

COUNCIL OF THE DISTRICT OF COLUMBIA
COMMITTEE OF THE WHOLE
1350 Pennsylvania Avenue, NW, Suite 410
Washington, DC 20004

Memorandum

DRAFT

To: All Councilmembers
From: Evan Cash, Committee Director
Date: December 18, 2018
Subject: Minutes of the Additional Committee of the Whole Meeting – October 2, 2018

I. CALL TO ORDER

Chairman Mendelson called to order a regular meeting of the Committee of the Whole at 11:11 a.m., on Tuesday, October 2, 2018 in the Council Chamber of the John A. Wilson Building, 1350 Pennsylvania Ave., N.W.

II. DETERMINATION OF A QUORUM

Committee Members Present

Chairman Phil Mendelson
Councilmember Charles Allen
Councilmember Anita Bonds
Councilmember Mary Cheh
Councilmember Jack Evans
Councilmember Vincent C. Gray (11:15 a.m.)
Councilmember David Grosso
Councilmember Kenyan McDuffie
Councilmember Brianne Nadeau
Councilmember Elissa Silverman
Councilmember Brandon Todd
Councilmember Robert White
Councilmember Trayon White

Committee Members Absent

III. CONSIDERATION OF MEASURES IN THE COMMITTEE OF THE WHOLE

- A. **Bill 22-92, “Short-term Rental Regulation Act of 2018”**
(previously “Short-term Rental Regulation and Affordable Housing Protection Act of 2017”)

Chairman Mendelson presented the measure and moved the Committee Print, with leave for staff to make technical and conforming changes. Included with the motion was an updated version of the Committee Print (a “dais print”). After an

opportunity for discussion, the Committee Print was approved unanimously by voice vote with Chairman Mendelson and Councilmembers Allen, Bonds, Cheh, Evans, Gray, Grosso, McDuffie, Nadeau, Silverman, Todd, R. White, and T. White present.

Chairman Mendelson moved the Committee Report with leave for staff to make technical, conforming and editorial changes. After an opportunity for discussion, the Committee Report was approved unanimously by voice vote with Chairman Mendelson and Councilmembers Allen, Bonds, Cheh, Evans, Gray, Grosso, McDuffie, Nadeau, Silverman, Todd, R. White, and T. White present.

In response to questions from Chairman Mendelson, the General Counsel stated that the measure was legally and technically sufficient; the Secretary stated that the record on the measure was complete upon the filing of the Committee Report and record; and the Budget Director stated that the measure's fiscal impact statement complied with Council requirements, noting that the measure was subject to appropriations. Without objection, the measure was placed on the non-consent agenda for the October 2, 2018 Legislative Meeting.

B. Bill 22-75, "Language Access for Education Amendment Act of 2018"

Chairman Mendelson presented the measure and moved the Committee Print, with leave for staff to make technical and conforming changes. After an opportunity for discussion, the Committee Print was approved unanimously by voice vote with Chairman Mendelson and Councilmembers Allen, Bonds, Cheh, Evans, Gray, Grosso, McDuffie, Nadeau, Silverman, Todd, R. White, and T. White present.

Chairman Mendelson moved the Committee Report with leave for staff to make technical, conforming and editorial changes. After an opportunity for discussion, the Committee Report was approved unanimously by voice vote with Chairman Mendelson and Councilmembers Allen, Bonds, Cheh, Evans, Gray, Grosso, McDuffie, Nadeau, Silverman, Todd, R. White, and T. White present.

In response to questions from Chairman Mendelson, the Deputy General Counsel stated that the measure was legally and technically sufficient (the General Counsel recused); the Secretary stated that the record on the measure was complete upon the filing of the Committee Report and record; and the Budget Director stated that the measure's fiscal impact statement complied with Council requirements, noting that the measure was subject to appropriations. Without objection, the measure was placed on the non-consent agenda for the October 16, 2018 Legislative Meeting.

C. Bill 22-468, "Teachers', Police, and Firefighters Retirement Benefits Technical Amendment Act of 2018"

Chairman Mendelson presented the measure and moved the Committee Print, with leave for staff to make technical and conforming changes. After an opportunity for discussion, the Committee Print was approved unanimously by voice vote with

Chairman Mendelson and Councilmembers Allen, Bonds, Cheh, Evans, Gray, Grosso, McDuffie, Nadeau, Silverman, Todd, R. White, and T. White present.

Chairman Mendelson moved the Committee Report with leave for staff to make technical, conforming and editorial changes. After an opportunity for discussion, the Committee Report was approved unanimously by voice vote with Chairman Mendelson and Councilmembers Allen, Bonds, Cheh, Evans, Gray, Grosso, McDuffie, Nadeau, Silverman, Todd, R. White, and T. White present.

In response to questions from Chairman Mendelson, the General Counsel stated that the measure was legally and technically sufficient; the Secretary stated that the record on the measure was complete upon the filing of the Committee Report and record; and the Budget Director stated that the measure's fiscal impact statement complied with Council requirements. Without objection, the measure was placed on the consent agenda for the October 2, 2018 Legislative Meeting.

D. Bill 22-747, "Bruce Robey Way Designation Act of 2018"

Chairman Mendelson presented the measure and moved the Committee Print and Committee Report, with leave for staff to make technical, conforming, and editorial changes. After an opportunity for discussion, the Committee Print and Committee Report were approved unanimously by voice vote with Chairman Mendelson and Councilmembers Allen, Bonds, Cheh, Evans, Gray, Grosso, McDuffie, Nadeau, Silverman, Todd, R. White, and T. White present.

In response to questions from Chairman Mendelson, the General Counsel stated that the measure was legally and technically sufficient; the Secretary stated that the record on the measure was complete upon the filing of the Committee Report and record; and the Budget Director stated that the measure's fiscal impact statement complied with Council requirements. Without objection, the measure was placed on the consent agenda for the October 2, 2018 Legislative Meeting.

E. Bill 22-913, "Tipped Wage Workers Fairness Amendment Act of 2018"

Chairman Mendelson presented the measure and moved the Committee Print, with leave for staff to make technical and conforming changes. Included with the motion was an updated version of the Committee Print (a "dais print"). Councilmember Silverman moved an amendment. After an opportunity for debate, the amendment was not approved (Councilmembers Allen, Cheh, Nadeau, Silverman, and R. White voting yes; Chairman Mendelson and Councilmembers Bonds, Evans, Gray, Grosso, McDuffie, Todd, and T. White voting no). Councilmember Nadeau moved an amendment. After an opportunity for debate, the amendment was withdrawn. After an opportunity for discussion, the Committee Print was approved by voice vote with Chairman Mendelson and Councilmembers Allen, Bonds, Cheh, Evans, Gray, Grosso, McDuffie, Nadeau, Silverman, Todd, R. White, and T. White present; Councilmembers Allen, Cheh, Silverman, Nadeau and R. White, recorded as voting no.

Chairman Mendelson moved the Committee Report with leave for staff to make technical, conforming and editorial changes. After an opportunity for discussion, the Committee Report was approved unanimously by voice vote with Chairman Mendelson and Councilmembers Allen, Bonds, Cheh, Evans, Gray, Grosso, McDuffie, Nadeau, Silverman, Todd, R. White, and T. White present.

In response to questions from Chairman Mendelson, the General Counsel stated that the measure was legally and technically sufficient; the Secretary stated that the record on the measure was complete upon the filing of the Committee Report and record; and the Budget Director stated that the measure's fiscal impact statement complied with Council requirements, noting that the measure was subject to appropriations. Without objection, the measure was placed on the non-consent agenda for the October 2, 2018 Legislative Meeting.

IV. CONSIDERATION OF MEASURES FROM OTHER COMMITTEES

A. **Bill 22-87, "Elections Modernization Amendment Act of 2018"**

**Committee on the Judiciary and Public Safety
Chairperson Charles Allen**

Councilmember Allen, Chairperson of the Committee on the Judiciary and Public Safety presented the measure. Chairman Mendelson asked if there were any questions.

In response to questions from Chairman Mendelson, the General Counsel stated that the measure was legally and technically sufficient; the Secretary stated that the record on the measure was complete; and the Budget Director stated that the measure's fiscal impact statement complied with Council requirements. Without objection, the measure was placed on the consent agenda for the October 2, 2018 Legislative Meeting.

Chairman Mendelson and Councilmembers Allen, Bonds, Cheh, Evans, Gray, Grosso, McDuffie, Nadeau, Silverman, Todd, R. White, and T. White present.

B. **Bill 22-170, "At-Risk Tenant Protection Clarifying Amendment Act of 2018"**

**Committee on the Judiciary and Public Safety
Chairperson Charles Allen**

Councilmember Allen, Chairperson of the Committee on the Judiciary and Public Safety presented the measure. Chairman Mendelson asked if there were any questions.

In response to questions from Chairman Pro-Tempore McDuffie, the General Counsel stated that the measure was legally and technically sufficient; the Secretary stated that the record on the measure was complete; and the Budget Director stated that the measure's fiscal impact statement complied with Council requirements.

Without objection, the measure was placed on the consent agenda for the October 2, 2018 Legislative Meeting.

Chairman Mendelson and Councilmembers Allen, Bonds, Cheh, Evans, Gray, Grosso, McDuffie, Nadeau, Silverman, Todd, R. White, and T. White present.

C. **Bill 22-329, “Trafficking Survivors Relief Amendment Act of 2018”**

**Committee on the Judiciary and Public Safety
Chairperson Charles Allen**

Councilmember Allen, Chairperson of the Committee on the Judiciary and Public Safety presented the measure. Chairman Mendelson asked if there were any questions.

In response to questions from Chairman Pro-Tempore McDuffie, the General Counsel stated that the measure was legally and technically sufficient; the Secretary stated that the record on the measure was complete; and the Budget Director stated that the measure’s fiscal impact statement complied with Council requirements. Without objection, the measure was placed on the consent agenda for the October 2, 2018 Legislative Meeting.

Chairman Mendelson and Councilmembers Allen, Bonds, Cheh, Evans, Gray, Grosso, McDuffie, Nadeau, Silverman, Todd, R. White, and T. White present.

D. **Bill 22-196, “Access to Treatment for Anaphylaxis Act of 2048”**

**Committee on Health
Chairperson Vincent C. Gray**

**Committee on the Judiciary and Public Safety
Chairperson Charles Allen**

Councilmember Gray moved the report from the Committee on Health.

Councilmember Allen, Chairperson of the Committee on the Judiciary and Public Safety presented the measure for the Committee on the Judiciary and Public Safety. Chairman Mendelson asked if there were any questions.

In response to questions from Chairman Pro Tempore McDuffie, the General Counsel stated that the measure was legally and technically sufficient; the Secretary stated that the record on the measure was complete; and the Deputy Budget Director stated that the measure’s fiscal impact statement complied with Council requirements, noting that the measure is subject to appropriations. Without objection, the measure was placed on the consent agenda for the October 2, 2018 Legislative Meeting.

Chairman Mendelson and Councilmembers Allen, Bonds, Cheh, Evans, Gray, Grosso, McDuffie, Nadeau, Silverman, Todd, R. White, and T. White present.

E. **Bill 22-112, “Interstate Insurance Product Regulation Compact Act of 2018”**
Committee on Business and Economic Development
Chairperson Kenyan McDuffie

Councilmember McDuffie, Chairperson of the Committee on Business and Economic Development presented the measure. Chairman Mendelson asked if there were any questions.

Councilmember McDuffie moved an amendment, which was accepted as friendly, without objection.

In response to questions from Chairman Mendelson, the General Counsel stated that the measure was legally and technically sufficient; the Secretary stated that the record on the measure was complete; and the Budget Director stated that the measure’s fiscal impact statement complied with Council requirements. Without objection, the measure was placed on the consent agenda for the October 2, 2018 Legislative Meeting.

Chairman Mendelson and Councilmembers Allen, Bonds, Cheh, Evans, Gray, Grosso, McDuffie, Nadeau, Silverman, Todd, R. White, and T. White present.

F. **Bill 22-529, “Rebate Reform Amendment Act of 2018”**
Committee on Business and Economic Development
Chairperson Kenyan McDuffie

Councilmember McDuffie, Chairperson of the Committee on Business and Economic Development presented the measure. Chairman Mendelson asked if there were any questions.

In response to questions from Chairman Mendelson, the General Counsel stated that the measure was legally and technically sufficient; the Secretary stated that the record on the measure was complete; and the Budget Director stated that the measure’s fiscal impact statement complied with Council requirements. Without objection, the measure was placed on the consent agenda for the October 2, 2018 Legislative Meeting.

Chairman Mendelson and Councilmembers Allen, Bonds, Cheh, Evans, Gray, Grosso, McDuffie, Nadeau, Silverman, Todd, R. White, and T. White present.

G. **Bill 22-584, “Service Contract Regulation Act of 2018”**
Committee on Business and Economic Development
Chairperson Kenyan McDuffie

Councilmember McDuffie, Chairperson of the Committee on Business and Economic Development presented the measure. Chairman Mendelson asked if there were any questions.

In response to questions from Chairman Mendelson, the General Counsel stated that the measure was legally and technically sufficient; the Secretary stated that the record on the measure was complete; and the Budget Director stated that the measure's fiscal impact statement complied with Council requirements. Without objection, the measure was placed on the non-consent agenda for the October 2, 2018 Legislative Meeting.

Chairman Mendelson and Councilmembers Allen, Bonds, Cheh, Evans, Gray, Grosso, McDuffie, Nadeau, Silverman, Todd, R. White, and T. White present.

H. **Bill 22-653**, "Extension of Time to Dispose of 8th & O Streets, N.W., Act of 2018"

Committee on Business and Economic Development
Chairperson Kenyan McDuffie

Councilmember McDuffie, Chairperson of the Committee on Business and Economic Development presented the measure. Chairman Mendelson asked if there were any questions.

In response to questions from Chairman Mendelson, the General Counsel stated that the measure was legally and technically sufficient; the Secretary stated that the record on the measure was complete; and the Budget Director stated that the measure's fiscal impact statement complied with Council requirements. Without objection, the measure was placed on the consent agenda for the October 2, 2018 Legislative Meeting.

Chairman Mendelson and Councilmembers Allen, Bonds, Cheh, Evans, Gray, Grosso, McDuffie, Nadeau, Silverman, Todd, R. White, and T. White present.

I. **Bill 22-613**, "Ensuring Community Access to Recreational Spaces Act of 2018"

Committee on Transportation and the Environment
Chairperson Mary Cheh

Councilmember Cheh, Chairperson of the Committee on Transportation and the Environment presented the measure. Chairman Mendelson asked if there were any questions.

In response to questions from Chairman Mendelson, the General Counsel stated that the measure was legally and technically sufficient; the Secretary stated that the record on the measure was complete; and the Budget Director stated that the measure's fiscal impact statement complied with Council requirements, noting that the measure is subject to appropriations. Without objection, the measure was placed on the consent agenda for the October 2, 2018 Legislative Meeting.

Chairman Mendelson and Councilmembers Allen, Bonds, Cheh, Evans, Gray, Grosso, McDuffie, Nadeau, Silverman, Todd, R. White, and T. White present.

- J. **PR 22-908**, “Food Policy Council Joelle Robinson Confirmation Resolution of 2018”

**Committee on Transportation and the Environment
Chairperson Mary Cheh**

- K. **PR 22-909**, “Food Policy Council Alexander Moore Confirmation Resolution of 2018”

**Committee on Transportation and the Environment
Chairperson Mary Cheh**

- L. **PR 22-922**, “Food Policy Council Paula Reichel Confirmation Resolution of 2018”

**Committee on Transportation and the Environment
Chairperson Mary Cheh**

- M. **PR 22-923**, “Food Policy Council Tambra Raye Stevenson Confirmation Resolution of 2018”

**Committee on Transportation and the Environment
Chairperson Mary Cheh**

Councilmember Cheh, Chairperson of the Committee on Transportation and the Environment presented the measures *en bloc*. Chairman Mendelson asked if there were any questions.

In response to questions from Chairman Mendelson, the General Counsel stated that the measure was legally and technically sufficient; the Secretary stated that the record on the measure was complete; and the Budget Director stated that the measure’s fiscal impact statement complied with Council requirements. Without objection, the measure was placed on the consent agenda for the October 2, 2018 Legislative Meeting.

Chairman Mendelson and Councilmembers Allen, Bonds, Cheh, Evans, Gray, Grosso, McDuffie, Nadeau, Silverman, Todd, R. White, and T. White present.

- N. **Bill 22-777**, “Pathways to District Government Careers Amendment Act of 2018”

**Committee on Labor and Workforce
Chairperson Elissa Silverman**

Councilmember Silverman, Chairperson of the Committee on Labor and Workforce Development presented the measure. Chairman Mendelson asked if there were any questions.

In response to questions from Chairman Mendelson, the General Counsel stated that the measure was legally and technically sufficient; the Secretary stated that the record on the measure was complete; and the Budget Director stated that the measure’s fiscal impact statement complied with Council requirements, noting that

the measure is subject to appropriations. Without objection, the measure was placed on the consent agenda for the October 2, 2018 Legislative Meeting.

Chairman Mendelson and Councilmembers Allen, Bonds, Cheh, Evans, Gray, Grosso, McDuffie, Nadeau, Silverman, Todd, R. White, and T. White present.

- O. **Bill 22-326**, “Advisory Neighborhood Commissions Debit Cards Amendment Act of 2018”

**Committee on Housing and Neighborhood Revitalization
Chairperson Anita Bonds**

Councilmember Bonds, Chairperson of the Committee on Housing and Neighborhood Revitalization presented the measure. Chairman Mendelson asked if there were any questions.

In response to questions from Chairman Mendelson, the General Counsel stated that the measure was legally and technically sufficient; the Secretary stated that the record on the measure was complete; and the Deputy Budget Director stated that the measure’s fiscal impact statement complied with Council requirements. Without objection, the measure was placed on the consent agenda for the October 2, 2018 Legislative Meeting.

Chairman Mendelson and Councilmembers Allen, Bonds, Cheh, Evans, Gray, Grosso, McDuffie, Nadeau, Silverman, Todd, R. White, and T. White present.

- P. **Bill 22-570**, “Rental Housing Affordability Re-Establishment Amendment Act of 2018”

**Committee on Housing and Neighborhood Development
Chairperson Anita Bonds**

Councilmember Bonds, Chairperson of the Committee on Housing and Neighborhood Revitalization presented the measure. Chairman Mendelson asked if there were any questions.

In response to questions from Chairman Mendelson, the General Counsel stated that the measure was legally and technically sufficient; the Secretary stated that the record on the measure was complete; and the Deputy Budget Director stated that the measure’s fiscal impact statement complied with Council requirements, noting that the measure is subject to appropriations. Without objection, the measure was placed on the consent agenda for the October 2, 2018 Legislative Meeting.

Chairman Mendelson and Councilmembers Allen, Bonds, Cheh, Evans, Gray, Grosso, McDuffie, Nadeau, Silverman, Todd, R. White, and T. White present.

- Q. **Bill 22-72**, “Save Good Food Amendment Act of 2018”

**Committee on Health
Chairperson Vincent C. Gray**

**Committee on Finance and Revenue
Chairperson Jack Evans**

Councilmember Evans, Chairperson of the Committee on Finance and Revenue presented the measure. Chairman Mendelson asked if there were any questions.

In response to questions from Chairman Mendelson, the General Counsel stated that the measure was legally and technically sufficient; the Secretary stated that the record on the measure was complete; and the Deputy Budget Director stated that the measure’s fiscal impact statement complied with Council requirements, noting that the measure is subject to appropriations. Without objection, the measure was placed on the consent agenda for the October 2, 2018 Legislative Meeting.

Chairman Mendelson and Councilmembers Allen, Bonds, Cheh, Evans, Gray, Grosso, McDuffie, Nadeau, Silverman, Todd, R. White, and T. White present.

- R. **PR 22-877**, “Fiscal Year 2019 Income Tax Secured Revenue Bond, General Obligation Bond and Income Tax Secured Bond Anticipation Note Issuance Authorization Resolution of 2018”

**Committee on Finance and Revenue
Chairperson Jack Evans**

Councilmember Evans, Chairperson of the Committee on Finance and Revenue presented the measure. Chairman Mendelson asked if there were any questions.

In response to questions from Chairman Mendelson, the General Counsel stated that the measure was legally and technically sufficient; the Secretary stated that the record on the measure was complete; and the Deputy Budget Director stated that the measure’s fiscal impact statement complied with Council requirements. Without objection, the measure was placed on the consent agenda for the October 2, 2018 Legislative Meeting.

Chairman Mendelson and Councilmembers Allen, Bonds, Cheh, Evans, Gray, Grosso, McDuffie, Nadeau, Silverman, Todd, R. White, and T. White present.

- S. **PR 22-969**, “Board of Directors of the Washington Metropolitan Area Transit Authority Jeff Marootian Confirmation Resolution of 2018”

**Committee on Finance and Revenue
Chairperson Jack Evans**

Councilmember Evans, Chairperson of the Committee on Finance and Revenue presented the measure. Chairman Mendelson asked if there were any questions.

In response to questions from Chairman Mendelson, the General Counsel stated that the measure was legally and technically sufficient; the Secretary stated that the record on the measure was complete; and the Deputy Budget Director stated that the measure's fiscal impact statement complied with Council requirements. Without objection, the measure was placed on the consent agenda for the October 2, 2018 Legislative Meeting.

Chairman Mendelson and Councilmembers Allen, Bonds, Cheh, Evans, Gray, Grosso, McDuffie, Nadeau, Silverman, Todd, R. White, and T. White present.

V. OTHER BUSINESS

VI. LEGISLATIVE MEETING AGENDA

Tuesday, November 13, 2018, Legislative Meeting

VII. ADJOURNMENT

The meeting adjourned at 1:36 p.m.