



GOVERNMENT OF THE DISTRICT OF COLUMBIA
CHILD AND FAMILY SERVICES AGENCY

CONTRACTS AND PROCUREMENT ADMINISTRATION

DETERMINATION AND FINDINGS FOR
A SOLE SOURCE CONTRACT

CONTRACT NO.: CFSA-11-C-0125

CAPTION: Court-Ordered Monitoring of LaShawn A v. Fenty Modified Final Order and Implementation Plans

PROPOSED CONTRACTOR: Center for Study of Social Policy

PROGRAM AGENCY: Child and Family Services Agency

FINDINGS

1. **AUTHORIZATION:**

D.C. Official Code § 2-354.04, 27 DCMR 1304 and 1702

2. **MINIMUM NEED:**

- a) The District of Columbia, Child and Family Services Agency (CFSA) has minimum need for a contractor to provide Court-Ordered Monitoring of LaShawn A. v. Fenty Implementation and Exit Plan (Exit Plan).
- b) The U.S. District Court chose the Center for Study of Social Policy (CSSP) to be the court monitor for CFSA. Services are needed from October 1, 2011 through September 30, 2012.
- c) Failure to adhere to the court's mandate will cause the District to violate the guidelines of the *LaShawn A. v. Fenty* Implementation and Exit Plan.

3. **ESTIMATED REASONABLE PRICE:**

\$478,611.00.

4. **FACTORS WHICH JUSTIFY SOLE SOURCE PROCUREMENT:**

On February 27, 2007, US District Judge Thomas F. Hogan approved an Amended Implementation Plan (AIP) in the *LaShawn A. v. Fenty* lawsuit, which seeks to reform remaining terms and conditions of the lawsuit by December 31, 2008.

The AIP replaces a Final Implementation Plan that the court approved on May 15, 2003. On December 17, 2010, the AIP was replaced by the Exit Plan. Therefore, the services of the court appointed monitor, CSSP is needed on an on-going basis to ensure compliance with the terms of the Exit Plan.

The court-appointed monitor at the Center for the Study of Social Policy will use percentage goals in the original Implementation Plan to monitor progress every six months.

The District must enter into a sole source contract with the Center for the Study of Social Policy as it is mandated by the court and is necessary to ensure that the District does not violate the LaShawn A. v. Fenty Modified Implementation Plan and standing court orders.

5. CERTIFICATION BY THE AGENCY HEAD:

I hereby certify that the above findings are true, correct and complete.

Date

Interim Director
Debra-Porchia Usher

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.

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 either Section 402 or 403 of the District of Columbia Procurement Practice Reform Act of 2010 (D.C. Law 18-371; D.C. Official Code §2-354.02 or 2-354.03). Accordingly, I determine that the District is justified in using the sole source method of procurement

Date

Tara Sigamoni
Agency Chief Contracting Officer