

**DETERMINATION AND FINDINGS
FOR A
SOLE SOURCE EXTENSION OF
CONTRACT**

CONTRACT NO.: DCKT-2010-E-0112

CAPTION: Recycling Collection Program Services

CONTRACTOR: WM Recycle America, LLC

PROGRAM AGENCY: Department of Public Works

FINDINGS

1. AUTHORIZATION:

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

2. MINIMUM NEED:

The Government of the District of Columbia, Office of Contracting and Procurement (OCP), on behalf of the Department of Public Works (DPW), has an immediate need for a sole source extension to Contract No. DCKT-2010-E-0112 with the current contractor, WM Recycle America, LLC, to continue to provide recycling collection program services to the District.

A new contract is anticipated to be awarded no later than July 2, 2015. DPW has determined that it will have a need for service prior to the award of the new contract. Therefore, an interim procurement vehicle is necessary to allow DPW to obtain the required services.

3. ESTIMATED REASONABLE COST:

\$397,917.00

4. FACTS WHICH JUSTIFY EXTENSION OF A CONTRACT BEYOND FIVE (5) YEARS:

DPW is requesting a contract extension to provide the services necessary for recycling collection program services:

- A. Option Year Four (OY4) of current contract with WM Recycle America expires on May 2, 2015.
- B. The contract was awarded on May 3, 2010 to the responsible bidder for a five year period ending on May 2, 2015. This procurement is for an extension through July 2, 2015.
- C. The current contractor has the necessary organization, experience, equipment and personnel to provide the required services.
- D. The current contractor has conducted business in the District in the past and has complied with all applicable District's tax laws and regulations.
- E. The execution of this sole source contract will permit the continuation of services from WM Recycle America, LLC. DPW must have the recycling collection program services and the potential cost of disrupting operations would be detrimental to the District.
- F. Based on market research, WM Recycle America, LLC, is the only vendor who is licensed and equipped to provide the required services without interruption.

5. CERTIFICATION BY AGENCY HEAD:

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

Date

William O. Howland, Jr.
Director

6. CERTIFICATION BY CONTRACTING OFFICER:

I have reviewed the above findings and certify that they are sufficient to justify the use of the sole source extension of contract as a method of procurement under the cited authority. I certify that the notice of intent to award a sole source extension of contract was published in accordance with 27 DCMR 1304. I recommend that the Chief Procurement Officer approve the use of the sole source extension of a contract.

Date

Gena Johnson
Contracting Officer

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 the District is justified in using the sole source extension of contract as a method of procurement.

Date

Nancy K. Hapeman
Interim Chief Procurement Officer