

A RESOLUTION

22-200

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

July 11, 2017

To declare the existence of an emergency with respect to the need to approve Modification Nos. 6, 7, 8, 9, 13, 14, 15, and 16 to Contract No. CW32705 with Tetra Tech, Inc. to provide services pursuant to the requirements of the Anacostia River Toxics Remediation Act of 2014, and to authorize payment for the goods and services received and to be received under the modifications.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the “Modifications to Contract No. CW32705 Approval and Payment Authorization Emergency Declaration Resolution of 2017”.

Sec. 2. (a) There exists a need to approve Modification Nos. 6, 7, 8, 9, 13, 14, 15, and 16 to Contract No. 32705 with Tetra Tech, Inc. to provide services pursuant to the requirements of section 6092 of the Anacostia River Toxics Remediation Act of 2014, effective February 26, 2015 (D.C. Law 20-155; D.C. Official Code § 8-104.31) (“Anacostia River Toxics Remediation Act”), and to authorize payment for the goods and services received and to be received under the modifications.

(b) On December 5, 2016, the District issued Modification No. 6 to partially exercise Option Year 2 for the period of December 8, 2016, through February 14, 2017, in the not-to-exceed amount of \$970,000.

(c) On February 13, 2017, the District issued Modification No. 7 to exercise another partial option for the period of February 15, 2017, through March 14, 2017, at no additional cost.

(d) On March 14, 2017, the District issued Modification No. 8 to exercise a third partial option for Option Year 2 for the period of March 15, 2017, through April 14, 2017, at no additional cost.

(e) On April 12, 2017, the District issued Modification No. 9 to extend Option Year 2 for the period of April 15, 2017, through May 14, 2017, at no additional cost.

(f) On May 14, 2017, the District issued Modification No. 13 to exercise another partial option for the period of May 15, 2017, through June 14, 2017, at no additional cost.

(g) On June 14, 2017, the District issued Modification No. 15 to extend the contract from June 15, 2017, through July 14, 2017, at no additional cost.

(h) On June 14, 2017, the District issued Modification No. 16 which modified the monthly management fixed fee to \$37,000 per month for Option Year 2.

ENROLLED ORIGINAL

(i) By proposed Modification No. 14, the District will exercise the remainder of Option Year 2 for the period of July 15, 2017, through December 7, 2017, in the not-to-exceed amount of \$10 million.

(j) Council approval is now required, 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), because the aggregate not-to-exceed value of Modification Nos. 6, 7, 8, 9, 13, 14, 15, and 16 will be in excess of \$1 million . .

(k) Approval of Modification Nos. 6, 7, 8, 9, 13, 14, 15, and 16 in the aggregate not-to-exceed amount of \$10 million is necessary to ensure the performance of services performed to satisfy the requirements of the Anacostia River Toxics Remediation Act and to compensate Tetra Tech, Inc. for the goods and services provided and to be provided under the modifications.

Sec. 3. The Council of the District of Columbia determines that the circumstances enumerated in section 2 constitute emergency circumstances making it necessary that the Modifications to Contract No. CW32705 Approval and Payment Authorization Emergency Act of 2017 be adopted after a single reading.

Sec. 4. This resolution shall take effect immediately.