

**Agenda Item No. 6
May 6, 2009 Meeting**

DATE: April 14, 2009

TO: Children and Families Commission of Orange County

FROM: Michael M. Ruane, Executive Director 

SUBJECT: Extension of Agreement with Corporation for Standards & Outcomes (CS&O) for Commission Outcomes Collection, Evaluation, and Reporting System (OCERS)

SUMMARY:

In January 2009, the Children and Families Commission of Orange County approved the release of a Request for Proposal (RFP) for a Performance Outcomes Management System that would more closely align with the Bridgespan recommendations. Since that time, the financial picture for the Commission has changed dramatically.

Since the number of programs funded and supported by the Commission may be significantly impacted by the outcome of Prop 1D on the May State Ballot Measure, postponing the final selection of the contractor until there is a better understanding of system requirements is recommended. A review of the proposals will commence in June 2009, and a recommended contractor, estimated cost, and implementation plan will be presented at the September 2009 Commission meeting.

In the interim, a limited six-month extension of the agreement with the Commission's existing vendor, CS&O, is recommended to maintain the existing evaluation system. This limited amendment would ensure that the Commission's current system, the Outcomes Collection, Evaluation, and Reporting System (OCERS), maintain all existing features such as contract monitoring and compliance, grantee data collection and online invoicing, but would not provide funding for any changes to the existing system and limits the amount of staff support provided. Additionally, the amendment would also ensure that the system's online invoicing module stays in compliance with the County's new budget and payment system.

The cost of the six-month extension for the OCERS system would not exceed \$360,000. This amount reflects a reduction of 8% (\$30,569 for 6 months or \$5,095 per month) from the current funding level pro-rated on a six-month basis. However, as noted above, the cost reduction will limit the scope of services to essential minimum requirements and will not allow for any system improvements during the extension period.

STRATEGIC PLAN & FISCAL SUMMARY:

This item has been specifically reviewed in relation to the Commission's Strategic Plan and is consistent with the Capacity Building goal. Funding for this item is included in the FY 2009-2010 Budget under the Capacity Building, Performance Outreach Management line item.

RECOMMENDED ACTION:

Adopt resolution (Attachment 1) authorizing the Executive Director and Commission Counsel to prepare and negotiate an amendment to Agreement FCI-POM-01 with the Corporation for Standards & Outcomes to continue to provide services for OCERS (Outcomes Collection, Evaluation and Reporting System), adding an amount not to exceed \$360,000 for a revised total maximum payment obligation of \$2,840,628, and extending the Agreement through December 31, 2009.

ATTACHMENT:

1. Resolution authorizing amendment to Agreement FCI-POM-01 with the Corporation for Standards & Outcomes for continuation of existing services for OCERS (Outcomes Collection, Evaluation and Reporting System).

Contact: Kim Goll

CHILDREN AND FAMILIES COMMISSION OF ORANGE COUNTY

RESOLUTION NO. ___-09-C&FC

May 6, 2009

A RESOLUTION OF THE CHILDREN & FAMILIES COMMISSION OF ORANGE COUNTY AUTHORIZING THE EXECUTIVE DIRECTOR AND COMMISSION COUNSEL TO PREPARE AND ENTER INTO AN AMENDMENT TO AGREEMENT BETWEEN THE CHILDREN AND FAMILIES COMMISSION OF ORANGE COUNTY AND CORPORATON FOR STANDARDS AND OUTCOMES AND MAKING CERTAIN FINDINGS IN CONNECTION THEREWITH

WHEREAS, in order to facilitate the creation and implementation of an integrated, comprehensive, and collaborative system of information and services to enhance optimal early childhood development, the legislature adopted legislation set forth in the California Children and Families Act of 1998, Health and Safety Code Section 130100, *et seq.* (as amended, the "Act") implementing the Children and Families First Initiative passed by the California electorate in November, 1998 and establishing the California Children and Families Commission and County Children and Families Commissions, including this Children and Families Commission of Orange County ("Commission"); and

WHEREAS, Commission adopted its Strategic Plan to define how funds authorized under the Act and allocated to the Commission should best be used to meet the critical needs of Orange County's children prenatal to five years of age as codified in the Act; and

WHEREAS, on May 3, 2006, the Commission authorized Agreement FCI-POM-01 with Corporation for Standards and Outcomes, to provide services promoting the purposes of the Act and the Strategic Plan; and

WHEREAS, Commission authorized its Executive Director, or designee, on June 2, 2004, to award additional funding not to exceed ten percent (10%) for Contractor services; and

WHEREAS, on December 20, 2006, the Commission, through the authority delegated to the Executive Director, authorized a First Amendment to Agreement FCI-POM-01 with Corporation for Standards and Outcomes, to provide additional funding for Testing and Implementing the Business Interruption Plan services promoting the purposes of the Act and the Strategic Plan; and

WHEREAS, on June 27, 2007, the Commission authorized a Second Amendment to Agreement FCI-POM-01 with Corporation for Standards and Outcomes, to provide additional funding for implementation of the Electronic Interface and Balanced Scorecard Reporting services promoting the purposes of the Act and the Strategic Plan; and

WHEREAS, on April 2, 2008, the Commission authorized a Third Amendment to Agreement FCI-POM-01 with Corporation for Standards and Outcomes, to provide additional funding to continue to provide services through June 30, 2009, promoting the purposes of the Act and the Strategic Plan; and

WHEREAS, Commission desires to authorize the Executive Director, or designee, and Commission Counsel to negotiate the terms and final form of a Fourth Amendment to Agreement

FCI-POM-01 with Corporation for Standards and Outcomes, to add an amount not to exceed \$360,000 for a new maximum payment obligation not to exceed \$2,840,628, and extend the term of the Agreement through December 31, 2009 under the same general terms and conditions of the original agreement; and

WHEREAS, Commission has reviewed the staff report for the May 6, 2009 Commission meeting relating to the scope of services to be provided and hereby finds and determines that the proposed Amendment is in furtherance of and consistent with the Commission's Strategic Plan; and

WHEREAS, Commission desires to authorize the Commission Chair and Commission Clerk to enter into an Amendment to Agreement No. FCI-POM-01 to add \$360,000 for a revised total maximum payment obligation of \$2,840,628 and extend the term of the Agreement through December 31, 2009.

NOW, THEREFORE BE IT RESOLVED BY THE COMMISSIONERS OF THE CHILDREN AND FAMILIES COMMISSION OF ORANGE COUNTY AS FOLLOWS:

Section 1 Commission finds and determines the foregoing Recitals are true and correct and are a substantive part of this Resolution.

Section 2 Commission authorizes the Executive Director, or designee, and Commission Counsel to prepare and negotiate the final form of a Fourth Amendment to Agreement FCI-POM-01 with Corporation for Standards and Outcomes to add an amount not to exceed \$360,000 for a new maximum payment obligation not to exceed \$2,840,628, and extend the term of the Agreement through December 31, 2009 to continue to provide services consistent with the staff report for the May 6, 2009 Commission meeting and the scope of services referenced therein;

Section 3 Commission hereby approves the Fourth Amendment to Agreement FCI-POM-01 with Corporation for Standards and Outcomes, to add an amount not to exceed \$360,000 for a new maximum payment obligation not to exceed \$2,840,628, and extend the term of the Agreement through December 31, 2009 to continue to provide services in support of the Act and the Strategic Plan as specified in the May 6, 2009 staff report.

Section 4 The Commission Chair and the Clerk of the Commission are hereby authorized to execute and attest, respectively, the Amendment on behalf of the Commission.

Section 5 A copy of the final Fourth Amendment to Agreement FCI-POM-01 with Corporation for Standards and Outcomes, when executed by the Commission Chair and attested by the Clerk of the Commission shall be appended hereto as a part of Exhibit A to this Resolution. Exhibit A is hereby fully incorporated as a part of this Resolution by this reference and made a part hereof. The final executed Amendment to Agreement shall be placed on file in the office of the Clerk of the Commission.

Section 6 In addition to the authorization of Section 2 above, the Executive Director (or his designee) is hereby authorized, on behalf of the Commission, (i) to sign all documents necessary and appropriate to carry out and implement the Amendment, (ii) to cause the issuance of warrants, (iii) to administer the Commission's obligations, responsibilities, and duties to be performed under such agreement, and (iv) during the term thereof to provide waivers, administrative interpretations, and minor modifications of the provisions of such agreement in the furtherance thereof.

Section 7 The Clerk of the Commission shall certify to the adoption of this Resolution.

The foregoing resolution was passed and adopted by the following vote of the Children and Families Commission of Orange County on May 6, 2009 to wit:

AYES Commissioners: _____

NOES: Commissioner(s): _____

EXCUSED: Commissioner(s): _____

ABSTAINED: Commissioner(s) _____

CHAIR

STATE OF CALIFORNIA)
)
COUNTY OF ORANGE)

I, DARLENE J. BLOOM, Clerk of the Commission of Orange County, California, hereby certify that a copy of this document has been delivered to the Chair of the Commission and that the above and foregoing Resolution was duly and regularly adopted by the Children and Families Commission of Orange County.

IN WITNESS WHEREOF, I have hereto set my hand and seal.

DARLENE J. BLOOM
Clerk of the Commission, Children and Families Commission of
Orange County, County of Orange, State of California

Resolution No: __-09--C&FC

Agenda Date: May 6, 2009

Item No.



I certify that the foregoing is a true and correct copy of the Resolution adopted by the

DARLENE J. BLOOM, Clerk of the Commission

By: _____
Deputy

EXHIBIT A TO RESOLUTION OF COMMISSION

(Attach copy of final executed Amendment to Agreement FCI-POM-01 with Corporation for Standards and Outcomes)