



**Roll Call Number**

11-1000

**Agenda Item Number**

34

**Date** June 13, 2011

**RESOLUTION AUTHORIZING CITY MANAGER TO REMOVE REQUESTED  
PROPERTIES FROM THE POLK COUNTY TAX CERTIFICATE SALE FOR FUTURE  
DEVELOPMENT FOR HOUSING**

WHEREAS, Iowa Code 446.19A permits cities to acquire tax sale certificates for abandoned property assessed as residential property or as commercial multifamily property or vacant residential lots at a tax sale without paying the taxes then due, to obtain the assignment of outstanding tax sale certificates by payment to the holder 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 acquisition and rehabilitation of abandoned dwellings and lots; and,

WHEREAS, during the 2005 Iowa General Assembly legislative session, Iowa Code §446.19A was amended to permit cities to acquire tax sale certificates for vacant lots assessed as residential property for the purpose of encouraging development of housing; and

WHEREAS, the parcels described below are abandoned and assessed as residential property; and

WHEREAS, the property at 1101 26<sup>th</sup> Street has not had a valid rental certificate since January 2006, and

WHEREAS, the property located at 1520 32<sup>nd</sup> Street has not been occupied since 2005; and

WHEREAS, by Roll Call 10-921 on June 14,, 2010 the City Council, acting as the Board of Health, acted to request Court Authority to abate the fire-damaged public nuisance at 1161 22<sup>nd</sup> Street; and

WHEREAS, the property at 1107 24<sup>th</sup> Street's rental certificate expired in May 2010, and the property has failed several rental inspections and the property is current vacant; and

WHEREAS, the property at 1026 24<sup>th</sup> Street was vacated in early 2011 due to housing code violations; and

WHEREAS, the property at 1016 24<sup>th</sup> Street was vacated in April 2011 due to housing code violations; and

WHEREAS, all of these properties are suitable for rehabilitation or redevelopment of housing for low to moderate income resident; and



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

1. The City Manager is authorized and directed to sign an affidavit to the Polk County Treasurer requesting that the 2011 tax sale certificates for the parcels described below be assigned to the City of Des Moines for development as housing owner-occupied housing

Address:	1101 26 <sup>th</sup> Street
District/Parcel No.:	030/01432-000
Legal:	Lot 28 Drake University 2 <sup>nd</sup> Addition, all now included in and forming a part of the City of Des Moines, Polk County, Iowa

Address:	1520 32 <sup>nd</sup> Street
District/Parcel No.:	100/09562-000-000
Legal:	Lots 8 & 9 Block 3 Merritt & Fischers Park, all now included in and forming a part of the City of Des Moines, Polk County, Iowa

Address:	1161 22 <sup>nd</sup> Street
District/Parcel No.:	030/00937-024-000
Legal:	Lot 24 Cottage Grove Replat, all now included in and forming a part of the City of Des Moines, Polk County, Iowa.

Address:	1107 24 <sup>th</sup> Street
District/Parcel No.:	030/01491-000-000
Legal:	S 35F N 75 F Lots 48 & 49 Drake University 3 <sup>rd</sup> Addition, all now included in and forming a part of the City of Des Moines, Polk County, Iowa

Address:	1026 24 <sup>th</sup> Street
District/Parcel No.:	030/04892-001-000
Legal:	East 1/2 Vacant N/S ALLEY ROW West & Adjacent South 50Feet Lot 162 & East 1/2 Vacant North/South ALLEY ROW West & Adjacent Lot 163 & South 5/6 Lot 162 & ALL Lot 163 University Land Cos 1 <sup>st</sup> Addition, all now included in and forming a part of the City of Des Moines, Polk County, Iowa.

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Address: 1016 24<sup>th</sup> Street  
 District/Parcel No.: 030/04894-000-000  
 Legal: Lot 164 & North 10 feet Lot 165 University Land Cos 1<sup>st</sup>  
 addition, all now included in and forming a part of the City  
 of Des Moines, Polk County, Iowa

(City Council Communication No. 11- 369 )

MOVED BY Moore TO ADOPT

FORM APPROVED:

  
 Michael F. Kelley  
 Assistant City Attorney

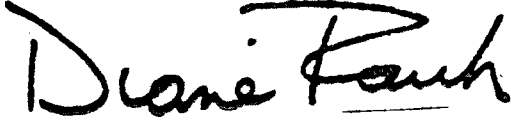
COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE	✓			
COLEMAN	✓			
GRIESS	✓			
HENSLEY	✓			
MAHAFFEY	✓			
MEYER	✓			
MOORE	✓			
TOTAL	7			

MOTION CARRIED 7 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.

  
 City Clerk