



Legislation Details (With Text)

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Title: Resolution to Ratify Acceptance of Grants of Right-of-Way and Public Utilities Easement from the University of Michigan (8 votes required)

Sponsors:

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Date	Ver.	Action By	Action	Result
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Title

Resolution to Ratify Acceptance of Grants of Right-of-Way and Public Utilities Easement from the University of Michigan (8 votes required)

Memorandum

On April 4, 2011, City Council accepted grants of easement for right-of-way and public utilities from the University of Michigan in connection with the E. Stadium Bridge Replacement Project (R-11-115, R-11-116, and R-11-117).

Under the terms of the accepting resolutions, if FHWA requested any changes to the terms of the grants of easement, ratification of the grants and their acceptance would be requested from the University and the City.

FHWA requested an administrative change to the granting documents consistent with the City's original position on inapplicability of relocation to the grants. The University accepted the change and this resolution seeks ratification of the grants of easement by City Council as procedurally required under the terms of the accepting resolutions.

Staff

Prepared by: Mary Joan Fales, Senior Assistant City Attorney
Reviewed by: Stephen K. Postema, City Attorney
Approved by: Roger W. Fraser, City Administrator

Body

Whereas, Council has previously accepted grants of Right-of-Way and Public Utilities Easement from the University of Michigan in connection with the E. Stadium Bridge Replacement Project (Resolutions R-11-115, R-11-116, and R-11-117);

Whereas, The accepting Resolutions included a requirement that should MDOT request modifications of any of the terms of the negotiated easement, the required modifications to the easement terms will be resubmitted for approval by City Council and the University

Whereas, The FHWA required an administrative change to the terms of the grants of easement;

Whereas, All other terms of the grant were acceptable to FHWA and MDOT and the requested administrative change did not in alter the rights of the City in connection with its occupancy of the granted easements for construction of the E. Stadium Bridge Replacement Project;

Whereas, The University accepted and agreed to the FHWA required change as part of the respective grants;

Whereas, As the Grantor, the University's approval of the change was sufficient to bind it to its obligations under the grant and transfer control of the easement areas to the City; and

Whereas, The City Administrator and the City Attorney request ratification of the grants of easement in accordance with the procedural requirements of the previous accepting resolutions;

RESOLVED, That City Council ratifies its acceptance of the grants of right-of-way and public utilities easements by the University of Michigan in connection with the E. Stadium Bridge Replacement Project.