

AMEND BOARD REPORT 04-0526-PR50**APPROVE EXERCISING THE FIRST OPTION TO RENEW THE AGREEMENTS WITH VARIOUS PRIVATE RESIDENTIAL SCHOOLS AND APPROVE PAYMENT OF ROOM AND BOARD TO THESE SCHOOLS****THE CHIEF EXECUTIVE OFFICER REPORTS THE FOLLOWING DECISION:**

Approve exercising the first option to renew the agreements with those private residential schools listed on Exhibit "A" and approve payments of room and board to these schools at a cost not to exceed the aggregate amount of \$8,000,000.00 over a two-year period. These payments are reimbursed through the Illinois State Board of Education. Students with severe disabilities are placed in private residential schools either by the Board directly, the Department of Children and Family Services (DCFS), the Department of Mental Health (DMH), or pursuant to court order. Written renewal agreements for these private residential schools are being negotiated. The Illinois State Board of Education (ISBE) requires private residential schools and local school districts to execute Nonpublic Facility Placement Contracts for each student being placed in a private residential school. Whenever possible, the Board has each private residential school sign a more detailed Private Residential School Agreement, but executing these separate agreements and renewals thereof are not required by law or by the Board. Information pertinent to this program is stated below.

This amended Board Report is necessary to add five additional schools to the list of providers affiliated with this program and to update unit, project and program budget classification numbers made as a result of departmental reorganization.

Specification No.: 02-250090

PRIVATE RESIDENTIAL SCHOOLS: See Exhibit "A"

USER: Office of Specialized Services
Citywide School Pupil Support
125 S. Clark Street
8th Floor
Chicago, IL 60603

ORIGINAL AGREEMENTS: The original agreements (authorized by Board Report 02-0626-PR49, as amended by 04-0225-PR33) in the aggregate amount of \$9,000,000.00 are for a term commencing July 1, 2002 and ending June 30, 2004, with the Board having two (2) options to renew for periods of 2-years each.

RENEWAL TERM: The term of each Private Residential School Agreement and authorization to pay for each school listed on Exhibit "A" is for 2 years commencing July 1, 2004 and ending June 30, 2006.

OPTIONS REMAINING: There is one 2 year option to renew remaining.

SERVICES: The Board has placed sixty students in various private residential schools that have been approved by the Illinois State Board of Education. These residential facilities are listed in a publication from ISBE (on file in the Specialized Services Office) and are located throughout the United States and provide educational, vocational and related services to eligible Chicago Public School students. These facilities will continue to implement an individual educational plan ("IEP") for each CPS student addressing and meeting his/her unique and complex needs. Payment is made on the basis of per diem rates established and published by ISBE.

DELIVERABLES: Residential facilities will deliver the following to the Office of Specialized Services: Monthly progress reports, annual academic test scores, transcripts for high-school aged students, quarterly report cards and incident reports (when applicable), and Health Services Management Program (HSMP) reports.

OUTCOMES: These Private Residential Schools meet the educational needs of the participating special education students in the least restrictive environment.

COMPENSATION: Each private residential school shall be paid the rate identified by the Illinois Purchased Care Review Board, not to exceed, in the aggregate, the sum of \$8,000,000.00 for room and board over a two-year period. It is anticipated that costs during the first year will not exceed \$4,000,000.00. Each agreement will contain a non appropriation clause and will provide that the Board is not obligated to place any students in vendor's private residential school(s).

AUTHORIZATION: Authorize the General Counsel to include other relevant terms and conditions in the written renewal documents. Authorize the President and Secretary to execute the renewal documents. Authorize the Chief Specialized Services Officer to (i) execute all ancillary documents required to administer or effectuate these student placements, the contract and renewal documents, and any new Private Residential School Agreements, including but not limited to the Nonpublic Facility Placement contracts required by ISBE; (ii) place students in private residential schools not included on the attached list on an emergency basis when such placements are warranted by the students' Individual Education Plans, or when such placements are required by court order, by DCFS, or by DMH; and (iii) approve travel reimbursement for parents, guardians, and students making visits as a related service specified in the Individual Education Programs (IEP).

AFFIRMATIVE ACTION: Pursuant to section 3.7 of the Revised Remedial Plan for Minority and Women Business Enterprise Contract Participation (M/WBE Plan) this matter is exempt from review because this matter is for tuition payments.

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

FINANCIAL:
Charge to: Citywide/School support - \$8,000,000.00
Budget Classification: ~~0959-220-770-7073-5560~~ - \$4,000,000.00 - FY05
0966-220-770-7073-5560
Budget Classification: ~~0959-220-770-7073-5560~~ - \$4,000,000.00 - FY06
0966-220-770-7073-5560
Fund: 220-Fed-Sp.Ed.-I.D.E.A. Fund
*Project # will change in subsequent fiscal year

GENERAL CONDITIONS:

Inspector General – Each Party to this 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.

Conflict – 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 their terms of office.

Indebtedness – The Board of Education Indebtedness Policy adopted July 26, 1995(95-0726-EX3), as amended from time to time, shall be incorporated into and made a part of the agreement.

Ethics – The Board's Ethics Code adopted September 27, 1995 (95-0727-RU3), as amended from time to time, shall be incorporated into and made a part of the agreement.

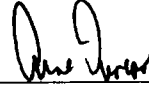
Contingent Liability – The agreement shall contain the clause that any expenditure beyond the current fiscal year is deemed a contingent liability, subject to appropriation in the subsequent fiscal year budget(s).

Approved for Consideration:



Barbara Eason-Watkins
Chief Education Officer

Approved:



Arne Duncan
Chief Executive Officer

Within Appropriation:



John Malorca
Chief Financial Officer

Approved as to Legal Form:



Ruth M. Moscovitch
General Counsel

EXHIBIT "A"

PRIVATE RESIDENTIAL SCHOOLS

1. Allendale Association
2. Alternative Behavior Treatment Centers
3. Bancroft NeuroHealth Schools and Communities
4. Camelot Schools, LLC
5. Children's Home and Aid Society [Rice Children's Center]
6. Chileda Institute, Inc.
7. Clinicare Corp. [Eau Claire Academy, Wyalusing Academy, Milwaukee Academy]
8. Cunningham Children's House [Cunningham Children's Home]
9. Devereux Texas Treatment Network - League City
10. Elan Three Corporation
11. Heritage Schools, Inc.
12. Jeanine Schultz Memorial School [Arthur E. Welby Hall]
13. Lad Lake, Inc.
14. Lawrence Hall Youth Services
15. Mental Health & Deafness Resources, Inc. [Center Glenn II, Center Glen III]
16. Mill School Day
17. Northwest Academy Streamwood
18. Oconomowoc Developmental Training Center
19. Sonia Shankman Orthogenic School
20. The Lord's Ranch
21. Thresholds
22. Willowglen Academy Wisconsin, Inc. [Willowglen Fairview and Willowglen Central]
23. The Center On Deafness
24. Elim Christian School
25. Bellefaire
26. Kemmerer Village
27. Onarga Academy
28. Nexus-Indian Oaks Academy
29. Frederic L. Chamberlain School