

Chairman Phil Mendelson  
at the request of the Mayor

A PROPOSED RESOLUTION

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

To declare the existence of an emergency with respect to the need to approve Modification No. 3 to a multiyear Capital Funding Agreement with the Washington Metropolitan Area Transit Authority to provide capital funding for a capital improvement program during fiscal years 2011 through 2016 (CFA), extending the term of the CFA until June 30, 2019.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the “Third Amendment to the Washington Metropolitan Area Transit Authority Capital Funding Agreement Emergency Declaration Resolution of 2018”.

Sec. 2. (a) There exists a need to approve Modification No. 3 to the Capital Funding Agreement with the Washington Metropolitan Area Transit Authority (WMATA) to provide additional capital funding for a one year extension to a capital improvement program for the Washington Metro System from July 1, 2018 to June 30, 2019.

(b) On July 1, 2010, the Office of Contracting and Procurement (“OCP”), on behalf of the District Department of Transportation, executed a multiyear Capital Funding Agreement with the Washington Metropolitan Area Transit Authority to provide

1 capital funding for a capital improvement program from July 1, 2010 through June 30,  
2 2016 in the ceiling amount of \$397,314,000.

3 (c) On July 1, 2016, the Office of Contracting and Procurement (“OCP”), on  
4 behalf of the District Department of Transportation, executed a modification to the  
5 multiyear Capital Funding Agreement with the Washington Metropolitan Area Transit  
6 Authority to increase the amount for fiscal year 2016 by \$92,100,000 for a total ceiling  
7 amount of \$489,414,000.

8 (d) On July 1, 2017, the Office of Contracting and Procurement (“OCP”), on  
9 behalf of the District Department of Transportation, executed a second modification to  
10 the multiyear Capital Funding Agreement with the Washington Metropolitan Area  
11 Transit Authority to increase the amount for fiscal year 2017 by \$76,100,000 for a total  
12 ceiling amount of \$565,514,000

13 (d) Modification No. 3 is now necessary to increase the amount for fiscal year  
14 2018 by \$75,235,000, for a total ceiling amount of \$ 640,749,000, excluding Passenger  
15 Rail Investment and Improvement Act funding.

16 (e) Council approval is necessary since these modifications increase the contract  
17 by more than \$1,000,000 during a 12-month period.

18 (f) Approval is necessary to allow the continuation of these vital services.  
19 Without this approval, WMATA cannot be paid for services provided in excess of  
20 \$1,000,000.00 for the contract period July 1, 2018 through June 30, 2019.

21 Sec. 3. The Council of the District of Columbia determines that the  
22 circumstances enumerated in section 2 constitute emergency circumstances making it  
23 necessary that the Third Amendment to the Washington Metropolitan Area Transit

1 Authority Capital Funding Agreement Emergency Act of 2018 be adopted after a single  
2 reading.

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