

## **THE BOARD OF TRUSTEES OF BEEVILLE INDEPENDENT SCHOOL DISTRICT**

### **RESOLUTION AUTHORIZING DONATION OF REAL PROPERTY**

WHEREAS, the Board of Trustees of Beeville Independent School District (“District”) has determined that the real property described below is not necessary for the construction of facilities to meet the current and foreseeable needs of the District for educational purposes:

All of the District’s interest in the surface only and any improvements thereto described as being 902 W. Corpus Christi Street, Block 10 of Jones Western Addition to the City of Beeville, Texas (“Property”). The Property is commonly known as 902 W. Corpus Christi Street, Beeville, Texas, 78102.

WHEREAS, the Board of Trustees has determined that the improvements located on the Property have historical significance because the building on the Property was formerly used as a school building for African-American students;

WHEREAS, the Board of Trustees has determined that donation of the Property to the Lott-Canada Alumni Association (“Association”), a nonprofit entity, will further the preservation of the improvements on the Property because the Association intends to use the Property to establish and maintain a museum dedicated to honoring the history of African-American students in Beeville;

WHEREAS, the Association has shown, to the satisfaction of the Board of Trustees, that it intends to use the Property for public purposes by establishing and maintaining a museum dedicated to honoring the history of African-American students in Beeville;

WHEREAS, pursuant to Texas Education Code section 11.1541, a public hearing was held concerning the donation of the Property to the Association, and notice of the hearing was published in a newspaper of general circulation in the territory of the District;

WHEREAS, the Board of Trustees has determined that the Property should be donated, subject to restrictions in the deed that will ensure the Property is used to further the shared interests of the Association and the District in preserving and honoring the history of African-American students in Beeville; **NOW THEREFORE BE IT**

**RESOLVED** that the findings and recitals in the preamble of this Resolution are hereby found to be true and correct and are hereby approved and adopted.

**RESOLVED** that the Board of Trustees has determined that there is a legitimate public purpose served by donating the Property to the Association in order to preserve the heritage of the African-American community in Beeville and African-American students of the District;

**RESOLVED** that the Board of Trustees has determined that the District will receive value in the form of community goodwill and the proximity of a museum providing an educational benefit to students; and

RESOLVED that reasonably adequate controls are in place to ensure that such benefits will be received by the District, since the deed conveying the Property to the Association from the District shall (1) recite the Resolution of the Board of Trustees authorizing the Resolution; and (2) provide that ownership of the Property shall revert to the District if the Association discontinues use of the Property and improvements for public purposes or executes a document that purports to convey the Property.

RESOLVED, that it is hereby found, determined and declared that sufficient written notice of the date, time, place and subject of the meeting of the Board of Trustees of the Beeville Independent School District at which this Resolution was adopted was posted at a place convenient and readily accessible at all times to the general public for the time required by law preceding this meeting, as required by chapter 551, Texas Government Code, and that this meeting has been open to the public as required by law at all times during which this Resolution and the subject matter thereof has been discussed, considered and formally acted upon. The Board of Trustees further ratifies, approves and confirms such written notice and posting thereof.

**CERTIFICATE FOR RESOLUTION**

I hereby certify that the foregoing Resolution was presented to the Board of Trustees of the Beeville Independent School District during a meeting on May 21, 2013. A quorum of the Board of Trustees being then present, it was then duly moved and seconded that the Resolution be adopted, and such Resolution was then adopted according to the following vote:

Ayes: \_\_\_\_\_  
Nays: \_\_\_\_\_  
Abstentions: \_\_\_\_\_

To certify which, witness my hand and the official seal of the District this \_\_\_\_\_ day of \_\_\_\_\_, 2013.

\_\_\_\_\_  
Mr. Nick Cardenas  
President of the Board of Trustees

THE STATE OF TEXAS     §  
  §     ACKNOWLEDGMENT  
COUNTY OF BEE         §

BEFORE ME, a Notary Public, on this day personally appeared Nick Cardenas, known to me to be the person whose name is subscribed to the foregoing instrument, and having been sworn, upon his oath stated that he is the President of the Board of Trustees of the Beeville Independent School District; that he was authorized to execute such instrument pursuant to Resolution of the Board of Trustees adopted on May 21, 2013; and that said instrument is executed as the free and voluntary act

and deed of such governmental unit for the purposes expressed therein.

GIVEN UNDER MY HAND AND SEAL OF OFFICE on this the \_\_\_\_\_ day of \_\_\_\_\_, 2013.

---

Notary Public, State of Texas