

A RESOLUTION

25-76

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

March 7, 2023

To declare the existence of an emergency with respect to the need to approve Modification Nos. 1, 2, 3, 4, 5, 6, 7, and 8 to Letter Contract No. CW98891 and definitized Contract No. CW98891 with Run Veggie, LLC to prepare and deliver meals and supplements to Department of Aging and Community Living program participants, and to authorize payment for the goods and services received and to be received under the letter contract, modifications, and definitized contract.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the “Contract No. CW98891 with Run Veggie, LLC Approval and Payment Authorization Emergency Declaration Resolution of 2023”.

Sec. 2. (a) There exists an immediate need to approve Modification Nos. 1, 2, 3, 4, 5, 6, 7, and 8 to Letter Contract No. CW98891 and definitized Contract No. CW98891 with Run Veggie, LLC to prepare and deliver meals and supplements to Department of Aging and Community Living program participants and to authorize payment for the goods and services received and to be received under the contract.

(b) On May 1, 2022, the Office of Contracting and Procurement (“OCP”), on behalf of the Department of Aging and Community Living, awarded Letter Contract CW98891 to Run Veggie, LLC for the period May 16, 2022, through September 15, 2022, in the not-to-exceed amount of \$600,000.

(c) By Modification No. 1, dated July 1, 2022, OCP increased the total not-to-exceed amount for the letter contract to \$950,000.

(d) Modification Nos. 2, 3, and 4 were administrative modifications.

(e) Modification No. 5, dated July 29, 2022, extended the term of the letter contract through October 5, 2022 at no additional cost.

(f) Modification No. 6, dated October 5, 2022, extended the term of the letter contract through October 31, 2022, at no additional cost.

(g) Modification No. 7, dated October 31, 2022, extended the term of the letter contract through January 17, 2023, and increased the total not-to-exceed amount for the letter contract to \$1,820,000.

ENROLLED ORIGINAL

(h) Modification No. 8, dated January 13, 2023, extended the term of the letter contract through March 31, 2023, and increased the total not-to-exceed amount for the letter contract to \$2,690,000.

(i) OCP now proposes to definitize Contract No. CW98891 for the period of May 16, 2022 through May 15, 2023 in the total not-to-exceed amount of \$4,200,207.14.

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

(k) Approval is necessary to allow the continuation of these vital services. Without this approval, Run Veggie, LLC cannot be paid for the goods and services provided in excess of \$1 million for the contract period beginning May 16, 2022, through May 15, 2023.

Sec. 3. The Council determines that the circumstances enumerated in section 2 constitute emergency circumstances making it necessary that the Contract No. CW98891 with Run Veggie, LLC Approval and Payment Authorization Emergency Act of 2023 be adopted after a single reading.

Sec. 4. This resolution shall take effect immediately.