

Unofficial Minutes of the Board of Education

Date: **Friday, November 15, 2013** **Special Meeting**

Place: District Office

Board Members Present: James Zimar, Francis Curran II, Dennis Carlson
Kevin Bennett

Absent: Richard Drain,

Also present: Kyle Bower, Superintendent of Schools, Nancy Clark, District Clerk,

I. Call to Order and Approve Agenda

President Zimar called the meeting to order at 7:30a.m.
He asked if there were additions /changes to the agenda.
There were not.

On motion by James Zimar, seconded Dennis Carlson:
RESOLVED: That the agenda for this meeting be approved.

APPROVE AGENDA
Unanimously approved

II. Pledge of Allegiance

III. Welcome of Visitors and/or Guests

There were none.

IV. Executive Session

For the purpose of discussing the acquisition, sale, or lease of real property or the proposed acquisition of securities, or sale or exchange of securities held by such public body, but only when publicity would substantially affect the value thereof.

On motion by James Zimar, seconded Richard Drain:

RESOLVED: That the Board of Education of Hammondsport Central School hereby enters into this Executive Session for the purpose of discussing the acquisition, sale, or lease of real property or the proposed acquisition of securities, or sale or exchange of securities held by such public body, but only when publicity would substantially affect the value thereof.

Time: 7:31am

Out: 8:04 am

V. New Business

1. Accept the contract between Hammondsport Central School and Mr. Jim Keena for the sale of the School building and property.

RESOLVED: that the Hammondsport Central School District (the “*District*”) is desirous to sell that certain improved real property owned by District and known as the Glenn H. Curtiss Memorial School, Hammondsport, New York (the “*Premises*”) for the purchase price of \$50,000.00 (the “*Purchase Price*”) and otherwise pursuant to the terms, conditions of that certain proposed Purchase and Sale Agreement by and between the District and Mr. Jim Kenna (the “*Purchaser*”) (the “*Contract*”), a copy of which is attached to these Resolutions; and be it further

RESOLVED: that the District finds that the Premises is of no further use or value to the District; and be it further

RESOLVED: that the proposed sale of the Premises to the Purchaser is in the best interest of the District; and be it further

RESOLVED: that the terms and conditions of the Contract are most beneficial to the District, representing the overall best price/value available for the Premises; and be it further

RESOLVED: that the Purchase Price represents the fair market value of the Premises based upon current market conditions and the condition of the Premises; and be it further

RESOLVED: that the District’s execution of a purchase and sale agreement substantially similar to the Contract is hereby approved; the Contract is subject to the following terms, conditions and covenants:

- A. Purchase price is to be paid to District by official bank draft, certified funds or via a wire transfer at closing;
- B. Should District voter become necessary, the sale of the property shall be conditioned upon the approval of a majority of the District voters; and be it further

RESOLVED: that, with respect to the sale of the Premises, Kyle C. Bower, as Superintendent of Schools (the “*Superintendent*”), for and on behalf of the District, is hereby authorized to enter into the Contract, subject to the terms and conditions herein; and be it further

RESOLVED: that the execution, delivery and performance by the Superintendent, and/or the member 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 Premises, 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; and be it further

RESOLVED: that any and all acts, instruments and other writings previously performed or executed and delivered by the Superintendent, and/or the members of the Board, for and on behalf of the District, in connection with the transactions contemplated by these Resolutions, are in all respects ratified, affirmed and approved; and be it further

RESOLVED: that 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; and be it further

RESOLVED: that 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.

Dated: November ____, 2013

VI. Adjourn

On motion Dennis, seconded by Kevin Bennett:

RESOLVED: That the Board of Education of Hammondspport Central School District hereby adjourns this meeting. Time: 8:31am.

ADJOURN

Unanimously Approved

By:

Nancy Clark
District Clerk

