

Chairman Phil Mendelson
at the request of the Not-for-
Profit Hospital Corporation

A RESOLUTION

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

To declare the existence of an emergency with respect to the need to approve Contract No. NFPHC-NSD-21-C-00027 Modifications between the Not-for-Profit Hospital Corporation, commonly known as United Medical Center (“Hospital”), and Maxim Healthcare Staffing Services, Inc., for the provision of nurse staffing services pertaining to the emergency department, intensive care unit, and telemetry services, and to authorize payment for the 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 “Contract No. NFPHC-NSD-21-C-00027 Modifications between the Not-for-Profit Hospital Corporation and Maxim Healthcare Staffing Services, Inc. Approval and Payment Authorization Emergency Declaration Resolution of 2021”.

Sec. 2. (a) There exists an immediate need to approve Contract No. NFPHC-NSD-21-C-00027 Modifications (“Contract”) between the Not-for-Profit Hospital Corporation (“Hospital”) and Maxim Healthcare Staffing Services, Inc. for the provision of nurse staffing services pertaining to the emergency department, intensive care unit, and

37 telemetry services, and to authorize payment for the services received and to be received
38 under this Contract.

39 (b) The Hospital entered into the Base Year of the Contract with Maxim because
40 UMC needed additional nurse staffing to meet required staffing levels while others were
41 required to quarantine given possible exposure to COVID-19 or were out sick with
42 COVID-19. The Base Year of this Contract had a value of \$300,000.00 and period of
43 December 10, 2020 to December 9, 2021, so Council approval was not required. Prior to
44 its expiration, the parties executed Modification #1, to increase the total value of the
45 Contract to \$900,000.00. Because the total value of the Base Year of the Contract
46 remained under one (1) million dollars, Council approval was not required.

47 (c) In order to align the Contract with actual spend, allow more timely payment,
48 and to avoid a major disruption in nurse staffing services, due in part to the recent press
49 articles about the Hospital's financial challenges, the parties have proposed Modification
50 #2 to the Base Year of the Contract. Proposed Modification #2 has a value of
51 \$2,600,000.00. If approved, the revised total value of the Base Year of the Contract
52 would be \$3,500,000.00.

53 (d) If Proposed Modification #2 is approved, the revised total value of the
54 Contract would have an aggregate value that exceeds \$1 million in a 12-month period,
55 and therefore Council approval is necessary.

56 (e) Emergency approval of this Contract for \$3,500,000.00 is necessary to avoid
57 a major disruption in nurse staffing services.

58 (f) Without this approval, Maxim Healthcare Staffing Services, Inc. cannot be
59 paid for these critical services provided and to be provided in excess of \$999,999.99.

60 Sec. 3. The Council determines that the circumstances enumerated in section 2
61 constitute emergency circumstances making it necessary that Contract No. NFPHC-NSD-
62 21-C-00027 Modifications between the Not-for-Profit Hospital Corporation and Maxim
63 Healthcare Staffing Services, Inc. Approval and Payment Authorization Emergency
64 Amendment Act of 2021, be adopted after a single reading.