



Roll Call Number

12-1393

Agenda Item Number

M.H.G.B. - 3

Date September 10, 2012

AUTHORIZING NEGOTIATIONS AND APPROVING CONVEYANCE
BY THE DES MOINES MUNICIPAL HOUSING AGENCY TO
DERRICK HUFFEY FOR THE DISPOSITION SALES OF 1533 E JEFFERSON AVENUE
AND 1325 COLLEGE AVENUE, DES MOINES, IOWA

WHEREAS, on August 19, 2003, the U.S. Department of Housing and Urban Development (HUD) approved the Des Moines Municipal Housing Agency's (DMMHA) application for disposition of 394 scattered site units; and

WHEREAS, the properties locally known as 1533 E. Jefferson Avenue and 1325 College Avenue (Properties) were offered for sale pursuant the procedures authorized by MHGB on October 6, 2003 by Roll Call 03-2267; and

WHEREAS, Derrick Huffey (Buyer) submitted the highest responsible bids in the amounts of \$23,265.00 for 1533 E. Jefferson Avenue and \$11,565.00 for 1325 College Avenue, along with evidence of financial capacity to pay said amounts; and

WHEREAS, an Offer to Buy Real Estate and Acceptance, a Special Warranty Deed, and Groundwater Hazard Statement have been prepared for each property; and

WHEREAS, pursuant to Section 403A.3(9) of the Code of Iowa, the requirements of Section 364.7 of said Code do not apply to the City when exercising its municipal housing powers for the sale of real property.

NOW, THEREFORE, BE IT RESOLVED by the Municipal Housing Governing Board, that the Offer to Buy Real Estate and Acceptance, Special Warranty Deed, and other closing documents are hereby approved conveying title to the Property to the Buyer, and subject to final approval by the Legal Department of all documents, the Mayor is authorized to execute the Special Warranty Deed, and the City Clerk to attest to his signature and to return the original documents along with a certified copy of this resolution to the Legal Department.

BE IT FURTHER RESOLVED that the City Manager or his designee is hereby authorized to execute all other related documents on behalf of the City, subject to final approval of the documents by the Legal Department and execution of the documents by the purchaser.

BE IT FURTHER RESOLVED that staff is directed to proceed to closing on both properties in accordance with normal real estate practices.

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(Board Communication No. 12-474)

Moved by Griess to adopt.

Approved as to form:

Glenna K. Frank
 Glenna K. Frank
 Assistant City Attorney

M.H.G.B. 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 of Des Moines, Municipal Housing Agency Governing Board, 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