

**RESOLUTION OF BOARD OF EDUCATION FOR
HOMER CENTRAL SCHOOL DISTRICT**

WHEREAS, the Homer Central School District (the “*District*”) owns that certain parcel of real property located on Academy Street, Town of Truxton, County of Cortland, State of New York known as the Hartnett Elementary School (the “*Property*”); and

WHEREAS, the Homer Central School District Board of Education (the “*Board*”) previously passed a resolution on August 19, 2014 wherein the Board deemed the Property as surplus, because of, among other things, the continued declining enrollment across the District, the costs associated with the maintenance and upkeep of the facility, and the availability of space for the Hartnett Elementary student body at other District schools and specifically resolved that the Property was not needed for District purposes effective at the end of the 2014/2015 school year and that leasing the Property was in the best interests of the District;

WHEREAS, on December 16, 2014 the District’s voters disapproved the proposed capital improvement project, which included a lease of the Property to Board of Cooperative Educational Services for the Sole Supervisory District of Onondaga, Cortland, and Madison Counties;

WHEREAS, the Board now desires to reiterate that the Property shall be deemed surplus effective at the end of the 2014-2015 school year and that the Property will no longer be used for instructional purposes and that doing so shall be in the best interests of the District;

WHEREAS, the Board now desires to explore its options with respect to the ultimate sale of the Property.

NOW, THEREFORE BE IT RESOLVED by the Board that:

1. The Board affirms the determination that effective as of the end of the 2014/2015 school year, that the Property shall not be needed for instructional purposes and shall be deemed surplus.
2. The Board hereby authorizes the District to explore its options with respect to the sale of the Property.
3. The Board hereby finds that students shall no longer be assigned to Hartnett Elementary School for instructional purposes, or otherwise, from the end of the 2014-2015 school year onward.
4. The Board hereby authorizes the District to utilize the Property primarily for the purposes of storage and other ancillary uses related thereto until such time as a decision is made with respect to its sale.
5. The Superintendent, and/or members of the Board, as appropriate or as otherwise required by law, are hereby authorized, empowered and directed to execute and deliver such documents and take all such action on behalf of the District as may be

deemed necessary, appropriate or advisable to carry out the intent or purposes of the foregoing resolutions.

6. The execution, delivery and performance by the Superintendent of Schools, and/or the members of the Board, as appropriate or as otherwise required by law, for and on behalf of the District, of all such further instruments and documents required in connection with the sale of the Property, each in form and substance approved by the Superintendent, and/or the members of the Board, as appropriate or as otherwise required by law, his or her signature thereon being conclusive evidence of such approval, are hereby in all respects approved, adopted and authorized by and on behalf of the District.
7. The foregoing resolutions shall remain in full force and effect until a copy of a subsequent resolution revoking or amending them, duly certified by the proper officers of the Board, shall be made by the Board.
8. This resolution shall be effective immediately.

Moved by: _____ Seconded by: _____

Aye _____ Nay _____ Absent _____

Accepted February 10, 2015

Homer, New York