



OFFICE OF THE
SECRETARY

2019 FEB 26 PM 2:15

MURIEL BOWSER
MAYOR

FEB 26 2019

The Honorable Phil Mendelson
Chairman
Council of the District of Columbia
John A. Wilson Building
1350 Pennsylvania Avenue, N.W., Suite 504
Washington, D.C. 20004

**Reference: Department of General Services
Modification Nos. 3 and 4 to Contract No. DCAM-17-CS-0025K with DC
General Construction, Inc. Approval and Payment Authorization Emergency
Act of 2019
Contractor: DC General Construction, Inc.
Contract No. DCAM-17-CS-0025K**

Dear Chairman Mendelson:

Pursuant to D.C. Official Code § 1-204.51(b), the Department of General Services (the "Department") hereby submits to the Council of the District of Columbia for its review and approval the attached proposed emergency legislation, "Modification Nos. 3 and 4 to Contract No. DCAM-17-CS-0025K with DC General Construction, Inc. Approval and Payment Authorization Emergency Act of 2019", and corresponding emergency declaration resolution, to authorize the services and payments under Modification No. 3 and proposed Modification No. 4 to the Department's underlying Contract for On-Call Construction, Maintenance & Repair Services (DCAM-17-CS-0025K) (the "Contract") with DC General Construction, Inc. (the "Contractor").

Council action is necessary to approve Modification No. 3 and proposed Modification No. 4, in the aggregate not-to-exceed ("NTE") amount of \$3,500,000, with a guaranteed minimum amount of \$250, for the second of two (2) one-year option periods ("Option Year Two"), based on the need for continued on-call construction, maintenance, and repair services, as awarded via task order at fixed-unit prices, at various public schools, parks and recreation facilities, and certain other municipal facilities (the "Project"). As the aggregate amount of the proposed increase to

The Honorable Phil Mendelson

Page 2

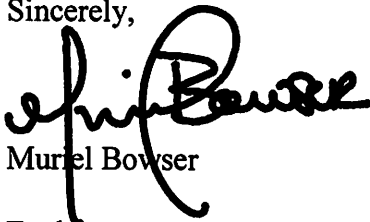
the Option Year Two value via Modification No. 3 and proposed Modification No. 4 exceeds \$1 million, Council's approval is required for this action.

The Chief Financial Officer has certified that funding is available for the \$250 guaranteed minimum value for FY 2019 and funds supporting individual task orders to be issued against the Option Year Two NTE will be certified at the time of issuance, subject to the availability of appropriated funds.

In addition to Modification No. 3 and proposed Modification No. 4, attached are: (i) a contract summary; (ii) a fiscal certification; (iii) memoranda and/or certifications of legal sufficiency; (iv) a Clean Hands certification for the Contractor; (v) a proposed emergency declaration; and (vi) proposed legislation.

If you have any questions regarding this matter, please feel free to contact Keith A. Anderson, the Department's Director, or George G. Lewis, the Department's Associate Director of Contracts and Procurement at (202) 727-2800.

Sincerely,

A handwritten signature in black ink, appearing to read "Muriel Bowser". The signature is stylized and cursive, with a large initial "M" and "B".

Muriel Bowser

Enclosures



Chairman Phil Mendelson
at the request of the Mayor

A BILL

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

To approve, on an emergency basis, Modification Nos. 3 and 4 to Contract No. DCAM-17-CS-0025K between the Department of General Services and DC General Construction, Inc., increasing the Contract's maximum aggregate not-to-exceed value of Option Year Two to \$3,500,000, and authorizing payment to DC General Construction, Inc. for goods and services received and to be received under these modifications.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA,

That this act may be cited as the "Modification Nos. 3 and 4 to Contract No. DCAM-17-CS-0025K with DC General Construction, Inc. Approval and Payment Authorization Emergency Act of 2019".

Sec. 2. Pursuant to section 451 of the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 803; D.C. Official Code § 1-204.51), and notwithstanding the requirements of section 202(a) of the Procurement Practices Reform Act of 2010, effective April 8, 2011 (D.C. Law 18-371; D.C. Official Code § 2-352.02(a)), the Council approves Modification Nos. 3 and 4 to Contract No. DCAM-17-CS-0025K between the Department of General Services and DC General Construction, Inc. for on-call construction, maintenance, and repair services, increasing the maximum aggregate not-to-exceed value of the Contract for Option Year Two to \$3,500,000, and

1 authorizing payment to DC General Construction, Inc. for goods and services received
2 and to be received under these modifications.

3 Sec. 3. The Council adopts the fiscal statement of the Chief Financial Officer as
4 the fiscal impact statement required by section 4a of the General Legislative Procedures
5 Act of 1975, approved October 16, 2006 (120 Stat. 2038; D.C. Official Code § 1-
6 301.47a).

7 Sec. 4. This act shall take effect following approval by the Mayor (or in the
8 event of veto by the Mayor, action by the Council to override the veto), and shall remain
9 in effect for no longer than 90 days, as provided for emergency acts of the Council of the
10 District of Columbia in section 412(a) of the District of Columbia Home Rule Act,
11 approved December 24, 1973 (87 Stat. 788; D.C. Official Code § 1-204.12(a)).

GOVERNMENT OF THE DISTRICT OF COLUMBIA
DEPARTMENT OF GENERAL SERVICES



Pursuant to section 202(c) of the Procurement Practices Reform Act of 2010, as amended, D.C. Official Code § 2-352.02(c), the following contract summary is provided:

COUNCIL CONTRACT SUMMARY
(Retroactive or Tipping)

Modification No. 3 and Proposed Modification No. 4 to Increase Not-To-Exceed Amount of Option Year Two of Contract for On-Call Construction, Maintenance, & Repair Services

- (A) **Contract Number:** DCAM-17-CS-0025K
- Proposed Contractor:** DC General Construction, Inc. (“Contractor”)
- Amount for Proposed Modification No. 4 (Option Year Two):** \$2,550,000 Increase to Not-To-Exceed Value
- Aggregate Amount for Modification No. 3 and Proposed Modification No. 4 (Option Year Two):** Not-To-Exceed value of \$3,500,000, with a Guaranteed Minimum value of \$250
- Unit and Method of Compensation:** Monthly progress payments based on fixed unit pricing
- Term of Contract (Option Year Two):** February 3, 2019 through February 2, 2020
- Please note: Proposed Modification No. 4 must be approved by legislative meeting scheduled for March 5, 2019 in order to timely authorize the necessary services.
- Type of Contract:** Indefinite Delivery Indefinite Quantity
- Source Selection Method:** Competitive Invitation for Bid
- (B) For a contract containing option periods, the contract amount for the base period and for each option period. If the contract amount for one or more of the option periods differs from the amount for the base period, provide an explanation of the reason for the difference:

Base Period Amount: Guaranteed Minimum: \$250;
Not-To-Exceed: \$2,500,000

Full Option Year One Amount: Guaranteed Minimum: \$250;
Not-To-Exceed: \$2,500,000

Explanation of difference from base period (if applicable): N/A

Full Option Year Two Proposed Amount: Guaranteed Minimum: \$250;
Not-To-Exceed: \$3,500,000

Explanation of difference from base period (if applicable):

The proposed aggregate not-to-exceed amount for Option Year Two, \$3,500,000, is \$1,000,000 more than the not-to-exceed amount for the Base Period (\$2,500,000) based on the current anticipated needs for on-call construction, maintenance, and repair services at various public schools, parks and recreation facilities, and certain other municipal facilities within the District.

(C) The goods or services to be provided, the methods of delivering goods or services, and any significant program changes reflected in the proposed contract:

On May 18, 2017, the underlying Contract for On-Call Construction, Maintenance & Repair Services (DCAM-17-CS-0025K) (the “Contract”) between the Department of General Services (the “Department” or “DGS”) and DC General Construction, Inc. (the “Contractor”) was deemed approved by the Council as CA22-0107 in the not-to-exceed (“NTE”) amount of \$2,500,000, with a guaranteed minimum amount of \$250, for the Contract’s base period (“Base Period”). The Contract, which is an Indefinite Delivery/Indefinite Quantity (“IDIQ”) contract, authorizes the Contractor to provide on-call construction, maintenance, and repair services, as awarded via task order at fixed-unit prices, at various public schools, parks and recreation facilities, and certain other municipal facilities (the “Project”). The Contractor is responsible for providing all types of building repairs and upgrades, including, but not limited to, plumbing repairs, electrical repairs, carpentry, masonry, fire alarm repairs, etc. The work also includes, from time to time, small construction projects that need to be completed quickly; primarily in response to emergency situations such as vandalism, structural failures, or other life safety issues. The Contract requires that the Contractor have the infrastructure and resources to handle discrete small tasks in a time-sensitive environment.

Modification No. 1, issued on February 2, 2018, exercised the first one-year option period (“Option Year One”), extending the term of the Contract from February 3, 2018 through February 2, 2019 in an NTE amount of \$950,000, with a guaranteed minimum amount of \$250. Modification No. 2 resulted in an aggregate increase to the Contract value in excess of \$1,000,000 for Option Year One, and therefore the Department submitted Modification Nos. 1 and 2 to the Council for approval. Modification Nos. 1 and 2, which increased the NTE amount of Option Year One from \$950,000 to \$2,500,000, were approved by the Council on March 21, 2018 as A22-0285. On January 25, 2019, the Department issued Modification No. 3, which exercised the second one-year

option period (“Option Year Two”), extending the Contract from February 3, 2019 to February 2, 2020, in the NTE amount of \$950,000, with a guaranteed minimum amount of \$250. The Department now seeks Council approval for Modification No. 4 to increase the NTE amount of Option Year Two by \$2,550,000, from \$950,000 to \$3,500,000, and authorize the Contractor to continue providing on-call construction, maintenance, and repair services for the Project. Modification No. 3 and proposed Modification No. 4, like the underlying Contract and Modification Nos. 1 and 2, do not authorize any specific work or constitute a guarantee that any work will be assigned to the Contractor. All work has been/will be awarded and released through individual project task orders, as set forth in the Contract. As the aggregate NTE amount of Modification No. 3 and proposed Modification No. 4 exceeds \$1 million, Council approval is required.

(D) The selection process, including the number of offerors, the evaluation criteria, and the evaluation results, including price, technical or quality, and past performance components:

The underlying Contract was competitively bid and previously submitted to and approved by the Council as CA22-0107 on May 18, 2017. Modification Nos. 1 and 2, for the exercise of Option Year One, were approved and enacted by Council as A22-0285 on March 21, 2018.

(E) A description of any bid protest related to the award of the contract, including whether the protest was resolved through litigation, withdrawal of the protest by the protestor, or voluntary corrective action by the District. Include the identity of the protestor, the grounds alleged in the protest, and any deficiencies identified by the District as a result of the protest:

The award of the Contract, Modification Nos. 1, 2 and 3, and proposed Modification No. 4 were not protested.

(F) The background and qualifications of the proposed contractor, including its organization, financial stability, personnel, and performance on past or current government or private sector contracts with requirements similar to those of the proposed contract:

The Contractor is a certified small, local, development enterprise zoned, disadvantaged business in Washington, DC. It is a privately owned construction company consisting of three principal officers with more than 15 years of industry experience. The Contractor is involved in all aspects of general contracting, from new and undeveloped properties to demolition and refurbishment of already existing properties. The Contractor has performed satisfactorily on the Project and has demonstrated similar experience under task order driven projects for the District’s Department of Consumer and Regulatory Affairs. The Contractor has been determined responsible in accordance with 27 DCMR 4706.1.

(G) The period of performance associated with the proposed change, including date as of which the proposed change is to be made effective:

The period of performance associated with the Modification No. 3 and proposed Modification No. 4 is Option Year Two, February 3, 2019 through February 2, 2020. Proposed Modification No. 4 will become effective upon approval by the Council and execution by the Department.

(H) The value of any work or services performed pursuant to a proposed change for which the Council has not provided approval, disaggregated by each proposed change if more than one proposed change has been aggregated for Council review:

On January 25, 2019, the Department executed Modification No. 3, which exercised Option Year Two, extending the term of the Contract from February 3, 2019 through February 2, 2020, in the NTE amount of \$950,000, with a guaranteed minimum amount of \$250.

(I) The aggregate dollar value of the proposed changes as compared with the amount of the contract as awarded:

The Contract, as awarded, contemplated a Base Period valued at an NTE amount of \$2,500,000, with a guaranteed minimum amount of \$250, as well as two (2) one-year option periods valued at the same amounts. The aggregate dollar value of Modification No. 3 and proposed Modification No. 4, for the exercise of Option Year Two, is an NTE amount of \$3,500,000, with a guaranteed minimum amount of \$250, which is \$1,000,000 more than the Base Period.

(J) The date on which the contracting officer was notified of the proposed change:

January 25, 2019

(K) The reason why the proposed change was sent to Council for approval after it is intended to take effect:

The Department intended to fully exercise Option Year Two, however, to avoid possible lapses in service before Modification No. 4 could be submitted to Council for approval, Modification No. 3 was issued to incrementally fund and exercise Option Year Two. Modification No. 3 was not previously submitted to Council for approval because its value did not exceed \$1 million. However, proposed Modification No. 4, which is based on the need to ensure that adequate funding is available for the Contractor to continue providing necessary on-call construction, maintenance, and repair services for the Project through the end of Option Year Two, will cause the aggregate value of Modification No. 3 and proposed Modification No. 4 to exceed \$1 million; thus, Council approval is required.

(L) The reason for the proposed change:

The Contract, as awarded, contemplated a one-year Base Period and two (2) one-year option periods. Modification No. 3 and proposed Modification No. 4 would exercise Option Year Two and authorize the Contractor to continue to provide the necessary on-call construction services for the Project and receive payment for services provided and to be provided under Modification Nos. 3 and 4, with an aggregate NTE amount of \$3,500,000 and a guaranteed minimum amount of \$250, for Option Year Two.

(M) The legal, regulatory, or contractual authority for the proposed change:

The Department wishes to exercise Option Year Two pursuant to the terms of the Contract. As Modification No. 3 and proposed Modification No. 4 would increase the total Contract value in an aggregate amount in excess of \$1 million, this contract action is subject to the requirements of the District of Columbia Home Rule Act, codified at D.C. Official Code §1-204.51(b). Thus, Council review and approval of the proposed contract action are required under the District of Columbia Home Rule Act, and the Modifications would be authorized by Council's enactment of Modification Nos. 3 and 4 to Contract No. DCAM-17-CS-0025K Approval and Payment Authorization Emergency Act of 2019, under D.C. Official Code § 2-352.02.

- (N) A summary of the subcontracting plan required under section 2346 of the Small, Local, and Disadvantaged Business Enterprise Development and Assistance Act of 2005, as amended, D.C. Official Code § 2-218.01 et seq. ("Act"), including a certification that the subcontracting plan meets the minimum requirements of the Act and the dollar volume of the portion of the contract to be subcontracted, expressed both in total dollars and as a percentage of the total contract amount:**

This is an IDIQ type contract based on fixed unit prices. Task orders will be issued for projects on an as needed basis. The Contractor is a certified business enterprise in accordance with the Act (Certification No. LSDZ61799072019). As appropriate, subcontracting plans will be submitted for review and approval for each task order with a value of \$250,000 or more.

- (O) Performance standards and the expected outcome of the proposed contract:**

In general, the Contractor will continue to provide on-call construction, maintenance, and repair services for the Project. The Contractor will be required to meet or exceed performance standards in accordance with the Contract's scope of work. DGS staff will continue to monitor the Contractor's performance to ensure consistency with the Contract's terms and conditions, and, more specifically, the established pricing and completion dates included in individual task orders executed.

- (P) The amount and date of any expenditure of funds by the District pursuant to the contract prior to its submission to the Council for approval:**

On January 25, 2019, the Department executed Modification No. 3 in the NTE amount of \$950,000, with a guaranteed minimum amount of \$250, for the exercise of Option Year Two, which represents the total expenditure of funds to date since Council's last approval.

- (Q) A certification that the proposed contract is within the appropriated budget authority for the agency for the fiscal year and is consistent with the financial plan and budget adopted in accordance with D.C. Official Code §§ 47-392.01 and 47-392.02:**

The Office of the Chief Financial Officer has certified that the value of Modification No. 3 and proposed Modification No. 4 is within the Department's appropriated budget authority for the fiscal year and is consistent with the financial plan and budget adopted in accordance with D.C. Official Code §§ 47-392.01 and 47-392.02. The relevant Fiscal Sufficiency certification accompanies this Council Package.

- (R) A certification that the contract is legally sufficient, including whether the proposed contractor has any pending legal claims against the District:**

Modification No. 3 and proposed Modification No. 4 have been deemed legally sufficient by the Department's Office of the General Counsel. The Contractor does not appear to have pending legal claims against the District.

- (S) A certification that Citywide Clean Hands database indicates that the proposed contractor is current with its District taxes. If the Citywide Clean Hands Database indicates that the proposed contractor is not current with its District taxes, either: (1) a certification that the contractor has worked out and is current with a payment schedule approved by the District; or (2) a certification that the contractor will be current with its District taxes after the District recovers any outstanding debt as provided under D.C. Official Code § 2-353.01(b):**

The Citywide Clean Hands database indicates that the Contractor is current with its District taxes. The relevant Clean Hands Certificate accompanies this Council Package.

- (T) A certification from the proposed contractor that it is current with its federal taxes, or has worked out and is current with a payment schedule approved by the federal government:**

The Contractor has certified that it is in compliance with federal tax laws.

- (U) The status of the proposed contractor as a certified local, small, or disadvantaged business enterprise as defined in the Small, Local, and Disadvantaged Business Enterprise Development and Assistance Act of 2005, as amended; D.C. Official Code § 2-218.01 *et seq.*:**

According to the DSLBD's website, the Contractor is a certified Local, Small, or Disadvantaged Business Enterprise. The Contractor's Certification Number is LSDZ61799072019, with an expiration date of July 29, 2019.

- (V) Other aspects of the proposed contract that the Chief Procurement Officer considers significant:**

N/A

- (W) A statement indicating whether the proposed contractor is currently debarred from providing services or goods to the District or federal government, the dates of the debarment, and the reasons for debarment:**

The Contractor is not debarred from providing services to the Government of the District of Columbia or the Federal Government, according to the Office of Contracts & Procurement's Excluded Parties List and the Federal Government's Excluded Parties List.

- (X) Any determination and findings issues relating to the contract's formation, including any determination and findings made under D.C. Official Code § 2-352.05 (privatization contracts):**

On January 31, 2019, the Department issued a Determination and Findings with respect to the \$1,000,000 increase in the aggregate NTE amount for Option Year Two, in which DGS' Contracting Officer concluded that the increase is fair and reasonable and in the best interest of the District in order to meet the required services.

(Y) Where the contract, and any amendments or modifications, if executed, will be made available online:

Contract award information is available on the DGS web page. Copies of contract documents, Modification No. 3 and proposed Modification No. 4 (if approved) will be made available on the DGS web page.

(Z) Where the original solicitation, and any amendments or modifications, will be made available online:

The original solicitation and any amendments have been posted on the Department of General Services' website.



Government of the District of Columbia

CERTIFICATE OF CLEAN HANDS

DC GENERAL CONSTRUCTION, INC
50 RHODE ISLAND AVE NE
WASHINGTON, DC 20002-1308

EIN : *****5316

As reported in the Citywide Clean Hands system, the above referenced individual or entity has no outstanding liability with the District of Columbia. As of the date herein, you have complied with the following official DC code and therefore are issued this Certificate of Clean Hands.

TITLE 47. TAXATION, LICENSING, PERMITS, ASSESSMENTS AND FEES
CHAPTER 28. GENERAL LICENSE LAW
SUBCHAPTER II. CLEAN HANDS BEFORE RECEIVING A LICENSE OR PERMIT
D.C. Code § 47-2862 (2006)
§ 47-2862. Prohibition against issuance of license or permit.

A handwritten signature in blue ink, appearing to read "Marc Aronin".

Authorized By Marc Aronin
Chief, Collection Division

Date: Monday this 7th day of January 2019 03:24 PM

Tracking#: 925255

This document is a certified, complete and true copy.

**GOVERNMENT OF THE DISTRICT OF COLUMBIA
DEPARTMENT OF GENERAL SERVICES**



Memorandum

To: Keith A. Anderson
Director

From: Massimo Marchiori
Agency Fiscal Officer

Reference: Contract for On-Call Construction, Maintenance, & Repair Services
Modification Nos. 3 and 4 (Contract Number: DCAM-17-CS-0025K)
Option Year Two

Date: February 1, 2019

Subject: Fiscal Sufficiency Review

In my capacity as the Agency Fiscal Officer of the Department of General Services (the "Department"), I hereby certify that Modification Nos. 3 and 4 to the Contract for On-Call Construction, Maintenance, & Repair Services (the "Contract") between the Department and DC General Construction, Inc. (the "Contractor") with a Not-To-Exceed value of \$3,500,000.00 and a guaranteed minimum value of \$250.00 for Option Year Two is consistent with the Department's current budget and that adequate funds are available in the budget for the expenditure. The \$250.00 minimum value is hereby certified.

Funds supporting individual task orders to be issued against the Option Year Two aggregate Not-To-Exceed Amount of \$3,500,000.00 will be certified at the time of issuance of any such task orders and are subject to availability of appropriated funds.

The Department has \$250.00 in its current FY 19 budget allotment balance. The SOAR/PASS information is listed below/attached.

AY	Index	PCA	Aobj	Fund	RQ/PO	Amount
19	B3002	30002	0310	0101	RK104638	\$250.00
					TOTAL	\$250.00


 Massimo Marchiori
 Agency Fiscal Officer
 Department of General Services

GOVERNMENT OF THE DISTRICT OF COLUMBIA
Office of the Attorney General



Legal Counsel Division

MEMORANDUM

TO: Alana Intrieri
Executive Director
Office of Policy and Legislative Affairs

FROM: Arthur J. Parker
Acting Deputy Attorney General
Legal Counsel Division

DATE: February 8, 2019

SUBJECT: Legal Sufficiency Review of the “Modification Nos. 3 and 4 to Contract No. DCAM-17-CS-0025K with DC General Construction, Inc. Approval and Payment Authorization Emergency Act of 2019”, and the Accompanying Emergency Declaration Resolution (AE-19-145)

This is to Certify that this Office has reviewed the above-referenced legislation and that we have found it to be legally sufficient. If you have any questions in this regard, please do not hesitate to call me at 724-5565.

A handwritten signature in blue ink that reads "Arthur J. Parker". The signature is written in a cursive style and is positioned above a horizontal line.

Arthur J. Parker

GOVERNMENT OF THE DISTRICT OF COLUMBIA
DEPARTMENT OF GENERAL SERVICES



OFFICE OF THE GENERAL COUNSEL

MEMORANDUM

TO: Alana Intrieri
Director, Office of Policy and Legislative Affairs

FROM: Beth-Sherri Akyereko, Esq.
Interim General Counsel

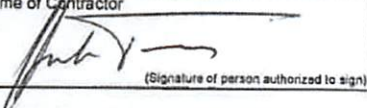

SUBJECT: Legal Sufficiency Certification
Modification Nos. 3 and 4
Contract Number: DCAM-17-CS-0025K
Contractor: DC General Construction, Inc.

DATE: February 8, 2019

This is to certify that this Office has reviewed the above-referenced Contract Modifications and has found them to be legally sufficient, subject to submission of any required materials and Council approval and a Fiscal Certification issued by the Department of General Services' Agency Fiscal Officer.

Please feel free to contact me at (202) 727-2800 with any questions.


Beth-Sherri Akyereko, Esq.
Interim General Counsel, Department of General Services

MODIFICATION OF CONTRACT				1. Contract Number	Page of Pages
				DCAM-17-CS-0025K	1 1
2. Modification Number	3. Effective Date	4. Requisition/Purchase Request No.	5. Caption		
Modification 3	See Block 16C	N/A	On-Call Construction, Maintenance, and Repair		
6. Issued By: Department of General Services Contracting and Procurement Division 2000 14th Street, 8th Floor Washington, DC 20009			7. Administered By (if other than line 6) Department of General Services Capital Construction Division 1250 U Street, NW, 3rd Floor Washington, DC 20009		
8. Name and Address of Contractor (No. Street, city, country, state and ZIP Code) DC General Construction Inc. 1208 9th St NW Washington, DC 20001 Attn: Henok Tesfaye				9A. Amendment of Solicitation No.	
				N/A	
				9B. Dated (See Item 11)	
				N/A	
				10A. Modification of Contract/Order No.	
				X DCAM-17-CS-0025K	
				10B. Dated (See Item 13)	
				February 3, 2017	
11. THIS ITEM ONLY APPLIES TO AMENDMENTS OF SOLICITATIONS					
<input type="checkbox"/> The above numbered solicitation is amended as set forth in Item 14. The hour and date specified for receipt of Offers <input type="checkbox"/> is extended, <input type="checkbox"/> is not extended. Offers must acknowledge receipt of this amendment prior to the hour and date specified in the solicitation or as amended, by one of the following methods: (a) By completing Items 8 and 15, and returning <u>1</u> copies of the amendment; (b) By acknowledging receipt of this amendment on each copy of the offer submitted; or (c) By separate letter or fax which includes a reference to the solicitation and amendment number. FAILURE OF YOUR ACKNOWLEDGEMENT TO BE RECEIVED AT THE PLACE DESIGNATED FOR THE RECEIPT OF OFFERS PRIOR TO THE HOUR AND DATE SPECIFIED MAY RESULT IN REJECTION OF YOUR OFFER. If by virtue of this amendment you desire to change an offer already submitted, such change may be made by letter or fax, provided each letter or telegram makes reference to the solicitation and this amendment, and is received prior to the opening hour and date specified.					
12. Accounting and Appropriation Data (If Required)					
13. THIS ITEM APPLIES ONLY TO MODIFICATIONS OF CONTRACTS/ORDERS, IT MODIFIES THE CONTRACT/ORDER NO. AS DESCRIBED IN ITEM 14					
A. This change order is issued pursuant to: (Specify Authority)					
The changes set forth in Item 14 are made in the contract/order no. in Item 10A.					
B. The above numbered contract/order is modified to reflect the administrative changes (such as changes in paying office, appropriation date, etc.) set forth in Item 14.					
C. This supplemental agreement is entered into pursuant to authority of:					
X D. Other (Specify type of modification and authority) Title 27 DCMR Sections 4727 and Contract DCAM-17-CS-0025K Sections B & J					
E. IMPORTANT: Contractor <input type="checkbox"/> is not, <input checked="" type="checkbox"/> is required to sign this document and return <u>1</u> copy to the issuing office.					
14. Description of amendment/modification (Organized by UCF Section headings, including solicitation/contract subject matter where feasible.)					
Contract No. DCAM-17-CS-0025K to provide On-Call Construction, Maintenance, and Repair Services is hereby modified, as follows:					
1. In accordance with Section B.8 of the Contract, the Department hereby exercises Option Year Two (002) extending the term of the Contract from February 3, 2019 to February 2, 2020.					
2. The value of services for Option Year 002 shall be a minimum of Two Hundred Fifty Dollars (\$250.00) and a maximum of Nine Hundred Fifty Thousand Dollars (\$950,000.00).					
3. The Contractor's Compensation for services provided during Option Year 002 shall be in accordance with Section A.3 of the Contract based on Option Year 002 pricing as set forth in the attached <u>Exhibit A</u> .					
4. Davis Bacon Wage Rate General Decision No. DC190002, Modification No. 1, dated January 11, 2019, is attached as <u>Exhibit B</u> and hereby incorporated in Option Year 002 of the Contract.					
5. The continuation of services beyond September 30, 2019, is contingent on the availability of appropriated funding.					
6. The Living Wage Act Notice and Fact Sheet for 2019 are attached as <u>Exhibit C</u> and hereby incorporated in Option Year 002 of the Contract.					
7. Insurance Provisions. Delete: Section H.1, Required Insurance - Insert: Section H.1, Insurance Requirements, attached as <u>Exhibit D</u> and hereby incorporated in the Contract.					
8. All other terms and conditions of the Contract remain unchanged.					
15A. Name and Title of Signer (Type or print)			16A. Name of Contracting Officer		
HENOK TESFAYE, PRESIDENT			Franklin Austin, CPPB, CPM - Contracting Officer		
15B. Name of Contractor		15C. Date Signed	16B. District of Columbia		16C. Date Signed
 (Signature of person authorized to sign)		1/24/19	 (Signature of Contracting Officer)		1/25/19

AMENDMENT OF SOLICITATION/MODIFICATION OF CONTRACT			1. Contract Number DCAM-17-CS-0025K	Page of Pages 1 1	
2. Amendment/Modification Number Modification No. 4	3. Effective Date Section 16C	4. Requisition/Purchase Request No. N/A		5. Solicitation Caption On-Call Construction, Maintenance, and Repair Services	
6. Issued By: Department of General Services Contracting and Procurement Division 2000 14th Street, 8th Floor Washington, DC 20009		7. Administered By (If other than line 6) Department of General Services Capital Construction Division 1250 U Street, NW / 4th Floor Washington, DC 20009			
8. Name and Address of Contractor (No. Street, city, country, state and ZIP Code) DC General Construction Inc. 50 Rhode Island Avenue, NE Washington, DC 20002 Attn: Henok Tesfaye			9A. Amendment of Solicitation No.		
			9B. Dated (See Item 11)		
			10A. Modification of Contract/Order No. DCAM-17-CS-0025K		
			10B. Dated (See Item 13) February 3, 2017		
11. THIS ITEM ONLY APPLIES TO AMENDMENTS OF SOLICITATIONS					
<input type="checkbox"/> The above numbered solicitation is amended as set forth in Item 14. The hour and date specified for receipt of Offers <input type="checkbox"/> is extended, <input type="checkbox"/> is not extended. Offers must acknowledge receipt of this amendment prior to the hour and date specified in the solicitation or as amended, by one of the following methods: (a) By completing Items 8 and 15, and returning <u>1</u> copies of the amendment; (b) By acknowledging receipt of this amendment on each copy of the offer submitted; or (c) By separate letter or fax which includes a reference to the solicitation and amendment number. FAILURE OF YOUR ACKNOWLEDGEMENT TO BE RECEIVED AT THE PLACE DESIGNATED FOR THE RECEIPT OF OFFERS PRIOR TO THE HOUR AND DATE SPECIFIED MAY RESULT IN REJECTION OF YOUR OFFER. If by virtue of this amendment you desire to change an offer already submitted, such change may be made by letter or fax, provided each letter or telegram makes reference to the solicitation and this amendment, and is received prior to the opening hour and date specified.					
12. Accounting and Appropriation Data (If Required)					
13. THIS ITEM APPLIES ONLY TO MODIFICATIONS OF CONTRACTS/ORDERS, IT MODIFIES THE CONTRACT/ORDER NO. AS DESCRIBED IN ITEM 14					
A. This change order is issued pursuant to: (Specify Authority) The changes set forth in Item 14 are made in the contract/order no. in Item 10A.					
B. The above numbered contract/order is modified to reflect the administrative changes (such as changes in paying office, appropriation date, etc.) set forth in item 14, pursuant to the authority of 27 DCMR, Chapter 47, Section 4728.					
C. This supplemental agreement is entered into pursuant to authority of:					
X D. Other (Specify type of modification and authority) Title 27 DCMR Sections 4727 and Contract DCAM-17-CS-0025K					
E. IMPORTANT: Contractor <input type="checkbox"/> is not, <input checked="" type="checkbox"/> is required to sign this document and return _____ copy to the issuing office.					
14. Description of amendment/modification (Organized by UCF Section headings, including solicitation/contract subject matter where feasible.) Contract No. DCAM-17-CS-0025K, to provide On-Call Construction, Maintenance, and Repair Services, is hereby modified as described below:					
1. The maximum value of services for Option Year 002 shall be increased from \$950,000.00 to \$3,500,000.00.					
2. All other terms and conditions of the Contract remain unchanged.					
3. RELEASE: It is mutually agreed that in exchange for this Modification and other consideration, the Contractor hereby releases, waives, settles and holds the Department harmless from any and all actual or potential claims or demands for delays, disruptions, additional work, additional time, additional cost, contract extensions, compensations or liability under any theory, whether known or unknown, that the Contractor may have now or in the future against the Department arising from or out of, as a consequences or result of, relating to or in any manner connected with this Modification, the above-referenced Project, and Contract work.					
15A. Name and Title of Signer (Type or print) Henok Tesfaye, President and CEO			16A. Name of Contracting Officer Franklin Austin, CPPB, CPM		
15B. Name of Contractor <i>Henok Tesfaye</i> (Signature of person authorized to sign)		15C. Date Signed 1/30/19	16B. District of Columbia		16C. Date Signed
					(Signature of Contracting Officer)