



STATE OF NEW MEXICO  
PUBLIC EDUCATION DEPARTMENT  
STUDENT NUTRITION BUREAU  
120 South Federal Place, Room 105  
Santa Fe, New Mexico 87501



Dr. Veronica C. Garcia  
Secretary of Education

Phone: (505) 827-1821  
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Corrine Lovato, Director  
Student Nutrition Bureau

April 13, 2006

Mr. Ronald Haugen, Superintendent  
Gadsden Independent Schools  
P.O. Drawer 70  
Anthony, NM 88021

Dear Mr. Haugen:

Subject: **Fresh Fruit and Vegetable Program – Agreement Approval**

Thank you for submitting the required documentation for the Fresh Fruit and Vegetable Program (FFVP). Enclosed please find the signed and approved agreement between the NM Public Education Department (PED), Student Nutrition Bureau (SNB) and Local Education Agency (LEA). The FFVP provides all children in participating schools with a variety of free fresh fruits and vegetables throughout the school day. It is an effective and creative way of introducing fresh fruits and vegetables as healthy snack options.

**Use of Funds**

Funds are to be used primarily to purchase additional fresh fruits and fresh vegetables to be made available at no charge to students. Schools may use up to 10% of the funds for administrative costs. Please note that labor costs associated with preparing and distributing the fruits and vegetables are not considered administrative costs and instead should be shown as general operating costs and must be reasonable and necessary. The program should be structured so that maximum benefits go to children. More information is provided in the Fresh Fruit and Vegetable Program Handbook, Appendix A and on the FFVP Partner Web at <https://www.fnspartner.usda.gov/>.

Should you have any questions or require further assistance, please contact Ms. Gloria Kozeliski, Health Educator, at (505) 827-1821 or (505) 827-1448.

Sincerely,

Leonard Mirabal, Interim Director  
Student Nutrition Bureau

LM:GK:reg

cc: Mr. Demetrious P. Giovas  
Food Service Director

File: FFVP - Approved Agreement Between NM Public Education Department – Student Nutrition Bureau and Local Education Agency

*“Good Nutrition...the Core of a Good Education!”*

**Addendum to State Agency - Local Education Agency Agreement  
Fresh Fruit and Vegetable Program**

This agreement is between the New Mexico Public Education Department, hereinafter referred to as the State Agency, and Gadsden Independent Schools, hereinafter referred to as the Local Education Agency, for the Fruit and Vegetable Program, hereinafter referred to as the Program and covers the period from March 1, 2006 to June 30, 2007.

The undersigned has the authority to enter this Agreement to participate in the Fresh Fruit and Vegetable Program as authorized by Public Law 109-97 and Section 120 of the Child Nutrition and WIC Reauthorization Act 2004 (Public Law 108-265).

- A. It is mutually agreed between the State Agency and Local Education Agency that:
1. The Local Education Agency agrees that the funds will only be used for the purposes authorized by Section 120 of the Child Nutrition and WIC Reauthorization Act of 2004 (Public Law 108-265).
  2. The Local Education Agency agrees to abide by all of the requirements for administering the Program as stated in Section 120 of the Child Nutrition and WIC Reauthorization Act of 2004 (Public Law 108-265).
  3. The Local Education Agency agrees to provide funds to the approved school(s), namely, Berino Elementary under its jurisdiction for the service of approved fresh fruits and vegetables in accordance with local, state, and federal regulations and requirements.
  4. The total amount of funds being made available to your Local Education Agency is based on a per student allotment. The total amount allocated for your Local Education Agency is shown below in Table A.

**Table A**

| District                    | School Name       | Total Allocation |
|-----------------------------|-------------------|------------------|
| Gadsden Independent Schools | Berino Elementary | \$52,917         |

5. The Local Education Agency agrees that the schools identified in section 3 of this paragraph will implement the program in accordance with the plan outlined in the signed School Profile for the Fresh Fruit and Vegetable Program.

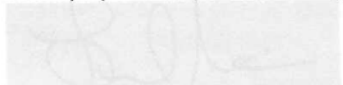
**B. General Conditions**


1. This Agreement is non-transferable.
2. Neither the State Agency nor the Local Education Agency has an obligation to renew this agreement.

**Signature of State Agency Official:**

**Signature of Local Education Agency Official:**

New Mexico Public Education Department

  
Leonard Mirabal, Interim Director  
Student Nutrition Bureau

  
Signature of Superintendent

Date

Date

This arrangement does not constitute the entire agreement between the parties with respect to subject matter thereof.