

Agreement made this ^{16th} day of August, 2018 by and between the HALDANE CENTRAL SCHOOL DISTRICT and Saint Basil Academy, 79 Saint Basil Road, Garrison, New York 10524 for the education of secondary students from Saint Basil Academy.

WITNESSETH:

TERM OF INSTRUCTIONAL CONTRACT:

The Contract shall be for a period of one year commencing on July 1, 2018 and expiring on June 30, 2019.

A. CONDITIONS:

1. Saint Basil Academy agrees to send interested secondary students who are entering grades 9 – 12, to the Haldane Central School District and particularly to the Haldane High School for instruction.
2. That the Haldane Central School District agrees to receive interested secondary school students who are entering grades 9 – 12 and to instruct them at the Haldane High School, provided that we can meet their instructional and behavioral needs. The Committee on Special Education will convene to discuss onsite placement if another instructional setting is needed. Following receipt of a complete registration packet as described in Item 4 below, Haldane will accept individual students provided their instructional, behavioral, and emotional needs can be met on the Haldane Campus. If necessary the Committee on Special Education, and/or the Clinical Team, under the direction of the Superintendent, High School Principal or their designee, will convene to review appropriate student placement.
3. The Haldane Central School District agrees that interested secondary students who are entering grades 9 – 12 from Saint Basil Academy shall be permitted to complete their high school program at the Haldane High School, unless subject to discipline or expulsion in accordance with Education Law and District Policy.
4. Saint Basil Academy agrees to provide a complete registration packet for each student to include academic records, a current physical and health records, Individual Educational Plans, and any existing family court documents or psychological or psychiatric reports.
5. Saint Basil Academy agrees to provide the Haldane Central School District, in writing by April 1, the names of each interested secondary student who will attend the Haldane High School in the following school year. Complete registration packets must be received by August 15 in order for placement to be considered for the first day of school. Student registrations received during the school year will require up to two weeks for processing and placement determination. Students who are enrolled after September 1 will have their tuition calculated on a pro-rated basis.

6. The Haldane Central School District shall have and retain the same powers with respect to the education of such Saint Basil Academy students as it has by law and regulations with respect to its own students, including, by way of example and not by way of limitation, the power to discipline and suspend students and to adjust their programs according to the needs and behavior of the individual students.
7. Haldane agrees that any Saint Basil Academy student who enrolls as a Haldane High School student will be permitted to remain at Haldane for the duration of his/her high school career, unless subject to discipline or expulsion in accordance with Education Law and District Policy. Saint Basil Academy likewise agrees to offer any such student the choice of remaining at Haldane until graduation subject to the payment of appropriate tuition.
8. Saint Basil Academy hereby agrees to reimburse and hold harmless Haldane Central School District for the costs of any proceeding and/or litigation, including but not limited to attorney fees, resulting from the administration of special education responsibilities to Saint Basil students. The costs include but are not limited to costs associated with proceedings brought pursuant to Part 200 of the Regulations of the Commissioner of Education.

B. TUITION CHARGES:

1. Saint Basil Academy agrees to pay the Haldane Central School District and agrees to accept tuition for the instruction of such Saint Basil Academy students as follows:
 - a. The 2018-19 School Year Tuition for students enrolled in regular education shall be \$ 13,441.00.
 - b. Tuition for students placed in special education programs by the Committee on Special Education at the Haldane Central School District or accommodations pursuant to Section 504 will be calculated using the formula specified in Section 174.2 of the Regulations of the Commissioner of Education.
 - (1) Students receiving 60% special education services will be billed at 1.7 weighting of the base rate;
 - (2) Students receiving 20% to 59% special education services will be billed at .9 weighting of the base rate;
 - (3) Students receiving less than 2 periods per day will be billed at .13 weighting of the base rate;
 - (4) Additional services, such as, but not limited to, OT/PT or counseling shall be an additional charge based on actual costs;
 - (5) Students receiving instruction prior to or following attendance at BOCES Tech Center will be billed on a prorated basis for both programs.
 - c. Those students who are placed in an out-of-district program by the Committee on Special Education and for GED programs will be the sole responsibility of the Saint Basil Academy.

- d. Tutoring services for students placed in recovery or rehab facilities will be the sole responsibility of the Saint Basil Academy.
2. All transportation, including that required for the regular school day for regular education and special education students, as well as any transportation for early or late bus runs shall be the sole responsibility of Saint Basil Academy.
3. The Haldane Central School District will bill Saint Basil Academy for tuition charges on a per semester basis, and Saint Basil Academy agrees to pay those charges within thirty (30) days of the billing date. Interest charges may apply if unpaid after 30 days.

IN WITNESS WHEREOF, the parties have hereunto set their hands and seals the day and year first above written.

HALDANE CENTRAL SCHOOL DISTRICT

BY: *Sandra Dannel*
President, Board of Education

BY: *Philip Bernante*
Superintendent of Schools

SAINT BASIL ACADEMY

BY: *Robert P. Pitter*
Director, Saint Basil Academy