ORIGINAL

OMB Number 1810-0021
Expiration Date: 02/29/2020

U.S. Department of Education
Office of Indian Education
Consortium Agreement

Directions: The following document is required of LEA consortium applications. LEA consortium applicants must upload this document in Part I of its EASIE application.

For the purpose of applying for an Indian Education Formula Grant application as consortium members, we, the undersigned local educational agencies (LEAs) agree to adhere to the requirements under 34 CFR §75.127–129 (attached). Each LEA also certifies that it is not submitting a separate application as an individual LEA for this same grant. In addition,

1. General Agreement
It is agreed that the lead consortium member ICBO will be Bay Area American Indian Council (BAAIC), DBA, Indigenous Nations Child & Family Agency (INCFA), which is designated to act on behalf of all consortium member LEAs. As a consortium member we understand that this agreement binds each member of the group to every statement and assurance made by the applicant in the application. It is also understood that any false statement provided in the application is subject to penalties under The False Claims Act, 18 U.S.C. 1001.

The applicant for the group is the grantee and is legally responsible for --
(A) The use of all grant funds;
(B) Ensuring that the project is carried out by the group in accordance with Federal requirements; and
(C) Ensuring that indirect cost funds are determined as required under 34 CFR §75.564(e).

2. Legal Responsibility
We also understand that, as an ICBO and as LEA members of the consortium, we are each legally bound to every statement and assurance in the application and individually responsible to --
(A) Carry out the activities we agree to perform; and
(B) Use the funds that we receive under the agreement in accordance with Federal requirements that apply to the grant, including the parent consultation and committee requirements below.

3. Parent Consultation and Committee requirements
(A) The local program for which we seek funding ("Indian Education program") was developed in open consultation with parents and family members of Indian children, representatives of Indian tribes on Indian lands located within 50 miles of any school that the agency will serve if such tribes have any children in such school, teachers and, if appropriate, Indian students from secondary schools, including through public hearings held to provide individuals in each member LEA a full opportunity to understand the program and to offer recommendations regarding the program.

(B) The Indian Education program was developed with the participation and written approval of a Parent Committee, in accordance with section ESEA section 6114(c)(4) (20 USC 7424(c)(4)). The consortium is using: **(Select only one option)**

■ 1. A single parent committee, whose members are representative of all LEAs in the consortium, either through equal or through proportionate representation. The consortium should submit one Parent Committee Approval Form.

(Or)

☐ 2. Multiple parent committees, one from each LEA in the consortium. Each LEA in the consortium must have its Parent Committee sign a Parent Committee Approval Form. The consortium should submit multiple Parent Committee Approval forms, one from each LEA in the consortium.

4. LEA Activities and Comprehensive Program
These grant funds will be used to carry out, in each member LEA, a comprehensive program for meeting the needs of Indian children, including their language and cultural needs, consistent with ESEA section 6115 (20 USC 7425). Below list the particular activities and services provided by this grant and the activities that each member of the group plans to perform.

On behalf of the Consortium the Bay Area American Indian Council, DBA, INCFA will engage students in cultural enrichment activities that support each child's knowledge of their Native American culture minimally one day per week at designated school sites or other sites. BAAIC / INCFA will also provide academic support and enrichment activities in language arts and math as well as skill building classes and activities. As a final point, BAAIC / INCFA will provide monthly family community events at the Alameda County Office of Education or other sites within Alameda County, which support Indian parent and

community knowledge and resource sharing. Possible topics may include college / career information and preparation, cultural awareness, positive youth development. Other areas of concern such as bullying, school and family violence prevention, suicide, and alcohol, tobacco and substance abuse awareness / prevention will also be addressed from a cultural sensitive perspective.

The participating LEAs will support the consortium by committing to the following responsibilities and/or items:

- Designate a Point of Contact/District Liaison for Title VI Indian Education Program
- Make available 506 forms to student and families and assist with recruitment of Indian Students for the Title VI Indian Education Program; such as telephone numbers and mailing addresses of the parents /guardians of eligible students.
- Participate in grant needs assessment, planning processes and development of grant scope of work
- Provide support and timely data for grant planning, application, reporting and evaluation activities
- Provide access to school(s) and/or other district/county office facilities for approved grant activities and/or special functions such as classroom space to provide weekly services and monthly events to American Indian children.
- Contribute annually $2,500 to BAAIC / INCFA to continue program viability and promote sustainability
- ACOE, additionally will serve as a Liaison between the 3 school districts and Indian Community Based Organization (ICBO), Bay Area American Indian Council / Indigenous Nations Child and Family Agency and provide technical assistance to the Consortium.

Signed by the following authorized representatives of the member LEAs *(copy additional sign-off spaces as needed*:

Name and Title	School District	Date
COUNTY SUPERINTENDENT	Alameda COE	3.6.18
Dr. Matt Wayne, Superintendent	Hayward USD	2/28/18
DIRECTOR FAMILY AND STUDENT SUPPORT SERVICES	San Leandro USD	2/28/18
Superintendent	San Lorenzo USD	2-28-18
Executive Director	Bay Area Am. Indian Council ICBO / INCFA	2/26/18

Group Applications: From Code of Federal Regulations (34 CFR Part 75)

§ 75.127 Eligible parties may apply as a group.

(a) Eligible parties may apply as a group for a grant.

(b) Depending on the program under which a group of eligible parties seeks assistance, the term used to refer to the group may vary. The list that follows contains some of the terms used to identify a group of eligible parties:

(1) Combination of institutions of higher education.

(2) Consortium.

(3) Joint applicants.

(4) Cooperative arrangements.

(Authority: 20 U.S.C. 1221e–3 and 3474)

§ 75.128 Who acts as applicant; the group agreement.

(a) If a group of eligible parties applies for a grant, the members of the group shall either:

(1) Designate one member of the group to apply for the grant; or

(2) Establish a separate, eligible legal entity to apply for the grant.

(b) The members of the group shall enter into an agreement that:

(1) Details the activities that each member of the group plans to perform; and

(2) Binds each member of the group to every statement and assurance made by the applicant in the application.

(c) The applicant shall submit the agreement with its application.

(Authority: 20 U.S.C. 1221e–3 and 3474)

§ 75.129 Legal responsibilities of each member of the group.

(a) If the Secretary makes a grant to a group of eligible applicants, the applicant for the group is the grantee and is legally responsible for:

(1) The use of all grant funds;

(2) Ensuring that the project is carried out by the group in accordance with Federal requirements; and

(3) Ensuring that indirect cost funds are determined as required under §75.564(e).

(b) Each member of the group is legally responsible to:

(1) Carry out the activities it agrees to perform; and

(2) Use the funds that it receives under the agreement in accordance with Federal requirements that apply to the grant.

(Authority: 20 U.S.C. 1221e–3 and 3474)