

April 6, 2021 Special Meeting

In attendance were: Nicole Schurhamer, Jason Gregoryk, Jessica Oswald, Duane Johnson, Misty Schafer, Superintendent Jordan, and Business Manager Kirchmeier.

Call to order 11:58am

Agenda Item:

ADVERTISEMENT FOR BIDS

Issued by
WILTON PUBLIC SCHOOL DISTRICT

Notice is hereby given that the Wilton Public School District is selling real property “as is” available for purchase through sealed bidding. The real property to be sold includes all of the School District’s right, title, and interest in the land described as follows:

The West 228.62’ of Lot F of the SE ¼ of Section 34,
Township 143 North, Range 80 West of the Fifth Principal Meridian
McLean County, Wilton, North Dakota

Acceptable bids must include a business plan that meets the following requirements:

1. Construct a building and open for business within 1 year of bid acceptance.
2. Building size must be greater than 9,000 square feet
3. Sales projection of over \$750,000 per year
4. Business must generate local sales tax
5. Business must employ 5-7 people
6. Business must operate a minimum of 6 days per week

Interested parties may submit a qualified bid by delivering a sealed envelope conspicuously labeled “Sealed Bid – Real Property” containing a check with good funds made payable to “Wilton Public School District” in the amount of the bid. Bids must be hand-delivered or mailed to the Wilton Public School District, 504 Dakota Ave, PO Box 249, Wilton, ND 58579 and must be received no later than 4:00 pm on April 29, 2021 at which time the bids will be publicly opened and read aloud. Any bids that do not comply with the foregoing may, at the District’s sole discretion, be rejected and returned to the bidder. Any bids that are not accepted by the District shall be returned to the bidder.

Upon the School District’s acceptance of a bid, the date of the closing of the sale, delivery of possession of the real property, and delivery of a quit claim deed from the District shall be negotiated with the District; provided, however, such closing shall occur no later than **June 30, 2021**.

The District will make the property available for all inspections and tests upon reasonable notice of an interested party. Interested parties are advised by the District to obtain inspections and investigate the property, and that hazardous substances may be present on the property. By submitting a bid, each bidder warrants, acknowledges, and represents that the bidder has made all relevant inquiries regarding the property, the condition of the property, and presence of hazardous substances. By submitting a bid, each bidder further warrants, acknowledges, and represents that the bidder has consulted with government agencies, lenders, insurance agents, architects, and/or other appropriate persons and entities concerning the use of the property and the surrounding areas under applicable building, zoning, fire, health, and safety codes, and for evaluation of potential hazards. Interested parties shall keep the property free and clear of liens, shall indemnify and hold the District and its agents harmless from all liability, claims, demands, damages, and costs, and shall repair all damages arising from the inspections and tests. The inspection period is the interested party’s sole opportunity to discover any existing defects prior to submitting a bid for the purchase of the property. By

submitting a bid, each bidder releases the District and its agents from and against all liability, claims, demands, damages, and costs arising out of or relating to the condition of the property. By submitting a bid, each bidder accepts the property AS IS, WHERE IS, WITH ALL FAULTS AND DEFECTS. The District makes no warranties or representations, express or implied, as to the condition of the property. By submitting a bid, each bidder acknowledges that the bidder has had an opportunity to inspect the property, and has found the property suitable for bidder's intended purposes. FURTHER, DISTRICT DISCLAIMS ANY IMPLIED WARRANTIES WITH RESPECT TO THE PROPERTY. IT IS SPECIFICALLY AGREED THAT THE PROPERTY SOLD HEREUNDER IS SOLD WITHOUT ANY WARRANTY OF MERCHANTABILITY. THE DISTRICT DISCLAIMS ANY WARRANTY OF FITNESS FOR ANY PARTICULAR PURPOSE WHATSOEVER WITH RESPECT TO THE PROPERTY BEING SOLD, AND THERE ARE NO WARRANTIES THAT EXTEND BEYOND THE DESCRIPTION IN THIS ADVERTISEMENT.

Questions should be directed to Andrew Jordan, School District Superintendent, at andrew.jordan@k12.nd.us. All costs related to the submittal of a bid shall be the responsibility of the bidder.

The District reserves the right to reject any and all bids or portions thereof, to waive informalities or irregularities in a bid received, and to accept that bid which appears to be in the best interests of the District. In addition, the District reserves the right to table any and all decisions regarding bids submitted until after April 29, 2021. The District shall incur no legal liability or obligation until a contract is awarded and approved by the appropriate authorities.

Dated this 6th day of April, 2021.

/s/ Andrew Jordan
Superintendent
Wilton Public School District
504 Dakota Ave
PO Box 249
Wilton, ND 58579

Gregoryk/Oswald moved to approve the property owned by Wilton Public School, Advertisement for Bids as presented. Roll call vote: Johnson – abstain, Schurhamer – yes, Gregoryk – yes, Oswald – yes, Schafer- yes. Motion Carried.

Adjourn Meeting: Oswald/Schurhamer moved to approve meeting adjourn at 12:10pm. Motion Carried.