

**MEMORANDUM OF AGREEMENT**  
**BY AND BETWEEN**  
**MARION COUNTY PUBLIC SCHOOLS**  
**AND**  
**THE KENTUCKY DEPARTMENT OF EDUCATION**

This Memorandum of Agreement (“MOA”) is entered into, by and between Marion County Public Schools (“the First Party” or “MCPS”) and the Kentucky Department of Education (“the Second Party” or “KDE”) to establish an agreement whereby the Kentucky Technical Center Principal for the Marion County Area Technology Center will remain under the authority of KDE, but remain an employee of MCPS. KDE will reimburse MCPS up to \$71635.00 for the ATC principal position.

**WHEREAS**, the First Party is the school district charged with providing primary and secondary education in Marion County,

**WHEREAS**, the Second Party is the state agency responsible for the management, control, and operation of state-operated secondary area vocational education and technology centers in the Commonwealth of Kentucky pursuant to KRS 156.802;

**NOW, THEREFORE**, it is mutually agreed by and between the First and Second Parties that:

- I. This MOA is a financial agreement between the parties. The term of this MOA will be effective as of September 29, 2016.
- II. KDE and MCPS shall agree on a MCPS employee to be assigned to the Marion County Area Technology Center (“ATC”) as the Kentucky Technical Center Principal.
- III. The parties agree the job duties of the Principal shall include, but not be limited to those duties listed on the attached document. See attachment.
- IV. MCPS shall pay the salary of the MCPS employee placed in the role of Kentucky Technical Center Principal for the Marion County Area Technology Center.
- V. KDE agrees to reimburse MCPS for the salary of the ATC principal up to \$71635.00.
- VI. It is understood and agreed by both parties that the Kentucky Technical Center Principal for the Marion County Area Technology Center will be under the supervision and authority of KDE. The parties agree that the employee serving as Principal will be bound by the Office of Career and Technical Education Kentucky Tech Policies and Procedures.
- VII. The MCPS employee serving as the Principal of the ATC shall be bound by the requirements of KRS Chapter 11A’s Code of Ethics for executive branch employees during the tenure of service as the ATC Principal.

- VIII. KDE reserves the right to require the school district to remove the MCPS employee serving as the Principal of the ATC and the right to select another MCPS employee, from a pool of candidates designated by MCPS, to serve as the ATC Principal.
- IX. KDE and MCPS shall agree on a MCPS employee to be placed in the Marion County ATC as a Kentucky Technical Center Teacher.
- X. MCPS shall pay the salary of the MCPS employee placed in the role of Kentucky Technical Center Teacher for the Marion County ATC.
- XI. It is understood and agreed by both parties that the MCPS employee serving as a Kentucky Technical Center Teacher will be under the supervision and authority of KDE.
- XII. The MCPS serving as a teacher in the ATC shall be bound by the requirements of KRS Chapter 11A's Code of Ethics for executive branch employees during tenure of service as an ATC teacher.
- XIII. KDE or MCPS may cancel the contract at any time for cause or may cancel without cause on 30 days' written notice.
- XIV. All questions to the execution, validity, interpretation, and performance of this memorandum of understanding shall be governed by the laws of the Commonwealth of Kentucky. Furthermore, the parties hereto agree that any legal action which is brought on the basis of this agreement shall be filed in the Franklin Circuit Court of the Commonwealth of Kentucky.
- XV. This MOA and the attachment shall constitute the entire agreement between the parties and supersedes any prior written or oral agreement. The terms and conditions of the MOA may be amended by mutual written consent of the parties.

By affixing signatures below, the parties agree that electronic approvals may serve as electronic signatures. In addition, the parties verify that they are authorized to bind this agreement between parties and that they accept the terms of the agreement and the attachment.

Kentucky Department of Education:

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Signature

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Title

Printed Name

Date

Marion County Public Schools:

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Signature

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Title

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Printed Name

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Date