

**DETERMINATION AND FINDINGS FOR
SINGLE AVAILABLE SOURCE PROCUREMENT**

Agency: Child and Family Services Agency
Caption: Community Based Child Welfare Services
Contractor: East River Family Strengthening Collaborative, Inc.
Contract Number: DCRL-2015-R-0002
Expiration: September 30, 2015

FINDINGS

1. AUTHORIZATION:

D.C. Official Code §2-354.04, 27 DCMR 1304, 1700 and 1701.

2. MINIMUM NEED:

The Government of the District of Columbia, Child and Family Services Agency (CFSA), has the following minimum need:

- (a) CFSA has a need for the continued development and implementation of a community-based child welfare service delivery network located in Ward 7 in the District and to work in tandem with CFSA by providing community-based, preventative and supportive aftercare and related child welfare services to District of Columbia residents, including wards of the District and their families, and families in crisis who are in danger of entering into the child welfare system.
- (b) The Collaborative listed above is currently providing child welfare services in Ward 7 of the District, and has existing delivery systems in place to provide services. These systems were developed over many years with close coordination with the Human Services Committee of the Council of the District of Columbia (DC Council).
- (c) The Agency has a need for Community-Based child welfare services for children and families in order to maintain compliance with the *LaShawn A. v. Gray* Implementation and Exit Plan (IEP), and to prevent a disruption of services throughout the District.

3. ESTIMATED FAIR AND REASONABLE COST:

The estimated reasonable cost for providing community-based child welfare services, by the Collaborative listed above is four million, five hundred thirteen thousand, one hundred nine dollars and zero cents (\$4,513,109.00).

4. FACTS WHICH JUSTIFY A SINGLE AVAILABLE SOURCE PROCUREMENT:

The proposed contractor is the only entity capable of meeting the District's minimum need during the proposed period of performance. First, CFSA, as part of the ongoing *LaShawn A. v. Gray* Implementation and Exit Standard (Exit Standard), federal litigation, is required to utilize community based child welfare services. *LaShawn A. v. Barry*—a class action lawsuit that was brought against the District on behalf of abused and neglected children in 1989—resulted in a Court Order requiring the city to improve its services to abused and neglected children and their families; the Order includes a requirement to develop neighborhood-based services. Section I.D.24, of the Exit Plan requires CFSA to provide **FINANCIAL SUPPORT FOR COMMUNITY- BASED SERVICE**, “The District shall provide evidence of financial support for community and neighborhood-based services to protect children and support families. **Exit Standard:** The District shall provide evidence each year of financial support for community and neighborhood-based services to protect children and support families. CFSA shows that it meets this standard to the court monitor by providing copies of executed copies of contracts with the collaboratives on an annual basis.

In 1997 a conference was sponsored by the LaShawn General Receivership appointed to head CFSA at that time. This conference was attended by the Collaboratives and the CFSA court monitor, the purpose of the conference was to forge a partnership between CFSA and the Collaboratives moving toward a neighborhood based child protection and family support system.

The Collaborative listed above is currently providing child welfare services in the Ward 7 neighborhood of the city, and has existing delivery systems in place to provide services. These systems were developed over many years with close coordination with the Human Services Committee of the Council of the District of Columbia (DC Council). As a result, a market survey was not conducted as the contractor is the only neighborhood-based organization, in this area, that can provide the needed services.

Second, the proposed contractor is currently contracted with the District of Columbia to provide community based child welfare services. Third, the proposed contractor has experience providing said services on behalf of CFSA and Ward 7 of the District of Columbia.

5. CERTIFICATION BY AGENCY HEAD:

I hereby certify that the above findings are true, correct and complete to the best of my knowledge.

Date

Brenda Donald
Director
Child and Family Services Agency

6. CERTIFICATION BY CONTRACTING OFFICER

I have reviewed the above findings and certify that they are sufficient to justify the use of the sole source method of procurement under the cited authority. I certify that the notice of intent to award a sole source contract was published in accordance with 27 DCMR 1304 and that no response was received.

Date

Tara Sigamoni
Agency Chief Contracting Officer

DETERMINATION

Based on the above findings and in accordance with the cited authority, I hereby determine that it is not feasible or practical to invoke the competitive bidding process under Section 402 of the Procurement Practices Reform Act of 2010, effective April 8, 2011 (D.C. Law 18-371; D.C. Official Code § 2-354.02). I further find that the contractor listed above is the only available source that can meet the District’s minimum needs. Accordingly, I determine that the District is justified in using the sole source method of procurement.

Tara Sigamoni
Agency Chief Contracting Officer

Date