

GOVERNMENT OF THE DISTRICT OF COLUMBIA
DEPARTMENT OF GENERAL SERVICES



Contracts & Procurement

**DETERMINATION AND FINDINGS
FOR AN
EMERGENCY PROCUREMENT**

CAPTION: Emergency Uninterrupted Power Supply (“UPS”) Battery Replacement for Public Safety Radio Sites

AGENCY: Department of General Services (“DGS”)

CONTRACTOR: MCS OpCo LLC dba Weissco Power (“MCS”)

FINDINGS

1. AUTHORIZATION:

D.C. Official Code §2-354.05 and 27 DCMR 4719

2. MINIMUM NEED:

The District of Columbia, Department of General Services (the “Department” or “DGS”), has an immediate need to engage the services of MCS OpCo LLC dba Weissco Power (“Contractor” or “MCS”) to provide Uninterrupted Power Supply (“UPS”) Battery Replacement for nine public safety radio sites (“Public Safety Radio Sites”) within Washington, DC (the “Project”).

3. ESTIMATED FAIR AND REASONABLE PRICE:

The estimated fair and reasonable price to provide UPS Battery Replacement for nine Public Safety Radio Sites within Washington, DC is approximately **\$75,000.00**.

4. FACTS THAT JUSTIFY AN EMERGENCY PROCUREMENT:

As an agency of the District of Columbia Government (the “District”), DGS is responsible for constructing, sustaining, and maintaining all Office of Unified Communications (“OUC”) facilities. The contract for the Project shall be to furnish and install UPS batteries at nine Public Safety Radio Sites (the “Contract”).

Background

The UPS units are vital to the continued operations of each Public Safety Radio Site that house mission critical communication equipment. The UPS units maintain electrical power reliability and availability to the communications sites used by Fire Emergency

Medical Services (“FEMS”), the Metropolitan Police Department (“MPD”), various federal agencies, and over 20 District agencies. It is the mission and responsibility of the OUC to provide centralized, District-wide coordination and management of public safety voice radio technology and other public safety wireless communication systems and resources. OUC provides these services to District agencies and other local, state, and federal entities within the Washington, DC. An emergency procurement is the most advantageous method to mitigate the risk of equipment failure at the Public Safety Radio Sites. The UPS batteries are beyond end-of-life and are failing at an alarming rate based on a recent UPS maintenance report. The batteries must be replaced as soon as possible to maintain public safety communications.

The scope of work/services includes, but is not limited to:

1. Remove old batteries;
2. Install new batteries; and
3. Test proper functioning of new batteries.

An emergency contract is appropriate (a) when there is an imminent threat to the public, health, welfare, property or safety; or (b) to prevent or minimize serious disruption in agency operations. Accordingly, given the need for completion of this Project as quickly as possible, DGS requests that the Contract for this work be awarded via Emergency Procurement to MCS. That recommendation is based on the following points:

- A full public solicitation cannot be completed in adequate time to correct this immediate problem.
- MCS, based on relevant past performance, capacity and references has the required certifications to complete this task within the required time frame.
- The District has engaged MCS to provide preventative maintenance on the UPS and UPS batteries housed at the Public Safety Radio Sites and UPS is the only vendor that can meet DGS’ minimum need without a disruption of services at this time.
- If the services are not provided, there is a possibility of power loss at a Public Safety Radio Site, potentially causing catastrophic public safety radio outages throughout Washington, DC and endangering public health, safety and property.
- The Contract will prevent serious disruption in agency operations. It is the mission of DGS to provide first-rate renovations at District government facilities.
- The estimated cost for this work is fair and reasonable based on DGS’ historical data on similar services.

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

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

10/26/2023
Date

gbolahan williams
Gbolahan Williams
Interim Deputy Director
Capital Construction Services Division

6. CERTIFICATION BY THE CONTRACTING OFFICER

I have reviewed the above findings and certify they are sufficient to justify using the emergency procurement method to award the captioned contract to MCS. In addition, please be advised that the Department's notice of the captioned emergency contract must be posted on the Department's website no more than seven (7) days after the Contract is awarded. Given the foregoing, I recommend that the Department of General Services' Chief Contracting Officer approve the use of the emergency procurement method for this proposed procurement action.

October 31, 2023
Date


**Kianna
Shepherd**
Digitally signed by Kianna Shepherd
DN: cn=Kianna Shepherd,
o=Department of General Services, ou,
email=kianna.shepherd@dc.gov, c=US
Date: 2023.10.31 12:56:25 -0400

Kianna Shepherd
Contracting Officer

7. CERTIFICATION BY THE CHIEF OF CONTRACTS AND PROCUREMENT:

I have reviewed the above findings and certify that they are sufficient to justify the use of the emergency procurement method under the cited authority. I certify that the emergency procurement notice of contract award will be published in accordance with Section 405(f) of the District of Columbia Procurement Practices Reform Act of 2010 (D.C. Official Code §2-354.05). In conclusion, the Department of General Services (DGS), Chief Contracting Officer approves the use of the Emergency Procurement method as the only viable method to furnish and install the UPS batteries at nine public safety radio sites within Washington DC.

11.2.23
Date


George G. Lewis, CPPO
George. G. Lewis, CPPO
Chief of Contracts & Procurement