



Date January 08, 2024

**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. 2024-01, 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 January 08, 2024

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. 2024-01, 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 fall 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

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
BOESEN				
COLEMAN				
GATTO				
MANDELBAUM				
VOSS				
WESTERGAARD				
TOTAL				

MOTION CARRIED

APPROVED

Mayor

CERTIFICATE

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.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my seal the day and year first above written.

City Clerk

ASSESSMENT SCHEDULE NO: 2024-01

Rental Inspection

GEOPARCEL / LEGAL DESCRIPTION	CASE NUMBER	OWNER INFORMATION	RENTAL	ASSESSMENT TYPE	PREVIOUS CLEANUPS (Last 5 Yrs)	COST	INCID	TO BE ASSESSED
782401479001 LOT 30 LINCOLN PARK	SPEC-2023-000602	2803 RACCOON ST T - DAVID BEEMAN T - MICHELLE BEEMAN	Yes	Rental Inspection	0	\$87.50	\$35.00	\$122.50
782412226026 LOT 36 YORKS ADDITION TO CHESTERFIELD	RNTC-2023-000981	620 SE 28TH CT T - SUSAN GRIMES	Yes	Rental Inspection	0	\$113.50	\$35.00	\$148.50
782414401126 -EX N 7F- LOT 53 PARK FOREST PLAT 1	SPEC-2023-000588	2617 SE 18TH CT T - RUSS FRAZIER, REG. AGENT	Yes	Rental Inspection	0	\$137.00	\$35.00	\$172.00
792422430005 LOT 389 COLLEGE PARK	RNTC-2023-000882	4027 6TH AVE T - KATHY R LINN	Yes	Rental Inspection	0	\$166.00	\$35.00	\$201.00
792423452014 LOT 10 BLK 3 HOFFMAN PLACE	RNTC-2023-000867	830 E SENECA AVE T - BINH HOANG	Yes	Rental Inspection	0	\$168.50	\$35.00	\$203.50
792426103019 LOT 8 BLK 27 HIGHLAND PARK	RNTC-2023-000762	3416 1ST ST T - BRAD COWGER	Yes	Rental Inspection	0	\$182.00	\$35.00	\$217.00
792432204039 LT 3 & E 8 F LT 6 BREWSTER PLACE	RNTC-2023-001053	2002 34TH ST T - ANTHONY REHAN	Yes	Rental Inspection	0	\$168.50	\$35.00	\$203.50
792433202010 E 43 F W 86 F LOTS 5 & 6 BLK 2 FOUNTAIN PLACE	SPEC-2023-000578	2219 LINCOLN AVE T - ADAM METZKER	Yes	Rental Inspection	2	\$113.50	\$35.00	\$148.50
792434357022 LOT 4 FINKS SUB DIV OF LOT 37	RNTC-2023-000921	1214 13TH ST T - EMRAAN M ALI	Yes	Rental Inspection	0	\$168.50	\$35.00	\$203.50

792434381013	SPEC-2023-000573	1230 11TH ST	Yes	Rental Inspection	0	\$123.50	\$35.00	\$158.50
LOT 5 BLK 1 SUMMIT PARK		T - OSMAN I OSMAN						

TOTALS:						\$1,428.50	\$350.00	\$1,778.50
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