

**RESOLUTIONS FOR ADOPTION BY THE  
MARION COUNTY BOARD OF EDUCATION**

Transfer of Miller School Property

**WHEREAS**, the Board of Education of Marion County, West Virginia (the "**Board**"), owns certain real property and improvements thereon located at 2 Pennsylvania Avenue in the City of Fairmont, Marion County, West Virginia (the "**Property**"), formerly used as the location of Miller Junior High School; and

**WHEREAS**, Miller Junior High School has been closed since 2008, and the building located on the Property is no longer useful to the Board as a school facility due to its obsolescence and dilapidated physical condition; and

**WHEREAS**, the Fairmont-Morgantown Housing Authority, a West Virginia public body corporate ("**FMHA**"), desires to redevelop the Property into low-income senior housing using resources available to it that are not available to the Board; and

**WHEREAS**, the Board believes it is in the best interest of the public to transfer the Property to FMHA to permit FMHA to proceed with the process of redevelopment of the Property; and

**WHEREAS**, the Board has the power and authority to transfer the Property to FMHA because FMHA is a public body corporate;

**NOW, THEREFORE, IT IS HEREBY**

**RESOLVED**, that the Board shall transfer the Property to FMHA for nominal consideration only; and

**RESOLVED FURTHER**, that the President of the Board be, and hereby is, authorized and empowered to execute a deliver to FMHA a deed conveying title to the Property, with covenants of special warranty of title only; and

**RESOLVED FURTHER**, that any actions heretofore take by the President of the Board with respect to carrying out the purposes of these resolutions are hereby ratified and confirmed; and

**RESOLVED FURTHER**, that the Superintendent of Schools of Marion County, in his capacity as Secretary of the Board, is hereby authorized and empowered to issue and deliver a certificate of these resolutions as may be required to advance the Board's stated purposes hereunder.

**CERTIFICATE OF THE SECRETARY OF THE  
MARION COUNTY BOARD OF EDUCATION**

Transfer of Miller School Property

The undersigned, **GARY PRICE**, hereby certifies that he is the currently serving Superintendent of Schools of Marion County, West Virginia, and that by virtue of his office, he serves as Secretary of the Board of Education of Marion County, West Virginia (the "**Board**"), and he further hereby certifies as follows:

1. That attached hereto as Exhibit A is a true, correct and complete copy of Resolutions of the Board that were duly adopted at a special meeting of the Board held on September 7, 2016, at the offices of the Board in the City of Fairmont, West Virginia, at which a quorum of the members of the Board were personally present and voting, and that such Resolutions are in full force and effect as of the date of this Certificate and have not been modified or amended.

2. That Thomas Dragich is the validly elected and currently serving President of the Board.

**IN WITNESS WHEREOF**, the undersigned has executed this Certificate in his capacity as the Secretary of the Board as of this 7<sup>th</sup> day of September, 2016.

\_\_\_\_\_  
**GARY PRICE**  
Superintendent of Schools of Marion County,  
West Virginia, and Secretary of the Board of  
Education of Marion County, West Virginia

**STATE OF WEST VIRGINIA,  
COUNTY OF MARION, to-wit:**

The foregoing Certificate of the Secretary of the Marion County Board of Education was acknowledged before me this \_\_\_\_\_ day of September, 2016, by **GARY PRICE**, Superintendent of Schools of Marion County, West Virginia, and Secretary of the Board of Education of Marion County, West Virginia.

My commission expires: \_\_\_\_\_.

\_\_\_\_\_  
Notary Public

*[Affix notary seal]*