



RESOLUTION NO. 2020-9

RESOLUTION TO AUTHORIZE RELOCATION OF ALBERT AVENUE

At a meeting of the City Council of the City of East Lansing, Ingham County, Michigan, held on the 20th day of October, 2020, at 7:00 p.m.

PRESENT: Mayor Stephens, Mayor Pro Tem Gregg, Councilmembers Babcock, Watson, Bacon

ABSENT: n/a

The following preamble and resolution was offered by Mayor Pro Tem Gregg and seconded by Councilmember Bacon.

WHEREAS, the City of East Lansing (“City”) is authorized by statute to buy, own and sell real property (MCL 117.4e), and under Section 2.1 and 2.2 of the City Charter may exercise all powers permitted under Michigan law; and

WHEREAS, the City Charter provides that the City shall not have the power to sell any real property of a value in excess of four dollars (\$4.00) per capita, with an annual inflation adjustment according to the last preceding U.S. Census, unless approved by a simple majority of the electors voting at any general or special election (Charter Sec. 4.8); and

WHEREAS, on or about February 21, 2020, the City and Michigan State University Federal Credit Union (“MSUFCU”) entered into an agreement (the “Sale Agreement”) pursuant to which the City agreed to sell a parcel of approximately 13,250 square feet commonly known as City Parking Lot No. 4, Tax Parcel Number 33-20-01-13-229-016 (the

“Real Property”), subject to the approval of the electors pursuant to Section 4.8 of the City Charter; and

WHEREAS, a simple majority of the electors voting at an election held on March 10, 2020, approved the following: “In order to allow Michigan State University Federal Credit Union (MSUFCU) to construct a five to eight story commercial office building, not to exceed a height of 112 feet, which may include an MSUFCU branch office, intern center, office space, and a community room that may be utilized to host MSUFCU, MSU and non-profit events, shall the East Lansing City Council be authorized to sell for Eight Hundred and Ten Thousand Dollars (\$810,000), as fair market value determined by its recent appraisal, approximately 13,250 square feet of City-owned land at the NW corner of Albert Avenue and Abbot Road, commonly known as Parking Lot #4, to MSUFCU”;

WHEREAS, a portion of Albert Avenue needs to be relocated south so that it does not encroach upon the parcel to be sold to MSUFCU; and

WHEREAS, the City has determined to relocate Albert Avenue in accordance with the attached Exhibit A;

NOW, THEREFORE, it is hereby resolved by the City Council of the City of East Lansing:

1. The City hereby relocates Albert Avenue from its current location to the location shown and described on Exhibit A and hereby authorizes the City Mayor and the City Manager, or any one of them acting alone, to sign all documents, and to take any and all other actions, as may be necessary or appropriate to relocate Albert Avenue as described in this Resolution.

2. Any and all resolutions that are in conflict with this Resolution are hereby repealed to the extent necessary to give this Resolution full force and effect.

YEAS: 5

NAYS: 0

STATE OF MICHIGAN)
)
COUNTY OF INGHAM)

I, Jennifer Shuster, City Clerk of the City of East Lansing, hereby certify this to be a true and complete copy of Resolution No. 2020-9, duly adopted at a meeting of the City Council held on the 20th day of October, 2020.



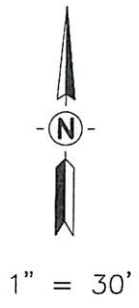
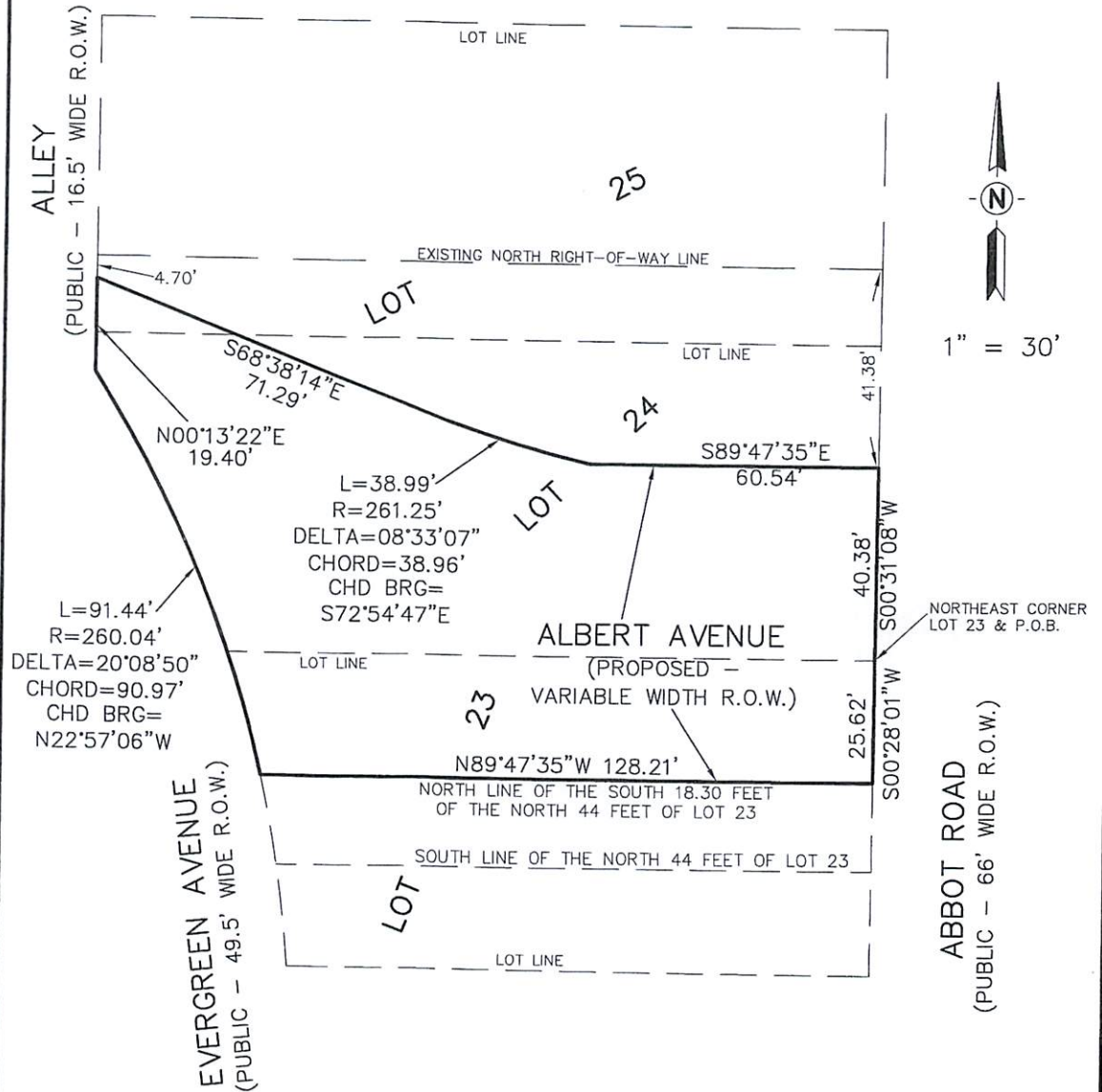
Jennifer Shuster
City Clerk

86735:00003:5054347-1

SKETCH OF DESCRIPTION

For:
 Foster, Swift, Collins, & Smith, P.C.
 313 S Washington Square
 Lansing, MI 48933-2195

Survey Address:
 Albert Avenue
 East Lansing, MI 48823



- NOTES:
1. EASEMENTS, IF ANY, NOT SHOWN.
 2. IMPROVEMENTS NOT SHOWN.
 3. ALL MEASUREMENTS ARE AS-MEASURED/SURVEYED DIMENSIONS UNLESS NOTED OTHERWISE.

I hereby certify only to the parties hereon that we have surveyed, at the direction of said parties, the above described lot, and that we have found or set, as noted hereon, permanent markers to all corners of said lot and that all visible encroachments of a permanent nature upon said lot are as shown on this survey. Said lot subject to all easements and restrictions of record.

- (R) = Recorded Dimension
- - - = Distance Not to Scale
- = Deed Line
- = Set 1/2" Bar with Cap
- = Found PK Nail Unless Noted
- ▨ = Concrete, Asphalt, Deck, and Porch
- * * * = Fence
- 0.0'± = Denotes Distance to the Survey Line

KEBS, INC. KYES ENGINEERING
 BRYAN LAND SURVEYS

2116 HASLETT ROAD, HASLETT, MI 48840
 PH. 517-339-1014 FAX. 517-339-8047

13432 PRESTON DRIVE, MARSHALL, MI 49068
 PH. 269-781-9800 FAX. 269-781-9805

10/12/2020

ERICK R. FRIESTROM DATE
 PROFESSIONAL SURVEYOR NO. 53497

DRAWN BY EF	SECTION 13, T4N, R2W
FIELD WORK BY ---	JOB NUMBER:
SHEET 1 OF 2	97330.PLT

SKETCH OF DESCRIPTION

For:
 Foster, Swift, Collins, & Smith, P.C.
 313 S Washington Square
 Lansing, MI 48933-2195

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Proposed Road Right-of-Way:

Part of Lots 23, 24, and 25 in the Plat of Oakwood, City of East Lansing, Ingham County, Michigan, as recorded in Liber 2 of Plats, Page 33, Ingham County Records, the surveyed boundary of said area described as: Beginning at the Northeast corner of said Lot 23; thence S00°28'01"W along the East line of said Lot 23 a distance of 25.62 feet to the North line of the South 18.30 feet of the North 44 feet of said Lot 23; thence N89°47'35"W along said North line 128.21 feet to the West line of said Lot 23 and the East line of Evergreen Avenue; thence 91.44 feet along said East line of Evergreen Avenue Northwesterly along a curve to the left having a radius of 260.04 feet, a delta angle of 20°08'50", and a chord bearing N22°57'06"W 90.97 feet to the intersection of said East line of Evergreen Avenue with the East line of a 16.5-foot wide alley per said plat of Oakwood; thence N00°13'22"E along said East line 19.40 feet; thence S68°38'14"E 71.29 feet; thence 38.99 feet Easterly along a curve to the left having a radius of 261.25 feet, a delta angle of 08°33'07", and a chord bearing S72°54'47"E 38.96 feet; thence S89°47'35"E 60.54 feet to the East line of said Lot 24 and the West line of Abbot Road; thence S00°31'08"W along said line 40.38 feet to the point of beginning; said area containing 0.25 acre more or less; said parcel subject to all easements and restrictions if any.

All bearings are Michigan State Plane South Zone grid bearings obtained from GPS observations using corrections obtained from the Lansing C.O.R.S.

EF 10/12/2020

ERICK R. FRIESTROM DATE
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SHEET 2 OF 2	97330.PLT	