

COUNCIL OF THE DISTRICT OF COLUMBIA
D.C. Resolution 19-769, effective December 18, 2012

20 DCSTAT 584

A RESOLUTION

**Proposed Resolution
19-1114**

To declare the existence of an emergency with respect to the need to approve Modification Nos. M0004 and M0005 to Contract Number DCAM-2011-C-0115 to provide biodiesel fuel to designated District fuel sites as needed, and to authorize payment for the services received and to be received under the contract.

**See Emergency Act
D.C. Act 19-594
20 DCSTAT 306**

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the “Modification No. M0004 and Modification No. M0005 to Contract Number DCAM-2011-C-0115 Approval and Payment Authorization Emergency Declaration Resolution of 2012”.

**Modification No.
M0004 and
Modification No.
M0005 to Contract
Number DCAM-
2011-C-0115
Approval and
Payment
Authorization
Emergency
Declaration
Resolution of 2012**

Sec. 2. (a) There exists an immediate need to approve Modification Nos. M0004 and M0005 to Contract Number DCAM-2011-C-0115 to provide biodiesel fuel to designated District fuel sites and to authorize payment for the services received and to be received under the contract.

(b) On June 28, 2011, Contract Number DCAM-2011-C-0115 was awarded to Tri Gas & Oil Co., Inc. to expire on September 30, 2011 in the amount of \$4.5 million.

(c) On October 19, 2011, Modification No. 0001 was issued exercising partial option year one of Contract Number DCAM-2011-C-0115 from October 28, 2011 through December 31, 2011 in an amount not to exceed \$999,999.00.

(d) On December 19, 2011, Modification No. 0002 was issued exercising the balance of the first option period from January 1, 2012 through October 27, 2012. The total estimated amount for the full option year (Modification No. 0001 and Modification No. 0002) was \$7,037,370.00.

(e) On October 26, 2012, Modification No. 0004 was issued exercising partial option year 2 from October 28, 2012 through December 31, 2012 in an amount not to exceed \$999,999.00.

(f) The District is now requesting approval of proposed Modification No. 00005 for the period of January 1, 2013 through October 27, 2013. The total estimated amount for the full second year option period (Modification No. 00004 & Modification No. 00005) is \$5,890,713.00.

(g) Council approval is necessary to allow the continuation of vital services provided by Tri Gas & Oil Co., Inc. Without Council approval, Tri Gas & Oil Co., Inc. cannot be paid for services provided in excess of \$1 million.

Sec. 3. The Council of the District of Columbia determines that the circumstances enumerated in section 2 constitute emergency circumstances making it necessary that the Modification No. M0004 and Modification No. M0005 to Contract Number DCAM-2011-C-0115 Approval and Payment Authorization Emergency Act of 2012 be adopted after a single reading.

Sec. 4. This resolution shall take effect immediately.