

**SOUTH DAKOTA BOARD OF REGENTS**

**Budget and Finance**

**AGENDA ITEM: 7 – R**

**DATE: April 2-4, 2019**

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**SUBJECT**

**SDSU Real Property Sale/Acquisition Resolution**

**CONTROLLING STATUTE, RULE, OR POLICY**

SDCL 5-2-10 & 5-3-7; and BOR Policy 6:2.

**BACKGROUND/DISCUSSION**

The Board approved the submission of legislation related to SDSU land transactions at its [December 2017](#) meeting, which ultimately became [SB53](#) during the 2018 Legislative Session, which was passed and signed into law by the Governor and is now [Chapter 122 of the 2018 Session Laws](#). At its [December 2018](#) meeting, the Board approved the submission of additional legislation related to SDSU land transactions for the 2019 Legislative Session, which ultimately became [SB44](#) and which passed and was signed into law by the Governor. SDSU now desires to complete the transactions authorized by the foregoing legislation.

**IMPACT AND RECOMMENDATION**

SDSU requests the Board of Regents adopt the Resolution set forth in Attachment I requesting the Commissioner of School and Public Lands proceed with the real property transactions as stated in [Chapter 122 of the 2018 Session Laws](#) and [SB44](#) from the 2019 Legislative Session.

Staff recommends approval.

**ATTACHMENTS**

Attachment I – Resolution Requesting Sale and Acquisition and Preparation of Documents

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**DRAFT MOTION 20190402\_7-R:**

I move to approve and adopt the Resolution set forth in Attachment I, requesting the Commissioner of School and Public Lands to proceed with the real property transactions as stated therein.

**RESOLUTION**

**Resolution requesting the sale and acquisition of certain real property located in Pennington, Hyde, and Brookings Counties as authorized by Chapter 122 of 2018 Session Laws and SB 44 from the 2019 Legislative Session.**

The South Dakota Board of Regents (hereinafter referred to as “BOR”), on behalf of South Dakota State University, pursuant to the authority vested in the BOR under SDCL § 5-2-11, Chapter 122 of 2018 Session Laws and SB 44 from the 2019 Legislative Session hereby requests the Commissioner of School and Public Lands to take all lawful actions necessary and authorized to effectuate the sales and acquisition of real properties described therein, and draw up all necessary documents and to forward them to the Governor to request their execution in order to complete the sales and purchase transactions described therein. This resolution shall also serve to ratify, request and/or approve any and all documents, transactions and/or actions necessary to effectuate the transactions contemplated herein.

Dated this \_\_\_\_ day of April, 2019

SOUTH DAKOTA BOARD OF REGENTS

By \_\_\_\_\_

Kevin V. Schieffer

President

Certification:

I have compared the foregoing with an action taken by the Board of Regents at its meeting conducted on the \_\_\_\_ day of April, 2019, and I hereby certify that the same is a true, correct, and complete copy thereof and that the same has not been rescinded.

Dated this \_\_\_\_ day of April, 2019

SOUTH DAKOTA BOARD OF REGENTS

By \_\_\_\_\_

James Morgan

Secretary