

RESOLUTION

WHEREAS, the Franklin Schoolhouse has not been utilized for School District purposes since the end of June 2010 when it was temporarily closed pursuant to Minnesota Statutes Section 123B.51, Subdivision 5a; and

WHEREAS, by Board of Education action on April 21, 2010 the Franklin Music Magnet program, which was housed in the Franklin Schoolhouse, was co-located effective July, 2010 at North End Elementary School and the Franklin Schoolhouse, vacant since co-location, is not a facility intended for any School District use under the Strong Schools, Strong Communities Strategic Plan adopted by the Board of Education on March 15, 2011; and

WHEREAS, the Executive Director of Operations and Director of Facilities, acting as the School District's Facilities Management Committee pursuant to Saint Paul Public Schools Procedure 802.01, have informed the Superintendent that the Franklin Schoolhouse is no longer needed for School District use; and

WHEREAS, the Franklin Schoolhouse has been closed pursuant to Minnesota Statutes Section 123B.51, Subdivision 5; and

WHEREAS, the Franklin Schoolhouse is not easily and economically adaptable to other School District use and, given the School District's projected budgetary shortfalls and the necessity to find economies to optimally utilize its available resources, it is programmatically and economically in the School District's best interests for the Board of Education to declare that the Franklin Schoolhouse is no longer needed for School District purposes and to authorize its disposal; and

WHEREAS, the School District entered into an assignable Hot Water Delivery Agreement dated September 15, 1999 with District Energy St. Paul, Inc. for a term of 30 years whereby District Energy St. Paul, Inc. provides hot water for the heating of the Franklin Schoolhouse; and

WHEREAS, The City of Saint Paul has proposed to transfer to the School District the City's East Side Community Center building in return for the transfer to the City of the Franklin Schoolhouse; and

WHEREAS, the School District and the City of Saint Paul entered into a joint use agreement dated November 3, 1993, providing for their respective uses of the East Side Community Center building; and

WHEREAS, under lease dated November 3, 1993, the School District leased to the City of Saint Paul for a period of 50 years a portion of the School District's Harding Senior High School site and the City thereupon constructed thereon the East Side Community Center building; and

WHEREAS, by its terms the aforesaid lease is automatically terminated and title to the East Side Community Center building reverts to the School District at such time as the November 3, 1993 joint use agreement is terminated; and

WHEREAS, in order for the School District to acquire the East Side Community Center building it will be necessary to terminate the aforesaid November 3, 1993 joint use agreement; and

WHEREAS, ownership of the East Side Community Center building will provide Harding Senior High School with much needed additional space for multiple purposes, both day and evening, such as parental outreach, professional staff development, testing, office space for community service support programs, technology support staff and community education, as well as continuation of the day care program currently located in the Center; and

WHEREAS, the City of Saint Paul's Valley Recreation Center, adjoining and attached to the Franklin Schoolhouse, is leased by the City to the Mount Airy Boys and Girls Club; and

WHEREAS, the Mount Airy Boys and Girls Club desires to expand its programming and consequently needs to expand its facility; and

WHEREAS, transfer of the Franklin Schoolhouse to the City of Saint Paul will allow the City to in turn lease it to the Mount Airy Boys and Girls Club and allow it to remodel the Franklin Schoolhouse in order to expand its programming to area residents, which programming supports the School District goals for the youth of Saint Paul;

NOW, THEREFORE, BE IT RESOLVED by the Board of Education:

1. That pursuant to Saint Paul Public Schools Procedure 802.01, it is hereby declared that the Franklin Schoolhouse is no longer needed for School District purposes;
2. That the Chair and Clerk of the Board of Education are hereby directed to immediately convey the Franklin Schoolhouse and property to the City of Saint Paul by quit claim deed;
3. That the Chair and Clerk of the Board of Education are hereby directed to immediately assign to the City of Saint Paul the Hot Water Delivery Agreement for the Franklin Schoolhouse dated September 15, 1999 between the School District and District Energy St. Paul, Inc.;
4. That the Board of Education does hereby terminate effective July 1, 2011 the Joint Use Agreement dated November 3, 1993 between the School District and the City of Saint Paul, and thereby terminate the land lease dated November 3, 1993, between the School District and the City of Saint Paul; and
5. That upon termination of the aforesaid Joint Use Agreement and Land Lease effective July 1, 2011, that the School District does hereby accept the reversion of the East Side Community Center building to the School District in "as is" condition.