

FOOD SERVICE MANAGEMENT COMPANY

AGREEMENT

SCHOOL DISTRICT(S)

Newport Public Schools

AGREEMENT NUMBER **2018-2019**

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- (1) mail: U.S. Department of Agriculture
Office of the Assistant Secretary for Civil Rights
1400 Independence Avenue, SW
Washington, D.C. 20250-9410;
- (2) fax: (202) 690-7442; or
- (3) email: program.intake@usda.gov.

This institution is an equal opportunity provider.

Further, the Rhode Island Department of Education does not discriminate on the basis of age, sex, sexual orientation, gender identity/expression, race, color, religion, national origin or disability. To file a complaint of discrimination with the State of Rhode Island, write to the Rhode Island Department of Education, Director, Office of Equity and Access, 255 Westminster Street, Providence, RI 02903 or call (401) 222-8979.

ATTACHMENTS

MEAL EQUIVALENT DETERMINATION FORMULA-SCHEDULE A

**DEBARMENT, SUSPENSION, INELIGIBILITY AND VOLUNTARY EXCLUSION
CERTIFICATION**

CERTIFICATION REGARDING LOBBYING

FOOD SERVICE MANAGEMENT AGREEMENT RENEWAL

This Management Agreement Renewal (“Renewal”) is made and entered into as of this 1st day of July, 2018, by and between Newport Public Schools (the “Local Education Authority” or “LEA”) and Compass Group USA Inc. by and through its Chartwells Division (the “Food Service Management Company” or “FSMC”)(collectively, the “Parties”).

WHEREAS, the LEA and FSMC entered into a Food Service Management Agreement, dated July 1, 2016, whereby the FSMC was retained to manage and operate the Food Service for the LEA;

WHEREAS, the parties now desire to exercise a one (1) year renewal of the aforesaid Food Service Management Agreement;

NOW, THEREFORE, in consideration of the provisions contained herein, and for other good and valuable consideration, the parties hereto agree as follows:

1. Article 2 is deleted and the following substituted;

Contract Year- July 1, 2018-June 30, 2019.

Also, any and all references to the 2016-2017 year shall be changed to 2018-2019.

2. Article 2 TERM is deleted and the following substituted;

CONTRACT DURATION: The Term of the Agreement is one (1) year, commencing on July 1, 2018 and continuing until June 30, 2019.

3. Section 6.15 The 'Debarment, Suspension, Ineligibility and Voluntary Exclusion' Certification is updated and attached.
4. Section 6.16 'Certification Regarding Lobbying' is updated and attached.
5. 7.3 The LEA shall pay the FSMC a General Support Services Fee in an amount equal to \$.1232 multiplied by the total of “Reimbursable Meal Equivalents” and “Meal Equivalents” served, computed for each Accounting Period and included in the invoice for Direct Operating Costs.

7.4 MANAGEMENT SERVICES FEE: The LEA shall pay the FSMC a Management Services Fee in an amount equal to \$.0477 multiplied by the total of “Reimbursable Meal Equivalents” and “Meal Equivalents” served, computed for each Accounting Period, and included in the invoice for Direct Operating Costs.
6. The second sentence of Article 7.5 is to be deleted and the following is substituted in its place:

7.5 GUARANTEED RETURN: The FSMC guarantees that the LEA shall receive a surplus of Seventy five thousand and nine hundred and twenty three dollars. (\$75,923).

7. This Renewal is effective July 1, 2018. All other terms and conditions contained in the Agreement shall remain unchanged and in full force and effect.
8. An unsigned copy of this Agreement Renewal will be submitted no later than May 15, 2018 to RIDE's Office of Finance, Nutrition Programs for their review and approval. After approval, a signed copy of the Agreement Renewal will be submitted no later than June 30, 2018.

Participating LEA:

Newport Public Schools
Colleen Burns Jermain – Superintendent of Schools
109 Old Fort Rd.
Newport, RI

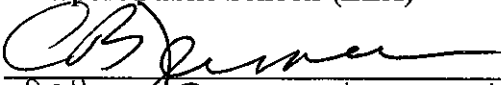
FSMC:

Compass Group USA, Inc.
ATTN: CEO, Chartwells K12
2 International Drive
Rye Brook, NY 10573


**Newport School District
2018-2019 School Year**

IN WITNESS WHEREOF, the parties hereto have caused this Renewal Agreement to be signed by their duly authorized representatives.

Newport Public Schools (LEA)

By: 
Name (printed): Colleen Burns Jermain
Title: Newport Public Schools, Superintendent
Date: 8.28.18

**Compass Group USA, Inc.
by and through its Chartwells Division (FSMC)**

By: 
Name (printed): Belinda Oakley
Title: CEO, Chartwells K12
Date: 7/12/2018

SCHEDULE A

MEAL EQUIVALENT DETERMINATION FORMULA

Current Year USDA Rate of Reimbursement per "Free" Lunch (as of July 1, 2013)	\$3.23
Current Year Per Meal State- Match Reimbursement Rate (as of 7/2013)	\$0 .0472
Current Year Value of USDA Entitlement for Donated Foods Per Lunch (as of July 1, 2013)	\$0.2325
Current Year Value of USDA Bonus Donated Foods Per Lunch	\$0.01
MEAL EQUIVALENT	\$3.5197

U. S. DEPARTMENT OF AGRICULTURE

***Certification Regarding Debarment, Suspension, Ineligibility
and Voluntary Exclusion - Lower Tier Covered Transactions***

This certification is required by the regulations implementing Executive Orders 12549 and 12689, Debarment and Suspension, 7 CFR Part 3017 Subpart C Responsibilities of Participants Regarding Transactions. The regulations were published a Part IV of the January 30, 1989, Federal Register (pages 4722-4733), and Part II of the November 26, 2003 Federal Register (pages 66533-66646). Copies of the regulations may be obtained by contacting the Department of Agriculture agency with which this transaction originated.

The prospective lower tier participant certifies, by submission of this Certification, that:

1. Neither it nor its principals are presently debarred, suspended, proposed for debarment, declared ineligible, or voluntarily excluded from participation in this transaction by any Federal department or agency;
2. Where the prospective lower tier participant is unable to certify to any of the statements in this certification, such prospective participant shall attach an explanation to this proposal.

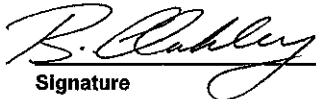
Compass Group USA, Inc., by and through its Chartwells Division

Organization Name

PR/Award Number or Project Name

Belinda Oakley, CEO, Chartwells K12

Name and Title of Authorized Representative



Signature

7/12/2018

Date

CERTIFICATION REGARDING LOBBYING

Applicable to Grants, Subgrants, Cooperative Agreements, and Contracts Exceeding \$100,000 in Federal Funds.

Submission of this certification is a prerequisite for making or entering into this transaction and is imposed by section 1352, Title 31, U.S. Code. This certification is a material representation of fact upon which reliance was placed when this transaction was made or entered into. Any person who fails to file the required certification shall be subject to a civil penalty of not less than \$10,000 and not more than \$100,000 for each such failure.

The undersigned certifies, to the best of his or her knowledge and belief, that:

(1) No Federal appropriated funds have been paid or will be paid by or on behalf of the undersigned, to any person for influencing or attempting to influence an officer or employee of any agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with the awarding of a Federal contract, the making of a Federal grant, the making of a Federal loan, the entering into a cooperative agreement, and the extension, continuation, renewal, amendment, or modification of a Federal contract, grant, loan, or cooperative agreement.

(2) If any funds other than Federal appropriated funds have been paid or will be paid to any person for influencing or attempting to influence an officer or employee of any agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with this Federal grant or cooperative agreement, the undersigned shall complete and submit Standard Form-LLL, "Disclosure Form to Report Lobbying", in accordance with its instructions.

(3) The undersigned shall require that the language of this certification be included in the award documents for all covered subawards exceeding \$100,000 in Federal funds at all appropriate tiers and that all subrecipients shall certify and disclose accordingly.

Compass Group USA, Inc.,
by and through its Chartwells Division

2 International Drive, Rye Brook, NY 10573

Name/Address of Organization

Belinda Oakley, CEO, Chartwells K12

Name/Title of Submitting Official



Signature

7/12/2018

Date

