

HOUSE BILL No. 6403

September 9, 2008, Introduced by Reps. Bauer, Byrum, Opsommer, Rick Jones, Polidori, Meadows and Ball and referred to the Committee on Appropriations.

A bill to authorize the state administrative board to convey certain state owned property in Clinton 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, shall convey to emergent biosolutions, inc., or its
3 successors or assigns, for fair market value as determined under
4 section 3, certain property under the jurisdiction of the
5 department of management and budget and located in DeWitt township,
6 Clinton county, Michigan, and further described as follows:
7 A parcel of land in the SE ¼ of Section 32, T. 5N., R. 2W., Dewitt
8 Township, Clinton County, Michigan and more particularly described

1 as commencing at the N ¼ corner of section 5, T. 4N., R. 2W.
2 Lansing Township, Ingham County, Michigan, thence along the south
3 line said section 32, S89°59'49"E 632.44 feet to the point of
4 beginning, thence N00°06'02"W 267.69 feet, thence S89°52'39"E
5 643.28 feet to the west right of way of Martin Luther King Jr.
6 Boulevard, thence along said right of way S00°59'47"E 266.39 feet,
7 thence N89°59'49"W 647.44 feet to the point of beginning,
8 containing 3.96 acres and a parcel of land in the SE ¼ of Section
9 32, T. 5N., R. 2W., Dewitt Township, Clinton County, Michigan and
10 more particularly described as commencing at the N ¼ corner of
11 section 5, T. 4N., R. 2W. Lansing Township, Ingham County,
12 Michigan, thence along the south line said section 32, S89°59'49"E
13 632.44 feet, thence N00°06'02"W 267.69 feet, thence S89°52'39"E
14 420.92 to the point of beginning, thence N02°36'02"E 161.34 feet,
15 thence N17°13'20"E 128.78 feet, thence N88°07'13"E 171.95 feet to
16 the west right of way of Martin Luther King Jr. Boulevard, thence
17 along said right of way S00°59'47"E 290.34 feet, thence N89°52'39"W
18 222.36 feet to the point of beginning, containing 1.36 acres.

19 Sec. 2. (1) The description of the property in section 1 is
20 approximate and for purposes of the conveyance is subject to
21 adjustments as the state administrative board or the attorney
22 general considers necessary by survey or legal description.

23 (2) The property described in section 1 includes all surplus,
24 salvage, and scrap property or equipment.

25 Sec. 3. The fair market value of the property described in
26 section 1 shall be determined by an appraisal prepared for the
27 department of management and budget by an independent appraiser.

1 Sec. 4. If emergent biosolutions, inc., does not complete the
2 conveyance authorized under this act within 180 days after the
3 effective date of this act, the department of management and budget
4 shall take the necessary steps to prepare to convey the property
5 described in section 1 using any of the following at any time:

6 (a) Competitive bidding designed to realize the best value to
7 the state, as determined by the department of management and
8 budget.

9 (b) A public auction designed to realize the best value to the
10 state, as determined by the department of management and budget.

11 (c) Use of real estate brokerage services designed to realize
12 the best value to the state, as determined by the department of
13 management and budget.

14 (d) Offering the property for sale for fair market value to a
15 local unit or units of government.

16 Sec. 5. (1) The conveyance authorized by this act shall be by
17 quitclaim deed designed or otherwise approved as to legal form by
18 the attorney general. The state shall not reserve oil, gas, or
19 mineral rights to the property conveyed under this act. However,
20 the conveyance authorized under this act shall provide that if the
21 purchaser or any grantee develops any oil, gas, or minerals found
22 on, within, or under the conveyed property, the purchaser or any
23 grantee shall pay the state 1/2 of the gross revenue generated from
24 the development of the oil, gas, or minerals. This payment shall be
25 deposited in the general fund.

26 (2) The state reserves all aboriginal antiquities including
27 mounds, earthworks, forts, burial and village sites, mines, or

1 other relics lying on, within, or under the property with power to
2 the state and all others acting under its authority to enter the
3 property for any purpose related to exploring, excavating, and
4 taking away the aboriginal antiquities.

5 Sec. 6. The revenue received under this act shall be deposited
6 in the state treasury and credited to the general fund. As used in
7 this section, "net revenue" means the proceeds from the sale of the
8 property less reimbursement for any costs to the state associated
9 with the sale of property, including, but not limited to,
10 administrative costs; costs of reports and studies and other
11 materials necessary to the preparation of sale; environmental
12 remediation; legal fees; and any litigation related to the
13 conveyance of the property.