

BUSINESS AND FINANCE DIVISION

Report No. 8

OGDENSBURG CITY SCHOOL DISTRICT  
OGDENSBURG, NEW YORK

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SUBJECT: A.G. Energy, LP Tax Certiorari Settlement Resolution

DATE: April 18, 2016

REASON FOR BOARD CONSIDERATION:

The Board of Education of the Ogdensburg City School District must approve all authorizations required for the expenditure of district funds.


FACTS AND ANALYSIS:

The firm of Ferrara Fiorenza P.C., the district's attorneys, have submitted the following resolution to be adopted by majority vote of the Board of Education to execute a settlement agreement with A.G. Energy, LP regarding the current Tax Certiorari. (Resolution attached)

RECOMMENDED ACTION:

Moved by \_\_\_\_\_ and supported by \_\_\_\_\_  
that, having the approval of the Superintendent of Schools, the Board of Education of the Ogdensburg City School District does hereby adopt the attached resolution on this 18<sup>th</sup> day of April, 2016.

APPROVED FOR PRESENTATION TO THE BOARD:

  
Superintendent

TMV/alf  
Attachment

## **RESOLUTION**

At a Regular Meeting of the Board of Education of the Ogdensburg City School District (the "Board of Education"), held on April 18, 2016 at 1100 State Street, Ogdensburg, New York 13669;

The meeting was called to order by Ronald N. Johnson, President of the Board of Education, and upon roll being called, the following members were:

**PRESENT:**

**ABSENT:**

**OTHERS ALSO PRESENT:**

The following Resolution was offered by \_\_\_\_\_, and seconded by \_\_\_\_\_.

**WHEREAS**, AG Energy LP commenced a tax certiorari proceeding challenging the assessment of property located 21 Entrance Ave. in the City of Ogdensburg, New York, in the County of St. Lawrence, for the 2013 assessment year; and

**WHEREAS**, AG Energy LP has proposed settlement reducing the 2013 assessment to \$500,000; and

**WHEREAS**, the County of St. Lawrence and the City of Ogdensburg support the settlement proposal; and

**WHEREAS**, the Board of Education is willing to settle the proceedings pursuant to the terms outlined above.

**NOW, THEREFORE, BE IT RESOLVED** that:

1. The Board of Education agrees to settle the tax certiorari proceeding commenced by AG Energy LP in accordance with the terms set forth in above and in the form approved by Ferrara Fiorenza PC.
2. This Resolution shall take effect immediately.

The question of the adoption of the foregoing Resolution was duly put to a vote, which resulted as follows:

**AYES:** \_\_\_\_\_

**NAYS:** \_\_\_\_\_

The Resolution was thereupon declared adopted.

Dated: April 18, 2016

\_\_\_\_\_  
Mariah D. Ahmad, School District Clerk  
Ogdensburg City School District