

A RESOLUTION

23-439

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

July 7, 2020

To declare the existence of an emergency with respect to the need to approve Modification Nos. 3 and 4 to Contract No. DCAM-17-CS-0033I between the Department of General Services and WKM Solutions, LLC, increasing the Contract's Option Year 003 not-to-exceed amount to \$15 million, and to authorize payment to WKM Solutions, LLC for ID/IQ small construction services received and to be received under these modifications.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as "Modification Nos. 3 and 4 to Contract No. DCAM-17-CS-0033I with WKM Solutions, LLC Approval and Payment Authorization Emergency Declaration Resolution of 2020".

Sec. 2. (a) There exists an immediate need to approve Modification Nos. 3 and 4 to Contract No, DCAM-17-CS-0033I ("Contract") between the Department of General Services ("Department") and WKM Solutions, LLC ("Contractor") to increase the Contract's Option Year 003 not-to-exceed ("NTE") amount to \$15 million and to authorize payment to the Contractor for small construction services received and to be received under these modifications.

(b) On May 29, 2020, the Department issued Modification No. 3 in the Option Year 003 NTE amount of \$950,000. The proposed Modification No. 4 would increase the Option Year 003 NTE amount by \$14.05 million from \$950,000 to \$15 million.

(c) The proposed Modification No 4, in the NTE amount of \$15 million, is in excess of \$1 million during a 12-month period; thus, Council approval of Modification Nos. 3 and 4 is 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), and the requirements of section 202 of the Procurement Practices Reform Act of 2010, effective April 8, 2011 (D.C. Law 18-371; D.C. Official Code § 2-352.02).

(d) Council approval of Modification Nos. 3 and 4 is necessary to allow the continuation of essential small general construction services, as awarded via competitively-awarded task order agreements at lump sum prices, at various District-owned or operated public schools, parks, and recreation facilities, and other municipal facilities, and to compensate the Contractor for services provided and to be provided under these modifications.

**ENROLLED ORIGINAL**

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 Modification Nos. 3 and 4 to Contract No. DCAM-17-CS-0033I with WKM Solutions, LLC Approval and Payment Authorization Emergency Act of 2020 be adopted after a single reading.

Sec. 4. This resolution shall take effect immediately.