



MURIEL BOWSER
MAYOR

June 23, 2020

The Honorable Phil Mendelson
Chairman
Council of the District of Columbia
John A. Wilson Building
1350 Pennsylvania Avenue, NW
Suite 504
Washington, DC 20004

**Reference: District of Columbia Department of General Services
Modification Nos. 02, 03 and 04 to Contract No. DCAM-19-CS-RFQ-0001C
with RSC Electrical & Mechanical Contractors, Inc. Approval and Payment
Authorization Emergency Act of 2020
Contract Number: DCAM-19-CS-RFQ-0001C
Contractor: RSC Electrical & Mechanical Contractors, Inc.**

Dear Chairman Mendelson:

Enclosed for consideration by the Council of the District of Columbia is proposed emergency legislation, "*Modification Nos. 02, 03 and 04 to Contract No. DCAM-19-CS-RFQ-0001C with RSC Electrical & Mechanical Contractors, Inc. Approval and Payment Authorization Emergency Act of 2020*," and the accompanying declaration resolution, to fully exercise Option Year 001 of the Basic Ordering Agreement for Small General Construction Projects (DCAM-19-CS-RFQ-0001C) (the "Contract") with RSC Electrical & Mechanical Contractors, Inc. ("Contractor").

On April 20, 2020, the Department of General Services (the "Department" or "DOS") executed Contract Modification No. 02 to exercise the first of four one-year option periods ("Option Year 001") with a guaranteed minimum amount of \$50.00 and a not-to-exceed ("NTE") amount of \$3.5 million; and extend the Contract term from April 26, 2020 through April 25, 2021. However, on May 20, 2020, the Department executed Modification No. 03 which established the correct Option Year 001 NTE amount of \$990,000.00 and a Contract term from April 26, 2020 through September 30, 2020.

Proposed Modification No. 04 would fully exercise Option Year 001, extending the Contract term through April 25, 2021 and increasing the NTE amount to \$3.5 million, an amount over \$1 million

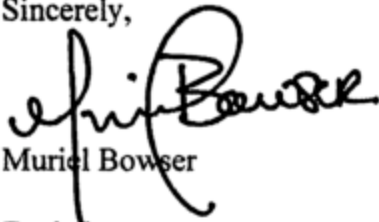
in a 12 month period; therefore, Council approval is necessary for the proposed contract action. If approved, the full exercise of Option Year 001 will authorize the Contractor to continue its performance of small construction projects for various facilities within DGS' real estate portfolio (the "Project"). The Project locations include schools, parks, recreation facilities, municipal buildings, fire and police stations, short-term family housing, tenant fit-out type work, small park/playground work, pools, and other public locations. The Contract does not authorize specific work or constitute a guarantee that work will be assigned to the Contractor; however, any work has been or will be authorized through individual, competitively awarded task order agreements issued against the Contract's NTE amount.

The Agency Fiscal Officer has certified that funding remains available for the Contract's \$50.00 guaranteed minimum value for FY 2020, and funds supporting individual task order agreements issued against the Contract's Option Year 001 NTE amount of \$3.5 million NTE amount will be certified at the time of issuance, subject to the availability of appropriated funds.

In addition to the Modification Nos. 02, 03 and 04, attached are (i) a contract summary, (ii) a fiscal certification, (iii) legal sufficiency reviews and/or certifications, and (iv) a Citywide Clean Hands certificate for the Contractor.


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 Chief of Contracts and Procurement, at (202) 727-2800.

Sincerely,

A handwritten signature in black ink, appearing to read "Muriel Bowser". The signature is fluid and cursive, with the first name "Muriel" written in a larger, more prominent script than the last name "Bowser".

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. 02, 03, and 04 to Contract No. DCAM-19-CS-RFQ-0001C, between the Department of General Services and RSC Electrical & Mechanical Contractors, Inc., increasing the Contract's Option Year 001 not-to-exceed amount to \$3.5 million and authorizing payment for goods and services received and to be received under the modifications.

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

That this act may be cited as the "Modification Nos. 02, 03, and 04 to Contract No. DCAM-19-CS-RFQ-0001C with RSC Electrical & Mechanical Contractors, Inc. Approval and Payment Authorization Emergency Act of 2020".

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 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. 02, 03, and 04 to Contract No. DCAM-19-CS-RFQ-0001C, between the Department of General Services and RSC Electrical & Mechanical Contractors, Inc. for small general construction projects, increasing the Contract's Option Year 001 not-to-exceed amount to \$3.5 million and authorizing payment to RSC

1 Electrical & Mechanical Contractors, Inc. for goods and services received and to be
2 received under the modifications.

3 Sec. 3. Fiscal impact statement.

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

7 Sec. 4. Effective date.

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