

Chairman Phil Mendelson  
at the request of the Not-for-  
Profit Hospital Corporation

A RESOLUTION

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

To declare the existence of an emergency with respect to the need to approve Modification No. 4 to Contract NFPHC-NUR-23-C-00039 between the Not-for-Profit Hospital Corporation, commonly known as United Medical Center (“Hospital”), and Aya Healthcare, Inc. for the provision of supplemental staffing in nursing and to authorize payment for the services received and to be received under the Contract.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the “Modification No. 4 to Contract NFPHC-NUR-23-C-00039 between the Not-for-Profit Hospital Corporation and Aya Healthcare, Inc. Approval and Payment Authorization Emergency Declaration Resolution of 2025”.

Sec. 2. (a) There exists an immediate need to approve Modification No. 4 to Contract NFPHC-NUR-23-C-00039 Modifications (“Contract”) between the Not-for-Profit Hospital Corporation (“Hospital”) and Aya Healthcare, Inc. for the provision of supplemental staffing in nursing, and to authorize payment for the services received and to be received under this Contract.

38 (b) The Base Year of the contract for the amount of \$6,000,000.00 was deemed  
39 approved on December 30, 2022 (CA24-0763).

40 (c) Modification #1 fully exercising Option Year 1 (January 3, 2024 to January 2,  
41 2025) in the amount of \$2,500,000.00 was deemed approved by the Council on January  
42 1, 2024 (CA25-0573).

43 (d) Modification #2 for \$3,200,000.00 increased the not-to-exceed amount of  
44 Option Year 1 to \$5,700,000.00 when it was approved by Council on February 4, 2024  
45 (A26-0016).

46 (e) Council's February 4, 2025 retroactive approval of A26-0016, also approved  
47 Modification 3, the partial exercise of Option Year 2 (January 3, 2025 – March 31, 2025)  
48 in the amount of \$1,200,000.00.

49 (f) Delaying the hospital's closure from the originally planned date of March 31,  
50 2025, to April 15, 2025, to align with the opening of Cedar Hill Regional Medical Center  
51 and avoid a gap in services, resulted in the need for a zero-cost extension of Option Year  
52 2 to April 15, 2025.

53 (g) If approved, Proposed Modification 4 to Option Year 2 for \$0 would change  
54 the period to January 2, 2025 to April 15, 2025, and would maintain an aggregate  
55 retroactive value of \$1,200,000.00, exceeding \$1 million in a 12-month period and  
56 therefore Council approval is necessary.

57 (h) Without this approval, Aya Healthcare, cannot be paid for the critical services  
58 provided and to be provided in excess of \$999,999.99.

59 Sec. 3. The Council determines that the circumstances enumerated in section 2  
60 constitute emergency circumstances making it necessary that Modification No. 4 to

61 Contract NFPHC-NUR-23-C-00039 between the Not-for-Profit Hospital Corporation and  
62 Aya Healthcare, Inc. Approval and Payment Authorization Emergency Act of 2025, be  
63 adopted after a single reading.

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