



Date August 07, 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. 2023-07, 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,

Date August 07, 2023

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. 2023-07, 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, 2024, 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 (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: Thomas G. Fisher Jr.
Thomas G. Fisher Jr. (Jul 28, 2023 11:03 CDT)
 Thomas G. Fisher Jr.
 Deputy City Attorney

SLN_{pw}

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT	<p style="text-align: center;">CERTIFICATE</p> <p>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.</p> <p>IN WITNESS WHEREOF, I have hereunto set my hand and affixed my seal the day and year first above written.</p>
COWNIE					
BOESEN					
GATTO					
MANDELBAUM					
SHEUMAKER					
VOSS					
WESTERGAARD					
TOTAL					

MOTION CARRIED APPROVED

 Mayor

 City Clerk

ASSESSMENT SCHEDULE NO: 2023-07

Rental Inspection

PAGE 4
 DATE 7/28/2023
 TIME 9:27:25AM

GEOPARCEL / LEGAL DESCRIPTION	CASE NUMBER	OWNER INFORMATION	RENTAL	ASSESSMENT TYPE	PREVIOUS CLEANUPS (Last 5 Yrs)	COST	INCID	TO BE ASSESSED
782401206005 LOT 5 BLK 13 FARWELL PLACE	RNTC-2023-000117	2617 LYON ST T - DAVID F MORAVEK, REG. AGENT	Yes	Rental Inspection	0	\$142.50	\$35.00	\$177.50
782405112020 W 1/2 VAC N/S ALLEY ROW E & ADJ & S 1/2 LT 184 UNIVERSITY LAND COS 1ST ADDITION	SPEC-2023-000242	1019 25TH ST T - MIKE KENTFIELD	Yes	Rental Inspection	0	\$87.50	\$35.00	\$122.50
782405229007 N 16.2 F LOT 9 & S 18.2F LOT 10 BLK 2 NORTHWESTERN HEIGHTS	SPEC-2023-000241	1145 14TH PL T - SETH CROUCH, REG. AGENT	Yes	Rental Inspection	0	\$113.50	\$35.00	\$148.50
782406204001 LOT 1 & W 25.30 FT LOT 2 LYONS PLACE	RNTC-2023-000198	3420 KINGMAN BLVD T - CARL SAXON	Yes	Rental Inspection	0	\$204.50	\$35.00	\$239.50
782406204002 W 50 FT E 150 FT LOT 2 LYONS PLACE	SPEC-2023-000291	3418 KINGMAN BLVD T - JUDITH K LOWE	Yes	Rental Inspection	0	\$111.00	\$35.00	\$146.00
782406406012 W 82.78 F LOT 119 MIDDLESEX PLAT NO 2	SPEC-2023-000226	643 34TH ST T - JEFFREY ASHE T - SONIA ASHE	Yes	Rental Inspection	0	\$137.00	\$35.00	\$172.00
782421252003 N 55F S 105F W 1/2 LOT 15 BLOOMFIELD PLACE	SPEC-2023-000315	3615 SW 8TH ST T - ADAM SIEREN	Yes	Rental Inspection	0	\$123.50	\$35.00	\$158.50

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-2023-000305	802 E COUNTY LINE RD 237	Yes	Rental Inspection	0	\$87.50	\$35.00	\$122.50
T - YES COMPANIES EXP WFC LLC								
792320476034 -EX COM SW COR SE 1/4 SE 1/4 THN E 404.45F N 20F TO POB THN W 116.36F ELY ALNG CRV 42.4F E 34.21F SE 40.2F TO POB- E 300F N 800F S 820F W 15A SE 1/4 SE 1/4 SEC 20-79-23	RNTC-2023-000236	3600 KENNEDY DR BLDG D	Yes	Rental Inspection	0	\$696.50	\$35.00	\$731.50
792329478018 LOT 826 FOUR MILE	RNTC-2023-000007	2504 E 37TH ST	Yes	Rental Inspection	0	\$87.50	\$35.00	\$122.50
T - VICTOR CASTRO								
792332356012 LOT 5 BLK 8 HYDE PARK PLAT NO 2	RNTC-2023-000254	3113 GARFIELD AVE	Yes	Rental Inspection	0	\$168.50	\$35.00	\$203.50
T - ANDREW D MOHRFELD								
792332479005 LOT 175 GRAYS WOODS	SPEC-2023-000271	3704 GARFIELD AVE	Yes	Rental Inspection	0	\$87.50	\$35.00	\$122.50
T - DANIEL DOYLE, REG. AGENT								
792419377023 LOTS 7 & 8 BLK K AVIATION PARK	SPEC-2023-000264	3930 52ND ST	Yes	Rental Inspection	0	\$113.50	\$35.00	\$148.50
T - EQUITY TRUST COMPANY (CUSTODIAN) C - JAMES MCKILLIP								
792420481019 LTS 8,9 BLK D LAWNWOODS	SPEC-2023-000229	3115 SENECA AVE	Yes	Rental Inspection	0	\$113.50	\$35.00	\$148.50
T - DAVID BARRY								
792421302024 S 70 F LOT 21 LYNNER HEIGHTS PLAT NO 4	SPEC-2023-000245	4100 29TH ST	Yes	Rental Inspection	0	\$113.50	\$35.00	\$148.50
T - KYLE M RICHARDS								
792422452018 LOT 5 BLK 3 NORTH OAK PARK	SPEC-2023-000289	3928 8TH ST	Yes	Rental Inspection	0	\$113.50	\$35.00	\$148.50
T - ANDREW J BLOBAUM								

792425158001 -EX N 12.5F E 150F- 25F STRIP N & ADJ & ALL LT K BOBBY'S PLACE	RNTC-2022-001750	3315 E 15TH ST #48	Yes	Rental Inspection	0	\$142.50	\$35.00	\$177.50
T - MATTHEW L DEBOTH, REG. AGENT								
792427255008 LOT 249 MANNS 2ND ADD TO LAKE PARK	RNTC-2023-000292	3117 7TH ST	Yes	Rental Inspection	0	\$87.50	\$35.00	\$122.50
T - ROSA RUIZ								
792432177022 LOT 49 HOLLANDALE	RNTC-2022-001872	3804 WASHINGTON AVE	Yes	Rental Inspection	0	\$178.50	\$35.00	\$213.50
T - STEPHEN DE CARLO								
792432377055 S 100 FT E 86 1/4 FT LOT 61 CHETWYND	SPEC-2023-000240	3903 UNIVERSITY AVE	Yes	Rental Inspection	0	\$149.50	\$35.00	\$184.50
T - DARSON GRANTHAM								
792432431014 LOTS 5 & 6 BLK 6 MERRITT & FISCHERS PARK	SPEC-2023-000246	1428 32ND ST	Yes	Rental Inspection	0	\$87.50	\$35.00	\$122.50
T - BRIAN SWANSON								
792433152067 LOTS 11, 12, & 13 SMITHS 5TH ADDITION TO DES MOINES	SPEC-2023-000294	2745 COLLEGE AVE	Yes	Rental Inspection	0	\$111.00	\$35.00	\$146.00
T - LARRY G WALKER T - MONTE S WALKER								
792525227028 LOT 49 CLOVER ACRES	SPEC-2023-000224	3522 59TH ST	Yes	Rental Inspection	0	\$113.50	\$35.00	\$148.50
T - DAVID A CLASON, TRUSTEE								
792525479018 LOT 5 GOODHOPE	SPEC-2023-000244	2604 MERLE HAY RD	Yes	Rental Inspection	0	\$87.50	\$35.00	\$122.50
T - RICHARD RANDOLPH								
TOTALS:						\$3,458.50	\$840.00	\$4,298.50