

A RESOLUTION

23-227

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

October 8, 2019

To declare the existence of an emergency with respect to the need to approve a one-year Capital Funding Agreement with the Washington Metropolitan Area Transit Authority to provide capital funding for a capital improvement program for the period of July 1, 2019, through June 30, 2020.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the “Washington Metropolitan Area Transit Authority Fiscal Year 2020 Capital Funding Agreement Emergency Declaration Resolution of 2019”.

Sec. 2. (a) There exists a need to approve the Capital Funding Agreement with the Washington Metropolitan Area Transit Authority (“WMATA”) to provide capital funding for the capital improvement program for the Washington Metro System from July 1, 2019, through June 30, 2020.

(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 Funding Agreement with WMATA to provide capital funding for a capital improvement program from July 1, 2010, through June 30, 2016, in the not-to-exceed amount of \$397,314,000.

(c) On July 1, 2016, OCP, on behalf of DDOT, executed a modification to the multiyear Capital Funding Agreement with WMATA to increase the amount for fiscal year 2016 by \$92,100,000 for a total not-to-exceed amount of \$489,414,000.

(d) On July 1, 2017, OCP, on behalf of DDOT, executed a second modification to the multiyear Capital Funding Agreement with WMATA to increase the amount for fiscal year 2018 by \$76,100,000 for a total not-to-exceed amount of \$565,514,000.

(e) On July 1, 2018, OCP, on behalf of DDOT, executed a third modification to the multiyear Capital Funding Agreement with the WMATA to increase the amount for fiscal year 2019 by \$75,235,000 for a total not-to-exceed amount of \$640,749,000 .

(f) A new one-year Capital Funding Agreement with WMATA to provide \$92,700,000 in capital funding for a capital improvement program from July 1, 2019, to June 30, 2020, is now necessary.

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(g) Council approval is necessary because the contract is for more than \$1 million during a 12-month period.

(h) Approval is necessary to allow the continuation of these vital services. Without this approval, WMATA cannot be paid for services provided in excess of \$1 million for the contract period July 1, 2019, through June 30, 2020.

Sec. 3. The Council of the District of Columbia determines that the circumstances enumerated in section 2 constitute emergency circumstances making it necessary that the Washington Metropolitan Area Transit Authority Fiscal Year 2020 Capital Funding Agreement Emergency Act of 2019 be adopted after a single reading.

Sec. 4. This resolution shall take effect immediately.