

THE UNIVERSITY OF THE STATE OF NEW YORK
The State Education Department
Bureau of School District Organization

CONTRACT FOR COOPERATIVE EDUCATIONAL SERVICES

Date: May 10, 2023

SCHOOL YEARS: 2023-2027

BEDS Code: 400301

The Board of Education of the **Lewiston-Porter CSD** desires to enter into a five-year contract with the Erie 1 BOCES in order for the Western New York Regional Information Center to furnish certain computer services listed on project number MPN 402-14-23A to the district pursuant to Education Law 1950 (4) (JJ) and both parties are in agreement on the following:

- 1) Computer services to be rendered through Erie 1 BOCES will require the purchase of hardware by Erie 1 BOCES.
- 2) Erie 1 BOCES will finance this service agreement through an installment purchase agreement (IPA) to fund the purchase of equipment and software necessary to deliver the computer services. The IPA will require Erie 1 BOCES to adhere to a 60-month payment schedule of approximately \$667.47 per month for a total not to exceed \$40,048.20.
- 3) The **Lewiston-Porter CSD** hereby agrees to pay a total IPA cost not to exceed \$40,048.20 to the Erie 1 BOCES. The district further acknowledges its responsibility to make each and every one of the 60 payments under the terms of the IPA to Erie 1 BOCES to cover principal and interest.
- 4) In the event that **Lewiston-Porter CSD** desires to prepay the outstanding balance prior to the completion of the term of this agreement, any applicable penalties and/or interest charges accruing to Erie 1 BOCES under the terms of the IPA will also be a liability to the School District.
- 5) In the event that the School District terminates the service, or returns the equipment prior to the completion of the term of the agreement, all unpaid balances, including but not limited to applicable principal, interest and penalties shall be paid to Erie 1 BOCES. Interest and unpaid principal will be paid within 30 days of written notification to the district by Erie 1 BOCES.

- 6) The hardware and software acquired under terms of the IPA are the property of Erie 1 BOCES. Upon final payment of the IPA, the District shall, at no additional cost, have continued use of the equipment for as long as the District subscribes to the service, through the Western New York Regional Information Center. At the conclusion of the service, or if the equipment is being replaced, but no sooner than three or five years from the date of original purchase by Erie 1 BOCES through the IPA, the district may purchase the equipment from Erie 1 BOCES at fair market value in accordance with board policy.
- 7) It is further agreed that the district will pay all Erie 1 BOCES invoices in full and within 30 days of the invoice date. Appropriate credits and/or charges for any given billing period will be applied to the subsequent month's invoice.

In witness whereof, the parties have set their hands the day and year written.

For: Erie 1 BOCES

Signature of President or BOCES Clerk

Date

For: **Lewiston-Porter CSD**

Signature of President or BOCES Clerk

Date

Board Resolution:

RESOLVED that the Board of Education of the **Lewiston-Porter CSD** hereby agrees to enter into the attached contract with the Erie 1 BOCES for a five-year period commencing on May 10, 2023 to authorize the Western New York Regional Information Center to furnish certain computer services to the District pursuant to Education Law 1950 (4) (JJ) for an amount not to exceed \$40,048.20 and authorizes 60-monthly payments to be made to Erie 1 BOCES in the amount not to exceed \$667.47 per month.

Be it further RESOLVED, that the Board of Education of the **Lewiston-Porter CSD** hereby authorizes the Board President or the District Clerk to execute the contract on behalf of the District.

Motion By: _____ Second By: _____

Dated: _____

_____ AYES _____ NAYS _____ Unanimously Carried

District Clerk: _____
Signature

Date

INSTRUCTIONS

This two-page form must be presented at your school board meeting and approved by your school board. Once approved by your board, Erie 1 BOCES will then get funding for the IPA in place.

- 1) The contract is to be signed and returned to Ben Wieand (bwieand@e1b.org) as a PDF. Ben Wieand will forward this on to appropriate person at Erie 1 BOCES.
- 2) Upon Erie 1 BOCES board approval, a copy will be returned to the School District.
- 3) Erie 1 BOCES shall submit this contract for approval by the New York State Department of Education, Bureau of School District Organization.
- 4) Please use the last page for your school district's board resolution for this IPA.