

Board Office Use: Legislative File Info.	
File ID Number	22-0768
Introduction Date	4/27/22
Enactment Number	22-0688
Enactment Date	4/24/2022 os



**OAKLAND UNIFIED SCHOOL DISTRICT  
Office of the Board of Education**

April 27, 2022

To: Board of Education

From: Kyla Johnson-Trammell Superintendent  
Sondra Aguilera, Chief Academic Officer  
Christie Herrera, Executive Director, Early Learning

Subject: Amendment No.1, Grant Award – California Department of Education – CCTR – 1010-01 – General Child Care and Development Program – Early Childhood Education

**ACTION REQUESTED:**

Adoption by the Board of Education of Resolution No. 2122-0160 - Approving Amendment No. 1, Grant contract No. CCTR – 1010-01 from California Department of Education to provide funding for General Child Care and Development Programs for the Early Childhood Education Department, increasing contract maximum reimbursement amount (MRA) from \$2,764,390 to \$2,923,778.00 with no change of 240 minimum days of operation. All other terms and conditions of the Contract, for Fiscal Year 2021-2022, remain in full force and effect.

**BACKGROUND:**

Grant amendment agreement for OUSD schools for the 2021-2022 fiscal year that benefit the Early Childhood Education Department are submitted for Board acceptance and approval as indicated in the chart below. Grant agreement packets are available for review through the Board Secretary’s Office and will be electronically available within one week of the Board meeting through Board of Education Legislative information Center under the file I.D number stated at the top of this page.

File I.D #	Backup Document Included	Type	Recipient	Grant’s Purpose	Time Period	Funding Source	Original Amount	Increase Amount	Grant Contract Amount
22-0768	Yes	CCTR-1010-01 Contract Amendment No. 1	Oakland Unified School District for Early Childhood Education Department	This amendment reflects Minimum child days of enrollment from 52,376 to 53,363.0	7/1/2021–6/30/2022	California Department of Education	\$2,764,390.00	\$159,388.00	\$2,923,778.00

**Discussion:**

The District received a contract amendment agreement for the CCTR-1010-01 Contract FY 21-22 increase the minimum child days of enrollment from 52,376 to 53,363.

- Review scopes of work outlined by grant agreement and assess their contribution to sustained student achievement.
  - Identify OUSD resources required for program success.
- OUSD received a completed grant agreement for each program listed in the chart by department.

**Fiscal Impact:**

The total amount of the grant amendment will be provided to OUSD ECE program based on the adjustment to the Special Fund account.

- Grant Valued: \$ 2,923,778.00

**Recommendation:**

Acceptance by the Board of Education of District grant amendment agreements for Early Childhood Education Programming for fiscal year 2021-2022, pursuant to the terms and conditions thereof, if any.

**Attachments:**

Grant Face sheet-CCTR-1010-01

Resolution: 2122-0160

Amendment 01, FY 2021-2022

Original Grant Agreement CCTR-1010, FY 2021-2022

**RESOLUTION**  
**OAKLAND UNIFIED SCHOOL DISTRICT**  
**No. 2122-160**

This resolution must be adopted in order to certify the approval of the Governing Board to enter into this transaction with the California Department of Education for the purpose of providing child care and development services and to authorize the designated personnel to sign contract documents for Fiscal Year 2021-2022

---

**RESOLUTION**

BE IT RESOLVED that the Governing Board of Oakland Unified School District

authorizes entering into local agreement number/s CCTR-1010-01 Amendment 01 and that the person/s who is/are listed below, is/are authorized to sign the transaction for the Governing Board.

<u>NAME</u>	<u>TITLE</u>	<u>SIGNATURE</u>
<u>Gary Yee</u>	<u>President, Board of Education</u>	<u></u>
<u>Kyla Johnson – Trammell</u>	<u>Secretary, Board of Education</u>	<u></u>
_____	_____	_____

PASSED AND ADOPTED THIS 27th day of April, 2022, by the  
Governing Board of Oakland Unified School District  
of Alameda County, California.

I, Kyla Johnson-Trammell, Clerk of the Governing Board of Oakland Unified School District of  
Alameda County,

California, certify that the foregoing is a full, true and correct copy of a resolution adopted by the said Board at a regular meeting thereof held at a regular public place of meeting and the resolution is on file in the office of said Board.

 4/28/2022  
(Clerk's signature) (Date)

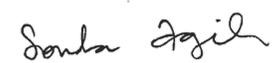
## OUSD Grants Management Face Sheet

<b>Title of Grant:</b> CCTR – 1010-01	<b>Funding Cycle Dates:</b> July 1, 2021 through June 30, 2022
<b>Grant's Fiscal Agent:</b> (contact's name, address, phone number, email address) Oakland Unified School District Early Childhood Education 1025 4 <sup>th</sup> Ave Oakland CA 94606 510.273.8277	<b>Grant Amount for Full Funding Cycle:</b>  \$2,923,778.00
<b>Funding Agency:</b> <b>California Department of Education</b>	<b>Grant Focus:</b> General Child Care & Child Development Programs
<b>List all School(s) or Department(s) to be Served:</b> All Child Development school age programs	

Information Needed	School or Department Response
How will this grant contribute to sustained student achievement or academic standards?	The grant contract will support the school age program under the General Child Care Program.
How will this grant be evaluated for impact upon student achievement?  (Customized data design and technical support are provided at 1% of the grant award or at a negotiated fee for a community-based fiscal agent who is not including OUSD's indirect rate of 5.59% in the budget. The 1% or negotiated data fee will be charged according to an Agreement for Grant Administration Related Services payment schedule. This fee should be included in the grant's budget for evaluation.)	The Annual Agency plan will determine the effectiveness of the program.
Does the grant require any resources from the school(s) or district? If so, describe.	No
Are services being supported by an OUSD funded grant or by a contractor paid through an OUSD contract or MOU?  (If yes, include the district's indirect rate of 5.59% for all OUSD site services in the grant's budget for administrative support, evaluation data, or indirect services.)	Indirect cost is a part of the budget for this grant
Will the proposed program take students out of the classroom for any portion of the school day? (OUSD reserves the right to limit service access to students during the school day to ensure academic attendance continuity.)	No

<b>Who is the contact managing and assuring grant compliance?</b> (Include contact's name, address, phone number, email address.)	Christie Herrera Executive Director of Early Learning Oakland Unified School District 1025 4 <sup>th</sup> Ave, Oakland CA 94606 510-273-8277 <a href="mailto:Christie.herrera@ousd.org">Christie.herrera@ousd.org</a>
--	---

**Applicant Obtained Approval Signatures:**

Entity	Name/s	Signature/s	Date
Executive Director of Early Learning	Christie Herrera		
Department Head (e.g. for school day programs or for extended day and student support activities)	Sondra Aguilera		3/1/2022

**Grant Office Obtained Approval Signatures:**

Entity	Name/s	Signature/s	Date
Fiscal Officer	Lisa Grant Dawson		
Superintendent	Kyla Johnson-Trammell		



Amendment 01

LOCAL AGREEMENT FOR CHILD DEVELOPMENT SERVICES ALLOCATION LETTER

Budget Act Amendment/COLA/Family Fee Credit

DATE: July 01, 2021

CONTRACT NUMBER: CCTR-1010

PROGRAM TYPE: GENERAL CHILD CARE & DEV PROGRAMS

PROJECT NUMBER: 01-6125-00-1

STATE AGENCY: CALIFORNIA DEPARTMENT OF SOCIAL SERVICES

CONTRACTOR'S NAME: OAKLAND UNIFIED SCHOOL DISTRICT

This agreement with the State of California dated July 01, 2021 designated as number CCTR-1010 shall be amended as of November 5, 2021, in the following particulars but no others:

The Maximum Reimbursable Amount (MRA) payable pursuant to the provisions of this agreement shall be amended by deleting reference to \$2,764,390.00 and inserting \$2,923,778.00 in place thereof to provide the cost of living adjustment (COLA) authorized pursuant to Section 265(b) of Assembly Bill 131 (Chapter 116, Statutes of 2021).

The Maximum Rate per child day of enrollment payable pursuant to the provisions of the agreement shall be amended by deleting reference to \$52.78 and inserting \$54.79 in place thereof.

Each annual budgeted MRA must be expended within the identified contract year. Unexpended funds cannot be shifted from one fiscal year to another. All unexpended funds revert to the CDSS.

SERVICE REQUIREMENTS

The minimum Child Days of Enrollment (CDE) Requirement shall be amended by deleting reference to 52,376.0 and inserting 53,363.0 in place thereof.

Minimum Days of Operation (MDO) Requirement shall be 240. (No change)

EXCEPT AS AMENDED HEREIN all terms and conditions of the original agreement shall remain unchanged and in full force and effect.

Approved as to form by OUSD Staff Attorney Lynn Wu 2/15/22

IMPORTANT: Signature is not required.

AMOUNT ENCUMBERED BY THIS DOCUMENT \$ 159,388	PROGRAM/CATEGORY (CODE AND TITLE) Child Development Programs		FUND TITLE	
	(OPTIONAL USE) See Attached			
PRIOR AMOUNT ENCUMBERED FOR THIS CONTRACT \$ 2,764,390	ITEM	CHAPTER	STATUTE	FISCAL YEAR
	See Attached			
TOTAL AMOUNT ENCUMBERED TO DATE \$ 2,923,778	OBJECT OF EXPENDITURE (CODE AND TITLE) 702			

CONTRACTOR'S NAME: OAKLAND UNIFIED SCHOOL DISTRICT

CONTRACT NUMBER: CCTR-1010

# Amendment 01

AMOUNT ENCUMBERED BY THIS DOCUMENT \$ 0	PROGRAM/CATEGORY (CODE AND TITLE) Child Development Programs	FUND TITLE Federal		
PRIOR AMOUNT ENCUMBERED \$ 610,243	(OPTIONAL USE)0656 13609-6125	FC# 93.596	PC# 000321	
TOTAL AMOUNT ENCUMBERED TO DATE \$ 610,243	ITEM 30.10.020.001 5180-101-0890	CHAPTER B/A	STATUTE 2021	FISCAL YEAR 2021-2022
	OBJECT OF EXPENDITURE (CODE AND TITLE) 702 SACS: Res-5025 Rev-8290			

AMOUNT ENCUMBERED BY THIS DOCUMENT \$ 0	PROGRAM/CATEGORY (CODE AND TITLE) Child Development Programs	FUND TITLE Federal		
PRIOR AMOUNT ENCUMBERED \$ 280,525	(OPTIONAL USE)0656 15136-6125	FC# 93.575	PC# 000324	
TOTAL AMOUNT ENCUMBERED TO DATE \$ 280,525	ITEM 30.10.020.001 5180-101-0890	CHAPTER B/A	STATUTE 2021	FISCAL YEAR 2021-2022
	OBJECT OF EXPENDITURE (CODE AND TITLE) 702 SACS: Res-5025 Rev-8290			

AMOUNT ENCUMBERED BY THIS DOCUMENT \$ 105,291	PROGRAM/CATEGORY (CODE AND TITLE) Child Development Programs	FUND TITLE General		
PRIOR AMOUNT ENCUMBERED \$ 1,873,622	(OPTIONAL USE)0656 23254-6125			
TOTAL AMOUNT ENCUMBERED TO DATE \$ 1,978,913	ITEM 30.10.020.001 5180-101-0001	CHAPTER B/A	STATUTE 2021	FISCAL YEAR 2021-2022
	OBJECT OF EXPENDITURE (CODE AND TITLE) 702 SACS: Res-6105 Rev-8590			

AMOUNT ENCUMBERED BY THIS DOCUMENT \$ 54,097	PROGRAM/CATEGORY (CODE AND TITLE) Child Development Programs	FUND TITLE Federal		
PRIOR AMOUNT ENCUMBERED \$ 0	(OPTIONAL USE)0156 15557-6125	FC# 93.575	PC# 000000	
TOTAL AMOUNT ENCUMBERED TO DATE \$ 54,097	ITEM 30.10.020 5180-101-0890	CHAPTER B/A	STATUTE 2021	FISCAL YEAR 2021-2022
	OBJECT OF EXPENDITURE (CODE AND TITLE) 702 SACS: Res-5161 Rev-8290			

Board Office Use: Legislative File Info.	
File ID Number	21-1597
Introduction Date	6/30/21
Enactment Number	21-1252
Enactment Date	6/30/21 er



**OAKLAND UNIFIED SCHOOL DISTRICT**  
Office of the Board of Education

June 30, 2021

To: Board of Education

From: Kyla Johnson-Trammell, Superintendent  
Sondra Aguilera, Chief Academic Officer  
Christie Herrera, Executive Director, Early Childhood Education

Subject: Grant Award – California Department of Education – CCTR – 1010 – General Child Care and Development Program – Early Childhood Education

**ACTION REQUESTED:**

Adoption by the Board of Education of Resolution No. 2021-0281 – Approving Contract No. CCTR–1010, California State General Childcare and Development Program, Project No. 01-6125-00-0 between District and the California Department of Education, accepting grant award for the California State Child Development Programs operated by the Early Childhood Education Department, in the amount of \$2,764,390.00, for the period July 1, 2021 to June 30, 2022, pursuant to the terms and conditions thereof, if any.

**BACKGROUND:**

Grant award for OUSD schools for the 2021-2022 fiscal year that benefit the Early Childhood Education Department are submitted for Board acceptance and approval as indicated in the chart below. Grant agreement packets are available for review through the Board Secretary’s Office and will be electronically available within one week of the Board meeting through Board of Education Legislative information Center under the file I.D number stated at the top of this page.

File I.D #	Backup Document Included	Type	Recipient	Grant’s Purpose	Time Period	Funding Source	Grant Contract Amount
21-1597	Yes	CCTR-1010 Grant	Oakland Unified School District, Early Childhood Education Department	To provide funding for the General Child Care and Development Programs for the Early Childhood Education Department	7/1/2021–6/30/2022	California Department of Social Services	\$2,764,390.00

**DISCUSSION:**

The District created a Grant Face sheet process to:

- Review scopes of work outlined by grant agreement and assess their contribution to sustained student achievement.
- Identify OUSD resources required for program success.

OUSD received a Grant Face Sheet and a completed grant application for the program listed in the chart by the school.

**FISCAL IMPACT:**

The total amount of grants will be provided to OUSD from the funder.

- Grant Valued: \$ 2,764,390.00

**RECOMMENDATION:**

Acceptance by the Board of Education of a Grant Award for the Early Childhood Education Department for fiscal year 2021-2022, pursuant to the terms and conditions thereof, if any.

**ATTACHMENTS:**

Grant Face sheet  
Resolution: 2021-2022  
Grant Agreement CCTR-1010, FY 2021-22

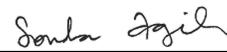
## OUSD Grants Management Face Sheet

<b>Title of Grant:</b> CCTR – 1010	<b>Funding Cycle Dates:</b> July 1, 2021 through June 30, 2022
<b>Grant’s Fiscal Agent:</b> <b>(contact’s name, address, phone number, email address)</b> Oakland Unified School District Early Childhood Education 1025 4 <sup>th</sup> Ave Oakland CA 94606 510.273.8277	<b>Grant Amount for Full Funding Cycle:</b>  \$2,764,390.00
<b>Funding Agency:</b> <b>California Department of Education</b>	<b>Grant Focus:</b> General Child Care & Child Development Programs
<b>List all School(s) or Department(s) to be Served:</b> All Child Development school-age programs	

<b>Information Needed</b>	<b>School or Department Response</b>
How will this grant contribute to sustained student achievement or academic standards?	The grant contract will support the school age program under the General Child Care Program.
How will this grant be evaluated for impact upon student achievement?  <b>(Customized data design and technical support are provided at 1% of the grant award or at a negotiated fee for a community-based fiscal agent who is not including OUSD’s indirect rate of 5.59% in the budget. The 1% or negotiated data fee will be charged according to an Agreement for Grant Administration Related Services payment schedule. This fee should be included in the grant’s budget for evaluation.)</b>	The Annual Agency plan will determine the effectiveness of the program.
Does the grant require any resources from the school(s) or district? If so, describe.	No
Are services being supported by an OUSD funded grant or by a contractor paid through an OUSD contract or MOU?  <b>(If yes, include the district’s indirect rate of 5.59% for all OUSD site services in the grant’s budget for administrative support, evaluation data, or indirect services.)</b>	Indirect cost is a part of the budget for this grant
Will the proposed program take students out of the classroom for any portion of the school day? <b>(OUSD reserves the right to limit service access to students during the school day to ensure academic attendance continuity.)</b>	No
Who is the contact managing and assuring grant compliance? <b>(Include contact’s name, address, phone number, email address.)</b>	Christie Herrera Executive Director of Early Learning Oakland Unified School District 1025 4 <sup>th</sup> Ave, Oakland CA 94606 510-273-8277 <a href="mailto:Christie.Herrera@ousd.org">Christie.Herrera@ousd.org</a>

---

**Applicant Obtained Approval Signatures:**

Entity	Name/s	Signature/s	Date
Executive Director of Early Learning	Christie Herrera		
Department Head (e.g. for school day programs or for extended day and student support activities)	Sondra Aguilera		6/4/2021

**Grant Office Obtained Approval Signatures:**

Entity	Name/s	Signature/s	Date
Fiscal Officer	Lisa Grant-Dawson		
Superintendent	Kyla Johnson-Trammell		

---

**RESOLUTION**  
**OAKLAND UNIFIED SCHOOL DISTRICT**  
**No. 2021-0281**

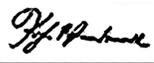
This resolution must be adopted in order to certify the approval of the Governing Board to enter into this transaction with the California Department of Education for the purpose of providing child care and development services and to authorize the designated personnel to sign contract documents for Fiscal Year 2020-2021

---

**RESOLUTION**

BE IT RESOLVED that the Governing Board of Oakland Unified School District

authorizes entering into local agreement number/s CCTR-1010 and that the person/s who is/are listed below, is/are authorized to sign the transaction for the Governing Board.

<u>NAME</u>	<u>TITLE</u>	<u>SIGNATURE</u>
<u>Shanti Gonzales</u>	<u>President, Board of Education</u>	
<u>Kyla Johnson – Trammell</u>	<u>Secretary, Board of Education</u>	
_____	_____	_____

PASSED AND ADOPTED THIS 30 day of June, 2021, by the

Governing Board of Oakland Unified School District

of Alameda County, California.

I, Kyla Johnson-Trammell, Clerk of the Governing Board of Oakland Unified School District of Alameda County,

California, certify that the foregoing is a full, true and correct copy of a resolution adopted by the said Board at a regular meeting thereof held at a regular public place of meeting and the resolution is on file in the office of said Board.

  
\_\_\_\_\_  
(Clerk's signature)

7/1/2021  
\_\_\_\_\_  
(Date)



LOCAL AGREEMENT FOR CHILD DEVELOPMENT SERVICES

DATE: July 01, 2021

CONTRACT NUMBER: CCTR-1010

PROGRAM TYPE: GENERAL CHILD CARE & DEV PROGRAMS

PROJECT NUMBER: 01-6125-00-1

STATE AGENCY: CALIFORNIA DEPARTMENT OF SOCIAL SERVICES

CONTRACTOR'S NAME: OAKLAND UNIFIED SCHOOL DISTRICT

This Agreement is entered into between the State Agency and the Contractor named above. The Contractor agrees to comply with the terms and conditions of the CURRENT APPLICATION; the ALAMEDA COUNTY Local Individualized Subsidized Child Care Plan (hereafter the "ALAMEDA COUNTY PILOT PLAN") as most recently approved by the California Department of Education; the GENERAL TERMS AND CONDITIONS (GTC 04/2017)\*; the GENERAL CHILD CARE AND DEVELOPMENT PROGRAM REQUIREMENTS\*; and the FUNDING TERMS AND CONDITIONS (FT&C)\*, which are by this reference made a part of this Agreement. Where the GTC 04/2017 conflicts with either the Program Requirements or the FT&C, the Program Requirements or the FT&C will prevail. The Contract must meet the specifications of the GENERAL CHILD CARE AND DEVELOPMENT PROGRAM REQUIREMENTS except where the ALAMEDA COUNTY PILOT PLAN allows for exceptions.

Funding of this contract is contingent upon appropriation and availability of sufficient funds. This contract may be terminated immediately by the State if funds are not appropriated or available in amounts sufficient to fund the State's obligations under this contract. The period of performance for this contract is July 01, 2021 through June 30, 2022. For satisfactory performance of the required services, the contractor shall be reimbursed in accordance with the Determination of Reimbursable Amount Section of the FT&C, at a rate not to exceed \$52.78 per child per day of full-time enrollment and a Maximum Reimbursable Amount (MRA) of \$2,764,390.00. During the term of this contract, the MRA may be adjusted through an Allocation Letter issued to the Contractor by State Agency.

SERVICE REQUIREMENTS

Minimum Child Days of Enrollment (CDE) Minimum Days of 52,376.0
Operation (MDO) Requirement 240

Any provision of this contract found to be in violation of Federal or State statute or regulation shall be invalid but such a finding shall not affect the remaining provisions of this contract. Items shown with an Asterisk (\*), are hereby incorporated by this reference and made part of this Agreement as if attached hereto. Amendments to any of these asterisked documents during the term of this contract shall be incorporated by reference as of the date issued by State Agency without need for formal amendment. These documents can be viewed at https://www.cdss.ca.gov/inforesources/cdss-programs/calworks-child-care/child-care-transition.

Table with columns for STATE OF CALIFORNIA and CONTRACTOR, including fields for signature, printed name, title, amount encumbered, program category, fund title, and dates.

**CONTRACTOR'S NAME:** OAKLAND UNIFIED SCHOOL DISTRICT

**CONTRACT NUMBER:** CCTR-1010

AMOUNT ENCUMBERED BY THIS DOCUMENT \$ 610,243	PROGRAM/CATEGORY (CODE AND TITLE) Child Development Programs	FUND TITLE Federal		
PRIOR AMOUNT ENCUMBERED \$ 0	(OPTIONAL USE)0656 13609-6125	FC# 93.596	PC# 000321	
TOTAL AMOUNT ENCUMBERED TO DATE \$ 610,243	ITEM 30.10.020.001 5180-101-0890	CHAPTER B/A	STATUTE 2021	FISCAL YEAR 2021-2022
	OBJECT OF EXPENDITURE (CODE AND TITLE) 702 SACS: Res-5026 Rev-8290			

AMOUNT ENCUMBERED BY THIS DOCUMENT \$ 280,525	PROGRAM/CATEGORY (CODE AND TITLE) Child Development Programs	FUND TITLE Federal		
PRIOR AMOUNT ENCUMBERED \$ 0	(OPTIONAL USE)0656 15136-6125	FC# 93.575	PC# 000324	
TOTAL AMOUNT ENCUMBERED TO DATE \$ 280,525	ITEM 30.10.020.001 5180-101-0890	CHAPTER B/A	STATUTE 2021	FISCAL YEAR 2021-2022
	OBJECT OF EXPENDITURE (CODE AND TITLE) 702 SACS: Res-5026 Rev-8290			

AMOUNT ENCUMBERED BY THIS DOCUMENT \$ 1,873,622	PROGRAM/CATEGORY (CODE AND TITLE) Child Development Programs	FUND TITLE General		
PRIOR AMOUNT ENCUMBERED \$ 0	(OPTIONAL USE)0656 23254-6125			
TOTAL AMOUNT ENCUMBERED TO DATE \$ 1,873,622	ITEM 30.10.020.001 5180-101-0001	CHAPTER B/A	STATUTE 2021	FISCAL YEAR 2021-2022
	OBJECT OF EXPENDITURE (CODE AND TITLE) 702 SACS: Res-6075 Rev-8590			

I hereby certify upon my own personal knowledge that budgeted funds are available for the period and purpose of the expenditure stated above.	T.B.A. NO.	B.R. NO.
SIGNATURE OF ACCOUNTING OFFICER	DATE	



**CALIFORNIA DEPARTMENT  
OF EDUCATION**

TONY THURMOND  
STATE SUPERINTENDENT OF  
PUBLIC INSTRUCTION

1430 N STREET, SACRAMENTO, CA 95814-5901 • 916-319-0800 • WWW.CDE.CA.GOV

July 26, 2019

Lorita Riga, Alameda County Pilot Manager  
Alameda County General Services  
1401 Lakeside Drive, Suite 1116  
Oakland, CA 94612

Dear Ms. Riga:

Subject: Alameda County Local Individualized Subsidized Child Care Plan

Thank you for submitting your Alameda County Local Individualized Subsidized Child Care Plan (Pilot) Template modification on June 28, 2019. This letter is to inform you that the California Department of Education (CDE), Early Learning and Care Division (ELCD), is approving the request to incorporate new contractors as participants in the Alameda County Pilot program, effective July 26, 2019.

**The following contractors are approved:**

- Alameda Family Services, Inc. (CSPP)

Note: A revised participation list will need to be submitted to the CDE by close of business on August 9, 2019. The CDE approves this contractor to participate in the Alameda County Pilot program policies. The Pilot requested this agency join for program policies and elected to not request this agency to participate in the pilot rate reimbursement (PRR) plan.

**To clarify the status of Alameda's County Pilot program, listed below are all contractors and contract types authorized to participate in the program, and the policy items they were approved for:**

- 24 Hour Oakland Parent-Teacher Children's Center (CCTR, CSPP)
- Ala-Costa Center A Program for The Developmentally Disabled (CHAN)
- Alameda County Social Services Agency (CAPP)
- Alameda Unified School District (CCTR, CSPP)

- Albany City Unified School District (CCTR, CSPP)
- BANANAS, Inc. (C2AP, C3AP, CAPP)
- Bay Area Hispano Institute for Advancement (CCTR, CSPP)
- Berkeley Unified School District (CCTR, CSPP)
- CAPE Inc. (CSPP)
- Castro Valley Unified School District (CSPP)
- Chabot-Las Positas Community College District (CSPP)
- Child Care Links (C2AP, C3AP, CAPP) changed their name to Hively effective 7/1/19
- Child, Family & Community Services Inc. (C2AP, C3AP, CAPP)
- City of Emeryville (CSPP)
- City of Oakland (CSPP)
- Community Child Care Council of Alameda County (4Cs) (C2AP, C3AP, CAPP)
- Emery Unified school District (CSPP)
- Ephesian Children's Center (CCTR, CSPP)
- Fremont Unified School District (CSPP)
- Hayward Unified School District (CCTR, CSPP)
- Kidango, Inc. (CCTR, CSPP)
- Livermore Valley Joint Unified School District (CSPP)
- New Haven Unified School District (CSPP)
- Oakland Unified School District (CCTR, CSPP)
- Peralta Community College District (CSPP)
- Regents of the UC- UC Berkeley (CCTR, CSPP)
- San Lorenzo Unified School District (CSPP)

- Seneca Family of Agencies (CSPP)
- Spanish Speaking Unity Council (CSPP)
- St. Mary's Center (CSPP)
- St. Vincent's Day Home (CCTR, CSPP)
- Supporting Future Growth CDC (CCTR, CSPP)
- The ARC of the East Bay (CHAN)
- The Davis Street Community Center Inc. (C2AP, C3AP, CAPP, CCTR, CSPP)
- The Salvation Army (CCTR, CSPP)
- YMCA of the East Bay (CCTR, CSPP)

**All items listed below were previously approved for Alameda:**

**Request: Alameda County is requesting 12 months of eligibility for seeking employment.**

The CDE assumes that "seeking employment" is the same as "job search", Twelve months of eligibility when the need is "job search" was already approved on October 6, 2016.

**Request: When a family's only need is either seeking housing or seeking employment, they would receive 6.5 hours instead of 6 hours of services.**

The CDE approves families receiving up to 6.5 hours instead of 6 hours of services per day as the local policy, per the *Education Code (EC)*, Section 8340.2, may supersede state law concerning child care subsidy programs with respect to "time limits" and furthermore, approving this local policy does not violate federal law.

**Request: The updated family fee schedule which was previously submitted to you.**

The new Pilot Family fee schedule you previously submitted is approved. **Please note:** No changes can be made to the family fee schedule, unless you obtain written approval of the CDE.

Based on the letter dated December 17, 2017, Alameda was approved for the following items:

Lorita Riga  
July 26, 2019  
Page 4

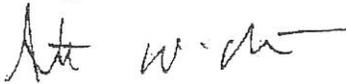
**Request: Children enrolled in part-day California State Preschool Programs may be eligible for up to two 180-day periods within a 24-month period without the family being certified as a new enrollment each year (EC 8263)**

The CDE approves this item based on the letter to the CDE dated December 17, 2017 requesting part-day CSPP eligibility for 24 months.

The CDE appreciates your strong commitment to Alameda County's children and families and your willingness to work with the CDE Pilot Team to ensure we have information that ultimately will benefit all of California's children and families.

If you have any questions about the information we have requested, please contact us by email at [ELCDPilots@cde.ca.gov](mailto:ELCDPilots@cde.ca.gov).

Sincerely,



Stephen Propheter, Associate Director  
Early Learning and Care Division

SP:rj

## Subsidized Child Care Pilot Plan Template

Proposed Local Policy	What data collected in the "needs assessment" supports superseding state law for this local policy?	What goal does this meet?	Expected Measurable Outcomes
<b>Eligibility</b>			
<p>1 For purposes of establishing initial income eligibility, "initial income eligible" means that a families monthly adjusted income is at or below 85%. For example, 85% SMI of the state median income, adjusted for family size (EC 8263.1)</p>	<p>Only 37% of families with children under 18 in Sonoma County qualify for subsidized child care with the entry threshold at \$58,524 per year (Addendum A, page 11).</p> <p>The housing wage in Sonoma County is \$5,240. Families earning the housing wage would not qualify for subsidized care at the statewide entry eligibility cutoff (Addendum A, page 14).</p> <p>California Self-Sufficiency Standards put the monthly income to cover child care in Sonoma County at \$7,015, more than \$2,000 dollars over the subsidy eligibility cutoff for Sonoma County (Addendum A, page 14).</p> <p>Almost 20% of Title V subsidized child days of enrollment (36,671 days) were unearned in FY 16-17 for CCTR and CSPP programs in Sonoma County (Addendum A, page 15).</p>	<p>Serve more families who need subsidized care, but are considered too high income for subsidized care by state thresholds but are nevertheless burdened by Sonoma County's high costs to access subsidized care.</p> <p>Maximize earned child days of enrollment and earned direct service contract funds</p>	<p>Number and share of children in subsidized care with family income above the state entry income threshold</p> <p>The aggregate adjusted child days of enrollment among pilot contractors</p> <p>Value and share of unearned direct service contract funds returned to CDE EESD.</p> <p>Number and share of unearned child days of enrollment</p>
<p>2 A family shall be considered to meet all eligibility and need requirements for subsidized child development services, for not less than 24 months, except for families seeking employment if applicable [EC 8263 (h)(1)]</p>	<p>There was a total of 3,522 children enrolled in subsidized child care and development programs in the county (Addendum B, page 9, 36).</p> <p>In Sonoma County, the FY 16/17 retention rate for children in care is 56%. The average agency retention rate is 35% (Addendum C, "FY2016-17" tab).</p>	<p>Increase the stability of care placements for families.</p>	<p>Time in services and year-to-year retention for children in subsidized care by contract type</p>
<p>3 Children enrolled in part-day California State Preschool Programs may be eligible for up to two 180-day periods within a 24 month period without the family being certified as a new enrollment each year (EC 8263).</p>	<p>There was a total of 3,522 children enrolled in subsidized child care and development programs in the county (Addendum B, page 9, 36).</p> <p>In Sonoma County, the FY 16/17 retention rate for children in part-day CSPP programs is 20%. The average agency retention rate is 19% (Addendum C, "FY2016-17- CSPP Part Day Only" tab).</p>	<p>Increase the stability of care placements for families</p>	<p>Time in services and year-to-year retention for children in subsidized care by contract type.</p>
<p>4 "Three year old children" means children who will have their third birthday on or before December 1st of the fiscal year in which they are enrolled in a California state preschool program [EC 8208(ai)]</p>	<p>There is currently a shortage of almost 8,000 child care spaces across all age groups in the County, although there is a surplus of over 600 preschool spaces The greatest shortages in care are for infants, ages 0 to 2 years. Currently there is a shortage of approximately 2,600 spaces for infants ages 0 to 2 years (Addendum B, page 4, 5, 40).</p> <p>The majority of unearned child days of enrollment were for CSPP; allowing younger children in these programs would free up slots for new families to enter CCTR (Addendum A, page 15)</p>	<p>Serve more families by optimizing the use of CCTR and CSPP slots.</p> <p>Maximize earned child days of enrollment and direct service contract funds</p>	<p>Number of children born between September 2nd and December 1st in CSPP programs</p> <p>The aggregate adjusted child days of enrollment among pilot contractors</p> <p>Value and share of unearned direct service contract funds returned to CDE EESD.</p>
<p>5 Other Children who turn three after December 1st of the fiscal year are allowed to enroll immediately on their third birthday [EC 8208(ai)]</p>	<p>There is currently a shortage of almost 8,000 child care spaces across all age groups in the County, although there is a surplus of over 600 preschool spaces The greatest shortages in care are for infants, ages 0 to 2 years. Currently there is a shortage of approximately 2,600 spaces for infants ages 0 to 2 years (Addendum B, page 4, 5, 40).</p> <p>The majority of unearned child days of enrollment were for CSPP; allowing younger children in these programs would free up slots for new families to enter CCTR (Addendum A, page 15).</p>	<p>Serve more families by optimizing the use of CCTR and CSPP slots.</p> <p>Maximize earned child days of enrollment and direct service contract funds</p>	<p>Number of children who turn 3 years old after December 1st</p> <p>The aggregate adjusted child days of enrollment among pilot contractors</p> <p>Value and share of unearned direct service contract funds returned to CDE EESD</p>
<b>Fees</b>			
<p>6 The Pilot establishes family fee schedule. Attach documentation and include methodology of revised fee schedule (EC 8273).</p>			
<p>7 Other fees including, but not limited to, family fees, sliding scale fees, and copayments for those families not income eligible.</p>			
<b>Reimbursement Rates</b>			

## Subsidized Child Care Pilot Plan Template

	<p>8. For limited English-speaking and non-English-speaking children who are 2 years of age through kindergarten age, the adjustment factor shall be 1:1 [EC 8265 5(b)(7)]</p> <p>___ Apply adjustment factor to children less than 2 years old.</p> <p>___ Apply adjustment factor to School age children.</p>			
<p>9</p>	<p>9. For seeking permanent housing, services shall occur on no more than five (5) days per week and for less than 32.5 hours per week (SCCR 18091)</p>	<p>Access to housing is a major issue in Sonoma County. The FMR in Sonoma County has been rising steadily since 2014. In 2017, Sonoma County's FMR for a 2 bedroom unit was \$1,572 monthly, or \$18,864 annually. Rents are poised to increase at a rate exceeding increases in income given the diminished housing supply (Addendum A, page 12).</p> <p>Santa Rosa, the largest city in Sonoma County, lost nearly 5% of its housing stock in the recent wildfires of October 2017. Families are facing difficulties moving back into neighborhoods affected by the fires, as demand has stretched far past new construction in the region (Addendum A, page 12).</p> <p>Though the total number of homeless individuals in Sonoma County has been steadily decreasing since 2011, falling to 2,835 in 2017, homelessness is projected to have increased due to loss of homes in the wildfires (Addendum A, page 13).</p> <p>In FY 16-17, only 3 children (0.21%) received subsidized child care in Sonoma County due to homelessness or family seeking permanent housing (Addendum A, page 16). In the 2017/2018 school year 1233 children in Sonoma County were identified as homeless in the public school system in grades TK-5th. (Addendum B). In 2016, the homeless census identified 534 children in grades TK-5th (Kids Data, 2016). (Addendum C). These data show a significant increase in the number of homeless children under the age of 12 in Sonoma County.</p> <p>Although Title 5 providers must accept these families, other providers may not accept vouchers to serve children for fewer than traditional full-time hours. There is no specific data on share of providers who are inaccessible to families of this reason. Data to measure this will be collected on approval of this provision. A survey will be developed in September to collect this data and disseminated in the month of October to all child care providers (licensed centers, family child care, and license exempt providers). Survey results will be submitted to the CDE no later than November 1, 2019.</p>	<p>Provide access to care with providers with full time slots.</p>	<p>Number of children whose families are homeless or seeking permanent housing</p>
<p>10</p>	<p>10. For seeking employment services shall occur on no more than five (5) days per week and for less than 32.5 hours per week (SCCR 15056.5).</p>	<p>In FY 16-17, 2.72% of children who received subsidized child care in Sonoma County needed child care due to family seeking employment (Addendum A, page 16).</p> <p>In May 2019 the Employment Development Department Labor Market Information Division indicated a 2.3% unemployment rate representing 5,900 unemployed civilians in Sonoma County (Addendum D). According to the 2013-2017 American Community Survey 5-Year Estimates 4% of the total population (11,128) of unemployed civilians have children under the age of 6 representing 445 civilians (Addendum E). The average family size in Sonoma County is 3.11 (bayareacensus.ca.gov/counties/SonomaCounty) indicating that a minimum of 445 children under the age of 6 live with a parent seeking employment.</p> <p>Although Title 5 providers must accept these families, other providers may not accept vouchers to serve children for fewer than traditional full-time hours. There is no specific data on share of providers who are inaccessible to families of this reason. Data to measure this will be collected on approval of this provision. A survey will be developed in September to collect this data and disseminated in the month of October to all child care providers (licensed centers, family child care, and license exempt providers). Survey results will be submitted to the CDE no later than November 1, 2019</p>	<p>Provide access to care with providers with full time slots.</p>	<p>Number of children whose families seeking employment as their need</p>

## Subsidized Child Care Pilot Plan Template

Proposed Local Policy	What data collected in the "needs assessment" supports superseding state law for this local policy?	What goal does this meet?	Expected Measurable Outcomes
<b>Eligibility</b>			
<p>1 For purposes of establishing initial income eligibility, "initial income eligible" means that a families monthly adjusted income is at or below 85%. For example, 85% SMI of the state median income, adjusted for family size (EC 8263.1)</p>	<p>Only 37% of families with children under 18 in Sonoma County qualify for subsidized child care with the entry threshold at \$58,524 per year (Addendum A, page 11).</p> <p>The housing wage in Sonoma County is \$5,240. Families earning the housing wage would not qualify for subsidized care at the statewide entry eligibility cutoff (Addendum A, page 14).</p> <p>California Self-Sufficiency Standards put the monthly income to cover child care in Sonoma County at \$7,015, more than \$2,000 dollars over the subsidy eligibility cutoff for Sonoma County (Addendum A, page 14).</p> <p>Almost 20% of Title V subsidized child days of enrollment (36,671 days) were unearned in FY 16-17 for CCTR and CSPP programs in Sonoma County (Addendum A, page 15).</p>	<p>Serve more families who need subsidized care, but are considered too high income for subsidized care by state thresholds but are nevertheless burdened by Sonoma County's high costs to access subsidized care.</p> <p>Maximize earned child days of enrollment and earned direct service contract funds</p>	<p>Number and share of children in subsidized care with family income above the state entry income threshold</p> <p>The aggregate adjusted child days of enrollment among pilot contractors</p> <p>Value and share of unearned direct service contract funds returned to CDE EESD.</p> <p>Number and share of unearned child days of enrollment</p>
<p>2 A family shall be considered to meet all eligibility and need requirements for subsidized child development services, for not less than 24 months, except for families seeking employment if applicable [EC 8263 (h)(1)]</p>	<p>There was a total of 3,522 children enrolled in subsidized child care and development programs in the county (Addendum B, page 9, 36).</p> <p>In Sonoma County, the FY 16/17 retention rate for children in care is 56%. The average agency retention rate is 35% (Addendum C, "FY2016-17" tab).</p>	<p>Increase the stability of care placements for families.</p>	<p>Time in services and year-to-year retention for children in subsidized care by contract type</p>
<p>3 Children enrolled in part-day California State Preschool Programs may be eligible for up to two 180-day periods within a 24 month period without the family being certified as a new enrollment each year (EC 8263).</p>	<p>There was a total of 3,522 children enrolled in subsidized child care and development programs in the county (Addendum B, page 9, 36).</p> <p>In Sonoma County, the FY 16/17 retention rate for children in part-day CSPP programs is 20%. The average agency retention rate is 19% (Addendum C, "FY2016-17- CSPP Part Day Only" tab).</p>	<p>Increase the stability of care placements for families</p>	<p>Time in services and year-to-year retention for children in subsidized care by contract type.</p>
<p>4 "Three year old children" means children who will have their third birthday on or before December 1st of the fiscal year in which they are enrolled in a California state preschool program [EC 8208(ai)]</p>	<p>There is currently a shortage of almost 8,000 child care spaces across all age groups in the County, although there is a surplus of over 600 preschool spaces The greatest shortages in care are for infants, ages 0 to 2 years. Currently there is a shortage of approximately 2,600 spaces for infants ages 0 to 2 years (Addendum B, page 4, 5, 40).</p> <p>The majority of unearned child days of enrollment were for CSPP; allowing younger children in these programs would free up slots for new families to enter CCTR (Addendum A, page 15)</p>	<p>Serve more families by optimizing the use of CCTR and CSPP slots.</p> <p>Maximize earned child days of enrollment and direct service contract funds</p>	<p>Number of children born between September 2nd and December 1st in CSPP programs</p> <p>The aggregate adjusted child days of enrollment among pilot contractors</p> <p>Value and share of unearned direct service contract funds returned to CDE EESD.</p>
<p>5 Other Children who turn three after December 1st of the fiscal year are allowed to enroll immediately on their third birthday [EC 8208(ai)]</p>	<p>There is currently a shortage of almost 8,000 child care spaces across all age groups in the County, although there is a surplus of over 600 preschool spaces The greatest shortages in care are for infants, ages 0 to 2 years. Currently there is a shortage of approximately 2,600 spaces for infants ages 0 to 2 years (Addendum B, page 4, 5, 40).</p> <p>The majority of unearned child days of enrollment were for CSPP; allowing younger children in these programs would free up slots for new families to enter CCTR (Addendum A, page 15).</p>	<p>Serve more families by optimizing the use of CCTR and CSPP slots.</p> <p>Maximize earned child days of enrollment and direct service contract funds</p>	<p>Number of children who turn 3 years old after December 1st</p> <p>The aggregate adjusted child days of enrollment among pilot contractors</p> <p>Value and share of unearned direct service contract funds returned to CDE EESD</p>
<b>Fees</b>			
<p>6 The Pilot establishes family fee schedule. Attach documentation and include methodology of revised fee schedule (EC 8273).</p>			
<p>7 Other fees including, but not limited to, family fees, sliding scale fees, and copayments for those families not income eligible.</p>			
<b>Reimbursement Rates</b>			

## Subsidized Child Care Pilot Plan Template

	<p>8. For limited English-speaking and non-English-speaking children who are 2 years of age through kindergarten age, the adjustment factor shall be 1:1 [EC 8265 5(b)(7)]</p> <p>___ Apply adjustment factor to children less than 2 years old.</p> <p>___ Apply adjustment factor to School age children.</p>			
<p>9</p>	<p>9. For seeking permanent housing, services shall occur on no more than five (5) days per week and for less than 32.5 hours per week (SCCR 18091)</p>	<p>Access to housing is a major issue in Sonoma County. The FMR in Sonoma County has been rising steadily since 2014. In 2017, Sonoma County's FMR for a 2 bedroom unit was \$1,572 monthly, or \$18,864 annually. Rents are poised to increase at a rate exceeding increases in income given the diminished housing supply (Addendum A, page 12).</p> <p>Santa Rosa, the largest city in Sonoma County, lost nearly 5% of its housing stock in the recent wildfires of October 2017. Families are facing difficulties moving back into neighborhoods affected by the fires, as demand has stretched far past new construction in the region (Addendum A, page 12).</p> <p>Though the total number of homeless individuals in Sonoma County has been steadily decreasing since 2011, falling to 2,835 in 2017, homelessness is projected to have increased due to loss of homes in the wildfires (Addendum A, page 13).</p> <p>In FY 16-17, only 3 children (0.21%) received subsidized child care in Sonoma County due to homelessness or family seeking permanent housing (Addendum A, page 16). In the 2017/2018 school year 1233 children in Sonoma County were identified as homeless in the public school system in grades TK-5th. (Addendum B). In 2016, the homeless census identified 534 children in grades TK-5th (Kids Data, 2016). (Addendum C). These data show a significant increase in the number of homeless children under the age of 12 in Sonoma County.</p> <p>Although Title 5 providers must accept these families, other providers may not accept vouchers to serve children for fewer than traditional full-time hours. There is no specific data on share of providers who are inaccessible to families of this reason. Data to measure this will be collected on approval of this provision. A survey will be developed in September to collect this data and disseminated in the month of October to all child care providers (licensed centers, family child care, and license exempt providers). Survey results will be submitted to the CDE no later than November 1, 2019.</p>	<p>Provide access to care with providers with full time slots.</p>	<p>Number of children whose families are homeless or seeking permanent housing</p>
<p>10</p>	<p>10. For seeking employment services shall occur on no more than five (5) days per week and for less than 32.5 hours per week (SCCR 15056.5).</p>	<p>In FY 16-17, 2.72% of children who received subsidized child care in Sonoma County needed child care due to family seeking employment (Addendum A, page 16).</p> <p>In May 2019 the Employment Development Department Labor Market Information Division indicated a 2.3% unemployment rate representing 5,900 unemployed civilians in Sonoma County (Addendum D). According to the 2013-2017 American Community Survey 5-Year Estimates 4% of the total population (11,128) of unemployed civilians have children under the age of 6 representing 445 civilians (Addendum E). The average family size in Sonoma County is 3.11 (bayareacensus.ca.gov/counties/SonomaCounty) indicating that a minimum of 445 children under the age of 6 live with a parent seeking employment.</p> <p>Although Title 5 providers must accept these families, other providers may not accept vouchers to serve children for fewer than traditional full-time hours. There is no specific data on share of providers who are inaccessible to families of this reason. Data to measure this will be collected on approval of this provision. A survey will be developed in September to collect this data and disseminated in the month of October to all child care providers (licensed centers, family child care, and license exempt providers). Survey results will be submitted to the CDE no later than November 1, 2019</p>	<p>Provide access to care with providers with full time slots.</p>	<p>Number of children whose families seeking employment as their need</p>

### Subsidized Child Care Pilot Plan Template

	<p>11. The maximum standard reimbursement rate shall be \$52.33 for full day California state preschool programs [EC 8265 (b)]</p>	<p>Reimbursement for full day California state preschool programs is \$48.28 per day, about 20% lower than the maximum reimbursement in Sonoma County allowed under the Regional Market Rate survey, despite more rigorous staffing requirements than Title 22 licensed centers. In 2017/18, CSPP contractors earned 178,488 cde out of 237,814 contracted cde. (See Sonoma CSPP Pilot Rate Work Sheet) Reimbursements for CSPP (excluding one multi-county contract) were \$7,139,467 out of \$9,428,268 in contracts, a 24% underearning.</p>	<p>Increase the number of earned child days of enrollment and direct service contract funds</p> <p>Maintain the number of child care contractors</p>	<p>The aggregate adjusted child days of enrollment among pilot contractors</p> <p>Number of contractors in the county</p> <p>Value and share of unearned direct service contract funds returned to CDE-EESD.</p>
	<p>12. The maximum standard reimbursement rate shall not exceed \$31.10 per day for part-day California state preschool programs</p>	<p>Reimbursement for part day California state preschool programs is \$29.90 per day, compared to \$11.50 per hour maximum reimbursement for vouchers in Sonoma County based on the Regional Market Rate survey. At the same time, Title 5 providers must meet more rigorous staffing requirements than Title 22 licensed centers.</p>	<p>Increase the number of earned child days of enrollment and direct service contract funds</p> <p>Maintain the number of child care contractors</p>	<p>The aggregate adjusted child days of enrollment among pilot contractors</p> <p>Number of contractors in the county</p> <p>Value and share of unearned direct service contract funds returned to CDE-EESD.</p>
	<p>13. The maximum standard reimbursement rate for all other non-AP programs shall be &lt;insert daily rate&gt;</p>			
	<p>14. Other reimbursement and/or adjustment factors.</p>			
<b>Methods of Maximizing the Efficient use of Subsidy Funds</b>				
	<p>15. Eliminate the requirement that at least one half of the children enrolled at a preschool site shall be four- year old children [EC 8236(b)]</p>	<p>There are more 3 year olds (5,667) than 4 year olds (4,649) in Sonoma County (Addendum A, page 10).</p> <p>The majority of unearned child days of enrollment were for CSPP; allowing younger children in these programs would free up slots for new families to enter CCTR (Addendum A, page 15).</p>	<p>Serve more families by optimizing the number of slots available in CSPP programs</p> <p>Maximize earned child days of enrollment and direct service contract funds.</p>	<p>Number of 3 year old and 4 year old children in CSPP programs</p> <p>The aggregate adjusted child days of enrollment among pilot contractors</p> <p>Value and share of unearned direct service contract funds returned to CDE-EESD.</p>

## CONTRACTOR CERTIFICATION CLAUSES (CCC 04/2017)

### CERTIFICATION

I, the official named below, CERTIFY UNDER PENALTY OF PERJURY that I am duly authorized to legally bind the prospective Contractor to the clause(s) listed below. This certification is made under the laws of the State of California.

<i>Contractor/Bidder Firm Name (Printed)</i> <b>Oakland Unified School District</b>	<i>Federal ID Number</i> <b>94-600385</b>
<i>By (Authorized Signature)</i>  	
<i>Printed Name and Title of Person Signing</i> <b>Kyla Johnson-Trammell, Superintendent / Shanthy Gonzales, Board President</b>	
<i>Date Executed</i>  	<i>Executed in the County of</i> <b>Alameda</b>

### CONTRACTOR CERTIFICATION CLAUSES

1. STATEMENT OF COMPLIANCE: Contractor has, unless exempted, complied with the nondiscrimination program requirements. (Gov. Code §12990 (a-f) and CCR, Title 2, Section 11102) (Not applicable to public entities.)

2. DRUG-FREE WORKPLACE REQUIREMENTS: Contractor will comply with the requirements of the Drug-Free Workplace Act of 1990 and will provide a drug-free workplace by taking the following actions:

a. Publish a statement notifying employees that unlawful manufacture, distribution, dispensation, possession or use of a controlled substance is prohibited and specifying actions to be taken against employees for violations.

b. Establish a Drug-Free Awareness Program to inform employees about:

- 1) the dangers of drug abuse in the workplace;
- 2) the person's or organization's policy of maintaining a drug-free workplace;
- 3) any available counseling, rehabilitation and employee assistance programs; and,
- 4) penalties that may be imposed upon employees for drug abuse violations.

c. Every employee who works on the proposed Agreement will:

1) receive a copy of the company's drug-free workplace policy statement; and,

2) agree to abide by the terms of the company's statement as a condition of employment on the Agreement.

Failure to comply with these requirements may result in suspension of payments under the Agreement or termination of the Agreement or both and Contractor may be ineligible for award of

any future State agreements if the department determines that any of the following has occurred: the Contractor has made false certification, or violated the certification by failing to carry out the requirements as noted above. (Gov. Code §8350 et seq.)

3. NATIONAL LABOR RELATIONS BOARD CERTIFICATION: Contractor certifies that no more than one (1) final unappealable finding of contempt of court by a Federal court has been issued against Contractor within the immediately preceding two-year period because of Contractor's failure to comply with an order of a Federal court, which orders Contractor to comply with an order of the National Labor Relations Board. (Pub. Contract Code §10296) (Not applicable to public entities.)

4. CONTRACTS FOR LEGAL SERVICES \$50,000 OR MORE- PRO BONO REQUIREMENT: Contractor hereby certifies that Contractor will comply with the requirements of Section 6072 of the Business and Professions Code, effective January 1, 2003.

Contractor agrees to make a good faith effort to provide a minimum number of hours of pro bono legal services during each year of the contract equal to the lessor of 30 multiplied by the number of full time attorneys in the firm's offices in the State, with the number of hours prorated on an actual day basis for any contract period of less than a full year or 10% of its contract with the State. Failure to make a good faith effort may be cause for non-renewal of a state contract for legal services, and may be taken into account when determining the award of future contracts with the State for legal services.

5. EXPATRIATE CORPORATIONS: Contractor hereby declares that it is not an expatriate corporation or subsidiary of an expatriate corporation within the meaning of Public Contract Code Section 10286 and 10286.1, and is eligible to contract with the State of California.

6. SWEATFREE CODE OF CONDUCT:

a. All Contractors contracting for the procurement or laundering of apparel, garments or corresponding accessories, or the procurement of equipment, materials, or supplies, other than procurement related to a public works contract, declare under penalty of perjury that no apparel, garments or corresponding accessories, equipment, materials, or supplies furnished to the state pursuant to the contract have been laundered or produced in whole or in part by sweatshop labor, forced labor, convict labor, indentured labor under penal sanction, abusive forms of child labor or exploitation of children in sweatshop labor, or with the benefit of sweatshop labor, forced labor, convict labor, indentured labor under penal sanction, abusive forms of child labor or exploitation of children in sweatshop labor. The contractor further declares under penalty of perjury that they adhere to the Sweatfree Code of Conduct as set forth on the California Department of Industrial Relations website located at [www.dir.ca.gov](http://www.dir.ca.gov), and Public Contract Code Section 6108.

b. The contractor agrees to cooperate fully in providing reasonable access to the contractor's records, documents, agents or employees, or premises if reasonably required by authorized officials of the contracting agency, the Department of Industrial Relations, or the Department of Justice to determine the contractor's compliance with the requirements under paragraph (a).

7. DOMESTIC PARTNERS: For contracts of \$100,000 or more, Contractor certifies that Contractor is in compliance with Public Contract Code section 10295.3.

8. GENDER IDENTITY: For contracts of \$100,000 or more, Contractor certifies that Contractor is in compliance with Public Contract Code section 10295.35.

The following laws apply to persons or entities doing business with the State of California.

1. CONFLICT OF INTEREST: Contractor needs to be aware of the following provisions regarding current or former state employees. If Contractor has any questions on the status of any person rendering services or involved with the Agreement, the awarding agency must be contacted immediately for clarification.

Current State Employees (Pub. Contract Code §10410):

- 1). No officer or employee shall engage in any employment, activity or enterprise from which the officer or employee receives compensation or has a financial interest and which is sponsored or funded by any state agency, unless the employment, activity or enterprise is required as a condition of regular state employment.
- 2). No officer or employee shall contract on his or her own behalf as an independent contractor with any state agency to provide goods or services.

Former State Employees (Pub. Contract Code §10411):

- 1). For the two-year period from the date he or she left state employment, no former state officer or employee may enter into a contract in which he or she engaged in any of the negotiations, transactions, planning, arrangements or any part of the decision-making process relevant to the contract while employed in any capacity by any state agency.
- 2). For the twelve-month period from the date he or she left state employment, no former state officer or employee may enter into a contract with any state agency if he or she was employed by that state agency in a policy-making position in the same general subject area as the proposed contract within the 12-month period prior to his or her leaving state service.

If Contractor violates any provisions of above paragraphs, such action by Contractor shall render this Agreement void. (Pub. Contract Code §10420)

Members of boards and commissions are exempt from this section if they do not receive payment other than payment of each meeting of the board or commission, payment for preparatory time and payment for per diem. (Pub. Contract Code §10430 (e))

2. LABOR CODE/WORKERS' COMPENSATION: Contractor needs to be aware of the provisions which require every employer to be insured against liability for Worker's Compensation or to undertake self-insurance in accordance with the provisions, and Contractor affirms to comply with such provisions before commencing the performance of the work of this Agreement. (Labor Code Section 3700)

3. AMERICANS WITH DISABILITIES ACT: Contractor assures the State that it complies with the Americans with Disabilities Act (ADA) of 1990, which prohibits discrimination on the basis of disability, as well as all applicable regulations and guidelines issued pursuant to the ADA. (42 U.S.C. 12101 et seq.)

4. CONTRACTOR NAME CHANGE: An amendment is required to change the Contractor's name as listed on this Agreement. Upon receipt of legal documentation of the name change the State will

process the amendment. Payment of invoices presented with a new name cannot be paid prior to approval of said amendment.

5. CORPORATE QUALIFICATIONS TO DO BUSINESS IN CALIFORNIA:

a. When agreements are to be performed in the state by corporations, the contracting agencies will be verifying that the contractor is currently qualified to do business in California in order to ensure that all obligations due to the state are fulfilled.

b. "Doing business" is defined in R&TC Section 23101 as actively engaging in any transaction for the purpose of financial or pecuniary gain or profit. Although there are some statutory exceptions to taxation, rarely will a corporate contractor performing within the state not be subject to the franchise tax.

c. Both domestic and foreign corporations (those incorporated outside of California) must be in good standing in order to be qualified to do business in California. Agencies will determine whether a corporation is in good standing by calling the Office of the Secretary of State.

6. RESOLUTION: A county, city, district, or other local public body must provide the State with a copy of a resolution, order, motion, or ordinance of the local governing body which by law has authority to enter into an agreement, authorizing execution of the agreement.

7. AIR OR WATER POLLUTION VIOLATION: Under the State laws, the Contractor shall not be: (1) in violation of any order or resolution not subject to review promulgated by the State Air Resources Board or an air pollution control district; (2) subject to cease and desist order not subject to review issued pursuant to Section 13301 of the Water Code for violation of waste discharge requirements or discharge prohibitions; or (3) finally determined to be in violation of provisions of federal law relating to air or water pollution.

8. PAYEE DATA RECORD FORM STD. 204: This form must be completed by all contractors that are not another state agency or other governmental entity.

## CALIFORNIA CIVIL RIGHTS LAWS CERTIFICATION (CO-005)

Pursuant to Public Contract Code section 2010, if a bidder or proposer executes or renews a contract in the amount of \$100,000 or more on or after January 1, 2017, the bidder or proposer hereby certifies compliance with the following:

1. CALIFORNIA CIVIL RIGHTS LAWS: For contracts \$100,000 or more, executed or renewed after January 1, 2017, the contractor certifies compliance with the Unruh Civil Rights Act (Section 51 of the Civil Code) and the Fair Employment and Housing Act (Section 12960 of the Government Code); and
2. EMPLOYER DISCRIMINATORY POLICIES: For contracts \$100,000 or more, executed or renewed after January 1, 2017, if a Contractor has an internal policy against a sovereign nation or peoples recognized by the United States government, the Contractor certifies that such policies are not used in violation of the Unruh Civil Rights Act (Section 51 of the Civil Code) or the Fair Employment and Housing Act (Section 12960 of the Government Code).

### CERTIFICATION

<p>I, the official named below, certify under penalty of perjury under the laws of the State of California that the foregoing is true and correct.</p> <p><i>Proposer/Bidder Firm Name (Printed)</i></p>	<p><i>Federal ID Number</i></p> <p>94-600385</p>
<p><i>By (Authorized Signature)</i></p>	
<p><i>Printed Name and Title of Person Signing</i></p> <p>Kyla Johnson-Trammell, Superintendent/ Shanthi Gonzales, Board President</p>	
<p><i>Date Executed</i></p>	<p><i>Executed in the County and State of</i></p> <p>Alameda</p>

## CERTIFICATIONS REGARDING LOBBYING; DEBARMENT, SUSPENSION AND OTHER RESPONSIBILITY MATTERS; AND DRUG-FREE WORKPLACE REQUIREMENTS

Applicants should refer to the regulations cited below to determine the certification to which they are required to attest. Applicants should also review the instructions for certification included in the regulations before completing this form. Signature on this form provides for compliance with certification requirements under 45 CFR Part 93, "New restrictions on Lobbying," and 45 CFR Part 76, "Government-wide Debarment and Suspension (Non procurement) and Government-wide requirements for Drug-Free Workplace (Grants)." The certifications shall be treated as a material representation of fact upon which reliance will be placed when the Department of Education determines to award the covered transaction, grant, or cooperative agreement.

### 1. LOBBYING

As required by Section 1352, Title 31 of the U.S. Code, and implemented at 45 CFR Part 93, for persons entering into a grant or cooperative agreement over \$100,000 as defined at 45 CFR Part 93, Sections 93.105 and 93.110, the applicant certifies that:

(a) No federal appropriated funds have been paid or will be paid, by or on behalf of the undersigned, to any person for influencing or attempting to influence an officer or employee of any agency, a member of Congress in connection with the making of any federal grant, the entering into of any cooperative agreement, and the extension, continuation, renewal, amendment, or modification of any federal grant or cooperative agreement:

(b) If any funds other than federal appropriated funds have been or will be paid to any person for influencing or attempting to influence an employee of Congress, or any employee of a Member of Congress in connection with this Federal grant or cooperative agreement, the undersigned shall complete and submit Standard Form -LLL, "Disclosure Form to Report Lobbying," in accordance with this instruction;

(c) The undersigned shall require that the language of this certification be included in the award documents for all subawards at all tiers (including subgrants, contracts under grants and cooperative agreements, and subcontracts) and that all subrecipients shall certify and disclose accordingly.

### 2. DEBARMENT, SUSPENSION, AND OTHER RESPONSIBILITY MATTERS

As required by executive Order 12549, Debarment and Suspension, and other responsibilities implemented at 45 CFR Part 76, for prospective participants in primary or a lower tier covered transactions, as defined at 45 CFR Part 76, Sections 76.105 and 76.110.

A. The applicant certifies that it and its principals:

(a) Are not presently debarred, suspended proposed for debarment, declared ineligible, or voluntarily excluded from covered transactions by any federal department or agency:

(b) Have not within a three-year period preceding this application been convicted of or had a civil judgment rendered against them for commission of fraud or a criminal offense in connection with obtaining, attempting to obtain, or performing a public (federal, state, or local) transaction or contract under a public transaction violation of federal or State antitrust statutes or commission of embezzlement, theft, forgery, bribery, falsification or destruction of records, making false statements, or receiving stolen property;

(c) Are not presently indicted for or otherwise criminally or civilly charged by a governmental entity (federal, state, or local) with commission of any of the offenses enumerated in paragraph (1) (b) of this certification; and

(d) Have not within a three-year period preceding this application had one or more public transactions (federal, state, or local) terminated for cause or default; and

B. Where the applicant is unable to certify to any of the statements in this certification, he or she shall attach an explanation to this application.

### 3. DRUG-FREE WORKPLACE (GRANTEES OTHER THAN INDIVIDUALS)

As required by the Drug-Free Workplace Act of 1988, and implemented at 45 CFR Part 76, Subpart F, for grantees, as defined at 45 CFR Part 76, Sections 76.605 and 76.610-

A. The applicant certifies that it will or will continue to provide a drug-free workplace by:

(a) Publishing a statement notifying employees that the unlawful manufacture, distribution, dispensing, possession, or use of a controlled substance is prohibited in the grantee's workplace and specifying the actions that will be taken against employees for violation of such prohibition.

(b) Establishing an on-going drug-free awareness program to inform employees about-

(1) The danger of drug abuse in the workplace;

(2) The grantee's policy of maintaining a drug-free workplace;

(3) Any available drug counseling, rehabilitation, and employee assistance programs; and

(4) The penalties that may be imposed upon employees for drug abuse violations occurring in the workplace;

(c) Making it a requirement that each employee to be engaged in performance of the grant be given a copy of the statement required by paragraph (a);

(d) Notifying the employee in the statement required by paragraph (a) that, as a condition of employment under the grant, the employee will -

(1) Abide by the terms of the statement; and

(2) Notify the employer in writing of his or her conviction for a violation;

(e) Notifying the agency, in writing, within 10 calendar days after receiving notice under subparagraph (d) (2) from an employee or otherwise receiving actual notice of such conviction. Employers of convicted employees must provide notice, including position title,

Check [ ] if there are workplaces on file that are not identified here.

to: Director, Grants, and Contracts Service, U.S. Department of Education, 400 Maryland Avenue, S.W., (Room 3124, GSA Regional Office Building No. 3), Washington, DC 20202-4571.

Notice shall include the identification number(s) of each affected grant;

(f) Taking one of the following actions, within 30 calendar days of receiving notice under subparagraph (d) (2), with respect to any employee who is so convicted:

(1) Taking appropriate personnel action against such an employee, up to and including termination, consistent with the requirements of the Rehabilitation Act of 1973, as amended; or

(2) Requiring such employee to participate satisfactorily in a drug abuse assistance or rehabilitation program approved for such purposes by a federal, state, or local health, law enforcement, or other appropriate agency:

(g) Making a good faith effort to continue to maintain a drug-free workplace through implementation of paragraphs (a), (b), (c), (d), (e), and (f).

B. The grantee shall insert in the space provided below the site(s) for the performance of work done in connection with the specific grant:

Place of Performance (Street address, city, county, state, zip code)

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

**DRUG-FREE WORKPLACE  
(GRANTEES WHO ARE INDIVIDUALS)**

As required by the Drug-Free Workplace Act of 1988, and implemented at 45 CFR Part 76, Subpart F, for grantees, as defined at 45 CFR Part 76, Sections 76.605 and 76.610-

a. As a condition of the grant, I certify that I will not engage in the unlawful manufacture, distribution, dispensing, possession, or use of a controlled substance in conducting any activity with the grant, and

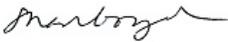
b. If convicted of a criminal drug offense resulting from a violation occurring during the conduct of any grant activity, I will report the conviction, in writing, within 10 calendar days of the conviction, to: Director, Grants and contracts Service, U.S. department of Education, 400 Maryland Avenue, S.W. (Room 3124, GSA Regional Office Building No. 3) Washington, DC 20202-4571. Notice shall include the identification numbers(s) of each affected grant.

**ENVIRONMENTAL TOBACCO SMOKE ACT**

As required by the Pro-Children Act of 1994, (also known as Environmental Tobacco Smoke), and implemented at Public Law 103-277, Part C requires that:

The applicant certifies that smoking is not permitted in any portion of any indoor facility owned or leased or contracted and used routinely or regularly for the provision of health care services, day care, and education to children under the age of 18. Failure to comply with the provisions of this law may result in the imposition of a civil monetary penalty of up to \$1,000 per day. (The law does not apply to children's services provided in private residence, facilities funded solely by Medicare or Medicaid funds, and portions of facilities used for in-patient drug and alcohol treatment.)

As the duly authorized representative of the applicant, I hereby certify that the applicant will comply with the above certifications.

NAME OF APPLICANT (CONTRACTOR) Oakland Unified School District		CONTRACT # CCTR-1010	
PRINTED NAME AND TITLE OF AUTHORIZED REPRESENTATIVE			
Kyla Johnson-Trammell, Superintendent		Shanthi Gonzales, President, Board of Education	
_ SIGNATURE 		 DATE 7/1/2021	

## RESOLUTION

This resolution is adopted in order to certify the approval of the Governing Board to enter into this transaction with the California Department of Social Services for the purpose of providing child care and development services and to authorize the designated personnel to sign contract documents for Fiscal Year 2021-2022.

---

---

### RESOLUTION

BE IT RESOLVED that the Governing Board of Oakland Unified School District

authorizes entering into local agreement number CCTR-1010 and that the person/s who is/are listed below, is/are authorized to sign the transaction for the Governing Board.

<u>NAME</u>	<u>TITLE</u>	<u>SIGNATURE</u>
<u>Shanthi Gonzales</u>	<u>President, BOE</u>	_____
<u>Kyla Johnson-Trammell</u>	<u>Superintendent</u>	_____
_____	_____	_____

PASSED AND ADOPTED THIS \_\_\_\_\_ day of \_\_\_\_\_ 2021, by the  
Governing Board of Oakland Unified School District  
of Alameda County, in the State of California.

I, Kyla Johnson-Trammell, Superintendent, Clerk of the Governing Board of  
Oakland Unified School District, of Alameda County, in the  
State of California, certify that the foregoing is a full, true and correct copy of a resolution  
adopted by the said Board at a \_\_\_\_\_ meeting thereof held at a  
regular public place of meeting and the resolution is on file in the office of said Board.

\_\_\_\_\_  
(Clerk's signature)

\_\_\_\_\_  
(Date)