

**MEMORANDUM OF AGREEMENT
SPRING RECESS 2020**

MEMORANDUM OF AGREEMENT AND STIPULATION OF SETTLEMENT entered by and between the Board of Education of the City School District of the City of New York (the "Department" or "DOE") and District Council 37 ("DC37" or the "Union").

WHEREAS, on March 27, 2020, Governor Cuomo issued an Executive Order which stated that all New York schools must continue plans for alternative instruction and the New York State Education Department ("SED") issued a directive stating that all school districts must continue to provide remote instruction for students, meals for students, and childcare for essential workers every weekday between April 1, 2020 and May 15, 2020, even if the district is scheduled to be on spring break during that time; and

WHEREAS, all Department staff were required to work April 9 through April 17, 2020 ("Spring Recess 2020"); and

WHEREAS, in April 2020 the Department and DC37 entered an agreement pursuant to which all employees who worked during Spring Recess 2020 would receive four (4) additional annual leave days or four (4) floating holidays; and

NOW, THEREFORE, the DOE and DC37 hereby agree that:

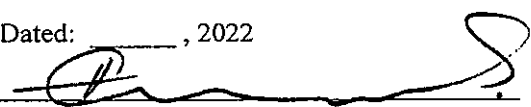
I. GENERAL PROVISIONS

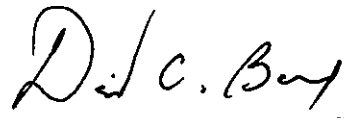
Nothing in this Agreement shall constitute a waiver or modification of any provision of any collective bargaining agreement, letter, other agreement between the DOE and the DC37, applicable DOE by-laws, policies, and regulations of the Chancellor, or past practice except as specifically set forth herein. The parties agree that this Agreement resolves all disputes regarding compensation based on the SED directive to work during Spring Recess 2020.

II. DC37 SCHOOL-BASED EMPLOYEES

All DC37 school-based employees in the titles listed below who were on payroll and directed to work during Spring Recess 2020 shall be paid for each day worked above four (4) days. These employees shall receive compensation on a day-for-day basis up to an additional three (3) days, depending on the number of days actually worked during Spring Recess 2020. The titles covered by this agreement: Family Workers; School Aides; Hourly School Food employees; and Annual School Food employees.. This agreement does not cover any substitute employees. Absent exigent circumstances, all payments shall be made on or before November 30, 2022.

Dated: _____, 2022


District Council 37


New York City Department of Education

Shaun D. Francois I, Local 372