

.....  
Date..... February 26, 2007

RESOLUTION APPROVING LATE FILED TAX ABATEMENT  
APPLICATION FOR IMPROVEMENTS COMPLETED IN 1999  
( 1245 11<sup>th</sup> Street )

WHEREAS, the Iowa Urban Revitalization Act, Chapter 404, Code of Iowa (the "Act"), provides for partial exemption from property tax for the actual value added by improvements to property located in a designated Urban Revitalization Area which are consistent with the Urban Revitalization Plan for such Area; and

WHEREAS, the Act provides that persons making improvements must apply to the City Council for tax abatement, and the City Council shall approve the application by resolution, subject to review by the County Assessor, if it finds (a) the project is located in a designated Urban Revitalization Area; (b) the project is in conformance with the Urban Revitalization Plan for such area; and (c) the improvements were made during the time the area was so designated; and

WHEREAS, pursuant to the Act, the Des Moines City Council passed Ordinance No. 11,026 designating the entire area within the corporate boundaries of the City of Des Moines on July 6, 1987, as a revitalization area (the "City-wide Urban Revitalization Area"); and

WHEREAS, on September 28, 1987, by Roll Call No. 87-4009, the Des Moines City Council approved the Urban Revitalization Plan for the City-wide Urban Revitalization Area which Plan, among other things, specifies the types of improvements eligible for tax abatement; and

WHEREAS, the attached application is for value added by eligible improvements to 1245 11<sup>th</sup> Street completed in calendar year 1999, and the application was submitted after the expiration of the two year grace period and between February 1, 2006, and February 1, 2007; and

WHEREAS, the applicant requests that the City accept the late filed application due to special circumstances as outlined in the attached letter; and

WHEREAS, Iowa Code § 404.4 provides that any application for tax abatement not filed within the two-year grace period can be approved if "upon the request of the owner at any time, the governing body of the city ... provides by resolution that the owner may file an application by February 1 of any other assessment year selected by the governing body in which case the exemption is allowed for the number of years remaining in the exemption schedule selected."

WHEREAS, the attached application has been received, reviewed and recommended for approval by City staff, for the number of years remaining on the 10-year 100% exemption schedule.

( continued )

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Date February 26, 2007

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

- 1) The attached application for tax abatement for improvements to 1245 - 11th Street is hereby received.
- 2) The following findings are hereby adopted:
  - a) The attached application is for the value added by improvements to 1245 - 11th Street completed in calendar year 1999.
  - b) The application was filed between February 1, 2006 and February 1, 2007.
  - c) The application is for a project located in the City-wide Urban Revitalization Area; the project is in conformance with the Urban Revitalization Plan for the City-wide Urban Revitalization Area; and the improvements described in the application were made during the time the Area was so designated.
- 3) The City Council hereby grants an extension of time for the filing of this application, to February 1, 2007.
- 4) The application is hereby approved subject to review by the County Assessor under Section 404.5 of the Act, for the number of years remaining on the 10-year 100% exemption schedule selected by the applicant.
- 5) The City Clerk shall forward a certified copy of this resolution and the attached application to the County Assessor.

( Council Communication No. 07-098 )

MOVED BY \_\_\_\_\_ to adopt.

FORM APPROVED:

*Roger K. Brown*

Roger K. Brown, Assistant City Attorney

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE				
COLEMAN				
HENSLEY				
KIERNAN				
MAHAFFEY				
MEYER				
VLASSIS				
TOTAL				

MOTION CARRIED

APPROVED

.....  
Mayor

**CERTIFICATE**

I, DIANE RAUH, 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

from: Priscilla Giron 17  
Juan Navarro  
1245 11th st  
Des Moines, IA 50314

To: Mr Poorman.

Back in June of 1999, I bought a house  
at 1245 11th st Des moines. I bought it through  
a Rehab program by Neighborhood Housing of Des Moines.

They promised to file my 10 years Tax abatement,  
but they never did, they did not even record me  
on the abstract, I just found this out, because  
I tried to check to see if I had an abatement.

Well, about 4 years or more Kathy Moretz, I  
guess she was the head of NHS at that time.  
She was on the news- because she stole or took  
Hundreds of thousands of dollars from the place,  
she ended in prison and I don't know how many  
more people including their lawyer ended in prison.  
So they never did nothing for me and my family.  
- Please can you help me get my abatement  
now- I can use that help- now that the  
O&P construction took our money for construction  
to our house and disappeared.

- Thanks - Priscilla Giron

TAX 2006 - 00704

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APPLICATION FOR TAX ABATEMENT UNDER THE DES MOINES CITY-WIDE URBAN REVITALIZATION PLAN

This application must be filed with the City by the 1st Working Day in February

ADDRESS OF PROPERTY 1245 11th St

LEGAL DESCRIPTION OF PROPERTY Lots 3 & 4 McHenry Place

TITLE HOLDER OR CONTRACT BUYERS Juan Navarro / Priscilla Giron

ADDRESS OF OWNER (IF DIFFERENT THAN ABOVE)

PHONE NUMBER HOME 515 326-4042 WORK

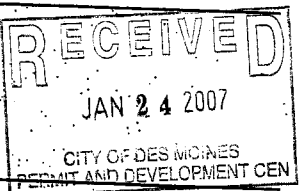
PROPOSED PROPERTY USE WILL THE PROPERTY BE? RESIDENTIAL COMMERCIAL INDUSTRIAL (CIRCLE ONE) WILL THE PROPERTY BE SERVED BY CITY SEWER? RENTAL YES OWNER-OCCUPIED (CIRCLE ONE) NO (CIRCLE ONE)

SPECIFY IMPROVEMENTS Complete kitchen remodel, electrical, plumbing, cabinets, windows, new roof, water heater, furnace

ESTIMATED OR ACTUAL DATE OF COMPLETION 1999

ESTIMATED OR ACTUAL COST OF IMPROVEMENTS 22,000

TAX EXEMPTION SCHEDULE 1 2 3 4A 4B (CIRCLE ONE) (SEE REVERSE SIDE FOR APPLICABLE TAX SCHEDULES)



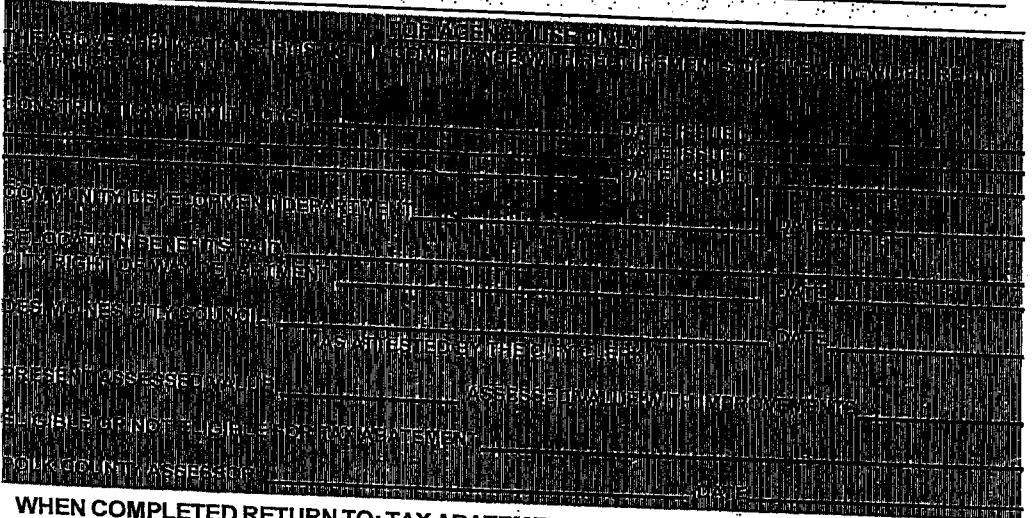
IF RESIDENTIAL RENTAL PROPERTY, COMPLETE THE FOLLOWING NUMBER OF UNITS

TENANTS OCCUPYING THE BUILDING WHEN PURCHASED (OR PRESENT TENANTS IF UNKNOWN) / DATE OF TENANT OCCUPANCY / RELOCATION BENEFITS RECEIVED BY ELIGIBLE TENANTS / ATTACH LIST OF BUILDINGS BEING DEMOLISHED, IF ANY (TO BE CONTINUED ON SEPARATE PAGE IF NECESSARY)

Table with columns: TENANT, DATE OF OCCUPANCY, RELOCATION BENEFITS

I Certify That the above statements are true to the best of my knowledge.

SIGNATURE Priscilla Giron DATE



WHEN COMPLETED RETURN TO: TAX ABATEMENT, PERMIT AND DEVELOPMENT CENTER 602 ROBERT D. RAY DR. (FORMERLY E. 1ST STREET), DES MOINES, IA 50309

FILING THIS APPLICATION DOES NOT CONSTITUTE APPROVAL