




September 21, 2015

MEMORANDUM

TO: District Board of Trustees
FROM: Jim Murdaugh, President 
SUBJECT: Authorization to Terminate

Item Description

This item requests Board authorization to provide notice of contract termination to The Unlimited Path of Central Florida.

Overview and Background

In the Board of Trustees meeting held October 21, 2013, a decision was made authorizing designated staff to enter into contract with The Unlimited Path of Central Florida to deliver the Re-Entry Services at the Gadsden Re-Entry Center for the Florida Department of Corrections. The sub-contract identified a start date of February 1, 2014 and an end date of January 1, 2017.

It should be acknowledged that TCC and The Unlimited Path of Central Florida are both committed to delivering services that are impactful and aid in changing the lives of the incarcerated inmates. However, there are philosophical differences that have impeded the College's ability to establish a working relationship that recognizes the strengths of both entities and doesn't erode or conflict with the policies in place governing the operations and practices of the College.

As such, attempts to rectify the situation have reached an impasse leaving no other recourse but to recommend termination of the existing contract.

The terms of the contract addressing termination (Sec. VI, A – Termination at Will) are included in the excerpt below.

This Sub-contract may be terminated by the sub-contractor upon no less than one hundred twenty (120) calendar day' notice and upon no less than thirty (30) calendar days by the Contractor, without cause, unless a lesser time is mutually agreed upon by both parties. Notice shall be delivered by certified mail (return receipt requested), by other method of delivery whereby an original signature is obtained, or in-person with proof of delivery.

Past Actions by the Board

On October 21, 2013 the Board provided authorization to enter into a contract with The Unlimited Path of Central Florida.

Funding/Financial Implications

There is no financial penalty attached to the action being requested.

Staff Resource

Kimberly Moore

Recommended Action

Authorization be extended to President Murdaugh to initiate a notice of contract termination that complies with the terms stated in the contract. Additionally, to implement a transition plan for impacted employees up to and including 1st right to an interview for positions currently available at the College.