

CITY OF DES MOINES, IOWA
Office of Legal
Community Development Department

TO: Mayor and Council Members
Larry Hulse, Director
Community Development

DATE: November 20, 2008

FROM: Cheryl Tillinghast
Legal Assistant

SUBJECT: Board of Health
November 24, 2008

AUTHORIZING

1. The Legal Department to proceed with court action for authority to abate the public nuisance at the following locations:

(A) 1317 Lewis Avenue, (structure) Titleholder: Patrick Avery,
Mortgage Holder: Midfirst Bank

08/19/08 The structure was inspected and found to be a public nuisance. Interior pictures were taken of the property at this time.

09/03/08 The Public Nuisance Notice was served on the titleholder Patrick Avery.

10/17/08 The Public Nuisance Notice was served on the mortgage holder Midfirst Bank

11/19/08 The property was re-inspected and found to remain a public nuisance. Improvements have been made to the property but no permits have been pulled and substantial electrical and plumbing work are needed on the interior.

(B) 3943 Lincoln Place Drive, (structure and garage structure)
Titleholder: Sangamon Investment Company; Contract Buyer: Jack A. Stuart

09/25/08 The structure and garage structure were inspected and found to be a public nuisance. Interior pictures were taken at this time.

10/12/08 The Public Nuisance Notice was served on the contract buyer Jack A. Stuart

10/22/08 The Public Nuisance Notice was served on the titleholder Sangamon Investment Company

11/19/08 The property was re-inspected and found to remain a public nuisance.

- (C) 1900 ML King Jr. Parkway, (garage structure), Titleholder: Deborah K. Smith a/k/a Deborah K. Henry
- 09/16/08 The garage structure was inspected and found to be a public nuisance.
- 10/12/08 The Public Nuisance Notice was served on the titleholder Deborah K. Smith a/k/a Deborah K. Henry
- 11/18/08 The property was re-inspected and found to remain a public nuisance
- (D) 1366 E. 14th Street, (fire-damaged structure), Titleholder: Derek Haugen, Mortgage Holder: Security State Bank
- 09/02/08 The fire-damaged structure was inspected and found to be a public nuisance.. Interior pictures were taken at this time.
- 09/19/08 The Public Nuisance Notice was served on the titleholder Derek Haugen
- 10/10/08 The Public Nuisance Notice was served on the mortgage holder Security State Bank
- 11/18/08 The property was re-inspected and found to remain a public nuisance
- (E) 7008 SW 14th Street, (fire-damaged structure), Titleholder: Kirk Rees; Mortgage Holder: Bank of America, NA
- 09/11/08 The fire-damaged structure was inspected and found to be a public nuisance. Interior pictures were taken at this time.
- 10/03/08 The Public Nuisance Notice was served on the titleholder Kirk Rees
- 10/10/08 The Public Nuisance Notice was served on the mortgage holder Bank of America, NA
- 11/19/08 The property was re-inspected and found to remain a public nuisance but the inspector reports progress is being made on the exterior of the home.
- (F) 1612 E 31st Court, (garage structure), Titleholder: LaSalle Bank, NA
- 08/25/08 The garage structure was inspected and found to be a public nuisance
- 09/23/08 The Public Nuisance Notice was served on the titleholder LaSalle Bank, NA

- 11/19/08 The property was re-inspected and found to remain a public nuisance
- (G) 1231 E 36th Court, (fire-damaged structure and garage structure), Titleholder S Cooper Investments, Inc.; Mortgage Holder: State Savings Bank
- 10/09/08 The fire-damaged structure was inspected and found to be a public nuisance
- 10/07/08 The Public Nuisance Notice was served on the titleholder S Cooper Investments, Inc.
- 10/15/08 The Public Nuisance Notice was served on the mortgage holder State Savings Bank
- 11/18/08 The property was re-inspected and found to remain a public nuisance

COMMUNICATION

2. Regarding demolition cost reserve being held by Shelter Insurance Companies for fire-damaged structure located at 1366 E 14th Street

11/17/08 Letter dated November 17, 2008, Shelter Insurance Companies notified City that a demolition cost reserve in the amount of \$10,000 has been established for the property located at 1366 E. 14th Street (Claim No. 14-73-5860690-2). This property suffered a fire loss on September 2, 2008.

cc: Bruce Bergman
Vicky Long Hill
Ben Bishop
Steve Gunson