

**RESOLUTION OF THE BOARD OF EDUCATION OF FAYETTE COUNTY, KENTUCKY  
RELATING TO A MEMORANDUM OF UNDERSTANDING WITH THE KENTUCKY  
TRANSPORTATION CABINET FOR THE GRANTING OF A TEMPORARY EASEMENT AND  
SALE OF A PORTION OF LIBERTY ELEMENTARY SCHOOL**

**REASON:**

This resolution is for the purpose of finalizing the transaction set forth in a Memorandum of Understanding dated October \_\_\_\_, 2025 ("MOU") by and between the Board of Education of Fayette County, Kentucky ("Board of Education") and the Kentucky Transportation Cabinet (KYTC) for the granting of a temporary easement and the sale of a portion of Liberty Elementary School for the sum of \$5,350.00 and in connection with the improvement of Liberty Road from Graftons Mill Lane to New Circle Road. In order to finalize this transaction it is necessary for the Board of Education to: (1) direct the Fayette County School District Finance Corporation ("Finance Corporation") to convey to the Board of Education said portion of Liberty Elementary School; (2) certify to the Finance Corporation that the withdrawal of said portion of Liberty Elementary School from the remainder thereof will not adversely affect the security of the remaining bonds of the Finance Corporation's Series 2015B bond issue currently encumbering said school; and (3) authorize Superintendent to execute a Memorandum of Understanding (MOU) and all subsequent related documents (except for any applicate deeds which will be executed by the Board Chairperson), upon such time and conditions as are agreeable to the Superintendent.

**RATIONALE:**

This resolution is necessary to finalize the transaction described above.

**RECOMMENDATION:**

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF EDUCATION OF FAYETTE COUNTY, KENTUCKY, AS FOLLOWS:

1. All statements and recitals set forth in the REASON and RATIONALE Sections of this Resolution, including any terms defined therein, are hereby affirmed and adopted as a part of this Resolution.

2. The Finance Corporation is hereby directed to convey to the Board of Education that portion of Liberty Elementary School more particularly described in Exhibit "A" attached hereto and made a part hereof, and in connection therewith the Board of Education does hereby certify to the Finance Corporation that the withdrawal of said portion of Liberty Elementary School from the remainder thereof and the conveyance of same to the Board of Education will not adversely affect the security of the remaining bonds of the Finance Corporation's Series 2015B bond issue currently encumbering Liberty Elementary School inasmuch as title to that portion of said school upon which improvements were constructed with proceeds from said bond issue remains vested in the Finance Corporation and will continue to be subject to the Contract of Lease and Rent for said bond issue.

3. The Board of Education does hereby approve and accept the deed from the Finance Corporation and in connection therewith, the Chairperson of the Board of Education is hereby authorized and directed to execute for and on behalf of the Board of Education said deed as well as the deed from the Board of Education to the Kentucky Transportation Cabinet and the Superintendent is authorized to execute the MOU by and between said parties, which deed and MOU shall contain such terms and conditions as are agreeable respectively to the Chairperson and Superintendent.

4. This resolution shall take effect from and after its passage.

Adopted: October \_\_\_\_, 2025

\_\_\_\_\_  
Chairperson, Board of Education of Fayette  
County, Kentucky

ATTEST:

\_\_\_\_\_  
Secretary

Exhibit "A"

Parcel Number 01  
Tract A

All that tract or parcel of land situated approximately 1,000 feet northwest of the intersection of Kentucky Highway 1927 (Liberty Road) and Star Shoot Parkway in Lexington, Fayette County, Kentucky, and being more particularly described as follows, to wit:

BEGINNING at a point in the easterly right-of-way line of Liberty Road, said point being 50.00 feet right of the proposed KY 1927 (Liberty Road) centerline at Station 103+95.15; Thence with the easterly right-of-way line of Liberty Road, North 64°33'44" West, 55.53 feet to a point 42.00 feet right of the proposed KY 1927 (Liberty Road) centerline at Station 104+50.10, said point being a common corner with LFUCG; Thence leaving the easterly right-of-way line of Liberty Road, with the southerly property line of LFUCG, North 66°37'58" East, 9.53 feet to a point 50.00 feet right of the proposed KY 1927 (Liberty Road) centerline at Station 104+44.92; Thence leaving the southerly property line of LFUCG, with a new right-of-way line through the lands of Fayette County School District Finance Corporation, South 56°16'34" East, 49.77 feet to the POINT OF BEGINNING.

The above-described tract contains 0.005 acres (199 square feet). It is understood between the parties hereto that the above-described tract is conveyed in fee simple.

Parcel Number 1  
Tract B

All that tract or parcel of land situated approximately 900 feet northwest of the intersection of Kentucky Highway 1927 (Liberty Road) and Star Shoot Parkway in Lexington, Fayette County, Kentucky, and being more particularly described as follows, to wit:

BEGINNING at a point in the easterly right-of-way line of Liberty Road, said point being 61.92 feet right of the proposed KY 1927 (Liberty Road) centerline at Station 101+80.00; Thence with the easterly right-of-way line of Liberty Road for two (2) calls: North 54°34'03" West, 137.43 feet to a point 62.33 feet right of the proposed KY 1927 (Liberty Road) centerline at Station 103+17.43; and, North 64°33'44" West, 80.22 feet to a point 50.00 feet right of the proposed KY 1927 (Liberty Road) centerline at Station 103+95.15; Thence leaving the easterly right-of-way line of Liberty Road, with a new right-of-way line through the lands of Fayette County School District Finance Corporation North 56°16'34" West, 49.77 feet to a point 50.00 feet right of the proposed KY 1927 (Liberty Road) centerline at Station 104+44.91, said point being in the southerly property line of LFUCG; Thence with the southerly property line of LFUCG, North 66°37'58" East, 29.78 feet to a point 75.00 feet right of the proposed KY 1927 (Liberty Road) centerline at Station 104+28.74; Thence leaving the southerly property line of LFUCG, with a new temporary construction easement line through the lands of Fayette County School District Finance Corporation for three (3) calls: South 56°16'34" East, 84.53 feet to a point 75.00 feet right of the proposed KY 1927 (Liberty Road) centerline at Station 103+45.22; South 54°44'21" East, 166.23 feet to a point 75.00 feet right of the proposed KY 1927 (Liberty Road) centerline at Station 101+80.00; and, South 35°15'39" West, 13.08 feet to the POINT OF BEGINNING.

The above-described tract contains 0.099 acres (4,329 square feet). It is understood between the parties hereto that the above-described tract is conveyed as a temporary easement for the purpose of slope and drainage construction; where said temporary easement terminates and reverts upon completion of the project.

Being a part of the same property conveyed to Board of Education of Fayette County, Kentucky from Fayette County School District Finance Corporation, by Deed dated \_\_\_\_\_, and recorded in Deed Book \_\_\_\_\_, Page \_\_\_\_\_ in the office of the Fayette County Clerk.