



WHEREAS, on June 12, 2015, the City of Detroit and the Great Lakes Water Authority (“GLWA”) entered into the Regional Water Supply System Lease between (the “Water Lease”);

WHEREAS, 235 South McKinstry, Detroit, MI 48209 (the “McKinstry Warehouse”) is listed as a Leased Water Facility in Schedule A to the Water Lease and the legal description is attached in Exhibit A;

WHEREAS, pursuant to Section 5.8 of the Water Lease, GLWA has determined that the McKinstry Warehouse is no longer needed, no longer useful in connection with the operation of the Leased Water Facilities and the sale will not impair the operating efficiency of the Leased Water Facilities or reduce the ability of GLWA to satisfy the Rate Covenant as provided in the Master Bond Ordinance;

WHEREAS, in 2020, GLWA listed the McKinstry Warehouse for sale;

WHEREAS, in 2021, GLWA vacated the McKinstry Warehouse;

WHEREAS, in 2022, Newer Horizons, LLC made an offer to purchase the McKinstry Warehouse for \$1.4 million;

WHEREAS, Newer Horizons, LLC and GLWA executed a purchase agreement, which GLWA’s Board of Directors has approved;

WHEREAS, the Water Lease requires the City to cooperate with GLWA in arranging for the execution and delivery of a deed for the disposition of the McKinstry Warehouse;

WHEREAS, the Mayor of the City of Detroit (the “Mayor”) requested GLWA present this transaction to the Detroit Water and Sewerage Department (“DWSD”) Board of Water Commissioners (“BOWC”) and the City of Detroit City Council before executing the deed disposing of the McKinstry Warehouse; and

WHEREAS, the DWSD BOWC approved the sale of the McKinstry Warehouse on December 21, 2022.

NOW, THEREFORE, BE IT

RESOLVED, that in accordance with the Water Lease, the City cooperates with GLWA in the disposition of the McKinstry Warehouse and the City Council approves the disposition of the McKinstry Warehouse, including the execution of the deed disposing of the McKinstry Warehouse by the Mayor

RESOLVED, that the City Clerk furnish the Mayor and DWSD Director with a certified copy of this resolution and be it further

RESOLVED, that this resolution is adopted with a waiver of reconsideration.

EXHIBIT A

LEGAL DESCRIPTION

Lots 11, 12 and 13 and that part of Lot 7, RIVERSIDE SUBDIVISION, as recorded in Liber 1, Page 191 of Plats, Wayne County Records, described as: Commencing at the Northwest corner of said Lot 7; thence Northeasterly along the Northerly side of said Lot 7, 6.20 feet to the corner; thence Southerly along a straight line 17.01 feet to a point in the West line of said Lot 7; thence Northwesterly along the West line of Lot 7, 15.83 feet to the point of beginning.

Also, that part of Lot 8, RIVERSIDE SUBDIVISION, as recorded in Liber 1, Page 191 of Plats, Wayne County Records, described as: Commencing at the Northwesterly corner of said Lot 8; thence Northeasterly along the Northerly side of said Lot 8, 25.00 feet to the Easterly line of said Lot 8; thence Southeasterly along the Easterly line of said Lot 8, 15.83 feet to a corner; thence Southerly along a straight line 52.27 feet to a point in the West line of said Lot 8; thence Northwesterly along the West line of said Lot 8, 62.05 feet to the point of beginning.

Also, that part of Lot 9, RIVERSIDE SUBDIVISION, as recorded in Liber 1, Page 191 of Plats, Wayne County Records, described as: Commencing at the Northwesterly corner of said Lot 9; thence Northeasterly along the Northerly side of Lot 9, 25.00 feet to the Easterly line of said Lot 9; thence Southeasterly along the Easterly line of said Lot 9, 62.05 feet to a corner; thence Southerly along a straight line 41.03 feet to a point in the West line of said Lot 9; thence Northwesterly along the West line of said Lot 9, 94.78 feet to the point of beginning.

Also, that part of Lot 10, RIVERSIDE SUBDIVISION, as recorded in Liber 1, Page 191 of Plats, Wayne County Record, described as: Commencing at the Northwesterly corner of said Lot 10; thence Northeasterly along the Northerly side of said Lot 10, 25.00 feet to the Easterly line of said Lot 10; thence Southeasterly along the Easterly line of said Lot 10, 94.78 feet to a corner; thence Southerly along straight line 33.65 feet to a point in the West line of said Lot 10; thence Northwesterly along the West line of said Lot 10, 117.28 feet to the point of beginning.

Also all the adjacent vacated East and West alley in the rear thereof.

Also, all the part of Private Claim 47, described as: Beginning at a point in the Easterly line of McKinstry Avenue, located South 28 degrees, 07 minutes, 37 seconds East 11.12 feet from the intersection of the said Easterly line of McKinstry Avenue and the Southerly line of the Wabash Railroad right of way; thence South 28 degrees, 07 minutes, 37 seconds East along the Easterly said side of McKinstry Avenue, 719.24 feet to the Northerly line of an alley; thence North 42 degrees, 22 minutes, 30 seconds East along the Northerly side of said alley, 149.17 feet to the Westerly line of land of Detroit Harbor Terminals, Inc.; thence North 28 degrees, West along the Westerly line of said land Harbor Terminals, Inc., 460.90 feet to a point of curvature; thence Northwesterly on a circular curve to the left having a radius of 320 feet, still along land of Harbor Terminals, Inc., 141.17 feet to a point of compound curvature; thence Northwesterly on a circular curve to the left having a radius of 125 feet, still along land of Harbor Terminals, Inc., 139.62 feet to the point of beginning.

Commonly known as: 235 S. McKinstry St., Detroit, MI 48209

Tax ID No. Ward 14, Item No. 000013|