

**Authority for Mineral Lease Agreement dated January 8, 2011**

**2008 Acts and Resolves No. 200, Sec. 32**

Sec. 32. PROPERTY TRANSACTIONS; MISCELLANEOUS

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(e) Notwithstanding 29 V.S.A. § 166(b), the commissioner of buildings and general services may sell or lease land, mineral rights, or both, as follows:

(1) the land and mineral rights are those located at the Robert H.

Wood, Jr. Criminal Justice and Fire Service Training Council in Pittsford that adjoin land currently operated by Casella Property Management for purposes of gravel excavation and sale;

(2) the transaction is limited to no more than three acres of land or mineral rights;

(3) the term of a lease is limited to no more than 10 years;

(4) the sale or lease price shall be based upon the fair market value of the source mineral rights; and

(5) after payment of any costs and fees associated with the transaction, proceeds from a sale shall be deposited into a capital fund pursuant to 29 V.S.A. § 166(d), and proceeds from a lease shall be deposited into a property management fund pursuant to 29 V.S.A. § 160.

(f) In Sec. 2(a)(7) of No. 62 of the Acts of 2001, the general assembly authorized the commissioner of buildings and general services to renovate or purchase a building within the greater capital area for conversion to a child care center. The commissioner purchased a building in Middlesex and entered into a lease with North American Playcare, Inc. (Playcare) to operate a child care center. The general assembly finds the current arrangement with Playcare to be not in the best interests of the state and hereby directs the commissioner to renegotiate a lease with Playcare which will preserve the infant care program within the greater capital area while phasing out the inequities in the current lease agreement.

**2009 Acts and Resolves No. 43, Sec. 48**

Sec. 48. Sec. 32(e)(2) of Act No. 200 of the Acts of the 2007 Adj. Sess. (2008) is amended to read:

(2) the transaction is limited to no more than ~~three~~ ten acres of land or mineral rights;