

The University of the State of New York
Education Department



BARKER PUBLIC LIBRARY
PROVISIONAL CHARTER

This Instrument Witnesseth That the Board of Regents for and on behalf of the Education Department of the State of New York at their meeting of April 29, 2014.

Voted, that

1. A provisional charter valid for a term of five years is granted incorporating Roy Anderson, Pam Atwater, Marilyn Zaciewski, James Trinder, Henry Charache, Seanna Corwin Bradley, Terence Upton, and their associates and successors as an education corporation under the corporate name of Barker Public Library, located in Barker, county of Niagara, and state of New York.
2. The purpose for which such corporation is to be formed to provide library services to the residents of the Barker Central School District.
3. The persons named as incorporators shall constitute the first board of trustees. The library shall be administered by a board of not less than five nor more than fifteen trustees, said trustees to serve in the order in which they are named herein, for terms that shall expire as follows: Roy Anderson, term will expire in two years; Pam Atwater and Marilyn Zaciewski, terms will expire in three years; James Trinder and Henry Charache, terms will expire in four years; Seanna Corwin Bradley and Terence Upton, terms will expire in five years. The board shall have power to adopt bylaws, including therein provisions fixing the method of election and the term of office of trustees, and shall have power by vote of two-thirds of all the members of the board of trustees to change the number of trustees to be not less than five nor more than fifteen.
4. The names and post office addresses of the first trustees are as follows:
 - Roy Anderson
1414 Quaker Road
Barker, New York 14012
 - Pam Atwater
1097 Carmen Road
Barker, New York 14012
 - Marilyn Zaciewski
2782 Quaker Road
Gasport, New York 14067
 - James Trinder
1714 Pallister Avenue
Barker, New York 14012
 - Henry Charache
1663 Hartland Road
Barker, New York 14012
 - Seanna Corwin Bradley
8469 Haight Road
Barker, New York 14012

Terence Upton
1255 Lake Pointe Drive
Appleton, New York 14008

5. The corporation hereby created shall be a nonstock corporation organized and operated exclusively for educational purposes, as defined in section 501(c)(3) of the Internal Revenue Code of 1986 (or the corresponding provision of any future Federal tax code), and no part of the net earnings or net income shall inure to the benefit of any member, trustee, director or officer of the corporation, or any private individual (except that reasonable compensation may be paid for services rendered to or for the corporation), and no member, trustee, director or officer of the corporation, or any private individual, shall be entitled to share in the distribution of any of the corporate assets upon dissolution of the corporation.
6. Notwithstanding any other provision of these articles the corporation shall not carry on any other activities not permitted to be carried on (a) by a corporation exempt from Federal income tax under section 501(c)(3) of the Internal Revenue Code of 1986 (or the corresponding provision of any future Federal tax code) or (b) by a corporation, contributions to which are deductible under section 170(c)(2) of the Internal Revenue Code of 1986 (or the corresponding provision of any future Federal tax code).
7. No substantial part of the activities of the corporation shall be devoted to carrying on propaganda, or otherwise attempting to influence legislation, (except to the extent authorized by Internal Revenue Code section 501(h) as amended (the corresponding provision of any future Federal tax code), during any fiscal year or years in which the corporation has chosen to utilize the benefits authorized by the statutory provision) and the corporation shall not participate in or intervene (including the publishing or distribution of statements) in any political campaign on behalf of or in opposition to any candidate for public office.
8. Upon dissolution of the corporation, the board of trustees shall, after paying or making provision for the payment of all the liabilities of the corporation, dispose of the remaining assets of the corporation exclusively for one or more exempt purposes, within the meaning of section 501(c)(3) of the Internal Revenue Code of 1986 (or the corresponding provision of any future Federal tax code), or shall distribute the same to the Federal government, or to a state or local government, for a public purpose. Any such assets not so disposed of shall be disposed of by order of the Supreme Court of the State of New York in the judicial district where the principal office of the corporation is then located, exclusively for such purposes or to such organization or organizations, organized and operated exclusively for such purposes, as said Court shall determine.
9. The principal office of the corporation shall be located at 8706 Main Street, Barker, New York 14012.
10. The Commissioner of Education is designated as the representative of the corporation upon whom process in any action or proceeding against it may be served.
11. Such provisional charter will be made absolute if, within five years after the date when this charter is granted, the corporation shall acquire resources and equipment which are available for its use and support and which are sufficient and suitable for its chartered purposes in the judgment of the Regents of the University, and shall be maintaining an institution of educational usefulness and character satisfactory to the Regents. Prior to the expiration of said five-year period, an application for the extension of such provisional charter or for an absolute charter will be entertained by the Regents, but in the event that such application is not made, then at the expiration of said term of five years, and upon notice by the Regents, such provisional charter shall terminate and become void and shall be surrendered to the Regents.



Granted, April 29, 2014 by the Board of Regents of The University of the State of New York, for and on behalf of the State Education Department, and executed under the seal of said University and recorded as Number 26,065.

Meryl A. Lick

Chancellor

John B. G. G.

President of the University and
Commissioner of Education

The University of the State of New York
Education Department



BARKER PUBLIC LIBRARY
EXTENSION OF PROVISIONAL CHARTER

This Instrument Witnesseth That the Board of Regents for and on behalf of the Education Department of the State of New York at their meeting of December 10, 2019,

An application having been made by and on behalf of the trustees of Barker Public Library, for its provisional charter to be extended, it was

Voted, that the provisional charter of Barker Public Library located in Barker, county of Niagara, state of New York, which was granted by action of the Board of Regents on April 29, 2014 be, and the same hereby is, extended until December 10, 2024; and prior to that date, an application for the further extension of such provisional charter or for an absolute charter will be entertained by the Regents, but, in the event that such application is not made, then after December 10, 2024 and upon notice by the Regents, such provisional charter shall terminate and become void and shall be surrendered to the Regents.



Granted, December 10, 2019 by the Board of Regents of The University of the State of New York, for and on behalf of the State Education Department, and executed under the seal of said University and recorded as Number 27,078.

Chancellor

Interim President of the University and
Commissioner of Education