

**EXTRACT OF MINUTES**

Meeting of the Board of Education of Lawrence Union Free School District, in the County of Nassau, New York.

August 17, 2018

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The Special Meeting of the Board of Education of Lawrence Union Free School District, in the County of Nassau, New York, was held in said School District on August 17, 2018, at 7:00 o'clock A.M. (Prevailing Time).

There were present: Mr. Murray Forman, President of the Board of Education, and

Board Members: Dr. Asher Mansdorf, Vice-President

Mr. Abel Feldhamer, Trustee

Mr. Heshy Blachorsky, Trustee

There were absent: Dr. David Sussman, Trustee

Mr. Michael Hatten, Trustee

Ms. Tova Plaut, Trustee

Also present: Ms. Mohinder Bharaj, District Clerk

Mr. Albert D'Agostino, School Counsel

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Board President Murray Forman offered the following resolution and moved its adoption:

**WHEREAS**, the School District further requested from the Village and from the Library a specific description of the property which was the subject of the proposed Library acquisition, which requests were unsuccessful; and

**WHEREAS**, on or about June 27, 2018 the Library's environmental consultant for the first time provided the District with a generic site plan ("Proposed New Library Building") annexed to a long form Environmental Assessment ("EAF") which references "proposed library parcel", which includes a "proposed lease parcel" (hereinafter collectively referred to as the "Proposed Library Parcel"); and

**WHEREAS**, portions of the Proposed Library Parcel have subsequently been identified as parkland pursuant to the acquisition of said portion by Village resolution dated August 12, 1929, and deed dated October 28, 1930, and the Village's dedication, use and/or identification of portions as "Zion Park;" and

**WHEREAS**, being mindful of its obligations pursuant to 6 NYCRR 617.1 (a) through (e) in connection with the foregoing, on or about July 9, 2018, the Board of Education declared itself to be the lead agency in connection with the proposed acquisition and bonding of the Proposed Library Parcel; and

**WHEREAS**, the District is an involved agency as defined by 6 NYCRR 617.2(s) by reason of the following:

- the Library's request for a \$24 million bond to be issued by the School District (should the requested bond be approved by referendum) mandates that the proposed site be acquired by the Board of Education and that title to said property be held in the District's name; (*see*, 4 Op. St. Compt. 609 (1948); *see also*, Op. Counsel Educ. Dept. No. 83 (1953));
- the proposed bond would be issued by the Board of Education utilizing the full faith and credit of the District;
- pursuant to Education Law §§404 and §416, the District may acquire title to property only after authorized to do so by a majority of the voters present and voting at an annual or special meeting; and

**WHEREAS**; the proposed New Library Building would have potential adverse impacts upon parkland, the loss of open space, the potential disruptive impact upon construction (which would include traffic and parking disruption, potential air quality impacts, and other potential adverse environmental impacts upon the community);

**NOW, THEREFORE**, with due deliberation being had thereon, it is hereby **RESOLVED**:

(a) that the preambles hereinabove set forth are specifically incorporated herein by reference; and shall be deemed findings adopted by the board;

(b) that the Board of Education, as lead agency, hereby determines that the proposed action constitutes and does designate it as an Unlisted Action pursuant to 6 NYCRR 617.1 *et seq.* ;

(c) that the Board of Education hereby designates the Board president, counsel and staff (and or their designee) to the extent permitted by 6 NYCRR 617.1, *et seq.*, as its agent in connection with the scheduling of and making such further determinations as may be so permissible pursuant to 6 NYCRR 617.1, *et seq.* in connection with the scoping of environmental issues and such further matters as shall be required by 6 NYCRR 617.1, *et seq.* as the environmental review of the proposed action shall proceed.

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The adoption of the foregoing resolution was seconded by Board Member Asher Mansdorf and duly put to a vote on roll call, which resulted as follows:

AYES: 4

NOES: 0

The resolution was declared adopted.

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## DISTRICT CLERK'S CERTIFICATE

I, Mohinder Bharaj, being the duly appointed and acting District Clerk of the Lawrence Union Free School District, in the County of Nassau, State of New York, **HEREBY CERTIFY** that the foregoing annexed extract from the minutes of the Special Meeting of the Board of Education of said District duly called and held on August 17, 2018, has been compared by me with the original minutes as officially recorded in my office in the Minute Book of said Board of Education and is a true, complete and correct copy thereof and of the whole of said original minutes so far as the same relates to the subject matters referred to in said extract.

**IN WITNESS WHEREOF**, I have hereunto set my hand and affixed the corporate seal of said District this 20<sup>th</sup> day of August, 2018.

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District Clerk