

# Office of Public-Private Partnerships (OP3)

Mayor-Council Breakfast
Tuesday, November 24, 2015, 9:00 A.M.
Mayor's Ceremonial Room
John A. Wilson Building



# **Motivations for Legislation:** Infrastructure Needs

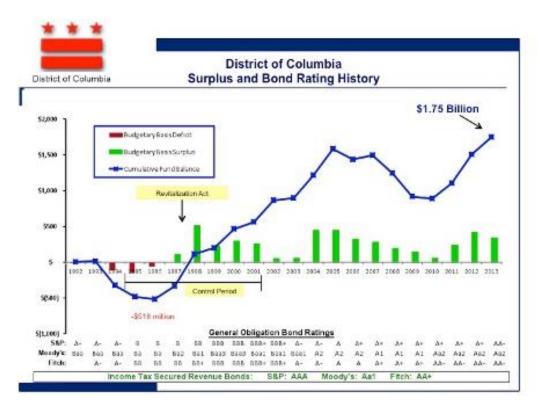
Project	Total Needs	District's 6-Year	Capital Plan
DC Public Schools	\$3.5 billion	\$1.78 billion	
WMATA Momentum 2025	\$6 billion (\$1.5 billion for DC)	\$0	
DC Streetcar	\$1.5 billion	\$424 million	H
Daly Building Rehabilitation	\$500 million	\$0	
Department of Parks and Recreation Facilities	\$237.5 million	\$141 million	
TOTAL:	\$7.2 billion	\$2.3 billion	





## **Motivations for Legislation: Structural deficits**

- Debt cap of 12% that District will likely hit by 2022
- Dwindling and unpredictable federal funding









# Summary of Legislation: Bill 20-595, the Public-Private Partnership Act of 2013

- Creates new Office of Public-Private Partnerships (OP3)
- Standardizes P3 Procurement Process
  - Types of projects
  - Handling of unsolicited proposals
  - Terms that must be addressed in agreement
  - Transparency and public input
  - Council review/clear timelines
- Must still comply with CBE, Fair Wage, and environmental laws

ENROLLED ORIGINAL

#### ANACT

D.C. ACT 20-550

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

#### **DECEMBER 29, 2014**

To establish the Office of Public-Private Partnerships ("Office") to facilitate the procurement and administration of public-private partnerships in the District of Columbia, to establish the authority to hire professional staff and consultants, to budget for operations of the Office, and to adopt rules and regulations with regard to public-private partnerships, to create the Public-Private Partnership Administration Fund, to create primary authority in the Office to facilitate public-private partnerships, to establish requirements for the procurement of public-private partnerships, the issuance of requests for information, a pre-qualification process, the issuance of solicitations for public-private partnerships, the consideration of unsolicited proposals for public-private partnerships, the Council review of solicitations for public-private partnerships, the entering into of public-private partnership agreements the terms that shall, may, and cannot be included in public-private partnership agreements, the legal rights of parties to a public-private partnership agreement, the dispute resolution process for public-private partnership agreements, the requirement to consult relevant District government agencies, the requirement to comply with District laws regarding First Source agreements, fair wages, small, local and minority-owned business hiring, and other procurement rules, and requirements to ensure transparency, to make certain conforming amendments, and to provide transition provisions.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this act may be cited as the "Public-Private Partnership Act of 2014".

#### TITLE I. PUBLIC-PRIVATE PARTNERSHIP ACT.

Sec. 101. Definitions

For the purposes of this act, the term:

(1) "Administrative Procedure Act" means the District of Columbia Administrative Procedure Act, approved October 21, 1968 (82 Stat. 1204; D.C. Official Code §

(2) "Freedom of Information Act" means the Freedom of Information Act of 1976, effective March 25, 1977 (D.C. Law 1-96; D.C. Official Code § 2-531 et seq.).

(3) "Material default" means the failure of an operator to perform a duty under a public-private partnership agreement that iconardizes the delivery of adequate service to the









## **Next Steps:**

- Launch the Office of Public-Private Partnerships (OP3)
- Develop guidelines for the procurement process
- Stakeholder Outreach



## **New Staff:**

• Seth Miller Gabriel, Director



• Judah Gluckman, Deputy Director





# Questions?



# Thank you