

(SED CODE)

The State Education Department
Transportation Unit, Room 1075 EBA
89 Washington Avenue
Albany, New York 12234

C
Contract Number
(SED will fill in)

TRANSPORTATION CONTRACT

(Do not use for Addendums or Extensions - See Note on Reverse)

Form containing contact information for L. Erika Lassi at Yonkers Public Schools, One Larkin Center, Yonkers NY 10701.

Please Check if applicable:

- Checkboxes for Piggyback Transportation*, Special Education Only, Regular & Special Education Pupils Combined, Partial Year contract that costs \$20,000 or less, One-month emergency contract- 31 Calendar days, Contract for bus maintenance only.

Specifications include:

- Checkboxes for District will supply contractor with fuel, Provision for attendants, escorts or monitors, Clause for increasing or decreasing service.

This AGREEMENT made this 14 day of September 20 21 by and between Yonkers Public Schools, County of Westchester, N.Y.

party of the first part and Phillip Trans Corp, party of the second part.

WITNESSETH. That whereas party of the first part is duly empowered (by the provisions of Section 1604, 1709, 2021, 2503, 4401 and 4402 of the Education Law) to enter into a contract for the purpose of providing transportation for children of said district for the period of service to begin

September 9 2021 and to end December 31 2021

NOW, THEREFORE, the said party of the first part hereby agrees to pay to the said party of the second part the sum of \$ 745,685.50 or \$ if on a per-bus, per-diem, per-mile or other unit cost basis for providing such transportation on a suitable conveyance.

Total Anticipated Annual Cost \$ 745,685.50

*For a piggyback contract, list the originating school district & contract number #. If awarded through a request for proposals, date of request of such proposals (see note on reverse)

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

Signatures and addresses for Yonkers Public Schools and Phillip Trans Corp.

COMPLIANCE CERTIFICATION. I certify that this contract was awarded in accordance with the competitive bidding provisions of Section 105 of the General Municipal Law, Section 305 (14) of the Education Law, and Section 156.1(b) of Commissioner of Education Regulations, or in accordance with the request for proposals provisions of Section 305(14) of the Education law and Section 156.12 of Commissioner of Education Regulations. I also certify that this contract has been authorized by the voters in accordance with Section 1709(27) of the Education Law, and has been approved by the Superintendent of Schools in accordance with Section 3625(1) of the Education Law.

Approval Date: 9/23/21 Filed by: [Signature]

PLEASE SUBMIT ORIGINAL TO THE STATE EDUCATION DEPARTMENT. RETAIN A COPY FOR YOUR SCHOOL DISTRICT RECORDS.

The party of the second part covenants with the party of the first part that in consideration of the payments hereinbefore stated and of the covenants and agreements set forth that said school children will be conveyed safely, that said duties and obligations in relation thereto pursuant to this contract will be faithfully performed, at all times exercising proper supervision over said children and that said party of the second part will abide by all reasonable rules and regulations and that the driver will be at least 21 years of age and duly licensed and that said driver will be currently approved by the chief school administrator. And the party of the second part further covenants and agrees that the vehicle shall come to a full stop before crossing the tracks of any railroad and before crossing any State highway and that it shall at all times comply with the rules and regulations of the Department of Transportation applying to such vehicles.

It is mutually agreed that this contract shall not become valid and binding upon either party thereto until the same shall be signed by the trustee or president of the board of education and the contractor. This contract or any right, title or interest therein may not be assigned by the party of the second part without the previous consent in writing of the party of the first part. This contract shall be void and of no effect unless the party of the second part shall comply with all applicable provisions of the Workman's Compensation Law in respect to employees engaged in the performance of this contract. The party of the second party will comply with the Labor Law.

"The contractor hereby consents to an audit of any and all financial records relating to this contract by the Department of Audit and Control." "The contractor further agrees to provide to the board of education, trustee(s), or the Commissioner of Education, upon request, any information relating to this contract including financial data."

State aid will be computed on account of this contract in accordance with the total sum specified. Any expenditure in excess of this total sum will not be considered in computing State aid. For school districts eligible for transportation aid, no aid shall be allowed for a period greater than 120 days prior to the filing of the contract in accordance with Section 3625 of the State Education Law.

MINIMUM STATUTORY INSURANCE REQUIREMENTS as provided in Section 370 of New York State Vehicle and Traffic Law must be complied with.

If **COMPETITIVELY BID** date of bid opening _____ Complete **BID TABULATION** below:

1. _____ (Name)	_____ (Amount of Bid)	3. _____ (Name)	_____ (Amount of Bid)
2. _____ (Name)	_____ (Amount of Bid)	4. _____ (Name)	_____ (Amount of Bid)

Was contract awarded to the lowest responsible bidder? Yes No If not awarded to the lowest bidder, state reasons why. Give detailed and completed reasons on a separate sheet and attach to this contract. If no bids are received, it is necessary for the district to re-advertise.

Attach Affidavits of Publication which you can secure from the newspapers. Also, attach one printed copy of each Notice to Bidder which appeared in the papers. If bid specifications were used, kindly forward a copy.

MULTI-YEAR CONTRACT: A separate line item shall be included in the Annual Budget and Budget Brochures. Also, a footnote to that line item shall indicate: " _____ year (first, second, etc.) of a _____- year (two, three, etc.) contract, the total cost of which is \$ _____ " (total cost of multi-year contract).

REQUEST FOR PROPOSALS: If contract was awarded through a request for proposals (RFP), submit evidence of the date of the request, the forms and instructions used in making the request, the contract specifications, all proposals received, the criteria used in evaluating the proposals, the weights assigned to each criterion, and the scores used to assess each category of the criteria, in accordance with the provisions of Section 156.12 of Commissioner of Education Regulations.

EXTENSIONS AND ADDENDUMS: An Extension of Contract (Form CE) must be filed for all extensions. Please notify the Department by letter of any additions to a contract after it has been filed with the Department. Such additions can only be made where authorized by the contract specifications.

The State Education Department - Transportation Unit

Education Bldg. Annex, Room 1075

Albany, New York 12234

Telephone: (518) 474-6541 Email: transportation@nysed.gov

District _____ SED Code _____

Please ensure that the following items have been completed, checked, or marked N/A, and then, please mail (CERTIFIED) the original contracts along with all necessary documents. ANY QUESTIONS, PLEASE CONTACT HEATHER ZOGAS/ SHARON OSTERHOUT. THANK YOU.

<input type="checkbox"/>	SED Code completed (first six digits of BEDS code.)
<input type="checkbox"/>	Complete information in Contact Box (note, contact will be the district seeking transportation).
<input type="checkbox"/>	Date of contract Agreement (found near top of contract) is the date the BOE met and agreed to the contract. Must be <u>on or before</u> the first day of service.
<input type="checkbox"/>	Service dates are for September through June only (school year, unless for maintenance.)
<input type="checkbox"/>	If Multi-Year (2-5 year) Contract, include copy of budget brochure proving voter approval. Also submit total anticipated cost for each year of contract on separate sheet.
<input type="checkbox"/>	Total annual sum or unit cost completed.
<input type="checkbox"/>	Complete the Total Anticipated Annual Cost.
<input type="checkbox"/>	A copy of the Advertisement, Affidavit of advertisement & Bid Specifications included. (Where the total anticipated annual cost of all new contracts in a fiscal year exceeds \$20,000, every contract must be bid.)- Only one copy per bid opening, not per contract. Thank you.
<input type="checkbox"/>	Advertisement for bids was published before the regulatory deadline of June 1 (non-disabled pupils) or July 1 (disabled pupils). If not, please explain in writing why the deadline was not met (N/A for emergency remainder contracts.)
<input type="checkbox"/>	Date of Approval by Superintendent must be <u>on or after</u> the date of Agreement and <u>prior</u> to filing with SED.
<input type="checkbox"/>	Complete the tabulation of bids (on back of form TC.)
<input type="checkbox"/>	Altered dates and/ dollar amounts must be initialed by both the Trustee/President of the Board and the Contractor.
<input type="checkbox"/>	Original signature of President of Board.
<input type="checkbox"/>	Original signature of Contractor.
<input type="checkbox"/>	Original signature and approval date of Superintendent. Contracts must be approved by the Superintendent of Schools and filed <u>within 120 days of the first day of service</u> . Otherwise, a deduction will be taken for each school day that a contract is late.
<input type="checkbox"/>	Other:

District checked by: _____ Date: _____

