

A RESOLUTION

23-65

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

April 2, 2019

To declare the existence of an emergency with respect to the need to approve Change Order Nos. 3 through 5 to Contract No. DCAM-18-CS-0005 with Fort Myer Construction Corporation, and authorize payment for the goods and services received and to be received under these change orders.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the “Change Order Nos. 3 through 5 to Contract No. DCAM-18-CS-0005 Approval and Payment Authorization Emergency Declaration Resolution of 2019”.

Sec. 2. (a) There exists an immediate need to approve Change Order Nos. 3 through 5 to Contract No. DCAM-18-CS-0005 (“Contract”) between the Department of General Services (“Department”) and Fort Myer Construction Corporation (“Contractor”), and to authorize payment in the not-to-exceed amount of \$13,590,796 for the goods and services received and to be received under these change orders.

(b) On December 17, 2018, the Department executed Change Order No. 3, in the amount of \$995,000, which authorized changes to the scope of work of the Contract, thereby increasing the total Contract value from \$11,759,067 to \$12,754,067. On February 28, 2019, the Department executed Change Order No. 4, a zero dollar change order that extended the Contract’s term but did not increase the total Contract value. The aggregate value of Change Order Nos. 3 and 4 was less than \$1 million; thus, Change Order Nos. 3 and 4 did not require Council approval.

(c) Proposed Change Order No. 5, in the amount of \$836,729, provides for further changes to the scope of work and increases the total value of the Contract from \$12,754,067 to \$13,590,796 for goods and services already received. The aggregate increase to the total Contract value, via Change Order Nos. 3 through 5, is \$1,831,729, an amount in excess of \$1 million during a 12-month period. Therefore, Council approval of Change Order Nos. 3 through 5 is required pursuant to section 451 of the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 803; D.C. Official Code § 1-204.51).

ENROLLED ORIGINAL

Sec. 3. The Council of the District of Columbia determines that the circumstances enumerated in section 2 constitute emergency circumstances making it necessary that the Change Order Nos. 3 through 5 to Contract No. DCAM-18-CS-0005 Approval and Payment Authorization Emergency Act of 2019 be adopted after a single reading.

Sec. 4. This resolution shall take effect immediately.