RESOLUTION NO. 32-2023

AN RESOLUTION PROVIDING FOR FUNDING OF THE MANCHESTER CITY SCHOOL'S LAND PURCHASE OF UP TO 50% OF THE PURCHASE PRICE OF TWO MILLION, NINE HUNDRED AND THIRTY-EIGHT, THOUSAND AND SIX HUNDRED DOLLARS AND 00/100 CENTS ($2,938,600.00)

WHEREAS the City of Manchester operates a City school system for education of children resident of the City up to eighth grade; and

WHEREAS the City of Manchester is experiencing exponential growth in the school system population; and

WHEREAS the 84 acres owned by Batesville Manufacturing has been offered for sale to the Manchester City School system, which needs up to 70 acres for future expansion as projected; and

Whereas the Manchester City School system has requested the City of Manchester to pay for 50% of the purchase price of approximately TWO MILLION, NINE HUNDRED AND THIRTY EIGHT, THOUSAND and SIX HUNDRED dollars and 00/100 cents($2,938,600.00) over the next two budget cycles, in exchange for the use of approximately 14 acres as the City of Manchester sees fit, and

WHEREAS the Charter of the City of Manchester provides that this purchase of land is subject to the approval of the Board of Mayor and Aldermen and further provides that any borrowing for such project shall be by action of the Board of Mayor and Aldermen upon recommendation of the Board of Education; and

WHEREAS the Board of Education has recommended that this purchase and funding method is needed for future growth; and

WHEREAS T.C.A. 49-3-314 sets forth the apportionment of school funding between the State of Tennessee and Local Education Authorities; and

WHEREAS the Board of Education of the City of Manchester is able to fund One Million Six Hundred Thousand Dollars ($1,429,300) of the project from existing or expected funding over the next two budget cycles; and

WHEREAS the Board of Mayor and Aldermen will commit up to One Million Four Hundred, Twenty Nine Thousand and Three Hundred Dollars ($1,429,300) to match the balance needed to complete the purchase of the land, described above, provided such funding qualifies for the expenditure exemptions for the maintenance of local funding requirement contained in T.C.A. 49-3-314(c)(2); and

WHEREAS funding for non-recurring expenditures is excluded from the "maintenance of local funding requirement" described in T.C.A. 49-3-314(c)(4), provided the exclusion of such funding is evidenced by written agreement with the Board of Education of the City of Manchester and such agreement is reviewed by the Tennessee Department of Education and it concurs that the expenditures are non-recurring; and

WHEREAS the Board of Education of the City of Manchester agrees that these expenditures are non-recurring and will execute the written agreement contemplated by T.C.A. 49-3-314 and obtain approval of the State of Tennessee Department of Education that these expenditures are non-recurring as a condition of receipt of the funding; and

WHEREAS Manchester Municipal Code 5-703(4) requires approval by resolution of any contract obligating the City in excess of $35,000.

BE IT THEREFORE RESOLVED BY THE BOARD OF MAYOR AND ALDERMEN OF THE CITY OF MANCHESTER, TENNESSEE that the City of Manchester will fund 50% of the purchase price of the land described above (approximately 84 acres) owned by Batesville Manufacturing and located at 175 Monogard Drive, Manchester, Tennessee, not to exceed One Million Four Hundred, Twenty Nine Thousand and Three Hundred Dollars ($1,429,300), for the purchase of said land to be paid over the next two budget cycles, provided that, on or before that date, the Board of Education enters into a written agreement that the funds are needed for the purchase of the land described above; are non-recurring and that the State of Tennessee Board of Education has reviewed the agreement and concurs that the expenditures are non-recurring.

BE IT FURTHER RESOLVED BY THE BOARD OF MAYOR AND ALDERMEN OF THE CITY OF MANCHESTER, TENNESSEE that the Mayor and Finance Director are authorized to execute the documents necessary to complete this agreement.

Resolved this 5 day of December 2023.

Mayor Marilyn Howard

Lisa Myers, Finance Director