

A RESOLUTION

22-495

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

May 1, 2018

To declare the existence of an emergency with respect to the need to approve Modification Nos. 8, 9, and 10 to Contract No. DCKA-2013-C-0029 with Fort Myer Construction Corporation to provide continued sidewalk restoration and repair services, 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. DCKA-2013-C-0029 Approval and Payment Authorization Emergency Declaration Resolution of 2018”.

Sec. 2. (a) There exists a need to approve Modification Nos. 8, 9, and 10 to Contract No. DCKA-2013-C-0029 with Fort Myer Construction Corporation to provide continued sidewalk restoration and repair services, and to authorize payment for the goods and services received and to be received under the modifications.

(b) By Modification No. 8, dated January 22, 2018, the Office of Contracting and Procurement, on behalf of the District Department of Transportation, partially exercised Option Year 4 of Contract No. DCKA-2013-C-0029 for the period from January 25, 2018, through May 31, 2018, in the amount of \$0.

(c) Modification No. 9 was an administrative modification.

(d) Modification No. 10 is now necessary to exercise the remainder of Option Year 4 for the period from June 1, 2018, through January 24, 2019, in the not-to-exceed amount of \$27.3 million, which will make the total not-to-exceed amount for Option Year 4 \$27.3 million.

(e) Council approval is required by section 451(b) of the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 803; D.C. Official Code § 1-204.51(b)), because the modifications increase the contract by more than \$1 million during a 12-month period.

(f) Approval is necessary to allow the continuation of these vital services. Without this approval, Fort Myer Construction Corporation cannot be paid for the goods and services provided in excess of \$1 million for the contract period of June 1, 2018, through January 24, 2019.

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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. DCKA-2013-C-0029 Approval and Payment Authorization Emergency Act of 2018 be adopted after a single reading.

Sec. 4. This resolution shall take effect immediately.