

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 a six-year Capital Funding Agreement with the Washington Metropolitan Area Transit Authority (WMATA) to provide capital funding for a capital improvement program during WMATA fiscal years 2022 through 2027.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the “Washington Metropolitan Area Transit Authority Fiscal Years 2022 to 2027 Capital Funding Agreement Emergency Declaration Resolution of 2021”.

Sec. 2. (a) There exists a need to approve the Capital Funding Agreement with the Washington Metropolitan Area Transit Authority (WMATA) and the contributing jurisdictions consisting of the District; the State of Maryland; Arlington County, Virginia; Fairfax County, Virginia; County of Loudoun, Virginia; the City of Alexandria, Virginia; the City of Fairfax, Virginia; and the City of Falls Church, Virginia; to provide new capital funding for the capital improvement program for the Washington metro system from July 1, 2021 to June 30, 2027.

(b) On July 1, 2010, the Office of Contracting and Procurement (OCP), on behalf of the District Department of Transportation (DDOT), executed a multiyear Capital

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

3 (c) On July 1, 2016, OCP, on behalf of DDOT, executed a modification to the
4 multiyear Capital Funding Agreement with WMATA to increase the amount for fiscal
5 year 2016 by \$92,100,000 for a total ceiling amount of \$489,414,000.

6 (d) On July 1, 2017, the OCP, on behalf of DDOT, executed a second
7 modification to the multiyear Capital Funding Agreement with WMATA to increase the
8 amount for fiscal year 2018 by \$76,100,000 for a total ceiling amount of \$565,514,000

9 (e) On July 1, 2018, OCP, on behalf of DDOT, executed a third modification to
10 the multiyear Capital Funding Agreement with WMATA to increase the amount for fiscal
11 year 2020 by \$75,235,000 for a total ceiling amount of \$640,749,000.

12 (f) A one-year Capital Funding Agreement with WMATA to provide
13 \$92,700,000 in capital funding for a capital improvement program from July 1, 2019 to
14 June 30, 2020 was executed.

15 (g) A one-year Capital Funding Agreement with WMATA to provide
16 \$95,116,884 in capital funding for a capital improvement program from July 1, 2020 to
17 June 30, 2021 was executed.

18 (h) A new six-year Capital Funding Agreement with WMATA to provide
19 \$631,346,120 in capital funding for a capital improvement program from July 1, 2021 to
20 June 30, 2027 is now necessary. This capital funding excludes Passenger Rail
21 Investment and Improvement Act funding.

22 (i) Council approval is necessary since this is a multiyear agreement for more
23 than \$1,000,000.

1 (j) Approval is necessary to allow the continuation of these vital services.

2 Without this approval, WMATA cannot be paid for services provided in excess of

3 \$1,000,000.00 for the contract period July 1, 2021 through June 30, 2027.

4 Sec. 3. The Council of the District of Columbia determines that the

5 circumstances enumerated in section 2 constitute emergency circumstances making it

6 necessary that the Washington Metropolitan Area Transit Authority Fiscal Years 2022 to

7 2027 Capital Funding Agreement Emergency Act of 2021 be adopted after a single

8 reading.

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

10