

OFFICE OF
MARY M. CHEH

Councilmember, Ward 3 | Chair, Committee on Transportation & the Environment

MEMORANDUM

To: Chairman Phil Mendelson
FROM: Councilmember Mary M. Cheh 
DATE: April 27, 2021
SUBJECT: Requests for the May 4, 2021 Legislative Meeting

I request that the following measures be agendized for the May 4, 2021 Legislative Meeting:

- Commercial Insurance Claim Tolling Emergency Declaration Resolution of 2021
- Commercial Insurance Claim Tolling Emergency Act of 2021
- Commercial Insurance Claim Tolling Temporary Act of 2021

On July 7, 2020, the Council passed the Commercial Insurance Claim Tolling Emergency Act of 2020, which expired on October 24, 2020. On July 21, 2020, the Council passed the Commercial Insurance Claim Tolling Temporary Act of 2020, which is set to expire on June 1, 2021. This emergency legislation is substantively identical to the prior emergency act and temporary act and is necessary to prevent a gap in the law following the expiration of the temporary act.

The emergency legislation would toll all commercial insurance policy deadlines, as they relate to claims or appeals of decisions related to business interruption losses, for the length of the public emergency plus 90 days. This will ensure that arbitrary deadlines do not prohibit the District's struggling businesses from filing or appealing claims for losses due to business interruption. Tolling of these deadlines will not affect whether a business loss qualifies for compensation under a given policy; rather, this legislation will extend the time period for businesses to review their policies, file any claims, and meet requirements to appeal any claim denials.

Draft copies of the emergency legislation are attached.

In addition, at the request of the Mayor, I request that the following measures be agendized for the legislative meeting:

- Modification Nos. 3, 4, and 5 to Contract No. CW50424 with Acme Auto Leasing, LLC Approval and Payment Authorization Emergency Declaration Resolution of 2021
- Modification Nos. 3, 4, and 5 to Contract No. CW50424 with Acme Auto Leasing, LLC Approval and Payment Authorization Emergency Act of 2021

These emergency measures would approve, on an emergency basis, Modification Nos. 3, 4, and 5 to Contract No. CW50424 with Acme Auto Leasing, LLC to provide leased vehicles to District agencies and to authorize payment for the goods and services received and to be received under that contract. Under the contract, the Contractor leases a range of light and medium vehicles to the District, which include sedans, vans and pick-up trucks.

The base term of the Contract was for a period of three years from date of award. Contract modification no. M003 was issued on September 15, 2020 to exercise partial option year one for the period beginning October 6, 2020 through February 5, 2021 in the estimated amount of \$522,319.00. Contract modification no. M004 was issued on January 14, 2021 to exercise partial option beginning February 6, 2021 through April 5, 2021 in the estimated amount of \$261,159.00. Modification Nos. M003, M004, and proposed Modification No. M005 total \$1,566,956.00, necessitating Council approval. A copy of the contract summary is attached.

Please contact Michael Porcello in my office at 724-8062 or mporcello@dccouncil.us if you have any questions.