



MURIEL BOWSER
MAYOR

April 25, 2023

Honorable Phil Mendelson
Chairman
Council of the District of Columbia
John A. Wilson Building
1350 Pennsylvania Avenue, NW, Suite 504
Washington, DC 20004

Dear Chairman Mendelson:

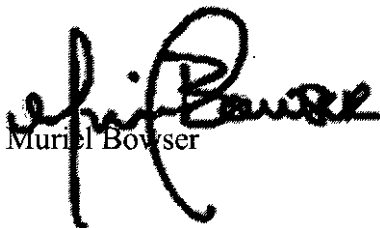
Enclosed for consideration and enactment by the Council of the District of Columbia is an emergency bill, the "Modification Nos. 3 through 5 and 7 through 10 to Contract No. GAGA-2022-T-0067 with Gordon Food Service, Inc. Approval and Payment Authorization Emergency Act of 2023", along with the accompanying emergency declaration resolution.

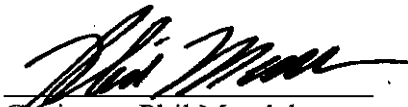
The legislation will approve Modification Nos. 3 through 5 and 7 through 10 of Contract No. GAGA-2022-T-0067 with Gordon Food Service, Inc. for grocery items and other food service-related products for the District of Columbia Public Schools, and authorize payment for goods and services received and to be received under the modifications in the not-to-exceed amount of \$1,731,473.26.

As always, my administration is available to discuss any questions you may have regarding this contract. In order to facilitate a response to any questions, please have your staff contact LaVeta Hilton, Deputy Chief Procurement Officer, Contracts and Acquisitions, District of Columbia Public Schools, at (202) 442-5136.

I urge the Council to take prompt and favorable action on the enclosed legislation.

Sincerely,


Muriel Bowser


Chairman Phil Mendelson
at the request of the Mayor

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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. 3 through 5 and 7 through 10 to Contract No. GAGA-2022-T-0067 with Gordon Food Service, Inc., for grocery items and other food service related products for the District of Columbia Public Schools, and to authorize payment for the goods and services received and to be received under the modifications.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the “Modification Nos. 3 through 5 and 7 through 10 to Contract No. GAGA-2022-T-0067 with Gordon Food Service, Inc. Approval and Payment Authorization Emergency Declaration Resolution of 2023”.

Sec. 2. (a) There exists an immediate need to approve Modification Nos. 3 through 5 and 7 through 10 of Contract No. GAGA-2022-T-0067 with Gordon Food Service, Inc., for grocery items and other food service related products for the District of Columbia Public Schools (“DCPS”), and to authorize payment for the goods and services received and to be received under the modifications.

(b) There is no Modification No. 1 to Contract No. GAGA-2022-T-0067.

(c) By Modification No. 2, DCPS corrected certain dates in the contract.

35 (d) By Modification No. 3, DCPS exercised a part of option year one of the
36 contract, for the period October 1, 2022, through November 30, 2022, in the not-to-
37 exceed amount of \$288,578.88.

38 (e) By Modification No. 4, DCPS exercised an additional part of option year one,
39 for the period December 1, 2022 through December 15, 2022, and increased the not-to-
40 exceed amount of option year one by \$73,144.72, to a total not-to-exceed amount of
41 \$360,723.60.

42 (e) By Modification No. 5, DCPS exercised an additional part of option year one,
43 for the period December 16, 2022 through December 23, 2022, and increased the not-to-
44 exceed amount of option year one by \$37,950.10, to a total not-to-exceed amount of
45 \$398,673.70.

46 (f) There is no Modification No. 6 to the contract.

47 (g) By Modification No. 7, DCPS exercised an additional part of option year one,
48 for the period December 24, 2022 through February 10, 2023, and increased the not-to-
49 exceed amount of option year one by \$232,444.36, to a stated total not-to-exceed amount
50 of \$630,920.39. (This not-to-exceed amount will be corrected by Modification No. 10.)

51 (h) By Modification No. 8, DCPS exercised an additional part of option year one,
52 for the period February 11, 2023 through March 31, 2023, with no change to the total
53 not-to-exceed amount of option year one.

54 (i) By Modification No. 9, DCPS exercised an additional part of option year one,
55 for the period April 1, 2023, through May 31, 2023, with no change to the total not-to-
56 exceed amount of option year one.

57 (j) By Modification No. 10, DCPS will exercise the remainder of option year one,
58 through September 30, 2023, increase the not-to-exceed amount of option year one to
59 \$1,731.473.26, and correct an error in Modification Nos. 7, 8, and 9.

60 (k) Council approval is required by section 451(b) of the District of Columbia
61 Home Rule Act, approved December 24, 1973 (87 Stat. 803; D.C. Official Code § 1-
62 204.51(b)), because Modification No. 10 will increase the value of option year one of the
63 contract to an amount over \$1 million during a 12-month period.

64 (l) Approval is necessary to allow the continuation of these vital services.
65 Without this approval, Gordon Food Service, Inc. cannot be paid for goods and serviced
66 provided in excess of \$1 million for option period one of the contract.

67 Sec. 3. The Council of the District of Columbia determines that the
68 circumstances enumerated in section 2 constitute emergency circumstances making it
69 necessary that the Modification Nos. 3 through 5 and 7 through 10 to Contract No.
70 GAGA-2022-T-0067 with Gordon Food Service, Inc. Approval and Payment
71 Authorization Emergency Act of 2023 be adopted after a single reading.

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