

CITY OF DES MOINES, IOWA
Office of Legal
Community Development Department

TO: Mayor and Council Members
Phil Delafield, Acting Director
Community Development

DATE: October 18, 2012

FROM: Cheryl Tillinghast
Legal Assistant

SUBJECT: Board of Health
October 22, 2012

AUTHORIZING:

1. The Legal Department to proceed with court action for authority to abate the public nuisances at the following locations:

(A) 318 E. Holcomb Avenue, main structure and garage structure. Titleholder: Robert W. Tavenner; Contract Buyers: Paul Fausett (deceased) and Peggy Fausett (deceased) and All Known and Unknown Heirs to Paul Fausett and Peggy Fausett including Dena Freeman a/ka/ Dena M. Taylor, Heir; Bobbi Jo Fausett, Heir; and Paul E. Fausett, Heir

06/29/2010 The structures were inspected and found to be a public nuisance. Interior pictures were taken at this time.

08/30/2010 The Public Nuisance Notice was served on Paul Fausett, Heir to Contract Buyer Paul E. Fausett

09/23/2010 The Public Nuisance Notice was served on Dena Freeman a/ka Dena Taylor and Bobbi Jo Fausett, Heirs to Contract Buyer Paul E. Fausett

09/16/2011 After months of diligent search, it was determined that the titleholder could not be located and the property was posted for publication.

01/10/2012 The notice was sent to publication by the Business Record and was to be printed on 01/20/2012, but it was discovered by the legal department that the publication was not printed as scheduled.

04/13/2012 The notice was published in the Business Record for Titleholder Robert W. Tavenner.

10/17/2012 The property was re-inspected and found to remain a public nuisance. Inspector reports no permits have been requested and no progress toward abatement.

(B) 3023 E 13th Street, main structure, Titleholder: Joan Shrader; Mortgage Holder: National City Mortgage Company d/b/a Commonwealth United Mortgage Company

04/04/2012 The main structure was inspected and found to be a public nuisance. Interior pictures were taken at this time.

05/15/2012 The Public Nuisance Notice was served on Titleholder Joan Shrader.

07/19/2012 The Public Nuisance Notice was served on Mortgage Holder National City Mortgage Company d/b/a Commonwealth United Mortgage Company

10/17/2012 The property was re-inspected and found to remain a public nuisance. Inspector reports no permits have been requested and no progress toward abatement.

cc: Jeff Lester
Vicky Long Hill
Steve Gunson
Su Donovan