

Intent to Award Sole Source Contracts

Title	Intent to Award Sole Source Contract Extension-Determination and Findings
Notice Date	September 27, 2013
Response Due Date	October 7, 2013
Contract Number	CFOPD-08-C-040A
Contract Description	<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>
Vendor Name	Bryant, Miller, and Olive
Procuring Agency	Office of the Chief Financial Officer, Office of Contracts
Point of Contact	Anthony A. Stover, Contract Specialist anthony.stover@dc.gov 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-040A
CONTRACTOR: Bryant, Miller, and Olive
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

Bryant, Miller, and Olive was awarded Contract No. CFOPD-08-C-040A to provide bond counsel services in connection with taxable and tax-exempt capital and operational borrowings of the District. The contract term ends October 23, 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). Bryant, Miller, and Olive 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

FY13 Sole Source Procurements

<input type="checkbox"/>	 CFOPD-05-C-904 -Instant Tickets - Notice of Sole Source - DF.pdf View Download	Title: Intent to Award Sole Source Contract Extension-Determination and Findings Instant Tickets Document #: CFOPD-05-C-904 Due Date: November 24, 2012 POC: Carla Roane (email – Carla.Roane@dc.gov or telephone 202-442-6452)	228k	v. 1	Nov 14, 2012, 4:22 PM	Drakus Wiggins
<input type="checkbox"/>	 CFOPD-05-C-904 - Instant Tickets Products - Notice of Sole Source - DF.pdf View Download	Title: Notice of Intent to Award Sole Source Contract Extension -- Document No.: CFOPD-05-C-904 -- Due Date: February 8, 2013 -- POC: Carla Roane email: Carla.Roane@dc.gov Telephone: 202-442-6452	142k	v. 1	Jan 29, 2013, 4:57 PM	Doretha Johnson (OCFO)
<input type="checkbox"/>	 CFOPD-07-C-026A - Financial Advisory Services - Notice of Sole Source D&F.pdf View Download	Title: Intent to Award Sole Source Contract Extension -- Determination and Findings for Financial Advisory Services -- Document #: CFOPD-07-C-026A -- Due Date: September 20, 2013 -- POC: Peter Lloyd (email – peter.lloyd@dc.gov or telephone 202-442-6431)	156k	v. 1	Sep 10, 2013, 4:06 PM	Doretha Johnson (OCFO)
<input type="checkbox"/>	 CFOPD-07-C-026B Financial Advisory Services -Notice to Award Sole Source - D&F.pdf View Download	Title: Intent to Award Sole Source Contract Extension -- Determination and Findings for Financial Advisory Services -- Document #: CFOPD-07-C-026B -- Due Date: September 20, 2013 -- POC: Peter Lloyd (email – peter.lloyd@dc.gov or telephone 202-442-6431)	156k	v. 1	Sep 10, 2013, 4:08 PM	Doretha Johnson (OCFO)
<input type="checkbox"/>	 CFOPD-07-C-026C Financial Advisory Services -Notice to Award Sole Source - D&F.pdf View Download	Title: Intent to Award Sole Source Contract Extension -- Determination and Findings for Financial Advisory Services -- Document #: CFOPD-07-C-026C -- Due Date: September 20, 2013 -- POC: Peter Lloyd	155k	v. 1	Sep 10, 2013, 4:09 PM	Doretha Johnson (OCFO)

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

<input type="checkbox"/>	 CFOPD-07-C-026D Financial Advisory Services -Notice to Award Sole Source - D&F.pdf View Download	Title: Intent to Award Sole Source Contract Extension -- Determination and Findings for Financial Advisory Services -- Document #: CFOPD-07-C-026D -- Due Date: September 20, 2013 -- POC: Peter Lloyd (email – peter.lloyd@dc.gov or telephone 202-442-6431)	156k	v. 1	Sep 10, 2013, 4:10 PM	Doretha Johnson (OCFO)
<input type="checkbox"/>	 CFOPD-07-C-026E - Financial Advisory Services - Notice of Sole Source - D&F.pdf View Download	Title: Intent to Award Sole Source Contract Extension -- Determination and Findings for Financial Advisory Services -- Document #: CFOPD-07-C-026E -- Due Date: September 20, 2013 -- POC: Peter Lloyd (email – peter.lloyd@dc.gov or telephone 202-442-6431)	156k	v. 3	Sep 10, 2013, 4:12 PM	Doretha Johnson (OCFO)
<input type="checkbox"/>	 CFOPD-07-C-026F - Financial Advisory Services - Notice of Sole Source - D&F.pdf View Download	Title: Intent to Award Sole Source Contract Extension -- Determination and Findings for Financial Advisory Services -- Document #: CFOPD-07-C-026F -- Due Date: September 20, 2013 -- POC: Peter Lloyd (email – peter.lloyd@dc.gov or telephone 202-442-6431)	155k	v. 3	Sep 10, 2013, 4:14 PM	Doretha Johnson (OCFO)
<input type="checkbox"/>	 CFOPD-07-C-056 - Universal COllection Services - Notice of Sole Source - DF - May June 2013.pdf View Download	Title: Intent to Award Sole Source Contract -- Determination & Findings for Universal Collection Services -- Document #: CFOPD-07-C-056 - - Due Date: April 25, 2013 -- POC: Peter Lloyd (email – peter.lloyd@dc.gov or telephone 202-442-6431)	105k	v. 1	Apr 15, 2013, 1:47 PM	Doretha Johnson (OCFO)
<input type="checkbox"/>	 CFOPD-07-C-056 - Universal Collection Services - Notice of Sole Source - DF.pdf View Download	Title: Intent to Award Sole Source Contract -- Determination & Findings for Universal Collection Services -- Document #: CFOPD-07-C-056 - - Due Date: December 21, 2012 -- POC: Peter Lloyd (email – peter.lloyd@dc.gov or telephone 202-442-6431)	130k	v. 1	Apr 15, 2013, 1:47 PM	Doretha Johnson (OCFO)
<input type="checkbox"/>	 CFOPD-08-C-009A - Copier	Title: Intent to Award Sole	100k	v. 1	Aug 8, 2013, 1:30 PM	Doretha Johnson

		Services - Notice of Sole Source - DF.pdf View Download	Source Contract Extension - Determination and Findings for Copier Services -- Document #: CFOPD-08-C-009A -- Due Date: August 16, 2013 -- POC: Peter Lloyd (email – peter.lloyd@dc.gov or telephone 202-442-6431)				(OCFO)
<input type="checkbox"/>		CFOPD-08-C-009B - Copier Services - Notice of Sole Source - DF.pdf View Download	Title: Intent to Award Sole Source Contract Extension - Determination and Findings for Copier Services -- Document #: CFOPD-08-C-009B -- Due Date: August 16, 2013 -- POC: Peter Lloyd (email – peter.lloyd@dc.gov or telephone 202-442-6431)	96k	v. 1	Aug 6, 2013, 5:16 PM	Drakus Wiggins
<input type="checkbox"/>		CFOPD-08-C-028 - Cost Allocation Plan - Notice of Intent Sole Source - DF.pdf View Download	Title: Notice of Intent to Award Sole Source Contract Extension -- Document No.: CFOPD-08-C-028 -- Due Date: July 17, 2013 -- POC: Carla Roane email: Carla.Roane@dc.gov Telephone: 202-442-6452	101k	v. 1	Jul 8, 2013, 4:44 PM	Doretha Johnson (OCFO)
<input type="checkbox"/>		CFOPD-08-C-031A - Medicaid Audit Services - Notice of Sole Source - DF.docx View Download	DF -- CFOPD-08-C-031A -- Medicaid Audit Services -- Notice of Sole Source	24k	v. 1	Apr 23, 2013, 11:25 AM	Doretha Johnson (OCFO)
<input type="checkbox"/>		CFOPD-08-C-031A - Modification 7 - Sole Source Extension.doc View Download	Modification #7 -- CFOPD-08-C-031A -- Williams, Adley, and Company -- Medicaid Audit Services	57k	v. 1	Apr 23, 2013, 11:23 AM	Doretha Johnson (OCFO)
<input type="checkbox"/>		CFOPD-08-C-040A - Bond Counsel Services - Notice of Sole Source Extension & DF.pdf View Download	Title: Intent to Award Sole Source Contract Extension -- Determination and Findings for Bond Counsel Services -- Document #: CFOPD-08-C-040A -- Due Date: October 7, 2013 -- POC: Anthony Stover (email – anthony.stover@dc.gov or telephone 202-442-7122)	243k	v. 1	Sep 27, 2013, 3:49 PM	Drakus Wiggins
<input type="checkbox"/>		CFOPD-08-C-046A Disclosure Counsel Services - Notice of Sole Source Extension & DF.pdf View Download	Title: Intent to Award Sole Source Contract Extension -- Determination and Findings for Disclosure Counsel Services -- Document #: CFOPD-08-C-046A -- Due Date: October 7, 2013 -- POC: Anthony Stover	243k	v. 1	Sep 27, 2013, 3:48 PM	Drakus Wiggins

(email – anthony.stover@dc.gov
or telephone 202-442-7122)

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<input type="checkbox"/>	 CFOPD-11-C-033 - Data Warehouse Maintenance - Notice of Sole Source - DF.pdf View Download	Title: Notice of Intent to Award Sole Source Contract Extension -- Document No.: CFOPD-11-C-033 -- Due Date: March 29, 2013 -- POC: Carla Roane email: Carla.Roane@dc.gov Telephone: 202-442-6452	38k	v. 1	Mar 19, 2013, 1:59 PM	Doretha Johnson (OCFO)
<input type="checkbox"/>	 CFOPD-13-C-001 - Consulting Services - Notice of Sole Source - DF.pdf View Download	Title: Intent to Award Sole Source Contract Extension - Determination and Findings for Consulting Services -- Document #: CFOPD-13-C-001 - - Due Date: October 13, 2012 -- POC: Peter Lloyd (email – peter.lloyd@dc.gov or telephone 202-442-6431)	112k	v. 1	Oct 3, 2012, 9:37 AM	Doretha Johnson (OCFO)
<input type="checkbox"/>	 CFOPD-13-C-002 - Research and Analysis Tax Consultant - Notice of Sole Source - DF.pdf View Download	Title: Intent to Award Sole Source Contract Extension - Determination and Findings for Research and Analysis Tax Consultant -- Document #: CFOPD-13-C-002 -- Due Date: October 13, 2012 -- POC: Peter Lloyd (email – peter.lloyd@dc.gov or telephone 202-442-6431)	110k	v. 1	Oct 11, 2012, 4:45 PM	Doretha Johnson (OCFO)
<input type="checkbox"/>	 CFOPD-13-C-014 - Real Estate Analytic Services - Notice of Sole Source - DF.pdf View Download	Title: Intent to Award Sole Source Contract - Determination and Findings for Commercial Real Estate Information and Analytic Services -- Document #: CFOPD-13-C-014 -- Due Date: November 26, 2012 -- POC: Peter Lloyd (email – peter.lloyd@dc.gov or telephone 202-442-6431)	230k	v. 1	Nov 16, 2012, 4:47 PM	Drakus Wiggins
<input type="checkbox"/>	 DCKV-2007-C-0001 -DMV	Title: Intent to Award Sole	161k	v. 1	Aug 7, 2013, 4:55 PM	Doretha Johnson

		Collections Services - Notice of Sole Source D&F.pdf View Download	Source Contract Extension -- Determination and Findings for Lock Box and Collection Services -- Document #: DCKV-2007-C-0001 -- Due Date: August 17, 2013 -- POC: Drakus Wiggins (email – drakus.wiggins@dc.gov telephone 202-442-7121)				(OCFO)
<input type="checkbox"/>		RQ799854 - High End Pressure Equipment Services - Notice of Sole Source - DF.pdf View Download	Title: Notice of Intent to Award Sole Source Procurement - Determination and Findings for High End Pressure Equipment Services -- Document #: RQ799854 -- Due Date: March 11, 2013 -- POC: Sharon Guilford (email – sharon.guilford@dc.gov or telephone 202-442-8070)	95k	v. 1	Feb 28, 2013, 4:41 PM	Dorothy Whisler (OCFO)
<input type="checkbox"/>		RQ809775 - Consulting Services - Notice of Sole Source - DF.pdf View Download	Title: Intent to Award Sole Source Procurement -- Determination and Findings for Consulting Services -- Document#: RQ809775 -- Due Date: June 23, 2013 -- POC: Sharon Guilford(email - Sharon.guilford@dc.gov or telephone 202-442-8070)	13k	v. 1	Jun 13, 2013, 4:21 PM	Doretha Johnson (OCFO)
<input type="checkbox"/>		RQ811523 - Reconfiguration of OTR Customer Service Call Center - Notice of Intent to Award Sole Source - DF.pdf View Download	Title: Intent to Award Sole Source Procurement Determination and Findings for Reconfiguration of OTR Customer Service Call Center -- Document#: RQ811523 -- Due Date: July 8, 2013 -- POC: Sharon Guilford (email – sharon.guilford@dc.gov)	18k	v. 1	Jun 27, 2013, 4:58 PM	Doretha Johnson (OCFO)
<input type="checkbox"/>		RQ811815 - Property Management Repair Services - Notice of Sole Source - DF.pdf View Download	Title: Intent to Award Sole Source Procurement -- Determination and Findings for Property Management & Repair Services -- Document #: RQ811815 -- Due Date: July 8, 2013 -- POC: Sharon Guilford (email – Sharon.guilford@dc.gov or telephone 202-442-8070)	20k	v. 1	Jun 27, 2013, 10:59 AM	Doretha Johnson (OCFO)
<input type="checkbox"/>		RQ815623 - Cable Services - Notice of Sole Source	Title: Intent to Award Sole Source Procurement D&F --	16k	v. 1	Aug 8, 2013, 1:38 PM	Doretha Johnson (OCFO)

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