



OFFICE OF VINCENT C. GRAY
CHAIRMAN, COMMITTEE ON HEALTH
COUNCIL OF THE DISTRICT OF COLUMBIA

MEMORANDUM

TO: Chairman Phil Mendelson

FROM: Councilmember Vincent C. Gray, Chairperson

DATE: September 30, 2020

SUBJECT: Request to Place Emergency Measures on the Agenda for October 6, 2020
Legislative Meeting

This memo is to request that the following measures be placed on the agenda for the October 6, 2020 Legislative Meeting:

- **Contract No. NFPHC-MM-20- PA Modifications between the Not-for-Profit Hospital Corporation and Arnold's Used Office Furniture LLC Approval and Payment Authorization Emergency Amendment Act of 2020**
- **Contract No. NFPHC-MM-20- PA Modifications between the Not-for-Profit Hospital Corporation and Arnold's Used Office Furniture LLC Approval and Payment Authorization Emergency Declaration Resolution of 2020**

This emergency legislation and declaration resolution would provide retroactive approval for Contract No. NFPHC-MM-20- PA Modifications between Not-for-Profit Hospital Corporation, commonly known as United Medical Center, and Arnold's Used Office Furniture LLC to provide PPE as part of the District's COVID-19 surge response, and to authorize payment for the goods received and to be received under this proposed Contract.

Council action is necessary to retroactively approve these two (2) proposed purchase orders in the total amount of \$2,585,545.00. The initial purchase order for \$175,775.00 was effective April 8, 2020, while modification 1 for \$2,409,770.00 was effective April 24, 2020. Please note that a NFPHC purchase order is a type of contract permitted under the NFPHC's Procurement Rules and is regularly used for NFPHC supply chain goods and equipment. See 27 DCMR 4611.2(f).

Early procurement was required to timely and definitively secure this PPE as part of the District's COVID-19 Surge response. As normal hospital operations resume, UMC will refocus its efforts

on timely transmittal of contracts and looks forward to the Committee on Health's oversight and monitoring of its progress.

Emergency approval of this legislation and declaration resolution would approve this Contract and would enable Arnolds Used Furniture LLC to receive payment for the provision of these critical goods to UMC.

- **Contract No. NFPHCSUPP-20-C Modifications 2 and 3 between the Not-for-Profit Hospital Corporation and Morrison Management Specialist, Inc. Approval and Payment Authorization Emergency Declaration Resolution of 2020**
- **Contract No. NFPHCSUPP-20-C Modifications between the Not-for-Profit Hospital Corporation and Morrison Management Specialist, Inc. Approval and Payment Authorization Emergency Amendment Act of 2020**

This emergency legislation and declaration resolution would provide retroactive approval for Contract No. NFPHCSUPP-20-C Modifications 2 and 3 between the Not-for-Profit Hospital Corporation and Morrison Management Specialist, Inc. to provide food and nutrition services in response to the COVID-19 pandemic and for regular operations, and authorize payment for the goods and services received and to be received under this proposed Contract.

Base Year. The base year of this Contract (August 1, 2019 – July 31, 2020) was approved by Council on March 3, 2020 for \$2,218,174.14 (A23-249). Council action is necessary to retroactively approve proposed Modification 2 to the base year of the Contract (\$461,415.00; Effective Date May 5, 2020). Proposed Modification 2, if approved would bring the total value of the base year to \$2,679,589.24.

Option year 1. Council action is also necessary to approve proposed Modification 3, exercising Option Year 1 of the Contract (\$1,757,253.00; August 1, 2020 – July 31, 2021). Taken together, the value of proposed Modifications 2 and 3 is \$2,218,668.

Early procurement was required to timely and definitively secure these additional food and nutrition services to support the District's COVID-19 Surge response. As normal hospital operations resume, UMC will refocus its efforts on timely transmittal of contracts and looks forward to the Committee on Health's oversight and monitoring of its progress.

Emergency approval of this legislation and declaration resolution would approve this Contract and would enable Morrison Management Specialist, Inc. to receive payment for the provision of these critical services at UMC.

- **Contract No. NFPHC-C58692 between Not-For-Profit Hospital Corporation and Nihon Kohden America, Inc. Approval and Payment Authorization Emergency Amendment Act of 2020.**

- **Contract No. NFPHC-C58692 between Not-For-Profit Hospital Corporation and Nihon Kohden America, Inc. Approval and Payment Authorization Emergency Declaration Resolution of 2020.**

This emergency legislation and declaration resolution would provide retroactive approval for Contract No. NFPHC-C58692 between Not-for-Profit Hospital Corporation, commonly known as United Medical Center, and Nihon Kohden America, Inc. to provide ventilators for United Medical Center as part of the District's COVID-19 surge response, and to authorize payment for the goods received and to be received under this proposed Contract.

Council action is necessary to retroactively approve this proposed Contract in the amount of \$1,002,713.04, effective March 26, 2020. Please note that a NFPHC purchase order is a type of contract permitted under the NFPHC's Procurement Rules and is regularly used for NFPHC supply chain goods and equipment. See 27 DCMR 4611.2(f).

Early procurement was required to timely and definitively secure these ventilators as part of the District's COVID-19 surge response. As normal hospital operations resume, UMC will refocus its efforts on timely transmittal of contracts and looks forward to the Committee on Health's oversight and monitoring of its progress.

Emergency approval of this legislation and declaration resolution would approve this Contract and would enable Nihon Khoden America, Inc. to receive payment for the provision of these critical goods at UMC.

- **Contract No. NFPHC-2018-156 Modification 1 between the Not-for-Profit Hospital Corporation and Premium Critical Care Solutions LLC Approval and Payment Authorization Emergency Amendment Act of 2020**
- **Contract No. NFPHC-2018-156 Modification 1 between the Not-for-Profit Hospital Corporation and Premium Critical Care Solutions LLC Approval and Payment Authorization Emergency Declaration Resolution of 2020**

This emergency legislation and declaration resolution would provide retroactive approval for Contract No. NFPHC-2018-156 Modification 1 between the Not-for-Profit Hospital Corporation, commonly known as United Medical Center ("Hospital"), and Premium Critical Care Solutions LLC to provide ICU physician services to the Hospital for the COVID-19 pandemic and regular operations, and to authorize payment for the services received and to be received under the Contract.

Council action is necessary to approve the COVID-19 related proposed Modification 1, effective May 11, 2020, for \$259,927.33 because if approved, the total option year 2 value of the Contract would be \$1,245,527.33. As exercised by the parties, option year 2 had a value of \$985,600.00 and a 12-month period of May 1, 2020 – April 30, 2021, so Council approval was not required. Early procurement for Modification was required to timely and definitively secure these ICU services to support the District's COVID-19 Surge response. As normal hospital operations

resume, UMC will refocus its efforts on timely transmittal of contracts and looks forward to the Committee on Health's oversight and monitoring of its progress.

Emergency approval of this legislation and declaration resolution would approve this Contract and would enable Premium Critical Care Solutions LLC to receive payment for the provisions of these critical services at UMC.

- **Contract No. NFPHCMM-20-P Modifications between Not-For-Profit Hospital Corporation and Safe Life Defense LLC Approval and Payment Authorization Emergency Amendment Act of 2020.**
- **Contract No. NFPHCMM-20-P Modifications between Not-For-Profit Hospital Corporation and Safe Life Defense LLC Approval and Payment Authorization Emergency Declaration Resolution of 2020.**

This emergency legislation and declaration resolution would provide retroactive approval for Contract No. NFPHCMM-20-P Modifications between Not-for-Profit Hospital Corporation, commonly known as United Medical Center, and Safe Life Defense LLC, to provide personal protective equipment ("PPE") for United Medical Center as part of the District's COVID-19 surge response, and to authorize payment for the goods received and to be received under this proposed Contract.

Council action is necessary to retroactively approve these two (2) proposed purchase orders in the total amount of \$1,431,000.00. The initial purchase order for \$81,000.00 was effective April 16, 2020, while modification 1 for \$1,350,000.00 was effective April 24, 2020. Please note that a NFPHC purchase order is a type of contract permitted under the NFPHC's Procurement Rules and is regularly used for NFPHC supply chain goods and equipment. See 27 DCMR 4611.2(f).

Early procurement was required to timely and definitively secure this PPE as part of the District's COVID-19 surge response. As normal hospital operations resume, UMC will refocus its efforts on timely transmittal of contracts and looks forward to the Committee on Health's oversight and monitoring of its progress.

Emergency approval of this legislation and declaration resolution would approve this Contract and would enable Safe Life Defense LLC to receive payment for the provision of these critical goods at UMC.

- **Contract No. NFPHC-20-P Modifications between Not-For-Profit Hospital Corporation and Stryker Sales Corp Approval and Payment Authorization Emergency Amendment Act of 2020.**
- **Contract No. NFPHC-20-P Modifications between Not-For-Profit Hospital Corporation and Stryker Sales Corp Approval and Payment Authorization Emergency Declaration Resolution of 2020.**

This emergency legislation and declaration resolution would provide retroactive approval for Contract No. NFPHC-20-P Modifications between Not-for-Profit Hospital Corporation, commonly known as United Medical Center, and Stryker Sales Corp, to provide medical beds for United Medical Center as part of the District's COVID-19 surge response, and to authorize payment for the goods received and to be received under this proposed Contract.

Council action is necessary to retroactively approve these two (2) proposed purchase orders in the total amount of \$2,945,895.00. The initial purchase order for \$53,250.00 was effective April 7, 2020, while modification 1 for \$2,892,645.00 was effective April 21, 2020. Please note that a NFPHC purchase order is a type of contract permitted under the NFPHC's Procurement Rules and is regularly used for NFPHC supply chain goods and equipment. See 27 DCMR 4611.2(f).

Early procurement was required to timely and definitively secure these medical beds as part of the District's COVID-19 surge response. As normal hospital operations resume, UMC will refocus its efforts on timely transmittal of contracts and looks forward to the Committee on Health's oversight and monitoring of its progress.

Emergency approval of this legislation and declaration resolution would approve this Contract and would enable Stryker Sales Corp to receive payment for the provision of these critical goods at UMC.

Copies of the legislation and contract summaries are attached. For any questions or concerns, please contact Malcolm Cameron, Legislative Analyst, at (202) 341-4425 or mcameron@dccouncil.us.