



# City of Lansing

OFFICE OF THE CITY ATTORNEY

Brig Smith, City Attorney

January 26, 2012

Patrick K. Gillespie  
Marketplace Partners, LLC  
2501 Coolidge Road  
Suite 501  
East Lansing, MI 48823

Re: Marketplace - Consent to Sale of Property

Dear Mr. Gillespie:

As you are aware, Marketplace Partners, LLC is a key component to the success of the recently announced casino project in downtown Lansing. The City acknowledges your written request to forebear from the "commencement of construction" of the mixed-use buildings pursuant to the Marketplace Development Agreement (the "Agreement") in an effort to accommodate the development of the casino project. As such, it is the City's position at this time that the deadline is extended for Marketplace Partners, LLC to begin "commencement of construction," as defined and contemplated in the Agreement, for a period not to exceed June 1, 2014. However, if the casino project fails or the development agreement relative to the casino project is terminated, for any reason, Marketplace Partners, LLC shall begin "commencement of construction," as defined and required by the Agreement, within three hundred sixty-five (365) days from date the City provides written notification of such termination or project failure.

In addition, and pursuant to Section 602 of the Agreement, this letter shall serve as the City's approval to transfer a portion of property owned by Marketplace Partners, LLC to Lansing Future, LLC that is necessary to facilitate the relocation of Museum Drive, as more specifically described in the casino project development agreement, which you have reviewed, on such terms as Marketplace Partners, LLC and Lansing Future, LLC may agree. If Marketplace Partners, LLC and Lansing Future, LLC are unable to reach an agreement relative to the transfer of the property within the deadlines prescribed by the casino project development agreement, Marketplace Partners, LLC shall begin "commencement of construction," as defined and required by the Agreement, on or before January 1, 2013.

RECEIVED  
JAN 27 2012  
5:35  
CITY CLERK

If you have any questions please do not hesitate to contact me.

Sincerely,



Brigham Smith

BCS/mjp