Panel for Educational Policy
Contract Agenda
August 17, 2011

Item: 1 **Description:** Undergraduate coursework for paraprofessionals seeking to attend college under Article VII of the contractual agreement with the United Federation of Teachers.

Term: 5 years **Options:** None **Funding:** Tax Levy

Division: Division of Human Resources **Contract Type:** Requirements

Vendor Name	Estimated Annual Amount
City University of New York	$2,577,436

Item: 2 **Description:** Voice dial tone, local calling services, and data network connectivity to 1,600 schools and all central sites.

Term: 2 years **Options:** None **Funding:** Tax Levy & e-Rate

Division: Div. of Instructional & Information Technology **Contract Type:** Requirements

Vendor Name	Estimated Annual Amount
Telesector Resources Group, Inc. (Division of Verizon)	$60,000,000

Item: 3 **Description:** Insurance carrier for K-12 pupil transportation.

Term: 30 days **Options:** 30 days **Funding:** Tax Levy

Division: Office of Pupil Transportation **Contract Type:** Requirements

Vendor Name	Estimated Annual Amount
Willis of New York, Inc.	$10,825,446

Item: 4 **Description:** Courier services for all schools and central offices.

Term: 5 months **Options:** None **Funding:** Tax Levy

Division: Division of Financial Operations **Contract Type:** Requirements

Vendor Name	Estimated Annual Amount
Deluxe Delivery Systems Inc.	$500,000

Item: 5 **Description:** Prekindergarten services for students who currently have no space in the public school.

Term: 10 months **Options:** None **Funding:** State Grant - Vendor Named & Tax Levy

Division: Division of Portfolio Planning **Contract Type:** Requirements

Vendor Name	Estimated Annual Amount
Friends of Crown Heights	$238,484

Item: 6 **Description:** Prevention and intervention services for public and non-public schools.

Term: 1 year **Options:** None **Funding:** Tax Levy

Division: Office of School and Youth Development **Contract Type:** Requirements

Vendor Name	Estimated Annual Amount
Federation Employment & Guidance Service, Inc. (FEGS)	$46,000
GroupWORKS for Education, Inc	$100,000
Periwinkle Productions, Inc	$176,500

Item: 7 **Description:** Increase already contracted prekindergarten vendors from half day to full day services.

Term: 10 months **Options:** None **Funding:** Tax Levy - City Council

Division: Division of Portfolio Planning **Contract Type:** Full Value

Vendor Name	Annual Amount
3504-06 Church Avenue D.C.Inc.	$160,000
Amalgamated Nursery School	$158,000
Bambi Day Care Center, Inc.	$123,000
Big Bird's Playhouse, Corp	$135,000
Brenda's Playschool	$97,200
BronxWorks, Inc.	$284,416
Brooklyn College Child Care Services, Inc	$152,020
Educational Enterprises dba The Foresight School	$177,000
Grace Lutheran Church of Queens	$136,004
Harlem Gems @ PS 149	$148,180
Harlem Gems North	$148,180
HCHC, Inc.	$80,000
International Nursery School	$141,858
Lehman College Student Child Care	$120,000
New Hope Fellowship,Inc	$82,500
New Milestone, Inc.	$150,400
Phebeana Inc.	$147,600
Ready, Set, Grow Child Care Center LLC	$146,250
Samuel Field YM & YWHA	$138,240
Seguine Preschool, Inc	$138,600
Sheltering Arms Day Care Services, Inc.	$123,146
Sholom Day Care, Inc.	$135,702
Star America, Inc	$160,000
Stepping Stone Day School	$122,334
The Family & Life Center of Mt. Ararat	$246,672
The Research Foundation of SUNY Downstate	$151,200
Vernon Avenue Children's School LLC	$302,400
Volunteer of America	$129,600

Item: 8 **Description:** Utilizing the Educational Partnership Model to give schools access to alternative instructional and operational models in order to more effectively implement educational programs and increase student achievement.

Term: 3 years **Options:** 1 two year option **Funding:** School Budgets via NYS School Improvement

Division: Office of Portfolio Development **Contract Type:** Requirements

Vendor Name	Estimated Annual Amount
Abyssinian Development Corp.	$750,000
Board of Control for Southern Regional Education (SREB)	$690,000
Center for Educational Innovation-Public Education Association (CEI-PEA)	$1,050,000
Institute for Student Achievement	$780,000
John Hopkins University	$1,125,000
New Visions for Public Schools	$1,885,000

Item: 9 **Description:** Ongoing assistance for principals in the evaluation and discipline process for poorly performing tenured pedagogues.

Term: 3 years **Options:** None **Funding:** Tax Levy

Division: General Counsel and Legal Services **Contract Type:** Requirements

Vendor Name	Estimated Annual Amount
Dorothy Bowser	$62,000
Dr. Linda Carol-Palumbo	$78,000
Joseph Belesi	$48,000
Joseph D. Cantara	$60,000
Lester McDowell	$40,000
Mark Bronstein	$56,000
Marlene Gonzalez	$56,000
Michael Agona	$40,000

Item: 10 **Description:** Labor, material, and supervision for general construction projects in schools and administrative buildings.

Term: 4 years **Options:** 270 day option **Funding:** Tax Levy

Division: Division of School Facilities **Contract Type:** Requirements

Vendor Name	Estimated Annual Amount
Cisco General Construction, Inc.	$2,890,000
D & K Construction Co Inc	$2,700,000
Geomatrix Services, Inc.	$2,989,600

Item: 11 **Description:** Professional development and direct student services in social studies, citizenship/civics and global education.

Term: 5 years **Options:** None **Funding:** Various

Division: Office of Curriculum & Professional Development **Contract Type:** Requirements

Vendor Name	Estimated Annual Amount
Teacher Created Materials	$120,000

Item: 12 **Description:** Professional development in support of a Teaching American History grant for District 18.

Term: 3 years **Options:** 2 one year options **Funding:** Federal Grant - Vendor Named

Division: Community School District 18 **Contract Type:** Full Value

Vendor Name	Annual Amount
City Lore	$48,365

Item: 13 **Description:** Professional development services in support of a Teaching American History grant for District 18.

Term: 3 years **Options:** 2 one year options **Funding:** Federal Grant - Vendor Named

Division: Community School District 18 **Contract Type:** Full Value

Vendor Name	Annual Amount
Houck Educational Consultants, LLC	$30,000

Item: 14 **Description:** Professional development services and support in mathematics to teachers and administrators under the Manhattan Mathematics Professional Development Project grant for District 6.

Term: 3 years **Options:** None **Funding:** State Grant - Vendor Named

Division: Community School District 06 **Contract Type:** Full Value

Vendor Name	Annual Amount
Math Solutions, Inc. a division of Scholastic, Inc.	$263,000

Item: 2

Description:

Voice dial tone, local calling services, and data network connectivity to 1,600 schools and all central sites.

REQUEST FOR AUTHORIZATION
TELESECTOR RESOURCES GROUP, INC. (A SUBSIDIARY OF VERIZON)
FOR VOICE AND DATA SERVICES

Estimated Annual Cost	Funding Source	Contract Term	Options	Procurement Method	Is Contract Retroactive?	Contract Type
Est total $120M Annual amounts $20M voice $40M data	Tax Levy and e-Rate	1/1/11 - 12/31/12	None	DoITT Citywide Contract	Yes	Requirements
Vendor Name & Address				Telesector Resources Group, Inc. 140 West Street, New York, NY 10007		
Service Requestor/Contract Manager				**Division of Contracts & Purchasing Contact**		
Steve Vigilante, Acting Interim CIO				James J. McBride, Chief Administrator of Central Office Procurement		

STATEMENT OF PURPOSE

Authorization is requested to contract with the Telesector Resources Group, Inc. to provide voice dial tone, local calling services, and data network connectivity to 1600 schools and all central sites. This two-year requirements contract starts January 1, 2011.

DISCUSSION

Telesector is a subsidiary of Verizon, Inc. As a part of a consolidated New York City procurement, DOE purchases approximately $15 to $20 million in voice dial tone lines and local phone calling services and $32 to $40 million in data network connectivity services annually.

An investigation conducted by the Special Commissioner of Investigation (SCI) revealed that a DOE consultant billed millions of dollars to DOE for additional consultants that he employed through his own company. Verizon was one of several pass-through entities used to conceal the fact that the additional consultants were his employees. All of the vendors profited from the concealment at the expense of DOE. In addition, to avoid losing millions of dollars in cabling and integration work, Verizon agreed with the consultant to use a specific subcontractor and to charge DOE higher prices than they would have charged had they done the work with one of their own units. The precise amount of money that was overpaid to Verizon has not yet been determined. In September 2010, SCI sent a summary of its findings to the US Attorney's Office for the Southern District of New York and Verizon is currently in discussion with DOE regarding repayment of the overcharges.

Through an RFP, DoITT negotiated City-wide contracts for voice and data with both Verizon and AT+T. The Verizon contract provides average discounts of 52% off retail for voice and 15% for data. These discounts were negotiated under the assumption that DOE would also use the contract because Verizon is the current provider to all of DOE's more than 1600 schools and offices and is the only potential provider with its own infrastructure in place to service all of these facilities. Any other provider would be required to pay Verizon for access to that infrastructure. The discounts were deemed fair and reasonable by DoITT. DOE also deems the pricing fair and reasonable and wishes to approve the contract for immediate use.

The NYC Comptroller registered the New York City contract with Telesector on May 11, 2011; therefore, the contract is retroactive. DOE's Division of Contracts & Purchasing has conducted a background check, a summary of which is attached. These issues notwithstanding, DOE considers Telesector a responsible vendor for the required services.

The following significant adverse information was reported by Telesector and/or its parent entity, Verizon New York:

1. In 2005, the New York State Department of Taxation and Finance conducted an audit of a number of Verizon entities including Telesector Resources Group, Inc. This investigation regarded the possible underpayment of taxes related to the Highway Utilization Tax (HUT). In 2007 the matter was settled with Verizon making a negotiated tax payment and implementing policies to ensure that HUT was properly paid going forward.

2. In 2007, Verizon Services Corp settled a prevailing wage matter with the New York City Comptrollers office "without admitting any wrongdoing". Verizon committed to requiring contractors to pay prevailing wages when they worked on city property and private property related to laying conduits for FiOS service.

3. In 2007, the Environmental Control Board (ECB) advised Verizon and its related companies that they had thousands of unresolved violations some dating as far back as 1998. Verizon has been working with representatives from the ECB and the NYC Department of Finance to resolve these outstanding violations by either providing proof of payment or re-scheduling hearings.

4. In 2007, Verizon Wireless cooperated with the New York State Attorney General and voluntarily settled claims related to marketing practices for its NationalAccess and BroadbandAccess plans. Verizon also voluntarily changed its marketing practices months prior to this settlement.

5. In 2005, an agreement was reached between Verizon and the New York State Attorney General's Office regarding unauthorized third party billing charges. Verizon agreed to reinforce policies regarding unauthorized charges and paid $75,000 to the AG without admission of fault.

6. In 2005, Verizon Wireless, "without admitting any wrongdoing and in the interest of avoiding cost and inconvenience of continued discussion" settled a claim by the New York State Department of Consumer Affairs, which alleged that Verizon wireless had engaged in practices that "may be construed to be inconsistent with applicable statutes".

7. In 2005, Verizon provided the NYC DOI with information regarding a Request for Bid pertaining to Bellevue Hospital. An investigation was conducted by NYC DOI but Verizon has never been advised of the outcome. Bellevue has continued to award Verizon contracts. *(Verizon)*

8. In 2004, the NYPD investigated the theft of NYPD computers from Verizon New York premises. The case was closed with the NYPD and Verizon agreeing to enhance security procedures.

9. In 2004, there was an investigation of Verizon by the NYC DOI into alleged wrong behavior by Verizon sales staff in their interactions with NYC procurement personnel. The matter was resolved in 2006, with a two year responsibility for training, by Verizon, of staff that interact with NYC procurement personnel.

10. In 2002, the California Public Utilities Commission (CPUC) investigated an affiliate of Verizon California regarding Individual Case Basis (ICB) customer contracts. In 2004, the CPUC approved a settlement, a fine in the amount of $4.8 million and increased monitoring of ICB by Verizon.

11. In 2002, a DOJ antitrust investigation into Verizon New York predecessor Bell Atlantic Corp was terminated with no legal action of any type brought against the company.

12. In 2005, a subpoena was issued by the U.S. Attorney's office, Eastern District of work records for a Verizon employee in connection with a grand jury investigation. Verizon complied with the subpoena and this resolved the matter as the employee was not called to testify.

13. In 2005, a final judgment was made regarding the Verizon Communications Inc. acquisition of MCI. Verizon and MCI had to divest 10 years of fiber capacity in eight metropolitan areas including NYC to ensure "they did not have too much market power" over their competitors.

14. In 2006, Verizon's participation in National Security Agency activities was being reviewed by various state agencies. This is an ongoing matter involving civil lawsuits about privacy rights.

15. Verizon because of the size of its work force is constantly involved in employee complaint matters. These matters are withdraw, dismissed or settled in the normal course of business.

16. Verizon has been involved in nine investigations and five inquiries from the FCC during the period of 2001 to 2007. Verizon has cooperated with the FCC on all of these matters, providing the necessary documentation. Only six of these matters have been formally closed.

17. In 2004, Verizon Communications Inc. made a voluntary disclosure about a classified matter to the U.S. federal government pursuant to a federal policy. The government agency investigating the matter closed it in late 2005 determining it not to be a violation.

18. In 2000, Verizon received a request from the EPA regarding the "on-site treatment process to stabilize lead bearing manhole sediment". In 2002, Verizon received notice that their process was adequate with no further action required by the EPA.

A review of the information reported shows that Verizon has addressed or is in the process of addressing the matters it reported.

Additionally, VRPA identified the following matters in news reports:

- Two Massachusetts men plead guilty to fraud and tax violations in January 2006. This case involved a worker for Telesector Resources Group (TRG) and the owner of Commonwealth Maintenance Systems, Inc., (CMS) a commercial janitorial and maintenance service company. The owner of CMS would overbill Verizon and pay kickbacks of a portion of the overpayments to the TRG worker. From September 1999 through the fall of 2001, CMS defrauded Verizon of approximately $70,000. As part of the sentence the owner of CMS was required to provide restitution to Verizon.

- Telesector Resources Group and Philip Metals Inc., illegally discarded small amounts of lead dust into a trash bin while recycling lead-coated copper wires at a factory in Rockland County for a decade. Telesector operated the plant from 1988 to 1997 and Philip Metals ran it in 1997 and 1998. Telesector Resources Group, was not formally charged in the matter but paid $2.75 million, including a $100,000 fine but did not "admit any wrongdoing" on the matter.

VRPA does not believe that any of the information revealed above precludes a determination that Telesector is responsible.

Item: 3

Description:

Insurance carrier for K-12 pupil transportation.

Department of Education

Dennis M. Walcott
Chancellor

DECLARATION PURSUANT TO EDUCATION LAW SECTION 2590-g (9) CONCERNING EMERGENCY PROCUREMENTS

I, Dennis M. Walcott, Chancellor of the New York City Department of Education ("Department") pursuant to Section 2590-g (9) of the New York State Education Law, do hereby determine that immediate implementation of a contract with Willis of NY, Inc. ("Willis") dated as of June 30, 2011 is necessary for the preservation of student health, safety and general welfare of the students and the school system as a whole. This emergency declaration shall be effective as of July 11, 2011 until either (a) thirty (30) days from June 30, 2011 (with an option on the part of the Department to renew for up to an additional thirty (30) days), or (b) registration of agreements for such services with the Comptroller's Office, whichever comes first.

The Contract with the previous school bus insurance provider expired on June 30, 2011 and the agreement with the new school bus insurance provider is not yet in place. Accordingly, an emergency procurement was declared by the Executive Director of the Division of Contracts and Purchasing to provide for procurement of a contract with Willis to provide insurance brokerage services for the purposes of purchasing school bus insurance at a contract value of $10,825,446.00. This amount includes the payment to Willis of the insurance premiums to W.R. Berkley Corp., payments for the insurance claims collateral funds and costs for the Third Party Administrator.

Recognizing that emergency circumstances will sometimes require the Department to act before there has been enough time to circulate a proposed action for comment, and before the Panel has an opportunity to vote on a matter, Section 2590-g (9) of the amended Education Law authorizes me to take action on an emergency basis, upon my determination that "immediate adoption of any item requiring [the Panel's] approval is necessary for the preservation of student health, safety or general welfare" and that compliance with provisions relating to public comment and the Panel's approval would be contrary to the public interest. In accordance with this provision, I have determined that it is necessary to adopt the contract described herein prior to Panel approval.

Pursuant to Section 2590-g (9) of the Education Law, I hereby determine that the contract identified in the attachment hereto must be implemented immediately to ensure the provision of school bus insurance which will enable the Department to continue to provide school bus service to its students, and thus to ensure the provision of a necessary service and to preserve the health, safety and general welfare of the students and school system as a whole.

Dated: New York, NY
July 11, 2011

Dennis M. Walcott

Office of the Chancellor • 52 Chambers Street • Room 320 • New York, NY 10007
Telephone: 212-374-0200 Fax: 212-374-5588

Item: 4

Description:

Courier services for all schools and central offices.

REQUEST FOR AUTHORIZATION TO EXTEND AN EXISTING CONTRACT WITH DELUXE DELIVERY SYSTEMS TO PROVIDE DEPARTMENT-WIDE COURIER SERVICES - 1C427

Estimated Contract Amount	Funding Source	Extension Term	Original Procurement Method	Procurement Method	Contract Type
$500,000	Tax Levy	Five Months	Request for Bids	Negotiated Service	Requirements
Vendor Name & Address	Deluxe Delivery Systems 64 West 48th Street, 4th Floor New York, NY 10036				

Service Requestor/ Contract Manager	Division of Contracts & Purchasing Contact
Harvey Schoenfeld Chief Administrator Division of Finance and Operations (DFO)	Christopher Bennett Procurement Analyst

STATEMENT OF PURPOSE

Authorization is requested to extend a contract with Deluxe Delivery Systems (DDS) for courier services to all schools and DOE central offices. The current contract would otherwise expire on August 31, 2011.

DISCUSSION

The services to be provided by Deluxe Delivery Systems (DDS) include the systemwide delivery of payroll checks, interoffice mail, Committee on Special Education deliveries, and special on-demand deliveries. The Division of Contracts and Purchasing is currently drafting a new Request for Bids (RFB) to procure these services, but the anticipated timeframe for award of a new contract will be significantly later than the current contract expiration date. DDS was awarded the current contract through a competitive RFB and has provided these services satisfactorily for the past five years. DDS has agreed to continue to provide all required courier services at existing prices, terms, and conditions during the extension period.

On March 15, 2011, the Committee on Contracts approved a Negotiated Service procurement for five months on the basis of continuity. However, due to challenges associated with security clearance requirements, estimating volume decreases for Special Education deliveries resulting from SESIS implementation, and coordination of the contract start with DFO timelines, release of the new RFB for the same services was delayed. Therefore, a five-month contract extension, beginning on September 1, 2011 is necessary to provide continuity of current services until the new contract is in place. The Committee on Contracts approved this Negotiated Service procurement on July 29, 2011, for an amount of $500,000 with a contract term from September 1, 2011 through January 31, 2012. The rationale for approval was continuity. The contract amount is based on FY 2010/2011 rates and the anticipated expenditures for the extension period.

The Division of Contracts and Purchasing has performed a background check of the vendor, including the City's VENDEX files and the VCIP database. No significant adverse information was found. Furthermore, the vendor performed satisfactorily under the prior contract, and is therefore deemed responsible with respect to this extension.

Item: 5

Description:

Prekindergarten services for students who currently have no space in the public school.

REQUEST FOR AUTHORIZATION TO CONTRACT WITH FRIENDS OF CROWN HEIGHTS FOR UPK SERVICES

Estimated Annual/Total Contract Amounts	Funding Source	Contract Term	Options	Procurement Method	Is Contract Retroactive?	Contract Type
$238,484	NYSED / Tax Levy	One Year (9/1/11 - 6/30/12)	None	Negotiated Services	No	Requirements
Vendor Names & Address	Friends of Crown Heights 1320 8th Avenue Brooklyn, NY 11215					

Service Requestor/Contract Manager	Division of Contracts & Purchasing Contact
Sophia Pappas, Executive Director Office of Early Childhood Education (OECE)	Maxine Needle UPK Director

STATEMENT OF PURPOSE

Authorization is requested to contract with Friends of Crown Heights (FOCH) to provide full-day Universal PreKindergarten (UPK) services for 18 UPK students for the 2011-12 school year.

DISCUSSION

To accommodate an extensive number of kindergarten students on its wait list, PS 107 in Brooklyn converted the current UPK classroom into a kindergarten classroom. The decision was made after the UPK competitive procurement closed in March, 2011. Owing to the time constraints for a September 2011 school opening, the Office of Early Childhood (OECE) requested a negotiated acquisition.

OECE contacted 5 DOE contracted vendors with sites in the area and found that none had the capacity to expand their programs. OECE then reached out to three other Administration for Children's Services (ACS)/UPK providers who expressed some interest. One, despite initially expressing great interest, declined after a site visit due concerns about sufficient space to store supplies and equipment. With time becoming very short, OECE reached out to the other two other ACS providers, and obtained immediate agreement from Friends of Crown Heights. The third vendor did not object to FOCH providing these services.

Friends of Crown Heights is a community-based organization that has provided licensed child care since 1979 and has provided UPK services since 1999 via contracts with the DOE and in recent years ACS. The vendor currently administers seven early childhood programs: six in Brooklyn and one in Staten Island.

The UPK program will be located in the Park Slope Jewish Center at 245 Prospect Park West. The rent for the site will be $108,000, of which the DOE will be paying $97,092.

In addition, the DOE will provide Friends of Crown Heights with $141,392 ($80,593 in tax levy and $60,799 in UPK grant funding). This is the same amount that was allocated to PS 107 for its UPK program. This amount will cover the UPK program and Friends of Crown Heights' share of the rent ($10,908) and works out to $7,855 per child, which is within the range of other community-based organizations that have been contracted for full-day services.

The Committee on Contracts granted approval for Friends of Crown Heights to contract for UPK services for a term of one year, for a total cost of $238,484.

Item: 6

Description:

Prevention and intervention services for public and non-public schools.

REQUEST FOR AUTHORIZATION TO EXTEND EXISTING CONTRACTS FOR THE PROVISION OF PREVENTION AND INTERVENTION SERVICES - RFP # 1C320

Estimated Contract Amount	Funding Source	Extension Term	Original Procurement Method	Procurement Method	Contract Type
$322,500	Tax Levy and Reimbursable	One Year	Request for Proposals	Negotiated Service	Requirements

Vendor	Contract #	Estimated Annual Amount	Component Number
Periwinkle Productions, Inc.	9602216	$176,500	3
GroupWorks for Education, Inc.	9601967	$100,000	1 & 3
Federation Employment and Guidance Services, Inc.	9701007	$46,000	1 & 3

Service Requestor/ Contract Manager	Division of Contracts & Purchasing Contact
Robert Weiner Chief Operating Officer Office of School and Youth Development	Angela Edwards Director Central Office Procurement

STATEMENT OF PURPOSE

Approval is sought to extend contracts with the vendors listed above to provide substance abuse prevention, violence prevention and intervention services for public and non-public schools. The contracted vendors will provide professional development, parent and community outreach, direct student services such as classroom and assembly presentations, and evaluation services. The estimated total cost for all vendors is $322,500.

DISCUSSION

The Office of School and Youth Development (OSYD) is requesting a one-year extension of the contracts listed above. Each vendor will provide a subset of the four components of service from the original solicitation for Prevention and Intervention Services: 1) professional development, 2) parent and community outreach, 3) direct student services such as classroom and assembly presentations and 4) evaluation services. The $322,500 estimated total cost for all vendors is based on FY11 expenditures.

OSYD reviewed the Student Support Services contracts and determined that there was some overlap in the scope of services with the Prevention and Intervention contracts. In an effort to eliminate duplication of services and reduce the administrative burden of managing contracts from two separate solicitations, it was determined that Prevention and Intervention Services would be fully incorporated in the Student Support Services MTAC solicitation, tentatively scheduled for release in September.

These contracts were originally awarded through RFP 1C320, for which the Chancellor approved an extension through August 31, 2011. The Committee on Contracts approved this additional extension for continuity. The extensions will avoid interruption to schools/central offices while the Department releases a competitive Multiple Task Award Contract (MTAC) to procure these services for a longer term.

The above listed vendors have agreed to provide the following services at the same prices, terms and conditions:

- Professional Development (Component 1); and
- Classroom/Assembly Presentations (Component 3).

Since the base contracts were competitively procured and prices have not changed since the commencement of the original contracts, prices are considered fair and reasonable.

No significant adverse information has been identified concerning the above listed vendors' background. Furthermore, the vendors performed satisfactorily under the prior contract, and are therefore deemed responsible with respect to this extension.

Item: 7

Description:

Increase already contracted prekindergarten vendors from half day to full day services.

REQUEST FOR AUTHORIZATION TO AMEND REQUIREMENTS AGREEMENTS WITH SELECTED UNIVERSAL PREKINDERGARTEN PROGRAM SERVICE PROVIDERS

Estimated Annual/Total Contract Amounts	Funding Source	Contract Term	Renewal Term	Procurement Method	Is Contract Retroactive?	Contract Type
$2, 419, 561	City Council / Tax Levy	Nine Months, starting on or about 9/1/11, until 6/30/12	None	Negotiated Services Amendment to Current Contract	No	Requirements
Vendor Names & Address	See table below.					

Service Requestor/Contract Manager	Division of Contracts & Purchasing Contact
Sophia Pappas, Executive Director Office of Early Childhood Education (OECE)	Maxine Needle UPK Director

STATEMENT OF PURPOSE

Authorization is requested to amend contracts with the 28 vendors listed in the attached table to provide full-day Universal Prekindergarten (UPK) services for four-year-olds. The amendment is for one school year and will change the vendors' current half-day (HD) contracts to include full-day (FD) services. The overall term of the contracts remains unchanged. In cases where vendors will continue to provide the same half-day classes, the original contracted half-day price per seat remains unchanged. A full day in the UPK program consists of 6 hours and 20 minutes per day, Monday through Friday.

DISCUSSION

There is a demand for full-day prekindergarten programs by families in many communities throughout the City. In June 2011, the City Council allocated $2.25 million to support full-day classrooms for contracted UPK vendors in areas of high need for the 2011-12 school year.

Due to the late allocation of funding, a standard competitive process was not feasible for the current school year. Instead, the NYCDOE solicited 422 contracted UPK vendors who had a history of at least two years of UPK services under a DOE contract. Providers serving districts 4, 6, 7, 8, 9, 10, 12, 14, 16, 17, 19, 23, and/or 32 and sites accredited by the National Association for the Education of Young Children (NAEYC) were encouraged to apply. An advertisement was also placed in the City Record.

Vendors were offered a choice of:

- converting all or a portion of their current contracted number of half-day seats to full-day seats; or
- continuing to provide half-day UPK services with the current contracted number of seats and adding more full-day seats; or
- converting their current contracted number of half-day seats to full-day seats and adding more full-day seats.

Vendors who scored 80 or more points on the table below, presented fair and reasonable prices, and provided services in an area of need were invited by the Office of Early Childhood Education Field

Offices to negotiate prices. Areas of need were determined by OECE's assessment of enrollment patterns and free and reduced lunch eligibility.

Evaluations also took into consideration the input of the OECE field office staff, whose expertise includes intimate knowledge of the sites and quality of fiscal and instructional programming. Throughout this analysis, the OECE stayed in close communication with the City Council to ensure that their criteria and expectations were met and that funding was sustainable.

SCORING TABLE

Response Category	Desired Characteristics	Maximum Points
Program Plan	In a clear, professional, and highly rational manner the Program Plan for providing the required services must include Philosophy, Instructional Plan, Program Structure, Professional Development, and Family Involvement Plan.	**30 Points**
Organizational Capacity	Strong and unequivocal evidence that the organization's human, organizational, technical, and professional resources and abilities can support the proposed services.	**30 Points**
Demonstrated Effectiveness	Evidence of prior successful experience that is detailed and directly related to providing high-quality early childhood education services.	**40 Points**
	Total Maximum Points	**100 Points**

A total of 124 proposals were received from all five boroughs, and negotiations were conducted with 28 vendors.

The Committee on Contracts approved the vendors named below for a term of one year, commencing on or about September 1, 2011 through June 30, 2012. The total increased cost for the amendments is $2,419,561. Total cost of the contracts as amended is $4,235,501. State funding, based on the $3,332 per half-day of services, is $1,815,940. City Council contributed $2,250,000. The DOE will supplement any reminder estimated at $169,561 with taxy levy funds. See the table below.

Unique ID	Borough	CSD	Site Name	Projected FY12 Capacity	Projected FY12 Cost p/ Child	FY12 State Funding	Estimated FY12 Total FD Funding	Projectd FY12 Supplemental (City Council/DOE) FD Funding
MAVG	M	3	Harlem Gems @ P5 149	20	$ 7,409	$ 66,640	$ 148,180	$ 81,540
MAWJ	M	5	Harlem Gems North	20	$ 7,409	$ 66,640	$ 148,180	$ 81,540
XARR	X	8	Stepping Stone Day School, Inc.	18	$ 6,796	$ 59,976	$ 122,334	$ 62,358
XAOD	X	8	Volunteers of America	16	$ 8,100	$ 53,312	$ 129,600	$ 76,288
XAHF	X	9	Bronxworks	36	$ 7,900	$ 119,952	$ 284,416	$ 164,464
XAAH	X	10	Amalgamated Nursery School	20	$ 7,900	$ 66,640	$ 158,000	$ 91,360
XABY	X	10	Brenda's Playschool	12	$ 8,100	$ 39,984	$ 97,200	$ 57,216
XAHM	X	11	Lehman College Student Child Care	15	$ 8,000	$ 49,980	$ 120,000	$ 70,020
KBYK	K	14	Sheltering Arms Day Care Services	18	$ 6,841	$ 59,976	$ 123,146	$ 63,170
KAXP	K	16	Vernon Ave Children's School, LLC.	36	$ 8,400	$ 119,952	$ 302,400	$ 182,448
KBOL	K	17	Phebeana, Inc.	18	$ 8,200	$ 59,976	$ 147,600	$ 87,624
KBKY	K	17	The Research Foundation of SUNY Downstate	18	$ 8,400	$ 59,976	$ 151,200	$ 91,224
KBCT	K	17	3504 Church Avenue Day Care	20	$ 8,000	$ 66,640	$ 160,000	$ 93,360
KAYU	K	17	Bambi Day Care Center	15	$ 8,200	$ 49,980	$ 123,000	$ 73,020
KAHX	K	20	New Hope Fellowship Inc	11	$ 7,500	$ 36,652	$ 82,500	$ 45,848
KBVV	K	22	Brooklyn College Child Care Services	20	$ 7,601	$ 66,640	$ 152,020	$ 85,380
KBRS	K	23	The Family and Life Center	36	$ 6,852	$ 119,952	$ 246,672	$ 126,720
QATM	Q	24	Star America Inc.	20	$ 8,000	$ 66,640	$ 160,000	$ 93,360
QAUB	Q	25	New Milestone, Inc.	20	$ 7,520	$ 66,640	$ 150,400	$ 83,760
QATY	Q	25	International Nursery School	18	$ 7,881	$ 59,976	$ 141,858	$ 81,882
QAUE	Q	25	Ready, Set, Grow! Child Care Center	18	$ 8,125	$ 59,976	$ 146,250	$ 86,274
QAKH	Q	26	Samuel Field YM & YWHA, Inc.	18	$ 7,680	$ 59,976	$ 138,240	$ 78,264
QAWJ	Q	28	Sholom Day Care, Inc.	18	$ 7,539	$ 59,976	$ 135,702	$ 75,726
QABM	Q	29	Grace Lutheran Church of Queens	18	$ 7,556	$ 59,976	$ 136,004	$ 76,028
RAFV	R	31	Seguine Preschool Inc	18	$ 7,700	$ 59,976	$ 138,600	$ 78,624
RAFF	R	31	Big Bird's Playhouse	18	$ 7,500	$ 59,976	$ 135,000	$ 75,024
RAFL	R	31	Educational Enterprises dba The Foresight School	20	$ 8,850	$ 66,640	$ 177,000	$ 110,360
KB5B	K	32	HCHC Inc.	10	$ 8,000	$ 33,320	$ 80,000	$ 46,680
				545	**$ 7,755**	**$ 1,815,940**	**$ 4,235,501**	**$ 2,419,561**
							City Council	**$ 2,250,000**
							DOE	**$ 169,561**

Item: 8

Description:

Utilizing the Educational Partnership Model to give schools access to alternative instructional and operational models in order to more effectively implement educational programs and increase student achievement.

REQUEST FOR AUTHORIZATION TO CONTRACT WITH EDUCATIONAL PARTNERSHIP ORGANIZATIONS

Estimated Annual / Total Contract Amount	Funding Source	Contract Term	Options	Estimated Option Amount	Procurement Method	Is Contract Retroactive?	Contract Type
$6,527,170/ $19,581,510	School Budgets via NYS School Improvement Grants (SIG)	Three Years	One 2-Year Renewal Option	$13,054,340	Expedited Competitive Solicitation	No	Requirements

	Vendor's Name & Address	Estimated Annual Amount	Estimated Total Amount
1.	**Institute for Student Achievement** One Old Country Road, Suite 250 Carle Place, NY 11415	***$735,000**	**$2,205,000**
2.	**Abyssinian Development Corporation** 4 West 125th Street, 3rd Floor New York, NY 10027	**$750,000**	**$2,250,000**
3.	**New Visions for Public Schools, Inc.** 320 West 13th Street, 6th Floor New York, NY 10014	****$2,177,170**	**6,531,510**
4.	**The Center for Educational – Public Educational Association** 28 West 44th Street, Room 300 New York , NY 10036	**$1,050,000**	**$3,150,000**
5.	**Board of Control for Southern Regional Education (SREB)** 592 Tenth Street NW Atlanta, GA 30318	**$690,000**	**$2,070,000**
6.	**Johns Hopkins University** 3400 N. Charles Street Suite 225 – Mergenthaler Hall Baltimore, MD 21218	**$1,125,000**	**$3,375,000**

***Yrs 1 &2 est. annual amount is $780,000. Yr 3 est. annual amount is $650,000**
****Yr 1 est. annual $1,880,000. Yrs 2 & 3 est. annual amount is $2,325,752**

Service Requestor	Division of Contracts & Purchasing Contact
Edward Hui Executive Director Office of School Development	Andrea Black Director, School Based Procurement

STATEMENT OF PURPOSE

Authorization is requested on behalf of the Division of Portfolio Planning (DPP) and the Division of Academics, Performance & Support (DAPS) to contract with the above-named vendors for Educational Partnership Organizations (EPOs) services. These organizations will become fully integrated partners in the management of schools that the New York State Commissioner of Education has designated as persistently lowest-achieving (PLA), pursuant to Education Law §211-e. Funding for this initiative will come from New York State School Improvement Grants (SIG). Services will commence on or before

September 1, 2011, with a contract term of three years and one 2-year renewal option; however, the length of the individual agreements between providers and individual schools may vary.

DISCUSSION

The Department is in the process of applying for SIG funding from the New York State Education Department (NYSED). These funds are available to schools designated as peristently lowest achieving (PLA) by NYSED in order to implement one of the four federally approved school intervention models (i.e: Turnaround, Restart, Transformation, and School Closure). Partnering a school with an EPO, a non-profit school management organization, is a required element of the Restart model.

Through an expedited competitive solicitation (ECS), the DOE sought qualified EPOs to provide comprehensive school reform services that focus on turning around failing schools, closing the achievement gap and preparing students for success after graduation. The EPO initiative is designed to provide schools access to alternative instructional and operational models in order to implement educational programs more effectively and increase student achievement.

The selected partners will provide schools with support services in the following areas:

(i) accountability, curriculum, instructional, and organizational support;
(ii) special needs services coordination;
(iii) youth development support;
(iv) student discipline support;
(v) organizational and staff development; and
(vi) budget advisement.

In addition, EPOs may make recommendations to the Chancellor pertaining to their assigned schools' budget, principal selection, staff hiring and evaluation, superintendent's suspensions, curriculum, school schedule and calendar, principal evaluations, teacher tenure decisions, discipline and termination of pedagogic staff, and staff development.

The DOE will retain ultimate decisional authority and control over all services provided for in this ECS. Individual schools and school leaders will remain responsible for fulfilling the Department's accountability goals and conforming school operations to both law and relevant DOE policies. School principals will direct educational and provider services, as they deem necessary to improve student performance and achieve school-level accountability goals.

To meet federal and state requirements, DPP requested a procurement method that would expedite the initiative while providing the advantages of a competitive procurement. Accordingly, the Division of Contracts and Purchasing (DCP) released an ECS. Eleven proposals were received and reviewed by a four-member evaluation committee consisting of senior DOE leaders drawn from the Office of School Development, the Office of Postsecondary Readiness, the Office of School Support, and the Office of School Services, all of whom have extensive pedagogic, operations, and/or managerial experience.

Proposals were evaluated and scored based on program plan (30 points), organizational capacity (20 points), demonstrated effectiveness (25 points), and price (25 points). The evaluation form included benchmarks for restructuring methodologies.

Of the 11 proposals received, the committee selected the following eight for negotiations:

- Abyssinian Development Corporation (ADC)
- Association for Supervision and Curriculum Development (ASCD)
- Board of Control for Southern Regional Education (SREB)
- Center for Educational Innovation-Public Education Association (CEI-PEA)
- Generation Schools Network (GSN)
- Institute for Student Achievement (ISA)

- Johns Hopkins University (JHU)
- New Visions for Public Schools (NVPS)

The selected providers were found to offer clear, detailed, rational, concise descriptions of the supports they will provide, adequate human, organizational, technical, professional resources and abilities, and prior experience providing comparable services in or to public schools.

Folllowing additional negotiations around price, the evaluation committee reconvened and scored the revised submissions and six were selected. GSN did not submit a BAFO, indicating that they did not wish to work with schools in the 2011-12 school year. ASCD was prohibitively expensive.

- Background checks performed on all six vendors and ADC, SREB, NVPS, CEI-PEA, and ISA had no significant adverse findings.
- There were two noteworthy findings related to JHU:

  (1) A vote on John's Hopkins bid to provide support services to West Philadelphia High School was delayed as a result of reports that the group paid up to $500 to four parents on a school advisory council. The latest information we have is that and is still pending, no vote had taken place, and the school had not chosen a support services provider. Despite this matter, JHU was a January 2011 finalist to run six charter schools across the Philadelphia school system, although no final decision has been made.

  (2) JHU's Financial Aid Director resigned after a 2007 investigation by the New York State Attorney General found she had received $65,000 in consulting fees and tuition payments from a student loan company. As part of a settlement, JHU agreed to pay $1.125 million in education funds and to adopt a student-loan code of conduct.

  VRPA has informed JHU that an update to their questionnaire regarding both matters must be submitted to the Mayor's Office on Contracts and an agency request has been entered by the DOE.

A review of the six vendors' financial resources, business integrity, and reference letters indicates that they are responsible to perform the requested services in accordance with these contracts. Although press reports critical of some have been found, none of these reports are extraordinary or warrants a non-responsibility determination. The Institute for Student Achievement, Abyssinian Development Corporation, Board of Control for Southern Regional Education, and Johns Hopkins University are new vendors to the DOE. The Center for Educational Innovation-Public Education Association and New Visions for Public Schools have each held several contracts with the DOE; both were found to have performed satisfactorily. The execution of these contracts is subject to Office of Equal Opportunity review and approval.

The estimated total cost per vendor varies according to a number of factors. First, the estimated annual per school cost that was negotiated for each EPO varies and reflects different levels of service, depending on the EPO's theory of change and program plan. Some EPOs offered program plans with more centralized support (as opposed to direct in-school support), so costs associated with these EPOs tend to be lower than the others we have. Additionally, some intervention plans provide more intensive support, including onsite support and staffing at schools.

The pricing for EPO services is predominantly attributed to labor, ranging from 82% to 97% of the annual contract cost. The labor rates range from as little as $23 an hour to about $144 per hour (Johns Hopkins). These rates fall within the range of the hourly rates for similar titles and services charged by vendors which will be awarded contracts under IC439 – Whole School Reform, whose prices per hour range from $180 to $19. Further, all proposers indicated that full time staff listed in the EPO budgets

whose full salaries are charged to the EPO contract, will be 100% dedicated to the EPO contract, working full time in EPO schools. Therefore, pricing can be deemed fair and reasonable.

Based on individual schools needs, the DOE sought to match schools with an EPO who would best serve them and the school community at large. Therefore, the estimated annual contract amount for each EPO is based on the vendor's negotiated per school cost, multiplied by the number of schools that will work with the EPO. The total cost for Year 1 of this initiative is $6,527,170.

The charts, as seen on the next page provides each vendor's student capacity at each school level, the number of PLA schools identified for each school level, the initial pricing, and BAFO amounts. Each cost supports the innovative intervention models that will be implemented by the selected vendors to demonstrate economies of scale.

Elementary and Middle School Proposers

# of Students	Est. Schools Per Category	BAFO CEI	BAFO ADC	BAFO JHU/DN
<500	1	332,500	375,000	372,609
500-999	2	382,500	375,000	382,609
1000-1499	0			417,609
1500-1999	0			427,609
2000+	0			427,609

High School Proposers

# of Students	Est. Schools Per Category	BAFO CEI	BAFO ADC	BAFO JHU/DN	BAFO SREB	BAFO NV	BAFO NV (Yr. 2 & 3)	BAFO ISA	BAFO ISA (Yr. 3)
<500	2	332,500	375,000	428,359		408,000	484,743	117,899	103,431
500-999	2	382,500	375,000	452,074	344,997	592,000	735,563	189,174	160,446
1000-1499	1			494,095	344,997	786,175	N/A	273,880	230,790
1500-1999	0			522,487	344,997	880,000	N/A	346,375	288,919
2000-2499	2			562,238	344,997	880,000	1,105,446	416,424	344,605
2500-2999	3			562,238	344,997	880,000	1,105,446	501,826	415,642
3000-3499	1					880,000	1,105,446	573,316	472,768
3500-3999	0							643,703	528,791

Note:

CEI - The Center for Educational - Public Educational Association

ADC - Abyssinian Development Corporation

JHU/DN - John Hopkins Univerersity

SREB - Board of Control for Southern Regional Education

NV - New Visions for Public Schools, Inc.

ISA - Institute for Student Achievement

Item: 9

Description:

Ongoing assistance for principals in the evaluation and discipline process for poorly performing tenured pedagogues.

REQUEST FOR AUTHORIZATION
TO PROVIDE LABOR SUPPORT UNIT CONSULTANTS AND TEAM LEADER

Estimated Annual/Total Contract Amount	Funding Source	Contract Term	Options	Procurement Method	Is Contract Retroactive?	Contract Type
$440,000 / $1,320,000	Tax Levy	Three Years	None	Request for Proposals (RFP)	No	Requirements

Vendor Name & Address	See list below.

Service Requestor/Contract Manager	Division of Contracts and Purchasing Contact
David Brodsky Office of Labor Relations	Stephen Stamo Division of Contracts and Purchasing

STATEMENT OF PURPOSE

Approval is requested to contract with the vendors listed below to serve in the Labor Support Unit and provide ongoing assistance to principals and assistant principals in the evaluation and discipline process for poorly performing tenured pedagogues. This authorization will result in multiple requirements contracts. All of the contracts will be active for approximately three years, commencing on or around September 1, 2011 and terminating on or around August 31, 2014, for an estimated annual amount of $440,000. These contracts will replace previous contracts awarded pursuant to a negotiated service.

DISCUSSION

The Labor Support Unit (LSU) provides guidance to principals and assistant principals in the evaluation and disciplinary process for poorly performing tenured pedagogues and related support for school supervisors.

A Request for Proposals (RFP) was the preferred procurement method because the service requires vendors to have a working knowledge of the discipline process for pedagogues and prior experience with supervising classroom instruction and improving underperforming pedagogues. This RFP is open-ended in that it allows candidates the opportunity to submit proposals upon receiving the required supervisory certification.

The RFP was divided into two components: (1) Labor Support Unit Consultants, and (2) Labor Support Unit Team Leader. Consultants are assigned to cases involving teachers and other pedagogues who were rated unsatisfactory and they prepare documentation related to the underperforming personnel. The Team Leader acts as a liaison who offers support among the attorneys, Labor Support Consultants, and school administrators. Vendors were able to propose for either or both components.

Proposals were evaluated by a three-member committee drawn from the Teacher Performance Unit and the Office of Labor Relations. All members have experience working with the Labor Support Unit Consultants and have extensive knowledge of the teacher evaluation process delineated in the teachers' collective bargaining agreement, as well as the 3020-a disciplinary process for tenured pedagogues. Proposals were scored using the following evaluation criteria for both LSU Consultant and Team Leader: communication/interpersonal skills (50 points) and demonstrated effectiveness (50

points). Interviews with each proposer were also factored into their respective evaluation score. All proposers were required to have a supervisory certificate and submit a writing sample.

Of the nine individuals that submitted proposals, eight were recommended for award. One proposer was recommended for both components. The individuals recommended for award clearly articulated their current experiences as an LSU Consultant and demonstrated knowledge of the collective bargaining agreement. Each individual also had extensive experience as a school supervisor. The proposer that was not selected has not recently served in a role addressing accountability issues for pedagogues in the New York City School system and it was determined that he was not a good fit for the role as a Labor Support Unit consultant. No protest was received from this proposer.

The Department did receive a protest from an individual who did not submit a proposal. Said individual asked to have the School Administrator and Supervisor (SAS), School District Administrator (SDA), School Building Leader (SBL), or School District Leader (SDL) supervisory certificates removed as the minimum required qualifications. The DOE did not consent to this request because having a certified supervisor supporting principals across a range of supervisory issues, including teacher effectiveness, was deemed necessary to this initiative. Licensed supervisors can lend their qualifications and experience to determining how best to support struggling teachers and can follow through on accountability measures where necessary.

A vendor background review, including the federal debarment list and VCIP, has revealed no significant adverse information. The contract manager considers these vendors to have been in compliance with the requirements of previous contracts and to have performed satisfactorily. Therefore, the vendors are found to be responsible.

Awarded vendors will be compensated a daily rate of $350 for seven consultant work hours or a pro-rated hourly rate of $50. A recent analysis by DCP's Vendor Research and Price Analysis Unit compared the consultants' hourly rate of $50 to the equivalent titles of full-time DOE Associate Staff and Education Analysts. The hourly rates for those titles range from $48.77 to $63.15 respectively, including fringe benefits. As the consultants' rates are either less than or fall within the salary range of equivalent titles, the rates are fair and reasonable. The fixed rate will remain in effect for the entire term of the contract.

Although each consultant will be paid identical daily rates, the estimated annual amounts for each vary, based on the anticipated distribution of assignments.

VENDOR	COMPONENTS	ESTIMATED ANNUAL AMOUNT
Dr. Linda Palumbo	1, 2	$78,000
Michael Agona	1	$40,000
Joseph Cantara	1	$60,000
Joseph Belesi	1	$48,000
Dorothy Bowser	1	$62,000
Marlene Gonzalez	1	$56,000
Dr. Lester McDowell	1	$40,000
Mark Bronstein	1	$56,000

Item: 10

Description:

Labor, material, and supervision for general construction projects in schools and administrative buildings.

REQUEST FOR AUTHORIZATION FOR D&K, GEOMATRIX, AND CISCO JOB ORDER CONTRACTS (JOC) FOR GENERAL CONSTRUCTION

Annual / Total Contract Amount	Funding Source	Contract Term	Options	Option Amount	Procurement Method	Is Contract Retroactive?	Contract Type
$8,579,600 / $34,318,400 Plus CPI Adjustments	Tax Levy	Four Years	One 270-Day Extension	$6,434,700	RFB	No	Requirement

Service Requestor/Contract Manager	Division of Contracts & Purchasing Contact
Volkert Barren Program Director Division of School Facilities	Shelley Epstein Division of Contracts and Purchasing

Vendor Name	Address	Annual Amount	Total Amount
D & K Construction Co. Inc.	155 Union Ave. Middlesex, NJ 08846	$2,700,000	$10,800,000
Geomatrix Services Inc.	210 East High Street Bound Brook, NJ 08805-2004	$2,989,600	$11,958,400
Cisco General Construction	87-11 118th Street Richmond Hill, NY 11418	$2,890,000	$11,560,000

STATEMENT OF PURPOSE

Approval is requested to contract with D&K, Cisco General, and Geomatrix for all labor, material, and supervision necessary for general construction projects for schools and administrative buildings. The contracts will be active for four years with an option for a 270-day extension.

DISCUSSION

Through this JOC, each task has a pre-set unit price listed in a construction task catalog. Technical specifications are included for all tasks. Bidders were required to submit two multipliers (adjustment factors) each specified to four decimal places, which are used to calculate the bidder's price for work done during normal hours and for work done after hours. Estimates were provided for the percentage of work that is to be done during the two periods.

This request for bids (RFB) was advertised for seven days in the City Record and on the DCP web site. The RFB covered three Aggregate Classes: Aggregate Class 1 for North Brooklyn, Aggregate Class 2 for Manhattan, and Aggregate Class 3 for the Bronx. Seventeen bids were received for each aggregate class.

The bid document stated it was the intention of the DOE to award only one aggregate class to any one bidder while reserving the right to award more than one aggregate class to a bidder. In such cases, the bidder is required to demonstrate that it has sufficient qualified personnel, equipment, and facilities to ensure that award of multiple aggregate classes will not lower the overall quality of services.

D&K was the low bidder on all classes. Based on their past performance and their organizational capacity, it was determined they had the capacity to service one area. D&K is therefore recommended for award of Aggregate Class 2, where the DOE achieves the best pricing. D&K has had prior contracts with DSF and has provided satisfactory service. DSF is confident D&K will continue to provide satisfactory service.

Rachel Construction, the second low bidder on Aggregate Class 1 and the third low bidder on Aggregate Class 3 was rejected for not having the financial or organizational capacity to service the contract. Their financial statements did not show annual revenue at least equal to the annual estimate for this contract and they did not have the resources to cover the various trades required. No protest was received. Strong Steel Door, the third low bidder on Aggregate Class 1, withdrew their bid, which was permitted as per Section 2.10 *Withdrawal of Bids*. "Following five business days after the bid opening, a Bidder may not withdraw his bid before one hundred and eighty (180) calendar days from the bid opening. A Bidder may withdraw its bid after that time only if it states such intent in writing prior to the mailing by the Board of a Purchase Order, Notice of Award; or Acceptance of Bids." The bid opening date was October 28, 2010 and the withdrawal was accepted.

Cisco General was the fourth low bidder for Aggregate Class 1 and is recommended for award for that class. Based on their organizational capacity and prior performance for DSF, it was determined that Cisco had the organizational capacity to service one area. The cost difference between Cisco and the next low bidder (Geomatrix) for Class 1 was the same as the cost difference between Cisco and the next low bidder (Geomatrix) for Class 3. Cisco is recommended for award of Aggregate Class 1 and Geomatrix is recommended for award of Aggregate Class 3. Both Cisco and Geomatrix have had prior contracts with the DOE and have provided satisfactory service. DSF is confident that both will continue to provide satisfactory service.

A review of financial statements did not reveal any risk associated with doing business with D&K, Geomatrix, and Cisco. The Vendor Research and Price Analysis Unit (VRPA) conducted a background check and found no significant adverse information for D&K or Geomatrix, both of which are deemed responsible.

The background check determined that Cisco General Construction had outstanding tax debts owed to the Internal Revenue Service (IRS), the New York City Department of Finance (NYCDOF), the Environmental Control Board (ECB), the New York State Insurance Fund (NYSIF), and the State of New York. At the DOE's behest, Cisco began a process of addressing these matters and at this time the status is as follows:

- Satisfied $55,272 of its debt to ECB, with $48 remaining.
- Executed an installment payment agreement with the NYCDOF to repay $240,171, requiring monthly payments of $15,837.
- Negotiating with NYSIF regarding a payment plan for repayment of $99,919, which was determined through an audit concluded June 2, 2011.
- Paid $256,666 toward State of New York tax warrants since March 2010 and is awaiting approval of a payment plan to address $371,736 still due.
- Executed a payment plan with the IRS in 2010 requiring payments of $50,000 per month. However, when Cisco's payments failed to stay current, the payment plan lapsed. Cisco now has again started to pay the $50,000 per month due under the original payment plan while attempting to negotiate a new plan with the IRS for a lesser monthly amount. So far, Cisco has paid $692,544 since January 2010 against a balance due of $1,456,091.

In light of Cisco's ongoing attempt to satisfy outstanding tax debt and its significant payments towards the balances due, the DOE believes Cisco is responsible.

The combined estimated annual expenditures are $8,579,600 and will be funded by DSF. These contracts are between eight and nine percent less than previous bids for similar items. The state of the economy and the fact that vendors need to keep operating are factors contributing to the decrease. VRPA conducted a cost/price analysis on all vendors and determined that the pricing for all three classes is acceptable. Due to the receipt of several competitive bids, all prices are found to be fair and reasonable.

Item: 11

Description:

Professional development and direct student services in social studies, citizenship/civics and global education.

REQUEST FOR AUTHORIZATION #4 FOR THE PROVISION OF SOCIAL STUDIES PROFESSIONAL DEVELOPMENT AND DIRECT STUDENT SERVICES #R0702

Estimated Annual/Total Contract Amount	Funding Source	Contract Term	Procurement Method	Is Contract Retroactive?	Contract Type
$120,000/ $600,000	Various Funding	Five Years	Multiple Task Award Contract	No	Requirements Contract

Service Requestor/Contract Manager	Division of Contracts and Purchasing Contact
Gregg Betheil Executive Director Division of School Support & Instruction	Xavier Cerda Procurement Contract Analyst Division of Contracts and Purchasing (DCP)

Vendor Name and Address	Component
Teacher Created Materials 5301 Oceanus Drive Huntington Beach, CA 92649	1

STATEMENT OF PURPOSE

Approval is requested to contract with Teacher Created Materials for social studies professional development and direct student services. These programs will be provided at the discretion of participating schools.

DISCUSSION

This solicitation, designed to improve social studies instruction in grades K-12, included two components:

1. Professional development designed for teachers, administrators, social studies workers, early childhood coordinators, education assistants, family assistants, teacher leaders, and coaches.
2. Direct student services designed to engage students in and out of the classroom to increase and enrich knowledge content.

Twelve vendors have been approved in previous RAs pursuant to the same solicitation. One proposal has been submitted after RA#3 was approved and has been selected for award under the present RA. A committee from the Division of School Support & Instruction evaluated the proposal. Its members included two former teachers with 16 years of combined classroom experience and a high-level program administrator. The evaluation criteria were: program plan (25 points), organizational capacity (25 points), pricing (25 points) and demonstrated effectiveness (25 points). Successful vendors must achieve a minimum score of 80.

Professional development programs will include a pre-planning meeting with site administrators, workshops, and on-site coaching days. Ongoing assessment and planning meetings will be used to revise the professional development program.

The contract amount is based on the average of expenditures from prior contracts for the same services.

Teacher Created Materials provides professional development at a rate of $194 per hour, which compares favorably to rates charged by other vendors who were previously awarded contracts for similar services. Based on this comparison, Teacher Created Materials' proposed rates were found to be fair and reasonable.

Background checks performed on Teacher Created Materials included VENDEX, the Uniform Commercial Code, the Federal Tax Lien, and the Federal Excluded Parties List System. No significant adverse findings were uncovered. The vendor may therefore be deemed responsible.

It is necessary to contract for these services because the DOE does not possess the expertise necessary to meet the objectives of this program.

The Multiple Task Award Contract (MTAC) process is the preferred procurement method as this process ensures competition among a large number of specialized vendors to provide professional development services.

As a part of the MTAC process, all service requests over $25,000 must go through a competitive process for procurement of services. Users will be required to create a scope of services and conduct a mini-solicitation process among the awarded vendors in their component areas. Vendors will be required to provide a statement of work and pricing based on their contracted services, which will be evaluated and scored by the user. Upon completion of this mini-solicitation process, schools will be able to secure services via a purchase order. This process is to ensure competition among the large number of vendors who have been awarded contracts as a result of this procurement. Future RAs for these services will be submitted in batches as new providers are presented for award of contracts.

Item: 12

Description:

Professional development in support of a Teaching American History grant for District 18.

REQUEST FOR AUTHORIZATION FOR PROFESSIONAL DEVELOPMENT IN TEACHING AMERICAN HISTORY

Annual/Total Contract Amount	Funding Source	Contract Term	Options	Estimated Options Amount	Procurement Method	Is Contract Retroactive ?	Contract Type
FY 11-$42,365 FY 12- $48,365 FY 13-$48,365 Total: $139,095	USDOE	9/1/10-8/31/13	Two 1-Year Renewal Options	Year 1: $48,365 Year 2: $48,365 Total: $96,730	Vendor Named in Grant, Per Section 1-03(b) of DOE Procurement Policy & Procedures	Yes	Full Value
Vendor Name & Address	City Lore Inc. 72 E. First Street New York, NY 10003						

Service Requestor/Contract Manager	Division of Contracts & Purchasing Contact
Gus Hatzidimitriou Project Director	Maxine Needle Director of Grants

STATEMENT OF PURPOSE

Authorization is requested to contract with City Lore to provide professional development in support of a Teaching American History (TAH) grant for District 18.

DISCUSSION

City Lore will conduct four workshops per year and participate in a five-day summer institute for 60 middle and high school American history teachers. These workshops will consist of aligning teaching strategies to the NYC/NYS standards, the National Core Standards, and the grade levels of participating teachers. City Lore will provide professional development that will enable the participants to facilitate lesson plans, classroom application, and discussions that reflect on content at the end of the sessions.

The grantor's program is a Teaching American History Grant. A contract for personal services is necessary because the contract is funded by a grant, and the grant award specifically named this vendor for the amount stated above. To have the services provided by another party would be contrary to the grant.

This contract is retroactive because the reorganization of the former Division of Teaching and Learning delayed the assignment of some grant management roles and responsibilities.

The contract manager's office has experience with the vendor providing these services and confirms that they performed satisfactorily. DCP reviewed information regarding the vendor's background in the VENDEX system and found no significant adverse information. The vendor is thus responsible.

Pricing for the contract services was established by the grantor in the grant award.

Item: 13

Description:

Professional development services in support of a Teaching American History grant for District 18.

REQUEST FOR AUTHORIZATION FOR PROFESIONAL DEVELOPMENT IN TEACHING AMERICAN HISTORY

Annual/Total Contract Amount	Funding Source	Contract Term	Options	Estimated Options Amount	Procurement Method	Is Contract Retroactive?	Contract Type
$30,000 / $90,000	USDOE	9/01/10-8/31/13	Two 1-Year Renewal Options	Year 1: $30,000 Year 2: $30,000 Total: $60,000	Vendor Named in Grant, Per Section 1-03(b) of DOE Procurement Policy & Procedures	Yes	Full Value
Vendor Name & Address	Houck Educational Consultants 305 West 86th Street, Suite 9B New York, NY 10024						

Service Requestor/Contract Manager	Division of Contracts & Purchasing Contact
Gus Hatzidimitriou Project Director	Maxine Needle Director of Grants

STATEMENT OF PURPOSE

Authorization is requested to contract with Houck Educational Consultants to provide Professional Development services in support of a Teaching American History grant for District 18.

DISCUSSION

Houck Educational Consultants (HEC) will conduct evaluation services that will serve participants in Shaping US History, a program that targets teachers in middle and high schools. HEC will conduct classroom observations, focus groups, teacher surveys measuring the frequency of use of a variety of instructional strategies in the classroom, workshops, study groups, and pre- and post-program assessments in American history content knowledge for participating teachers. These evaluations will be conducted on-site at program activities and participants' schools.

The grantor's program is a Teaching American History Grant. A contract for personal services is necessary because the contract is funded by a grant, and the grant award specifically named this vendor for the amount stated above. To have the services provided by another party would be contrary to the grant.

This contract is retroactive because the reorganization of the former Division of Teaching and Learning delayed the assignment of some grant management roles and responsibilities.

The contract manager's office has experience with the vendor providing these services and confirms that they performed satisfactorily. DCP reviewed information regarding the vendor's background in the VENDEX system and found no significant adverse information. The vendor is thus found to be responsible.

Pricing for the contracted services was established by the grantor in the grant award.

Item: 14

Description:

Professional development services and support in mathematics to teachers and administrators under the Manhattan Mathematics Professional Development Project grant for District 6.

REQUEST FOR AUTHORIZATION FOR MANHATTAN MATHEMATICS PROFESSIONAL DEVELOPMENT GRANT

Annual/Total Contract Amount	Funding Source	Contract Term	Options	Procurement Method	Is Contract Retroactive?	Contract Type
FY 11 $255,000 FY 12 $255,000 FY 13 $263,000 Total: $773,000	NYSED	7/1/10-6/30/13	None	Vendor Named in Grant, Per Section 1-03(b) of DOE Procurement Policy & Procedures	Yes	Full Value
Vendor Name & Address	Math Solutions, Inc. a division of Scholastic Inc. 150 Gate 5 Road, Suite 101 Sausalito, CA 94965					

Service Requestor/Contract Manager	Division of Contracts & Purchasing Contact
Gregg Betheil Executive Director, Office of School Programs & Partnerships Division of Academics, Performance & Support	Maxine Needle Director of Grants

STATEMENT OF PURPOSE

Authorization is requested to contract with Math Solutions, Inc. to provide professional development services and support in mathematics to teachers and administrators under the Manhattan Mathematics Professional Development Project grant for District 6.

DISCUSSION

Math Solutions offers five one-day summer institutes and six customized webinars per year for K-8 teachers and administrators. The professional development strengthens participants' math content knowledge, furthers their understanding of how students learn mathematics, provides activities that address NYC standards and the Common Core State Standards, and supports the implementation of instructional strategies. Webinars follow up and extend the face-to-face professional development. Services are provided at a site designated by the NYCDOE grant manager.

The grantor's program is a NYSED Math and Science Partnership Grant. A contract for personal services is necessary because the contract is funded by a grant, and the grant award specifically named this vendor for the amount stated above. To have the services provided by another party would be contrary to the grant.

This contract is retroactive because during the reorganization of the former Division of Teaching and Learning, some grant management responsibilities were delayed until clarity around roles and responsibilities was provided.

The contract manager's office has experience with the vendor providing these services and confirms that they performed satisfactorily. DCP reviewed the vendor's background in the VENDEX system and found no significant adverse information. The vendor is thus found to be responsible.

Pricing for the contracted services was established by the grantor in the grant award.