

★ **Roll Call Number**

10-1637

**Agenda Item Number**

9 A

**Date** October 11, 2010

APPROVING DELETION OF NAC-EMERGENCY ASSESSMENT  
AT 1312 Fremont St.

WHEREAS, The following NAC-Emergency Order Assessments were accepted and levied by the Des Moines City Council, and a lien was placed on the following property:

| Schedule | Certificate  | Amount | Roll Call # | Acceptance | District/Parcel   | Address          |
|----------|--------------|--------|-------------|------------|-------------------|------------------|
| 2010-02  | 00-18378-000 | 564.37 | 10-095      | 1/25/2010  | 040/04757-000-000 | 1312 Fremont St. |

and

WHEREAS, the property has transferred ownership and the previous owner to whom the nuisance abatement was originally assessed no longer owns the property. The Community Development Department will seek restitution through a personal judgement against the property owner at the time of the nuisance abatement, therefore the Community Development Department requests that the special assessment be deleted against said property so the new owner is not responsible to pay said special assessment.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF DES MOINES, IOWA: That said special assessments listed above be deleted and that the Engineering Department is hereby authorized and directed to correct the records at the Polk County Treasurer's office, and

BE IT FURTHER RESOLVED: That the City Clerk is hereby authorized and directed to certify a copy of the roll call to the Polk County Treasurer of said correction.  
Activity ID 20-2010-001

Moved by Hensley to adopt.

FORM APPROVED: Kathleen Vanderpool  
Kathleen Vanderpool  
Deputy City Attorney

*JFB*

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

MOTION CARRIED

APPROVED

T. M. Franklin 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