

**GOVERNMENT OF THE DISTRICT OF COLUMBIA  
DEPARTMENT OF GENERAL SERVICES**



**DETERMINATION AND FINDINGS  
FOR  
SOLE SOURCE PROCUREMENT**

<b>Purchasing Agency:</b>	Department of General Services
<b>User Agency:</b>	Department of Parks and Recreation
<b>Contract Number:</b>	DCAM-23-CS-SS-0009
<b>Caption:</b>	Construction Services – East Potomac Pool Stabilization
<b>Proposed Contractor:</b>	Consys, Inc.

**FINDINGS**

**1. AUTHORIZATION:**

D.C. Code § 2-354.04 and 27 DCMR § 4718.

**2. MINIMUM NEED:**

The Department of General Services (“DGS” or the “Department”), on behalf of the Department of Parks and Recreation (“DPR”), has a need for a contractor to perform the remediation construction services required for the stabilization of the East Potomac Pool at the District of Columbia’s East Potomac Park.

**3. ESTIMATED FAIR AND REASONABLE PRICE:**

The estimated fair and reasonable price to provide the required construction services for the East Potomac Pool Stabilization is \$833,000.00. The Department received a proposal from Consys Inc. (“Consys”) to perform the work for \$814,143.81.

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

A construction contract was competitively awarded to Consys to furnish and install a new pool at East Potomac Park. During construction, issues encountered made cancellation of the project appropriate. Due to unforeseen conditions, the project was delayed, and later the contract was terminated before the stabilization work at the pool including a critical system installation of a sewage booster pump for the project site could be completed.

It would be prudent to retain the services of Consys to finish the construction services required for the East Potomac Pool Stabilization at East Potomac Park due to the following:

- Consys’ original Task Order for the Construction Services the East Potomac Pool was executed on November 5, 2020 via Contract Number DCAM-19-CS-RFQ-0001H.

- Consys was involved from the inception of the project and is experienced with the technical requirements and operational efficiency of the project and has established a working relationship with all stakeholders.
- By virtue of Consys' personal involvement in the project from the project's inception, Consys possesses unique and invaluable knowledge that would be difficult to match.
- Members of Consys' team are experienced and have the institutional knowledge required to successfully complete the scope of required services within the necessary time frame.
- In addition, continuity in service delivery is paramount to the success of the project.
- Consys has been involved with the Department's stabilization efforts since the need arose and has rented equipment located on site for current site protection.
- The introduction of a new contractor at this juncture will jeopardize the timely completion of the project and may result in significant and unnecessary increases in project costs.

Based on the above facts, it is in the best interest of the District to authorize Consys to perform the remaining construction services. This will ensure continuity in the project implementation process and result in a time and cost saving measure.

**5. CERTIFICATION BY THE DEPUTY DIRECTOR OF CAPITAL CONSTRUCTION SERVICES:**

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

\_\_\_\_\_  
**Tiffany B. Moore**  
 Deputy Director  
 Capital Construction Division

\_\_\_\_\_  
 Date

**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 method of procurement under the cited authority. I certify that the notice of intent to award a sole source procurement action was published in accordance with 27 DCMR 4718 and that ( ) response was received. I recommend that the Department of General Services Chief Contracting Officer approve the use of the sole source procurement method for this proposed procurement action.

\_\_\_\_\_  
**Obaidullah (Obi) Ranjbar**  
 Contracting Officer

\_\_\_\_\_  
 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 the District is justified in using the sole source method of procurement.

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**George G. Lewis, CPPO**  
 Chief Contracts and Procurement  
 Chief Contracting Officer

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 Date