

Date February 11, 2019

RESOLUTION LEVYING ASSESSMENTS FOR FEES, FINES, PENALTIES, COSTS AND INTEREST IMPOSED IN THE ENFORCEMENT OF THE NEIGHBORHOOD INSPECTION RENTAL CODE AND PROVIDING FOR THE PAYMENT THEREOF
(Schedule No. 2019-02, Activity ID 20-1111-000)

WHEREAS, the fees, fines, penalties, costs and interest itemized in the accompanying schedule have been imposed by the City upon the owners of rental property in the enforcement of the Neighborhood Inspection Rental Code; and,

WHEREAS, each of the owners of the rental property listed in the accompanying schedule have been given notice of the following:

- The amount due from them for the fees, fines, penalties, costs and interest identified in such schedule;
- Their right to appeal the calculation of the amounts due, and the process to make such appeal;
- That if the total amount due from them was not paid within thirty days of when due, or in the event of a timely appeal if not paid within 10 business days of final action on that appeal by the Housing Appeals Board, then:
 - The owner will be charged a late payment penalty in the amount of \$25.00;
 - Interest shall thereafter accrue on the unpaid balance at the rate of 1.5% per month; and,
 - That the City may certify the unpaid balance, accrued interest and late payment penalty to the County Treasurer for collection against the rental property in the same manner as a property tax; and,

WHEREAS, more than 30 days has expired from the date each of the fees, fines, penalties, and costs itemized in the accompanying schedule were originally due, and more than 10 business days has expired from the date of final action by the Housing Appeals Board on any appeals that were timely taken from the calculation of the amounts due; and,

WHEREAS, the fees, fines, penalties, costs and interest itemized in the accompanying schedule remain unpaid; and,

WHEREAS, the City Council of the City of Des Moines desires to exercise the authority granted to it by Iowa Code §364.17 to certify the fees, fines, penalties, costs and interest itemized in the accompanying schedule as a lien against the rental property for collection in the same manner as a property tax; NOW THEREFORE,

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

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Date February 11, 2019

1. That the accompanying *Schedule of Fees, Fines, Penalties, Costs and Interest Imposed in the Enforcement of the Neighborhood Inspection Rental Code, Schedule No. 2019-02, Activity ID 20-1111-000*, is hereby approved, confirmed and adopted with the amounts shown thereof assessed and levied against each property for collection in the same manner as a property tax.

2. That such assessments shall be payable in one installment; shall bear interest at 9.0% per annum which is the maximum rate allowed by Iowa Code Chapter §74A; the one installment of each assessment shall become due and payable on July 1, 2019, and shall be paid at the same time and in the same manner as the September semiannual payment of ordinary taxes. However, said assessment shall be payable at the office of the County Treasurer of Polk County, Iowa, in full or in part and without interest within thirty days after the first date of publication of the Notice of Filing of Schedule.

3. The City Clerk is hereby authorized and directed to certify the accompanying schedule to the County Treasurer of Polk County, Iowa, and to publish the accompanying Notice of Filing of Schedule once each week for two consecutive weeks in the Des Moines Register. The first publication of said Notice shall be made within fifteen days after the date of such certification. On or before the second publication of the Notice the Community Development Department, under the direction of the City Clerk, shall send a copy of the Notice by mail to each property owner whose property is subject to assessment, as shown by the records in the office of the county auditor, all as provided and directed by Iowa Code Section 384.60.

Moved by _____ to adopt.

FORM APPROVED: Roger K. Brown
 Roger K. Brown
 Assistant City Attorney

SLN

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE				
BOESEN				
COLEMAN				
GATTO				
GRAY				
MANDELBAUM				
WESTERGAARD				
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

ASSESSMENT SCHEDULE NO: 2019-02

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Emergency: Rental Inspection

DESCRIPTION OF PROPERTY	CERTIFICATE NUMBER	PROPERTY ADDRESS OWNERS NAME	DATE AND TYPE	COST	INCID	TO BE ASSESSED
030/00439-000-000 LOT 8 T E BROWNS 2ND ADD	29-02276-00	686 19TH ST T - SHERWOOD INVESTMENTS LLC,	12/12/2018 Rental Inspection	\$326.00	\$35.00 \$35.00	\$361.00
040/04475-000-000 S 50 F LOTS 10-11 & 12 BLK 15 STEWARTS ADDITION	29-02278-00	913 E 12TH ST T - PLECAS (TRUSTEE), SAMUEL J T - PLECAS (TRUSTEE), REIKE T T - BARBARA J PLECAS REVOCABLE TRUST,	12/12/2018 Rental Inspection	\$203.50	\$35.00 \$35.00	\$238.50
050/00934-000-000 LOT 30 BLK 1 ELLIOTTS ADDITION	29-02279-00	522 E 30TH ST T - KARAIDOS, RANDY T - JONES, LINDA C - JONES, LINDA C - KARAIDOS, RANDY	12/12/2018 Rental Inspection	\$112.50	\$35.00 \$35.00	\$147.50
110/05557-000-000 LOT 220 UNION ADDITION	29-02280-00	1714 E 14TH ST T - STONEHOCKER, ROBERT C - STONEHOCKER, ROBERT	12/12/2018 Rental Inspection	\$112.50	\$35.00 \$35.00	\$147.50
110/01734-000-000 LOT 29 DEL-MAR PLACE	29-02281-00	1429 WILSON AVE T - KEPHART-MCCULLEY, MARSHA A	12/12/2018 Rental Inspection	\$148.50	\$35.00 \$35.00	\$183.50
070/03383-000-000 LOT 24 BLK 1 NORTHEAST HIGHLAND PARK	29-02282-00	4000 CORNELL ST T - CONN, DAVID R T - CONN, JANE A	12/12/2018 Rental Inspection	\$167.50	\$35.00 \$35.00	\$202.50
060/05856-000-000 LOT 301 GRAYS WOODS	29-02283-00	1278 E 36TH CT T - MASSMAN, ERIN L	12/12/2018 Rental Inspection	\$167.50	\$35.00 \$35.00	\$202.50
110/04033-000-000 LOT 24 MECHANICS ADD	29-02284-00	2608 E 16TH ST T - JOHNSON, SHONDESS T - JOHNSON, MEOKA	12/12/2018 Rental Inspection	\$112.50	\$35.00 \$35.00	\$147.50
070/05016-000-000 LOT 46 SOUTH OAK PARK	29-02285-00	1411 OAK PARK AVE T - LUTZ, DONNA L T - COWGER, BRADLEY	12/12/2018 Rental Inspection	\$138.50	\$35.00 \$35.00	\$173.50

ASSESSMENT SCHEDULE NO: 2019-02

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Emergency: Rental Inspection

DESCRIPTION OF PROPERTY	CERTIFICATE NUMBER	PROPERTY ADDRESS OWNERS NAME	DATE AND TYPE	COST	INCID	TO BE ASSESSED
100/07471-000-000 W 140 F S 66 F LOT 13 KINGMAN ACRES	29-02286-00	3121 52ND ST T - STUBBS, SHARON K T - KCRB PROPERTIES LLC,	01/09/2019 Rental Inspection	\$136.00	\$35.00 \$35.00	\$171.00
080/05865-000-000 S 50 F LOTS 1 & 2 ROSS ADD TO INGLE WOLD	29-02287-00	1814 16TH ST T - BBT RENTALS LLC,	01/09/2019 Rental Inspection	\$693.50	\$35.00 \$35.00	\$728.50
090/03777-000-000 LOT 184 KINGMAN PLACE	29-02288-00	2831 KINGMAN BLVD T - BOWER, DANIELLE M T - BOWER, ANTHONY J	01/09/2019 Rental Inspection	\$148.50	\$35.00 \$35.00	\$183.50
100/12285-000-000 LOT 31 URBANDALE HEIGHTS	29-02289-00	2920 48TH ST T - PORCH SWING PROPERTIES LLC, T - SABLE, JACOB W	01/09/2018 Rental Inspection	\$148.50	\$35.00 \$35.00	\$183.50
030/04537-001-000 7F S OF & ADJ & LT 1 OP LT 11 OP NW1/4 NW1/4 SEC 4-78-24; AND LT 12 SAUCERMAN & ENGLISH ADD	29-02290-00	1050 13TH ST T - DENISE, CODY T - JACD-S INC,	01/09/2019 Rental Inspection	\$233.00	\$35.00 \$35.00	\$268.00
030/03687-001-000 N 20F LT 35 & ALL LTS 36 & 37 & S 5F LT 38 MYERLYS ADDITION	29-02291-00	1125 18TH ST T - SCOTT, NATHAN T - SCOTT, LAURA	01/09/2019 Rental Inspection	\$243.50	\$35.00 \$35.00	\$278.50
080/06782-000-000 E 111.3 FT LOT 369 UNIVERSITY LAND COS 2ND ADDITION	29-02292-00	1238 22ND ST T - SEGURA, RICARDO C - QUINN, LINDA J	01/09/2019 Rental Inspection	\$148.50	\$35.00 \$35.00	\$183.50
080/02620-000-000 LOT 1 GODDARD COURT	29-02293-00	1415 GODDARD CT T - SPARBOE, GARTH D	01/09/2019 Rental Inspection	\$222.50	\$35.00 \$35.00	\$257.50
100/08727-000-000 LOT 23 LOOKOUT HEIGHTS PLAT 2	29-02294-00	5901 FRANKLIN AVE T - KARAIIDOS, RANDY G	01/09/2019 Rental Inspection	\$193.50	\$35.00 \$35.00	\$228.50
100/12733-000-000 E 125 F LOT 52 WAY'S HIGHLAND GARDENS PLAT NO 2	29-02295-00	3900 38TH ST T - MINER, MARTIN J C - BACH, KATHERINE Z	01/09/2019 Rental Inspection	\$162.00	\$35.00 \$35.00	\$197.00

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Emergency: Rental Inspection

DESCRIPTION OF PROPERTY	CERTIFICATE NUMBER	PROPERTY ADDRESS OWNERS NAME	DATE AND TYPE	COST	INCID	TO BE ASSESSED
090/03504-000-000 E 38.33 F N 160 F LOT 4 & W 42 F N 160 F LOT 5 KINGMAN ESTATE	29-02296-00	2842 KINGMAN BLVD T - OUTKA, ANN E	01/09/2019 Rental Inspection	\$136.00	\$35.00 \$35.00	\$171.00
090/00727-000-000 7 F E OF & ADJ & LOT 75 BRYN MAWR HEIGHTS	29-02297-00	821 40TH PL T - GOMEZ, RANDY T - GOMEZ, JOSEPHINE	01/09/2019 Rental Inspection	\$148.50	\$35.00 \$35.00	\$183.50
TOTALS				\$4,103.00	\$735.00	\$4,838.00