



Roll Call Number

10.920

Agenda Item Number

38

Date June 14, 2010

RESOLUTION APPROVING AGREEMENTS FOR ASSIGNMENT OF TAX SALE CERTIFICATES TO GREATER DES MOINES HABITAT FOR HUMANITY INC., FOR THE DEVELOPMENT OF LOW TO MODERATE INCOME OWNER OCCUPIED HOUSING

WHEREAS, Iowa Code § 446.19A permits cities to acquire tax sale certificates for vacant lots and for abandoned property assessed as residential property or as commercial multifamily property at a tax sale without paying the taxes then due, to obtain the assignment of outstanding tax sale certificates by payment to the holder in the amount then due to redeem the certificate, and to give notice of expiration of the redemption period upon an expedited schedule, all for the purpose of encouraging the acquisitions and rehabilitation of abandoned dwellings and the development of vacant lots for residential use; and

WHEREAS, the parcels described below have been sold at tax sale for nonpayment of taxes; and

WHEREAS, the City has received an assignment of the tax sale certificate for each of the parcels identified below; and

WHEREAS, Greater Des Moines Habitat for Humanity, Inc., (“Habitat for Humanity”) represented by Lance Henning, Executive Director, has agreed to redevelop certain parcels described below for use for low or moderate income owner-occupied housing if the City will acquire and assign the tax sale certificates for the parcels to them; NOW THEREFORE,

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

1. The Agreements now on file in the Office of the City Clerk between City and Habitat for Humanity whereby the City agrees to assign the tax sale certificates for the parcels described in the accompanying Council Communication in consideration of their undertaking to redevelop the parcels for low and moderate income owner-occupied housing is hereby approved.
2. The Mayor is hereby authorized and directed to sign the Agreements on behalf of the City of Des Moines.
3. Upon execution of each of the Agreements by the parties thereto, the City Manager or his designee, is hereby authorized and directed to seek assignment from Polk county pursuant to Iowa Code § 446.19A of all outstanding tax sale certificates for the parcels identified in such Agreement, the City Manager, or his designee, is hereby

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further authorized and directed to sign the Assignment of such tax sale certificate(s) on behalf of the City of Des Moines as provided in such Agreement.

(City Council Communication No. 10-323)

MOVED BY Hensley TO ADOPT

FORM APPROVED:

[Signature]

Michael F. Kelley Assistant City Attorney

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE	✓			
COLEMAN	✓			
GRIESS	✓			
HENSLEY	✓			
MAHAFFEY	✓			
MEYER	✓			
MOORE	✓			
TOTAL	7			

MOTION CARRIED

APPROVED

T. M. Franklin Council 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.

Diane Rauh City Clerk