

Date May 10, 2021

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. 2021-05, 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,

Date May 10, 2021

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

1. That the accompanying *Schedule of Fees, Fines, Penalties, Costs and Interest Imposed in the Enforcement of the Neighborhood Inspection Rental Code, Schedule No. 2021-05, 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, 2022, 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: Judy K. Parks-Kruse
 Judy K. Parks-Kruse
 Assistant City Attorney I

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

MOTION CARRIED APPROVED

 Mayor

CERTIFICATE

I, P. Kay Cmelik, 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: 2021-05

PAGE 1
 DATE 04/21/2021
 TIME 11:37:01

Emergency: Rental Inspection

DESCRIPTION OF PROPERTY	CERTIFICATE NUMBER	PROPERTY ADDRESS OWNERS NAME	DATE AND TYPE	COST	INCID	TO BE ASSESSED
120/02979-000-000 7824-21-353-037- Rental LT 77 & E 15 F LT 78 LAWN ARBOR PLACE	29-02636-00	1205 MCKINLEY AVE T - APARTMENTS BY ELLINGSON LLC, C - ROBBINS PROPERTIES LLC,	11/11/2020 Rental Inspection	\$217.00	\$35.00 \$35.00	\$252.00
010/03529-001-000 7824-16-407-039- Rental -EX S 25F- E 1/2 S 1/2 LT 20 MORRIS PLACE	29-02637-00	521 BROAD ST T - APARTMENTS BY ELLINGSON LLC, C - ROBBINS PROPERTIES LLC,	11/11/2020 Rental Inspection	\$207.00	\$35.00 \$35.00	\$242.00
120/01369-083-000 7824-23-430-904- Rental 14 X 24 GARAGE ON LEASED LAND BNG -EX E 649F NE 1/4- E 50A N 1/2 SE 1/4 SEC 23-78-24; AND BEG SE COR THN W TO SW COR NW 874.85F E 228.51F S 100.15F E 462F N 149.82F E TO NE COR S TO POB LT 57 EWING PARK PLACE	29-02638-00	4141 HAMPTON CIR 126 T - YES HOMESALES EXP LLC,	02/10/2021 Rental Inspection	\$138.50	\$35.00 \$35.00	\$173.50
120/01369-003-002 7824-23-426-040- Rental -EX E 649F NE 1/4- E 50A N 1/2 SE 1/4 SEC 23-78-24; AND -EX BEG SW COR LOT 57 NW 877.26F E 7.62F SE 836.84F SE 41.41F TO PT ON S LN W 9.14F TO POB- BEG SE COR THN W TO SW COR NW 874.85F E 228.51F S 100.15F E 462F N 149.82F E TO NE COR S TO POB LT 57 EWING	29-02639-00	4141 WINDSOR PL LOT 78 T - YES COMPANIES EXP KEY LLC,	02/10/2021 Rental Inspection	\$138.50	\$35.00 \$35.00	\$173.50
020/00117-219-000 7824-09-238-035- Rental UNIT 219 BROWN CAMP LOFTS CONDO	29-02640-00	100 MARKET ST 219 T - DURR, CHASE	02/10/2021 Rental Inspection	\$148.50	\$35.00 \$35.00	\$183.50
120/01369-073-000 7824-23-429-911- Rental 14 X 22 GARAGE ON LEASED LAND BNG -EX E 649F NE 1/4- E 50A N 1/2 SE 1/4 SEC 23-78-24; AND BEG SE COR THN W TO SW COR NW 874.85F E 228.51F S 100.15F E 462F N 149.82F E TO NE COR S TO POB LT 57 EWING	29-02641-00	1981 REGENCY DR 103 T - YES HOMESALES EXP LLC, T - BOUGHER, MARY A	02/10/2021 Rental Inspection	\$138.50	\$35.00 \$35.00	\$173.50

ASSESSMENT SCHEDULE NO: 2021-05

PAGE 2
 DATE 04/21/2021
 TIME 11:37:01

Emergency: Rental Inspection

DESCRIPTION OF PROPERTY	CERTIFICATE NUMBER	PROPERTY ADDRESS OWNERS NAME	DATE AND TYPE	COST	INCID	TO BE ASSESSED
120/07395-004-000 7824-34-451-015- Rental BEG 731.63F N & 540F W SE COR THN N 590F W 1008.53F N 65F W 430F S 1350.4F E 313.24F N 281.29F E 346.5F S 281.29F E 110F N 310F E 549.36F N 156.18F E 119.98F N 230F TO POB SE	29-02642-00	802 E COUNTY LINE RD LOT 190 T - YES COMPANIES EXP WFC LLC,	02/10/2021 Rental Inspection	\$138.50	\$35.00 \$35.00	\$173.50
120/05302-212-000 7824-35-426-007- Rental LOT 2 THE MEADOWLANDS PLAT 2	29-02643-00	7500 MEADOWLANDS DR BUILDING 6 T - DM/MEADOWS LLLP,	02/10/2021 Rental Inspection	\$301.00	\$35.00 \$35.00	\$336.00
120/01369-003-002 7824-23-426-040- Rental -EX E 649F NE 1/4- E 50A N 1/2 SE 1/4 SEC 23-78-24; AND -EX BEG SW COR LOT 57 NW 877.26F E 7.62F SE 836.84F SE 41.41F TO PT ON S LN W 9.14F TO POB- BEG SE COR THN W TO SW COR NW 874.85F E 228.51F S 100.15F E 462F N 149.82F E TO NE COR S TO POB LT 57 EWING	29-02644-00	4240 BERWICK DR LOT 142 T - YES COMPANIES EXP KEY LLC,	02/10/2021 Rental Inspection	\$138.50	\$35.00 \$35.00	\$173.50
030/04512-000-000 7824-05-158-016- Rental LOT 6 SAUCERMAN PLACE	29-02645-00	2625 CENTER ST T - MERIC INVESTMENTS LLC,	02/10/2021 Rental Inspection	\$112.50	\$35.00 \$35.00	\$147.50
010/03972-617-002 7824-14-404-018- Rental E 46.06F ON N LN & E 30F ON S LN LOT 17 PARK FOREST PLAT 3	29-02646-00	1914 E CRESTON AVE T - LAWLESS, TOBY	02/10/2021 Rental Inspection	\$193.50	\$35.00 \$35.00	\$228.50
120/00248-000-140 7824-25-154-040- Rental UNIT U40 CARMAN ESTATES CONDOMINIUMS	29-02647-00	2323 E PORTER AVE UNIT 40 T - BRYAN, SHANNON L T - DHARMA PROPERTIES LLC,	02/10/2021 Rental Inspection	\$138.50	\$35.00 \$35.00	\$173.50
020/00031-000-000 7824-04-357-014- Rental W 2.8F LOT 7 & ALL LOTS 8 & 9 BLK 1 ALLENS ADDITION	29-02649-00	1301 LOCUST ST T - 1301 LOCUST PROPERTIES LLC,	02/10/2021 Rental Inspection	\$921.00	\$35.00 \$35.00	\$956.00
020/01911-042-000 7824-09-111-042- Rental UNIT 602 MULBERRY LOFTS	29-02650-00	112 11TH ST UNIT 602 T - HUSSEY, DIANE L T - SCHMIDT, KARL F	02/10/2021 Rental Inspection	\$1,828.50	\$35.00 \$35.00	\$1,863.50

ASSESSMENT SCHEDULE NO: 2021-05

PAGE 3
DATE 04/21/2021
TIME 11:37:01

Emergency: Rental Inspection

DESCRIPTION OF PROPERTY	CERTIFICATE NUMBER	PROPERTY ADDRESS OWNERS NAME	DATE AND TYPE	COST	INCID	TO BE ASSESSED
010/03972-617-001 7824-14-404-017- Rental W 46.06F ON N LN & W 30F ON S LN LOT 17 PARK FOREST PLAT 3 030/05634-000-000	29-02651-00	1912 E CRESTON AVE T - LAWLESS, TOBY	02/10/2021 Rental Inspection	\$112.50	\$35.00 \$35.00	\$147.50
7824-05-306-001- Rental N 1/2 LOT 81 WOODLAND PLACE	29-02652-00	689 27TH ST T - GARCIA, LOURDES	02/10/2021 Rental Inspection	\$193.50	\$35.00 \$35.00	\$228.50
010/03972-609-001 7824-14-404-011- Rental -EX ELY26.56F ON N LN & ELY25.81F ON S LN- LT 9 PARK FOREST PLAT 3	29-02653-00	1943 E BELL AVE T - JEG INVESTMENTS LLC,	02/10/2021 Rental Inspection	\$193.50	\$35.00 \$35.00	\$228.50
020/01932-000-000 7824-09-481-015- Rental LOT 8 PALMER PLACE	29-02654-00	611 PALMER PL T - COWGER PROPERTIES 31 LLC, T - MOLLISON, JILL	02/10/2021 Rental Inspection	\$138.50	\$35.00 \$35.00	\$173.50
120/05667-000-000 7824-28-434-008- Rental LOTS 25,26 & 27 BLK 7 CORR PLT 1ST ADD TO THOMAS HGTS	29-02655-00	111 PAYTON AVE T - VALDEZ, VICTOR T - VALDEZ, VANESA	03/10/2021 Rental Inspection	\$199.50	\$35.00 \$35.00	\$234.50
030/05608-000-000 7824-05-302-019- Rental LOT 56 WOODLAND PLACE	29-02656-00	706 26TH ST T - SMITH, WHITNEY N	03/10/2021 Rental Inspection	\$248.50	\$35.00 \$35.00	\$283.50
030/06253-000-000 7824-05-353-004- Rental N 231 F S 381 F LT 18 OP SW 1/4 SEC 5-78-24	29-02657-00	2714 INGERSOLL AVE T - 2714 INGERSOLL LLC,	03/10/2021 Rental Inspection	\$543.00	\$35.00 \$35.00	\$578.00
120/05882-185-010 7824-36-253-020 LOT 10 THREE LAKES ESTATES PLAT 4	29-02658-00	2803 FAYRDALE DR T - PALADI, SRINIVAS T - MANASANI, RASHMI	03/10/2021 Rental Inspection	\$112.50	\$35.00 \$35.00	\$147.50
010/01685-000-000 7824-16-476-042- Rental N 1/2 W 70F LOT 1 DALE PLACE	29-02659-00	422 BROAD ST T - ELLINGSON, BRIAN	03/10/2021 Rental Inspection	\$233.00	\$35.00 \$35.00	\$268.00
120/00248-000-163 7824-25-154-063- Rental UNIT U63 CARMAN ESTATES CONDOMINIUMS	29-02660-00	2323 E PORTER AVE UNIT 63 T - CLIFF & CLAVIN LLC,	03/10/2021 Rental Inspection	\$112.50	\$35.00 \$35.00	\$147.50

ASSESSMENT SCHEDULE NO: 2021-05

PAGE 4
DATE 04/21/2021
TIME 11:37:01

Emergency: Rental Inspection

DESCRIPTION OF PROPERTY	CERTIFICATE NUMBER	PROPERTY ADDRESS OWNERS NAME	DATE AND TYPE	COST	INCID	TO BE ASSESSED
060/07596-521-000 7923-28-253-004- Rental LOT 21 PATRICIA ANN ESTS PLAT 1	29-02661-00	4219 HULL AVE T - ROBBINS, LEANN T - ROBBINS, JAMES	12/09/2020 Rental Inspection	\$136.00	\$35.00 \$35.00	\$171.00
110/01673-000-000 7924-25-154-026- Rental W 50 F S 144 F LOT 24 DEEMER PLACE	29-02662-00	1440 HULL AVE T - PAYTON, PATTY L T - STEFL-ESTLING HOLDINGS LLC,	12/09/2020 Rental Inspection	\$136.00	\$35.00 \$35.00	\$171.00
080/08053-000-000 7924-34-403-020- Rental LOT 1 & N 9 1/2 F LOT 2 COR OP N 236 F S 266 F -EX E 30 F- LOT 43 OP GOVT LOT 3 & SE 1/4 SEC 34-79-24	29-02663-00	1518 6TH AVE T - LE, MARY T T - KHAN, SABER M A	03/10/2021 Rental Inspection	\$284.00	\$35.00 \$35.00	\$319.00
080/08054-000-000 7924-34-403-021- Rental S 37 F LOT 2 & N 23 F LOT 3 COR OP N 236 F S 266 F- EX E 30 F- LOT 43 OP GOVT LOT 3 & SE 1/4 SEC 34-79-24	29-02664-00	1512 6TH AVE T - LE, MARY T T - KHAN, SABER M A	03/10/2021 Rental Inspection	\$175.00	\$35.00 \$35.00	\$210.00
100/00846-000-000 7924-19-377-029- Rental LOTS 20, 21, & 22 BLK K AVIATION PARK	29-02665-00	3902 52ND ST T - WELLER (TRUSTEE), SHELLY R T - GARY LAVERRENZ & HELEN WALKER-LAVER, T - WELLER, SHELLY R	03/10/2021 Rental Inspection	\$136.00	\$35.00 \$35.00	\$171.00
030/01353-000-000 7824-05-102-022- Rental LOT 11 DRAKE UNIVERSITY ADD	29-02666-00	1124 26TH ST T - INVEST DSM INC, T - COLTRAIN, DEBORAH S	03/10/2021 Rental Inspection	\$828.00	\$35.00 \$35.00	\$863.00
100/10356-000-000 7924-32-476-016- Rental LOT 14 PERIGO PLACE	29-02667-00	1243 34TH ST T - IOWA DELTA ALUMNI CORP OF SIGMA PHI,	03/10/2021 Rental Inspection	\$273.00	\$35.00 \$35.00	\$308.00
030/05020-000-000 7824-05-105-016- Rental E 1/2 LOT 270 UNIVERSITY LAND COS 1ST ADDITION	29-02668-00	1064 27TH ST T - CIM TRUST 2015-3AG, T - VORHEES, KIM	03/10/2021 Rental Inspection	\$136.00	\$35.00 \$35.00	\$171.00
080/06434-000-000 7924-33-152-067- Rental LOTS 11, 12, & 13 SMITHS 5TH ADDITION TO DES MOINES	29-02669-00	2745 COLLEGE AVE T - WALKER, MONTE S T - WALKER, LARRY G	03/10/2021 Rental Inspection	\$175.00	\$35.00 \$35.00	\$210.00

ASSESSMENT SCHEDULE NO: 2021-05

PAGE 5
 DATE 04/21/2021
 TIME 11:37:01

Emergency: Rental Inspection

DESCRIPTION OF PROPERTY	CERTIFICATE NUMBER	PROPERTY ADDRESS OWNERS NAME	DATE AND TYPE	COST	INCID	TO BE ASSESSED
030/00853-000-000 7824-05-131-016- Rental N 71.25F E 150F LOT 1 BLK 2 COTTAGE GROVE	29-02670-00	1082 21ST ST T - JR TT LLC,	03/10/2021 Rental Inspection	\$408.00	\$35.00 \$35.00	\$443.00
100/00962-000-000 7924-19-354-015- Rental LOTS 54 & 55 BLK M AVIATION PARK	29-02671-00	3831 55TH ST T - COWGER PROPERTIES LLC, T - FRANCES K PATTERSON REVOCABLE TRUST,	03/10/2021 Rental Inspection	\$148.50	\$35.00 \$35.00	\$183.50
TOTALS				\$9,682.50	\$1,225.00	\$10,907.50