

GOVERNMENT OF THE DISTRICT OF COLUMBIA

ADMINISTRATIVE ISSUANCE SYSTEM

Mayor's Order 2009-214  
December 10, 2009

**SUBJECT:** Appointment – Interim People’s Counsel

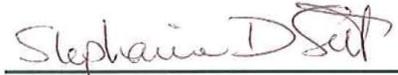
**ORIGINATING AGENCY:** Office of the Mayor

By virtue of the authority vested in me as Mayor of the District of Columbia by section 422(2) of the District of Columbia Home Rule Act, as amended, 87 Stat. 790, Pub. L. No. 93-198, D.C. Official Code § 1-204.22(2) (2009 Supp.), and section 1(b) of An Act To provide a People’s Counsel for the Public Service Commission in the District of Columbia, and for other purposes, approved January 2, 1975, 88 Stat. 1975, D.C. Official Code § 34-804(b) (2009 Supp.), it is hereby **ORDERED** that:

1. **ELIZABETH A. NOEL** is appointed as the Interim People’s Counsel, and shall serve in that capacity at the pleasure of the Mayor for a term to expire no later than March 10, 2010.
2. This Order supersedes Mayor’s Order 2007-89, dated April 9, 2007.
3. **EFFECTIVE DATE:** This Order shall be effective immediately.



ADRIAN M. FENTY  
MAYOR

ATTEST:   
STEPHANIE SCOTT  
SECRETARY OF THE DISTRICT OF COLUMBIA

**GOVERNMENT OF THE DISTRICT OF COLUMBIA**

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**ADMINISTRATIVE ISSUANCE SYSTEM**

Mayor's Order 2009-215

December 11, 2009

**SUBJECT:** Extension of Retirement Awards Program Pursuant to Sections 1902.1(a)(6) and 1904.7 of Chapter 19, Incentive Awards, of Title 6 of the District of Columbia Municipal Regulations

**ORIGINATING AGENCY:** Office of the Mayor

By virtue of the authority vested in me as Mayor of the District of Columbia by section 422(2) and (11) of the District of Columbia Home Rule Act of 1973, as amended, 87 Stat. 790, Pub. L. No. 93-198, D.C. Official Code §§ 1-204.22 (2) and (11) (2008 Supp.), it is hereby **ORDERED** that:

1. Pursuant to the provisions of sections 1902.1(a)(6) and 1904.7 of Chapter 19, Incentive Awards, of Title 6 of the District of Columbia Municipal Regulations, which established a Retirement Awards Program for certain District government employees, and as specified in this Order, retirement awards may be offered to eligible District government employees through the remainder of calendar year 2009.
2. The purpose of Retirement Awards is to recognize the length of District government service of the recipients of the award as they end their careers with the District government via retirement.
3. The following categories of employees shall be eligible to receive Retirement Awards pursuant to this Order and section 1904.7 of the Regulations:
  - (a) Except as specified in Paragraph 4 (b) of this Order, an employee retiring under any of the retirement provisions of the Civil Service Retirement System (Chapter 83 of Title 5 of the U.S. Code), including the law enforcement or firefighter provisions;
  - (b) An employee covered under the District government retirement system applicable to persons first employed by the District government after September 30, 1987 (Defined Contribution Plan) who has completed at least five (5) years of creditable service with the District government and has vested under the Defined Contribution Plan and is separating from District government service after becoming entitled to retirement benefits under the Social Security Act; and

- (c) An employee subject to the regulations retiring under any of the other District government retirement systems.
4. The following categories of employees are ineligible to receive Retirement Awards:
- (a) An employee who is in a position designated by the agency head as a critical position;
  - (b) An employee retiring under the discontinued service/involuntary retirement provisions of 5 U.S.C. § 8336 (d)(1), or under the disability retirement provisions of 5 U.S.C. § 8337;
  - (c) An employee who receives a proposal or a final decision notice of removal for cause;
  - (d) An employee who is under indictment or who is charged by information with or who has been convicted of a felony or who has been convicted after a plea of *nolo contendere* to a felony related to his or her employment duties; provided, that any employee who ultimately is acquitted or cleared of any charge that caused his or her ineligibility shall be eligible for all benefits as if that employee had never been indicted for or charged by information with a felony; and
  - (e) An employee who, based on conduct related to his or her employment duties, has been convicted of a misdemeanor or who has plead guilty or has been convicted after a plea of *nolo contendere* to a misdemeanor; provided, that any employee who is ultimately acquitted or cleared of any charge which caused his or her ineligibility shall be eligible for all benefits as if that employee had never been charged with a misdemeanor.
5. No Retirement Award granted shall exceed fifty percent (50%) of an eligible employee's annual rate of basic pay, or up to twenty five thousand dollars (\$25,000), whichever is lower.
6. Retirement Award payments shall be prorated in the case of part-time employees.
7. The disbursement of funds for Retirement Awards shall be subject to the following conditions:
- (a) The submission to the City Administrator of the agency's proposal or plan for the awards, including a list of employees to whom the award would be granted, the proposed amount of each award, and a list of critical positions, if any;
  - (b) The availability of funds within each agency, as certified by the agency's Chief Financial Officer;
  - (c) The approval of the agency proposal or plan by the City Administrator; and

- (d) Procedures issued by the Director, DCHR, including guidance and criteria for agency heads to determine the amount of each individual Retirement Award to be granted.
- 8. For the purposes of Paragraph 4 (a) of this Order, the term "critical position" means a position whereby non-performance of the duties of the position would adversely affect the fulfillment of the mission or the function of an agency, office, or department, or any lesser organizational component.
- 9. For the purposes of Paragraph 4 (d) of this Order, the term "felony" means an offense that is punishable by a term of imprisonment that exceeds one (1) year or a fine of at least one thousand dollars (\$1,000).
- 10. This Order supersedes Mayor's Order 2009-10, dated February 2, 2009.
- 11. **EFFECTIVE DATE:** This Order shall be effective *nunc pro tunc* to October 1, 2009.

  
 ADRIAN M. FENTY  
 MAYOR

ATTEST: Stephanie D Scott  
 STEPHANIE D. SCOTT  
 SECRETARY OF THE DISTRICT OF COLUMBIA

GOVERNMENT OF THE DISTRICT OF COLUMBIA

ADMINISTRATIVE ISSUANCE SYSTEM

Mayor's Order 2009-216  
December 11, 2009

**SUBJECT:** Appointments – Construction Codes Coordinating Board

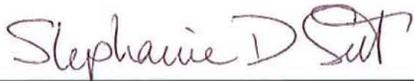
**ORIGINATING AGENCY:** Office of the Mayor

By virtue of the authority vested in me as Mayor of the District of Columbia by section 422(2) of the District of Columbia Home Rule Act of 1973, as amended, 87 Stat. 790, Pub. L. No. 93-198, D.C. Official Code § 1-204.22(2) (2009 Supp.), and in accordance with Mayor's Order 2009-22, dated February 25, 2009, it is hereby **ORDERED** that:

1. **CURTIS CLAY** is appointed as a member of the Construction Codes Coordinating Board, representing the Mayoral Delegate, for a term to end December 14, 2012.
2. **EFFECTIVE DATE:** This Order shall become effective immediately.



ADRIAN M. FENTY  
MAYOR

ATTEST:   
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 STEPHANIE D. SCOTT  
 SECRETARY OF THE DISTRICT OF COLUMBIA

GOVERNMENT OF THE DISTRICT OF COLUMBIA

ADMINISTRATIVE ISSUANCE SYSTEM

Mayor's Order 2009-217  
December 11, 2009

**SUBJECT:** Appointment – Board of Dentistry

**ORIGINATING AGENCY:** Office of the Mayor

By virtue of the authority vested in me as Mayor of the District of Columbia by section 422(2) of the District of Columbia Home Rule Act, as amended, 87 Stat. 790, Pub. L. No. 93-198, D.C. Official Code § 1-204.22(2) (2009 Supp.), and in accordance with D.C. Official Code § 3-1202.01, it is hereby **ORDERED** that:

1. **DR. ROBERT CALDWELL** was nominated by the Mayor on October 2, 2009 and, following a forty-five day period of review by the Council of the District of Columbia, this nomination is hereby deemed approved on November 21, 2009 for appointment as a licensed dentist member of the Board of Dentistry, for a term to end November 30, 2010.
2. **EFFECTIVE DATE:** This Order shall become effective immediately.



ADRIAN M. FENTY  
MAYOR

ATTEST:   
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 STEPHANIE D. SCOTT  
 SECRETARY OF THE DISTRICT OF COLUMBIA

GOVERNMENT OF THE DISTRICT OF COLUMBIA

ADMINISTRATIVE ISSUANCE SYSTEM

Mayor's Order 2009-218  
December 11, 2009

**SUBJECT:** Appointment – Mayor's Commission on Food and Nutrition

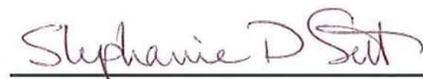
**ORIGINATING AGENCY:** Office of the Mayor

By virtue of the authority vested in me as Mayor of the District of Columbia by section 422(2) of the District of Columbia Home Rule Act of 1973, as amended, 87 Stat. 790, Pub. L. No. 93-198, D.C. Official Code § 1-204.22(2) (2009 Supp.), and in accordance with Mayor's Order 2005-47, dated March 3, 2005, it is hereby **ORDERED** that:

1. **RENEE PRIOLEAU** is appointed as a member of the Mayor's Commission on Food and Nutrition for a term to end September 30, 2010.
2. **EFFECTIVE DATE:** This Order shall become effective immediately.



ADRIAN M. FENTY  
MAYOR

ATTEST:   
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 STEPHANIE D. SCOTT  
 SECRETARY OF THE DISTRICT OF COLUMBIA