



Date February 6, 2023

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. 2023-02, 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 (30) days of when due, or in the event of a timely appeal if not paid within ten (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 thirty (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 ten (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:



Date February 6, 2023

1. That the accompanying *Schedule of Fees, Fines, Penalties, Costs and Interest Imposed in the Enforcement of the Neighborhood Inspection Rental Code, Schedule No. 2023-02, 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 9.00% 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, 2023 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 fall or in part and without interest within thirty (30) 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 (15) days after the date of such certification. On or before the second publication of the Notice the Neighborhood Services 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. Second: by _____.

FORM APPROVED:

SLN
pw

/s/Thomas G. Fisher Jr.

Thomas G. Fisher Jr.

Deputy City Attorney

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

CERTIFICATE

I, LAURA BAUMGARTNER, 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.

MOTION CARRIED APPROVED

Mayor

City Clerk

ASSESSMENT SCHEDULE NO: 2023-02

Rental Inspection

GEOPARCEL / LEGAL DESCRIPTION	CASE NUMBER	OWNER INFORMATION	RENTAL	ASSESSMENT TYPE	PREVIOUS CLEANUPS (Last 5 Yrs)	COST	INCID	TO BE ASSESSED
782401101030 LOTS 28 & 29 BLK 3 YORKS CHOICE	SPEC-2022-000242	804 E 22ND CT T - HAZEL MC CAUGHEY C - JOSE E MORENO C - LUIS E MORENO	Yes	Rental Inspection	0	\$87.50	\$35.00	\$122.50
782401152022 LOT 7 & W 5 F LOT 8 BLK 2 OP N 1/2 E 1/2 W 1/2 SW 1/4 NW 1/4 SEC 1-78-24	RNTC-2022-001388	2220 E WALNUT ST	Yes	Rental Inspection	0	\$316.00	\$35.00	\$351.00
782401235012 LOT 30 BLK 1 ELLIOTTS ADDITION	RNTC-2022-000635	522 E 30TH ST T - LINDA JONES	Yes	Rental Inspection	0	\$372.50	\$35.00	\$407.50
782402279029 LOT 53 TIMMONS PLACE	RNTC-2022-001254	2154 E WALNUT ST T - MILTON GUZMAN	Yes	Rental Inspection	0	\$372.50	\$35.00	\$407.50
782404105005 7F S OF & ADJ & LT 1 OP LT 11 OF NW1/4 NW1/4 SEC 4-78-24; AND LT 12 SAUCERMAN & ENGLISH ADD	RNTC-2022-001495	1050 13TH ST T - CURTIS WHITE, REG. AGENT	Yes	Rental Inspection	0	\$345.00	\$35.00	\$380.00
782406203019 LOT 3 & E 66F S 163.92F LOT 5 WILMALETA	SPEC-2022-000257	3305 KINGMAN BLVD T - ALLISON WOLF T - DANIEL KLASS	Yes	Rental Inspection	0	\$113.50	\$35.00	\$148.50
782406235002 E 38.33 F N 160 F LOT 4 & W 42 F N 160 F LOT 5 KINGMAN ESTATE	RNTC-2022-000163	2842 KINGMAN BLVD T - ANN E OUTKA	Yes	Rental Inspection	0	\$277.00	\$35.00	\$312.00

782406405018 LOT 122 MIDDLESEX	SPEC-2022-000258	648 34TH ST T - STEVEN KOETHE	Yes	Rental Inspection	0	\$113.50	\$35.00	\$148.50
782408103008 N 105F E 1/2 LOT 31 THE POLK & HUBBELL PARK	SPEC-2022-000224	2510 FOREST DR T - JOHN L KERSS	Yes	Rental Inspection	0	\$111.00	\$35.00	\$146.00
782421280017 -EX S 5F & E 80F- LOT 31 DEVIN PLACE ADDITION	SPEC-2022-000225	225 WATROUS AVE T - MICHAEL B MADDEN	Yes	Rental Inspection	0	\$123.50	\$35.00	\$158.50
782427427011 S 6.5F LT 8 & ALL LT 9 JORDAN PLACE PLAT 3	SPEC-2022-000246	5907 SE 8TH ST T - MENARD INC -	Yes	Rental Inspection	0	\$87.50	\$35.00	\$122.50
782432300006 -EX BEG SW COR OF SEC THN N 267.4F SELY 491.9F W 374.3F TO POB- N 1281.88F S 1876.69F W 1550.12F & S 580F W 1750.12F S 110A SW 1/4 LESS RD EAS SEC 32-78-24	SPEC-2022-000233	2525 COUNTY LINE RD 249 T - CORPORATION S COMPANY, REG. AGENT	Yes	Rental Inspection	3	\$149.50	\$35.00	\$184.50
782432401005 -EX BEG 2092.74F N & 33F E OF S1/4 COR OF SEC THN N529F E 20.96F SWLY ALNG CRV 529.26F W 5.08F TO POB- E 1012F N 362F & S 365F N 529F W 308F N 25A NW 1/4 SE 1/4 LESS RD SEC 32-78-24	SPEC-2022-000248	7301 FLEUR DR LOT. 56 T - RYAN HOTCHKISS	Yes	Rental Inspection	21	\$87.50	\$35.00	\$122.50
782434451015 -EX RD & N 742.5F & PARS C & E BOOK 7890 PAGE 479 & PARS F THRU J BOOK 8530 PAGE 817 & W 463F N 85F S 118F- W1/4 SE1/4 SEC 34-78-24	SPEC-2022-000229	802 E COUNTY LINE RD 316 T - YES COMPANIES EXP WFC LLC	Yes	Rental Inspection	0	\$87.50	\$35.00	\$122.50

782434451015 -EX RD & N 742.5F & PARS C & E BOOK 7890 PAGE 479 & PARS F THRU J BOOK 8530 PAGE 817 & W 463F N 85F S 118F- W1/4 SE1/4 SEC 34-78-24	SPEC-2022-000230	802 E COUNTY LINE RD 241	Yes	Rental Inspection	0	\$87.50	\$35.00	\$122.50
T - YES COMPANIES EXP WFC LLC								
782434451015 -EX RD & N 742.5F & PARS C & E BOOK 7890 PAGE 479 & PARS F THRU J BOOK 8530 PAGE 817 & W 463F N 85F S 118F- W1/4 SE1/4 SEC 34-78-24	SPEC-2022-000232	802 E COUNTY LINE RD 319	Yes	Rental Inspection	0	\$87.50	\$35.00	\$122.50
T - YES COMPANIES EXP WFC LLC								
782502205009 LOT 67 BROOKLINE HEIGHTS	SPEC-2022-000245	1013 63RD ST	Yes	Rental Inspection	0	\$113.50	\$35.00	\$148.50
T - DIANA HERMOSILLO, REG. AGENT								
792321401005 -EX COM W COR LT 10 THN SE 252.98F TO POB THN NE 300.15F SE4F SW 300F NW 14F TO POB- 8 -EX N OF LN BEG 150F S OF NE COR LT 10 THN E 557.45F TO CL HUBBELL AV- & -EX SELY 2F- LTS 8, 9 & 10 CAPITOL HEIGHTS REPLAT	RNTC-2022-001501	4210 HUBBELL AVE	Yes	Rental Inspection	0	\$1,178.00	\$35.00	\$1,213.00
T - JAMES ROBBINS								
792331128013 LOT 19 BLK 50 EASTON PLACE PLAT NO 4	RNTC-2022-001272	2109 LAY ST	Yes	Rental Inspection	0	\$230.00	\$35.00	\$265.00
T - LINDA JONES, CO-OWNER T - RANDY KARAIIDOS, REG. AGENT								
792332352017 LOT 18 BLK 3 HYDE PARK PLAT NO 2	RNTC-2022-000760	2914 MAHASKA AVE	Yes	Rental Inspection	1	\$709.50	\$35.00	\$744.50
T - LAW OFFICE OF CHARLES W HENDRICKS, PC C - MILTON GUZMAN								
792424351005 LOT 21 MADISON PLACE	SPEC-2022-000219	1415 E MADISON AVE	Yes	Rental Inspection	0	\$87.50	\$35.00	\$122.50
T - ROBERT W MASSEY								

792426401022 LT 23 BLK 3 GRAND VIEW	RNTC-2022-000999	716 BOYD ST T - LEVIS NDIHOKUBWAYO	Yes	Rental Inspection	0	\$230.00	\$35.00	\$265.00
792427279023 S50F N 125F E 142F BLK 1 ORP PRT NORTHMORELAND & MANN'S 2ND ADD TO LAKE PARK	SPEC-2022-000217	3312 4TH ST T - BRAD NEFF, REG. AGENT T - SHAWN HUNT, DIRECTOR	Yes	Rental Inspection	0	\$87.50	\$35.00	\$122.50
792427280031 LT 1 BLK 3 ORP PRT NORTHMORELAND & MANN'S 2ND ADD TO LAKE PARK	RNTC-2022-001230	3202 3RD ST T - JOSEPH S BIAGIOLI	Yes	Rental Inspection	0	\$302.00	\$35.00	\$337.00
792429104005 LOT 12 KNAPP PLACE PLAT 2	RNTC-2022-001152	4121 CLINTON AVE T - RICHARD RAMSEY	Yes	Rental Inspection	0	\$428.00	\$35.00	\$463.00
792430252033 S 1 F W 132 F E 157 F LT 6 & W 132 F E 157 F LT 7 BANBURY	SPEC-2022-000268	3404 48TH PL T - FLORENCE J KEES T - STEVEN E KEES	Yes	Rental Inspection	0	\$111.00	\$35.00	\$146.00
792434227019 W 75 F LOT 12 RIVERVIEW PARK	RNTC-2022-001271	511 FRANKLIN AVE T - KAMARIZA PELAGIE T - SIBOMANA SELEMANI	Yes	Rental Inspection	1	\$505.00	\$35.00	\$540.00
792434277011 N 20F W 360F LT 57 & W 360F LT 58 & -EX FRANKLIN PLACE- LTS 59 & 60 OAKLAND PLAT 2	RNTC-2022-000332	1807 ARLINGTON AVE T - MATT DEBOTH	Yes	Rental Inspection	0	\$850.00	\$35.00	\$885.00
TOTALS:						\$7,651.00	\$980.00	\$8,631.00