FB0   | LD8 | Training Academy Infrastructure/ EVOC         | FB0 | 289,126          |
| FB0   | LF1 | Asbestos Abatement                            | FB0 | 84,481           |
| FB0   | LG3 | Fire Training Simulators                      | FB0 | 226,989          |
| <b>Subtotal</b>   |     |   |     | <b>2,246,497</b> |
| <b>Department of Corrections</b>                          |     |   |     |                  |
| FL0   | CR1 | General Renovation and Upgrades               | AM0 | 43,760           |
| FL0   | MA2 | Renovation at Central Detention Facility      | AM0 | 395,407          |
| FL0   | MA5 | Central Detention/Roof Replacement            | AM0 | 10,885           |
| FL0   | MA7 | Floor Repairs at Central Detention Facility   | AM0 | 169,286          |

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**Subtotal** 619,338

**Office of the Chief Medical Examiner**

FX0 AA5 Renovation of the Mortuary AM0 151,931

**Subtotal** 151,931

**District of Columbia Public Schools**

GA0 GI5 General Improvements GM0 2,917,861

GA0 GM0 Woodrow Wilson Natatorium/Pool GM0 11,451,026

GA0 GM1 Stabilization Initiative GM0 38,419,021

GA0 GM3 Stabilization Initiatives GM0 3,474,214

GA0 MG2 Eastern HS GM0 646,873

GA0 NA9 Barnard ES - Modernization/Renovation GA0 11,152

GA0 NB7 Brightwood ES - Modernization/Renovation GA0 71,730

GA0 NC2 Bruce-Monroe ES Life Safety Code Compliance GA0 598

GA0 ND1 Cooke ES - Exterior Doors and Frames GA0 3,237,283

GA0 ND4 Deal JHS -Modernization/Renovation GA0/GM0 4,864,401

GA0 NF9 Hardy MS-Modernization/Renovation GA0/GM0 862,868

GA0 NI1 Kramer MS - Exterior Doors and Frames GA0 163,638

GA0 NL9 Phelps HS GM0 1,899,486

GA0 NM3 Randle Highlands - Exterior Doors and Frames GA0 18,767

GA0 NN1 Savoy ES - Exterior Doors and Frames GA0/GM0 1,826,030

GA0 NO3 Sousa MS GA0 73,002

GA0 NQ9 Wheatley ES - Exterior Doors and Frames GA0 5,476,067

GA0 NX2 Modernization and Renovation GM0 7,048,765

GA0 SG1 General Improvements GM0 28,302,389

GA0 SG3 Maintenance Improvements GA0/GM0 5,463,194

GA0 SG4 School Modernizations GA0 156,052

GA0 SK1 Athletic Facilities Improvements GM0 1,127,036

GA0 TA1 Tubman ES Modernization GM0 1,221,967

GA0 TB1 Brent ES Modernization GM0 1,690,958

GM0 YY1 Modernizations/Renovations GM0 178,165,360

GM0 YY2 Stabilization GM0 25,000,000

**Subtotal** 323,589,738

**Office of the State Superintendent of Education**

GD0 N28 Data Warehouse GD0 767

**Subtotal** 767

**University of the District of Columbia**

GF0 ET9 Higher Education Back Office TO0 33,057

GF0 PA1 Building #32 AM0 5,401

GF0 PA2 Building #38 AM0 841

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|                 |     |  |     |                   |
|-----------------|-----|--|-----|-------------------|
| GF0             | PA3 | Building #39   | AM0 | 1,848             |
| GF0             | PA4 | Building # 41  | AM0 | 3,445             |
| GF0             | PA5 | Building #42   | AM0 | 17,299            |
| GF0             | PA6 | Building #44   | AM0 | 249,436           |
| GF0             | PA7 | Building #46W  | AM0 | 245,905           |
| GF0             | PA8 | Building # 47  | AM0 | 841               |
| GF0             | PA9 | Building # 52  | AM0 | 1,128,958         |
| GF0             | PB1 | Complete Renovation & Modernization<br>Emergency Mechanical, Electrical and Structural<br>Deficiencies | AM0 | 142,878           |
| GF0             | UB6 | Renovation of Plaza Deck and Parking Garage  | AM0 | 1,221,400         |
| GF0             | UD6 | Renovation of University Facilities  | AM0 | 331,691           |
| GF0             | UG7 | Renovate Physical Plant Systems  | AM0 | 24,023,629        |
| GF0             | UM0 |  | AM0 | 137,453           |
| <b>Subtotal</b> |     |  |     | <b>27,544,082</b> |

**Department of Parks and Recreation**

|                 |     |                              |     |                  |
|-----------------|-----|------------------------------|-----|------------------|
| HA0             | QA1 | Aquatic Center Ward 3        | HA0 | 955,453          |
| HA0             | QE5 | ADA Compliance               | HA0 | 96,916           |
| HA0             | QG5 | North Michigan Park Phase II | HA0 | 77,897           |
| <b>Subtotal</b> |     |                              |     | <b>1,130,266</b> |

**Department of Health**

|                 |     |  |         |                  |
|-----------------|-----|--|---------|------------------|
| HC0             | HC1 | DC Animal Shelter                            | AM0     | 27,552           |
| HC0             | HC5 | Community Clinic Construction                | HC0     | 3,611,749        |
| HC0             | HY9 | Renovate Detoxification Clinic at DC General | HC0/AM0 | 13,255           |
| HC0             | R16 | General Improvements                         | AM0     | 33,724           |
| HC0             | R22 | Roof Replacement                             | AM0     | 29,024           |
| HC0             | R23 | Laboratory Re-Engineering IT                 | HC0     | 119,692          |
| HC0             | R24 | Electrical Renovations                       | AM0     | 4,288            |
| HC0             | R25 | Mechanical Renovations                       | AM0     | 6,382            |
| HC0             | R28 | Boiler Plant Renovations                     | AM0     | 45,743           |
| HC0             | RA2 | Medicaid                                     | HC0     | 71,998           |
| HC0             | RA8 | APRA Patient Records System                  | HC0/TO0 | 10,858           |
| <b>Subtotal</b> |     |  |         | <b>3,974,265</b> |

**Department of Human Services**

|                 |     |                            |     |                |
|-----------------|-----|----------------------------|-----|----------------|
| JA0             | JB2 | JB Johnson Facility        | AM0 | 103,366        |
| JA0             | SB1 | Children's Tracking System | TO0 | 438,565        |
| JA0             | SH1 | Shelter Facilities         | AM0 | 14,922         |
| <b>Subtotal</b> |     |                            |     | <b>556,853</b> |

**Department of Youth Rehabilitation Services**

|     |     |   |     |        |
|-----|-----|---|-----|--------|
| JZ0 | H96 | General Renovation at Oak Hill Youth Facility | CC0 | 76,879 |
|-----|-----|---|-----|--------|

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|                 |     |                         |     |                  |
|-----------------|-----|-------------------------|-----|------------------|
| JZ0             | SH7 | Oak Hill Youth Facility | AM0 | 5,880,000        |
| <b>Subtotal</b> |     |                         |     | <b>5,956,879</b> |

**Department of Transportation**

|                 |     |                          |     |                  |
|-----------------|-----|--------------------------|-----|------------------|
| KA0             | CAL | ADA Ramps                | KA0 | 1,081,741        |
| KA0             | CEL | Street Paving            | KA0 | 109,657          |
| KA0             | CKL | Roadway Reconstruction   | KA0 | 119,667          |
| KA0             | EDL | Streetscape Improvements | KA0 | 165,895          |
| KA0             | GFL | DDOT Facilities          | KA0 | 1,463,848        |
| <b>Subtotal</b> |     |                          |     | <b>2,940,808</b> |

**Mass Transit Subsidies**

|                 |     |                          |     |                   |
|-----------------|-----|--------------------------|-----|-------------------|
| KE0             | SA2 | Metrobus                 | KE0 | 16,310,299        |
| KE0             | SA3 | Metrorail Rehabilitation | KE0 | 35,405,000        |
| <b>Subtotal</b> |     |                          |     | <b>51,715,299</b> |

**Department of Public Works**

|                 |     |   |         |                  |
|-----------------|-----|---|---------|------------------|
| KT0             | FM5 | Packer Storage Facility                       | CC0/KT0 | 3,742,189        |
| KT0             | FM6 | Mechanics Shop                                | KT0     | 1,460,932        |
| KT0             | FS1 | DPW Fueling Sites                             | KT0     | 449,468          |
| KT0             | GD1 | Fleet Management Pool, Welding, and Carwash   | KT0     | 18,063           |
| KT0             | SW1 | Rehabilitation of Ft. Totten Transfer Station | KT0     | 767,500          |
| KT0             | SW2 | Solid Waste Reduction Center                  | KT0     | 62,456           |
| <b>Subtotal</b> |     |   |         | <b>6,500,608</b> |

**Department of Motor Vehicles**

|                 |     |   |     |                |
|-----------------|-----|---|-----|----------------|
| KV0             | WA5 | IT Infrastructure System/Software for 301 C Street, NW    | KV0 | 57,780         |
| KV0             | WA6 | System Infrastructure/Link System with Federal Government | TO0 | 397,401        |
| <b>Subtotal</b> |     |   |     | <b>455,181</b> |

**Department of Mental Health**

|                 |     |  |     |                  |
|-----------------|-----|--|-----|------------------|
| RM0             | HX2 | St. Elizabeths General Improvements          | RM0 | 84,880           |
| RM0             | HY5 | D.C. General Campus                          | RM0 | 1,009,410        |
| RM0             | XA5 | St. Elizabeths Hospital General Improvements | RM0 | 6,739,082        |
| RM0             | XA6 | St. Elizabeths Hospital Information System   | RM0 | 878,049          |
| <b>Subtotal</b> |     |  |     | <b>8,711,421</b> |

**Office of the Chief Technology Officer**

|     |     |   |     |           |
|-----|-----|---|-----|-----------|
| TO0 | EAM | Enterprise Architecture Management          | TO0 | 86,938    |
| TO0 | N16 | DCWAN                                       | TO0 | 95,807    |
| TO0 | N26 | ITCC (Information Tech Control Center)      | TO0 | 45,379    |
| TO0 | N27 | Applications Maintenance Transition Project | TO0 | 1,833,775 |

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|   |     |  |     |                    |
|---|-----|--|-----|--------------------|
| TO0   | N36 | SMP Pool                                   | TO0 | 230,111            |
| TO0   | N48 | ODC2 Mainframe Relocation                  | TO0 | 234,160            |
| TO0   | WDN | Wireless Network                           | TO0 | 9,167              |
| TO0   | ZA1 | IT Management                              | TO0 | 1,304,043          |
| TO0   | ZB1 | ASMP-Citywide Enterprise Resource Planning | TO0 | 19,600             |
| <b>Subtotal</b>                                   |     |  |     | <b>3,858,980</b>   |
| <b>Office of Unified Communications</b>           |     |  |     |                    |
| UC0   | UC2 | Upgrade Public Safety Radio System         | UC0 | 2,000,000          |
| <b>Subtotal</b>                                   |     |  |     | <b>2,000,000</b>   |
| <b>Total, Annual Capital Improvements Program</b> |     |  |     | <b>484,187,000</b> |
| <b>Additional Financing</b>                       |     |  |     |                    |
| <b>Office of Property Management</b>              |     |  |     |                    |
| AM0   | AA3 | Consolidated Laboratory Facility           | AM0 | 91,478,000         |
| AM0   | AA9 | Procurement of 225 Virginia Avenue, SE     | AM0 | 85,200,000         |
| <b>Total, Additional Financing</b>                |     |  |     | <b>176,678,000</b> |
| <b>Grand Total</b>                                |     |  |     | <b>660,865,000</b> |

Sec. 5. If the funds allocated to any agency pursuant to this act exceed the amount required by that agency to complete any authorized capital project listed in section 4 for that agency, the excess funds shall be made available to finance other capital projects approved by a prior or subsequent Council bond issuance resolution.

Sec. 6. Pursuant to sections 7 and 8 of the Bond Acts, section 2 of the Income Tax Bond Act, and applicable law, the Council approves the execution and delivery by the Mayor, or the Chief Financial Officer, on behalf of the District, of any agreement, document, contract, and instrument (including any amendment of or supplement to any such agreement, document, contract, or instrument) in connection with the issuance, sale, and delivery of District of Columbia general obligation bonds or income tax secured revenue bonds pursuant to the Bond Acts or the Income Tax Bond Act.

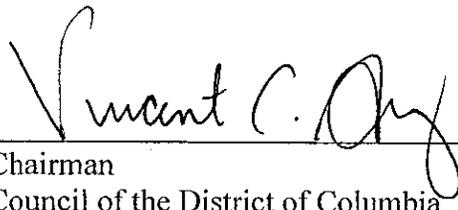
Sec. 7. Fiscal impact statement.

The Council adopts the fiscal impact of the Chief Financial Officer 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)).

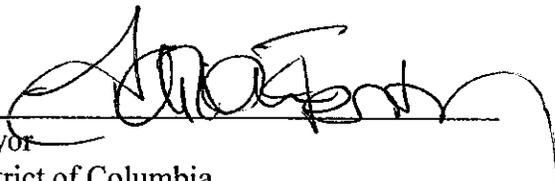
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Sec. 8. Effective date.

This act shall take effect following approval by the Mayor (or in the event of veto by the Mayor, action by the Council to override the veto), and shall remain in effect for no longer than 90 days, as provided for emergency acts of the Council of the District of Columbia in section 412(a) of the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 788; D.C. Official Code § 1-204.12(a)).



Chairman  
Council of the District of Columbia



Mayor  
District of Columbia  
APPROVED  
December 4, 2009