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Date June 13, 2011

WAIVER OF CITY'S SPECIAL ASSESSMENTS AND CITY INSPECTION FEES
TO ALLOW FOR REDEVELOPMENT OF THE PARCELS AT
3132 KINGMAN BOULEVARD AND 1147 27TH STREET

WHEREAS, the real estate at 3132 Kingman Boulevard, more specifically described as follows:

Lot 2, in Subdivision of Block "A" in Replat of Lyon's Park, an Official Plat, all now included in and forming a part of the City of Des Moines, Polk County, Iowa.

contains a vacant structure assessed as residential property in danger of becoming a public nuisance and suitable for redevelopment for housing use; and, the real estate at 1147 27th Street, more specifically described as follows:

Lot 28, Drake University Addition, an Official Plat, all now included in and forming a part of the City of Des Moines, Polk County, Iowa.

is a vacant lot assessed as residential property in danger of becoming a public nuisance and the lot is suitable for redevelopment for housing use (such real estate is hereinafter collectively referred to as the "Parcels"); and,

WHEREAS, the tax sale certificates for the two Parcels described above were acquired by the City pursuant to Iowa Code §446.19A, with the intent that such certificate be assigned to Redeveloper; and,

WHEREAS, the Parcels are both encumbered with liens for substantial amounts of special assessments owed the City as itemized below; and,

WHEREAS, on January 24, 2011, by Roll Call No. 11-0135, the City council approved an *Agreement for Purchase of Real Estate* with Denis Marchand whereby the City agreed to take the necessary steps to acquire tax deeds for the Parcels described above and to convey such Parcels to Denis Marchand free of the special assessments and fees owed the City, and Denis Marchand agreed to pay for a Special Council to represent the City in acquiring the tax deeds and all the associated costs and expenses, and to redevelop such Parcels for residential use; and,

WHEREAS, the Special Council has given notice of expiration of the right of redemption to all owners, lienholders and occupants of the two Parcels, the redemption period has expired, and the City is now able to request that Polk County issue a tax sale deed to the City for both of the Parcels.

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

1. That all the special assessments and fees owed to the City on the two parcels at 3132 Kingman Boulevard and 1147 27th Street, including those specifically itemized below,

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are hereby dismissed and released, and the City Engineering Department is hereby authorized and directed to correct the records at the Polk County Treasurer's Office.

3132 Kingman Boulevard
District/Parcel No. 090/04642-000-000

Type	Schedule	Certificate	Amount
BHNAC (nuisance abatement costs)	2010-02	00-18344-00	703.73
BHNAC	2010-02	00-18346-00	420.00
BHNAC	2011-06	00- 19804-00	184.00
Sewer	2009-07	05-30769-00	23.48
Sewer	2009-11	05-32046-00	23.48
Sewer	2010-02	05-33293-00	23.48
Sewer	2010-06	05-34629-00	23.48
Sewer	2010-11	05-36425-00	23.48
Sewer	2011-01	05-37195-00	18.86
Solid Waste	2009-06	17-40494-00	55.40
Solid Waste	2009-07	17-40804-00	105.80
Solid Waste	2009-08	17-41079-00	55.40
Solid Waste	2009-10	17-41583-00	55.40
Solid Waste	2009-11	17-41910-00	105.80
Solid Waste	2010-01	17-42657-00	105.80
Solid Waste	2010-02	17-43100-00	105.80
Solid Waste	2010-03	17-43477-00	55.40
Solid Waste	2010-05	17-44144-00	55.40
Solid Waste	2010-06	17-44368-00	105.80
Solid Waste	2010-08	17-44982-00	55.40
Solid Waste	2010-09	17-45250-00	55.40
Solid Waste	2010-11	17-46063-00	105.80
Solid Waste	2010-12	17-46416-00	55.40
Solid Waste	2011-01	17-46787-00	105.80
Solid Waste	2011-03	17-47519-00	57.80
Solid Waste	2011-04	17-47857-00	53.00
Storm Water	2009-06	21-50194-00	35.51
Storm Water	2009-07	21-50465-00	66.13
Storm Water	2009-08	21-50699-00	36.62
Storm Water	2009-10	21-51179-00	35.62
Storm Water	2009-11	21-51482-00	66.24
Storm Water	2010-01	21-52186-00	66.24
Storm Water	2010-02	21-52603-00	66.24
Storm Water	2010-03	21-52952-00	35.62

(continued)

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Storm Water	2010-05	21-53618-00	37.94
Storm Water	2010-06	21-53839-00	70.99
Storm Water	2010-08	21-54451-00	38.05
Storm Water	2010-09	21-54729-00	38.05
Storm Water	2010-11	21-55539-00	71.10
Storm Water	2010-12	21-55868-00	38.05
Storm Water	2011-01	21-56266-00	71.10
Storm Water	2011-03	21-56980-00	39.62
Storm Water	2011-04	21-57165-00	36.48

1147 27th Street

District/Parcel No. 030/01370-000-000

Type	Schedule	Certificate	Amount
DEL RENTAL INS (Demolition Costs)	2009-04	29-00357-00	6,183.50
City Inspection Fees			23,944.83

2. The City Clerk is hereby authorized and directed to certify a copy of this roll call to the Polk County Treasurer and to request that the Polk County Treasurer cancel the City's special assessments against the two parcels identified above from the county system.

(Council Communication No. 11- **347**)

MOVED by _____ to adopt

FORM APPROVED:

Roger K. Brown

Roger K. Brown

Assistant City Attorney

C:\Rog\Neighborhood\Tax Sale\Marchand\RC wave assessment 11-06-13.doc

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

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.

Mayor

City Clerk