

A RESOLUTION

**Proposed
Resolution
20-331**

**See
Emergency
D.C. Act 20-97
20 DCStat 1455**

To declare the existence of an emergency with respect to the need to approve Modification Nos. 2 through 4 to Contract No. NFPHC-8 between the Not-for-Profit Hospital Corporation ("NFPHC") and Morrison Management Specialists, Inc. ("Morrison") to provide food and nutrition services and management personnel to NFPHC's Food and Nutrition Department and to authorize payment for 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 "Contract No. NFPHC-8 Modification Nos. 2 through 4 Approval and Payment Authorization Emergency Declaration Resolution of 2013".

**Contract No.
NFPHC-8
Modification
Nos. 2
through 4
Approval and
Payment
Authorization
Emergency
Declaration
Resolution of
2013**

Sec. 2. (a) There exists an immediate need to approve Modification Nos. 2 through 4 to Contract No. NFPHC-8 between NFPHC and Morrison to provide food and nutrition services and management personnel to NFPHC's Food and Nutrition Department and to authorize payment for services received and to be received under the contract.

(b) Contract No. NFPHC-8 (CA 19-170) in the amount of \$2,525,000.00 was awarded in August 2011 after being deemed approved by the Council.

(c) Modification No. 1 (CA 19-258), exercising option year 1, in the amount of \$2,325,000.00 was awarded in January 2012 after being deemed approved by the Council.

(d)) Modification No. 2, awarded in January 2013, exercised only 5 months of option year 2 for \$900,000, and, therefore, did not require Council approval.

(e) In March 2013, Huron Consulting Group LLC ("Huron"), pursuant to Contract No. DCHT-2012-C-0014 with the Department of Health Care Finance, and under the direction of the NFPHC Board of Directors ("Board"), began its comprehensive operational and community needs assessments of the NFPHC, which included a review of food and nutrition services, and associated management and staffing.

(f) In an effort not to get in front of this assessment process and eventual recommendations of Huron to the Board, but still allow for the continuation of this most critical service, the NFPHC seeks to extend option year 2 of this Contract for an additional 6 months. Proposed Modification No. 4 totals \$1,260,000.

(g) Modification No. 3, which extends the contract through mid -July of 2013, was awarded in June 2013 after a misunderstanding that led to the NFPHC narrowly missing the Council's filing deadline.

(h) During option year 2, the contract continues to allow for termination by either party with 90 days written notice.

(i) Since this modification will cause the aggregate value of the contract to exceed \$1 million in a 12-month period, Council approval is required.

(j) Emergency approval of Modification Nos. 2 through 4 for a total value of \$2,160,000 is necessary so that Morrison can continue to provide food and nutrition services and management and staffing to NFPHC. Without this approval, Morrison cannot be paid for these critical services provided and to be provided in excess of \$999,999.99.

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 Contract No. NFPHC-8 Modification Nos. 2 through 4 Approval and Payment Authorization Emergency Act of 2013 be adopted after a single reading.

Sec. 4. This resolution shall take effect immediately.