

**DETERMINATION AND FINDINGS
FOR A
NON-COMPETITIVE SOLE SOURCE PROCUREMENT**

CONTRACT NO: DCJZ-2016-H-0102

CAPTION: Residential Services at the Hughes Center

PROPOSED CONTRACTOR: The Hughes Center

PROGRAM AGENCY: Department of Youth Rehabilitation Services

FINDINGS

1. AUTHORIZATION:

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

2. MINIMUM NEED:

The District of Columbia (District), Office of Contracting and Procurement (OCP) on behalf of the Department of Youth Rehabilitation Services (DYRS) requires the services of a residential treatment center to provide residential intervention services to a 15 year old female under DYRS care and custody that has been denied admissions to all DYRS local contracted residential treatment centers. The period of performance shall be from date of award through September 30, 2015.

3. ESTIMATED REASONABLE PRICE:

Total Estimated Reasonable Price is \$415.00 per day for a total estimated amount not to exceed \$119,250.00.

4. FACTS WHICH JUSTIFY SOLE SOURCE PROCUREMENT:

The Department of Youth Rehabilitation Services (DYRS) seeks a Contractor to provide residential treatment services and educational services for a female youth who has been adjudicated in the District of Columbia's juvenile justice system and committed to the agency's care and custody. A youth's typical length of stay may range from 30 to 365 days with an average length of stay between six and nine months.

Currently a 15 year old female with an IQ below 65 below requires competency attainment training to participate with her lawyer and is in need of residential treatment services. The committed youth that requires services is presently placed at the District's Youth Services Center (YSC). During the youth's pre-commitment phase the youth's placement packet issued to all DYRS contracted residential treatment centers. The packet was rejected by all current DYRS contracted Residential treatment Centers. The Hughes Center is the only program that has accepted the youth for placement.

This youth has experienced traumatic events due to abuse in the home from a young age. She was removed from her mother's care at age three; in 2010, the youth's mother regained custody of her. As a result of displacements and child welfare involvement, the youth does not respect her mother's authority or see her as a parental figure. The family has been before the court for a few years with many incidents of physical harm to each other including Civil Protective Orders between the youth's mother and stepfather. The youth has been diagnosed with a Mood Disorder, Developmental Delays, and a Rule of Out for Reactive Attachment Disorder.

Most recently, the youth has engaged in risky behavior in the community that has become progressively more dangerous. At age 14, the youth's mother had her terminate and unwanted pregnancy. The youth has a history of sexual promiscuity and as a result, to mitigate the risks, DYRS is seeking permission to enter the youth in a residential treatment services center. The youth has an Individualized Education Plan (IEP) for emotional disturbances that allows for 10 hours of specialized instruction per week, 120 minutes of speech language pathology per month and 120 minutes of behavior support services per month outside of a general education environment.

The DYRS has identified a need for a residential intervention service that serves as an alternative to the use of judicial commitment dispositional outcomes. The residential treatment center provides evidence-based services for youth ages 12-19 as well as the youth's identified family within the community

The placement of the youth The Hughes Center LLC is imperative for the youth's safety and well-being. The District of Columbia (District) Medicaid approved Psychiatric Residential Treatment Facility (PRTF) with applicable licenses from the State of Virginia to operate a Children's Residential Facility and a Private Residential School for Students with Disabilities. Additionally, The Hughes Center's educational program has been issued a Certificate of Approval (COA) by the District of Columbia Office of the State Superintendent of Education (OSSE). The program specializes in providing therapeutic services to youth with mental health instability and lengthy trauma histories. The Hughes Center LLC is four hours away from the District in Danville, Virginia, and allows for easy

transportation for the youth's mother who is invested in actively participating in family therapy and enhancing her parenting skills. Furthermore, The Hughes Center provides targeted treatment programming to offer a highly structured residential learning environment created for individuals who have been diagnosed with Autism Spectrum Disorders (ASD) and related disabilities, and require a twenty-four hour a day supervised treatment setting. Also, The Hughes Center is equipped to address all of the youth's psychological and physical needs. The youth meets all criteria of a person who has an intellectual disability and the youth demonstrates significant anger issues. It has been determined that the youth requires specialized therapeutic treatment to accommodate her emotional disturbance, risky behavior and mental health needs. The Hughes Center is the only Residential Treatment Services Center that has agreed to admit the youth that can provide the level of intensive treatment required for youth.

The award of a non-competitive human care agreement to The Hughes Center LLC is the most expeditious and advantageous procurement process to engage at this time to ensure the youth receives immediate care and the proper rehabilitation and is in the best interest of the District of Columbia and the youth.

5. CERTIFICATION BY AGENCY HEAD:

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

Date

Clinton Lacey
Director
Department of Youth Rehabilitation Services

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. Also, I recommend that the Chief Procurement Officer approve the use of the sole source procurement method for this proposed contract.

Date

Yvette Henry
Contracting Officer
Office of Contracting and Procurement

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 solicitation process under either Section 402 or 403 of the District of Columbia Procurement Practices 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

George A. Schutter
Chief Procurement Officer
Office of Contracting and Procurement