★ **Roll Call Number**
10-342

Agenda Item Number
14

Date March 8, 2010

APPROVING DELETION OF DELINQUENT SEWER, SOLID WASTE, AND STORM WATER ASSESSMENTS AT 3220 Fleming

WHEREAS, The attached Delinquent Sewer, Solid Waste, and Storm Water Assessments were accepted and levied by the Des Moines City Council, and a lien was placed on the following property locally known as 3220 Fleming, and legally described as

LTS 13, 14, 35 & 36 BLK C LAWNWOODS District 100 Parcel 08304 001-000

Upon investigation, it has been determined the said Delinquent Sewer, Solid Waste, and Storm Water Assessments should have been charged to the property locally know as 3220 Fleming, and legally described as

PARCEL B BK 12206 PG 541 BEG NE COR LT 35 THN S 138.35F W 49.7F N138.36F E 49.98F TO POB LTS 13, 14, 35 & 36 BLK C LAWNWOODS District 100 Parcel 08304 001-003

and

WHEREAS, the property was incorrectly charged the assessment;

WHEREAS, restitution through assessment against the correct property owner at the time of the delinquent assessment will be pursued; therefore the Des Moines Water Works, as a collection agency of the City of Des Moines requests that the special assessment be deleted against said property so the owner of said property is not responsible to pay said special assessment.

WHEREAS, the assessments that were levied incorrectly are attached.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF DES MOINES, IOWA: That said special assessments listed above be deleted and that the Engineering Department is hereby authorized and directed to correct the records at the Polk County Treasurer's office, and

BE IT FURTHER RESOLVED: That the City Clerk is hereby authorized and directed to certify a copy of the roll call to the Polk County Treasurer of said correction.

Activity ID 20-2010-001

Moved by Hensley to adopt.

FORM APPROVED: Kathleen Vanderpool
Kathleen Vanderpool
Deputy City Attorney

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE	✓			
COLEMAN	✓			
GRIESS	✓			
HENSLEY	✓			
MAHAFFEY	✓			
MEYER	✓			
MOORE	✓			
TOTAL	7			

MOTION CARRIED APPROVED

T. M. Franklin Cownie 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.

Diane Rauh City Clerk