

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. 8, 9, and 10 to Contract No. DCKA-2013-C-0029 with Fort Myer Construction Corporation to provide continued sidewalk restoration and repair services and to authorize payment for the goods and services received and to be received under the contract

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the “Modifications to Contract No. DCKA-2013-C-0029 with Fort Myer Construction Corporation Approval and Payment Authorization Emergency Declaration Resolution of 2018”.

Sec. 2. (a) There exists a need to approve Modification Nos. 8, 9, and 10 to Contract No. DCKA-2013-C-0029 with Fort Myer Construction Corporation to provide continued sidewalk restoration and repair services and to authorize payment for the goods and services received and to be received under these modifications.

(b) By Modification No. 8, dated January 22, 2018, the Office of Contracting and Procurement, on behalf of the District Department of Transportation, exercised partial Option Year Four of Contract No. DCKA-2013-C-0029 with Fort Myer Construction

1 Corporation to provide continued sidewalk restoration and repair services for the period
2 from January 25, 2018 through May 31, 2018 in the amount of \$0.00.

3 (c) Modification No. 9 was an administrative modification.

4 (d) Modification No. 10 is now necessary to exercise the remainder of Option
5 Year Four for the period from June 1, 2018 through January 24, 2019 in the not-to-
6 exceed amount of \$27,300,000.00, which will set the total contract not-to-exceed amount
7 for Option Year Four at \$27,300,000.00.

8 (d) Council approval is required by section 451(b) of the District of Columbia
9 Home Rule Act, approved December 24, 1973 (87 Stat. 803; D.C. Official Code § 1-
10 204.51(b)) since these modifications increase the contract to more than \$1,000,000 during
11 a 12-month period.

12 (e) Approval is necessary to allow the continuation of these vital services.
13 Without this approval, Fort Myer Construction Corporation cannot be paid for goods and
14 services provided in excess of \$1,000,000 for the contract period beginning June 1, 2018
15 through January 24, 2019.

16 Sec. 3. The Council of the District of Columbia determines that the
17 circumstances enumerated in section 2 constitute emergency circumstances making it
18 necessary that the “Modifications to Contract No. DCKA-2013-C-0029 with Fort Myer
19 Construction Corporation Approval and Payment Authorization Emergency Act of 2018”
20 be adopted after a single reading.

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