

Chairman Phil Mendelson
at the request of the Mayor

A PROPOSED RESOLUTION

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

To declare the existence of an emergency with respect to the need to approve Modification Nos. 11, 12 and 13 to Contract No. DCAM-18-CS-0054, between the Department of General Services and Turner Construction Company, increasing the aggregate Contract amount to \$91,497,060.76 and authorizing payment to Turner Construction Company for construction management at risk services received and to be received under these modifications.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, that this resolution may be cited as “Modification Nos. 11, 12 and 13 to Contract No. DCAM-18-CS-0054 with Turner Construction Company Approval and Payment Authorization Emergency Declaration Resolution of 2020”.

Sec. 2. (a) There exists an immediate need to approve Modification Nos. 11, 12 and 13 to Contract No. DCAM-18-CS-0054 (the “Contract”) between the District’s Department of General Services and Turner Construction Company (“Contractor”) to increase the Contract amount by \$7,713,893.76 to the aggregate amount of \$91,497,060.76 and to authorize payment to the Contractor for construction management at risk services for Eliot Hine Middle School, received and to be received under these modifications.

1 (b) Modification Nos. 11 and 12 increased the aggregate Contract amount by
2 \$999,998.76, an amount less than \$1 million; thus, Council approval was not required.

3 (c) Proposed Modification No. 13, in the amount of \$6,713,895, would increase
4 the Contract amount from \$84,783,165.76 to \$91,497,060.76. The aggregate amount of
5 Modification Nos. 11, 12 and 13 is \$7,713,893.76, an amount in excess of \$1 million
6 during a 12-month period. Therefore, Council approval of Modification 13 is required
7 pursuant to section 451 of the District of Columbia Home Rule Act, approved December
8 24, 1973 (87 Stat. 803; D.C. Official Code § 1-204.51) and the requirements of section
9 202 of the Procurement Practices Reform Act of 2010, effective April 8, 2011 (D.C. Law
10 18-371; D.C. Official Code § 2-352.02).

11 (d) In addition, Council approval of Modification Nos. 11, 12 and 13 is necessary
12 to allow the continuation of essential construction management at risk services at Eliot
13 Hine Middle School and compensate the Contractor for services provided and to be
14 provided under these modifications.

15 Sec. 3. The Council of the District of Columbia determines that the
16 circumstances enumerated in Section 2 constitute emergency circumstances making it
17 necessary that the “Modification Nos. 11, 12 and 13 with Turner Construction Company
18 Approval and Payment Authorization Emergency Act of 2020” be adopted after a single
19 reading.

20 Sec. 4. This resolution shall take effect immediately.