

**OFFICE OF THE CITY MANAGER  
DES MOINES, IOWA**

**CITY COUNCIL COMMUNICATION 96-269  
JUNE 24, 1996 AGENDA**

SUBJECT:	TYPE:	SUBMITTED BY:
DELETION OF ASSESSMENTS FOR 1701 9TH STREET	◆ RESOLUTION ORDINANCE RECEIVE/FILE	HAROLD E. SMITH CITY ENGINEER

**SYNOPSIS —**

Council authorization is requested to delete the BHNAC assessment against 1701 9th Street Certificate No. 00-03940 (District/Parcel 8/5315).

**FISCAL IMPACT —**

Cost for this demolition was funded by Abandoned Houses Account Fund 343640. If assessment is deleted, no revenue will be received to offset this expenditure.

**RECOMMENDATION —**

Authorize Assessment Clerk to delete special assessment lien against 1701 9th Street for demolition in the amount of \$6,100.45, Certificate No. 00-3940 (District/Parcel 8/5315).

**BACKGROUND —**

This property was demolished under a Board of Health Nuisance Abatement action. The cost for properties demolished under this action are either assessed against the property or a personal judgment is obtained. This demolition cost was to be assessed against the property. Assessments cannot be certified until the entire demolition contract is completed.

In this case during the interim period, between the commencement of demolition and completion of the assessment schedule, the County took title to the property for non-payment of previous taxes, and in turn, sold the property to place it back on the tax rolls. Therefore, once the assessment was certified, the property had been conveyed to the new owner prior to the certification of the \$6,100.45 demolition assessment. Had the assessment been certified against the property while the County had title, the County simply would have abated the assessment, in order to market the property to place it back on the tax rolls. In which case, the City still would not have been able to collect any of this assessment.

As this assessment was certified after the County had conveyed the property to new owners, only the City can delete the assessment in order for the County to convey the property free of assessments.

If the City does not delete the assessment, it is likely the new owner will just let the property return to County ownership, the property would be removed from the tax rolls, and eventually, the County would then have to abate the assessment order to market the property to place it back on tax rolls.

Therefore, in all likelihood, the City never would be able to collect this assessment as the assessment exceeds the value of the property, and it would never be paid but just returned to the County for failure to pay taxes and assessments.