

Date May 10, 2010

SET HEARING FOR THE CONVEYANCE OF CITY-OWNED PROPERTY LOCATED AT 1131 28TH STREET TO DENIS MARCHAND FOR \$10,305.36

WHEREAS, on February 28, 2005, by Roll Call No. 05-513, the City Council of the City of Des Moines directed staff to abate the nuisance property located at 1131 28th Street (“Property”); and

WHEREAS, on June 4, 2007, by Roll Call No. 07-1059, the City Council of the City of Des Moines approved a request to the Polk County Treasurer for assignment for 2007 Tax Certificate for 1131 28th Street in order for the City to sell said property for redevelopment of in-fill housing; and

WHEREAS, on March 5, 2010, the Property was conveyed to the City by Tax Sale Deed; and

WHEREAS, Denis Marchand wishes to develop the Property in accordance with City of Des Moines’ requirements, and has offered to the City of Des Moines the purchase price of \$10,305.36 for the purchase of such Property, more specifically described below, which conveyance will be subject to a Declaration of Restrictive Covenants setting forth the City’s development requirements, and which price reflects both the fair market value of the Property as currently estimated by the City’s Real Estate Division as well as the City’s current investment in the Property; and

WHEREAS, there is no known current or future public need for the Property proposed to be sold and the City will not be inconvenienced by the sale of said Property.

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

1. The City Council of the City of Des Moines, Iowa proposes to sell the following described property at 1311 28th Street, more specifically described and for the consideration identified below:

To: Denis Marchand

For: \$10,305.36

Legal Description: Lot 58 in Drake University’s Addition to the City of Des Moines, an Official Plat, all now included in and forming a part of the City of Des Moines, Polk County, Iowa.

2. A public hearing shall be held on May 24, 2010 at 5:00 p.m. in the City Council Chamber, City Hall, 400 Robert D. Ray Drive, Des Moines, Iowa. At that time the City Council will consider the above-described proposal and any other(s) submitted prior to or during the public hearing.

★ **Roll Call Number**

Agenda Item Number

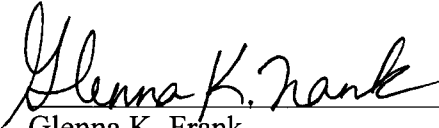
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3. The City Clerk is hereby authorized and directed to publish notice of said proposal and hearing in the form hereto attached, all in accordance with Section 362.3 of the Iowa Code.
4. The proceeds from the sale of this property shall be deposited into the following account: FY 2009-10 Operating Budget, Page 68, Special Revenue Funds, SP060, CDD100400, GE001, LIHTC – Low Income Housing Tax Credit.

Moved by _____ to adopt.

APPROVED AS TO FORM:



 Glenna K. Frank
 Assistant City Attorney

PTW

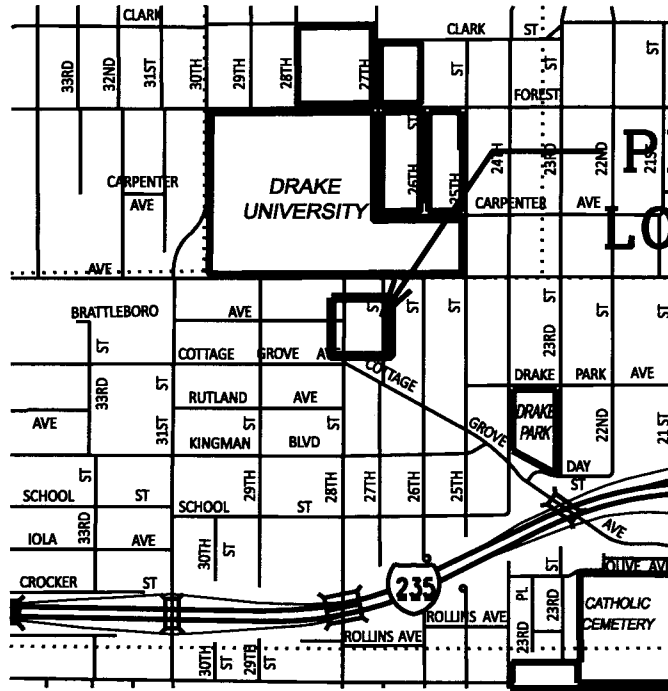
COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE				
COLEMAN				
GRIESS				
HENSLEY				
MAHAFFEY				
MEYER				
MOORE				
TOTAL				
MOTION CARRIED			APPROVED	
_____ Mayor				

CERTIFICATE

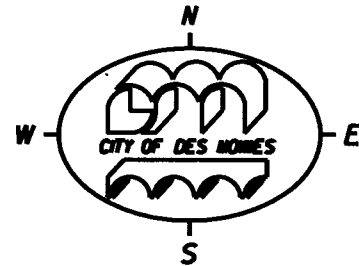
I, DIANE RAUH, City Clerk of said City hereby certify that at a meeting of the City Council of said City of Des Moines, held on the above date, among other proceedings the above was adopted.

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

_____ City Clerk



**PROJECT
LOCATION**



**DISPOSITION OF
1131 28TH STREET
ACTIVITY ID 34-2009-000**