



MURIEL BOWSER
MAYOR

June 30, 2023

The Honorable Phil Mendelson
Chairman
Council of the District of Columbia
John A. Wilson Building
1350 Pennsylvania Avenue, N.W., Suite 504
Washington, D.C. 20004

Dear Chairman Mendelson:

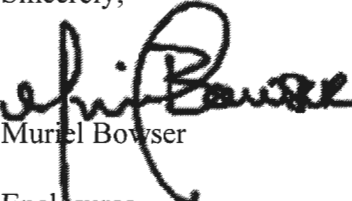
Enclosed for consideration and enactment by the Council of the District of Columbia is proposed bill, the "Modification Nos. 15, 16, and 17 to Contract No. DCKA-2017-C-0047 with First Choice Masonry, Inc. Approval and Payment Authorization Emergency Act of 2023," and the accompanying emergency declaration resolution.

The legislation will approve Modification Nos. 15 and 16 and proposed Modification No. 17 to fully exercise option year four of Contract No. DCKA-2017-C-0047 with First Choice Masonry, Inc. for construction and related services for the installation of bicycle and pedestrian facilities. In addition, the legislation will approve payment for services received and to be received under option year four of the contract.

If you have any questions regarding this legislation, please have your staff contact Marc Scott, Chief Operating Officer at the Office of Contracting and Procurement at (202) 724-8759.


I urge the Council to take prompt and favorable action on the enclosed legislation.

Sincerely,


Muriel Bowser

Enclosures

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28
29
30
31
32
33
34


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 Modification Nos. 15, 16, and 17 to Contract No. DCKA-2017-C-0047 with First Choice Masonry, Inc. to provide construction and related services for the installation of bicycle and pedestrian facilities to the Department of Transportation 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 “Modification Nos. 15, 16, and 17 to Contract No. DCKA-2017-C-0047 with First Choice Masonry, Inc. Approval and Payment Authorization Emergency Declaration Resolution of 2023”.

Sec. 2. (a) There exists an immediate need to approve Modification Nos. 15, 16, and 17 to Contract No. DCKA-2017-C-0047 with First Choice Masonry, Inc. to provide construction and related services for the installation of bicycle and pedestrian facilities to the Department of Transportation and authorize payment for the goods and services received and to be received under the modifications.

(b) By Modification No. 15, dated February 21, 2023, the Office of Contracting and Procurement, on behalf of the Department of Transportation, exercised a part of

35 option year 4 of Contract No. DCKA-2017-C-0047 for the period February 27, 2023
36 through May 28, 2023 in the not-to-exceed amount of \$999,000.

37 (c) By Modification No. 16, dated May 15, 2023, the Office of Contracting and
38 Procurement, on behalf of the Department of Transportation, exercised another part of
39 option year 4 of Contract No. DCKA-2017-C-0047 for the period May 29, 2023 through
40 August 25, 2023 at no cost to the District.

41 (d) Modification No. 17 is now necessary to exercise the remainder of option
42 year 4 for the period August 26, 2023 through February 26, 2024 in the not-to-exceed
43 amount of \$964,602.55, thereby increasing the total not-to-exceed amount of option year
44 4 to \$1,963,602.55.

45 (e) Council approval is required by section 451(b) of the District of Columbia
46 Home Rule Act, approved December 24, 1973 (87 Stat. 803; D.C. Official Code § 1-
47 204.51(b)) since the contract will be in excess of \$1 million during a 12-month period.

48 (f) Approval on an emergency basis is necessary to allow the timely continuation
49 of these vital services. In addition, without this approval, First Choice Masonry, Inc.
50 cannot be paid for goods and services provided in excess of \$1 million for the contract
51 period February 27, 2023 through February 26, 2024.

52 Sec. 3. The Council determines that the circumstances enumerated in section 2
53 constitute emergency circumstances making it necessary that the Modification Nos. 15,
54 16, and 17 to Contract No. DCKA-2017-C-0047 with First Choice Masonry, Inc.
55 Approval and Payment Authorization Emergency Act of 2023 be adopted after a single
56 reading.

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