

**STATE OF MICHIGAN
91ST LEGISLATURE
REGULAR SESSION OF 2002**

Introduced by Senator Shugars

ENROLLED SENATE BILL No. 638

AN ACT to amend 1996 PA 480, entitled "An act to make appropriations for the judicial branch for the fiscal year ending September 30, 1997; to make appropriations to various state departments for the fiscal year ending September 30, 1997; to make appropriations for a capital outlay program for fiscal years ending September 30, 1997; to implement the appropriations within the budgetary process; to make appropriations for planning and construction at state agencies, universities, and community colleges; to make appropriations for state building authority rent and insurance; to make a grant for state building authority rent; to provide for the acquisition of land and buildings; to provide for the elimination of fire hazards; to provide for special maintenance, remodeling and addition, alteration, renovation, demolition, and other projects; to provide for elimination of occupational safety and health hazards; to provide for the award and implementation of contracts; to provide for the purchase of furnishings and equipment relative to occupancy of a project; to provide for certain advances from the general fund; to require certain reports, plans, and agreements; to provide for leases; to provide for transfers; to prescribe standards and conditions relating to the appropriations; to provide for the acquisition of land and the development of public recreation facilities; to provide for the powers and duties of certain state agencies, employees, and officials; and to provide for the expenditure of the appropriations," by amending section 1813.

The People of the State of Michigan enact:

Sec. 1813. (1) The state administrative board, on behalf of the state, may convey for consideration of \$1.00 to the Kalamazoo community mental health services program or a legal successor agency to the board, all or any portion of certain property now under the jurisdiction of the department of community health and located in the city of Kalamazoo, Kalamazoo County, Michigan, and more specifically described as follows: Building numbers 44, 62, 63, 64, and 65, located on the campus of Kalamazoo psychiatric hospital, Kalamazoo, Michigan.

(2) The description of the parcels in subsection (1) is approximate and for purposes of the conveyance is subject to adjustment as the state administrative board or attorney general considers necessary by survey or other legal description.

(3) The conveyance authorized in this section shall be by quitclaim deed approved by the attorney general.

(4) The state shall not reserve the mineral rights to the state owned land sold under this section. However, a conveyance of the state owned land under this section shall provide that if the purchaser or any grantee develops the mineral rights that the state shall receive not less than 1/2 of the net royalties.

(5) The quitclaim deed entered into on January 26, 1998, pursuant to subsection (1), between the state administrative board and Kalamazoo community mental health services, shall be amended to allow Kalamazoo community mental health services to convey a portion of the property described in subsection (1) for fair market value without violating the restriction contained in the deed requiring the property to be used exclusively for public purposes. The fair market value of the portion of the property that is conveyed shall be determined by an appraisal based on the property's

highest and best use, as prepared by the state tax commission or an independent fee appraiser. The proceeds derived from the conveyance shall be retained by Kalamazoo community mental health services and shall be expended only to provide housing services to the developmentally disabled, mentally ill, or at-risk families within that service area. The portion of the property described in subsection (1) that may be conveyed under this subsection is described as follows:

Parcel "A"

Beginning at the Northwest corner of Orchard Hills, as recorded in Liber 11 of Plats on Page 30 & 31, Kalamazoo County Records; thence South 00°-00'-00" East along the West line of said plat and the North and South 1/4 line of Section 21, T. 2 S., R. 11 W., City of Kalamazoo, Kalamazoo County, Michigan, 366.39 feet to a point 1,793.25 feet North of the South 1/4 post of said Section; thence North 90°-00'-00" West, 160.40 feet; thence North 16°-47'-57" East, 434.45 feet; thence North 89°-12'-05" East parallel with the North line of Orchard Hills, 56.21 feet to the Westerly right-of-way of Long Road; thence South 30°-59'-33" East along said right-of-way, 57.85 feet to the North line of Orchard Hills; thence South 89°-12'-05" West, 51.16 feet (recorded as South 89°-09'-00" West, 51.13 feet) to the place of beginning.

South 1/4 Post witnesses. Section 21, T. 2 S., R. 11 W.

Parcel "B"

Commencing at the Northwest corner of Orchard Hills, as recorded in Liber 11 of Plats on Page 30 & 31, Kalamazoo County Records; thence South 00°-00'-00" East along the West line of said plat and the North and South 1/4 line of Section 21, T. 2 S., R. 11 W., City of Kalamazoo, Kalamazoo County, Michigan, 759.88 feet for the place of beginning of the land hereinafter described, said point being 1,399.76 feet (recorded as 1,400.00 feet) North of the South 1/4 post of said Section; thence North 86°-48'-22" West, 275.00 feet; thence North 16°-47'-57" East, 395.03 feet; thence South 90°-00'-00" East, 160.40 feet to the West line of Orchard Hills; thence South 00°-00'-00" East along said West line, 393.49 feet to the place of beginning.

This act is ordered to take immediate effect.

Carol Morey Viventi

Secretary of the Senate.

Dany E. Randall

Clerk of the House of Representatives.

Approved

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Governor.