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**OAKLAND UNIFIED
SCHOOL DISTRICT**

Community Schools, Thriving Students

Memo

To Board of Education

From Antwan Wilson, Superintendent
By: Devin Dillon, Chief Academic Officer
Vernon Hal, Senior Business Officer

Board Meeting Date _____

Subject Approval of Individual Service Agreement Report for the Master Contracts between Non-Public Agencies and Non-Public Schools and Oakland Unified School District.

Action Requested Approval of Individual Service Agreement Report for the Master Contracts between Non-Public Agencies and Non-Public Schools and Oakland Unified School District for the purpose of providing special education and/or related services pursuant to an Individualized Education Plan ("IEP"), Individual Family Service Plan or Rehabilitation Act Section 504 Plan.

Background Federal Law and California Education Code require a Special Education Local Plan Area (SELPA) to provide a full continuum of program options. When a school district or SELPA does not have an appropriate public education program for a student, a non-public school (NPS) and/or the services of a non-public agency (NPA) 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. The District uses the services of an NPA to supplement in-house staff services such as Speech and Language Therapists. This Individual Service Agreement is necessary to meet the needs of a student requiring specialized care to meet his/her educational needs as deemed through his/her IEP.

Discussion Approval by the Board of Education of Individual Service Agreement Report between the District and Non-Public Agencies and Non-Public Schools for the latter to provide IEP related services for students on report pursuant to the terms and conditions specified in the Master Contract approved by the Board of Education on September 9, 2015 (File ID 15-1650).

Recommendation Approval of Individual Service Agreement Report for the Master Contracts between Non-Public Agencies and Non-Public Schools and Oakland Unified School District.

Fiscal Impact Funding Resource: Special Education

Attachments

- Individual Service Agreement Report



CONTRACT JUSTIFICATION FORM
This Form Shall Be Submitted to the Board Office
With *Every* Consent Agenda Contract.

Legislative File ID No. 16-0928

Department: Programs for Exceptional Children

Vendor Name: Communication Works, Anova Center, Fred Finch Youth Center

Contract Term: Start Date: 07/01/2015 End Date: 06/30/2016

Annual Cost: \$ 558,320.00

Approved by: Sheilagh Andujar

Is Vendor a local Oakland business? Yes ☐ No ☒

Why was this Vendor selected?

Non-Public Agencies/Schools are selected based on IEP team meeting and need of student based on IEP and FAPE.

Summarize the services this Vendor will be providing.

Education and related services

Was this contract competitively bid? Yes ☐ No ☒

If No, answer the following:

1) How did you determine the price is competitive?

Non-Public agencies and schools that we use are a part of the Bay Area Collaborative who works with agencies/schools to get the best rate possible for districts that are a part of the collaborative.

2) Please check the competitive bid exception relied upon:

- ☐ **Educational Materials**
- ☐ **Special Services** contracts for financial, economic, accounting, legal or administrative services
- ☐ **CUPCCAA exception** (Uniform Public Construction Cost Accounting Act)
- ☐ **Professional Service Agreements** of less than \$87,800 (increases a small amount on January 1 of each year)
- ☐ **Construction related Professional Services** such as Architects, DSA Inspectors, Environmental Consultants and Construction Managers (require a "fair, competitive selection process")
- ☐ **Energy** conservation and alternative energy supply (e.g., solar, energy conservation, co-generation and alternate energy supply sources)
- ☐ **Emergency** contracts [requires Board resolution declaring an emergency]
- ☐ **Technology** contracts
 - ☐ electronic data-processing systems, supporting software and/or services (including copiers/printers) over the \$87,800 bid limit, must be competitively advertised, but any one of the three lowest responsible bidders may be selected
 - ☐ contracts for computers, software, telecommunications equipment, microwave equipment, and other related electronic equipment and apparatus, including E-Rate solicitations, may be procured through an RFP process instead of a competitive, lowest price bid process
 - ☐ Western States Contracting Alliance Contracts (WSCA)
 - ☐ California Multiple Award Schedule Contracts (CMAS) [contracts are often used for the purchase of information technology and software]
- ☐ **Piggyback" Contracts** with other governmental entities
- ☐ **Perishable Food**
- ☐ **Sole Source**
- ☐ **Change Order for Material and Supplies** if the cost agreed upon in writing does not exceed ten percent of the original contract price
- ☒ **Other, please provide specific exception**

Non-public agencies/schools that are used for IEPs and FAPE are a part of Bay Area Collaborative who negotiates rates for districts that are a part of the collaborative.

ISA #	NPA/NPS	Dates of Service (ISA Term)	Amount of ISA	Cumulative Total Amount with the NPA/NPS for FY
15-16-I003833-251267	Anova Center	07/01/15-06/30/16	\$93,270.00	\$93,270.00
15-16-I003499-003	Communication Works	07/01/15-06/30/16	\$133,200.00	\$133,200.00
15-16-I003499-002	Communication Works	07/01/15-06/30/16	\$133,200.00	\$133,200.00
15-16-I003499-001	Communication Works	07/01/15-06/30/16	\$133,200.00	\$133,200.00
15-16-I001935-322763	Fred Finch Youth Center	07/01/15-06/30/16	\$95,450.00	\$95,450.00
Report Total			\$588,320.00	\$588,320.00