

Council of the District of Columbia
COMMITTEE ON BUSINESS AND ECONOMIC DEVELOPMENT
MEMORANDUM

1350 Pennsylvania Avenue, NW, Washington, D.C. 20004

TO: Chairperson Phil Mendelson
FROM: Councilmember Kenyan R. McDuffie 
RE: Request to Agendize Measures for the June 28, 2022, Legislative Meeting
DATE: June 23, 2022

Pursuant to Council Rule 426, regarding a waiver of Rule 231(c), I request that the following measures be agendized for the June 28, 2022, Legislative Meeting. I also request that these measures be agendized for an Additional Meeting of the Committee of the Whole should one be scheduled.

The measures were marked up by the Committee on Business and Economic Development and have been filed timely with the Secretary's Office:

Measures from the Committee:

- **PR24-0679, the “Metropolitan Police Department Reimbursable Detail Subsidy Program Hours of Eligibility Approval Resolution of 2022”**

The measure is subject to a 90-day active Council review period. The Proposed Resolution would approve proposed rules to amend section 718 of Title 23 of the District of Columbia Municipal Regulations. The proposed rulemaking would modify the Metropolitan Police Department Reimbursable Detail Subsidy Program by restoring hours of eligibility for obtaining reimbursement for RDO Program services to pre-pandemic hours (11:30p.m. to 5a.m. Sunday through Saturday). The proposed rulemaking would also add DC Main Streets to the list of eligible entities for participation in the Program. These rules were adopted by the Alcoholic Beverage Control Board on June 16, 2021, on an emergency basis, by unanimous vote. The proposed resolution, if not approved, will be deemed disapproved on July 5, 2022.

- **PR24-0754, the “Chief Financial Officer of the District of Columbia Glen M. Lee Confirmation Resolution of 2022”**

If approved, the Proposed Resolution will confirm the appointment of Mr. Glen M. Lee as Chief Financial Officer of the District of Columbia, succeeding Dr. Fitzroy Lee, for a term ending on June 30, 2027. Mr. Lee currently serves as the Finance Director for the City of Seattle – a position he has held for the last 10 years. There, he manages Seattle's financial processes and tax administration functions along with the nation's first multi-jurisdictional municipal corporate tax filing system. Prior to his current position, Mr. Lee served as the Assistance Finance Director for the City of Seattle for 11 years, where he focused on revenue forecasting and worked to increase clarity and transparency of the City of Seattle's annual budget process. Mr. Lee began his career as a fiscal and policy analyst in the California State Legislative Analyst's Office. He holds a Bachelor of Science degree from University of California, Berkeley, in Agricultural and Resource Economics.

- **PR24-0739, the “Lee Montessori Public Charter School Revenue Bonds Project Approval Resolution of 2022”**

The Proposed Resolution would allow the District to issue up to \$30 million in tax-exempt bonds, notes, or other obligations to help Lee Montessori Public Charter School finance the costs to acquire and expand an elementary school at 2345 R Street, SE to accommodate a PreK through 6th grade campus and renovate, build out, and equip additional classrooms and instructional space at its facility located at 3025

4th Street, NE. The school’s proposed use of the revenue bond proceeds complies with Section 490 of the District of Columbia Home Rule Act. This measure is also without recourse to the District government.

- **B24-0237, the “Clean Hands Equity Amendment Act of 2022”**

If approved, this measure would amend the definition for the type of licenses and permits that require Clean Hands certification to exclude drivers’ licenses, beginning in Fiscal Year 2024. Under current law, an individual who owes the District more than \$100 in certain types of debt, including traffic fines and fees, cannot obtain or renew their drivers’ license. This requirement disproportionately burdens low-income and minority communities, who are more susceptible to bias in traffic enforcement and therefore more likely to be issued traffic fines and fees and are also more likely to be unable to pay those fines. This legislation will address the inequity created by this policy and allow individuals to obtain or renew a drivers’ license regardless of whether they owe fines and fees to the District. The Council placed funding for this measure in the FY23 budget contingent upon this measure being approved by year’s end.

Contracts on behalf of the Office of the Chief Financial Officer

- **PR24-0762, the “Contract No. CFOPD-15-C-003, 457 Deferred Compensation and 401(a) Defined Contribution Pension Plans Approval Resolution of 2022”**

This proposed resolution would approve the exercise of the remainder of the second multiyear option (“Option Period Two”) of [Contract No. CFOPD-15-C-003](#) with ICMA Retirement Corporation to continue to provide recordkeeping, administration, participant communication and education services, investment management, and trustee services for the District’s 457 Deferred Compensation and 401(a) Defined Contribution Pension Plans. The remainder of Option Period Two is for an amount not to exceed \$7,401,023.01. The period for performance is from July 16, 2022, through March 5, 2024.

In prior years, the Office of the Chief Financial Officer (“OCFO”) conducted market surveys and determined that the Certified Business Entity (“CBE”) community was not able to provide 35% of the contract’s scope of the work. For the five-year base term and first two-year option period, the OCFO sought and received waiver from the Department of Small and Local Business Development (“DSLBD”) permitting 6% of the contract’s scope of work to go to CBEs.

For Option Period Two, OCFO requested a waiver from DSLBD to permit 8% of the contract’s scope of work to be performed by CBEs. DSLBD subsequently approved a waiver with adjustments, so that 8.11% of the scope of work of the contract go to CBEs. On March 18, 2022, DSLBD provided a signed determination captioned, “Approved with Adjusted Requirement.” This waiver was withdrawn and replaced with an April 14, 2022, determination captioned, “Denied with Adjusted Requirement.” While the April 14, 2022, determination is captioned as a denial, it is a revision of the March 18, 2022, waiver that increases the CBE share from 8% to 8.11%. The April 14, 2022, waiver states, “given the nature of the contract . . . and the limited market capacity, the contractor is commercially incapable of achieving the full CBE subcontracting requirement. However, the contractor will provide services at 8.11% of the contract value. Based on information provided by OCFO and confirmed by DSLBD, the waiver request is denied with an adjusted SBE subcontracting requirement of \$600,237.56, or 8.11% of the total contract value.”

Contracts on behalf of the Department of Insurance, Securities and Banking:

- **Modification Nos. 7, 8, and 9 to Contract No. CW64488 with Capital Area Asset Builders Approval and Payment Authorization Emergency Declaration Resolution of 2022**
- **Modification Nos. 7, 8, and 9 to Contract No. CW64488 with Capital Area Asset Builders Approval and Payment Authorization Emergency Act of 2022**

This emergency legislation would approve Modifications Nos. 7, 8, and 9 to Contract No. CW64488 with Capital Area Asset Builders (CAAB) to administer the District's Opportunity Accounts Program on behalf of the Department of Insurance, Securities and Banking (DISB). This contract authorizes a payment to CAAB not to exceed \$1.2 million – the amount the Council approved for this program as part of the FY22 budget. The contract increases the ability of low-income individuals and families to save and expend money for education, job training, the purchase of a primary residence, major repairs to a primary residence, and business start-up costs by providing District, federal, or third-party matching funds for each dollar saved by an account holder under the program. Program services include facilitating outreach efforts, developing policies and procedures, processing application forms, assisting residents in opening accounts, identifying locating matching funds, and ensuring participant withdrawals comply with the law.

With Modification No. 7, the Office of Contracting and Procurement, on behalf of the DISB, exercised a partial option of option year three of Contract No. CW64488 for \$995,000 for the period September 29, 2021 through March 31, 2022. Modification No. 8 exercised the remainder of option year three from April 1, 2022 through September 28, 2022 at no additional cost. Modification No. 9 is now necessary to increase the total not-to-exceed amount to \$1.2 million for option year three.

Ceremonial Resolutions:

- **Renaming the Lamond-Riggs Library the Lamond Riggs/Lillian J. Huff Library Ceremonial Resolution of 2022**

This resolution posthumously recognizes and honors the accomplishments of Lillian J. Huff. with the renaming of the Lamond-Riggs Library to the Lamond-Riggs/Lillian J. Huff Library.

- **Greater Washington Hispanic Chamber of Commerce and Equality Chamber of Commerce Partnership Recognition Resolution of 2022**

This resolution recognizes and honors the partnership between the Greater Washington Hispanic Chamber of Commerce and the Equality Chamber of Commerce DC Metro Area.

The draft measures along with their supporting materials are attached. Feel free to contact Committee Director Alicia DiFazio, at adifazio@dccouncil.us, with any questions.

Thank you for your consideration of this request.

cc: Members, Council of the District of Columbia
Office of the Secretary
Office of the General Counsel
Office of the Budget Director