

BREVARD ACHIEVEMENT CENTER

AGREEMENT

This is an agreement between THE SCHOOL BOARD OF BREVARD COUNTY, FLORIDA, hereinafter referred to as the "School Board", and BREVARD ACHIEVEMENT CENTER, 1845 Cogswell Street, Rockledge, Florida 32955, hereinafter referred to as the "Contracting Agency".

Witnesseth

WHEREAS, the Contracting Agency is recognized by the School Board as an agency providing services to adults with disabilities.

WHEREAS, the primary aim of the program proposed by the Contracting Agency is to serve adults with disabilities.

WHEREAS, the School Board and the Contracting Agency desire to enter into this agreement to provide vocational services for adults with disabilities in the program.

NOW THEREFORE, in consideration of the mutual covenants contained herein, and other good and valuable consideration, the receipt of which is hereby acknowledged, the parties agree as follows:

A. General Terms

The term of this agreement shall be for one school year, beginning July 1, 2009 and ending June 30, 2010 and will not exceed \$335,728.00.

If any provisions of this agreement are found to be in violation of local, state, or federal rule, law, or regulation, this agreement shall be changed to comply with such law, rule or regulation.

This agreement may be terminated by either party giving sixty (60) days written notice to the other party or by mutual agreement of both parties.

B. Responsibilities of the School Board

1. The School Board will appropriately refer students with disabilities to the Contracting Agency in compliance with state statutes and pertinent state rules and criteria.

2. A Procedures Document will be developed in conjunction with the Contracting Agency.
3. For students age fourteen or above, the student shall have a Transitional Individual Educational Plan based on documentation that indicates specific educational and career/technical needs.
4. The Contracting Agency will be providing services as determined by the Attachments.

C. Responsibilities of the Contracting Agency

1. The Contracting Agency shall accept students assigned by Brevard Schools regardless of funding from other sources.
2. The Contracting Agency hereby agrees to indemnify, save harmless, and defend the School Board, its officers, agents, and employees from and against any and all claims, liability, losses, causes of action, cost or expense of whatever kind or nature (including, but not limited to, attorney's fees) which may arise out of activities and operations of the Contracting Agency or its officers, agents or employees in connection with the performance of this Agreement.
3. The Contracting Agency shall comply with the procedures of the School Board to protect the confidentiality of student records and shall provide for appropriate representatives of the School Board to review student records and information.
4. The Contracting Agency hereby agrees that it now complies, and shall continue to comply as long as this Agreement is in effect, with the Civil Rights Act of 1964, Title IV of the Education Amendments of 1974, and Section 504 of the Rehabilitative Act of 1973, as amended.
5. The Contracting Agency shall at all times comply with applicable local, state, or federal law, rules and regulations including standards for health and safety of the student, whichever are more stringent.
6. The Contracting Agency will designate a staff member to be responsible for the administration of the provisions of the contract and for the supervision of the educational program provided to each student under the Agreement.

7. The staff of the School Board will be permitted to review the program provided by the Contracting Agency and confer with the Contracting Agency's staff at reasonable times.
8. The Contracting Agency shall be responsible for submission of a list of student names, placement site and hours of participation. This supporting documentation for accountability must be submitted along with the bill for service.

Agreement between Brevard Achievement Center and the School Board of Brevard County in effect July 1, 2009 - June 30, 2010.

IN WITNESS WHEREOF, the parties have hereunto set their hands and seals the day and year hereinabove set forth.

ATTEST:

THE SCHOOL BOARD OF BREVARD COUNTY, FLORIDA

By: _____
Superintendent

By: _____
School Board Representative

This 16th day of June, 2009

ATTEST:

BREVARD ACHIEVEMENT CENTER
11845 Cogswell Street
Rockledge, Florida 32955

Executive Officer

This ____ day of _____ 2009

Prepared by: Eva Lewis
Position: Director Program Support Services