EXTRACT OF MINUTES OF MEETING
OF SCHOOL BOARD OF
INDEPENDENT SCHOOL DISTRICT #191
(Burnsville)
STATE OF MINNESOTA

Pursuant to due call and notice thereof, a School Board meeting of Independent School District #191, State of Minnesota, was held on October 22, 2020 at 6:30 p. m., for the purpose, in part, of approving the next steps of Independent School District No. 191's Open Facilities action plan and authorizing the administration to proceed with next steps for possible sale/lease of facilities.

Member _____ introduced the following resolution and moved its adoption:

RESOLUTION APPROVING THE OPEN FACILITIES ACTION PLAN AND AUTHORIZING ADMINSTRATION TO PROCEED WITH NEXT STEPS FOR POSSIBLE SALE/LEASE OF OPEN FACILITIES OF ISD 191.

BE IT RESOLVED by the School Board of Independent School District #191, State of Minnesota, as follows:

1. The School Board of Independent School District 191, intends to seek special legislation by the Minnesota Legislature to provide that notwithstanding the provisions of Minnesota Statutes, Section 123B.51, subdivisions 4 and 6, proceeds of the sale or lease of current school facilities or land may be transferred into the general undesignated fund to the full extent permitted under federal tax law and associated U.S. Treasury regulations. It is understood that no land and/or building sales or lease agreement shall be executed by the District before legislation authorizing such a transfer has been approved.

2. Pursuant to Minnesota Statutes, Section 123B.51, Subdivisions 3 and 4, land and buildings will not be sold or leased to organizations that would compete with One91 for enrollment or funding, or that would operate in any way that would interfere with the educational programs taking place on such property.

3. The proposed open facilities action plan encompasses the following:

    a) Marion W. Savage Elementary (MWS) and Sioux Trail Elementary (ST) will continue to be used as ISD 191 childcare facilities as long as COVID impacts our ability to group and transport ISD 191 students. Once COVID is no longer a consideration, we will actively work to find noncompetitive partners for a lease arrangement of these facilities.

b) River Ridge Education Center will continue to house BEST until a purchaser for the facility is found and a sales agreement is negotiated and executed, at which time BEST will move to Diamondhead Center (DEC).
c) Subject to Minnesota Statutes, Section 123B.51, subdivisions 3 and 4 and federal tax regulations, District administration may lease some or all space at Metcalf Middle School (MMS) to noncompetitive partner organizations with an understanding that such leases will terminate at such time as the School Board of Independent School District 191 agrees to sell the land and building of MMS.
d) Up to 4 acres of land at DEC may be sold after special legislation has been adopted as discussed in paragraph 1 above.

4. The Board hereby approves the open facilities action plan as presented to the Board. District staff and consultants are hereby authorized and directed to proceed with the implementation of the open facilities action plan, including without limitation pursuing special legislation substantially as described in this resolution, subject to approval by the Board of any special laws approved by the State Legislature as provided in Minnesota Statutes, Section 645.021, and further subject to approval by the Board of any contract for the sale or lease of any District facility or land contemplated in this resolution.

The motion for the adoption of the foregoing resolution was duly seconded by Member _____ and, upon vote being taken thereon, the following voted in favor thereof:

And the following voted against the same:

Whereupon said resolution was declared duly passed and adopted.

STATE OF MINNESOTA

COUNTY OF DAKOTA

WITNESS MY HAND officially as such Clerk this 22 day of October, 2020.

_____
DeeDee Currier, Clerk

Independent School District #191