

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 *CA*
RE: Request to Agendize Measures for the July 21, 2020 Additional Legislative Meeting
DATE: July 15, 2020

I am requesting that you agendize the following measures for the July 21, 2020 Additional Legislative Meeting:

Emergency Contract Legislation at the Request of the Executive

- [PR23-0862](#), the “Contract No. CW72868 and Modification No. 1 to Contract No. CW72868 with Genuine Parts Company (dba NAPA Auto Parts or NAPA) Approval and Payment Authorization Emergency Declaration Resolution of 2020”
- [B23-0806](#), the “Contract No. CW72868 and Modification No. 1 to Contract No. CW72868 with Genuine Parts Company (dba NAPA Auto Parts or NAPA) Approval and Payment Authorization Emergency Act of 2020”

There exists a need to approve Contract No. CW72868 and Modification No. 1 to that contract with Genuine Parts Company (dba NAPA Auto Parts or NAPA) to provide operational and logistical management, inventory control, and vehicle parts for the Fire and Emergency Medical Services Department (“FEMS”). On August 6, 2019, the Office of Contracting and Procurement, on behalf of FEMS, awarded Contract No. CW72868 to Genuine Parts Company for the period of August 6, 2019 through August 5, 2020 in the amount of \$950,000. Modification No. 1 is now necessary to increase the amount for the base year to \$1.19 million. Council approval is necessary since this will increase the value of the contract to more than \$1 million during a 12-month period.

The measures have already been filed by the Executive. Please contact Kate Mitchell, Committee Director, at kmitchell@dccouncil.us or (202) 727-8275 with any questions.

Emergency Contract Legislation at the Request of the Attorney General

- [PR23-0860](#), the “Contract No. DCCB-2020-C-0020 with Edelson P.C. Approval and Payment Authorization Emergency Declaration Resolution of 2020”
- [B23-0805](#), the “Contract No. DCCB-2020-C-0020 with Edelson P.C. Approval and Payment Authorization Emergency Amendment Act of 2020”

There exists a need to approve [Contract No. DCCB-2020-C-0020](#) with Edelson P.C. to obtain outside legal counsel to assist with litigation against Juul Labs, Inc., the dominant market player in the public health emergency of teenage e-cigarette use, as well as to assist with investigations of other e-cigarette manufacturers for violating the District's Consumer Protection

Procedures Act in the design and marketing of e-cigarette products. The contract is a contingency fee contract with a cost reimbursement component, calculated as a percentage of any monetary award obtained by Edelson P.C. on behalf of the District, payable only upon the District's receipt of such an award. The not-to-exceed contract amount is \$55,000,000, and the base period of performance is from the date of award through five years thereafter, with four two-year option periods. Council approval is necessary because Contract No. DCCB-2020-C-0020 is (1) a multi-year contract, and (2) could require the payment of more than \$1 million during a 12-month period.

The measures have already been filed by the Attorney General. Please contact Kate Mitchell, Committee Director, at kmitchell@dccouncil.us or (202) 727-8275 with any questions.

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