

★ Roll Call Number

14-1603

Agenda Item Number

**BDH 1**

Date October 6, 2014

WHEREAS, the property located at 2934 Cottage Grove Avenue, Des Moines, Iowa, was inspected by representatives of the City of Des Moines who determined that the fire-damaged main structure on the date of inspection constituted not only a menace to health and safety but was also a public nuisance and that the fire-damaged main structure now requires administrative removal; and

WHEREAS, the Titleholder Thomas M. Ekstrand is deceased and Heir Ivy Cochran aka Ivy Ekstrand has been served notice of the public nuisance and sent notice of administrative removal regarding the structure more than 14 days ago and has failed to abate the nuisance; and

WHEREAS, the Department of Engineering of the City of Des Moines shall take all necessary action to demolish and remove said main structure; and

WHEREAS, the City of Des Moines should collect the costs of said demolition as an assessment to be levied against the real estate.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF DES MOINES, IOWA, AND SITTING AS THE LOCAL BOARD OF HEALTH:

The main structure on the real estate legally described as Lot 119 in KINGMAN PLACE, an Official Plat, now included in and forming a part of the city of Des Moines, Polk County, Iowa, and locally known as 2934 Cottage Grove Avenue has previously been declared a public nuisance;

BE IT FURTHER RESOLVED:

That this matter be referred to the Department of Engineering to take all necessary action to demolish and remove said main structure as an administrative removal and the costs incurred for the demolition of the main structure located at 2934 Cottage Grove Avenue shall be collected by assessment against the real estate property or as a personal judgment.

Moved by Hensley to adopt.

FORM APPROVED:

Vicky Long Hill  
Vicky Long Hill, Assistant City Attorney

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE	✓			
COLEMAN	✓			
GATTO	✓			
GRAY	✓			
HENSLEY	✓			
MAHAFFEY	✓			
MOORE	✓			
TOTAL	7			

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.

T.M. Franklin Mayor

Diane Rauh City Clerk