

Date May 6, 2024

**RESOLUTION AUTHORIZING RELEASE OF JUDGMENT LIEN
(1520 ROYER STREET)**

WHEREAS, the City of Des Moines filed a lawsuit (Case No. EQCE086538) and obtained a judgment in 2020 against the owner and property at 1520 Royer Street in the amount of \$31,935.80, in relation to a nuisance abatement action; and,

WHEREAS, on March 14, 2024, the Greater Des Moines Habitat for Humanity (“Habitat”) negotiated with the owner, Gregory Chase to purchase 1520 Royer; and

WHEREAS, Habitat intends to build a new house on the property to sell to a qualified low-income home buyer; and

WHEREAS, the City has a lien for \$31,935.80 against the owner and the property; and

WHEREAS, Habitat has requested that the City fully release and satisfy this judgment lien; and

WHEREAS, the City’s Neighborhood Services Department staff have reviewed the requested judgment lien release and have determined that it would be in the City’s best interest to release and satisfy the above-listed judgment lien to allow for redevelopment of 1520 Royer Street by Habitat.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Des Moines, Iowa, that:

Upon the recording of a Deed conveying the real estate commonly known as 1520 Royer Street, Des Moines, Iowa, to the Greater Des Moines Habitat for Humanity, Inc., the City of Des Moines will fully waive the amount due to the City as a result of the judgment entered in EQCE086538, it will release the owner Gregory Chase from liability pursuant to said judgment, and the City will file a satisfaction with the Polk County, Iowa, District Court Clerk so that the property can be transferred to the Greater Des Moines Habitat for Humanity for redevelopment under its Habitat Home Ownership Program.

BE IT FURTHER RESOLVED THAT:

The City of Des Moines Legal Department is authorized and directed to execute as appropriate, the release of a judgment lien as described above for 1520 Royer Street, Des Moines, Iowa.

(Council Communication No. 24- 176)

Moved by _____ to adopt.

Second by _____.



Roll Call Number

Agenda Item Number

37

Date May 6, 2024

Form Approved:

Carol J. Moser
Deputy City Attorney

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
BOESEN				
SIMONSON				
VOSS				
COLEMAN				
WESTERGAARD				
MANDELBAUM				
GATTO				
TOTAL				
MOTION CARRIED			APPROVED	
_____ Mayor				

CERTIFICATE

I, LAURA BAUMGARTNER, City Clerk of said City hereby certify that at a meeting of the City Council of said City of Des Moines, held on the above date, among other proceedings the above was adopted.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my seal the day and year first above written.

_____ City Clerk