

Council of the District of Columbia
COMMITTEE ON THE JUDICIARY & PUBLIC SAFETY
MEMORANDUM

1350 Pennsylvania Avenue, NW, Washington, DC 20004

TO: Chairman Phil Mendelson
FROM: Councilmember Charles Allen
RE: Request to Agendize Measures for the April 6, 2021 Legislative Meeting
DATE: April 1, 2021

I am requesting that you agendize the following measures for the April 6, 2021 Legislative Meeting:

Ceremonial Resolution

- [CER24-0022](#), the “Judge Emmet G. Sullivan Recognition Resolution of 2021”

This ceremonial resolution recognizes, honors, and celebrates the Honorable Emmet G. Sullivan, United States District Judge for the District of Columbia, for his exemplary service and contributions to the District of Columbia and its residents, on the occasion of his taking senior status.

The resolution has been timely filed, and a copy is attached. Please contact Kate Mitchell, Committee Director, at kmitchell@dccouncil.us, with any questions.

Emergency Contract Legislation

- [PR24-0119](#), the “Modification Nos. 5, 6 and 9 to Contract No. CW63336 with Adrian L. Merton Approval and Payment Authorization Emergency Declaration Resolution of 2021”
- [B24-0149](#), the “Modification Nos. 5, 6 and 9 to Contract No. CW63336 with Adrian L. Merton Approval and Payment Authorization Emergency Act of 2021”

This emergency legislation would approve Modification Nos. 5, 6, and 9 to Contract No. CW63336 with Adrian L. Merton to provide HVAC preventative maintenance for the Department of Corrections (“DOC”). By Modification No. 5, the Office of Contracting and Procurement (“OCP”), on behalf of DOC, exercised option year two of the contract for the period of March 20, 2020 through March 19, 2021, in the not-to-exceed amount of \$913,920. By Modification No. 6, OCP increased the not-to-exceed amount for option year two by \$86,080 to \$1 million. Modifications Nos. 7 and 8 were administrative modifications that did not add additional costs to the contract. Modification No. 9 is now necessary to increase the total not-to-exceed amount for option year two to \$1.75 million. Council approval is required since these modifications increase the contract to more than \$1,000,000 during a 12-month period.

These measures have been timely filed by the Executive, and copies are attached. Please contact Sonia Weil, Senior Legislative Counsel, at sweil@dccouncil.us, with any questions.

- “Contract No. DCCB-2020-F-0029 with Hausfeld, LLP Emergency Declaration Resolution of 2021”
- “Contract No. DCCB-2020-F-0029 with Hausfeld, LLP Approval and Payment Authorization Emergency Act of 2021”

This emergency legislation would approve multiyear [Contract No. DCCB-2020-F-0029](#) with Hausfeld, LLP to provide legal services to the Office of the Attorney General for litigation against Amazon.com, Inc., for alleged violations of the District’s Consumer Protection Procedures Act. The contract authorizes payment in the not-to-exceed amount of \$55 million for goods and services received and to be received. The contract is a contingency fee contract, and the term is from the date of award through five years thereafter, with two two-year option periods. Because this is a multiyear contract and involves expenditures in excess of \$1 million during a 12-month period, Council approval is required.

- “Contract No. DCCB-2021-F-0008 with Motley Rice, LLC Emergency Declaration Resolution of 2021”
- “Contract No. DCCB-2021-F-0008 with Motley Rice, LLC Approval and Payment Authorization Emergency Act of 2021”

This emergency legislation would approve multiyear [Contract No. DCCB-2021-F-0008](#) with Motley Rice, LLC, to provide legal services to the Office of the Attorney General for consumer protection investigation and potential litigation against Pharmacy Benefit Managers for alleged violations of District law. The contract authorizes payment in the not-to-exceed amount of \$55 million for goods and services received and to be received. The contract is a contingency fee contract, and the term is from the date of award through five years thereafter, with two two-year option periods. Because this is a multiyear contract and involves expenditures in excess of \$1 million during a 12-month period, Council approval is required.

These measures have been timely filed by the Office of the Attorney General, and copies are attached. Please contact Kate Mitchell, Committee Director, at kmitchell@dccouncil.us, with any questions.

Emergency Legislation

- “Comprehensive Policing and Justice Reform Emergency Declaration Resolution of 2021”
- “Comprehensive Policing and Justice Reform Emergency Amendment Act of 2021”
- “Comprehensive Policing and Justice Reform Temporary Amendment Act of 2021”

On July 7, 2020, the Council passed the Comprehensive Policing and Justice Reform Second Emergency Amendment Act of 2020, effective July 22, 2020 (D.C. Act 23-336) (“emergency act”). The emergency act expired on October 19, 2020. On July 21, 2020, the Council passed the Comprehensive Policing and Justice Reform Second Temporary Amendment Act of 2020, effective December 3, 2020 (D.C. Law 23-151; 67 DCR 9920) (“temporary act”). The temporary act was set to expire on March 28, 2021, but was extended by an additional 70 days to June 6, 2021.

This emergency and temporary legislation will maintain the provisions of the emergency and temporary acts while the Council considers permanent legislation. The emergency and temporary legislation also includes a provision of the Coronavirus Support Emergency Amendment Act of 2021, effective March 17, 2021 (D.C. At 24-30; 68 DCR 3101), which could not be included in the accompanying temporary legislation due to the required 60-day congressional review period for that provision.

Draft copies of these measures are attached. Please contact Kevin Whitfield, Policy Advisor, at kwhitfield@dccouncil.us, with any questions.

cc: Members, Council of the District of Columbia
Office of the Budget Director
Office of the General Counsel
Office of the Secretary
Mayor's Office of Policy and Legislative Affairs