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The Honorable Phil Mendelson  
Chairman, Council of the District of Columbia  
John A. Wilson Building  
1350 Pennsylvania Avenue, N.W.  
Suite 504  
Washington, DC 20004

Dear Chairman Mendelson:

Pursuant to D.C. Official Code § 1-204.51(b), enclosed for consideration by the Council of the District of Columbia is the proposed legislation "Contract No. NFPHC-121 Modifications 4-6 Approval and Payment Authorization Emergency Act of 2014," and its corresponding declaration resolution, to approve payment for services received and to be received by the Not-for-Profit Hospital Corporation (NFPHC) for radiology services provided by the Washington Imaging Associates of Maryland, LLD d/b/a Progressive Radiology.

Council action is necessary to approve modifications 4-6 to the Contract to cover the value of exercising the entirety of option year three for an annual value of \$1,364,900.00.

As always, I am available to discuss any questions you may have regarding the proposed legislation. In order to facilitate a response to any questions you may have, please have your staff contact me at (202) 574-6611, or Amanda Neal, Contracting Officer at (202)574-7201. I look forward to a favorable consideration on this contract.

Sincerely,

A handwritten signature in black ink, appearing to read "Cyril Allen".

Cyril Allen M.D. on behalf of  
David R. Small, FACHE  
Chief Executive Officer Not-for-Profit Hospital Corporation

Enclosures



Chairman Phil Mendelson  
at the request of the Not-for-  
Profit Hospital Corporation

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A RESOLUTION

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

To declare the existence of an emergency with respect to the need to approve Modifications 4-6 to Contract No. NFPHC-121 between the Not-for-Profit Hospital Corporation (NFPHC) and Washington Imaging Associates of Maryland dba Progressive Radiology (Progressive), to provide, in consultation with the NFPHC, Radiology Services at United Medical Center, and to authorize payment for the services received and to be received under the Contract.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That

this resolution may be cited as the “Contract No. NFPHC-121 Modifications 4-6 Approval and Payment Authorization Emergency Declaration Resolution of 2014”.

Sec. 2. (a) There exists an immediate need to approve Modifications 4-6 to Contract No. NFPHC-121 (“Contract”) between the Not-for-Profit Hospital Corporation (“NFPHC”) and Washington Imaging Associates of Maryland dba Progressive Radiology (Progressive), to provide, in consultation with the NFPHC, Radiology Services at United Medical Center, and to authorize payment for the services received and to be received under this Contract.

1 (b) After a competitive procurement under the NFPHC Procurement Rules, the  
2 Hospital awarded Progressive a letter contract on July 13, 2011. A letter contract was  
3 used to allow Progressive to begin providing this critical service yet provide ample time  
4 for the parties to definitize the contract. The letter contract had an initial period of nine  
5 (9) months, and a value of \$912,450.00.

6 (c) Modification 1 was the definitized contract that was submitted to and  
7 approved by Council for the Base Year Contract period of July 13, 2011 to July 12, 2012.  
8 (CA19-307, approved by Council)

9 (d) Modification 2 (effective July 12, 2012) exercised option year one of the  
10 Contract for an amount of \$1,364,900.00 for the period July 13, 2012 to July 12, 2013.  
11 (A19-426, approved by Council)

12 (e) Modification 3 (deemed approved by Council on July 4, 2013) exercised  
13 option year two of the Contract for an amount of \$1,364,900.00 for the period July 4,  
14 2013 to July 3, 2014. (CA20-124, approved by Council)

15 (f) Modification 4 (effective July 4, 2014) exercised the first three months of  
16 option year three of the Contract for an amount of \$341,224.98 for the period July 4,  
17 2014 to October 3, 2014 to allow the Hospital time to negotiate focused performance  
18 metrics for insertion into the Contract.

19 (g) Modification 5 (effective October 1, 2014) exercised an additional month of  
20 option year three of the Contract for an amount of \$113,741.66 for the period October 4,  
21 2014 to November 3, 2014 to allow time for the Hospital to request Council approval for  
22 the entire option year three as a tipping contract.

1           (h) Proposed Modification 6, will exercise the remaining eight months of option  
2 year three of the Contract for an amount of \$909,933.36 for the period of November 4,  
3 2014 to July 3, 2015 thereby bringing the total value of option year three to  
4 \$1,364,900.00.

5           (m) Emergency approval of Modifications 4-6 for a total value of \$1,364,900.00  
6 for the contract option year three is necessary so that NFPHC can continue to support the  
7 Program. Without this approval, PIW cannot be paid for these critical services provided  
8 and to be provided in excess of \$999,999.99.

9           Sec. 3. The Council determines that the circumstances enumerated in Section 2  
10 constitute emergency circumstances making it necessary that the Contract No. NFPHC-  
11 151 Modifications 8 and 9 Approval and Payment Authorization Emergency Declaration  
12 Resolution of 2014 be adopted after a single reading.

13           Sec. 4. This resolution shall take effect immediately.