

## Intent to Award Sole Source Contracts

<b>Title</b>	Intent to Award Sole Source Contract Extension-Determination and Findings
<b>Notice Date</b>	<b>September 27, 2013</b>
<b>Response Due Date</b>	<b>October 7, 2013</b>
<b>Contract Number</b>	CFOPD-08-C-040E
<b>Contract Description</b>	<p>Bond Counsel Services</p> <p>Description: The Government of the District of Columbia (District), Office of the Chief Financial Officer's (OCFO), Office of General Counsel (OGC) has an immediate need for representation in connection with the issuance and sale of municipal securities, including general obligations bonds and notes, and other obligations under the Self-Government and Governmental Reorganization Act of 1973, and the development and implementation of various economic development programs and initiatives. The contractor will provide bond counsel services in connection with taxable and tax-exempt capital and operational borrowings of the District.</p>
<b>Vendor Name</b>	Venable LLP
<b>Procuring Agency</b>	Office of the Chief Financial Officer, Office of Contracts
<b>Point of Contact</b>	Anthony A. Stover, Contract Specialist <a href="mailto:anthony.stover@dc.gov">anthony.stover@dc.gov</a> 202-442-7122

**Government of the District of Columbia  
Office of the Chief Financial Officer  
Determination and Findings  
for a  
SOLE SOURCE EXTENSION OF CONTRACT**

**CONTRACT NUMBER:** CFOPD-08-C-040E  
**CONTRACTOR:** Venable, LLP  
**CAPTION:** Bond Counsel Services  
**PROGRAM AGENCY:** Office of the General Counsel (OGC)  
**CONTRACTING AGENCY:** Office of Contracts

**1. AUTHORIZATION**

D.C. Official Code §2-354.04; 27 DCMR 1304, 1700, 1701 and 2005.6(b)

**2. MINIMUM NEED**

The Government of the District of Columbia (District), Office of the Chief Financial Officer, on behalf of the Office of the General Counsel (OGC) has an immediate need for representation in connection with the issuance and sale of municipal securities, including general obligations bonds and notes, and other obligations under the Self-Government and Governmental Reorganization Act of 1973, and the development and implementation of various economic development programs and initiatives.

**3. ESTIMATED REASONABLE PRICE**

This is an indefinite-quantity contract which requires the District to order and the contractor to furnish at least the stated minimum quantity of services in the amount of \$1,000. The contractor shall also be required to furnish, if and as ordered via task order, any additional quantities, not to exceed a stated maximum of \$950,000. Funds shall be obligated at the time orders are issued under the contract. The contract price is based on the agency's usage and the contractor's rate which was determined as reasonable at the time of contract award based on the competition.

**4. FACTS WHICH JUSTIFY SOLE SOURCE PROCUREMENT**

Venable, LLP was awarded Contract No. CFOPD-08-C-040E to provide bond counsel services in connection with taxable and tax-exempt capital and operational borrowings of the District. The contract term ends October 28, 2013.

In preparation for a replacement contract, OGC is developing requirements based on latest changes to the procurement regulations and audit findings. The improved requirements will be procured through a competitive process with an anticipated contract effective date of April 1, 2014. The District has a critical need for uninterrupted services, as the OGC on behalf of the District continuously issue bonds and notes that potentially generate revenue for the District and require monitoring based on guidelines of the Internal Revenue Service (IRS). Venable, LLP has the capacity to provide immediate and consistent services; as such, a market survey was not conducted.

Therefore, it is necessary to extend the contract through March 31, 2014, to allow for continuity of service and to allow time for the completion of the competitive procurement process for a new contract with modern requirements.

5. **CERTIFICATION BY AGENCY HEAD**

I hereby certify that the above findings are true, correct and complete.

\_\_\_\_\_  
Stephen B. Lyons  
Deputy General Counsel  
Office of the General Counsel

\_\_\_\_\_  
Date

6. **CERTIFICATION BY CONTRACTING OFFICER**

I have reviewed the above findings and certify that they are sufficient to justify the sole source extension of this contract under the cited authority. I recommend that the Director approve the sole source extension of this contract.

\_\_\_\_\_  
Drakus Wiggins, CPPB  
Contracting Officer  
Office of Contracts

\_\_\_\_\_  
Date

## DETERMINATION

Based on the above findings and in accordance with the cited authority, I hereby determine that it is not feasible or practical to invoke the competitive solicitation process under either Section 402 or 403 of the District of Columbia Procurement Practices Reform Act of 2010 (D.C. Law 18-371; D.C. Official Code § 2-354.02 or 2-354.03). Accordingly, I determine that it is in the best interest of the District and the District is justified in using the sole source method of procurement to extend the contract term beyond the total term specified in the contract, pursuant to 27 DCMR § 2005.6(b).

\_\_\_\_\_  
Joseph Giddis  
Director  
Office of Contracts






\_\_\_\_\_  
Date

DRAFT







## Navigation

Procurement Statutes  
Regulations Guidance  
Master Contract Clauses  
OC Staff Directory  
OCFO Agency Forms  
OCFO Agency Training Materials  
Contractor Requirements  
FY12 Sole Source Procurements  
FY13 Sole Source Procurements  
**FY14 Sole Source Procurements**  
FY15 Sole Source Procurements  
FY16 Sole Source Procurements  
FY17 Sole Source Procurements  
FY18 Sole Source Procurements  
FY19 Sole Source Procurements  
FY20 Sole Source Procurements  
FY21 Sole Source Procurements  
FY22 Sole Source Procurements  
FY14 Solicitations  
FY15 Solicitations  
FY16 Solicitations  
FY17 Solicitations  
FY18 Solicitations  
Sitemap

## FY14 Sole Source Procurements







<input type="checkbox"/>	 CFOPD-05-C-019 - 401(a) ING - Notice of Sole Source - DF.pdf <a href="#">View</a> <a href="#">Download</a>	Title: Intent to Award Sole Source Contract Extension - Determination and Findings for 401(a) Defined Contribution Pension Plan Services - Document #: CFOPD-05-C-019 - Due Date: May 19, 2014 - POC: Anthony A. Stover (email – anthony.stover@dc.gov or telephone 202-442-7122)	265k	v. 1	May 8, 2014, 4:29 PM	Doretha Johnson (OCFO)
<input type="checkbox"/>	 CFOPD-08-C-028 - Cost Allocation Plan - Notice of Intent Sole Source DF.pdf <a href="#">View</a> <a href="#">Download</a>	Title: Intent to Award Sole Source Contract Extension -- Determination and Findings for Financial Advisory Services -- Document #: CFOPD-08-C-028 - - Due Date: December 29, 2013 -- POC: (email – carla.roane@dc.gov or telephone 202-442-6452)	103k	v. 1	Dec 19, 2013, 12:06 PM	Doretha Johnson (OCFO)
<input type="checkbox"/>	 CFOPD-08-C-031A - Medicaid Audit Services - Notice of Sole Source 2 - DF.pdf <a href="#">View</a> <a href="#">Download</a>	Title: Notice of Intent to Award Sole Source Contract - Document #: CFOPD-08-C-031A - Due Date: March 28, 2014 - POC: Anthony Stover (email – anthony.stover@dc.gov telephone 202-442-7122)	265k	v. 1	Mar 18, 2014, 4:31 PM	Doretha Johnson (OCFO)
<input type="checkbox"/>	 CFOPD-08-C-031A - Medicaid Audit Services - Notice of Sole Source - DF.pdf <a href="#">View</a> <a href="#">Download</a>	Title: Intent to Award Sole Source Contract Extension - Determination and Findings for Medical Audit Services -- Document #: CFOPD-08-C-031A -- Due Date: October 21, 2013 -- POC: Anthony Stover (email – Anthony.stover@dc.gov telephone 202-442-7122)	162k	v. 1	Oct 11, 2013, 12:43 PM	Dorothy Whisler (OCFO)
<input type="checkbox"/>	 CFOPD-08-C-031A - Medicaid Audit Services - Williams, Adley & Company, LLP - Notice of Sole Source DF.pdf <a href="#">View</a> <a href="#">Download</a>	Title: Intent to Award Sole Source Contract Extension - Determination and Findings for Medical Audit Services - Document #: CFOPD-08-C-031A - Due Date: September 26, 2014 - POC: Peter Lloyd (email	1063k	v. 1	Sep 16, 2014, 5:44 PM	Doretha Johnson (OCFO)







– peter.lloyd@dc.gov telephone  
202-442-6431)

<input type="checkbox"/>	 CFOPD-08-C-031B - Medicaid Audit Services - Bert Smith & Co - Notice of Sole Source - DF.pdf <a href="#">View</a> <a href="#">Download</a>	Title: Intent to Award Sole Source Contract Extension - Determination and Findings for Medical Audit Services - Document #: CFOPD-08-C-031B - Due Date: September 26, 2014 - POC: Peter Lloyd (email – peter.lloyd@dc.gov telephone 202-442-6431)	1061k	v. 1	Sep 16, 2014, 5:43 PM	Doretha Johnson (OCFO)
<input type="checkbox"/>	 CFOPD-08-C-031B - Medicaid Audit Services - Notice of Sole Source 2 - DF.pdf <a href="#">View</a> <a href="#">Download</a>	Title: Notice of Intent to Award Sole Source Contract - Document #: CFOPD-08-C-031B - Due Date: March 28, 2014 - POC: Anthony Stover (email – anthony.stover@dc.gov telephone 202-442-7122)	265k	v. 1	Mar 18, 2014, 4:28 PM	Doretha Johnson (OCFO)
<input type="checkbox"/>	 CFOPD-08-C-031B - Medicaid Audit Services - Notice of Sole Source - DF.pdf <a href="#">View</a> <a href="#">Download</a>	Title: Intent to Award Sole Source Contract Extension - Determination and Findings for Medical Audit Services -- Document #: CFOPD-08-C-031B -- Due Date: October 21, 2013 -- POC: Anthony Stover (email – Anthony.stover@dc.gov telephone 202-442-7122)	162k	v. 1	Oct 11, 2013, 12:44 PM	Dorothy Whisler (OCFO)
<input type="checkbox"/>	 CFOPD-08-C-040E - Bond Counsel Services - Notice of Sole Source Extension and DF.pdf <a href="#">View</a> <a href="#">Download</a>	Title: Intent to Award Sole Source Contract Extension -- Determination and Findings for Bond Counsel Services -- Document #: CFOPD-08-C-040E -- Due Date: October 7, 2013 -- POC: Anthony Stover (email – anthony.stover@dc.gov or telephone 202-442-7122)	266k	v. 1	Sep 27, 2013, 5:02 PM	Dorothy Whisler (OCFO)
<input type="checkbox"/>	 CFOPD-08-C-040F - Bond Counsel Services - Notice of Sole Source Extension and DF.pdf <a href="#">View</a> <a href="#">Download</a>	Title: Intent to Award Sole Source Contract Extension -- Determination and Findings for Bond Counsel Services -- Document #: CFOPD-08-C-040F -- Due Date: October 7, 2013 -- POC: Anthony Stover (email – anthony.stover@dc.gov or telephone 202-442-7122)	266k	v. 1	Sep 27, 2013, 5:03 PM	Dorothy Whisler (OCFO)
<input type="checkbox"/>	 CFOPD-08-C-046B Disclosure Counsel Services - Notice of Sole Source Extension and	Title: Intent to Award Sole Source Contract Extension -- Determination and Findings for	265k	v. 1	Sep 27, 2013, 5:01 PM	Dorothy Whisler (OCFO)



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Disclosure Counsel Services --  
Document #: CFOPD-08-C-  
046B -- Due Date: October 7,  
2013 -- POC: Anthony Stover  
(email – anthony.stover@dc.gov  
or telephone 202-442-7122)

<input type="checkbox"/>	 CFOPD-08-C-048 - ITS Maintenance Services - Revenue Solutions Inc - Notice of Sole Source Extension and DF2.pdf <a href="#">View</a> <a href="#">Download</a>	Notice of Sole Source Extension and DF -- ITS Maintenance Services - Revenue Solutions Inc.	267k	v. 1	Jul 18, 2014, 12:47 PM	Dorothy Whisler (OCFO)
<input type="checkbox"/>	 CFOPD-08-C-048 - ITS Maintenance Services - Revenue Solutions Inc. - Notice of Sole Source Extension and DF.pdf <a href="#">View</a> <a href="#">Download</a>	Notice of Sole Source Extension and DF -- ITS Maintenance Services - Revenue Solutions Inc.	266k	v. 1	Dec 23, 2013, 5:01 PM	Doretha Johnson (OCFO)
<input type="checkbox"/>	 CFOPD-09-C-004 - Printing and Publication Services - Notice of Sole Source Extension and DF.pdf <a href="#">View</a> <a href="#">Download</a>	Title: Intent to Award Sole Source Contract Extension -- Determination and Findings for Printing and Publication Services -- Document #: CFOPD-09-C-004 -- Due Date: June 23, 2014 -- POC: Peter Lloyd (email – peter.lloyd@dc.gov or telephone 202-442-6431)	195k	v. 3	Jun 13, 2014, 10:42 AM	Dorothy Whisler (OCFO)
<input type="checkbox"/>	 CFOPD-09-C-014B - DC 529 College Savings Plan Consulting Services - Notice of Sole Source D&F.pdf <a href="#">View</a> <a href="#">Download</a>	Notice of Sole Source D&F -- DC 529 College Savings Plan Consulting Services	148k	v. 1	Aug 14, 2014, 5:20 PM	Doretha Johnson (OCFO)
<input type="checkbox"/>	 CFOPD-09-C-018 - Website Development - Notice of Sole Source Extension and DF 2.pdf <a href="#">View</a> <a href="#">Download</a>	Title: Intent to Award Sole Source Contract Extension Determination and Findings for Web Design and Development Services -- Document #: CFOPD-09-C-018 -- Due Date: April 30, 2014 -- POC: Anthony Stover (email – anthony.stover@dc.gov or telephone 202-442-7122)	260k	v. 1	Apr 21, 2014, 11:54 AM	Doretha Johnson (OCFO)
<input type="checkbox"/>	 CFOPD-09-C-023 - Master Trust Custodian Services - State Street Bank & Trust - Notice of Sole Source and D&F.pdf <a href="#">View</a> <a href="#">Download</a>	Notice of Sole Source & D&F- Master Trust Custodian Services - State Street Bank & Trust	911k	v. 1	Sep 24, 2014, 4:53 PM	Doretha Johnson (OCFO)

<input type="checkbox"/>	 CFOPD-09-C-023 - Master Trust Custodian Services - State Street Bank & Trust - Notice of Sole Source - D&F.pdf <a href="#">View</a> <a href="#">Download</a>	Notice of Sole Source & D&F -- Master Trust Custodian Services -- State Street Bank & Trust	973k	v. 1	Sep 9, 2014, 9:34 AM	Doretha Johnson (OCFO)
<input type="checkbox"/>	 CFOPD-14-C-011 - Data Protection Netbackup Upgrade - Supretech, Inc - Notice of Sole Source Extension D&F.pdf <a href="#">View</a> <a href="#">Download</a>	Title: Intent to Award Sole Source Contract Extension - Determination and Findings for Data Protection NetBackup Upgrade - Document #: CFOPD-14-C-011 - Due Date: May 9, 2015 - POC: Peter Lloyd (email – peter.lloyd@dc.gov telephone 202 442-6431)	3503k	v. 1	Apr 30, 2015, 2:12 PM	Doretha Johnson (OCFO)
<input type="checkbox"/>	 CFOPD-14-C-041 - Building Maintenance and Repair Services - Notice of Sole Source - DF.pdf <a href="#">View</a> <a href="#">Download</a>	Title: Intent to Award Sole Source Contract - Determination and Findings for Building Maintenance Repair Services -- Document #: CFOPD-14-C-41 -- Due Date: June 1, 2014 -- POC: Peter Lloyd (email – Peter.Lloyd@dc.gov telephone 202-442-6431)	181k	v. 1	May 22, 2014, 5:23 PM	Doretha Johnson (OCFO)
<input type="checkbox"/>	 CFOPD-14-F-068 - Maintenance & License Renewal Services - Notice of Intent to Award Sole Source - DF.pdf <a href="#">View</a> <a href="#">Download</a>	Title: Intent to Award Sole Source D&F - Maintenance & License Renewal Services - Document #: CFOPD-14-F-068 - Due Date: September 26, 2014@ 2:00 pm EST - POC: Crystal Farmer-Linder (email: crystal.farmer-linder2@dc.gov or telephone (202-442-6424)	250k	v. 1	Sep 16, 2014, 10:54 AM	Doretha Johnson (OCFO)
<input type="checkbox"/>	 DCKV-2007-C-001 - DMV Collections Services - Notice of Sole Source D&F.pdf <a href="#">View</a> <a href="#">Download</a>	Title: Notice of Intent to Award Sole Source Contract Extension - Document No.: DCKV-07-C-001 - Due Date: July 12, 2014 - POC: Carla Roane email: Carla.Roane@dc.gov Telephone: 202-442-6452	77k	v. 1	Jul 2, 2014, 3:30 PM	Doretha Johnson (OCFO)
<input type="checkbox"/>	 RQ839896 - Maintenance and Repair - Notice of Sole Source - DF.pdf <a href="#">View</a> <a href="#">Download</a>	Title: Intent to Award Sole Source Procurement -- Determination and Findings for Maintenance and Repairs -- Document #: RQ839896 -- Due Date: September 30, 2014 -- POC: Sharon Guilford (email – Sharon.guilford@dc.gov or telephone 202-442-8070)	67k	v. 1	Jan 8, 2014, 4:59 PM	Doretha Johnson (OCFO)



<input type="checkbox"/>	 <a href="#">RQ853954 - Notice of Sole Source - Vornado.pdf</a> <a href="#">View</a> <a href="#">Download</a>	Title: Intent to Award Sole Source Contract Determination and Findings for Battery Replacement Services -- Document #: RQ853954 -- Due Date: September 5, 2014 -- POC: Anthony Stover (email – anthony.stover@dc.gov or telephone 202-442-7122)	261k	v. 1	Aug 26, 2014, 5:04 PM	Doretha Johnson (OCFO)
<input type="checkbox"/>	 <a href="#">RQ854394 - Consulting Services - Notice of Sole Source - DF.pdf</a> <a href="#">View</a> <a href="#">Download</a>	Title: Intent to Award Sole Source Procurement -- Determination and Findings for Consulting Services -- Document #: RQ854394 -- Due Date: September 15, 2014 -- POC: Sharon Guilford (email – Sharon.guilford@dc.gov or telephone 202-442-8070)	160k	v. 1	Sep 4, 2014, 4:13 PM	Doretha Johnson (OCFO)

## Comments

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