

AMEND BOARD REPORT 08-0625-ED13
APPROVE ENTERING INTO AGREEMENTS WITH VARIOUS PRIVATE SPECIALIZED SCHOOL PROVIDERS AND AUTHORIZING PAYMENTS TO PRIVATE SPECIALIZED SCHOOL PROVIDERS

THE CHIEF EXECUTIVE OFFICER REPORTS THE FOLLOWING DECISION:

Approve entering into agreements with the private specialized school providers ("Providers") listed on Exhibit "A" and authorize payments to all Providers for covered program services at a cost not to exceed the aggregate amount of \$44,210,920.00 over the two-year term. Student placements in private specialized schools are made by the Board directly, or by the Department of Children and Family Services (DCFS), or by the Department of Mental Health (DMH), or pursuant to court order. The Illinois State Board of Education (ISBE) requires private specialized school providers and local school districts to execute Nonpublic Facility Placement Contracts for each student being placed in a private specialized school. Whenever possible, the Board also has each private specialized school provider sign a more detailed Private Specialized Schools Agreement, but executing these Private Specialized Schools Agreements is not required by law or by the Board. Written Private Specialized Schools Agreements are being negotiated. Information pertinent to these agreements is stated below.

This amended Board Report is necessary to do the following: (i) indicate that the Board will have the option to send students to an additional facility operated by Easter Seals of Metropolitan Chicago, Inc. (Provider #25); (ii) indicate that the Board will have the option to send students to two facilities operated by PACTT Learning Center (Provider #61); and (iii) to add one New Provider to the list of Providers affiliated with this program (Provider #73).

PROVIDERS: See Exhibit "A"

USER: Office of Specialized Services
 Citywide School Pupil Support
 125 S. Clark Street, 8th Floor
 Chicago, IL 60603
 Contact: Philip O'Donnell - (773) 553-3403

TERM: The term of the Private Specialized School Agreement for each Provider listed on Exhibit "A" shall commence August 1, 2008 or on the date specified in the Agreement, whichever date occurs later; and it shall end June 30, 2010. Each agreement shall have two (2) options to renew for periods of 2-years each.

EARLY TERMINATION RIGHT: The Board shall have the right to terminate each Private Specialized Schools Agreement with 30 days written notice.

SCOPE OF SERVICES: Each Provider shall (i) operate educational and age appropriate programs; (ii) develop customized Individualized Education Program (IEP) for each student; (iii) provide educational programs, services, and ancillary services that satisfy the requirements of each student's IEP; (iv) administer appropriate tests; (v) maintain student progress reports and attendance records; and (vi) comply with the service and performance requirements specified in their agreement. Each Private Specialized Schools Agreement shall contain a clause indicating that signing the agreement does not obligate the Board to place any students in the Provider's private specialized school(s).

DELIVERABLES: Each Provider shall deliver a copy of its Illinois Purchased Care Review Board (IPCRB) rate letter to the Office of Specialized Services and shall deliver to the Office of Specialized Services, all reports, records and other deliverables required under their Private Specialized Schools Agreement.

OUTCOMES: The students shall receive the educational programs, services and ancillary services required under their IEPs. Providers shall receive payment for the placed students.

COMPENSATION: Payments shall not exceed \$44,210,920.00 in the aggregate over the two-year term. Providers shall be paid the rates identified by the IPCRB for each of their private specialized schools; and each Private Specialized Schools Agreement shall contain a non appropriation clause.

REIMBURSABLE EXPENSES: Reimbursement for transportation costs associated with transportation offered by Providers as part of their program(s) shall be reviewed and authorized by the Chief Specialized Services Officer. The aggregate cost of these reimbursables shall not exceed \$100,000.00 in the aggregate for the two year term, which amount is included in the total compensation.

AUTHORIZATION: Authorize the General Counsel to include other relevant terms and conditions in the written Private Specialized Schools Agreements. Authorize the President and Secretary to execute the Private Specialized Schools Agreements. Authorize the Chief Specialized Services Officer to (i) execute all ancillary documents required to administer or effectuate these student placements, the contract documents, and the Nonpublic Facility Placement contracts required by ISBE; (ii) place students in Private Specialized Schools not included on the attached list on an emergency basis when such placements are warranted by the students' Individualized Education Programs or when such placements are required by court order, by DCFS, or by DMH; (iii) approve travel reimbursements for parents, guardians, and students making visits as a related service specified in the students' Individualized Education Programs (IEP); and (iv) approve transportation reimbursements for Providers that furnish transportation to students as part of their program.

AFFIRMATIVE ACTION: Pursuant to Section 5.2.3 of the Remedial Program for Minority and Women Owned Business Enterprise Participation in Goods and Services Contracts (M/WBE Plan), tuition payments to other educational institutions are exempt from M/WBE review.

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

FINANCIAL: Charge to Specialized Services Department:	\$22,105,460.00 (FY 09)
	\$22,105,460.00 (FY 10)

Budget Classifications:	
12670-115-54305-124904-376711	\$22,055,460.00 (FY 09)
11670-220-54210-255006-462040*	\$50,000.00 (FY 09)
12670-115-54305-124904-376711	\$22,055,460.00 (FY 10)
11670-220-54210-255006-462040*	\$50,000.00 (FY 10)

* Grant number subject to change in subsequent fiscal years

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 June 23, 2004 (04-0623-PO4), as amended from time to time, shall be incorporated into and made a part of the agreement.

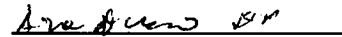
Contingent Liability – The agreement shall contain the clause that any expenditure beyond the current fiscal year is deemed a contingent liability, subject to appropriation in the subsequent fiscal year budget(s).

Approved for Consideration:



**Barbara Eason-Watkins, Ed.D.
Chief Education Officer**

Approved:


**Arne Duncan
Chief Executive Officer**

Within Appropriation:


**Pedro Martinez
Chief Financial Officer**

Approved as to legal form: 


**Patrick J. Rocks
General Counsel**

EXHIBIT "A"

***PRIVATE SPECIALIZED SCHOOL PROVIDERS AND SCHOOLS**

Vendor Number	
1. 28201	The Achievement Centers, Inc. [Acacia Academy, Acacia Academy-Intensive]
2. 21166	Ada S. Mckinley Community Services [McKinley Highland, McKinley East]
3. 81130	Alexander Graham Bell Montessori
4. 15022	Allendale Association [Allendale School, Allendale Armour Day School, Allendale Benet Lake]
5. 36423	Alternative Behavior Treatment Centers
6. 44147	Ariella Joy Frankel Keshet Day School [Keshet Day School, Keshet Day School-Intensive, Keshet High School, Keshet High School-Intensive]
7. 20900	Arlyn Day School Inc. [Arlyn School]
8. 30855	The Baby Fold [Hammitt Day School and Hammitt High School]
9. 50157	Bank of Lincolnwood [St. Bernadette's School]
10. 31577	Bartlett School [Clare Woods Academy]
11. 31509	Blue Cap School
12. 44363	Brehm Preparatory School
13. 73732	Camelot Care Centers
14. 71880	Center on Deafness [Centerview Therapeutic Day, Centerview Therapeutic]
15. 65697	Chicago Autism Academy, Inc.
16. 33222	Chicago Lighthouse for People who are Blind or Visually Impaired
17. 39099	Children's Habilitation Center
18. 91775	The Children's Home Association of Illinois [Kiefer School]
19. 71600	Chileda Institute, Inc.
20. 19277	Clinicare Inc. [Eau Claire Academy, Wyalusing Academy, Milwaukee Academy]
21. 31690	Cove School
22. 38139	Cunningham Children's Home [Cunningham Children's Home]
23. 31738	The Day School
24. 19061	Devereux Texas Treatment Center [Devereux Victoria, Devereux Intermediate, Devereux Victoria]
25. 18567	Easter Seals of Metropolitan Chicago, Inc. [Easter Seals Therapeutic-South, Easter Seals Therapeutic, Easter Seal-Intensive, Easter Seal Rockford, <u>Easter Seals Therapeutic-Waukegan</u>]
26. 31687	Elim Christian School
27. 32997	Esperanza Community Services [Esperanza School, Esperanza-Intensive]

28. 80124 Evolution Academy of Utah [Cottonwood Youth Academy]
29. 99934 Frederic L. Chamberlain School
30. 43271 Gateway to Learning
31. 29463 Giant Steps Illinois, Inc. [Giant Steps]
32. 68662 Helping Hand Rehabilitation Center [Helping Hand School for Children with Autism]
33. 44830 Hoosier Care, Inc. [Walter Lawson Children's Home]
34. 33294 Hope School [Hope School, Hope School Intensive]
35. 29424 Indian Oaks Academy
36. 31580 Jeanine Schultz Memorial School
37. 29643 Kemmerer Village
38. 61626 Kids Behavioral Health of Utah, Inc. [Copper Hills Youth Center]
39. 71561 Lad Lake, Inc.
40. 79095 Lakeview Rehabilitation Center [Hillside School]
41. 13377 The Larkin Center [Larkin Home for Children]
42. 33585 Leslie Shankman School Corporation [Hyde Park Day School, Hyde Park Day School-North]
43. 38955 Leslie Shankman School Corporation, d/b/a Sonia Shankman Orthogenic School
44. 31583 Lester and Rosalie Anixter Center [Ferst School, Ferst School Intensive]
45. 34547 Lutheran Child & Family Services [Lutherbrook Academy, Lutherbrook East- Intensive]
46. 48639 Marklund Children's Home [Marklund Day School]
47. 18663 Maryville Academy
48. 95527 Melmark Inc.
49. 45562 Mental Health and Deafness Resources, Inc. [Center Glenn III, Center Glenn II, Center Glenn I Intensive]
50. 18137 The Mill (Motivating Individuals in Learning and Living) [Mill Day School]
51. 36637 Misericordia Home [Misericordia Home South]
52. 80478 National Deaf Academy
53. 48030 National Louis University [PACE Program and PASS-AGES Program]
54. 29637 New Direction Outreach [New Direction Academy]
55. 36201 New Hope Academy, Ltd.
56. 33490 New Horizon Center for Handicapped Children, d/b/a New Horizon Center
57. 99968 Nexus-Onarga Academy
58. 31552 North Center for Handicapped Children
59. 20090 Northwest Academy Streamwood [Streamwood, Elgin Extended, Elgin DDMI]
60. 74587 Oconomowoc Developmental Training Center
61. 19031 PACTT Learning Center [PACTT Learning Center, PACTT Learning Center Intensive]
62. 36349 Pavilion Behavioral Health System [Pavilion Foundation School]

63. 72740 Rush Day School
 64. 31479 St. Coletta's of Illinois, Inc. [Lt. Joseph P. Kennedy, Jr. School]
 65. 95991 St. Joseph Institute for the Deaf
 66. 09504 Summit School, Inc.
 67. 45582 Swann Special Care Center
 68. 41475 Tennessee Clinical Schools, Inc. d/b/a Hermitage Hall
 69. 30462 Thresholds Mother Project
 70. 63031 United Methodist Children's Home
 71. 48643 Willowglen Academy [Willowglen-Illinois, Willowglen Illinois-Extended, Willowglen-Howard Jansen, Willowglen-Cornerstone]
 72. 93077 Yellowstone Boys & Girls Ranch
 73. 85873 Orchard Village [Orchard Academy, Orchard Academy – Intensive]
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*Therapeutic Day Schools, Residential Schools, and out-of-state Public Schools that ISBE treats as Private Specialized Schools for funding purposes.