

SURRENDER OF POSSESSION AGREEMENT

THIS SURRENDER OF POSSESSION AGREEMENT (the “Agreement”) is made as of the Effective Date (defined below), by and between Mayor and City Council of Baltimore, a municipal corporation of the State of Maryland, acting by and through its Departments of Recreation & Parks (“Department”) (together, the “City”), and The Baltimore City Board of School Commissioners, which operates a system of public schools commonly known as the Baltimore City Public School System or Baltimore City Public Schools (“City Schools”), (“Board”).

RECITALS

- A. In 1997 the Maryland General Assembly amended Section 4-303 of the Education Article, Maryland Code Annotated, to establish the Board. Prior to such amendment the City operated the Baltimore City Public School System and owned and continues to hold title to school property used in connection with the Board’s educational mission.
- B. Prior to the establishment of the Board, the City erected and operated certain Recreation Centers on its school properties to provide after school recreational opportunities to the School System’s student body and the general public. In connection therewith the City constructed the following Recreation Centers all located in Baltimore City, Maryland as follows: (i) Gardenville Recreation Center located on the premises of Hazelwood Elementary School located at 4517 Hazelwood Avenue, 21206; (ii) Liberty Recreation Center located on the premises of Liberty Elementary School located at 3901 Maine Avenue, 21207; (iii) Leith Walk Recreation Center located on the premises of Leith Walk Elementary School located at 1235 Sherwood Avenue, 21239, (iv) Barclay Recreation Center located on the premises of Barclay Elementary and Middle School located at 2900 Barclay Street, 21218; and (V) Callaway Recreation Center located on the premises of Callaway Elementary School located at 3701 Fernhill Avenue, 21215, (Collectively “Rec Centers”).
- C. Although the City, pursuant to Section 4-114 of the Education Article, Maryland Code Annotated, has granted full possession of its school property to the Board, the City has maintained possession of the Rec Centers and continues to maintain and operate them.
- D. The City has determined it no longer wishes to operate and maintain the Rec Centers and wishes to surrender to the Board its possession of the Rec Centers and the Board is willing to accept such surrender and thereafter maintain the Rec Centers.

AGREEMENT

IN WITNESS WHEREOF, the parties hereto have caused their names to be signed and their seals affixed by their proper officers the day and year first above written.

ATTEST: MAYOR AND CITY COUNCIL OF BALTIMORE

By: _____ By: Reginald Moore
DocuSigned by:
C95DA837212F48B
Reginald Moore, Director
Department of Recreation & Parks

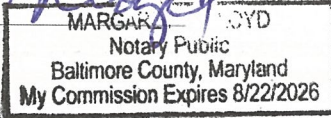
ATTEST: BALTIMORE CITY BOARD OF SCHOOL COMMISSIONERS

By: _____ By: Sonja B. Santelises
DocuSigned by:
3320B07AAED54E6
Sonja B. Santelises, Ed. D.
Chief Executive Officer (SEAL)

STATE OF MARYLAND, CITY OF BALTIMORE, to wit:

I HEREBY CERTIFY that, on this 16th day of October, 2023, before the subscriber, a Notary Public of the State of Maryland, aforesaid, personally appeared Reginald Moore, Director of the Department of Recreation & Parks of Baltimore City, and being duly authorized, he acknowledged the foregoing Agreement to be the corporate act and deed of the Mayor and City Council of Baltimore.

AS WITNESS my hand and Notarial Seal.

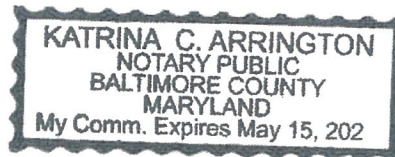
Margaret C. Lloyd
Notary Public
My Commission expires: _____


STATE OF MARYLAND, CITY OF BALTIMORE, to wit:

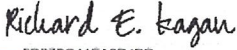
I HEREBY CERTIFY that, on this 18th day of September, 2023, before the subscriber, a Notary Public of the State of Maryland, aforesaid, personally appeared Sonja E. Santelises, Ed. D., the Chief Executive Officer of the Baltimore City Board of School Commissioners, and she acknowledged that she was duly authorized to sign the foregoing Agreement on behalf of the said Baltimore City Board of School Commissioners and the foregoing Agreement to be the corporate act and deed of the said Baltimore City Board of School Commissioners.

AS WITNESS my hand and Notarial Seal.

Katrina C. Arrington
Notary Public
My Commission expires: _____



Approved for form and legal sufficiency:

DocuSigned by:

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Richard E. Kagan
Chief Solicitor, Baltimore City
Law Department

9/18/2023
Date

APPROVED AS TO FORM AND LEGAL
SUFFICIENCY THIS 9/18/2023 DAY OF
_____, 2023.

DocuSigned by:

0E432B86B87C4FE...
Richard T, Miller, Senior Counsel
Office of Legal Counsel

APPROVED BY THE BOARD OF ESTIMATES OF BALTIMORE CITY:

Clerk

Date

