

SCHOOL BOARD OF BREVARD COUNTY, FLORIDA

BOARD AGENDA ITEM – June 16, 2020

PROCUREMENT SOLICITATION

**RFP #16-P-067-WH Competency Based Diploma and
Credit Retrieval Program – Second Renewal**

<input type="checkbox"/> (ITB) Invitation To Bid	<input type="checkbox"/> (ITN) Invitation To Negotiate	<input type="checkbox"/> (PB) Piggyback
<input checked="" type="checkbox"/> (RFP) Request For Proposal	<input type="checkbox"/> (RFQ) Request For Qualifications	<input type="checkbox"/> (SC) State Contract
<input type="checkbox"/> (SS) Sole Source		

REQUESTOR: Students at Risk

Legal Review Required: Yes No

Standard Template Used with No Changes: Yes No

Standard Template Type: Amendment

VENDOR NAME	AMOUNT AWARDED	REQUIRED PRODUCTS/SERVICES
Edgenuity, Inc.	Approx. \$246,350.00 Based on enrollment	Odysseyware Online Competency Based Diploma and Credit Retrieval Program
Total	Approx. \$246,350.00	

<input checked="" type="checkbox"/> Contract Renewal	New Contract Amount	Approx.\$246,350.00
<input type="checkbox"/> Recurring Contract	Previous Contract Amount	Approx.\$246,350.00
<input type="checkbox"/> New Contract	Variance	\$0.00

PRICE INCREASE / DECREASE EXPLANATION: N/A

DISCUSSION:

Brevard Public Schools utilizes individualized competency based and course recovery educational software to serve at risk students in computer labs at 11 high schools, 3 junior/senior high schools, 8 middle schools, 2 alternative learning centers, 4 adult education centers, and 4 DJJ sties. Annually, approximately 4000 unique student users in our district access this courseware to meet academic requirements for promotion, earn a standard high school diploma, or take and pass the General Equivalency Diploma test.

At-risk students face unique challenges in terms of academic success and are eligible for these programs based on a history of retentions, low grade point average, course failures, poor performance on mandatory state assessments, poor attendance, and/or disruptive behavior. Competency based academic programs for at-risk students have been in used our district successfully since the 1990’s to meet the needs of high school students who are off track to graduate with their kindergarten cohort due to being overage for grade, behind in credits, or having a low GPA. Over the last three years this curriculum has been made available to middle school students who are facing retention, students in enrolled in DJJ programs, and students enrolled in adult education high school completion programs. Labs are staffed by full time Brevard Public school teacher (s) who facilitate the delivery of the software, monitor student progress daily, tutor, mentor, and provide academic counseling.

The current contract with our provider expires June 30, 2020. A one (1) year renewal of the current contract is being presented for approval per section 1. “TERM” of the agreement.

This purchase is funded through Supplemental Academic Instructional (SAI) funds, Adult Education, Secondary Programs, and Educational Technology. Title I Part D Funds for Neglected and Delinquent Youth will be applied for as well to help support the costs of this software implementation.

The standard amendment template has been used, which does not require legal review.

CONTRACT TERM:

The contract renewal term shall commence July 1, 2020 and continue until June 30, 2021.

RECOMMENDATION:

It is the recommendation of Christine Moore, Assistant Superintendent of Student Services, and Dr. Jayna Jenkins, Director of Student Support Services, to approve the attached amendment renewal with Odysseyware.

AUTHORITY FOR ACTION:

Florida Administrative Code 6A-1.012(10)



Agreement #: 16-P-067-WH-A2

Approval Date: _____

**Amendment 2
To Agreement Between
The School Board of Brevard County, Florida
and
Edgenuity, Inc.
For Odysseyware Online Licensing
Agreement #16-P-067-WH-A2**

THIS AMENDMENT (hereinafter referred to as "Amendment") to the agreement identified above (referred to as the "Agreement") by and between The School Board of Brevard County, Florida, a political subdivision of the State of Florida, located at 2700 Judge Fran Jamieson Way, Viera, Florida 32940, more commonly known as Brevard Public Schools (hereinafter referred to as "BPS") and Edgenuity Inc. whose business address is 8860 East Chaparral Road, Suite 100, Scottsdale, AZ 85250, (hereinafter referred to as "Contractor"), is made as follows:

WITNESSETH:

WHEREAS, pursuant to the terms of the Agreement, the parties may amend the Agreement upon mutual written consent; and

WHEREAS, BPS and Contractor wish to amend the Agreement to renew the Agreement for one year through this Amendment;

NOW, THEREFORE, in consideration of the mutual covenants and provisions contained herein, the parties hereto agree as follows:

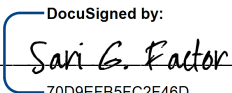
1. The Agreement shall be renewed for one year from July 1, 2020 through June 30, 2021, pursuant to section 3.01 AWARD TERM of the original RFP document. The above recitals are true and correct and are hereby incorporated by reference.
2. E-Verify. Under Executive Order 11-116, and Section 448.095, Fla. Stat., effective July 1, 2020, Contractor shall use the U.S. Agency of Homeland Security's E-Verify system, <https://e-verify.uscis.gov/emp>, to verify the employment eligibility of all employees hired during the term of this Agreement. Contractor shall also require all subcontractors performing work under this Agreement to use the E-Verify system for any employees they may hire during the term of this Agreement. Contractor must provide evidence of compliance with 448.095, Fla. Stat by January 1, 2021. Evidence may consist of, but is not limited to, providing notice of Contractor's E-Verify

number. Failure to comply with this provision is a material breach of the Agreement, and BPS may choose to terminate the Agreement at its sole discretion. Contractor may be liable for all costs associated with BPS securing the same services, inclusive, but not limited to, higher costs for the same services and rebidding costs (if necessary).


- 3. Except as expressly modified herein, the terms and conditions of the Agreement remain unchanged. In the event of a conflict between the terms of this Amendment and those of the Agreement, BPS and Contractor agree that the terms of this Amendment shall prevail and control.

IN WITNESS WHEREOF, BPS has made and executed this Amendment and Contractor has made and executed this Amendment on the day and year below written.

EDGENUITY INC.

By:  Date: 5/13/2020
Authorized Representative Signature

Print Name: Sari G. Factor
Title: Chief Executive Officer

Approved by Legal: 

THE SCHOOL BOARD OF BREVARD COUNTY, FLORIDA

By: _____ Date: _____
Misty Belford, Board Chairperson

YEAR	FND	CNTR	PROJECT	FUNC	OBJT	PRG	S	AMOUNT

Send required insurance certificates to the Procurement Department.
New Vendors: Send all completed Forms to the Procurement and Distribution Services Department.

Contractor Contact Name: Kelsey Anderson
Email Address: kelsey.anderson@edgenuity.com
Phone Number: 877-725-4257 ext 1128



LICENSE AGREEMENT ATTACHMENT "A"

Odysseyware Online License and Content Specifications

Customer Information

School Name: Brevard County School District
 Contact Name: Wil Henzmann Title:
 Address: 2700 Judge Fran Jamieson Way
 Viera, Florida 32940
 Phone: 321-633-1000 x623 Alt. Phone: Fax:
 Email: Henzmann.Williams@Brevardschools.org

Content Specifications

Software Version: 2.0

Odysseyware Curriculum

- Concurrent User License(s)
- E-Cash
- Per Course Per Student
- Select ES Concurrent License(s)
- Select MS Concurrent License(s)
- Select HS Concurrent License(s)
- Site License(s)
- Student License(s)
- Pilot License(s)
- Summer School License(s)

Assessment Tool Curriculum

- Common Core Assessment Remediation Tool
- NWEA MAP Integration

License Fee Calculation

876 Number of Licenses
 \$ 225 Price per License
 \$ 197,100 Total for Licenses
 \$ _____ E-Cash
 \$ 28,000 Training Packages
 \$ _____ Training Modules
 \$ _____ Other/Misc.
 \$ 246,350 TOTAL FEES

Professional Development & Training Options

_____ Expedite Fee (On-Site Only)

Training Packages

- 14 Onsite Days
- _____ Webinar Hours
- _____ Initial Implementation-Onsite
- _____ Initial Implementation-Webinar
- _____ Professional Learning "INTRO" Package
- _____ Current Onsite/Web PD Offerings
- _____
- _____
- _____

Training Modules:

- _____ Webinar
- _____ On-Site

Term: 1 year Licenses Effective: 7/1/16 Through: 6/30/17

876 Concurrent Licenses@\$225=\$197,100
850 Per Student Summer School Licenses@\$25=\$21,250
14 Onsite Professional Development Days@\$2,000=
\$28,000 .

For Multi-year License Agreements paid annually, if the number of licenses decreases in the subsequent year, pricing will be renegotiated for those subsequent years.