

THIS SECOND AMENDMENT to the School Resource Officer Agreement (this “Second Amendment”), is made June 24, 2021, by and between **THE COUNTY OF ONTARIO**, a municipal corporation of the State of New York having an office and place of business at 20 Ontario Street, Canandaigua, New York 14424 (hereinafter referred to as the “County”) and **PHELPS-CLIFTON SPRINGS CSD**, having an office at 1490 State Route 488, Clifton Springs, NY 14432 (hereinafter referred to as the “School”). The County and School are hereinafter collectively referred to as the “Parties.”

WHEREAS, the County previously entered into an Agreement with an effective date of July 20, 2020 pursuant to Resolution number 400-2020 (“Agreement”) with the School for School Resource Officer Services; and

WHEREAS, the Parties thereafter entered into an Amendment to the Agreement, dated September 22, 2020, regarding the cost of School Resource Officer Services for the 2020-2021 school year; and

WHEREAS, the Parties seek to amend the Agreement to address an extended term;

NOW, THEREFORE, in consideration of the promises and covenants herein, the parties agree as follows:

1. The Term of the Agreement shall be extended for an additional two (2) school years, to begin effective September 1, 2021, and terminate June 30, 2023.
2. The following shall be added as Paragraph “21” of the Agreement:

NON-APPROPRIATION. Should funds become unavailable or should appropriate governing bodies fail to approve sufficient funds for completion the services set forth in this Agreement, the School shall have the option to immediately terminate this Agreement upon providing written notice to the County. In such event, the Parties shall be under no further obligation to each other than payment for costs actually incurred prior to termination and in no event will the School be responsible for any actual or consequential damages as a result of termination.

1. The following shall be added as the final sentence to Paragraph “1” of the Agreement: “The Parties may agree to extend or renew this Agreement for an additional term; provided, however, the School’s Board of Education must approve this Agreement under the same terms and conditions herein on an annual basis.”
2. The following shall be added to Paragraph “7” of the Agreement: “b. The County shall submit a revised Schedule “A” to the School no later than March 1 annually, setting forth costs for the upcoming academic year.”
3. Except as expressly, and not by implication, amended hereby, all terms and conditions of the Agreement shall remain in full force and effect.
4. This Second Amendment shall not be enforceable until signed by all Parties and approved by the County of Ontario and the Board of Education of the School.

IN WITNESS WHEREOF, the County of Ontario and the School have executed this Amendment Agreement in triplicate.

DIGITAL SIGNATURE PAGE

SCHEDULE A - Midlakes

		2020-2023	
		Cost	
		Annual	1 PT SRO Per hour
[1]	Gross Salary	\$35,822	
[2]	Fringe Benefits	\$4,352	
	Subtotal Salary & Fringe at 100%	\$40,175	
	Annual Cost of Salary, & Benefits	\$40,175	
	Hourly Cost of Salary, & Benefits		\$38.63
[3]	Overtime Hourly Cost of Salary, & Benefits		\$57.94
	Annual Estimated Cost for SRO	\$40,175	
	Anticipated School Cost - 1040 hours		\$40,175

[1] Salary based on current contract - at step 8 for Part time County Police Officer.

[2] Benefits paid on Gross Wages for PT County Police Officer	2019
FICA	7.65%
WC	2.50%
Retirement	2.00%
Health Ins.	0.00%
	<hr/> 12.15%

[3] Overtime incurred by PT SRO for School related activities to be billed at the overtime rate.

BOARD OF EDUCATION OF THE PHELPS-CLIFTON SPRINGS CSD

RESOLUTION TO APPROVE SECOND AMENDMENT TO SRO AGREEMENT

WHEREAS, the County of Ontario, a municipal corporation of the State of New York (the “County”) and the Phelps-Clifton Springs Central School District (the “District”) previously entered into an Agreement for the provision of School Resource Officer (“SRO”) Services (“Agreement”); and

WHEREAS, the Parties thereafter entered into an Amendment to the Agreement, dated September 22, 2020, regarding the cost of School Resource Officer Services for the 2020-2021 school year; and

WHEREAS, the Parties seek to enter into a second amendment to the Agreement to address an extended term (the “Second Amendment”); and

WHEREAS, the County has indicated the Second Amendment will go before its Board of Supervisors for approval at its June 24, 2021 meeting;

NOW, THEREFORE, the Board of Education of the School District resolves as follows:

1. The Board of Education hereby approves the Second Amendment to the Agreement between the School District and County for School Resource Officer services.
2. The Board authorizes the Superintendent of Schools to execute the Second Amendment in the form approved by legal counsel.
3. This Resolution shall take effect immediately.

Moved by: Ms. Tracy Altman

Seconded by: Mr. Todd Freelove

Ayes: 5

Nays: 0

Abstentions: 0

Dated: June 14, 2021



Krystal Plante
District Clerk