

A RESOLUTION

23-443

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. 02 and 03 to Contract No. DCAM-19-CS-RFQ-0001S between the Department of General Services and Thiha, Inc., increasing the Contract's Option Year 001 aggregate not-to-exceed amount to \$3.5 million, and to authorize payment to Thiha, Inc. for 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 "Modification Nos. 02 and 03 to Contract No. DCAM-19-CS-RFQ-0001S with Thiha, Inc. Approval and Payment Authorization Emergency Declaration Resolution of 2020".

Sec. 2.(a) There exists an immediate need to approve the Modification Nos. 02 and 03 to Contract No. DCAM-19-CS-RFQ-0001S, the basic ordering agreement for small general construction projects, ("Contract") between the Department of General Services and Thiha, Inc. ("Contractor"), which would fully exercise Option Year 001 of the Contract, and authorize payment to the Contractor for goods and services received and to be received under the Contract modifications.

(b) Proposed Modification No. 03 would increase the Contract's aggregate not-to-exceed amount by \$ 2.51 million from \$990,000 to \$3.5 million.

(c) The proposed increase is in excess of \$1 million during a 12-month period; therefore, Council approval of proposed Modification Nos. 02 and 03 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 section 202(a) of the Procurement Practices Reform Act of 2010, effective April 8, 2011 (D.C. Law 18-371; D.C. Official Code § 2-352.02(a)).

(d) Council approval of Modification Nos. 02 and 03 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 during Option Year 001 of the Contract.

**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. 02 and 03 to Contract No. DCAM-19-CS-RFQ-0001S with Thiha, Inc. Approval and Payment Authorization Emergency Act of 2020 be adopted after a single reading.

Sec. 4. This resolution shall take effect immediately.