

ENROLLMENT(S)



COUNCIL OF THE DISTRICT OF COLUMBIA

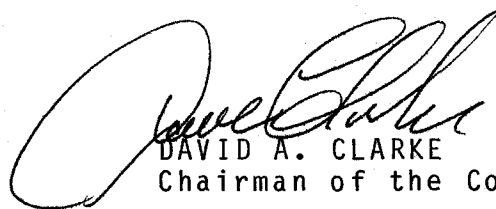
NOTICE

D.C. LAW 8-97

"District of Columbia Comprehensive Retirement Reform Amendments Act of 1989".

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. 8-267 on first and second readings, December 19, 1989, and January 16, 1990, respectively. Following the signature of the Mayor on January 26, 1990, this legislation was assigned Act No. 8-149, published in the February 9, 1990, edition of the D.C. Register, (Vol. 37 page 1046) and transmitted to Congress on February 1, 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 8-97, effective March 24, 1990.



DAVID A. CLARKE
Chairman of the Council

Dates Counted During the 30-day Congressional Review Period:

February 1,2,5,6,7,8,20,21,22,23,26,27,28

March 1,2,5,6,7,8,9,12,13,14,15,16,19,20,21,22,23

MAR 24 1990

Codification,
District of Columbia Code
(1990 Supplement)

AN ACT

D.C. ACT 8 - 149

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

JAN 26 1990

To clarify and make technical amendments to the District of Columbia Retirement Reform Act, to amend the District of Columbia Government Comprehensive Merit Personnel Act to provide fiduciary standards for the District employee retirement system, and for other purposes.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this act may be cited as the "District of Columbia Comprehensive Retirement Reform Amendments Act of 1989".

Sec. 2. The District of Columbia Retirement Reform Act, approved November 17, 1989 (93 Stat. 866, D.C. Code, sec. 1-701, et seq.), is amended as follows:

(a) Section 102 (D.C. Code, sec. 1-702) is amended by adding a new paragraph (20) to read as follows:

Section
1-702

"(20)(A) The term "fiduciary" means, except as otherwise provided in subparagraph (B) of this paragraph, any individual who, with respect to a Fund:

"(1) Exercises any discretionary authority or discretionary control respecting management of such Fund or exercises any discretionary authority or discretionary control respecting management or disposition of its assets;

"(2) Renders investment advice for a fee or other compensation, direct or indirect, with respect to any monies or other property of such Fund, or has any authority or responsibility to do so; or

"(3) Has any discretionary authority or discretionary responsibility in the administration of such Fund.

"(B) If any money or other property of a Fund is invested in securities issued by an investment company registered under title I of An Act To provide for the registration and regulation of investment companies and investment advisers, and for other purposes, approved August 22, 1940 (54 Stat. 789; 15 U.S.C. 80a-1 et seq.) ("Investment Company Act of 1940"), that investment shall

not by itself cause the investment company or the investment company's adviser or principal underwriter to be deemed to be a fiduciary or a party in interest as those terms are defined in this title. Nothing contained in this subparagraph shall limit the duties imposed on that investment company, investment adviser, or principal underwriter by any other law."

(b) Section 121 (D.C. Code, sec. 1-711) is amended as follows:

Section
1-711

(1) Subsection (b)(7) is amended to read as follows:

"(7) A member of the Board shall not have any personal interest, direct or indirect, except as a participant in a retirement program, in any transaction involving assets of the Funds established by this title and shall otherwise comply with the standards of conduct established by sections 181 through 188 of this title."

(2) Subsection (c) is amended to read as follows:

"(c)(1) Subject to the availability of appropriations for that purpose, each member of the Board shall be entitled to receive the hourly equivalent of the annual rate of pay in effect for the highest step of grade DS-15 under the District of Columbia Government Comprehensive Merit Personnel Act of 1978, effective March 3, 1979 (D.C. Law 2-139; D.C. Code, sec. 1-601.1 et seq.) ("Merit Personnel Act") for each hour that the member is engaged in the actual performance of duties vested in the Board, except that a member of the Board who is a full-time officer or employee of the District of Columbia or the United States shall not be entitled to receive pay under this subsection for performance of duties vested in the Board during the employee's regularly scheduled working hours.

"(2) Members of the Board who are employees of the District of Columbia shall be entitled to leave, without loss of pay, leave, or credit for time of service, while engaged in the actual performance of duties vested in the Board. To the extent that Board duties are performed by a District employee during other than the regularly scheduled working hours of the employee, the employee shall be entitled to receive pay in accordance with paragraph (1) of this subsection.

"(3) Members of the Board who are eligible to receive compensation under this subsection are exempt from the provisions of section 12(n) of An Act Making appropriations to provide for the expenses of the government of the District of Columbia for the fiscal year ending June thirtieth, nineteen hundred and seventeen, and for other purposes, approved September 1, 1916 (39 Stat. 676; D.C. Code, sec. 4-629(e)); the provisions of section 257 of the District of Columbia Retirement Reform Act, approved

November 17, 1979 (93 Stat. 866; D.C. Code, sec. 31-1245); and the provisions of sections 1103(b) and (c) of the Merit Personnel Act (D.C. Code, secs. 1-612.3(b) and (c)).

"(4) The Board may participate in seminars, conventions, dinners, or similar activities at the expense of a bank, investment manager, brokerage firm, or other entity only if the principal purpose of the activity is to discuss financial matters for the benefit of the participants and beneficiaries of the Fund and the activity is of a nature normally provided free of charge to other institutional investors. Participation in the activities in accordance with this paragraph shall not constitute a violation of subchapter XIX of the Merit Personnel Act (D.C. Code, secs. 1-619.1 through 1.619.3). The Board shall provide a list of these activities, indicating the sponsor and date of each activity, as part of the Annual Report provided for in section 162 of this title."

(3) Subsection (g) is amended to read as follows:

"(g)(1) The Board shall engage the services of competent investment counsel or counsels each of whom shall be either:

"(i) Registered under title II of An Act To provide for the registration and regulation of investment companies and investment advisers, approved August 22, 1940 (54 Stat. 789; 15 U.S.C. 80b-1 et seq.) ("Investment Advisers Act of 1940");

"(ii) A bank, as defined in the Investment Advisers Act of 1940; or

"(iii) An insurance company qualified to perform investment advisory services under the laws of more than 1 State. The investment counsel or counsels shall be fiduciaries with respect to services rendered to the Board. This fiduciary relationship shall be specified in a written agreement between the investment counsel or counsels and the Board.

"(2) As an independent agency of the District government pursuant to this title and section 301(m) of the Merit Personnel Act (D.C. Code, sec. 1-603.1(13)), the Board may appoint any staff it considers necessary to carry out the responsibilities under this title. Staff appointed by the Board shall be subject to the Merit Personnel Act."; and

(4) A new subsection (i) is added to read as follows:

"(i)(1) The Board shall have the authority to enter into contracts with the governments of the District of Columbia and the United States and other public and private entities to the extent necessary to carry out its responsibilities under this title.

"(2) The Board shall issue proposed rules governing the procurement of goods and services pursuant to

the authority granted in paragraph (1) of this subsection. 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 review period, the proposed rules shall be deemed approved."

(c) Section 125(a) (D.C. Code, sec. 1-715(a)) is amended to read as follows:

Section
1-715

"(a)(1) The Custodian of Retirement Funds shall be the custodian of the assets of each Fund established by this title and shall manage and invest such assets in accordance with this title. Except as provided in paragraph (2) of this subsection, all assets in the possession or control of the Board shall be held in trust pursuant to a written trust instrument by 1 or more trustees appointed by the Board in its fiduciary capacity. Upon acceptance of the appointment, the trustee or trustees shall have authority and discretion to manage and control the assets assigned to it by the Board except to the extent that authority to manage, acquire, or dispose of assets of the Fund is retained by the Board or is delegated by the Board to 1 or more investment counsels pursuant to section 121(g)(1) of this title.

"(2) The requirements of paragraph (1) of this subsection shall not apply to any assets of a Fund which consist of insurance contracts or policies issued by an insurance company qualified to do business in a State."

(d) Section 144(b)(2) (D.C. Code, sec. 1-724(b)(2)) is amended to read as follows:

Section
1-724

"(2) Amounts appropriated as a District of Columbia payment to a Fund established by this title shall be deposited in the appropriate Fund in equal quarterly installments, the 1st of which shall be made not more than 30 days after amounts are appropriated or 30 days after the beginning of the fiscal year for which amounts are appropriated, whichever is later. The remaining installments shall be made on the 1st day of succeeding quarters of the fiscal year. If the District is late in making an installment, the Board shall charge the District daily interest, at a rate consonant with the Board's fiduciary duty."

(e) Section 181 (D.C. Code, sec. 1-741) is amended as follows:

(1) The 1st sentence of subsection (a)(1) is amended to read as follows:

Section
1-741

"The Board, each member of the Board, and each person defined in section 102(20) shall discharge responsibilities with respect to a Fund as a fiduciary with respect to the Fund.";

(2) Subsection (c) is amended by inserting the phrase ", (g)" after the phrase "subsections (f)";

(3) Subsection (f)(5)(A) is amended by striking the word "Fund" and inserting the word "fund" in its place; and

(4) A new subsection (i) is added to read as follows:

"(i) For purposes of subsections (c) and (d) of this section, the assets of a Fund shall not include assets in a pooled separate account of an insurance company qualified to do business in a State or assets in a collective investment fund of a bank or similar financial institution supervised by the United States or any State, provided that:

"(1) The interest of all Funds in the separate account or collective investment fund does not exceed 5% of the total of all assets in the account or fund; and

"(2) At the time a transaction that would otherwise be prohibited by subsection (c) or (d) of this section is entered into, and at the time of any subsequent renewal which requires the approval of the bank or insurance company, the terms of the transaction are not less favorable to the pooled separate account or collective investment fund than the terms generally available in an arm's length transaction between unrelated parties."

(f) Section 187 (D.C. Code, sec. 1-747) is amended as follows:

(1) Subsections (a)(2) and (a)(3) are amended to read as follows:

"(2) By a participant or beneficiary, the District of Columbia, or the Board for appropriate relief under section 182."

"(3) By a participant or beneficiary, the District of Columbia, and the Board:

"(A) To enjoin any act or practice which violates any provision of this title or the terms of a retirement program; or

"(B) To obtain other appropriate equitable relief:

"(i) To redress any such violation; or
"(ii) To enforce any provision of this title or the terms of a retirement program."

(2) Subsection (d) is amended to read as follows:

"(d) In any action under this title by a participant, beneficiary, fiduciary, or the Board, the court in its discretion may allow a reasonable attorney's fee and costs of action to either party."

Sec. 3. The District of Columbia Government Comprehensive Merit Personnel Act of 1978, effective March

Section
1-747

3, 1979 (D.C. Law 2-139; D.C. Code, sec. 1-601.1 et seq.), is amended as follows:

(a) Section 301(m) (D.C. Code, sec. 1-603.1(13)) is amended by inserting the phrase ", the District of Columbia Retirement Board" after the phrase "Public Employee Relations Board". Section
1-603.1

(b) Section 406(b) (D.C. Code, sec. 1-604.6(b)) is amended by adding a new paragraph (15) to read as follows: Section
1-604.6
 "(15) For employees of the District of Columbia Retirement Board, the personnel authority is the District of Columbia Retirement Board."

(c) Section 1203 (D.C. Code, sec. 1-613.3) is amended by adding a new subsection (r) to read as follows: Section
1-613.3

"(r) An employee who is a member of the District of Columbia Retirement Board shall be entitled to administrative leave, in accordance with Section 121(c) of the District of Columbia Retirement Reform Act, approved November 17, 1979 (93 Stat. 866; D.C. Code, sec. 1-711(c)), while engaged in the actual performance of duties vested in the Board during the employee's regularly scheduled working hours."

(d) Section 1902 (D.C. Code, sec. 1-620.2) is amended to read as follows: Section
1-620.2

"Sec. 1902. A cash award authorized under the provisions of section 1901(a) may not exceed \$5,000: Except that in the case of suggestions or inventions resulting in a tangible monetary savings or increased revenues, an award shall be based on a percentage formula of the estimated savings or revenues, not to exceed \$25,000. No cash award shall be granted to an employee without a written determination by the Mayor or the employee's independent personnel authority that sets forth the specific reasons the award is justified. The written determination shall be forwarded to the Council for its information within 30 days of its execution."

(e) Section 2604 (D.C. Code, sec. 1-627.4) is amended by adding the following new paragraphs to read as follows: Section
1-627.4

"(5)(A) "Fiduciary" means, except as otherwise provided in paragraph (B) of this subsection, any individual who, with respect to the District retirement benefits program:

"(1) Exercises any discretionary authority or discretionary control respecting management of the 401(a) trust established by section 2611 of this title or exercises any discretionary authority or discretionary control respecting management of the Trust's assets;

"(2) Renders investment advice for a fee or other compensation, direct or indirect, with respect to any monies or other property of the Trust, or has any authority or responsibility to do so; or

"(3) Has any discretionary authority or discretionary responsibility in the administration of the Trust.

"(B) If any money or other property of the Trust is invested in securities issued by an investment company registered under An Act to provide for the registration and regulation of investment companies and investment advisers, and for other purposes, approved August 22, 1940 (54 Stat. 789; 15 U.S.C. 80a-1 et seq.), that investment shall not by itself cause the investment company or the investment company's adviser or principal underwriter to be deemed a fiduciary or a party in interest as those terms are defined in this title. Nothing contained in this subparagraph shall limit the duties imposed on that investment company, investment adviser, or principal underwriter by any other law.

"(6) The term "party in interest" means:

"(A) Any person having fiduciary responsibilities to the Trust;

"(B) Any person providing services to the Trust;

"(C) The government of the District of Columbia;

"(D) An employee organization recognized as an exclusive representative of any participants in the Trust for purposes of collective bargaining pursuant to section 1710 of this act; and

"(E) A spouse, ancestor, lineal descendant, or spouse of a lineal descendant of any individual described in subparagraph (A) or (B) of this subsection.

"(7) The term "Trust" shall mean the 401(a) trust established by section 2611 of this title."

(f) New sections 2613 and 2614 are added to read as follows:

New, Section
1-627.13

"Sec. 2613. (a) A fiduciary shall discharge his duties with respect to the Trust solely in the interest of the participants and beneficiaries and:

"(1) For the exclusive purpose of providing benefits to participants and beneficiaries;

"(2) With the care, skill, prudence, and diligence under the circumstances then prevailing that a prudent individual acting in a like capacity and familiar with such matters would use in the conduct of an enterprise of a like character and with like aims;

"(3) By diversifying the investments of the Trust so as to minimize the risk of large losses, unless under the circumstances it is clearly prudent not to do so;

"(4) In accordance with the provisions of law, documents, and instruments governing the retirement program

to the extent that the documents and instruments are consistent with this title.

"(b) In addition to any liability which he may have under any other provision of this section, a fiduciary with respect to the Trust shall be liable for a breach of fiduciary responsibility of another fiduciary with respect to the Trust:

"(1) If he knowingly participates in, or knowingly undertakes to conceal, an act or omission of the other fiduciary, knowing the act or omission is a breach of fiduciary responsibility;

"(2) If, by his failure to discharge the responsibilities which give rise to his status as a fiduciary, he has enabled the other fiduciary to commit a breach of fiduciary responsibility; or

"(3) If he has knowledge of a breach of fiduciary responsibility by the other fiduciary, unless he makes reasonable efforts under the circumstances to remedy the breach.

"(c) Except as provided in subsections (f), (g), and (h) of this section, a fiduciary with respect to the Trust shall not cause the Trust to engage in a transaction, if he knows or should know that the transaction constitutes a direct or indirect:

"(1) Sale or exchange, or leasing, of any property between the Trust and a party in interest;

"(2) Lending of money or other extension of credit between the Trust and a party in interest;

"(3) Furnishing of goods, services, or facilities between the Trust and a party in interest;

"(4) Transfer to, or use by or for the benefit of, a party in interest, of any assets of the Trust.

"(d) Except as provided in subsection (h) of this section, a fiduciary with respect to the Trust shall not:

"(1) Deal with the assets of the Trust in his own interest or for his own account;

"(2) In his individual or in any other capacity act in any transaction involving the Trust on behalf of a party (or represent a party) whose interests are adverse to the interests of the Trust or the interests of its participants or beneficiaries; or

"(3) Receive any consideration for his own personal account from any party dealing with the Trust in connection with a transaction involving the assets of the Trust.

"(e) A transfer of real or personal property by a party in interest shall be treated as a sale or exchange if the property is subject to a mortgage or similar lien which the Trust assumes or if it is subject to a mortgage or similar lien which a party in interest placed on the

property within the 10-year period ending on the date of the transfer.

"(f) The prohibitions provided in subsection (c) of this section shall not apply to any of the following transactions:

"(1) Contracting or making reasonable arrangements with a party in interest for office space, or legal, accounting, or other services necessary for the establishment or operation of the Trust, if no more than reasonable compensation is paid for it;

"(2) The investment of all or part of the Trust's assets in deposits which bear a reasonable interest rate in a bank or similar financial institution supervised by the United States or a State (including the District), if such bank or other institution is a fiduciary of the Trust and if the investment is expressly authorized by the Mayor or by a fiduciary (other than the bank or institution or an affiliate) who is expressly empowered by the Mayor to make such investment;

"(3) The providing of any ancillary service by a bank or similar financial institution supervised by the United States or any State (including the District) if the bank or other institution is a fiduciary of the Trust and if:

"(A) The bank or similar financial institution has adopted adequate internal safeguards which assure that the providing of the ancillary service is consistent with sound banking and financial practice, as determined by federal or state supervisory authority; and

"(B) The extent to which the ancillary service is provided is subject to specific guidelines issued by the bank or similar financial institution (as determined by the Mayor after consultation with federal and state supervisory authority), and adherence to the guidelines would reasonably preclude the bank or similar financial institution from providing the ancillary service (i) in an excessive or unreasonable manner, and (ii) in a manner that would be inconsistent with the best interests of participants and beneficiaries of the retirement program. The ancillary services shall not be provided for more than reasonable compensation;

"(4) The exercise of a privilege to convert securities, but only if the Trust receives no less than adequate consideration pursuant to the conversion;

"(5) Any transaction between the Trust and a common or collective trust fund or pooled investment fund maintained by a party in interest which is a bank or trust company supervised by a State (including the District) or a federal agency, or a pooled investment fund of an insurance company qualified to do business in a State, if:

"(A) The transaction is a sale or purchase of an interest in the Trust;

"(B) The bank, trust company, or insurance company receives not more than reasonable compensation; and

"(C) The transaction is expressly permitted by the Mayor, or by a fiduciary (other than the bank, trust company, insurance company, or any affiliate) who has authority to manage and control the assets of the Trust.

"(g) Nothing in subsection (c) of this section shall be construed to prohibit any fiduciary from:

"(1) Receiving any benefit to which he may be entitled as a participant or beneficiary in the retirement program, so long as the benefit is computed and paid on a basis which is consistent with the terms of the retirement program as applied to all other participants and beneficiaries;

"(2) Receiving any reasonable compensation for services rendered, or for the reimbursement of expenses properly and actually incurred, in the performance of his duties with respect to the Trust;

"(3) Serving as a fiduciary in addition to being an officer, employee, agent, or other representative of a party in interest.

"(h) The Mayor may submit to the Council for its approval by resolution proposed exemptions from all or part of the restrictions imposed by subsections (c) and (d) of this section. The Mayor shall only request exemptions that have been granted by the United States Secretary of Labor. Any proposed exemption submitted to the Council shall be accompanied by written findings by the Mayor that the proposed exemption is administratively feasible, in the best interests of the Trust and its participants and beneficiaries, and protective of the rights of participants and beneficiaries of the Trust.

"(i)(1) Any person who is a fiduciary with respect to the Trust who breaches any of the responsibilities, obligations, or duties imposed upon fiduciaries by this section shall be personally liable to make good to the Trust any losses to the Trust resulting from each breach and to restore to the Trust any profits of the fiduciary which have been made through the use of assets of the Trust by the fiduciary and shall be subject to whatever other equitable or remedial relief the court may deem appropriate, including removal of the fiduciary.

"(2) No fiduciary shall be liable with respect to a breach of fiduciary duty under this section if the breach was committed before he became a fiduciary or after he ceased to be a fiduciary.

"(3) No action may be commenced under this title with respect to a fiduciary's breach of any responsibility,

duty, or obligation under this section later than 3 years from the date the plaintiff knew or should have known of the alleged breach, except that in the case of fraud or concealment, the action may be commenced not later than 6 years after the date of the plaintiff's discovery of the alleged breach or violation.

"Sec. 2614. A civil action may be brought by a participant or a beneficiary of the Trust, or by the District, to enjoin any act or practice that violates any provision of this title or the terms of the retirement program, and for other appropriate legal and equitable relief. In any action under this title, the court in its discretion may allow the prevailing party, other than the District, a reasonable attorney fee and costs of action."

New, Section
1-627.14

Sec. 4. Section 1 of An Act for the Retirement of public-school Teachers in the District of Columbia, approved August 7, 1946 (60 Stat. 875; D.C. Code, sec. 31-1221), is amended by striking the phrase "Auditor of the District of Columbia" wherever it appears and inserting the phrase "Custodian of Retirement Funds" in its place.

Section
31-1221

Sec. 5. Section 3(c)(6)(D) of the Policemen and Firemen's Retirement and Disability Act, approved August 21, 1957 (71 Stat. 392, D.C. Code, sec. 4-610(f)(4)), is amended to read as follows:

Section
4-610

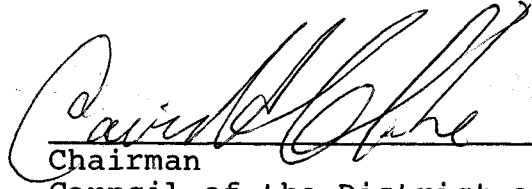
"(D) For purposes of this paragraph, the term "labor organization" means any labor organization recognized as an exclusive representative of members or officers of the Metropolitan Police force or the Fire Department of the District of Columbia for purposes of collective bargaining pursuant to section 1710 of the Merit Personnel Act (D.C. Code, sec. 1-618.10)."

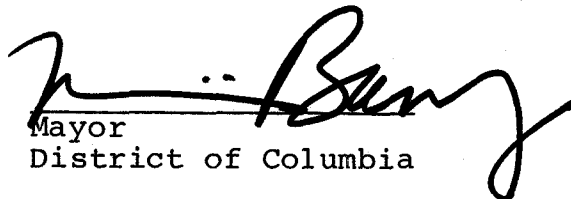
Sec. 6. The Board shall conduct a study to determine the feasibility and advisability of direct investment in real estate in the District of Columbia, Maryland, and Virginia, including providing mortgage loans to participants and beneficiaries of the Funds for the purpose of financing residential home ownership for participants and beneficiaries of the Funds. The Board shall transmit the results of the study to the Council no later than 180 days from the effective date of this act.

Note,
Section
1-721

Sec. 7. 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 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
January 26, 1990



COUNCIL OF THE DISTRICT OF COLUMBIA
Council Period Eight

RECORD OF OFFICIAL COUNCIL VOTE

DOCKET NO: Bill 8-267

Item on Consent Calendar

ACTION & DATE: Adopted First Reading, 12-19-89

VOICE VOTE: Approved

Recorded vote on request

Absent: Winter

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

Roseleen G. Guter
 Secretary to the Council

1-23-90
 Date

Item on Consent Calendar

ACTION & DATE: Adopted Final Reading, 1-16-90

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

Roseleen G. Guter
 Secretary to the Council

1-23-90
 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