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Introduction Date	4/4/11
Enactment Number	
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OAKLAND UNIFIED SCHOOL DISTRICT
OFFICE OF THE SUPERINTENDENT
APRIL 13, 2011

TO: Board of Education

FROM: Tony Smith, Superintendent
Vernon Hal, Chief Financial Officer
Sharon Casanares, Executive Director, Special Education

SUBJECT: Resolution No. 1011-0161 for Non-Public Schools and Non-Public Agencies Contracts for the 2010-2011 School Year

ACTION REQUESTED

Approval of Resolution Number 1011-0161 to allow the district to enter into and execute revised, amended, or new master agreements for Non-Public Schools and Non-Public Agencies for Special Education Programs for Fiscal Year 2010-2011 and to enter into and execute revised, amended or New Individual Service Agreements for Special Education students for Fiscal Year 2010-2011 in an amount, cumulatively, not to exceed \$14,451,132.88.

BACKGROUND/DISCUSSION

Federal Law and California Education Code require a Special Education Local Plan Area (SELPA) to provide a full continuum of program options, to include Non-Public Schools (NPS). When a school district or SELPA does not have an appropriate public education program for a student, a non-public school shall be made available. The District places students in a NPS for services such as: Day Treatment, Residential Treatment, Extreme Behaviors and Severely Disabled students.

This Amendment to Resolution Number 1011-0161 is necessary to meet the adjustment of student enrollment needing specialized care, to meet their educational needs as deemed through their Individual Education Plan and corrects an inadvertent error in the Attachment A & B to Resolution No. 1011-0130.

FISCAL IMPACT

The total cost for the Master Agreements and Individual Service Agreements for services to Special Education students utilizing Non-Public Schools and Non-Public Agencies, funded by Programs for Exceptional Children for Fiscal Year 2010-2011, is projected to not exceed \$14,451,132.88. Of the foregoing sum, \$311,310.00 is ARRA (American Recovery and Reinvestment Act) funding.

RECOMMENDATION

Approval of Resolution No. 1011-0161 to allow the district to enter into and execute revised, amended, or new master agreements for Non-Public Schools and Non-Public Agencies for Special Education Programs for Fiscal Year 2010-2011 and to enter into and execute revised, amended or New Individual Service Agreements for Special Education students for Fiscal Year 2010-2011 in an amount, cumulatively, not to exceed \$14,451,132.88.

ATTACHMENTS

- Resolution No. 1011-0161

- Attachment "A" Non-Public Schools
- Attachment "B" Non-Public Agencies

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RESOLUTION
OF THE
THE BOARD OF EDUCATION OF THE
OAKLAND UNIFIED SCHOOL DISTRICT
RESOLUTION NO. 1011-0161
APRIL 13, 2011

APPROVING AMENDED AND/OR NEW MASTER AGREEMENTS OR CONTRACTS AND INDIVIDUAL SERVICE AGREEMENTS WITH NON-PUBLIC SCHOOLS AND/OR NON-PUBLIC AGENCIES FOR SPECIAL EDUCATION PROGRAM FOR FISCAL YEAR 2010-2011.

WHEREAS, the changing service needs of Special Education Students necessitates greater programmatic and administrative flexibility to meet the Free and Appropriate Education needs of such students; and

WHEREAS, Non-Public Schools and Non-Public Agencies are certified by the State to provide specialized educational services in a setting for Special Education pupils that the District is not presently capable of providing "in-house;" and

WHEREAS, the Non-Public Schools and Non-Public Agencies serving the specific needs of OUSD students has adjusted, and the level of service to students required to meet the current needs, has not surpassed the maximum cumulative total approved on March 23, 2011, Enactment No. 11-0474,

NOW, THEREFORE, BE IT RESOLVED that the Governing Board approves a Master Agreement or Contract, subject to form and content approval by the General Counsel, with each Non-Public School or Non-Public Agency listed in Attachments "A", and "B" respectively, in an amount, cumulatively, not to exceed \$14,451,132.88, for the Fiscal Year 2010-2011; and

BE IT FURTHER RESOLVED that the Governing Board further approves revised, amended or new Individual Service Agreements for an identified special education pupil, subject to form and content approval by the General Counsel, with said Non-Public Schools and/or Non-Public Agencies, named in Attachments "A", and "B", or other Non-Public Schools and/or Non-Public Agencies that may be required, provided the cumulative total of all such Individual Service Agreements do not exceed \$14,451,132.88, as authorized by this Resolution; and

BE IT FURTHER RESOLVED that the Superintendent of Schools may enter into and execute the revised, amended or new Individual Service Agreements on behalf of the District with non-public schools or agencies provided the cumulative total of all such Individual Service Agreements not exceed the cumulative total of the approved Master Agreement with said entity;

BE IT FURTHER RESOLVED that the Secretary of the Board shall place said Individual Service Agreements on the Consent Calendar of the Board for ratification at least every thirty calendar days;

BE IT FURTHER RESOLVED that if either the Master Agreement or Individual Service Agreement regarding expenditure of Special Education funds are, or shall be deemed contrary to the Federal or State law, or rules and/or regulations, the District shall conform such Agreements to such laws, rules and/or regulations; and

BE IT FURTHER RESOLVED that this Resolution supersedes Resolution No. 1011-0130 approved March 23, 2011, Enactment No. 11-0474.

Passed by the following vote:

AYES:

NAYES:

ABSTAINED:

ABSENT:

I hereby certify that the foregoing is a full, true and correct copy of the resolution adopted by the Board of Education at a publicly noticed regular meeting of the Board of Education held on April 13, 2011.

Edgar Rakestraw, Secretary

Attachment "A" -- Non-Public Schools
Attachment "B" -- Non-Public Agencies

**SPECIAL EDUCATION
NPS & NPA Master Contract**

Attachment "A"

	<i>NON- PUBLIC SCHOOLS</i>	Original Contract Amount	Adjusment	Revised Contract Amount
1	Anova, Inc	\$ 34,020.00	\$ 28,980.00	\$ 63,000.00
2	Avalon Academy, The	\$ 97,570.00		\$ 97,570.00
3	BayHill High School	\$ 133,614.00		\$ 133,614.00
4	Bridge School, The	\$ 63,700.00		\$ 63,700.00
5	CEID-Center for Early Intervention on Deafness	\$ 32,800.00		\$ 32,800.00
6	Children's Learning Center	\$ 681,735.00	\$ (64,000.00)	\$ 617,735.00
7	Cinnamon Hills Youth Service Center	\$ 33,885.00		\$ 33,885.00
8	Devereux Texas, League City	\$ 38,000.00		\$ 38,000.00
9	Del Rio Academy/Sandhill Center	\$ -		\$ -
10	Edgewood Center for Children & Families	\$ 210,550.00	\$ 19,450.00	\$ 230,000.00
11	Excelsior Youth Center	\$ 77,643.75		\$ 77,643.75
12	Families First , Inc	\$ 30,567.60		\$ 30,567.60
13	Fred Finch Youth Center	\$ 547,400.00	\$ (50,000.00)	\$ 497,400.00
14	Jean Weingarten Peninsula Oral School for the Deaf	\$ 19,400.00	\$ 13,600.00	\$ 33,000.00
15	La Cheim School	\$ 633,150.00	\$ (150,000.00)	\$ 483,150.00
16	Lincoln Child Center	\$ 1,600,312.00		\$ 1,600,312.00
17	Marin Academic Center	\$ 61,204.00	\$ 12,000.00	\$ 73,204.00
18	Milhous School	\$ 80,175.60	\$ 15,824.40	\$ 96,000.00
19	Mingus Mountain Academy	\$ 28,296.00	\$ 20,000.00	\$ 48,296.00
20	North Valley School	\$ 96,626.00	\$ 5,000.00	\$ 101,626.00
21	Oak Hill School of California, The	\$ 95,755.25	\$ 9,244.75	\$ 105,000.00
22	Orion Academy	\$ 58,350.00	\$ 5,000.00	\$ 63,350.00
23	Provo Canyon	\$ 57,900.00		\$ 57,900.00
24	Raskob Institute	\$ 70,550.00		\$ 70,550.00
25	Red Rock Canyon School	\$ 31,625.00		\$ 31,625.00
26	Seneca Center	\$ 1,444,161.06	\$ 200,000.00	\$ 1,644,161.06
27	Spectrum Center	\$ 1,371,468.00	\$ (100,000.00)	\$ 1,271,468.00
28	Springstone School, The	\$ 62,000.00		\$ 62,000.00
29	Star Academy	\$ 37,300.00	\$ 25,700.00	\$ 63,000.00
30	Stars High School	\$ 184,400.00	\$ 39,600.00	\$ 224,000.00
31	Timothy Murphy School	\$ -		\$ -
32	Via Center	\$ 664,002.80	\$ 95,997.20	\$ 760,000.00
33	Rise Institute	\$ 52,754.22		\$ 52,754.22
34	Journey High School	\$ 64,000.00		\$ 64,000.00
35	Devereaux Glenholme	\$ 41,944.00		\$ 41,944.00
36	Family Life Center	\$ 42,831.10		\$ 42,831.10
37	North Valley School, Stockton Regional Youth Center		\$ 20,000.00	\$ 20,000.00
38	A Better Chance School		\$ 30,000.00	\$ 30,000.00

	<i>TOTAL Non Public Schools</i>	\$ 8,779,690.38	\$ 176,396.35	\$ 8,956,086.73
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**SPECIAL EDUCATION
NPS & NPA Master Contract**

Attachment "B"

	<i>NON-PUBLIC AGENCIES</i>	FY 2010-2011 Contract Amount	Adjusment	Revised Contract Amount
39	Alphavista Services, Inc.	\$ 317,457.00	\$ (257,557.00)	\$ 59,900.00
40	Behavior Analysts/Star School	\$ 294,000.00	\$ (60,000.00)	\$ 234,000.00
41	Behavioral Counseling and Research Center			\$ -
42	BIA-Behavioral Intervention Assoc.	\$ 30,200.00	\$ 60,000.00	\$ 90,200.00
43	Bilingual Therapies	\$ 239,000.00	\$ (50,000.00)	\$ 189,000.00
44	Center for Autism and Related Disorders, Inc(CARD)	\$ 69,150.00	\$ 30,850.00	\$ 100,000.00
45	Columbus Educational Srvcs			\$ -
46	Communication Works-CW Speech & Language	\$ 337,618.00		\$ 337,618.00
47	Floor Time Services- Ilene Lee	\$ 30,000.00		\$ 30,000.00
48	Global Communications	\$ 378,000.00		\$ 378,000.00
49	Independent Speech Pathology Netwk	\$ 99,500.00	\$ (99,500.00)	\$ -
50	Maxim Healthcare Services	\$ 401,125.00	\$ 38,875.00	\$ 440,000.00
51	P.L.A.Y/Anne Marie Gjestson	\$ 37,000.00		\$ 37,000.00
52	Pacific Child & Family Associates	\$ 342,000.00	\$ (157,249.35)	\$ 184,750.65
53	Quality Behavioral Outcomes	\$ 593,355.00	\$ (100,000.00)	\$ 493,355.00
54	SLPS-Speech & Language Prof Srvc	\$ 127,000.00	\$ 170,000.00	\$ 297,000.00
55	Speech Pathology Group	\$ 1,245,000.00	\$ 175,000.00	\$ 1,420,000.00
56	STE Consultants	\$ 523,162.50		\$ 523,162.50
57	Supplemental Health Care Services	\$ 120,000.00		\$ 120,000.00
58	Professional Tutors of America, Inc.	\$ 24,375.00	\$ (24,375.00)	\$ -
59	Progressus Therapies	\$ 20,000.00		\$ 20,000.00
60	Pediatric Contracting Services	\$ 78,400.00	\$ 16,600.00	\$ 95,000.00
61	Professional Tutors of America, Inc.	\$ 34,375.00	\$ 24,375.00	\$ 58,750.00
62	Milestones	\$ 19,415.00	\$ 16,585.00	\$ 36,000.00
63	Lindamood-Bell		\$ 10,000.00	\$ 10,000.00
64	Ed Support Services		\$ 30,000.00	\$ 30,000.00
1	Ed Support Services (ARRA funded)	\$ 311,310.00		\$ 311,310.00
	<i>TOTAL Non Public Agencies</i>	\$ 5,671,442.50	\$ (176,396.35)	\$ 5,495,046.15
	<i>Grand Total-Non Public Schools and Non Public Agencies</i>	\$ 14,451,132.88	\$ -	\$ 14,451,132.88