

Date March 27, 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. 2023-03, 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;



Roll Call Number

Agenda Item Number

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Date March 27, 2023

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Des Moines, Iowa:

1. That the accompanying *Schedule of Fees, Fines, Penalties, Costs and Interest Imposed in the Enforcement of the Neighborhood Inspection Rental Code, Schedule No. 2023-03, 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: /s/ Thomas G. Fisher Jr.

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: 2023-03

Rental Inspection

GEOPARCEL / LEGAL DESCRIPTION	CASE NUMBER	OWNER INFORMATION	RENTAL	ASSESSMENT TYPE	PREVIOUS CLEANUPS (Last 5 Yrs)	COST	INCID	TO BE ASSESSED
782402178001 N 93 F LOT 20 BLK 60 STEWARTS ADDITION	RNTC-2022-001576	1605 CAPITOL AVE T - GEORGE M CLAYTON, OWNER	Yes	Rental Inspection	1	\$87.50	\$35.00	\$122.50
782404462398 UNIT 1804 THE PLAZA	SPEC-2023-000058	300 WALNUT ST 1804 T - JEFFRY K CLAYTON	Yes	Rental Inspection	0	\$87.50	\$35.00	\$122.50
782405105023 N 1/2 E/W ALLEY S & ADJ & W 64.5F S 50F LTS 3 & 4 SD LOTS 263, 264 & 265 UNIVERSITY LAND COS 1ST ADDITION	SPEC-2022-000270	1089 28TH ST T - BRIAN KAY, REG. AGENT	Yes	Rental Inspection	0	\$87.50	\$35.00	\$122.50
782405126024 S 45 F LOT 48 & 49 DRAKE UNIVERSITY 3RD ADD	RNTC-2022-001200	1103 24TH ST T - SARAH DEVICK T - SHANE DEVICK	Yes	Rental Inspection	0	\$430.00	\$35.00	\$465.00
782405403021 -EX W 45 F- LOT 50 T E BROWNS ADD	RNTC-2022-001392	1801 PLEASANT ST T - ANTHONY S WALKER, REG. AGENT	Yes	Rental Inspection	0	\$1,246.50	\$35.00	\$1,281.50
782406251017 LOT 18 IOLA PLACE	SPEC-2022-000269	3407 IOLA AVE T - JEFF CLAYTON T - JOSEPH LANGEL, REG. AGENT	Yes	Rental Inspection	0	\$87.50	\$35.00	\$122.50
782406281001 LOT 1 FISHER PLACE	SPEC-2023-000053	829 29TH ST T - JOHN KENNEDY	Yes	Rental Inspection	0	\$123.50	\$35.00	\$158.50
782409460012 LOT 119 FIRST PLAT OF CLIFTON HEIGHTS	SPEC-2023-000051	705 BANCROFT ST T - ALECIA ASHBY	Yes	Rental Inspection	0	\$87.50	\$35.00	\$122.50

782413153004 LOT 18 WOODS ON THE RIVER PLAT 10	SPEC-2023-000030	2425 WHISPERING RIDGE DR T - CHATHASONE " LO	Yes	Rental Inspection	0	\$123.50	\$35.00	\$158.50
782415203033 -EX W 173.1F- S 38F LT 26 & N 18F LT 27 MEAS ON W LN OAK HEIGHTS	SPEC-2022-000260	2120 SE 9TH ST T - ZACHARY GERMAN	Yes	Rental Inspection	1	\$123.50	\$35.00	\$158.50
792329428044 LOT 587 FOUR MILE	RNTC-2022-001743	3632 E SHERIDAN AVE T - SAM SORDEN, OWNER	Yes	Rental Inspection	0	\$230.00	\$35.00	\$265.00
792330404019 E 53F LOT 236 GRAND VIEW HEIGHTS PLAT 2	RNTC-2022-001940	2623 MORTON AVE T - JERONIMO T SALGADO	Yes	Rental Inspection	0	\$230.00	\$35.00	\$265.00
792331127018 LOT 4 BLK 4 EASTON PLACE PLAT NO 4	RNTC-2022-001542	2216 LAY ST T - CARLA MICKAEL C - M JENKINS, TRUSTEE		Rental Inspection	0	\$123.50	\$35.00	\$158.50
792331380026 N 60F LOT 1 ARDMORE	RNTC-2022-000934	1320 E 25TH ST T - VRINDER MAKOL, REG. AGENT	Yes	Rental Inspection	0	\$943.50	\$35.00	\$978.50
792419302012 LTS 62 & 63 BLK G AVIATION PARK	SPEC-2023-000042	4051 57TH ST T - JARED STROEBELE	Yes	Rental Inspection	0	\$111.00	\$35.00	\$146.00
792419303039 -EX N 15F- LT 41 & ALL LTS 42 & 43 BLK F AVIATION PARK	SPEC-2023-000013	5501 MADISON AVE T - LINDA SIBLEY	Yes	Rental Inspection	0	\$137.00	\$35.00	\$172.00
792420305015 E 100 F LOT 119 GLEN ECHO	SPEC-2023-000011	4016 43RD ST T - LINDA SIBLEY	Yes	Rental Inspection	1	\$137.00	\$35.00	\$172.00
792422432008 LOT 440 COLLEGE PARK	RNTC-2022-001573	4021 4TH ST T - CAYLA KORTE A/K/A CAYLA ELEFSON	Yes	Rental Inspection	0	\$230.00	\$35.00	\$265.00

792425154024 S 144.2 F LOT 26 DEEMER PLACE	RNTC-2022-001460	1434 HULL AVE T - MARK STEFL	Yes	Rental Inspection	0	\$111.00	\$35.00	\$146.00
792426402026 LOT 27 BLK 4 GRAND VIEW	SPEC-2023-000006	728 GRANDVIEW AVE T - CUI D DAVIS, OWNER	Yes	Rental Inspection	0	\$87.50	\$35.00	\$122.50
792426428012 LOT 16 BLK 8 GRAND VIEW	SPEC-2023-000046	900 MORTON AVE T - MAMIE CELSI & ROBERT CELSI	Yes	Rental Inspection	0	\$111.00	\$35.00	\$146.00
792426477011 LOT 5 BLK 13 GRAND VIEW	SPEC-2023-000003	1341 E SHERIDAN AVE T - ALEX DEETER & JENNA SAMPSON	Yes	Rental Inspection	0	\$87.50	\$35.00	\$122.50
792428152031 LOT 2 DOUDNA HEIGHTS PLAT NO 3	RNTC-2022-001534	2715 BOSTON AVE T - STEVEN JONES	Yes	Rental Inspection	1	\$302.00	\$35.00	\$337.00
792430454066 LOT 28 JANAS PLACE	SPEC-2023-000010	2404 48TH ST T - JOEL B TEMPLEMAN	Yes	Rental Inspection	0	\$113.50	\$35.00	\$148.50
792433303011 LOT 4 WEST BROOK	RNTC-2022-000568	2729 MEEK AVE T - ANDREW K SCOTT, REG. AGENT	Yes	Rental Inspection	0	\$230.00	\$35.00	\$265.00
792433451029 LOT 373 UNIVERSITY LAND COS 2ND ADDITION	SPEC-2023-000037	1314 22ND ST T - SANTOKH S NAGRA, REG. AGENT	Yes	Rental Inspection	0	\$244.50	\$35.00	\$279.50
792433451030 LOT 372 UNIVERSITY LAND COS 2ND ADDITION	SPEC-2023-000041	1312 22ND ST T - SANTOKH S NAGRA, REG. AGENT	Yes	Rental Inspection	0	\$111.00	\$35.00	\$146.00
792434276034 N 110 F S 225 F E 150 F LOT 47 OAKLAND	RNTC-2022-001239	1614 ARLINGTON AVE T - MICHAEL HEILMAN	Yes	Rental Inspection	0	\$557.00	\$35.00	\$592.00
792436102008 LOT 39 DEWEY HEIGHTS	SPEC-2023-000004	1531 GUTHRIE AVE T - ANDREW D MOHRFELD	Yes	Rental Inspection	0	\$87.50	\$35.00	\$122.50

792525331002 W 75F LT 1 THOMPSON GARDENS	SPEC-2023-000007	6608 URBANDALE AVE	Yes	Rental Inspection	0	\$137.00	\$35.00	\$172.00
		T - THOMAS ALLIE						
TOTALS:						\$6,806.00	\$1,050.00	\$7,856.00
