

REPRINT

SUBSTITUTE FOR

HOUSE BILL NO. 5456

(As passed the House, November 7, 2002)

(As passed the Senate, December 11, 2002)

A bill to authorize the state administrative board to convey certain property in Jackson county; to prescribe conditions for the conveyance; and to provide for disposition of the revenue from the conveyance.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 1. The state administrative board, on behalf of the
2 state, may convey for consideration of not less than fair market
3 value as determined under section 3 certain state owned property
4 in Blackman charter township, Jackson county, Michigan, consist-
5 ing of 581.11 acres, of which 285.28 acres will be placed in a
6 wetland bank, and which is more particularly described as
7 follows:
8 Blackman Charter Township - Parcel # 000-08-13-101-001-01
9 Legal Description: SEC 13 EXC THEREFROM THE R/W OF GRAND TRUNK
10 RY BEING A STRIP OF LD 100 FT WIDE RUNNING IN A NELY AND SWLY

HB 5456, As Passed Senate, December 11, 2002

House Bill No. 5456

2

1 DIRECTION ACROSS SD SEC 13. ALSO EXC ALL THAT PART WH LIES N OF
2 GRAND TRUNK RR AND W OF THOMPSON LAKE DRAIN WHICH BELONGS TO THE
3 STATE OF MICHIGAN BUILDING AUTHORITY. ALSO BEG AT S 1/4 POST OF
4 SEC 14 TH N13 31' 46" W33.87 FT TO N R/W LN OF PARNALL RD TH N89
5 28' 14" E 715.14 FT TH NO 31' 46" W228.13FT TH N62 37'28" W 579
6 FT TH N27 22'32 " E 300 FT THE S62 37' 28" E 601.53 FT TH S33
7 22'32'W 124.06 TH S62 37' 28" E 373.71 FT TH N34 48' 44" E 710 FT
8 TH N56 18' 44" E 910 FT TH S33 41' 16" E 400 FT TH N56 18' 44" E
9 50 FT TO POB TH N33 41' 16" W 135 FT TH N56 18' 44" E 151 FT TH
10 N33 41' 16" W 166 FT TH N56 18' 44" E 600 FT TO E SEC LN OF SEC
11 14 TH S ALG SD SEC LN T NLY R/W LN OF GRAND TRUNK RR TH SWLY ALG
12 SD R/W TO BEG. ALSO THAT PART OF THE SE 1/4 OF THE SE 1/4 OF SEC
13 14 LYING S AND W OF SLY LN OR GRAND TRUNK RR. TS2 R1W SPLIT ON
14 1/12/2001 FROM 000-08-14-226-001-02 AND 000-08-13-101-001-00.

15 Sec. 2. The description of the property in section 1 is
16 approximate and for purposes of conveyance is subject to adjust-
17 ment, by a state survey or other legal description, as the state
18 administrative board or attorney general considers necessary.

19 Sec. 3. The fair market value of the property described in
20 section 1 shall be determined by an appraisal prepared by the
21 state tax commission or an independent fee appraiser.

22 Sec. 4. Any conveyance authorized under this act shall pro-
23 vide that the property is to be used by the grantee for an indus-
24 trial park with adjacent wetlands, in conjunction with the enter-
25 prise park proposed industrial development plan as presented to
26 the department of management and budget, the department of
27 corrections, Blackman charter township, and Leoni charter

HB 5456, As Passed Senate, December 11, 2002

House Bill No. 5456

3

1 township, for review and comment, and with the resolutions of
2 support for that plan from Blackman charter township and Leoni
3 charter township.

4 Sec. 5. (1) Any sale of property authorized under this act
5 shall be conducted in a manner to realize the highest price for
6 the sale and the highest return to the state. The sale shall be
7 done in an open manner that uses 1 or more of the following:

8 (a) A competitive sealed bid.

9 (b) Oral bid.

10 (c) Public auction.

11 (d) Use of broker services.

12 (2) Broker services for the sale shall only be used if there
13 are 3 or more bidders for this property. The minimum selling
14 price for the property shall be the higher value of either its
15 fair market value or the result of a professional concept plan
16 value as determined by a real estate professional qualified to
17 make such valuations. This real estate professional shall be
18 selected through a request for proposal and competitive bid
19 process.

20 (3) A notice of a sealed or oral bid, public auction sale,
21 or use of broker negotiation services, regarding the sale of
22 property under this act shall be published at least once in a
23 newspaper as defined in section 1461 of the revised judicature
24 act of 1961, 1961 PA 236, MCL 600.1461, not less than 10 days
25 before the sale. The newspaper shall be one that is published in
26 the county where the property is located. If a newspaper is not
27 published in the county where the property is located, the notice

HB 5456, As Passed Senate, December 11, 2002

House Bill No. 5456

4

1 shall be published in a newspaper in a county nearest to the
2 county in which the property is located. The notice shall
3 describe the general location of the property and the date, time,
4 and place of the sale.

5 Sec. 6. A conveyance authorized by this act shall be by
6 quitclaim deed approved by the attorney general. To ensure the
7 security and operations of the department of corrections and the
8 state of Michigan, all final sales under this act shall be
9 approved by the department of corrections and the department of
10 management and budget.

11 Sec. 7. The net revenue received under this act shall be
12 deposited in the state treasury and credited to the general
13 fund. As used in this section, "net revenue" means the proceeds
14 from the sale of the property less reimbursement for any costs to
15 the state associated with the sale of the property.

16 Sec. 8. This act does not take effect unless all of the
17 following bills of the 91st Legislature are enacted into law:

18 (a) Senate Bill No. 616.

19 (b) House Bill No. 5465.