

August 28, 2019

AMEND BOARD REPORT 19-0522-EX4
APPROVE EXERCISING THE FINAL OPTION TO RENEW THE INTERGOVERNMENTAL
AGREEMENT WITH THE DEPARTMENT OF FAMILY & SUPPORT SERVICES (DFSS) - THE CITY OF
CHICAGO

THE CHIEF EXECUTIVE OFFICER REPORTS THE FOLLOWING DECISION:

Approve exercising the final option to renew the Intergovernmental Agreement (IGA) with the Department of Family and Support Services (DFSS) - the City of Chicago to provide support city wide agencies to service prenatal parents and birth to 5 years of age students at a total cost for the option period not to exceed \$72,800,000. A written document exercising this option is currently being negotiated. No payment shall be made to DFSS during the option period prior to execution of the written document. The authority granted herein shall automatically rescind in the event a written document is not executed within 90 days of the date of this Board Report. Information pertinent to this option is stated below.

This August 2019 amendment is necessary to increase the funding from \$72,800,000 to \$80,200,000. The reasons for this increase are as follows: (1.) The Illinois State Board of Education has increased the funding to CPS for the Early Childhood Block Grant in the amount of \$18,500,000. (2.) As stipulated in the IGA, DFSS will receive an increase in the amounts of \$4,625,000 (25% for birth to three programs) and \$2,775,000 (15% for three to five programs) for a total of \$7,400,000. (3.) The M/WBE language has to be modified to list the contract as exempt. No written amendment to the IGA is required.

AGENCY: Department of Family & Support Services – The City of Chicago
 1615 W. Chicago Ave.
 Chicago, IL 60622
 Cerathel Burgess-Burnett, Deputy Commissioner
 (312) 746-8545

USER: Office of Early Childhood Education
 42 W. Madison Street, Garden Level
 Chicago, IL 60602
 Leslie McKinily, Director of Program Operations, Office of Early Childhood Education
 (773) 535-8529

ORIGINAL AGREEMENT: The original Agreement (authorized by Board Report 18-0124-EX3) in the amount of \$65,400,000 is for a term commencing July 1, 2017 and ending June 30, 2018, with the Board having 2 options to renew for 1 year terms. The agreement was subsequently renewed by Board Report 18-0627-EX2 in the amount of \$65,400,000 and subsequently amended by Board Report 18-1024-EX2 for total amount of \$72,800,000 for a term commencing on July 1, 2018 and ending June 30, 2019.

OPTION PERIOD: The term of this agreement is being extended for 1 year commencing July 1, 2019 and ending June 30, 2020.

OPTION PERIODS REMAINING: There are no options to renew.

DESCRIPTION: As part of the Mayor's second term priority initiative, the City wants to consolidate the funding and oversight of community-based early childhood programming to DFSS. This consists of transferring the current community-based funding and capacity housed in CPS to DFSS.

COMPENSATION: DFSS shall be paid as set forth in the agreement. The estimated annual cost is ~~\$72,800,000~~ \$80,200,000. The total amount authorized by this Board Report is ~~\$72,800,000~~ \$80,200,000.

RESPONSIBILITIES OF THE PARTIES: DFSS will use the monies to fund community-based organizations to implement early childhood programming for prenatal parents and children age birth to five; funds will be disbursed to community-based organizations to implement birth to age five programming.

AUTHORIZATION: Authorize the General Counsel to include other relevant terms and conditions in the written agreement. Authorize the President and Secretary to execute the agreement. Authorize the Chief Financial Officer to execute all documents required to administer or effectuate the agreement.

AFFIRMATIVE ACTION: Pursuant to the Remedial Program for Minority and Women-Owned Business Enterprise Participation in Goods and Services Contracts (M/WBE Program), this contract is exempt as this contract is an intergovernmental agreement. Pursuant to Section 5.2 of the Remedial Program for Minority and Women Owned Business Enterprise Participation in Goods and Services Contracts, M/WBE provisions of the Program do not apply to transactions where the vendor providing services operates as a Not for Profit organization.

LSC REVIEW: Local School Council approval is not applicable to this report.

FINANCIAL: Charge to: Office of Early Childhood Education Fiscal Year: 2020-2021

Budget Classifications: 11385-362-54125-410001-TBD - 376671 (\$72,800,000 \$80,200,000 FY20-FY21)
11385-362-54125-410001-TBD - 376673

Future year funding is contingent upon budget appropriation and approval.

GENERAL CONDITIONS:

Inspector General – Each party to the agreement shall acknowledge that, in accordance with 105 ILCS 5/34-13.1, the Inspector General of the Chicago Board of Education has the authority to conduct certain investigations and that the Inspector General shall have access to all information and personnel necessary to conduct those investigations.

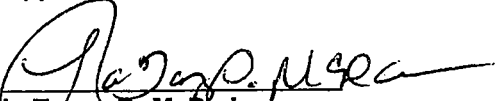
Conflicts – The agreement shall not be legally binding on the Board if entered into in violation of the provisions of 105 ILCS 5/34-21.3 which restricts the employment of, or the letting of contracts to, former Board members during the one year period following expiration or other termination of their terms of office.

Indebtedness – The Board’s Indebtedness Policy adopted June 26, 1996 (96-0626-PO3), as amended from time to time, shall be incorporated into and made a part of the agreement.

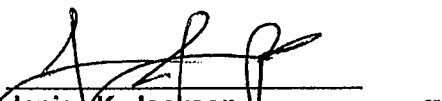
Ethics – The Board’s Ethics Code adopted May 25, 2011 (11-0525-PO2), as amended from time to time, shall be incorporated into and made a part of the agreement.


Contingent Liability – The agreement shall contain the clause that any expenditure beyond the current fiscal year is deemed a contingent liability, subject to appropriation in the subsequent fiscal year budget(s).

Approved for Consideration:


LaTanya D. McBade
Chief Education Officer

Approved:


Janice K. Jackson
Chief Executive Officer

Approved as to legal form: 

Joseph T. Moriarty
General Counsel