

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 Change Order Nos. 9, 12 and 14 to Contract No. DCAM-17-CS-0041C, between the Department of General Services and Blue Skye Construction, LLC, increasing the aggregate Contract amount by \$2,793,567.60 to \$24,458,454.60 and authorizing payment to Blue Skye Construction, LLC for construction management 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 “Change Order Nos. 9, 12 and 14 to Contract No. DCAM-17-CS-0041C with Blue Skye Construction, LLC Approval and Payment Authorization Emergency Declaration Resolution of 2021.”

Sec. 2. (a) There exists an immediate need to approve Change Order Nos. 9, 12 and 14 to Contract No. DCAM-17-CS-0041C (the “Contract”) between the District’s Department of General Services and Blue Skye Construction, LLC (“Contractor”) for construction management services for the Ward 6 Short Term Housing facility, to increase the Contract amount by \$2,793,567.60 to the aggregate amount of \$24,458,454.60 and to authorize payment to the Contractor for services received and to be received under these change orders.

1 (b) Change Order Nos. 6, 7, 8, 10, 11 and 13 had \$0 values. Change Order No. 9,  
2 executed on February 11, 2020, increased the Contract amount by \$400,112.23; and,  
3 Change Order No. 12, executed on May 28, 2020, increased the Contract amount by  
4 \$597,741.86. Change Order Nos. 6 through 13 increased the aggregate Contract amount  
5 by \$997,854.09, an amount less than \$1 million; thus, Council approval was not required.

6 (c) Proposed Change Order No. 14 would increase the aggregate Contract  
7 amount by \$1,795,713.51, from \$22,064,999.23 to \$24,458,454.60. The aggregate  
8 amount of Change Order Nos. 6 through 14 is \$2,793,567.60, an amount in excess of \$1  
9 million during a 12-month period. Therefore, Council approval of Change Order No. 14  
10 is required pursuant to section 451 of the District of Columbia Home Rule Act, approved  
11 December 24, 1973 (87 Stat. 803; D.C. Official Code § 1-204.51), and the requirements  
12 of section 202 of the Procurement Practices Reform Act of 2010, effective April 8, 2011  
13 (D.C. Law 18-371; D.C. Official Code § 2-352.02).

14 (d) In addition, Council approval of Change Order Nos. 9, 12 and 14 is necessary  
15 to allow the continuation of essential construction management services at the Ward 6  
16 Short Term Family Housing facility, and to authorize compensation to the Contractor for  
17 services received and to be received under these change orders.

18 Sec. 3. The Council of the District of Columbia determines that the  
19 circumstances enumerated in Section 2 constitute emergency circumstances making it  
20 necessary that the “Change Order Nos. 9, 12 and 14 with Blue Skye Construction, LLC  
21 Approval and Payment Authorization Emergency Act of 2021” be adopted after a single  
22 reading.

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