

AN ACT

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

To approve, on a temporary basis, the borrowing of funds by the District through the issuance and sale of income tax secured revenue bonds in an aggregate principal amount not to exceed \$340 million and general obligation bonds in an aggregate principal amount not to exceed \$180 million.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this act may be cited as the “Fiscal Year 2011 Income Tax Secured Revenue Bond and General Obligation Bond Issuance Temporary Approval Act of 2010”.

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 \$340 million to fund certain capital projects listed in section 4, plus the 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, delivering, and maintaining the bonds issued pursuant to this act, including, without limitation, 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, swap termination fees, printing costs and expenses, redemption premiums and other costs of redemption, and all other costs incurred by the District pursuant to the financing documents related to the bonds.

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 \$180 million to fund certain capital projects listed in section 4, plus all costs and expenses related to issuing and delivering the bonds as authorized pursuant to the Bond Acts.

(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 District of Columbia Appropriations Act, 2009, approved March 11, 2009 (Pub. L. No. 111-8; 123 Stat. 524), the Continuing Appropriations Resolution, 2010, approved October 1, 2009 (Pub. L. No. 111-68; 123 Stat. 2023), the Further Continuing Appropriations Resolution, 2010, approved October 30, 2009 (Pub. L. No. 111-88; 123 Stat. 2904), the District of Columbia Appropriations Act, 2010, approved December 16, 2009 (Pub. L. No. 111-117; 123 Stat. 3034), the Continuing Appropriations Resolution, 2011, approved September 30, 2010 (Pub. L. No. 111-242; 124 Stat. 2607), 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 the proceeds of income tax secured bonds or general obligation bonds will be used 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 the income tax secured bonds or the general obligation bonds are as follows:

ENROLLED ORIGINAL

Agency	Project	Ward	Title	Implementing Agency	Amount
DPR	QM4	1	10th Street Park	DPR	\$40,656
DCPL	CWM	1	African American Civil War Records and Artifacts	DCPL	336,085
DMPED	EB5	1	Bruce Monroe Elementary School	DMPED	855,322
OPEFM	ND1	1	Cooke Elementary School	OPEFM	20,622
DPW	FM6	1	DPW Operations Center	DPW	383,365
FEMS	LC3	1	Engine Company 21 Renovation	FEMS	37,911
DPR	QL2	1	Off-Leash Dog Parks Design and Construction	DPR	171,981
DOH	HY9	1	Renovate Detoxification Clinic at Not For Profit Hospital	DRES	9,882
DPR	QI4	1	Site Improvement (Justice Park)	DPR	2,511,549
AGING	EA1	1	Ward 1 Senior Wellness Center	DRES	1,031,192
DCPL	CLR	2	Carnegie Library Repairs	DCPL	34,822
DRES	CAC	2	Child Advocacy Center Modernization	DRES	191,752
FEMS	LE3	2	Engine Company 5 Complete Renovation	FEMS	7,982
DCPL	FS3	2	Georgetown Library Renovation	DCPL	1,178,745
DPR	EB4	2	Georgetown Waterfront Park	DPR	1,000,000
DCPL	MLK	2	Martin Luther King, Jr. Memorial Library Construction	DCPL	179,016
DPR	QK1	2	S & T Streets, NW Park	DPR	425,476
OPEFM	NX2	2	School Without Walls Modernization	OPEFM	\$82
DCPL	WTD	2	Watha T. Daniel Library Renovation	DCPL	3,494,836
OPEFM	ND4	3	Deal Junior High School Modernization/Renovation	OPEFM	1,524,116

ENROLLED ORIGINAL

UDC	ET9	3	Higher Education Back Office	UDC	130,982
UDC	UG7	3	Renovation of University Facilities including New Student Center	UDC	20,000,000
OPEFM	OA7	3	Stoddert Elementary School Modernization/Renovation	OPEFM	3,131,706
DPR	QA5	3	Stoddert Recreation Center	DPR	713,913
DCPL	TEN	3	Tenley-Friendship Branch Library	DCPL	1,040,820
OPEFM	NB7	4	Brightwood Elementary School Modernization/Renovation	OPEFM	5,676
OPEFM	NX8	4	Coolidge High School Modernization/Renovation	OPEFM	913,884
DCPL	FS2	4	Petworth Branch Library Substantial Renovation	DCPL	4,766,342
DPR	QM6	4	Raymond Recreation Center Construction	DPR	123,842
OPEFM	WT3	4	Whittier Elementary School Modernization/Renovation	OPEFM	134,599
OPEFM	TB2	5	Burroughs Elementary School Modernization/Renovation	OPEFM	2,413
OPEFM	MH1	5	Dunbar High School Modernization	OPEFM	2,000,000
DPR	QE3	5	Harry Thomas Recreation Center	DPR	136,816
DMPED	AMS	5	McMillian Sand Filtration Site	DMPED	24,186
DPR	QG5	5	North Michigan Park Phase II	DPR	13,283
OPEFM	NQ9	5	Wheatley Elementary School Modernization/Renovation	OPEFM	180,230
DMPED	AW7	6	Boathouse Row	DMPED	56,054
OPEFM	TB1	6	Brent Elementary School Modernization	OPEFM	332,489
FEMS	LA3	6	Engine Company 3 Renovation	FEMS	1,435
OCME	AA4	6	Medical Examiners Office	DRES	17,304

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DPR	QI1	6	Northwest One Recreation Center	DPR	\$2,000
DOC	CR0	6	Renovation of Cell Doors and Motors	DRES	2,217,055
OCME	AA5	6	Renovation of Mortuary, Photographic and Medical Library	DRES	366
DOC	MA2	6	Renovations at Central Detention Facility	DRES	47,451
DOC	MA7	6	Renovations at Central Detention Facility	DRES	30,481
DOC	MA5	6	Renovations at Central Detention Facility Administration Building	DRES	4,322
DPR	QI9	6	Rosedale Recreation Center Construction	DPR	234,315
AGING	A05	6	Senior Center	DRES	573,742
DCPL	ANL	7	Anacostia Library	DCPL	2,628,704
FEMS	LC1	7	Engine Company 19 Renovation	FEMS	100,244
DPR	QG6	7	Kenilworth Parkside Recreation Center Plan and Design	DPR	13,274
DCPL	BEN	7	New Benning Branch Library	DCPL	1,138,868
DPR	QB3	7	Roper / Deanwood Recreation Center	DPR	1,538,392
DPW	PS1	8	Blue Plains District Impound Lot	DPW	108,420
FEMS	LE8	8	Class A Burn Building	FEMS	267,846
DMH	HX4	8	Construct/Renovate New East Campus of St. Elizabeths	DMH	1,980,760
DMH	HX3	8	Construct/Renovate New St. Elizabeths	DMH	48,560
FEMS	LC7	8	Engine Company 25	FEMS	787
OPEFM	TB3	8	Ferebee Hope Elementary School Modernization/Renovation	OPEFM	182,717
DHCD	503	8	Henson Ridge - Housing	DHCD	316,595

ENROLLED ORIGINAL

			Opportunities for People Everywhere (HOPE) IV		
DCPL	PTL	8	Parkland Turner Community Center	DCPL	28,113
OPEFM	NN1	8	Savoy Elementary School	OPEFM	552,238
DMH	XA5	8	St. Elizabeths Hospital General Improvements	DMH	153,410
DMH	XA6	8	St. Elizabeths Hospital Information System	DMH	\$178,171
FEMS	LG3	8	Training Academy Fire Training Simulators	FEMS	786,107
FEMS	LD8	8	Training Academy Infrastructure/Emergency Vehicle Operator Course	FEMS	18,930
FEMS	LG5	8	Training Academy Site Improvements	FEMS	125,750
DCPL	WAH	8	Washington Highlands Library - Substantial Renovation	DCPL	479,345
DDOT	EW0	6 and 8	11th Street Bridge	DDOT	20,000,000
DPR	QE5	DW	Americans with Disabilities Act Compliance	DPR	64,726
DDOT	CAL	DW	Americans with Disabilities Act Ramps for sidewalks and intersections	DDOT	904,143
DHCD	040	DW	Affordable Housing	DHCD	111,123
OCTO	N27	DW	Application Maintenance Transition Project	OCTO	47,059
FEMS	LF1	DW	Asbestos Abatement	FEMS	31,179
OPEFM	SK1	DW	Athletic Facility Upgrades	OPEFM	1,777,023
DPR	QN7	DW	Athletic Field and Park Improvements	DPR	275,239
MPD	FRI	DW	Base Building Renovation	MPD	99,705
OCTO	N48	DW	Capital Supplementals For Existing MI Project	OCTO	4,802
OCTO	ZB1	DW	Citywide Enterprise Resource Planning	OCTO	97,887

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DMPED	040	DW	Community Development Project	DHCD	1,437,665
DCPL	NL6	DW	Community Libraries	DCPL	1,452
DPR	QM8	DW	Community Recreation Centers Rehabilitation	DPR	994,974
CAH	DA1	DW	Cultural Facilities Grants	CAH	62,680
DCRA	ISM	DW	DCRA Mission Critical Information Technology Systems Modernization	DCRA	413,006
DDOT	GFL	DW	DDOT Facilities	DDOT	541,883
DMV	WA6	DW	Destiny Information Technology Infrastructure	OCTO	67,485
OCTO	N16	DW	District Reporting System	OCTO	\$224,744
DPW	FS1	DW	DPW Fueling Sites	DPW	410,712
DMPED	EDP	DW	Economic Development Pool	DMPED	914,928
OPEFM	YY1	DW	Elementary/Middle Schools: Small Capital Projects	OPEFM	45,171,000
FEMS	F34	DW	Emergency Communication Systems	FEMS	29,160
OCTO	EAM	DW	Enterprise Architecture	OCTO	36,189
DRES	BC1	DW	Facilities Condition Assessment Study	DRES	217,354
DPW	FM5	DW	Facility Construction	DPW	128,200
DPR	RR0	DW	Facility Renovation	DPR	402,840
DMPED	AW5	DW	Federal Lands Transfer Project	DMPED	5,789,000
FEMS	F27	DW	FEMS Permanent Improvements	FEMS	1,438
DPW	GD1	DW	Fleet Management	DPW	43,596
OPEFM	SG1	DW	General Improvement	OPEFM	1,400,870
DCPL	LB3	DW	General Improvements at Various Library Branches	DCPL	1,122,732

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DOC	CR1	DW	General Renovation at DC Jails	DRES	161,394
OCFO	CSP	DW	General Systems: Implementing Best Practices Tax System	OCFO	74,563
DPR	RE0	DW	Hagan Cultural Center	DPR	283,989
OCTO	HIP	DW	HIPAA Privacy and Security	OCTO	146,901
OPEFM	YY1	DW	High School Modernizations: New Construction and Renovation	OPEFM	115,000,000
MPD	ITI	DW	Information Technology Initiative	MPD	11,039
OCTO	ZA1	DW	Information Technology Initiative	OCTO	160,309
OCFO	BF2	DW	Information Technology Systems	OCFO	476,279
DCPL	LB2	DW	Library Improvements at various Libraries to include HVAC and ADA	DCPL	6,550
OPEFM	SG3	DW	Maintenance Improvements	OPEFM	814,936
DOH	HC3	DW	Medicaid Management System	DOH	\$1,025,904
WMATA	SA2	DW	Metrobus including Bus Rehabilitation, Bus Acquisition and Storage Facilities	WMATA	29,934,010
WMATA	SA3	DW	Metrorail Rehabilitation including Track Replacement	WMATA	31,419,000
OPEFM	YY1	DW	Modernizations Underway: Small Capital Projects	OPEFM	28,511,991
MPD	PL1	DW	MPD Pool Projects Building Renovation/Construction including Infrastructure Updates	MPD	1,032,755
DCRA	EB3	DW	Neighborhood Revitalization	DCRA	242,217
DMPED	EB3	DW	Neighborhood Revitalization	DCRA	498,237
DRES	PL9	DW	Preventative and Critical Capital Replacement of	DRES	3,500,000

ENROLLED ORIGINAL

			Roofs, Windows and HVAC		
CAH	AH7	DW	Public Arts Fund	CAH	730,616
OMP	PLN	DW	Public Planning-Initial Project Development	OMP	749,720
OUC	UC2	DW	Public Safety Radio System Upgrade	OUC	2,000,000
DPR	QJ9	DW	Purchase and Renovate Boys and Girls Club	DPR	158,372
MPD	PER	DW	Reporting Tool - Synchronized	OCTO	476,651
OPEFM	SG4	DW	School Modernizations	OPEFM	13,167
OPEFM	YY1	DW	Selective Additions and New Construction: Art, Music and Gymnasiums	OPEFM	29,217,000
OCTO	N36	DW	Service Modernization Program Pool	OCTO	189,378
OCFO	BF3	DW	SOAR: Modernization of General Ledger System	OCFO	3,999,825
OPEFM	YY2	DW	Stabilization of Electrical and Mechanical Systems	OPEFM	35,129,000
OPEFM	GM1	DW	Stabilization Initiatives	OPEFM	13,926,434
DDOT	CEL	DW	Street Paving	DDOT	1,397,765
DDOT	SA3	DW	Streetcars: Design and Construction	DDOT	10,000,000
DDOT	AD3	DW	Streetlight Asset Management	DDOT	5,000,000
DPR	RG0	DW	Swimming Pool Replacement of Pool and Drain Covers	DPR	\$9,158,896
OCTO	N17	DW	Tech City	OCTO	2,026,779
DCPL	TPL	DW	Temp Space for DC Public Library	DCPL	569,920
OCTO	WDN	DW	Wireless Data Network	OCTO	53,817
WMATA	SA3	DW	WMATA Fund Project	WMATA	47,750,000
DYRS	SH7	Other	Oak Hill Youth Facility	DRES	408,962

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DHS	SH1	DW	Shelter Facilities	DRES	501
	Total				\$520,000,000

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 or act.

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 and the Income Tax Bond Act.

Sec. 7. Fiscal impact statement.

The Council adopts the fiscal impact statement 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)).

Sec. 8. Effective date.

(a) 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), a 30-day period of Congressional review as provided in section 602(c)(1) of the District of Columbia Home Rule Act, approved December

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24, 1973 (87 Stat. 813; D.C. Official Code § 1-206.02(c)(1)), and publication in the District of Columbia Register.

(b) This act shall expire after 225 days of its having taken effect.

Chairman
Council of the District of Columbia

Mayor
District of Columbia