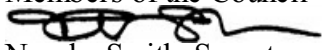


**COUNCIL OF THE DISTRICT OF COLUMBIA**  
**1350 Pennsylvania Avenue, N.W.**  
**Washington D.C. 20004**

Memorandum

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To : Members of the Council  
  
From : Nyasha Smith, Secretary to the Council  
Date : Wednesday, January 31, 2024  
Subject : Referral of Proposed Legislation

Notice is given that the attached proposed legislation was introduced in the Office of the Secretary on Monday, January 29, 2024. Copies are available in Room 10, the Legislative Services Division.

TITLE: "University of the District of Columbia Modifications Nos. 1-4 to Contract No. GF 2021-C-0009 with Bailey's Real Estate Holdings, LLC Approval and Payment Authorization Emergency Declaration Resolution of 2024", PR25-0618

INTRODUCED BY: Chairman Mendelson, at the request of University of the District of Columbia

Retained by the Council with comments from the Committee on Committee of the Whole.

Attachment  
cc: General Counsel  
Budget Director  
Legislative Services



Maurice D. Edington, Ph.D.  
*President*

January 29, 2024

The Honorable Phil Mendelson, Chairman  
Council of the District of Columbia  
1350 Pennsylvania Avenue, NW, Suite 504  
Washington, DC 20008

Dear Chairman Mendelson:

Enclosed for consideration and approval by the Council of the District of Columbia, is proposed emergency legislation, “University of the District of Columbia Modifications 1- 4 to Contract No. GF 2021-C-0009 with Bailey’s Real Estate Holdings, LLC Approval and Payment Authorization Emergency Act of 2024” and the corresponding emergency declaration resolution. The Council previously approved this multiyear contract, CA-24-0118 on May 24, 2021.

Council approval is required by § 451(c)(3) of the District of Columbia Home Rule Act, approved December 24, 1973, 87 Stat. 803, Pub. L. 193-198; D.C. Official Code § 1-204.51 (c)(3). The University’s reliance on this contract to ensure regular commercial cleaning services for the University of the District of Columbia is absolute at present. Without Council approval on an emergency basis, critical support services necessary to the health, safety and fulfillment of the University’s mission risks disruption.

Because Option years 1- 3 were not timely submitted to extend the periods of performance, the University is requesting Council approval via Modifications One, Two, Three and Four to Contract No. GF-2021-C-0009 in the following amounts:

Modification 1 - \$2,999,950.00  
Modification 2 - \$2,999,950.00  
Modification 3 - \$950,000.00  
Modification 4 - \$2,049,950.00

The total price is \$8,999,850.00 for these 3 years as approved in 2021. The University exercised Option Year 3 by partial payment on October 1, 2023 thus reducing the Option Year 3 contract amount to \$2,049,950.00.

The University’s review of why and how this happened is ongoing. The magnitude of this procurement process lapse is not lost on this administration. I am fully committed to ensuring that the contracting and procurement laws, rules, regulations, and procedures are carefully followed.

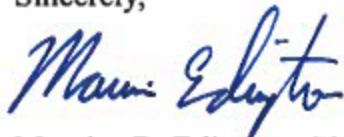
**ASPIRE. ACCOMPLISH. TAKE ON THE WORLD.**

4200 Connecticut Avenue, NW — Washington, District of Columbia 20008  
Phone: 202.274.6016 • [www.udc.edu](http://www.udc.edu) • Facsimile: 202.274.5304

Given the significance of this action to our campus, I respectfully request that the Council approve the “University of the District of Columbia Options Years Nos 1-3 to Contract No. GF 2021-C-0009 with Bailey’s Real Estate Holdings, LLC Approval and Payment Authorization Emergency Act of 2024.”

I am available to discuss any questions you may have regarding the proposed emergency legislation, at 202-274-5100. Thank you in advance for your consideration.

Sincerely,

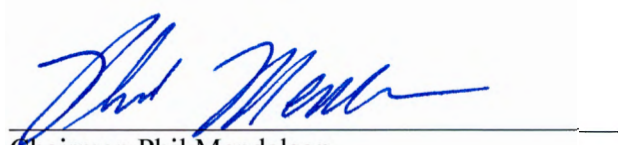
A handwritten signature in blue ink that reads "Maurice D. Edington". The signature is fluid and cursive, with the first name being the most prominent.

Maurice D. Edington, Ph.D.

**ASPIRE. ACCOMPLISH. TAKE ON THE WORLD.**

4200 Connecticut Avenue, NW — Washington, District of Columbia 20008

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Chairman Phil Mendelson  
at the request of the  
University of the District of Columbia

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 the exercise of Modifications One, Two, Three and Four to Contract No. GF-2021-C-0009 by and between the University of the District of Columbia and Bailey's Real Estate Holdings, LLC. in the amount of Modification 1 Contract - \$2,999,950.00 and Modification 2 Contract - \$2,999,950.00, Modification 3 Contract - \$950,000.00 and Modification 4 Contract - \$2,049,950.00 for a total price of \$8,999,850.00 for continuation of janitorial services pursuant to the contract's option year clauses for services received and to be received.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, that this resolution may be cited as the "University of the District of Columbia Modifications Nos. 1-4 to Contract No. GF 2021-C-0009 with Bailey's Real Estate Holdings, LLC Approval and Payment Authorization Emergency Declaration Resolution of 2024".

Sec. 2. Pursuant to D.C. Code 1-204.51(b) (2)(A) and D.C. Code 2-352.02(C-1), the Council approves Modifications One, Two, Three and Four to the University of the District of Columbia Contract No. GF 2021-C-0009 with Bailey's Real Estate Holdings, LLC, for the continuation of janitorial services campus-wide previously approved by the Council as CA-24-0118 on May 24, 2021.

36 This emergency is necessary because the University failed to send pass option periods to the  
37 Council timely and without Council approval on an emergency basis, critical support services  
38 necessary to the health, safety and fulfillment of the University’s mission risks disruption. The  
39 University seeks retroactive approval of Modifications 1-2 which compensated Bailey’s Real  
40 Estate Holdings, LLC. at the approved contract amounts. Modifications 3 and 4 compensate  
41 Bailey’s Real Estate Holdings, Inc. at the previously approved amount in two separate payments.  
42 Modification 3 was executed as partial from October 1, 2023 to December 2023 in the amount of  
43 \$950,000.00. Modification 4 is from January 1, 2024 to September 30, 2024 for \$2,049,950.00 of  
44 the previously approved total for the Option 3 year and requires Council approval for payment.

45           Sec. 3. The Council of the District of Columbia determines that the circumstances  
46 enumerated in Section 2 constitute emergency circumstances making it necessary that the  
47 “University of the District of Columbia Options Years Nos 1-3 to Contract No. GF 2021-C-0009  
48 with Bailey’s Real Estate Holdings, LLC Approval and Payment Authorization Emergency  
49 Declaration Resolution of 2023” be adopted after a single reading.

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