

COUNCIL OF THE DISTRICT OF COLUMBIA
COMMITTEE ON GOVERNMENT OPERATIONS AND FACILITIES
ROBERT C. WHITE, JR., CHAIR

MEMORANDUM

TO: Chairman Phil Mendelson
FROM: Councilmember Robert C. White, Jr.,
Chair, Committee on Government Operations and Facilities
DATE: April 28, 2022
RE: Requests for the Legislative Meeting on May 3, 2022



I request that the following measures appear on the consent agenda for the Legislative Meeting on May 3, 2022:

Emergency Contract Legislation at the Request of the Executive

- **PR24-704, Modification Nos. 2, 2A, 3 and 4 to Contract No. CW83903 with Advanced Network Consulting Inc. Approval and Payment Authorization Emergency Declaration Resolution of 2022**
- **B24-767, Modification Nos. 2, 2A, 3, and 4 to Contract No. CW83903 with Advanced Network Consulting Inc. Approval and Payment Authorization Emergency Act of 2022**

This measure would approve Modification Nos. 2, 2A, 3, and 4 to Contract No. CW83903 with Advanced Network Consulting Inc. Advanced Network Consulting Inc. is a District certified business enterprise. In November 2020, the Council passively approved a contract to provide DCSS Mission Oriented Business Integrated Services (MOBIS) through an Indefinite Delivery/Indefinite Quantity supply schedule contract. MOBIS services are to improve performance, quality, timeliness and efficiency in District agencies. This particular contract provided IT services. The base period of performance authorized by Council is 11/16/20-11/15/21. OCP allowed continued services after 11/15/21 noting Council approval was not required because the aggregate value of the continued service was less than \$1 million and OCP needed time to “complete its due diligence in preparing the million-dollar package for Council”.

The proposed legislation authorizes four modifications to the passive contract; ultimately approving option year one. The first, Modification No. 0002 would extend the period of performance for option year one from 11/16/21 through 1/15/2022. The second Modification No. 0002A would exercise a partial for option year one in the not to exceed contract amount of \$950,000.00. The third Modification No. 0003 is an administrative amendment to ensure compliance with living wage requirements. The final Modification No. 0004 would approve the remainder of option year one in the not to exceed amount of \$10,000,000. Option year one will be from 11/16/21-11/15/2022.

Emergency legislation is necessary to provide the contractor with payment for its services rendered and to ensure continuity of services and because the modifications needed to the contract would exceed \$1 million dollars; therefore requiring Council review.

Please note that the following 11 emergency contract legislation packages would make substantively identical modifications to substantively identical underlying contracts.

- **Modification Nos. 1 and 2 to Contract No. DCAM-20-CS-RFQ-0001A with H.E.P. Construction, Inc. Approval and Payment Authorization Emergency Declaration Resolution of 2022**
- **Modification Nos. 1 and 2 to Contract No. DCAM-20-CS-RFQ-0001A with H.E.P. Construction, Inc. Approval and Payment Authorization Emergency Act of 2022**

- **Modification Nos. 1 and 2 to Contract No. DCAM-20-CS-RFQ-0001D with General Services, Inc. Approval and Payment Authorization Emergency Declaration Resolution of 2022**
- **Modification Nos. 1 and 2 to Contract No. DCAM-20-CS-RFQ-0001D with General Services, Inc. Approval and Payment Authorization Emergency Act of 2022**

- **Modification Nos. 1 and 2 to Contract No. DCAM-20-CS-RFQ-0001E with Swann Construction, Inc. Approval and Payment Authorization Emergency Declaration Resolution of 2022**
- **Modification Nos. 1 and 2 to Contract No. DCAM-20-CS-RFQ-0001E with Swann Construction, Inc. Approval and Payment Authorization Emergency Act of 2022**

- **Modification Nos. 1 and 2 to Contract No. DCAM-20-CS-RFQ-0001F with Advanced Air Mechanical Systems, Inc. Approval and Payment Authorization Emergency Declaration Resolution of 2022**
- **Modification Nos. 1 and 2 to Contract No. DCAM-20-CS-RFQ-0001F with Advanced Air Mechanical Systems, Inc. Approval and Payment Authorization Emergency Act of 2022**

- **PR24-0706, Modification Nos. 1 and 2 to Contract No. DCAM-20-CS-RFQ-0001J with Chiamonte Construction Company Approval and Payment Authorization Emergency Declaration Resolution of 2022**
- **B24-0768, Modification Nos. 1 and 2 to Contract No. DCAM-20-CS-RFQ-0001J with Chiamonte Construction Company Approval and Payment Authorization Emergency Act of 2022**

- **Modification Nos. 1 and 2 to Contract No. DCAM-20-CS-RFQ-0001M with Consys, Inc. Approval and Payment Authorization Emergency Declaration Resolution of 2022**
- **Modification Nos. 1 and 2 to Contract No. DCAM-20-CS-RFQ-0001M with Consys, Inc. Approval and Payment Authorization Emergency Act of 2022**

- **PR24-0695, Modification Nos. 1 and 2 to Contract No. DCAM-20-CS-RFQ-0001N with Broughton Construction Company, LLC Approval and Payment Authorization Emergency Declaration Resolution of 2022**

- **B24-0763, Modification Nos. 1 and 2 to Contract No. DCAM-20-CS-RFQ-0001N with Broughton Construction Company, LLC Approval and Payment Authorization Emergency Act of 2022**
- **Modification Nos. 1 and 2 to Contract No. DCAM-20-CS-RFQ-0001P with BEDD Group, LLC Approval and Payment Authorization Emergency Declaration Resolution of 2022**
- **Modification Nos. 1 and 2 to Contract No. DCAM-20-CS-RFQ-0001P with BEDD Group, LLC Approval and Payment Authorization Emergency Act of 2022**
- **Modification Nos. 1 and 2 to Contract No. DCAM-20-CS-RFQ-0001S with Blue Skye Construction, LLC Approval and Payment Authorization Emergency Declaration Resolution of 2022**
- **Modification Nos. 1 and 2 to Contract No. DCAM-20-CS-RFQ-0001S with Blue Skye Construction, LLC Approval and Payment Authorization Emergency Act of 2022**
- **PR24-0694, Modification Nos. 1 and 2 to Contract No. DCAM-20-CS-RFQ-0001U with City Construction, LLC Approval and Payment Authorization Emergency Declaration Resolution of 2022**
- **B24-0762, Modification Nos. 1 and 2 to Contract No. DCAM-20-CS-RFQ-0001U with City Construction, LLC Approval and Payment Authorization Emergency Act of 2022**
- **Modification Nos. 1 and 2 to Contract No. DCAM-20-CS-RFQ-0001V with DC General Construction, Inc. Approval and Payment Authorization Emergency Declaration Resolution of 2022**
- **Modification Nos. 1 and 2 to Contract No. DCAM-20-CS-RFQ-0001V with DC General Construction, Inc. Approval and Payment Authorization Emergency Act of 2022**

Each of the above-referenced contracts is an indefinite delivery, indefinite quantity vehicle for a certified business enterprise (CBE) to provide the Department of General Services (DGS) with on-call construction, repair, and replacement services. These contracts allow DGS to award task orders as needed for general construction and facility maintenance projects, including electrical, mechanical, plumbing, concrete, masonry, painting, fire safety, and life safety services. These projects would take place at schools, parks, recreation facilities, municipal buildings, fire stations, police stations, short-term family housing, pools, playgrounds, and other public locations. The contracts also contemplate task orders to respond to emergent situations such as vandalism or structural failures. Each contract sets a total value not to exceed \$5,000,000 for the base year.

The Council passively approved all of the underlying contracts in 2020. The base years of all of these contracts expired in 2021. Rather than seek prompt passive approval of a full option year 1, DGS executed a Modification No. 1 with each contractor to partly exercise option year 1 through July 31, with the value for each contractor not to exceed \$990,000. Because the value of each of these initial modifications was less than \$1 million, DGS executed these modifications without Council approval.

DGS now seeks to exercise the remainder of option year 1 for each contract and raise the not-to-exceed value for each contract by \$4,010,000 for a total of \$5,000,000, consistent with the base year value. Emergency approval is necessary to ensure continuity of service.