

Date November 7, 2011

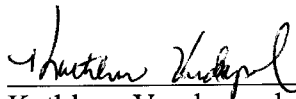
An Ordinance entitled, "AN ORDINANCE to amend the Municipal Code of the City of Des Moines, Iowa, 2000, adopted by Ordinance No. 13,827, passed June 5, 2000, as heretofore amended, by amending Section 118-159, relating to delegating authority to correct sewer, solid waste and/or stormwater liens and assessment schedules",

presented.

Moved by _____ that this ordinance be considered and given first vote for passage.

FORM APPROVED:

(First of three required readings)


Kathleen Vanderpool
Deputy City Attorney

(Council Communication No. 11-688)

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

MOTION CARRIED

APPROVED

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

ORDINANCE NO. _____

AN ORDINANCE to amend the Municipal Code of the City of Des Moines, Iowa, 2000, adopted by Ordinance No. 13,827, passed June 5, 2000, as heretofore amended, by amending Section 118-159, relating to delegating authority to correct sewer, solid waste and/or stormwater liens and assessment schedules.

Be It Ordained by the City Council of the City of Des Moines, Iowa:

Section 1. That the Municipal Code of the City of Des Moines, Iowa, 2000, adopted by Ordinance No. 13,827, passed June 5, 2000, as heretofore amended, is hereby amended by amending Section 118-159 relating to delegating authority to correct liens and assessment schedules, as follows:

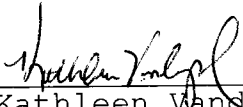
Sec. 118-159. Collection procedures; discontinuance of water service; tax lien.

- (g) If full payment of all charges billed in a combined service active account billing statement, including late payment charges, is not received within 117 days after the billing date, the water works shall prepare an assessment schedule, as the city's billing and collection agent, listing such unpaid charges therein. If full payment of all charges billed in a combined service final account billing statement, including late payment charges, is not received within 90 days after the billing date, the water works shall prepare an assessment schedule, as the city's billing and collection agent, listing such unpaid charges therein. A \$5.00 administrative processing fee shall be charged to each delinquent account at the time it is included in the assessment schedule, which amount shall be separately identified on the assessment schedule and included in the amount being assessed. The water works shall prepare an assessment schedule at least once each month, listing all delinquent sewer, solid waste collection, and stormwater management service charges, and late payment charges, which accrued in the prior month or since the last assessment schedule was certified. Each such assessment schedule shall also identify each delinquent charge by name of the account holder in whose name the delinquent rates or charges were incurred, shall identify each property for which the sewer, solid waste collection, and/or stormwater management service

charge is delinquent, and shall show the delinquent charges and the administrative processing fee to be assessed against each such property owned or rented by the delinquent account holder, unless said property is exempt as a residential rental property as described above. The treasurer of water works is hereby delegated the authority, on behalf of the city, to certify and file each such assessment schedule with the county treasurer for filing of liens against the properties in the amounts shown thereon as provided in I.C. § 384.84. The treasurer of water works is hereby delegated the authority to correct sewer, solid waste and/or stormwater liens placed in error, to make corrections required by Polk County due to district or parcel identification issues and to correct assessment schedules when liens are not authorized by statute to be placed or where payment has been made. The water works treasurer will provide a monthly report to the city finance director of any assessment schedule corrections made to the Polk County treasurer.

Section 2. This ordinance shall be in full force and effect from and after its passage and publication as provided by law.

FORM APPROVED:



Kathleen Vanderpool
Assistant City Attorney