

# EDUCATION TECHNOLOGY JOINT POWERS AUTHORITY

## Minutes

### SPECIAL MEETING OF THE GOVERNING BOARD

March 15, 2019 4:00 P.M.

Learning Center

3389 Barranca Parkway

Irvine, CA 92604

#### 1. CALL TO ORDER

Minutes:

Brianne Ford called the meeting to order at 4:05PM.

#### 2. PUBLIC COMMENT

**None.**

Anyone may address the Board on any item that is within the Board's subject matter jurisdiction. However, the Board may not take action on any item not on this agenda except as authorized by Government Code section 54954.2.

#### 3. ROLL CALL

Present:

Brianne Ford with IUSD

Michelle Bennett with IUSD

Present by Telephone:

Meg Keaney with F3

John Morgan with Capistrano USD

Francie Heim individual consultant

Michael Johnston with Clovis Unified

Susan Rutledge with Clovis Unified

#### 4. APPROVAL OF MINUTES

Minutes:

Minutes of the February meeting will be approved at the regularly scheduled March meeting.

#### 5. APPROVAL OF AGENDA

**Motion Passed:** Adopt Agenda, as presented.

Passed with a motion by Michael Johnston and a second by John Morgan.

Yes     Brienne Ford  
Yes     Michael Johnston  
Yes     John Morgan

## **6. ACCEPTANCE OF TREASURER REPORT**

Minutes:

There is no Treasurer report to accept.

## **7. ACCEPTANCE OF CONSENT AGENDA**

Minutes:

There is no consent agenda to approve.

## **8. NEW BUSINESS**

### **8.a. APPROVE AWARD OF RFP NO. 18/19-01 NUTRITION MANAGEMENT SOLUTION**

**Motion Passed:** Award RFP No. 18/19-01 Nutrition Management Solution and authorize the President to execute and deliver Master Agreements, with the understanding that the Agreements will be altered to reflect terms consistent with federal funding requirements to:

- Titan School Solutions, Inc. for Sections 1, 2, 3.1 - 3.12, 3.14, and 4 (full award for partial response)
- WATER WALKERS INC. dba HEALTH-E PRO for Sections 1, 2, , 3.11, 4 (full award for partial response)
- Cybersoft Technologies, INC. dba PrimeroEdge for Sections 1, 2, 3.1 - 3.8, 3.10 - 3.12, and 4 (partial response and met essential requirements for awarded sections)

Passed with a motion by Michael Johnston and a second by John Morgan.

Yes     Brienne Ford  
Yes     Michael Johnston  
Yes     John Morgan

Minutes:

The Board discussed the desired direction to meet federal compliance.

## **9. SCHEDULING OF NEXT MEETING**

The next Regular Meeting shall be held on March 28, 2019 at 2:00PM at 5050 Barranca Parkway, Irvine, CA 92604.

## **10. ADJOURNMENT**

**Motion Passed:** Adjourn the meeting.

Passed with a motion by Michael Johnston and a second by John Morgan.

Yes     Brienne Ford  
Yes     Michael Johnston  
Yes     John Morgan

**Education Technology Joint Powers Authority**  
**RESOLUTION No. 18-19-5**

**AWARD OF MASTER AGREEMENT FOR NUTRITION MANAGEMENT SOLUTION**

**WHEREAS**, the Governing Board of Education Technology Joint Powers Authority ("Ed Tech JPA") wishes enter into one or more Master Agreements for Nutrition Management Solutions and related services in order to accommodate Founding Member and Associate Members' current and future food service needs; and

**WHEREAS**, due to the highly specialized and unique nature of technology and related equipment and services, because technology is undergoing rapid changes, and in order to allow for the introduction of new technological changes in the operation of school districts, Public Contract Code section 20118.2 allows school districts to consider, in addition to price, factors such as financing, performance reliability, standardization, life-cycle costs, delivery timetables, support logistics, warranties, and similar factors in the award of contracts for technology and related equipment and services; and

**WHEREAS**, the Ed Tech JPA issued Request for Proposals ("RFP") No. 18 19-01 for Nutrition Management Solutions and received three responses to its RFP; and

**WHEREAS**, the Ed Tech JPA evaluated responses pursuant to the evaluation criteria listed in those documents, including: (1) Functionality and Usability, (2) Vendor Support and Ability to Perform, (3) Price, and (4) Technology Requirements; and

**WHEREAS**, the Ed Tech JPA finds that the proposal submitted by TITAN School Solutions, Inc. ("Titan") meets the minimum criteria set forth in the RFP, and desires to enter a Master Agreement with Titan; and

**WHEREAS**, the Master Agreement shall set forth the terms and conditions of the Agreement between the parties;

**WHEREAS**, the proposed form of the Master Agreement is available on the Ed Tech JPA's website; and

**WHEREAS**, a school district may delegate the authority to enter into contracts to the district superintendent or his or her designee, pursuant to Education Code section 17604; and

**WHEREAS**, pursuant to Government Code sections 6500 and 6502, Joint Powers Authorities are allowed to exercise any power common to the contracting parties; and

**WHEREAS**, Ed Tech JPA members include school districts; and

**WHEREAS**, the Ed Tech JPA desires to delegate to the Board President or her designee, the authority to finalize, execute and deliver the Master Agreement.


**NOW, THEREFORE, THE BOARD OF TRUSTEES OF THE EDUCATION TECHNOLOGY JOINT POWERS AUTHORITY DOES HEREBY RESOLVE, ORDER, AND DETERMINE AS FOLLOWS:**

1. The foregoing recitals are true and correct.
2. The Board finds that the procurement of a Nutrition Management Platform and related services qualifies as procurement under Public Contract Code section 20118.2.
3. The Board finds that, considering all factors evaluated by the Ed Tech JPA during the RFP process, including functionality and usability, vendor support and ability to perform, price, and technology requirements, Titan meet the minimum criteria , satisfy the ED Tech JPA's RFP, and would provide the Ed Tech JPA's Founding and Associate Members with advantageous services that fit within the scope of services sought under the RFP.
4. The Board awards Master Agreements for a nutrition management solution to Titan.
5. The Board delegates authority to the Board President or her designee to execute and deliver the Master Agreement with such additions, amendments, and revisions as are recommended or approved by Designee and General Counsel to Ed Tech JPA, and to take any related actions necessary.

ADOPTED, SIGNED AND APPROVED this 15th day of March, 2019.

EDUCATION TECHNOLOGY JOINT POWERS AUTHORITY BOARD OF EDUCATION

By



Brianne Ford, Board President

Attest:



Brianne Ford, Secretary



**AGENDA**  
**SPECIAL MEETING GOVERNING BOARD**  
**ED TECH JPA**

4:00 P.M. March 15, 2019

Ed Tech JPA will hold a Board meeting on March 15, 2019 at 4:00PM at 3387 Barranca Parkway, Irvine, CA 92606, 33122 Valle Rd, San Juan Capistrano, CA 92675, and 1450 Herndon Ave, Clovis, CA 93611.

The meetings of the Board at which official action is taken shall be public meetings, and no person shall be excluded therefrom.

The agenda will be published at least 24 hours prior to the meeting. Supporting documentation will be provided at the meeting or emailed electronically to members prior to the meeting as it becomes available.

President	Brianne Ford
Vice-President	John Morgan
Secretary	Brianne Ford
Treasurer	Michael Johnston

*Board of Directors Founding Members*

Irvine Unified Founding Member	Brianne Ford/alternate Michelle Bennett
Capistrano Unified Founding Member	John Morgan/alternate Stephanie Alvera
Clovis Unified Founding Member	Michael Johnston/alternate Susan Rutledge

*Other*

Francie Heim, Consultant  
Mark Williams, Fagen Friedman & Fulfroost LLC  
Meg Keaney, Fagen Friedman Fulfroost LLC

**Agenda**

1. Determination of a quorum and call to order.
2. Approval of minutes of the previous meeting  
Minutes of the February meeting will be approved at the regularly scheduled March meeting.
3. Public Comment  
Anyone may address the Board on any item that is within the Board's subject matter jurisdiction. However, the Board may not take action on any item not on this agenda except as authorized by Government Code section 54954.2.



#### 4. Approval of the Agenda

#### New Business (Action Items)

#### 5. Approve Award of RFP No. 18/19-01 Nutrition Management Solution

Background information:

RFP No. 18/19-01 Nutrition Management Solution RFP was conducted pursuant to Board approval at the January 25, 2019 Board meeting. Three Proposals were received and three met or exceed the minimum qualifications.

Recommendation: Approve the Proposals that met or exceed the minimum qualifications outlined in RFP No. 18/19-01 Nutrition Management Solution Platform: Titan School Solutions, Inc., Cybersoft Technologies, Inc. (PrimeroEdge), Water Walkers Inc (Health-e Pro).

Motion:

#### Closing Items

12. Presentation of written communications

13. Scheduling of next meeting Thursday, March 28 at 2:00pm at Irvine USD

14. Adjournment.

**RFP No. 18/19-01, Nutrition Management Solution**

**Intent to Award**

*March 21, 2019*

This is a statement of an Intent to Award RFP No. 18/19-01, Nutrition Management Solution, opened on February 8, 2019. Upon the completion of the review of proposals and evaluations a Master Agreement will be awarded to

***Cybersoft Technologies, Inc. dba PrimeroEdge***  
***Water Walkers, Inc. dba Health-e Pro***  
***Titan School Solutions, Inc.***

This recommendation was considered by the Irvine Unified School District Board of Education, in a public Board meeting, commencing at 4:00 pm on March 15, 2019. The award of the proposal is contingent upon the successful conclusion of contract negotiations.