

*Essentia Health SMDC
407 East Third Street
Duluth, MN 55805*

ECFE Amazing Newborn Summer Program

MEMORANDUM OF UNDERSTANDING

This agreement will define the services to be provided by an ECFE staff member to continue the class "Amazing Newborn" during summer school recess June 9, 2015 through August 20, 2015.


The parent educators will provide 1.5 hours of service for each Amazing Newborn session at the Birthing Center for a total of 22 visits.

The cost to facilitate this program for the summer of 2015 will be \$1500.00.

Approvals:


Essentia Health SMDC

4-1-15
Date


~~Chair of the Duluth School Board~~ CFO
Independent School District #709

4/28/15
Date

Clerk of the Duluth School Board
Independent School District #709

Date

Memorandum

To: Bill Hanson

From: Kerry M. Leider



Date: April 1, 2015

Re: General Release and Settlement Agreement for Piedmont School Sidewalks–TKDA

Attached are two (2) copies of the General Release and Settlement Agreement between Independent School District #709 and TKDA related to the Piedmont Elementary School sidewalks and paved areas drainage issues. TKDA. has agreed to contribute \$5,000.00 towards the sidewalk corrections in the resolution of this matter.

I am recommending approval of the agreement with TKDA. After review and if you concur, please sign and notarize both copies of the Agreement and return them to the Facilities Management office for processing.

Attachments

GENERAL RELEASE AND SETTLEMENT AGREEMENT

THIS GENERAL RELEASE AND SETTLEMENT AGREEMENT is entered into this 17th day of February, 2015 (the "Effective Date") by and between TKDA, Inc. ("TKDA") and Duluth Public Schools ("DPS").

For and in exchange of Five Thousand and 00/100 Dollars (\$5,000), receipt of which is hereby acknowledged, DPS agrees to release and forever discharge TKDA, its employees, agents, affiliates, and assigns, from any and all claims, demands, causes of action, or suits at law or equity of whatever kind related to or arising out of design, construction, repair or maintenance of the sidewalks and paved areas as depicted on Exhibit A on the premises of the Duluth Piedmont School with an address at 2827 Chambersburg Avenue, Duluth, Minnesota.

It is understood and agreed that TKDA's payment of the above consideration is made to compromise a doubtful and disputed claim and is not to be construed as an admissions of liability on the part of TKDA by whom liability is expressly denied.

IN WITNESS WHEREOF this release has been read, signed and sealed on the Effective Date stated above.

DULUTH PUBLIC SCHOOLS



Witness Melinda K. Thibault
Print Name



by: Bill Hanson

its: Director of Business Services



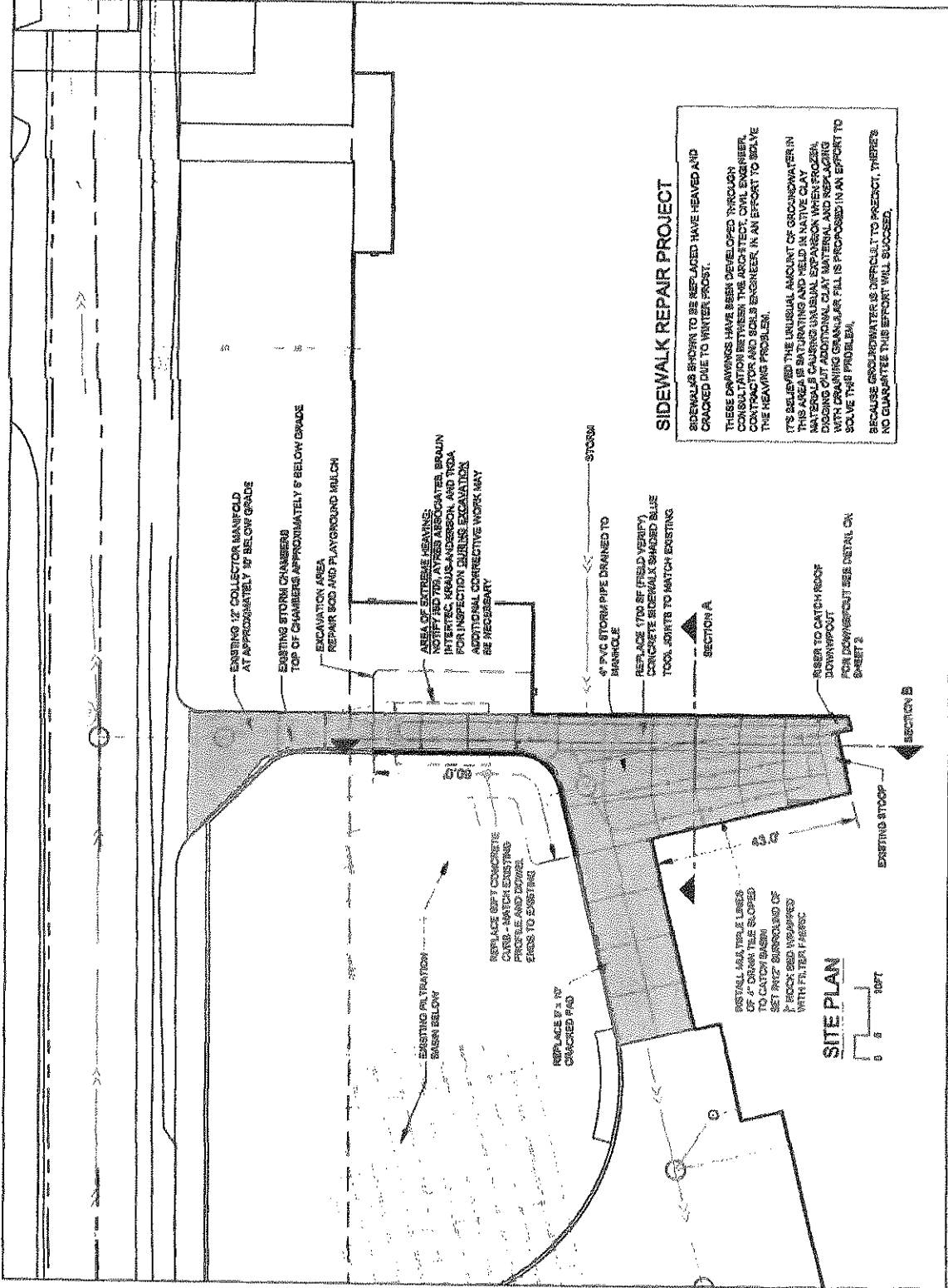
EXHIBIT A

Piedmont School
ISD #709
2827 Chambersburg Avenue,
Duluth, MN 55811

PROJECT:

Sidewalk Repair

AUGUST 5, 2014



SIDEWALK REPAIR PROJECT

THESE DRAWINGS HAVE BEEN DEVELOPED THROUGH CONSULTATION WITH REGISTERED ARCHITECT, CIVIL ENGINEER, MECHANICAL AND SOILS ENGINEER, IN AN EFFORT TO SOLVE THE HEAVING PROBLEM.

IT IS BELIEVED THE UNUSUAL AMOUNT OF GROUNDWATER IN THIS AREA IS SATURATING AND HELD IN NATIVE CLAY MATERIALS CAUSING UNUSUAL EXPANSION WHEN FROZEN. DIGGING OUT ADDITIONAL CLAY MATERIAL AND REPLACING WITH DRAINING GRANULAR FILL IS PROPOSED IN AN EFFORT TO SOLVE THIS PROBLEM.

BECAUSE GEOTECHNICALS IS UNABLE TO PRESENT, THERE'S NO GUARANTEE THIS EFFORT WILL SUCCEED.