

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. 4 and 5 to Contract No. DCAM-17-CS-0033E between the Department of General Services and Keystone Plus Construction Corporation, increasing the Contract's Option Year 004 aggregate not-to-exceed amount to \$15,000,000 and authorizing payment to Keystone Plus Construction Corporation for ID/IQ small construction 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. 4 and 5 to Contract No. DCAM-17-CS-0033E with Keystone Plus Construction Corporation Approval and Payment Authorization Emergency Declaration Resolution of 2021."

Sec. 2. (a) There exists an immediate need to approve Modification Nos. 4 and 5 to Contract No, DCAM-17-CS-0033E (the "Contract") between the District's Department of General Services (the "Department") and Keystone Plus Construction Corporation ("Contractor") to increase the Contract's Option Year 004 aggregate Not-to-Exceed ("NTE") amount to \$15,000,000, and to authorize payment to the Contractor for small construction services received and to be received under these modifications.

1 (b) On April 26, 2021, the Department issued Modification No. 4 in the Option  
2 Year 004 NTE amount of \$950,000. Proposed Modification No. 5 would increase the  
3 Option Year 004 NTE amount by \$14,050,000, from \$950,000 to \$15,000,000.

4 (c) Proposed Modification Nos. 4 and 5 increase the NTE amount to an amount in  
5 excess of \$1 million during a 12-month period; thus, Council approval of these  
6 modifications is required pursuant to section 451 of the District of Columbia Home Rule  
7 Act, approved December 24, 1973 (87 Stat. 803; D.C. Official Code § 1-204.51), and the  
8 requirements of section 202 of the Procurement Practices Reform Act of 2010, effective  
9 April 8, 2011 (D.C. Law 18-371; D.C. Official Code § 2-352.02).

10 (d) Council approval of Modification Nos. 4 and 5 is necessary to allow the  
11 continuation of essential small general construction services, as awarded via  
12 competitively-awarded task order agreements at lump sum prices, at various District  
13 owned or operated public schools, parks and recreation facilities, and other municipal  
14 facilities, and to compensate the Contractor for services provided and to be provided  
15 under these Modifications for Option Year 004.

16 Sec. 3. The Council of the District of Columbia determines that the  
17 circumstances enumerated in Section 2 constitute emergency circumstances making it  
18 necessary that the “Modification Nos. 4 and 5 to Contract No. DCAM-17-CS-0033E with  
19 Keystone Plus Construction Corporation Approval and Payment Authorization  
20 Emergency Act of 2021” be adopted after a single reading.

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