

**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 previously passed a resolution on February 10, 2015 wherein the Board (a) reiterated that the Property shall be deemed surplus effective at the end of the 2014-2015 school year and that the Property would no longer be used for instructional purposes and that doing so shall be in the best interests of the District, and (b) expressed its desire to explore its options with respect to the ultimate sale of the Property;

WHEREAS, on March 10, 2015, the Board authorized the District’s Superintendent to negotiate with and hire Dr. Philip Martin, an educational consultant with Castallo & Silky, as a third party to provide an updated supplement to his 2009 study of the Property for a recommendation as to its best use;

WHEREAS, on May 26, 2015, Dr. Philip Martin presented his report on the Study to Examine the Future of the Hartnett Elementary School whereby Dr. Martin’s recommendation, based on several factors, including the decline in student enrollment, greater projected decline in enrollment capacity of other District schools to accommodate consolidated student populations and significant loss of state-aid, is to close the Property effective July 1, 2015;

WHEREAS, the Board now desires to close the Property and proceed with its ultimate sale, transfer or other disposition.

NOW, THEREFORE BE IT RESOLVED by the Board that:

1. The Board hereby finds that Hartnett Elementary School will be permanently closed effective July 1, 2015.
2. The Board hereby authorizes the District to advertise for and negotiate the sale, transfer or other disposition of Hartnett Elementary School on such terms and

conditions as the Board determines to be in the best interest of the District and that are in conformity with and as authorized by Section 1804 of the Education Law.

3. Any such sale, transfer or other disposition offered to the District shall then be presented to the Board for its review, consideration and determination as to whether or not it is in the best interests of the District to accept the sale, transfer or other disposition as presented or take further action with respect thereto.
4. 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.
5. 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, transfer or other disposition 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.
6. 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.
7. This resolution shall be effective immediately.

Moved by: _____ Seconded by: _____

Aye _____ Nay _____ Absent _____

Accepted June 9, 2015

Homer, New York