

**RESOLUTION REQUESTING THE COUNTY OF MONTGOMERY,
NORTH CAROLINA TO ACQUIRE CERTAIN PROPERTY FOR USE BY
THE MONTGOMERY COUNTY SCHOOL SYSTEM**

WHEREAS, The Montgomery County Board of Education, which has general control and supervision of all matters pertaining to the public schools in the Montgomery County School System, its respective administrative unit (**the “Board of Education”**), and the County of Montgomery, North Carolina (**the “County”**) propose to cooperate in a plan to finance the cost of a project which each has found to be necessary and desirable to provide improved public school facilities and improved public education in such school administrative unit; and

WHEREAS, such a project consists of the design, acquisition, construction, repair and equipping of improvements to County school facilities, which may include repair and renovation to roofs, paving, and plumbing and HVAC improvements as well as other renovations (**together, the “Project”**), including improvements to property constituting East Middle School in the County(**"East Middle School"**); and

WHEREAS, the County proposes to finance the Project by an installment financing contract as authorized by North Carolina General Statutes Section 160A-20 wherein the County will acquire ownership interest in the East Middle School (as a portion of the School Project) in order to create a security interest to secure repayment of moneys advanced for the School Project, as required by law; and

WHEREAS, the County is authorized pursuant to North Carolina General Statutes Section 153A-158.1 to acquire an interest in the real and personal property included in East Middle School for use by the Montgomery County School System only upon request of the Board of Education and after a public hearing by the County; and

WHEREAS, the Board of Education desires to make such a request in order to allow the County to proceed with financing of the School Project.

NOW, THEREFORE, BE IT RESOLVED by the Board of Education as follows:

Section 1. The Board of Education hereby finds and determines that it is in the best interest of the Board of Education to request the County, and the Board of Education hereby requests the County, to acquire the fee interest in the real and personal property included in East Middle School (not including mobile classroom units), including specifically the site of East Middle School, for use by the Montgomery County School System, in order to proceed with the plan for the financing of the cost of the School Project as described above.

Section 2. This Resolution shall take effect immediately upon its passage.

Upon consideration of the foregoing Resolution and motion duly made by Board member, _____, and seconded by Board member, _____, the foregoing Resolution was passed by the following vote:

Ayes: _____.

Noes: _____.

I, Dale Ellis, Secretary of the Montgomery County Board of Education, DO HEREBY CERTIFY that the foregoing is a true copy of so much of the recorded proceedings of a regular meeting of said Board held on June 4, 2012 as relates to the passage of the Resolution hereinabove set forth and that such proceedings have been recorded in the minutes of said Board.

I DO HEREBY FURTHER CERTIFY that a schedule of regular meetings of said Board has been on file in my office as of a date not less than seven days before the date of said meeting in accordance with North Carolina General Statutes Section 143.318-12.

WITNESS my hand and the official seal of said Board, this the ____ day of June, 2012

Dale Ellis, Secretary