



MURIEL BOWSER

MAYOR

June 19, 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

Dear Chairman Mendelson:

Enclosed for consideration by the Council of the District of Columbia is proposed emergency legislation, the "Change Order Nos. 3 and 4 to Contract No. DCAM-17-AE-0125 with Perkins Eastman DC, PLLC Approval and Payment Authorization Emergency Act of 2020" and the accompanying declaration resolution. The bill would approve the change orders and authorize payment to Perkins Eastman DC, PLLC in an aggregate amount of \$4,695,270.00 for architectural and engineering services received and to be received under these change orders.

The Department seeks Council approval for Change Order No. 3 and proposed Change Order No. 4 to increase the Contract amount from \$3,649,930.00 to \$4,695,270.00 for the period to begin upon Council's approval of the emergency legislation through December 31, 2020. The Chief Financial Officer has certified that funding is available to fund the increased Contract amount of \$4,695,270.


In addition to the Contract Change Order Nos. 1, 2, 3 and 4, attached are: (i) a contract summary; (ii) a fiscal certification; (iii) memoranda and/or certifications of legal sufficiency; and (iv) a Clean Hands Certification 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,


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 Change Order Nos. 3 and 4 to Contract No. DCAM-17-AE-0125, between the Department of General Services and Perkins Eastman DC, PLLC, increasing the aggregate Contract amount to \$4,695,270, and authorizing payment to Perkins Eastman DC, LLC for architectural and engineering services received and to be received under these change orders.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, that this resolution may be cited as "Change Order Nos. 3 and 4 to Contract No. DCAM-17-AE-0125 with Perkins Eastman DC, PLLC Approval and Payment Authorization Emergency Declaration Resolution of 2020".

Sec. 2. (a) There exists an immediate need to approve Change Order Nos. 3 and 4 to Contract DCAM-17-AE-0125 (the "Contract") between the District's Department of General Services and Perkins Eastman DC, PLLC ("Contractor") to increase the Contract amount by \$1,045,340 to the aggregate amount of \$4,695,270, and to authorize payment to the Contractor for architectural and engineering services, for Eliot Hine Middle School, received and to be received under these change orders.

1 (b) Change Order Nos. 1 and 2 did not increase the Contract amount. Change
2 Order No. 3 increased the Contract amount by \$997,000, an amount less than \$1 million;
3 thus, Council approval was not required.

4 (c) Proposed Change Order No. 4, in the amount of \$48,340, would increase the
5 Contract amount from \$3,639,930 to \$4,695,270. The aggregate amount of Change Order
6 Nos. 3 and 4, is \$1,045,340, an amount in excess of \$1 million during a 12-month period.
7 Therefore, Council approval of Change Order No. 4 is required pursuant to section 451 of
8 the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 803;
9 D.C. Official Code § 1-204.51) and the requirements of section 202 of the Procurement
10 Practices Reform Act of 2010, effective April 8, 2011 (D.C. Law 18-371; D.C. Official
11 Code § 2-352.02).

12 (d) In addition, Council approval of Change Order Nos. 3 and 4 is necessary to
13 allow the continuation of essential architectural and engineering services at Eliot Hine
14 Middle School and compensate the Contractor for services provided and to be provided
15 under these change orders.

16 Sec. 3. The Council of the District of Columbia determines that the
17 circumstances enumerated in Section 2 constitute emergency circumstances making it
18 necessary that the “Change Order Nos. 3 and 4 with Perkins Eastman DC, PLLC
19 Approval and Payment Authorization Emergency Act of 2020” be adopted after a single
20 reading.

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