

A RESOLUTION

25-87

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

April 4, 2023

To declare the existence of an emergency with respect to the need to approve Modification Nos. 8, 9, 10, 11, 12, and 13 to Contract No. CW90941 with Aramark Correctional Services, LLC to provide management and operation of the food service program for inmates, and to authorize payment for the 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 “Modifications to Contract No. CW90941 with Aramark Correctional Services, LLC Approval and Payment Authorization Emergency Declaration Resolution of 2023”.

Sec. 2. (a) There exists an immediate need to approve Modification Nos. 8, 9, 10, 11, 12, and 13 to Contract No. CW90941 with Aramark Correctional Services, LLC to provide management and operation of the food service program for inmates and to authorize payment for the goods and services received and to be received under the modifications.

(b) By Modification No. 8, dated September 14, 2022, the Office of Contracting and Procurement, on behalf of the Department of Corrections, exercised a partial Option Period One of Contract No. CW90941 for the period from September 15, 2022 through November 30, 2022, in the not-to-exceed amount of \$1 million.

(c) By Modification No. 9, dated October 14, 2022, the Office of Contracting and Procurement, on behalf of the Department of Corrections, extended the term of the partial Option Period One of Contract No. CW90941 from December 1, 2022 to December 31, 2022, at no cost to the District.

(d) By Modification No. 10, dated December 19, 2022, the Office of Contracting and Procurement, on behalf of the Department of Corrections, exercised another partial Option Period One of Contract No. CW90941 for the period from January 1, 2023 through February 28, 2023, in the not-to-exceed amount of \$1,426,000.

(e) By Modification No. 11, dated February 15, 2023, the Office of Contracting and Procurement, on behalf of the Department of Corrections, extended the term of the partial Option Period One of Contract No. CW90941 from March 1, 2023 to March 15, 2023, at no cost to the District.

**ENROLLED ORIGINAL**

(f) By Modification No. 12, dated, March 9, 2023, the Office of Contracting and Procurement, on behalf of the Department of Corrections, exercised another partial Option Period One of Contract No. CW90941 for the period from March 16, 2023 through April 15, 2023, in the not-to-exceed amount of \$1.2 million.

(g) Modification No. 13 is now necessary to exercise the remainder of Option Period One of Contract No. CW90941 for the period from April 16, 2023, through September 14, 2023, in the not-to-exceed amount of \$2,413,889, raising the total not-to-exceed amount for the period from September 15, 2022, through September 14, 2023, to \$6,039,889.

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

(i) Approval is necessary to allow the continuation of these vital services. Without this approval, Aramark Correctional Services, LLC cannot be paid for goods and services provided in excess of \$1 million for the contract period September 15, 2022 through September 14, 2023.

Sec. 3. The Council determines that the circumstances enumerated in section 2 constitute emergency circumstances making it necessary that the Modifications to Contract No. CW90941 with Aramark Correctional Services, LLC Approval and Payment Authorization Emergency Act of 2023 be adopted after a single reading.

Sec. 4. This resolution shall take effect immediately.