

**BOARD OF EDUCATION
BIG WALNUT LOCAL SCHOOL DISTRICT
DELAWARE COUNTY, OHIO**

The Board of Education (the "Board") of the Big Walnut Local School District, Delaware County, Ohio (the "School District"), met in _____ with the following members present:

_____ introduced the following resolution and moved its passage:

Resolution Approving the Galena Administration Building Land Swap

BE IT RESOLVED that Board of Education of the Big Walnut Local School District, Delaware County, Ohio, has elected to swap real estate parcels with the Village of Galena, pursuant to statutory authority set forth in Ohio Revised Code §3313.40, by this resolution duly adopted by a majority of its members at a regularly scheduled public meeting duly held on the 11th day of February, 2013, all as more specifically described herein:

WHEREAS said Board of Education, having intentions to dispose of real property located at 70 N. Walnut Street (Lot 47 and part of Lot 46) (tax parcel #41743106017000 and part of tax parcel #41743106018000), has determined by Plat of Survey certified and described from an actual field survey made by Timothy L. Guider during the month of January 2013, which the Board has reviewed, that a portion of the Board's building, described as Easements 1 and 2 on the survey and containing 21.6 and 22.2 square feet of area respectively (the "Encroachment Areas"), encroaches into the Village of Galena right-of-way, title to which is held by the Village.

WHEREAS the Board also has determined that the Village owns the Ingress-Egress Easement Area described in the survey, such Ingress-Egress Easement Area being located to the north of the 70 N. Walnut Street property and being part of Lot 34 (tax parcel #41743106016000), and the Board desires to obtain an easement in and through such area for access and parking for the benefit of the 70 N. Walnut Street property.

WHEREAS it has further been determined that the Village of Galena requires certain other tracts of the Big Walnut property located at 70 N. Walnut Street be dedicated for roadway purposes (the "Roadway Area"), such Roadway Area being more specifically described on the survey as a 0.068-acre tract of land at the southernmost portion of Lot 46 (the southernmost part of tax parcel #41743106018000), currently owned by the Big Walnut Local School District.

THEREFORE, the exchange of land described herein has been found to be mutually beneficial to the Village and the Board, and, accordingly, in consideration of the receipt of the Encroachment Areas to be deeded to Big Walnut Local School District from the Village of Galena, as approved in ORDINANCE NO. 2013-05, along with a conveyance by the Village to the Board of an easement in and to the Ingress-Egress Easement Area, the Board of Education of Big Walnut Local School District, Delaware County, Ohio, resolves to convey the Roadway Area to the Village of Galena.

BE IT RESOLVED, therefore, that the above land tracts and easement interest shall be exchanged between Big Walnut Local Schools and the Village of Galena at no cost and in good faith to correct boundary encroachments necessary to facilitate the future sale at public auction to the highest bidder of the Galena Administration Building located at 70 N. Walnut Street, Galena, Ohio.

BE IT FURTHER RESOLVED, that in accordance with this resolution the President and Treasurer of this Board are duly authorized to execute deeds and conveyances on behalf of the Board, in addition to other documents that may be necessary to effectuate the land swap.

_____ seconded the motion and, after discussion, a roll call vote was taken and the results were:

Ayes: _____

Nays: _____

The resolution _____.

Passed: _____

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Attest: _____
Treasurer

Board President