

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. M02 and M03 to Contract No. DCAM-21-NC-RFP-0015, between the Department of General Services and Spectrum Management, LLC, increasing the aggregate not-to-exceed amount of the Contract for Option Year One to \$3,403,270.51, and authorizing payment to Spectrum Management, LLC for goods and 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. M02 and M03 to Contract No. DCAM-21-NC-RFP-0015 with Spectrum Management, LLC Approval and Payment Authorization Emergency Declaration Resolution of 2022”.

Sec. 2 (a) There exists an immediate need to approve Modification Nos. M02 and M03 to the Contract for consolidated maintenance services at Marion S. Barry, Jr. Building (Contract No. DCAM-21-NC-RFP-0015) (the “Contract”), between the Department of General Services (the “Department”) and Spectrum Management, LLC (the “Contractor”), to increase the aggregate not-to-exceed (“NTE”) amount of Option Year One to

1 \$3,403,270.51, and authorize payment to the Contractor for goods and services received
2 and to be received under these modifications.

3 (b) On September 29, 2022, via Modification No. M02, the Department partially
4 exercised Option Year One of the Contract, extending the term of the Contract from
5 October 1, 2022, through November 30, 2022, and established a NTE amount of
6 \$625,545.08. The NTE amount of Modification No. M02 was less than \$1 million; thus,
7 Council's approval was not required.

8 (c) Proposed Modification No. M03 would exercise the remainder of Option Year
9 One, extending the term of the Contract through September 30, 2023, and increase the
10 aggregate NTE amount for Option Year One by \$2,777,725.43, from \$625,545.08 to
11 \$3,403,270.51. Modification No. M02 and proposed Modification No. M03 will fully
12 exercise Option Year One and increase the total NTE amount of Option Year One of the
13 Contract by an amount in excess of \$1 million; thus, Council approval of the proposed
14 contract action is required pursuant to section 451 of the District of Columbia Home Rule
15 Act, approved December 24, 1973 (87 Stat. 803; D.C. Official Code § 1-204.51), and
16 notwithstanding the requirements of section 202 of the Procurement Practices Reform Act
17 of 2010, effective April 8, 2011 (D.C. Law 18-371; D.C. Official Code § 2-352.02).

18 (d) Council approval of the Modification No. M02 and proposed Modification No.
19 M03 is necessary to authorize the continuation of the consolidated maintenance services at
20 Marion S. Barry, Jr. Building for services provided and to be provided under these
21 modifications.

22 Sec. 3. The Council of the District of Columbia determines that the circumstances
23 enumerated in section 2 constitute emergency circumstances making it necessary that the

1 “Modification Nos. M02 and M03 to Contract No. DCAM-21-NC-RFP-0015 with
2 Spectrum Management, LLC Approval and Payment Authorization Emergency Act of
3 2022” be adopted after a single reading.

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