

BETHLEHEM PUBLIC LIBRARY

AMENDMENT OF 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 November 3, 2005,

An application having been made and on behalf of the trustees of the Bethlehem Public Library, for an amendment of its charter, it was

<u>Voted</u>, that the provisional charter of Bethlehem Public Library, located in Delmar, county of Albany, state of New York, which was granted by action of the Board of Regents under the corporate name "Delmar Free Library" on July 2, 1913; which provisional charter was made absolute by Regents action on November 5, 1917; which absolute charter was amended by Regents action on September 10, 1931 to change the corporate name to "Delmar Public Library of Central School District #6" and amended on November 22, 1968 to change the corporate name to "Bethlehem Public Library"; which absolute charter was further amended by Regents action on December 16, 1994 be, and the same is hereby amended to designate the Commissioner of Education as the agent of the corporation for the purpose of service of process, and to add the following language:

The corporation hereby created shall be a nonstock corporation organized and operated exclusively for educational purposes, and no part of its earnings or net income shall inure to the benefit of any individual; and no officer, member, or employee of the corporation shall receive or be entitled to receive any pecuniary profit from the operations thereof, except reasonable compensation for services.

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 United States Internal Revenue Law) 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 United States Internal Revenue Law).

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, or the corresponding provision of any future United States Internal Revenue Law, 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.

Bethlehem Public Library Page two

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.



Granted, November 3, 2005, 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 24,048.

Chancellor

President of the University and Commissioner of Education



STATE OF NEW YORK)

: SS.:

COUNTY OF ALBANY)

I, Kathy A. Ahearn, Counsel and Deputy Commissioner for Legal Affairs for the New York State Education Department, hereby certify that the Bethlehem Public Library, located in Delmar, county of Albany, state of New York, was incorporated by action of the Board of Regents by the issuance of an absolute charter under the corporate name "Delmar Public Library of Central School District 6" on September 10, 1931; that such absolute charter was amended by Regents action on November 22, 1968 to change the corporate name to "Bethlehem Public Library"; that such absolute charter was further amended on December 16, 1994; that the period for which such corporation was created is perpetual; that no certificate or order of dissolution of such corporation has been filed or issued; and that such corporation is currently authorized to do business in the State of New York.

IN WITNESS WHEREOF, I hereunto set my hand and affix the seal of the University of the State of New York and of the State Education Department at the City of Albany, New York on this 7th day of June, 2005.

Kathy A. Ahearn

Counsel and Deputy Commissioner

For Legal Affairs

BETHLEHEM PUBLIC LIBRARY. An application having been made and on behalf of the trustees of the Bethlehem Public Library, for an amendment of its charter, it was

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The corporation hereby created shall be a nonstock corporation organized and operated exclusively for educational purposes, and no part of its earnings or net income shall inure to the benefit of any individual; and no officer, member, or employee of the corporation shall receive or be entitled to receive any pecuniary profit from the operations thereof, except reasonable compensation for services.

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 United States Internal Revenue Law) 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 United States Internal Revenue Law).

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, or the corresponding provision of any future United States Internal Revenue Law, 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.

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.

BETHLEHEM PUBLIC LIBRARY. An application having been made by and on behalf of the trustees of the Bethlehem Public Library, for an amendment of its charter, it was

<u>Voted</u>, that the provisional charter of the Bethlehem Public Library, located in Delmar, county of Albany, state of New York, which was granted by action of the Board of Regents under the corporate name "Delmar Free Library" on July 2, 1913; which provisional charter was made absolute by Regents action on November 5, 1917; which absolute charter was amended by Regents action on September 10, 1931 to change the corporate name to "Delmar Public Library of Central School District #6" and to change the library's service area to Central School District #6 and on November 22, 1968 to change the corporate name to "Bethlehem Public Library" be, and the same hereby is, amended to increase the maximum authorized number of trustees from five to seven, with the current number being five, and to recite in the charter that the library's service area is coextensive with the Bethlehem Central School District.

Holopted December 16, 1991



THE STATE EDUCATION DEPARTMENT / THE UNIVERSITY OF THE STATE OF NEW YORK / ALBANY, N.Y. 12234

COUNSEL AND DEPUTY COMMISSIONER FOR LEGAL AFFAIRS

December 16, 1994

Ms. M. Joyce Hunt Strand, President Board of Trustees Bethlehem Public Library 451 Delaware Avenue Delmar NY 12054

Dear Ms. Strand:

I am pleased to advise you that the Board of Regents, at its meeting today, formally voted to amend the absolute charter of the **Bethlehem Public Library**. A copy of the vote adopted is enclosed.

The formal charter document will be prepared and forwarded to you by the Secretary to the Board of Regents. It will, however, be one to two weeks before it is ready for mailing.

Yours truly,

Kathy A. Ahearn

Enclosure

ute, and it appearing that the

nted by the Board of Regents Historical Association, with its t Edward, county of Washingereby is made absolute.

ork. An application having of Villa Maria College of Bufmade absolute, and it appearer have been met, it was

ed by the Board of Regents on of Buffalo, New York, located ate of New York, such provints action on June 26, 1964, atement of purposes, and exfor a period of 2 years from y is made absolute.

An application having been est Side Community Nursery ter be made absolute, and it charter have been met, it was est Side Community Nursery e of New York, which was r 18, 1964, be and the same

ng been made by and on Brentwood, for an amend-

llege, located at Brentwood, as incorporated by the Board 27, 1955, such charter hav-June 24, 1960, with power elor of science in education ne Board of Regents of The Regulations of the Commistutions of higher education, 1964, by authorizing the as communities of women, nunity known as The Sisters in amended by authorizing S.

f. An application having f The Canisius College of of its charter, it was

Voted, That the charter of The Canisius College of Buffalo, New York, beated in the city of Buffalo, county of Erie, State of New York, which granted by the Board of Regents on January 11, 1883, and variously mended by Regents action on October 25, 1906, December 15, 1961, and October 25, 1968, be and the same hereby is again amended by increasing the number of trustees of the corporation to 25.

Delmar Public Library of Central School District 6. Application having been made by and upon the unanimous request of all the trustees of Delmar Public Library of Central School District 6, located in Delmar, Albany County, for an amendment of its absolute charter, by changing its corporate name to Bethlehem Public Library, it was

Public Library of Central School District 6, Delmar, Albany County, on September 10, 1931, be and the same hereby is amended by changing the same of the corporation to Bethlehem Public Library.

The Mannes College of Music. An application having been made by and on behalf of the trustees of The Mannes College of Music, New York, such institution having been consolidated with The Chatham Square Music School, New York, under the name of The Mannes College of Music, and such consolidated corporation having been granted an absolute charter by the Regents on September 30, 1960, with power to confer upon its graduates the degree of bachelor of science (B.S.), for an amendment of its charter, it was

Voted. That the charter of The Mannes College of Music, New York, be and the same hereby is amended by authorizing the corporation to confer the earned degree of bachelor of music (Mus. B.), and the honorary degree of doctor of music (Mus. D.), in conformity with the Rules of the Board of Regents of The University of the State of New York and the Regulations of the Commissioner of Education for the registration of institutions of higher education.

The Research Foundation of State University of New York. An application having been made by and on behalf of the trustees of The Research Foundation of State University of New York, Albany, for an amendment to its charter, it was

Voted, That the charter of The Research Foundation of State University of New York, located in the city and county of Albany and State of New York, which was incorporated by the Board of Regents on February 16, 1951, and amended by Regents action on June 29, 1951, be and the same hereby is again amended by deleting therefrom paragraph 3 with respect to the directors of the corporation and the manner of their election, and by substituting therefor the following:

incorporators who shall serve until the appointment and qualification of successor directors as provided herein. The Chancellor of State University of New York shall be a director ex officio, and shall serve as Chairman of the Board of Directors; provided, however, that if he declines to act as Chairman, the directors may elect one of themselves as Chairman. Ten directors and their successors in office shall

adopted 4968

DELMAR PUBLIC LIBRARY of CENTRAL SCHOOL DISTRICT 6

Application having been made by and upon the unanimous request of all the trustees of Delmar Public Library of Central School District 6, located in Delmar, Albany County, for an amendment of its absolute charter, by changing its corporate name to Bethlehem Public Library, it was

Voted, That the absolute charter granted by the Regents to Delmar Public Library of Central School District 6, Delmar,
Albany County, on September 10, 1931, be and the same hereby is amended by changing the name of the corporation to Bethlehem
Public Library.

The way of Jun agreement

Charter of

Pelmar Public Cibrary of Central Echool District No. 6

of Bolhkhem and New Sudland, to hold respectively in the order of shier naming as they have determined by lot, one each for a term that shall expire by law from truckes to be at first the persons remond resoin as vive or paradose, who are the day alacted tibrary tructure of landed Sahal District No.6, Tanas in the stillage of Delmas, Albamy County New York, with brunch Ubravias to be established throughout the enhool district, the hibrary to have, as provided and their aspeciates and successors as a fros public himsy under the corporate name of Delmar Public hibrary of central school District No. 6, to be braked Serfrude N. Villett, Forence A. Kolmes, Grace Haswell, Asabella Nathman and Studiel Blake, official extent year nest following the ending of the term of the trustee to which each respectively is to succeed, to be chappe in conformity to keep one with the school district year in each of the years 1922 1838, 1854; 1936 and 1836, and their successors to hold for forms of five years beginning with the huve granted this charter incorporating in each year by the abover of the said Combal School District No. 6, Towns of Bedleham and New Southand This instrument witnesseth That the Regentsofthe University of the State of New York



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Stanteti September 20, 1931 by the Hegents of the University of the Tate of Now York succeeded in their office. Number 4040

DELMAR PUBLIC LIBRARY OF CENTRAL SCHOOL DISTRICT 6.

Voted, That a charter be granted incorporating Gertrude N. Gillett, Florence A. Holmes, Grace Haswell, Isabella M. Ottman and Ethel A. Blake as a free public library under the corporate name of the Delmar Public Library of Central School District 6, to be located at Delmar, Albany county, N.Y., with branch libraries to be established throughout the school district, the library to have, as provided by law, five trustees, to be at first the persons named herein as incorporators, who are the duly elected library trustees of Central School District 6, towns of Bethlehem and New Scotland, to hold respectively in the order of their naming, as they have determined by lot, one each for a term that shall expire with the school district year in each of the years 1932, 1933, 1934, 1935 and 1936, and their successors to hold for terms of five years beginning with. the official school year next following the ending of the term of the trustee to which each respectively is to succeed, to be chosen, in conformity to law, one in each year by the electors of the said Central School District 6, towns of Bethlehem and New Scotland.

(Excerpt from Journal of Regents Meeting September 10,1931)

- une for approved 9/1/31 bal, 20 p. 216

THE UNIVERSITY OF THE STATE OF NEW YORK THE STATE EDUCATION DEPARTMENT LIBRARY EXTENSION DIVISION

CERTIFICATE OF ESTABLISHMENT OF A NEW LIBRARY

| | This certifies that at a legal meeting of the Central School District |
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| | Mo. 6 Towns of Bethlehen and New Scotland |
| | 166 Journs of Olhlenen and level |
| | held Tues May 5th, 1931at Delmar & chool there were present |
| | 408 voters of Central School District No.6 |
| | The Trusties of |
| the De | Jentral School Dist.No.0, Edgsplone offst of the late of the lat, |
| Milonon | livusioing, books and equipment of the Delmar ares Dibrary and the Constant of the Delmar area Dibrary to |
| - E- G | of such lot, building, books sad equipment for the free use |
| 6, 1 | inhabitants of this dietuct in accordance with the laws of 1910, ch, 140, \\ \\$11,18. |
| | Voted, That Mrs Gertrude Gillette (14x + Plungerlands, N. 7 |
| | Mrs Florence Holmes (2 yrs) Delmar, N. y. |
| | 1000 Sorence Formes (240) Detructory 1 |
| | Miss Grace Haswell (3 yrs. Houck's Corners Mg |
| | Mrs Isabella Ottman(dyrs) Elsmere, N.y. |
| <i>P</i> | Mrs. Ethel a Blake Syro, Delmar N. J. |
| | |
| 6 | Central School District No.6 |
| | Central Achool District 140.6 |
| | each year to serve years. |
| | Voted, That the sum of \$ 3000 be hereby appropriated for the maintenance of said |
| | library. |
| | (Add any other votes relating to the library) Howell base (Chairman |
| J a | Levile A. Rabinson Chairman Chairman |
| | |

E2551-Ja29-500(7105)*

JOURNAL OF REGENTS MEETING, SEPTEMBER 10, 1931

John W. Withers, dean, College of Education, New York University Frank E. Spaulding, professor of school administration, Graduate School, Yale University

William F. Russell, dean, Teachers College, Columbia University William John Cooper, United States Commissioner of Education, Washington, D. C.

Payson Smith, Commissioner of Education, Boston, Mass.

Herbert S. Weet, superintendent of schools, Rochester, N. Y.

Henry Taft, lawyer, New York City

Victor J. Dowling, former Justice of the Supreme Court, New York City

Robert E. Simon, vice president, United Parents Association, New York City

The following resolution was adopted:

Whereas, Dr George F. Ryan, president of the board of education of the city of New York, has formally requested the Commissioner of Education to make an investigation of the pedagogical efficiency of the New York City school system, and

WHEREAS, The Board of Regents has approved such investigation by the Commissioner of Education but no funds are available for the purpose,

Resolved, That His Excellency Governor Roosevelt be requested by the Board of Regents to recommend for consideration and approval to the Legislature now in session an appropriation to the Department of Education of \$50,000 or so much thereof as may be necessary to make such investigation.

REPORT OF THE COMMITTEE ON CHARTERS, LAW AND LEGISLATION

Regent Bond, chairman of the committee on charters, law and legislation, presented its report and recommendations, upon which the following action was taken:

Charters Granted

Delmar Public Library of Central School District 6. Voted, That a charter be granted incorporating Gertrude N. Gillett, Florence A. Holmes, Grace Haswell, Isabella M. Ottman and Ethel A. Blake as a free public library under the corporate name of the Delmar Public Library of Central School District 6, to be located at Delmar, Albany county, N. Y., with branch libraries to be established throughout the school district, the library to have, as provided by law, five trustees, to be at first the persons named herein as incorporators, who are the duly elected library trustees of Central School District 6, towns of Bethlehem and New Scotland, to hold respectively in the order of their naming, as they have determined by lot, one each for a term that shall expire with the school district year in each of the years 1932, 1933, 1934, 1935 and 1936, and their successors to hold for terms of five years beginning with the official school year next following the ending of the term of the trustee to which each respectively is to succeed, to be chosen, in conformity to law, one in each year by the electors of the said Central School District 6, towns of Bethlehem and New Scotland.

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Delmar Free Library

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being satisfied that the required franked to the Delmar Free Library this absolute charker to replace its proconditions bare dose met, base

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| This Instrument Witneseth That the Regents of the University of the State of New York |
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| meeting the requirements of the legents be |
| having been found on official inspection to be meeting the requirements of the Regents be registered as maintaining a proper standard. |
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| Seal the State of new York, executed |
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| under their seal and recorded |
| in their office. Number 2431 |
| St Claw Mctilway |
| Chancellor of the University John H. Frinley |
| Custont of the University |
| Chancellor of the University John H. Frinley Cresident of the University and Commissioner of Education |
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| Emclosky |
| C. M. COARLY |

REPORT OF THE CHARTER COMMITTEE

Vice Chancellor Sexton, as chairman of the charter committee, presented its report and recommendations, upon which the following action was taken:

Charter granted

Voted.Phi Delta Chi Fraternity: Gamma, Active. charter be granted incorporating Charles W. Furer, Orrin O. Bigelow, Fred T. Rodgers, Frank S. Hayes, William C. Allen and William T. Carroll and their associates and successors, as an organization for the advancement of the sciences of pharmacy and chemistry and their allied interests, and to foster and promote a fraternal spirit among its members, under the corporate name of Phi Delta Chi Fraternity: Gamma, Active, to be located in the city of New York, with six trustees to be at first the persons named as incorporators to hold until their successors shall be chosen by the corporation, whose membership may be increased or decreased in such manner and upon such terms as shall be provided for by general rules of its trustees, who may, from time to time, by unanimous vote of their full board, fix their terms of office and their number, which shall not be more than twentyfive nor less than five.

Provisional charters granted

Delmar Free Library. Voted, That a provisional charter be granted incorporating Jessie R. Huested, Clara E. Boynton, Mary E. Sharp, Frances C. E. Shanks and J. Elizabeth Smith and their associates and successors as a free public library under the corporate name of Delmar Free Library to be located at Delmar, Albany county, N. Y., with five trustees to be at first the persons named as incorporators to hold, in the order of their naming, one for one year, two for two years and two for three years, and their successors to hold for terms of three years to be elected, one or two, as terms expire, each year, by the members of the corporation, whose number may be increased or decreased in such manner and upon such terms as it, or its trustees by its authority, shall by general rules provide; and that such provisional charter will be replaced by an absolute charter if within five years the corporation shall acquire \$1000 worth of property available for its use and support and be maintaining, to the satisfaction of the Regents, a library of proper standard.

Falconer Free Library. Voted, That a provisional charter be granted incorporating Gertrude E. Mosher, Sydney T. Benson, George R. Raynor, Ethel E. Sample and Emil F. Bergren and their associates and successors as a free public library under the corporate name of Falconer Free Library, to be located at Falconer, Chautauqua county, N. Y., with five trustees to be at first the persons named as incorporators to hold in the order of their naming for, respectively, one, two, three, four and five years, and their successors to hold for terms of five years, to be elected one each year by the members of the corporation, whose number may be increased or decreased in such manner and upon such terms as it, or its trustees by its authority, shall by general rules provide; and that such provisional charter will be replaced by an absolute charter if within five years the corporation shall acquire \$1000 worth of property available for its use and support and be maintaining, to the satisfaction of the Regents. a library of proper standard.

Martinsburg Free Library. Voted, That a provisional charter be granted incorporating M. Alice Whitaker, E. Stanton Allen, Julia Peebles, M. Anstice Harris and Lydia A. Evans and their associates and successors as a free public library under the corporate name of Martinsburg Free Library, to be located at Martinsburg, Lewis county, N. Y., with five trustees to be at first the persons named as incorporators to hold in the order of their naming for, respectively, one, two, three, four and five years, and their successors to hold for terms of five years to be elected one each year by the members of the corporation, whose number may be increased or decreased in such manner and upon such terms as it, or its trustees by its authority, shall by general rules provide; and that such provisional charter will be replaced by an absolute charter if within five years the corporation shall acquire \$1000 worth of property available for its use and support and be maintaining, to the satisfaction of the Regents, a library of proper standard.

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CERTIFICATE OF ESTABLISHMENT OF A NEW LIBRARY

| This certifies that at a legal meeting of the lemar |
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| Free Library Association |
| held May 14 1913, at which there were present |
| fifteen members |
| |
| it was voted as follows: |
| (The usual forms of votes are here given for convenience. They can be adapted to special requirements by adding or canceling words.) |
| Voted, That a { free public library be hereby established for the free use of |
| inhabitants of this School districtin accordance with the laws of 1910, |
| ch. 140, \{\sigma_{1118}} 59. Voted, That Clara E Boynton, Tyr. Mary E Sharp, Tyr. Frances C. E. Shanks, 3yrs. J. Elizabeth Smith, Zyrs. Jessie R. Huested |
| Tharp. fyr, Frances C.E. Shanks, 3yrs. |
| J. Elizabeth Smith Zyrs. Jessie K. Huested |
| lyr. |
| |
| be the first trustees of said library, their successors to be elected by |
| Helmar Free Library Association |
| each year to serve 3 years. |
| <i>Voted</i> , That the sum of \$ $/30^{20}$ be hereby appropriated for the |
| maintenance of said library. |
| (Add any other votes relating to the library) |
| Para E. Boynton Jessee P. Freeted President Est-F13-250 (7-4493) SEC. |
| E ₃₁ l-F ₁₃ -250 (7-4493) |

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