

SCHOOL BOARD OF BREVARD COUNTY, FLORIDA

BOARD AGENDA ITEM – July 29, 2021

DEPARTMENT/SCHOOL INITIATED AMENDMENT 21-034-A-KR-A1 Behavioral Services for Individual Student

<input type="checkbox"/> (BW) Bids Waived <input checked="" type="checkbox"/> (A) Amendment

REQUESTOR: Student Services **Legal Review Required:** Yes No
Standard Template Used with No Changes: Yes No
Standard Template Type: Amendment

VENDOR NAME	AMOUNT AWARDED	REQUIRED PRODUCTS/SERVICES
Behavior Services of Brevard	Additional 2 years \$100,800.00	Behavioral services for individual student
3-Year Total	NTE \$161,600.00	

<input checked="" type="checkbox"/> Contract Amendment	Contract Amount	NTE \$161,600.00
<input type="checkbox"/> Recurring Contract	Previous Contract Amount	NTE \$60,800.00
<input type="checkbox"/> New Contract	Variance	\$100,800.00

PRICE INCREASE / DECREASE EXPLANATION: The Amendment is to add an addition two (2) years.

DISCUSSION:

This is for a student with a disability to attend a private school to provide a free and appropriate public education (FAPE). Placement at a private school was due to a mediation agreement. The amendment modifies section IV(f), extends the contract for two additional years to cover through school year 2023, clarifies payment conditions, and adds time requirements for student withdrawal. This will be IDEA funded.

The standard amendment template has been used, which does not require legal review.

CONTRACT TERM:

The initial contract term commenced August 11, 2020 and will continue through June 30, 2023.

RECOMMENDATION:

It is the recommendation of Christine Moore, Assistant Superintendent of Student Services and Dr. Patricia Fontan, Director of ESE Administrative Support to approve the attached amendment with Behavioral Services of Brevard in the amount of \$100,800.00.

AUTHORITY FOR ACTION:

Florida Administrative Code 6A-1.012



Agreement #: 21-034-A-KR-A1
Approval Date: _____

Amendment 1
To Agreement Between
The School Board of Brevard County, Florida
and
Behavior Services of Brevard
Behavioral Services
Agreement #21-034-A-KR

THIS AMENDMENT (hereinafter referred to as “Amendment”) to the agreement identified above (referred to as the “Agreement”) by and between The School Board of Brevard County, Florida, a political subdivision of the State of Florida, located at 2700 Judge Fran Jamieson Way, Viera, Florida 32940, more commonly known as Brevard Public Schools (hereinafter referred to as “BPS”) and Behavior Services of Brevard whose business address is 550 Solutions Way, Rockledge, FL 32955, (hereinafter referred to as “Contractor”), is made as follows:

WITNESSETH:

WHEREAS, pursuant to the terms of the Agreement, the parties may amend the Agreement upon mutual written consent; and

WHEREAS, BPS and Contractor wish to amend the Agreement to modify the effective dates, and to modify Exhibit A and Exhibit B;

NOW, THEREFORE, in consideration of the mutual covenants and provisions contained herein, the parties hereto agree as follows:

1. The contract shall be extended for two additional years to cover July 30, 2021, through June 30, 2023.

Exhibit “A”

2. Modify section II (a) to read “The Contractor shall place each student in an appropriate educational program consistent with the student’s IEP, to include behavioral supports from certified personnel.”
3. Modify section II (d) to remove “As BSoB-BEC does not participate in BPS’s weekly early dismissal, the student(s) would have sufficient additional instructional time, regardless.”
4. Modify section IV(e) to read “The Contractor does not provide meals, the student will receive breakfast and lunch through BPS.”
5. Modify section IV (f) to read “The Contractor shall provide appropriate adult supervision, commensurate with the student’s behavior, within the facility to support programming for students

whose behavior temporarily requires additional staff for the safety of the student and those around him”.

6. Modify section IV(l) to read “These extensive support services shall be designed specifically for exceptional students and shall include, but not be limited to:
 - BCBA and BCaBA services
 - Periodic use of a second paraprofessional when needed, such as during crisis
 - Parent family counseling and education
 - Consultation from the Contractor or other professionals
 - Consultation in conjunction with individual or group counseling to assist in the implementation of transitional assignments to a least restrictive environment.”

Exhibit “B”

7. Modify Exhibit “B”, Fees For Services, to read “Five thousand forty dollars and zero cents (\$5040.00) billed monthly, for a total not to exceed amount of One hundred thousand eight hundred dollars and zero cents (\$100,800.00).”
8. A separate invoice for ESY will be issued for a daily rate of \$280.00 based on the IEP team decision.
9. The above recitals are true and correct and are hereby incorporated by reference.
10. Except as expressly modified herein, the terms and conditions of the Agreement remain unchanged. In the event of a conflict between the terms of this Amendment and those of the Agreement, BPS and Contractor agree that the terms of this Amendment shall prevail and control.

SIGNATURE PAGE TO FOLLOW

IN WITNESS WHEREOF, BPS has made and executed this Amendment and Contractor has made and executed this Amendment on the day and year below written.

BEHAVIOR SERVICES OF BREVARD

By: _____ Date: _____

Authorized Representative Signature

Print Name: _____

Title: _____

THE SCHOOL BOARD OF BREVARD COUNTY, FLORIDA

By: _____ Date: _____

Misty Belford, Board Chairperson

YEAR	FND	CNTR	PROJECT	FUNC	OBJT	PRG	S	AMOUNT

Send required insurance certificates to the Procurement Department.

New Vendors: Send all completed Forms to the Procurement and Distribution Services Department.

Contractor Contact Name: Behavior Services of Brevard

Email Address: SchoolDirector@BsobBEC.org

Phone Number: (321) 639-9800

Fax Number: (321) 639-6007