

# ENROLLMENT(S)

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COUNCIL OF THE DISTRICT OF COLUMBIA

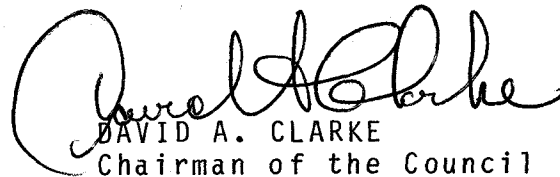
NOTICE

D.C. LAW 8-136

"District of Columbia Water and Sewer  
Operations Amendment Act of 1990".

Pursuant to Section 412 of the District of Columbia Self-Government and Governmental Reorganization Act, P. L. 93-198, "the Act", the Council of the District of Columbia adopted Bill No. 8-269 on first and second readings, March 27, 1990, and April 10, 1990, respectively. Following the signature of the Mayor on April 17, 1990, this legislation was assigned Act No. 8-192, published in the April 27, 1990, edition of the D.C. Register, (Vol. 37 page 2620) and transmitted to Congress on April 23, 1990 for a 30-day review, in accordance with Section 602(c)(1) of the Act.

The Council of the District of Columbia hereby gives notice that the 30-day Congressional Review Period has expired, and therefore, cites this enactment as D.C. Law 8-136, effective June 13, 1990.

  
DAVID A. CLARKE  
Chairman of the Council

Dates Counted During the 30-day Congressional Review Period:

April 23,24,25,26,27,30

May 1,2,3,4,7,8,9,10,11,14,15,16,17,18,21,22,23,24

June 5,6,7,8,11,12

D.C. LAW 8 - 136

Codification,  
District of Columbia Code  
New Chapter 16A of Title 43  
(1991 Supplement)

JUN 13 1990

AN ACT

**D.C. ACT 8 - 192**

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

**APR 17 1990**

To amend the District of Columbia Public Works Act of 1954 to impose a 1% penalty per month for a water and sewer bill that remains unpaid for more than 60 days, to reduce the time before which real property may be sold for delinquent water and sewer charges at tax sale and redeemed after tax sale, to establish an amnesty program, receivership provision, and administrative review procedure for the resolution of a disputed water and sewer bill.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this act may be cited as the "District of Columbia Water and Sewer Operations Amendment Act of 1990".

Sec. 2. The District of Columbia Public Works Act of 1954, approved May 18, 1954 (68 Stat. 101; D.C. Code, sec. 43-1524 et seq.) ("Public Works Act"), is amended as follows:

(a) Section 102 (D.C. Code, sec. 43-1527) is amended by designating the existing text as subsection (a) and adding a new subsection (b) to read as follows: Section 43-1527

"(b) In addition to the 1 time 10% charge set forth in subsection (a) of this section, the Mayor shall impose a penalty at the rate of 1% per month compounded monthly for any water charge that remains unpaid for more than 60 days from the date that the bill is rendered."

(b) Section 103 (D.C. Code, sec. 43-1528) is amended by designating the existing text as subsection (a) and adding a new subsection (b) to read as follows: Section 43-1528

"(b) If the water supply to any property has been shut off for failure to pay District water and sanitary sewer service charges, and later restored without the express authorization of the Mayor, the Mayor shall impose a fine in an amount not less than 20% of the delinquent charges or more than \$100, whichever is greater, upon the owner or occupant of the property, unless the Mayor determines that

the owner or occupant did not restore or solicit a person to restore the water."

(c) Section 104 (D.C. Code, sec. 43-1529) is amended to read as follows:

Section  
43-1529

"(a) Except as provided in subsections (c) and (d) of this section, if an owner of real property fails to pay District water and sanitary sewer service charges in full in accordance with section 102 or 103 of the Public Works Act, on or after the 60th day, but not later than the 120th day, after the bill is rendered, the Mayor shall file a certificate of delinquency with the Recorder of Deeds. Upon filing, the certificate of delinquency shall constitute a continuing lien against the real property and show the amount of unpaid charges for District water and sanitary sewer services. The Mayor shall enforce the lien if any water and sanitary sewer service charges remain unpaid for more than 180 days from the date the bill is rendered or for more than 15 days after a final decision of an appeal challenging the bill, whichever is later. The real property shall be sold for the unpaid water and sanitary sewer service charges, penalties, interest, and administrative costs at the next tax sale in accordance with the provisions for the sale of property for delinquent real property taxes pursuant to An Act In Relation to tax and tax sale in the District of Columbia, approved February 28, 1898 (30 Stat. 50; D.C. Code, sec. 47-1301 et seq.) ("Tax Sale Act"). If any real property sold for unpaid water and sanitary sewer service charges is not redeemed by the owner within 180 days from the date of sale, including payment of 2% interest for each month until the property is redeemed, the Mayor shall furnish a deed to the purchaser or holder of the certificate of sale in accordance with section 3 of the Tax Sale Act (D.C. Code, sec. 47-1304). Proceeds from the sale that represent unpaid water charges shall be credited to the Water and Sewer Enterprise Fund of the District of Columbia as established by section 7(h) of the District of Columbia Fund Accounting Act of 1980, effective June 14, 1980 (D.C. Law 3-70; D.C. Code, sec. 47-375(h)).

"(b) A lien for water and sanitary sewer charges shall have priority over any other lien, except a lien for District taxes. The lien for water and sanitary sewer service charges shall remain in effect until the charges set forth in the certificate and any accrued additional charges, interest, penalties, and administrative costs are paid in full. Upon final payment of any delinquent charges, penalties, interest, and administrative costs, the Mayor shall file promptly a certificate of satisfaction with the Recorder of Deeds.

"(c) The Mayor may defer or forgive, in whole or in part, any water and sanitary sewer service charges due the

District for any qualified real property pursuant to section 4 of the Economic Development Zone Incentive Amendment Act of 1988, effective October 20, 1988, (D.C. Law 7-177; D.C. Code, sec. 5-1403).

"(d) The Mayor shall not sell the residence of an owner who occupies a single family home for failure to pay District water and sanitary sewer charges in accordance with subsection (a) of this section."

(d) Section 207(c) (D.C. Code 43-1607(a)(3)) is amended to read as follows:

Section  
43-1607

"(3) For any real property that discharges waste water into a District owned sanitary sewer that derives from groundwater or cooling water, the real property owner shall pay a sanitary sewer service charge separate from any sanitary sewer service charge levied in paragraphs (1) and (2) of this subsection. The separate and additional sanitary sewer service charge shall apply to and be measured by the quantity of water that is derived from the groundwater or cooling water and is discharged into the District sanitary or combined sewer system. Unless the Mayor determines that it is not practicable, the owner of the real property shall install and maintain, at a location approved by the Mayor and without cost to the District, any sanitary meter or device necessary to measure the quantity of groundwater or cooling water discharged into the District's sanitary sewage works. The amount of the sanitary sewer service charge shall be set at the same rate as the rate paid by the owner of a metered building that receives water from the District water supply system."

(e) Section 209 (D.C. Code 43-1609) is amended by designating the existing text as subsection (a) and adding the following new subsections to read as follows:

Section  
43-1609

"(b) The Mayor shall impose a 1 time charge of 10% for any sanitary meter service charge that remains unpaid for more than 30 days and a penalty of 1% per month compounded monthly for any sanitary meter repair service that remains unpaid for more than 60 days from the date the bill is rendered.

"(c) In accordance with section 104 of the Public Works Act (D.C. Code, sec. 43-1529), the Mayor shall impose and enforce a continuing lien upon land and land improvements that are furnished sanitary meter services if any charges remain unpaid for more than 60 days from the date the bill for services is rendered.

"(d) The Mayor, with prior written notice to the owner of the date and time of entry, and consistent with constitutional guidelines, may enter any building, establishment, or other premises to inspect, install, replace, read, or repair any sanitary meter required to be installed pursuant to the Public Works Act, or to

investigate whether water derived from groundwater or cooling water is being discharged from the real property into a sanitary or combined sewer system. If the Mayor is unable to gain entry to the real property after 2 attempts, the Mayor shall notify the owner or occupant to contact the Department within 3 business days after notice is mailed to the owner. If the owner or occupant fails to contact the Department, it shall be presumed that the owner refuses to permit entry to the property and the Mayor may impose a penalty of \$100 and shut off the water supply to the real property. Upon the payment of the penalty or issuance of a final decision where the owner files a request for administrative review, the Mayor may restore the water supply."

(f) Section 210 (D.C. Code 43-1610) is amended by adding the phrase "impose a penalty at the rate of 1% per month compounded monthly for any sanitary sewer charge that remains unpaid for more than 60 days," after the phrase "for more than 30 days,".

Section  
43-1610

(g) A new title XVIII is added to read as follows:  
"Title XVIII. Water and Sewer Services Amnesty Program, Receivership Provision, and Administrative Review.  
"Sec. 1801. Definitions.

New Chapter  
16A  
New, Section  
43-1651

"For the purposes of this title, the term:

"(1) "Owner" means any individual, corporation, association, or partnership listed as the legal title holder of record.

"(2) "Rental property" means any real property consisting of 1 or more units that is leased or subleased to a person with the consent of the owner or the owner's agent, in consideration for rental payment.

"(3) "Tenant" means any person who holds or possesses a habitation in subordination to the title of the owner of the premises in which the habitation is located, with the consent of the owner.

"Sec. 1802. Amnesty program.

"(a) There is established an amnesty program for any person liable for delinquent water and sanitary sewer services. The amnesty program shall permit the person to pay the full amount of outstanding charges for water and sanitary sewer services, without the imposition of any interest or fine otherwise provided by law.

"(b) The amnesty program shall be available during the period from October 1, 1990 through December 31, 1990.

"(c) A person may participate in the amnesty program by filing an application for amnesty with the Mayor that includes a copy of the person's most recent water and sanitary sewer service bill and a cashier's check, certified check, or money order in the amount of the bill as computed under subsection (a) of this section. The application for

New, Section  
43-1652

amnesty and the payment shall be filed in person or by mail postmarked no later than midnight on December 31, 1990. Cash payments may not be mailed for purposes of this section.

"(d) Any person who files an application for amnesty under this section shall be precluded from filing a request for an administrative hearing pursuant to section 1805.

"(e) The Mayor shall publicize, for 3 consecutive weeks, the terms and conditions of the amnesty program in at least 2 daily and 2 weekly newspapers published and circulated generally in the District of Columbia.

"(f) Revenue received from the amnesty program shall be credited to the General Fund of the District of Columbia as established by the Revenue Funds Availability Act of 1975, effective January 22, 1976 (D.C. Law 1-42; D.C. Code 47-131).

"Sec. 1803. Opportunity for a tenant to receive service in own name; payment made by tenant.

New, Section  
43-1653

"(a) If an owner of rental property or his or her agent is billed directly by the Department of Public Works ("Department") for water and sanitary sewer services provided to the rental property, and the owner or his or her agent fails to pay a delinquent account for the services, each tenant who resides in the affected property may receive water and sanitary sewer services in his or her own name without liability for the charges accrued while the services were billed directly to the owner of the rental property. A tenant shall receive water and sanitary sewer services in his or her own name only if it is deemed practicable by the Mayor in accordance with rules issued pursuant to section 8 of the District of Columbia Water and Sewer Operations Amendment Act of 1990.

"(b) Any payment made by a tenant of rental property pursuant to subsection (a) of this section shall be deemed in lieu of an equal amount of rent and shall be deducted from any rent due and owing or to become due and owing to the owner, agent, lessor, or manager of the rental property.

"(c) Nothing in this section shall prevent the Mayor from pursuing any other appropriate action or remedy at law or equity against an owner, agent, lessor, manager, or tenant of a rental property.

"Sec. 1804. Appointment of receiver.

"(a) Upon nonpayment of a delinquent account by the owner, agent, lessor, or manager of a rental property that is billed directly by the Department for water and sewer services, the Mayor or a tenant who resides in the affected rental property may petition the Superior Court of the District of Columbia ("Court") for appointment of a receiver for the rental payments in the same manner and to the same extent as for appointment of a receiver pursuant to section

New, Section  
43-1654

4 of the Prohibition of Electric and Gas Utility Service Termination to Master-Metered Apartment Buildings Act of 1980, effective September 13, 1980 (D.C. Law 3-94; D.C. Code, sec. 43-543). The receiver may take any action deemed necessary to collect all rental payments from the tenants of the rental property. If the owner, agent, lessor, or manager also is indebted to an electric or gas company for utility services, the receiver may order the rent collected to be equitably apportioned between the Department and the electric or gas company.

"(b) Any receivership established pursuant to subsection (a) of this section shall be terminated by the Court upon a finding that the arrearage that was the subject of the original petition has been satisfied, that all tenants have agreed to assume liability in their own names for prospective water and sanitary sewer services, or that the rental property has been sold and the new owner has assumed liability for prospective water and sanitary sewer services.

"(c) Nothing in this section shall prevent the Mayor or a tenant from pursuing any other appropriate action or remedy at law or equity against the owner, agent, lessor, or manager of the rental property.

"(d) Any owner, agent, lessor, or manager who collects or attempts to collect a rental payment from a tenant of the rental property subject to an order appointing a receiver pursuant to this section shall be found to be in contempt of court, after due notice and hearing.

"(e) Any willful or malicious violation of this section or section 1803 by an owner, agent, lessor, or manager of a rental unit or any utility company shall be punishable by a fine of not more than \$500, imprisonment for not more than 30 days, or both.

"Sec. 1805. Administrative review.

"Any owner or occupant of a property that receives water and sewer services may contest a water or sanitary sewer service bill rendered for water and sewer services in accordance with sections 10 and 11 of the District of Columbia Administrative Procedure Act, approved October 21, 1968 (82 Stat. 1208; D.C. Code, secs. 1-1509 and 1-1510), as set forth in rules issued by the Mayor pursuant to section 8 of the District of Columbia Water and Sewer Operations Amendment Act of 1990. The Mayor shall require the owner or occupant to post a surety bond or deposit upon the filing of a request for an administrative hearing, except that the requirement to post a surety bond or deposit shall not apply to an owner who occupies a single family house. The amount of the surety bond or deposit shall be determined by the Mayor and shall not be less than one-half of the total amount of charges, penalties, and interest owed. The surety

New, Section  
45-1655



bond or deposit shall be placed into an escrow account and accrue interest at a rate to be determined by the Mayor."

Sec. 3. Section 703 of the Revenue Act of 1975, effective October 21, 1975 (D.C. Law 1-23; D.C. Code, sec. 43-1506), is amended to read as follows: Section  
43-1506

"Sec. 703. (a) Any person who desires a statement of the account of any water and sanitary sewer service charge to the date of the acquisition of any real property shall make a written request to the Department of Public Works ("Department") on or before the date of the acquisition, except that the Mayor may enforce payment of water and sewer service charges by shutting off the water supply or refusing to restore the water supply without regard to a change of ownership or occupancy of any real property. The Department shall issue a statement of the account within 30 days after receipt of the request for a statement of the account.

"(b) The Mayor, with prior written notice to the owner of the date and time of entry, and consistent with constitutional guidelines, may enter any building, establishment, or other premises furnished water or sanitary sewer service. If the Mayor is unable to gain entry to the real property after 2 attempts, the Mayor shall notify the owner or occupant to contact the Department within 3 business days after notice is mailed to the owner. If the owner or occupant fails to contact the Department, it shall be presumed that the owner or occupant refuses to permit entry to the property and the Mayor may impose a penalty of \$100 and shut off the water supply to the real property. Upon the payment of the penalty or issuance of a final decision where the owner files a request for administrative review, the Mayor shall restore the water supply."

Sec. 4. Section 216 of the Revised Status of the United States Relating to the District of Columbia, approved June 22, 1874 (R.S.; D.C. Code, sec. 43-1511), is amended as follows: Section  
43-1511

(a) The existing text is designated as subsection (a) and amended by striking the phrase "places requiring a large quantity" and inserting the phrase "commercial buildings" in its place.

(b) New subsections (b), (c), and (d) are added to read as follows:

"(b) The bill for water meter service, including a charge for any repair made by the District, shall be due and payable when rendered. The Mayor shall impose a 1 time charge of 10% for any water meter service charge that remains unpaid for more than 30 days and a penalty of 1% per month compounded monthly for any water meter repair service

that remains unpaid for more than 60 days from the date the bill is rendered.

"(c) In accordance with section 104 of the Public Works Act (D.C. Code, sec. 43-1529), the Mayor shall impose and enforce a continuing lien upon land and land improvements that are furnished water meter services if any charges remain unpaid for more than 60 days from the date the bill for services is rendered.

"(d) The Mayor, with prior written notice to the owner of the date and time of entry, and consistent with constitutional guidelines, may enter any building, establishment, or other premises to inspect, install, replace, read, or repair any water meter required to be installed pursuant to the Public Works Act. If the Mayor is unable to gain entry to the real property after 2 attempts, the Mayor shall notify the owner or occupant to contact the Department within 3 business days after notice is mailed to the owner. If the owner or occupant fails to contact the Department, it shall be presumed that the owner refuses to permit entry to the property and the Mayor may impose a penalty of \$100 and shut off the water supply to the real property. Upon the payment of the penalty or issuance of a final decision where the owner files a request for administrative review, the Mayor may restore the water supply."

Sec. 5. Section 555 of the Act regulating the transfer of legal title to real property in the District, approved March 3, 1901 (31 Stat. 1268, D.C. Code sec. 45-803), is amended to read as follows:

Section  
45-803

"Sec. 555. The Recorder of Deeds shall not accept for recordation any instrument unless the instrument is executed and acknowledged according to law by the person granting or contracting his or her right, title, or interest in the land, or any instrument for property against which a lien for delinquent water, sanitary sewer, or meter service charges has been assessed in accordance with section 104, 209, or 210 of the District of Columbia Public Works Act of 1954, approved May 18, 1954 (68 Stat. 102; D.C. Code, secs. 43-1529, 43-1609, or 43-1610). The Recorder of Deeds shall require any person who attempts to record a deed to convey real property to provide written certification from the Mayor that any bill rendered for water, sanitary sewer, or meter service charges to the property has been paid in full."

Sec. 6. Section 303 of the Residential Real Property Transfer Excise Tax Act of 1978, effective July 13, 1978 (D.C. Law 2-91; D.C. Code, sec. 47-1433), is amended by adding a new subsection (g) to read as follows:

Section  
47-1433

"(g) Nothing in this act shall authorize the imposition of a penalty for the failure to record a deed or any instrument that conveys legal title to real property, if failure to record is due solely to the refusal of the Recorder of Deeds to record the deed or other instrument based on the existence of a lien against the property for unpaid water, sanitary sewer, or meter service charges."

Sec. 7. Section 2 of An Act in relation to taxes and tax sales in the District of Columbia, approved February 28, 1898 (30 Stat. 250; D.C. Code, sec. 47-1303), is amended by designating the existing text as subsection (a) and by adding a new subsection (b) to read as follows:

Section  
47-1303

"(b) Notwithstanding subsection (a) of this section, the Mayor may bid on any real property sold pursuant to section 104, 209, or 210 of the District of Columbia Public Works Act of 1954, approved May 18, 1954 (68 Stat. 102; D.C. Code, secs. 43-1529, 43-1609, or 43-1610), that the Mayor deems suitable for inclusion in housing and community development programs such as the Homestead Preservation Program, the Tenant Assistance Program, urban renewal, or any other non-profit community development program for low and moderate income people as authorized by law. A bid shall not exceed the estimated market value of the property or the total liability to the District government, whichever is less. Title acquired by the District government pursuant to this subsection shall be deemed to be prima facie evidence of clear title in fee simple."

Sec. 8. Rules.

(a) Within 60 days of the effective date of this act, the Mayor shall, pursuant to title I of the District of Columbia Administrative Procedure Act, approved October 21, 1968 (82 Stat. 1203; D.C. Code, sec. 1501 et seq.), issue proposed rules to implement the provisions of this act including rules regarding deposits, meters, liens, the sale and redemption of real property, the amnesty program, receivership, termination of water and sewer services, and administrative review.

New, Section  
43-1656  
Note,  
Sections  
43-1527  
43-1528  
43-1529  
43-1607  
43-1609  
43-1610

(b) The proposed rules shall be submitted to the Council for a 45-day period of review, excluding Saturdays, Sundays, legal holidays, and days of Council recess. If the Council does not approve or disapprove the proposed rules, in whole or in part, by resolution within this 45-day period, the proposed rules shall be deemed approved.

(c) If after 90 days from the effective date of this act, the Mayor has failed to issue proposed rules to implement the provisions of this act as provided in subsection (a) of this section, the Council may adopt any

legislation necessary to accomplish the purposes of this act.

Sec. 9. Conforming amendments.

(a) An Act In relation to taxes and tax sales in the District of Columbia, approved February 28, 1989 (30 Stat. 250; D.C. Code, sec. 47-1301 et seq.), is amended as follows:

(1) Section 3 (D.C. Code, sec. 47-1304) is amended by adding a new subsection (c) to read as follows: Section  
47-1304

"(c) The time period for redemption of property brought to tax sale under section 104, 209, or 210 of the District of Columbia Public Works Act of 1954, approved May 18, 1954 (68 Stat. 101; D.C. Code, sec. 43-1529, 43-1609, or 43-1610), shall be 180 days."

(2) Section 4 (D.C. Code, sec. 47-1306) is amended by adding a new subsection (c) to read as follows: Section  
47-1306

"(c) The time period for redemption of property brought to tax sale under section 104, 209, or 210 of the District of Columbia Public Works Act of 1954, approved May 18, 1954 (68 Stat. 104; D.C. Code, sec. 43-1529, 43-1609, or 43-1610), shall be 180 days."

(3) Section 5 (D.C. Code, sec. 47-1307) is amended by adding a new subsection (c) to read as follows: Section  
47-1307

"(c) The time period for redemption of property brought to tax sale under section 104, 209, or 210 of the District of Columbia Public Works Act of 1954, approved May 18, 1954 (68 Stat. 104; D.C. Code, sec. 43-1529, 43-1609, or 43-1610), shall be 180 days."

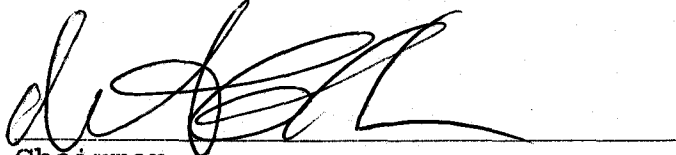
(b) Section 1 of An Act To provide for enforcing the lien of the District of Columbia upon the real estate bid off in its name when offered for sale for arrears of taxes and assessments, and for other purposes, approved March 2, 1936 (49 Stat. 1153; D.C. Code, sec. 47-1312), is amended by adding a new subsection (c) to read as follows: Section  
47-1312

"(c) The time period for redemption of property brought to tax sale under section 104, 209, or 210 of the District of Columbia Public Works Act of 1954, approved May 18, 1954 (68 Stat. 104; D.C. Code, sec. 43-1529, 43-1609, or 43-1610), shall be 180 days."

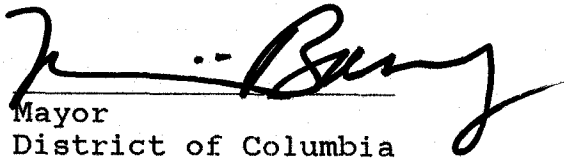
Sec. 10. Effective date.

This act shall take effect after a 30-day period of Congressional review following approval by the Mayor (or in the event of veto by the Mayor, action by the Council of the District of Columbia to override the veto) as provided in section 602(c)(1) of the District of Columbia Self-Government and Governmental Reorganization Act, approved December 24, 1973 (87 Stat. 813; D.C. Code, sec. 1-233(c)(1)), and publication in either the District of

Columbia Register, the District of Columbia  
Statutes-at-Large, or the District of Columbia Municipal  
Regulations.



Chairman  
Council of the District of Columbia



Mayor  
District of Columbia

APPROVED: April 17, 1990



**COUNCIL OF THE DISTRICT OF COLUMBIA**  
**Council Period Eight**

**RECORD OF OFFICIAL COUNCIL VOTE**

DOCKET NO: Bill 8-269

Item on Consent Calendar

ACTION & DATE: Adopted First Reading, 3-27-90

VOICE VOTE: Approved

Recorded vote on request

Absent: all present

ROLL CALL VOTE: — RESULT \_\_\_\_\_ ( \_ / \_ / \_ )

COUNCIL MEMBER	AYE	NAY	N.V.	A.B.	COUNCIL MEMBER	AYE	NAY	N.V.	A.B.	COUNCIL MEMBER	AYE	NAY	N.V.	A.B.
CHMN. CLARKE					MASON					THOMAS, SR.				
CRAWFORD					NATHANSON					WILSON				
JARVIS					RAY					WINTER				
KANE					ROLARK									
LIGHTFOOT					SMITH, JR.									

X — Indicates Vote      A.B. — Absent      N.V. — Present, not voting

CERTIFICATION RECORD

Russell A. Smith  
 Secretary to the Council

13 April 1990  
 Date

Item on Consent Calendar

ACTION & DATE: Adopted Final Reading, 4-10-90

VOICE VOTE: Approved

Recorded vote on request

Absent: all present

ROLL CALL VOTE: — RESULT \_\_\_\_\_ ( \_ / \_ / \_ )

COUNCIL MEMBER	AYE	NAY	N.V.	A.B.	COUNCIL MEMBER	AYE	NAY	N.V.	A.B.	COUNCIL MEMBER	AYE	NAY	N.V.	A.B.
CHMN. CLARKE					MASON					THOMAS, SR.				
CRAWFORD					NATHANSON					WILSON				
JARVIS					RAY					WINTER				
KANE					ROLARK									
LIGHTFOOT					SMITH, JR.									

X — Indicates Vote      A.B. — Absent      N.V. — Present, not voting

CERTIFICATION RECORD

Russell A. Smith  
 Secretary to the Council

13 April 1990  
 Date

Item on Consent Calendar

ACTION & DATE: \_\_\_\_\_

VOICE VOTE: \_\_\_\_\_

Recorded vote on request

Absent: \_\_\_\_\_

ROLL CALL VOTE: — RESULT \_\_\_\_\_ ( \_ / \_ / \_ )

COUNCIL MEMBER	AYE	NAY	N.V.	A.B.	COUNCIL MEMBER	AYE	NAY	N.V.	A.B.	COUNCIL MEMBER	AYE	NAY	N.V.	A.B.
CHMN. CLARKE					MASON					THOMAS, SR.				
CRAWFORD					NATHANSON					WILSON				
JARVIS					RAY					WINTER				
KANE					ROLARK									
LIGHTFOOT					SMITH, JR.									

X — Indicates Vote      A.B. — Absent      N.V. — Present, not voting

CERTIFICATION RECORD

\_\_\_\_\_  
 Secretary to the Council

\_\_\_\_\_  
 Date