

**RESOLUTION AUTHORIZING THE SALE AT PUBLIC AUCTION
OF PROPERTY OWNED BY THE BOARD AND NO LONGER NEEDED
FOR ANY SCHOOL PURPOSES
(O.R.C. §3313.41)**

The Board of Education of the Norton City School District, Norton, Ohio, met in regular session on the ____ day of July, 2017, at the offices of said Board, with the following members present:

The Treasurer advised the Board that the notice requirements of O.R.C. §121.22 and the implementing rules adopted by the Board pursuant thereto were complied with for the meeting.

_____ moved the adoption of the following Resolution:

WHEREAS, the Board of Education of the Norton City School District is the owner of the real property hereinafter described, which is no longer needed for any school purposes, which exceeds \$10,000.00 in value, and which the Board has determined to offer for sale at public auction pursuant to and in accordance with the provisions of O.R.C. §3313.41; and

WHEREAS, there are no start-up community schools or college-preparatory boarding schools located within the territory of the Norton City School District.

NOW, THEREFORE, BE IT RESOLVED by the Board of Education of the Norton City School District, County of Summit, State of Ohio, that:

Section 1: It is found and determined that the real property that is more fully described in “Exhibit A,” which is incorporated in and made a part of this Resolution, exceeds \$10,000.00 in value and is no longer needed for any school purposes. The property is generally known as the Grill Elementary School located at 6125 Kungle Road, Clinton, Ohio.

Section 2: The property shall be sold in the manner provided by O.R.C. §3313.41, subject to the terms and conditions provided in this Resolution and the Conditions of Sale set forth in “Exhibit B,” to the highest bidder after giving at least thirty (30) days’ notice of the sale by publication in a newspaper of general circulation in the Norton City School District.

Section 3: The Board President, Superintendent, Business Manager, Treasurer, and/or the Board’s legal counsel are hereby authorized and directed to do all things necessary and consistent with this Resolution to accomplish the sale provided for herein.

Section 4: The sale of the property shall be upon the following terms and conditions, the Conditions of Sale, and such other terms and conditions consistent with this Resolution and in the best interests of the Board and the District as may be determined by the Board President, Superintendent, Business Manager, Treasurer, Auctioneer, and/or the Board's legal counsel:

a. The sale shall be by public auction to be conducted on the premises, commencing at _____ .m. on the _____ day of _____, 2017.

b. The auction shall be conducted by _____
_____.

c. The Board shall retain all oil, gas, and other mineral rights and royalties to the property, if any.

d. At the time of completion of the auction, the highest bidder(s) shall be required to deliver to the Board cash, or a certified or cashier's check payable to the Board, in the amount of ten percent (10%) of the high bid as security for faithful performance should the bid be accepted. The deposit shall be applied to the purchase price in the event the Board accepts the bid.

e. The sale of the property to the successful bidder(s) shall not be final until accepted by resolution of the Board with written notification of such acceptance to be sent to the successful bidder(s) by the Treasurer. The Board reserves the right to reject any or all bids, including the final bid, at any time within sixty (60) days after the date of the auction provided in Section 4.a. of this Resolution.

f. Final payment for the property, which shall be the difference between the security deposited with the Board pursuant to Section 4.d. of this Resolution and the amount bid, shall be made by cash, or certified or cashier's check payable to the "Board of Education of the Norton City School District," at the time of transfer of title by quitclaim deed.

Section 5: It is found and determined that all formal actions of this Board concerning and relating to the adoption of this Resolution were adopted in an open meeting of this Board, and that all deliberations of the Board and of any of its committees that resulted in such formal action were in meetings open to the public or otherwise in compliance with all legal requirements.

_____ seconded the motion, and upon roll call on the adoption of the Resolution, the vote was as follows:

I hereby certify that the foregoing is a true, accurate, and correct excerpt from the minutes of the special meeting of the Board of Education of the Norton City School District held on the _____ day of July, 2017, showing the adoption of the Resolution hereinabove set forth.

Stephanie Hagenbush, Treasurer
Norton City School District
Summit County, Ohio