

\$12.00 DEED
Receipt #111204

RECORDED
BERNARD J. YOUNGBLOOD, REGISTER OF DEED
WAYNE COUNTY, MI

\$4.00 RENOVATIONATION

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Page-65

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2/20/2002

Bernard J. Youngblood, W.C. Rod

Department of Public Works
City Engineering Division
November 23, 2001

Honorable City Council:
Re: Planning Development Department, requesting the outright vacation of the alleys and to rescind seven (7) non-transferable encroachment within the block commonly known as the Monroe Block, being the area bounded on the south by Cadillac Square, the west by Monroe Avenue, the north by Farmer Street and the east by Bates Street.

The Planning Development Department (P&DD), as current trustee of the land, requires certain changes to the public rights-of-way to finalize the preparation of the Campus Martius Redevelopment Project to allow clear title to the land.

The purpose of this resolution is to respectfully request the approval of your Honorable Body of the vacation (outright) of the public alleys and to rescind six non-transferable encroachments, in the block bounded by Cadillac Square, 200 feet wide, Monroe Avenue, 120 feet wide, Farmer Street, 60 feet wide and Bates Street, 60 feet wide, in connection with the fulfillment by the City of Detroit Downtown Development Authority (DDA) of requirements contained in the Restated Tax Increment Financing Plan and Development Plan for Development in Area No. 1, as amended, (the DDA Plan). Pursuant to the Campus Martius Redevelopment Project as set forth in Section 407.2.6 of the DDA Plan, the City and the DDA have entered into a

Development Agreement with Kern Woodward Associates, L.L.C., pursuant to the terms of which the DDA and the City are obligated to permanently vacate the alleys in the Monroe Block in order that the site may be made available for eventual development of office or other commercial buildings on the Monroe Block.

In addition to the requested changes, itemized below, our investigation revealed seven non-transferable encroachments recorded in City of Detroit records in the area commonly known as the Monroe Block that must be rescinded to allow clear title to land for the Campus Martius Redevelopment Project.

In conjunction with the requested changes in rights-of-way, the City and the DDA are exercising the same governmental powers that were exercised in connection with the utility relocations that were required in connection with the Compuware Building Project. Therefore in requesting the vacations the City and the DDA are exercising a governmental func-

tion. The attached resolution does not address the concerns of potentially involved agencies and utilities. Payment of any costs for relocating utilities will be handled in accordance with the terms of the Restated Development Agreement approved by your Honorable Body.

An appropriated resolution is attached for consideration by your Honorable Body. I am recommending adoption of the attached resolution. A waiver of reconsideration is respectfully requested.

Respectfully submitted,
SUNDAY JAIYESIMI
City Engineer
City Engineering Division — DPW
By Council Member Everett:

Whereas, The City of Detroit Council (the "City Council") adopted its resolution authorizing the Director of the Planning Development Department ("P&DD") to execute that certain development agreement by and among the City of Detroit ("City"), the City of Detroit Downtown Development Authority ("DDA"), and Kern Woodward Associates, LLC, which development agreement contemplates, among other things, the transfer from the City of the property more commonly known as the Monroe Block and that property more commonly known as the Monroe Block to the DDA, for reconveyance to and development by Kern Woodward Associates, LLC, or its designated developer of the Monroe Block; and

Whereas, In connection with the fulfillment by the City of Detroit Downtown Development Authority (DDA) of requirements contained in the Restated Tax Increment Financing Plan and Development Plan for development in Area No. 1, as amended, (the DDA Plan) and pursuant to the Campus Martius Redevelopment Project as set forth in Section 407.2.6 of the DDA Plan, the City and the DDA have entered into a Development Agreement with Kern Woodward Associates, L.L.C., pursuant to the terms of which the DDA and the City are obligated to permanently vacate the alleys in the Monroe Block in order that the site

STATE OF MICHIGAN) ss.
CITY OF DETROIT)

SHORT FORM - TRUE COPY CERTIFICATE

I, Jackie L. Currie

CITY CLERK of the City of Detroit, do

hereby certify that the annexed paper is a True Copy of a Resolution

adopted by the City Council on November 30, 2001

and approved by the Mayor on December 6, 2001
Detroit Legal News, dated December 12, 2001

as appears from the ~~XXXX~~ of said City Council, on file in my office.

IN WITNESS WHEREOF, I have hereunto
Set my hand and affixed the Corporate
Seal of said City, at Detroit, on

December 21, 2001

Jackie L. Currie
City Clerk

RETURN TO:
DRAFTED BY:
Ms. Yvette Palmer
2 Woodward
300 CAYME
DETROIT, MI 48226

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