

## (ATTACHMENT 1) ACTION ON THE AWARD OF EXCEPTION-TO-BID REQUESTS

*This item initiated by the Administration.*

### **ADMINISTRATION'S RECOMMENDATION**

The Administration recommends that the Board approve the following exception-to-bid requests:

**Exception      Authorization to Extend a Contract with Milwaukee Area Technical College to Provide College Courses Leading to Transferrable College Credits for MPS High School Students through the M<sup>3</sup> College Program**

The Administration is requesting authorization to extend a contract with Milwaukee Area Technical College ("MATC") to serve the MPS juniors and seniors through provision of college courses leading to transferrable college credits for MPS high school students through the M<sup>3</sup> College Program.

This contract is for M<sup>3</sup> College Program. The M<sup>3</sup> College Program is an innovative dual enrollment program between MPS, MATC, and University of Wisconsin-Milwaukee ("UWM") that allows eligible students to complete their high school graduation requirements while earning up to 20 college credits from both MATC and UWM. This contract is for students to take 14 of those credits at Milwaukee Area Technical College during their senior year of high school.

Up to 100 MPS students will attend classes at the MATC Downtown Campus four times a week (Monday through Thursday) and be working to earn up to seven college credits the first semester and another six the second semester. The students will be taking classes in core subject areas such as English and Math.

Additionally, up to 64 MPS students (juniors and seniors) will attend classes at MATC and be working toward gaining a CNA certification and Nursing License (LPN), earning up to sixteen college credits in the 2020-21 school year.

The exception from the requirement of a competitive procurement process for this contract has been granted on the basis that the services under this contract are considered one-of-a-kind and competitive vendors do not exist (Administrative Policy 3.09(7)(e)(1)(b)(i)).

The original contract provided for two one-year options to extend upon mutual consent. This will be the first extension of this contract. This first contract extension will run from September 10, 2020, through June 30, 2021.

The total cost of the contract in this extension year will not exceed \$485,708.60.

**Budget Code:**

ORC-0-0-ESV-EO-ECTS...(College & Career Readiness – Contract Services)...\$485,708.60

**Milwaukee Area Technical College**

**HUB PARTICIPATION**

Required .....0%

Proposed .....0%

\$ Value .....0

**STUDENT ENGAGEMENT (hours per 12-month contract)**

Paid Student Employment Hour Commitment: 0

Student Career Awareness Commitment: 0

**Exception**

**Authorization to Extend a Contract with the Board of Regents of the University of Wisconsin System on behalf of University of Wisconsin-Milwaukee to Provide College Courses Leading to Transferrable College Credits for MPS High School Students through M<sup>3</sup> College Program**

The Administration is requesting authorization to extend a contract with the Board of Regents of the University of Wisconsin System on behalf of University of Wisconsin-Milwaukee (“UWM”) to serve the MPS 2020-21 senior class through provision of college courses leading to transferrable college credits for MPS high school students through the M<sup>3</sup> College Program.

This contract is for the M<sup>3</sup> College Program. The M<sup>3</sup> College Program is an innovative dual enrollment program between MPS, Milwaukee Area Technical College (“MATC”), and UWM that allows eligible students to complete their high school graduation requirements while earning up to twenty college credits from both MATC and UWM. This contract is for students to take six of those credits at University of Wisconsin-Milwaukee.

The exception from the requirement of a competitive procurement process for this contract has been granted on the basis that the services under this contract are considered one-of-a-kind and competitive vendors do not exist (Administrative Policy 3.09(7)(e)(1)(b)(i)).

This first contract extension will run from September 1, 2020, through June 30, 2021.

The total cost of the contract will not exceed \$125,750.

**Budget Code:**

ORC-0-0-ESV-EO-ECTS...(College & Career Readiness – Contract Services)....\$125,750

**Board of Regents of the University of Wisconsin System on behalf of University of Wisconsin-Milwaukee**

**HUB PARTICIPATION**

Required .....0%

Proposed .....0%

\$ Value .....N/A

**STUDENT ENGAGEMENT (hours per 12-month contract)**

Paid Student Employment Hour Commitment: 0

Student Career Awareness Commitment: 0

**Exception      Authorization to Enter into a Contract with GPS Education Partners, Inc., to provide Alternative Education Programming**

The Administration is requesting authorization to enter into a contract with GPS Education Partners, Inc., (“GPS”) to provide alternative education programming. The contractor will provide enrollment for up to twenty-two MPS eleventh and twelfth grade students in the contractor’s fully immersive, work-based educational GPSED Program. The program is a comprehensive education and career training program that utilizes the contractor’s partnerships with manufacturing businesses, as well as businesses from other high-demand sectors, to execute the program. Students who complete the program will earn a full high school diploma from MPS while being prepared for potential career pathways in manufacturing, other sectors, and continued education. Through the program, some students will gain paid work experience at a manufacturing company, and will earn portable industry credentials through the Manufacturing Skills Standards Council. The remainder of students will gain paid work experience in other sectors, and will earn related industry-recognized credentials, where possible. As many students as possible (up to twenty-two students) will be enrolled in the program and will be part of the GPS Youth Apprenticeship Program, including all students who work for a manufacturing company. GPS and MPS will work together to identify, recruit, and select students from MPS high schools for the program.

Due to circumstances involving the COVID 19 pandemic, the Education Center that had been at STRATTEC Security, 3333 Good Hope Rd., Milwaukee, will not be in use this year. In response to that building loss, James Madison Academic Campus (“JMAC”) will be used as a substitute Education Center for the 2020-2021 school year. As many as 15 students may be enrolled as GPS students who attend the JMAC Education Center. Students in the GPS cohort at the JMAC Education Center may come from JMAC, but may also come from any other high school in the Milwaukee Public School district. The maximum of 15 students could all attend a morning or afternoon classroom session, or they could be split up between morning and afternoon, whichever is determined to be the best fit for the students’ schedules. Students will be placed at either the Lakeside Education Center or the JMAC Education Center, whichever is determined to be the best fit for the student, depending on home address, transportation, worksite, or other criteria.

With regard to the JMAC Education Center, the following is agreed to: MPS intends to provide designated, furnished classroom space(s) sufficient to support the education and training of up to 15 student learners during the term of the Contract, which shall be accepted and used by GPS. Additionally, MPS will provide tabletop or desk and chairs for students, meeting table(s), whiteboard or screen, projector, storage and/or storage access, and Internet access.

Additional elements may also include; printer or access to printer, private work/meeting space access for instructors and staff and project-based workspace access. Access to larger meeting spaces for use by GPS to promote the GPS Program is also requested by GPS, and will be provided when possible. Meetings would include potential students from both JMAC and other MPS high schools, parents, and potential business partners.

Throughout the term of the contract, the space will be referenced as the JMAC Education Center. GPS will recognize MPS as an Education Center host in their marketing materials and website.

This will be an ongoing partnership subject to annual review. Notification of termination of the partnership for the coming year must be given by March 31<sup>st</sup> of the year prior to the fall start of new classes.

The exception from the requirement of a competitive procurement process for this contract has been granted on the basis that the services under this contract are considered one-of-a-kind and competitive vendors do not exist (Administrative Policy 3.09(7)(e)(1)(b)(i)).

This contract will run from September 1, 2020, through August 31, 2021 (the "Initial Term"), with two additional one-year options to extend.

The total cost of the contract in the Initial Term will not exceed \$88,000.

**Budget Code:**

GOE-0-I-4H1-EO-ECTV...(College & Career Readiness - Contract Services)...\$88,000

**GPS Education Partners, Inc.**

**HUB PARTICIPATION**

Required .....0%  
Proposed .....0%  
\$ Value .....N/A

**STUDENT ENGAGEMENT (hours per 12-month contract)**

Paid Student Employment Hour Commitment: 0  
Student Career Awareness Commitment: 0

**Exception Authorization to Extend a Contract with Cooperative Education Service Agency #1 to provide Educational Coaching**

The Administration is requesting authorization to enter into a contract with Cooperative Education Service Agency #1 ("CESA #1"), for educational coaching. The contractor shall provide a total of 116 full days of instructional coaching to MPS between September 1, 2020, through June 30, 2021. As part of the "Every Student Succeeds Act" MPS is required to implement a research based professional learning strategy.

High-Quality Professional Learning Strategy: schools will implement evidence-based professional learning for staff in content knowledge and instructional practices. The professional learning must be aligned to curriculum, assessments and standards focusing on a topic for a minimum of 50 hours over time. Authentic experiences should be provided where teachers can collaborate and struggle through issues related to implementing the new information into their practice. All professional learning needs measurable outcomes for learning, implementation and student learning. Ongoing supports must be evident such that staff are provided coaching, mentoring, observations and feedback to successfully implement their learning.

Part of this strategy includes a robust coaching component. CESA #1 will be

contracted to provide training for all Instructional Coaches, Instructional Leadership Director and School Support Teachers to effectively implement and support the district-wide and school-based professional learning work in the district. This work will be aligned to the Ambitious Instruction 3.0 plan.

This contract is an Exception to Bid per the direction of the Department of Public Instruction (“DPI”). The exception from the requirement of a competitive procurement process for this contract has been granted on the basis that the services under this contract comply with an established MPS standard and meet the quality required (Administrative Policy 3.09(7)(e)(1)(b)(v) and 3.09(7)(e)(1)(b)(vi)).

This contract will run from September 1, 2020, through June 30, 2021 (the “Initial Term”), with two additional one-year options to extend.

The total cost of the contract in the Initial Term will not exceed \$150,220

**Budget Code:**

SDV-0-S-3Z1-DW-ECTS.....(Contract Services) .....\$150,220

**Cooperative Education Service Agency #1**

**HUB PARTICIPATION**

Required .....0%

Proposed .....0%

\$ Value .....N/A

**STUDENT ENGAGEMENT (hours per 12-month contract)**

Paid Student Employment Hour Commitment: 0

Student Career Awareness Commitment: 0

**Exception Authorization to Modify a Contract with Cooperative Education Service Agency #1 for Title IA, Title ID, Title IIA, Title IVA services and add Elementary and Secondary School Emergency Relief (ESSER) Services**

The Administration requests authorization to modify a contract with Cooperative Education Service Agency #1 (“CESA #1”) for Title IA, Title ID, Title IIA, Title IVA services and add ESSER services. CESA #1 will provide Title ID, Title IIA, Title IVA, and ESSER services at Milwaukee Academy. CESA #1 will provide Title IA, Title ID, Title IIA, Title IVA, and ESSER services at St. Rose Youth and Family Center. CESA #1 will provide Title IA, Title ID, Title IIA, Title IVA, and ESSER services at St. Charles Youth and Family Center, Focus Program. CESA #1 will provide Title ID services at Bakari Center. The contract includes the CESA #1 membership and service flat fee.

MPS, as the Local Education Agency, is obligated to provide Title IA, Title ID, Title IIA, Title IVA and ESSER services for students at these institutions especially for students at risk of failing. The allocation amounts are provided through the Wisconsin Department of Public Instruction (“DPI”) and are estimated based on a formula determined by federal law.

The exception from the requirement of a competitive procurement process for this contract has been granted on the basis that the services under this contract are required via a grant (Title I grant funding) (Administrative Policy 3.09(2)(c))

The total modified cost of the contract will not exceed \$159,216.59.

**Budget Codes:**

| <b>Estimated Allocation for CESA Service Fees:</b>                                       |                                  |                     |
|--|----------------------------------|---------------------|
| SCF-0-0-CTG-DW-ECTS  | The Basic CESA Membership Fee    | \$12,500.00         |
| SCF-0-0-CTG-DW-ECTS  | A Basic Service Flat Fee         | \$900.00            |
| <b>Total</b>   |                                  | <b>\$13,400.00</b>  |
| <b>Estimated Allocation for CESA Services at Milwaukee Academy</b>                       |                                  |                     |
| GOE-0-I-9A1-KY-ECTS  | Title ID                         | \$37,721.51         |
| MSS-0-S-T21-1S-ECTS  | Title IIA                        | \$1,365.27          |
| MSS-0-S-4B1-1S-ECTS  | Title IVA                        | \$920.71            |
| MSS-0-S-6H1-1S-ECTS0000  | CONTRACT SERVICES – <b>ESSER</b> | \$10,954.56         |
| <b>Total</b>   |                                  | <b>\$50,962.05</b>  |
| <b>Estimated Allocation for CESA Services at St. Charles Youth &amp; Family Services</b> |                                  |                     |
| GOE-0-I-9A1-25-ECTS  | Title ID                         | \$32,970.63         |
| GOE-0-I-1N1-1S-ECTV  | Title IA                         | \$13,298.63         |
| MSS-0-S-T21-1S-ECTS  | Title IIA                        | \$1,204.65          |
| MSS-0-S-4B1-1S-ECTS  | Title IVA                        | \$812.39            |
| MSS-0-S-6H1-1S-ECTS0000  | CONTRACT SERVICES – <b>ESSER</b> | \$9,665.79          |
| <b>Total</b>   |                                  | <b>\$57,952.09</b>  |
| <b>Estimated Allocation for CESA Services at St. Rose Youth &amp; Family</b>             |                                  |                     |
| GOE-0-I-9A1-57-ECTS  | Title ID                         | \$13,987.96         |
| GOE-0-I-1N1-1S-ECTV  | Title IA                         | \$5,319.46          |
| MSS-0-S-T21-1S-ECTS  | Title IIA                        | \$478.76            |
| MSS-0-S-4B1-1S-ECTS  | Title IVA                        | \$324.96            |
| MSS-0-S-6H1-1S-ECTS0000  | CONTRACT SERVICES – <b>ESSER</b> | \$3,866.31          |
| <b>Total</b>   |                                  | <b>\$23,977.45</b>  |
| <b>Estimated Allocation for CESA Services at Bakari Center</b>                           |                                  |                     |
| GOE-0-I-9A1-5A-ECTS  | Title ID                         | \$12,925.00         |
| <b>Total</b>   |                                  | <b>\$12,925.00</b>  |
| <b>Cooperative Education Service Agency (CESA)</b>                                       |                                  |                     |
| <b>CONTRACT NOT TO EXCEED</b>  |                                  | <b>\$159,216.59</b> |

**Cooperative Education Service Agency #1**

**HUB PARTICIPATION**

Required.....0%

Proposed.....0%

\$ Value.....N/A

**STUDENT ENGAGEMENT (hours per 12-month contract)**

Paid Student Employment Hour Commitment: 0 HOURS

Student Career Awareness Commitment: 0 HOURS

**Exception Authorization to Issue a Purchase Order to Discovery Education, Inc., for Digital Educational Resources Licenses**

The Administration is requesting authorization to issue a purchase order to Discovery Education, Inc., (“Discovery Ed”) for licenses for the 2020-21 school year for digital education resources. Digital education resources allow students to engage in research/inquiry to investigate topics and provide experiences for self-directed, real-life investigations.

The exception from the requirement of a competitive procurement process for this purchase has been granted on the basis of one-of-a-kind (Administrative Policy 3.09(7)(e)(1)(b)(i)). Discovery Education is the proprietary and copyright owner of and the single source for the comprehensive digital educational resources known as Discovery Education Techbook Science.

The total cost will not exceed \$166,750.

**Budget Code:**

AMM-0-0-SPF-AQ-ESUP.....(Academic Enhancement – Supplies).....\$166,750

**Discovery Education, Inc.**

**HUB PARTICIPATION**

Required .....0%

Proposed .....0%

\$ Value .....N/A

**STUDENT ENGAGEMENT (hours per 12-month contract)**

Paid Student Employment Hour Commitment: 100

Student Career Awareness Commitment: 10

**Exception Authorization to Issue a Purchase Order to Houghton Mifflin Harcourt Publishing Company for Spanish Literacy Curriculum Licenses**

The Administration is requesting authorization to issue a purchase order to Houghton Mifflin Harcourt Publishing Company (“HMH”) to purchase licenses for HMH’s ¡Arriba la Lectura! (K5-6th grade) for use in bilingual program schools throughout the district. These digital resources are not part of the current MPS Board adopted Spanish literacy instructional resources from McGraw-Hill, Tesoros, which is the curricular counterpart to the district adopted ELA curricular resource, Journeys. This is due to the fact that Tesoros is out of print and their online platform was retired. Subsequently, these digital resources need to be made available, in order to offer schools a comprehensive online Spanish literacy program. These online resources will serve to provide core instruction in the area of Spanish literacy. The digital resources will allow access to all components of the program for all bilingual teachers and students, and allows for specialized use of adaptive technology (i.e. audio text, enlarged text, etc.). Additionally, students can take online assessments, view digital resources that accompany the program, and have access to Rigby readers.

The exception from the requirement of a competitive procurement process for this purchase has been granted on the basis of one-of-a-kind (Administrative Policy 3.09(7)(e)(1)(b)(i)).

The licensing period will be from September 1, 2020, through August 31, 2023. The total cost will not exceed \$149,385.60.

**Budget Code:**

OGA-0-0-AAC-DW-ECTS...(Academic Enhancement – Contract Services)...\$149,385.60

**Houghton Mifflin Harcourt Publishing Company**

**HUB PARTICIPATION**

Required .....N/A

Proposed .....N/A

\$ Value .....N/A

**STUDENT ENGAGEMENT (hours per 36-month contract)**

Paid Student Employment Hour Commitment: 0

Student Career Awareness Commitment: 0

**Exception Authorization to Issue a Purchase Order to News 2 You Products for a Unique Learning System for Educational Services**

The Administration is requesting authorization to purchase from News 2 You Products (“n2Y”) for a “Unique Learning System”, a comprehensive, modified curriculum for students with significant intellectual disabilities who participate in a curriculum based on Wisconsin Essential Elements. This curriculum encompasses all academic areas for grades 1 through 12: literacy; math; science; and social studies.

The Unique Learning System provides differentiated learning materials with adapted methods for instruction so students participate in rigorous daily classroom instruction similar to that of their non-disabled peers. The activities include visual representations onscreen, hearing text-to-speech as selected text is read aloud, hands-on learning with experiments and written expression opportunities. The Unique Learning System includes a standards-based set of interactive tools specifically designed for students with disabilities to access the general curriculum. All materials, licenses and on-line access for the proposed product are included in this purchase.

n2Y has provided MPS with this curriculum for the past ten years. RFP 1029 was issued in April 2020 to test the marketplace, but did not result in an award. As such, the Administration seeks to continue to utilize n2Y on the basis of continuity and the familiarity with the curriculum throughout the District (Administrative Policy 3.09(7)(e)(1)(b)(iv)).

The license period shall be in effect for the period of September 1, 2020 through August 31, 2021.

The total cost of the goods purchased will not exceed \$147,252.50.



**Budget Code:**  
SSU-0-A-IF1-DW-ECTS.....(IDEA – Contract Services).....\$147,252.50

**News 2 You Products**

**HUB PARTICIPATION**

Required .....0%

Proposed .....0%

\$ Value .....NA

**STUDENT ENGAGEMENT (hours per 12-month contract)**

Paid Student Employment Hour Commitment: 200

Student Career Awareness Commitment: 10

**Exception Authorization to Issue a Purchase Order to Music Sales Digital Services, LLC d/b/a MusicFirst, for a Subscription to MusicFirst Classroom**

The Administration is requesting authorization to issue a purchase order to Music Sales Digital Services, LLC d/b/a MusicFirst (“MusicFirst”) to purchase licenses for a three-year subscription to MusicFirst Classroom. MusicFirst will be used to provide access to the website for choral and instrumental programming. The MusicFirst Classroom is a custom-built website which will include performance assessment (PracticeFirst), sight reading (Sight Reading Factory), ear training (Auralia), theory (Musition), composition/notation (Noteflight Learn), and on-line studio/DAW (Soundtrap or Soundation).

Teachers can send lessons/tasks/assessments to be completed by students using any of the tools. Students have full access to programs and can do enrichment or additional practice (not limited to only work assigned). The platform works on Chromebooks, Windows or Macintosh computers/laptops, iPads, Android tablets, and smartphones.

MusicFirst is the sole-source provider of the subscription-based MusicFirst Classroom designed specifically for music education along with the integrated content, modules and software in North America. No other vendor offers the MusicFirst Classroom with its integrated tools in a single package, and no other vendor can provide any of the software tools inside a MusicFirst Classroom implementation. The MusicFirst Classroom is a sole source product, created, sold and distributed exclusively by MusicFirst. Therefore, the exception from the requirement of a competitive procurement process for this purchase has been granted on the basis of one-of-a-kind (Administrative Policy 3.09(7)(e)(1)(b)(i)).

The licensing period will be from September 1, 2020 through August 31, 2023. The total cost will not exceed \$161,000.

**Budget Code:**  
SDV-0-S-QU1-CI-ECTS.....(Curriculum & Instruction – Contract Services).....\$161,000

**Music Sales Digital Services, LLC d/b/a MusicFirst**  
**HUB PARTICIPATION**

Required .....N/A  
Proposed .....N/A  
\$ Value .....N/A

**STUDENT ENGAGEMENT (hours per 36-month contract)**

Paid Student Employment Hour Commitment: 0  
Student Career Awareness Commitment: 0

**Exception Authorization to Issue a Purchase Order to MakeMusic, Inc. d/b/a SmartMusic for a Subscription to SmartMusic**

The Administration is requesting authorization to issue a purchase order to MakeMusic, Inc. d/b/a SmartMusic ("SmartMusic") for a three-year subscription to SmartMusic. SmartMusic will be used to provide access to the website for choral and instrumental programming.

The SmartMusic subscription includes:

Effective Practice

1. Immediate feedback - Students see which notes and rhythms are played correctly/incorrectly, receive a performance score, and hear the recording.
2. Repertoire library - 150+ method books, 5,400+ ensemble titles and thousands of solos from top publishers.
3. Practice tools - A metronome, tuner, and the ability to loop sections are built in and always close at hand.
4. Communication loop - Both teachers and students can see each other's written comments on every assignment and student recording.

Teacher Tools

1. Sight Reading Builder - Instantly create an unlimited number of sight-reading exercises for any type of ensemble or individual instrument.
2. Professional reference recordings - Provide students with a sense of how their part fits in and an opportunity to model their performances after world-class musicians.
3. Compose notation tool - Create your own custom notation as well as import and export MusicXML files between most popular music notation products.
4. Sharing music - Using the Compose notation tool, share the compositions privately and publicly with the performers.
5. Gradebook - Track student progress in SmartMusic's online Gradebook, accessing student recordings, assignments, and performance scores.
6. Rubrics - Customize rubrics with the criteria that matters for the curriculum.
7. Units - Collect assignments into units, and easily assign those units to multiple classes.

SmartMusic is a sole source product, created, sold and distributed exclusively by MakeMusic. Therefore, the exception from the requirement of a competitive procurement process for this purchase has been granted on the basis of one-of-a-kind (Administrative Policy 3.09(7)(e)(1)(b)(i)).

The licensing period will be from September 1, 2020 through August 31, 2023. The total cost will not exceed \$207,000.

**Budget Code:**

SDV-0-S-QU1-CI-ECTS.....(Curriculum & Instruction – Contract Services).....\$207,000

**MakeMusic, Inc. d/b/a SmartMusic**

**HUB PARTICIPATION**

Required .....N/A

Proposed .....N/A

\$ Value .....N/A

**STUDENT ENGAGEMENT (hours per 36-month contract)**

Paid Student Employment Hour Commitment: 0

Student Career Awareness Commitment: 0

**Exception Authorization to Issue a Purchase Order to Newsela, Inc., for Newsela Suite**

The Administration is requesting authorization to issue a purchase order to Newsela, Inc., for Newsela Suite. The one-year subscription is for the Newsela Suite for all students in grades 6-12. This includes the full suite with additional resources for science, social studies and ELA. This also includes twenty-five virtual professional development sessions for teachers and district support staff. This product is necessary as many of our current resources are at an age where online platforms are no longer available for the District’s adopted texts. This resource will supplement the missing online platforms in science, social studies and ELA in grades 6-12.

The exception from the requirement of a competitive procurement process for this purchase has been granted on the basis of one-of-a-kind (Administrative Policy 3.09(7)(e)(1)(b)(i)).

The licensing term will run from September 1, 2020 through August 31, 2021. The total cost of the goods purchased will not exceed \$399,740.

**Budget Code:**

SLB-0-S-CSF-DW-ECWI.....\$303,792

DII-0-0-CAI-CI-ESWR.....\$95,948

**Newsela, Inc.**

**HUB PARTICIPATION**

Required .....0%

Proposed .....0%

\$ Value .....N/A

**STUDENT ENGAGEMENT (hours per 12-month contract)**

Paid Student Employment Hour Commitment: 0

Student Career Awareness Commitment: 0