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OFFICE OF THE  
SECRETARY

**MURIEL BOWSER**  
MAYOR

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

Dear Chairman Mendelson:

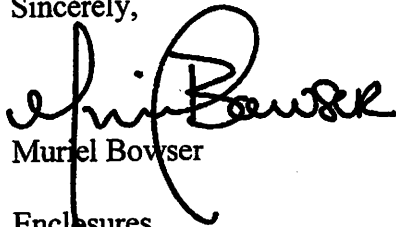
Enclosed for consideration and approval by the Council of the District of Columbia is proposed emergency legislation, "Modifications to Exercise Option Year Three (3) of Contract No. Contract No. CW36154 with WM Recycle America, LLC Approval and Payment Authorization Emergency Act of 2019" and accompanying declaration resolution , in the estimated amount of two million, five hundred thousand (\$2,500,000.00).

The contractor will continue to transport, process, and market recyclables from the District's residential recycling drop-off facilities for the period from September 1, 2018 through August 31, 2019. The Chief Financial Officer for the Department of Public Works has certified that funding is available.


As always, I am available to discuss any questions you may have regarding this contract. In order to facilitate a response to any questions, please have your staff contact Marc Scott, Business Operations Manager, at 724-8759.

I urge you to take prompt and favorable action regarding the enclosed legislation.

Sincerely,

  
Muriel Bowser

Enclosures

  
Chairman Phil Mendelson  
at the request of the Mayor

A PROPOSED RESOLUTION

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

To declare the existence of an emergency with respect to the need to approve Modification Nos. 7, 8, 9, 10, 11, and 12 to Contract No. CW36154 with WM Recycle America, LLC to transport, process, and market recyclables from the District's residential recycling drop-off facilities and to authorize payment for the goods and services received and to be received under the contract.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the "Modifications to Exercise Option Year Three (3) of Contract No. CW36154 with WM Recycle America, LLC Approval and Payment Authorization Emergency Declaration Resolution of 2019".

Sec. 2. (a) There exists a need to approve Modification Nos. Nos. 7, 8, 9, 10, 11, and 12 to Contract No. CW36154 with WM Recycle America, LLC to transport, process, and market recyclables from the District's residential recycling drop-off facilities and to authorize payment for the goods and services received and to be received under Modification Nos. 7, 8, 9, 10, 11, and 12.

(b) By Modification No. 7, dated August 2, 2018, the Office of Contracting and Procurement, on behalf of the Department of Public Works, exercised a partial Option

34 Year Three (3) of Contract No. CW36154 for the period from September 1, 2018 through  
35 November 31, 2018 in the amount of \$622,500.00.

36 (c) Modification No. 8 was an administrative modification that added no money.

37 (d) By Modification No. 9, dated November 7, 2018, the Office of Contracting  
38 and Procurement, on behalf of the Department of Public Works, exercised a partial  
39 Option Year Three (3) of Contract No. CW36154 for the period from December 1, 2018  
40 through January 20, 2019 in the amount of \$345,840.00.

41 (e) By Modification No. 10, dated December 20, 2018, the Office of Contracting  
42 and Procurement, on behalf of the Department of Public Works, exercised a partial  
43 Option Year Three (3) of Contract No. CW36154 for the period from January 21, 2019  
44 through February 7, 2019 at no cost to the District.

45 (f) Modification 11 was an administrative modification that added no money.

46 (g) Modification No. 12 is now necessary to exercise the remainder of Option  
47 Year Three (3) of Contract No. CW36154 for the period from February 8, 2019 through  
48 September 1, 2019 in the amount of \$1,531,660.00, which will set the total contract  
49 amount for Option Year Three (3) at \$2,500,000.00.

50 (e) Council approval is required by section 451(b) of the District of Columbia  
51 Home Rule Act, approved December 24, 1973 (87 Stat. 803; D.C. Official Code § 1–  
52 204.51(b)) since these modifications increase the contract to more than \$1,000,000 during  
53 a 12-month period.

54 (f) Approval is necessary to allow the continuation of these vital services.  
55 Without this approval, WM Recycle America, LLC cannot be paid for goods and services

56 provided in excess of \$1,000,000 for the contract period beginning September 1, 2018  
57 through August 31, 2019.

58           Sec. 3. The Council of the District of Columbia determines that the  
59 circumstances enumerated in section 2 constitute emergency circumstances making it  
60 necessary that the “Modifications to Exercise Option Year Three (3) of Contract No.  
61 CW36154 with WM Recycle America, LLC Approval and Payment Authorization  
62 Emergency Act of 2019” be adopted after a single reading.

63           Sec. 4. This resolution shall take effect immediately.