AMEND BOARD REPORT 04-1027-ED6 AMEND BOARD REPORT 04-0728-ED10 APPROVE ENTERING INTO AGREEMENTS WITH ISBE-APPROVED SUPPLEMENTAL EDUCATIONAL SERVICE PROVIDERS

THE CHIEF EXECUTIVE OFFICER REPORTS THE FOLLOWING DECISION:

Approve entering into agreements with various educational and instructional providers to provide Supplemental Educational Services (SES) to students attending NCLB-eligible schools at a cost not to exceed \$39,000,000-\$40,159,484.55. Providers were identified on the *Approved List of Supplemental Educational Service Providers* for the 2004-2005 School Year issued by the Illinois State Board of Education as required under the *No Child Left Behind Act*. Written master agreements for each Provider's services are currently being negotiated. No services shall be rendered by any Provider and no payment shall be made to any Provider prior to the execution of such Provider's written master agreement. Information pertinent to this matter is stated below.

This amended Board Report is necessary to add three (3) new providers to this tutorial program that have been approved by the Illinois State Board of Education. Written master agreements for each added Provider are currently being negotiated. No services shall be rendered by any Provider and no payment shall be made to any Provider prior to the execution of such Provider's written master agreement.

This amended Board Report is necessary to increase the cost by \$1,159,484.55 due to unforeseen higher student participation in the Supplemental Educational Services Program and to authorize final payout through the Purchasing Department. No written amendment to the master agreements is required.

PROVIDERS: See attached list of ISBE-approved SES providers who have agreed to provide services to the Chicago Public Schools for FY2005. NOTE: Chicago Public Schools is also an ISBE approved provider.

USER: Office of After School and Community School Programs

125 South Clark Street, 10th Floor

Elizabeth Swanson (773) 553-1529

TERM: The term of each agreement shall commence on the date the agreement is signed and shall end June 30, 2005.

EARLY TERMINATION RIGHT: The Board may terminate any of these agreements for any or no reason upon thirty days written notice to Providers.

SCOPE OF SERVICES: Supplemental educational services (SES) are a component of Title I of the Elementary and Secondary Education Act (ESEA) as reauthorized by the *No Child Left Behind Act* (NCLB) that provides additional academic instruction outside of the regular school-day to increase the academic achievement of students in low-performing schools. These services may include academic assistance such as tutoring, remediation and other educational interventions. SES must be consistent with the content and instruction of Chicago Public Schools and are aligned with the Illinois State Board of Education's academic content standards.

Providers will furnish SES services in mathematics and reading, based on the scope of services developed and approved by the Illinois State Board of Education and as indicated on the attached list. Providers will provide tutoring and other high-quality academic enrichment services during non-school hours.

DELIVERABLES: Deliverables will vary according to each Provider's proposal. The Office of After School and Community School Programs will monitor receipt of the deliverables. Examples of deliverables that are common to all of the Providers are:

- A supplemental support program in reading and/or mathematics selected by parents
- Individualized or small group instruction through tutoring and other high quality academic enrichment services and instruction materials
- · Assessment and feedback to schools and parents regarding progress of their children

STUDENT ASSIGNMENTS: Parents of students who are eligible under the *No Child Left Behind Act* shall have the right to select any one of the Providers or the Chicago Public Schools to provide supplemental services to their child and notify the Office of After School and Community School Programs of such selection. In the event parental requests for services exceed available resources, parent selections will be prioritized in accordance with NCLB guidelines. Students to be served shall include students in the general population, students currently receiving specialized services, and English language learners who need additional support in order to be successful. The Office of After School and Community School Programs shall then formally engage the Providers via issuance of a purchase order to the Provider detailing the students served, type of services needed and the dollar amount for such services. All services will be rendered in accordance with the guidelines that the United States Department of Education and the Illinois State Board of Education have established.

OUTCOMES: Provider's services will result in improved overall academic performance and increased achievement on standardized tests, improved student confidence and positive attitude through self-paced progress and achievement.

COMPENSATION: Providers will be compensated on a cost per hour per student basis as identified in their respective agreements and based on invoices with support documentation validated at the school level.

AUTHORIZATION: Authorize the General Counsel to include other relevant terms and conditions in the written agreements. Authorize the President and Secretary to execute the agreements. Authorize the Director of the Office of After School and Community School Programs to execute all ancillary documents required to administer or effectuate these agreements.

AFFIRMATIVE ACTION: These contracts are exempt from review under the Board's Revised Remedial Plan for Minority and Women Business Enterprise Economic Participation (M/WBE Plan) as this is a tuition-based program.

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

FINANCIAL: Various school budget costs to be determined by each individual school upon selection of program participation.

CHARGE/CREDIT: 0953-242-083-7290-5410 Source of Funds: No Child Left Behind

(0953-242-083-7290-Objects) Fiscal Year: 2005 -\$39,000,000

<u>0939-242-361-7290-5410</u> Source of Funds: No Child Left Behind (0939-242-361-7290-Objects) Fiscal Year: 2005 - \$1,159,484.55

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 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 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 (95-0927-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:

Burbara Eason-Watkins

Barbara Eason-Watkins Chief Education Officer

Within Appropriation:

John Maiorca Chief Financial Officer Approved:

Arne Duncan
Chief Executive Officer

Approved as to legal form: ω

Patrick J. Rocks General Counsel

LIST OF SUPPLEMENTAL EDUCATIONAL SERVICES PROVIDERS

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