CITY OF WEST DES MOINES
CITY COUNCIL MEETING COMMUNICATION

ITEM: Certification of Costs
Abatement of Public Nuisance
Multiple Locations

DATE: June 17, 2019

FINANCIAL IMPACT: $ 4,239.50 Revenue to Offset Direct City Expenses

BACKGROUND: Legal notice was given by the City of West Des Moines Public Works Department to the property owner requiring the owner to comply with the abatement of a nuisance or the City would be authorized to abate the nuisance at the expense of the owner. The following invoices for the cost of abating a nuisance remain unpaid:

Property Address	Type	Amount	Legal Description
933 55TH ST	Sidewalk	$178.00	LT 22 ASHWORTH WOODS
448 53RD PL	Sidewalk	$214.00	LOT 66 MEADOW RUE PLAT 3
5313 BROOKVIEW DR	Sidewalk	$258.50	LOT 5 MEADOW RUE PLAT 2
5417 ASPEN DR	Sidewalk	$118.00	LOT 19 MEADOW BROOK PLAT 2
5420 CODY DR	Sidewalk	$85.00	LOT 41 MEADOW BROOK PLAT 9
5421 CODY DR	Sidewalk	$138.00	LOT 51 MEADOW BROOK PLAT 9
5433 COACHLIGHT CIR	Sidewalk	$205.00	LOT 87 PONDEROSA VALLEY PLAT 4
5550 COACHLIGHT DR	Sidewalk	$322.00	LOT 102 PONDEROSA VALLEY PLAT 2
5622 PONDEROSA DR	Sidewalk	$462.00	LOT 105 PONDEROSA VALLEY PLAT 2
625 55TH ST	Sidewalk	$118.00	LOT 5 MEADOW BROOK PLAT 3
704 PRAIRIE VIEW DR	Sidewalk	$95.00	LT 19 MEADOW RUE PLAT 1
517 53RD PL	Sidewalk	$562.50	LOT 9 MEADOW RUE PLAT 3
1167 21ST ST	Sidewalk	$375.00	LT 41 BEVERLY HILLS PLAT 4
6630 CODY DR	Sidewalk	$562.50	BROOKSIDE CONDOS UNIT 1101 & G1
7818 COTTONWOOD LN	Sidewalk	$217.00	BRIDGEWOOD PLAT 1 LOT 3
7174 ASPEN DR	Sidewalk	$145.00	REEDS CROSSING PLAT 1 LOT 32
606 76TH ST	Sidewalk	$184.00	PRAIRIE CREEK PLAT 1 LOT 23

RECOMMENDATION: Adoption of a Resolution directing that all costs be certified to the respective County Treasurer for collection.

Lead Staff Member: Bryan Ladd, Accounting Associate

STAFF REVIEWS

Department Director	Tim Stiles, Finance Director
Appropriations/Finance	
Legal	
Agenda Acceptance	

PUBLICATION(S) (if applicable)

Published In	
Dates(s) Published	

SUBCOMMITTEE REVIEW (if applicable)

Committee			
Date Reviewed			
Recommendation	Yes	No	Split

RESOLUTION

WHEREAS, West Des Moines City staff have previously determined that the premises described on the attached assessment schedule, 2019-02 Polk County and D2019-02 Dallas County nuisance abatements:

Parcel	Legal Description
320/00522-022-000	LT 22 ASHWORTH WOODS
320/03026-999-366	LOT 66 MEADOW RUE PLAT 3
320/03026-999-105	LOT 5 MEADOW RUE PLAT 2
320/03026-169-000	LOT 19 MEADOW BROOK PLAT 2
320/03026-541-000	LOT 41 MEADOW BROOK PLAT 9
320/03026-551-000	LOT 51 MEADOW BROOK PLAT 9
320/03910-754-005	LOT 87 PONDEROSA VALLEY PLAT 4
320/03910-752-004	LOT 102 PONDEROSA VALLEY PLAT 2
320/03910-752-007	LOT 105 PONDEROSA VALLEY PLAT 2
320/03026-205-000	LOT 5 MEADOW BROOK PLAT 3
320/03026-984-000	LT 19 MEADOW RUE PLAT 1
320/03026-999-309	LOT 9 MEADOW RUE PLAT 3
320/00643-040-000	LT 41 BEVERLY HILLS PLAT 4
1612411001	BROOKSIDE CONDOS UNIT 1101 & G1
1611452003	BRIDGEWOOD PLAT 1 LOT 3
1612151003	REEDS CROSSING PLAT 1 LOT 32
1611277006	PRAIRIE CREEK PLAT 1 LOT 23

were declared to be a public nuisance; and

WHEREAS, law requires said owners to comply with the abatement of a nuisance or the City of West Des Moines, Iowa is authorized and directed that such public nuisance be abated by said City at the expense of the owners; and

WHEREAS, the City of West Des Moines, Iowa, had to arrange for abatement of the nuisance; and

WHEREAS, the cost to the City of West Des Moines of abating the nuisance was:

Property Address	Amount
933 55TH ST	$178.00
448 53RD PL	$214.00
5313 BROOKVIEW DR	$258.50
5417 ASPEN DR	$118.00
5420 CODY DR	$85.00
5421 CODY DR	$138.00
5433 COACHLIGHT CIR	$205.00
5550 COACHLIGHT DR	$322.00
5622 PONDEROSA DR	$462.00
625 55TH ST	$118.00
704 PRAIRIE VIEW DR	$95.00
517 53RD PL	$562.50
1167 21ST ST	$375.00
6630 CODY DR	$562.50
7818 COTTONWOOD LN	$217.00
7174 ASPEN DR	$145.00
606 76TH ST	$184.00
Total	$4,239.50

and

WHEREAS, pursuant to the provisions of City ordinance and Chapter 364 of the Code of Iowa, the cost of removal and abatement of said nuisance may be made at the expense of the owners of premises;

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF WEST DES MOINES, IOWA that the Director of Finance is directed to certify a copy of this resolution and attached assessment schedule to the respective County Treasurer who shall enter said costs upon the tax books as cost for removing and abating the public nuisance with said costs to be collected as provided by Iowa law.

PASSED AND APPROVED 17th day of June, 2019.

_____
Steven K. Gaer, Mayor

ATTEST:

_____
Ryan Jacobson, City Clerk

NOTICE OF FILING OF
ASSESSMENTS FOR NUISANCE ABATEMENT

To the person owning land within the City of West Des Moines, Polk County, Iowa, particularly described as:

Parcel	Legal Description
320/00522-022-000	LT 22 ASHWORTH WOODS
320/03026-999-366	LOT 66 MEADOW RUE PLAT 3
320/03026-999-105	LOT 5 MEADOW RUE PLAT 2
320/03026-169-000	LOT 19 MEADOW BROOK PLAT 2
320/03026-541-000	LOT 41 MEADOW BROOK PLAT 9
320/03026-551-000	LOT 51 MEADOW BROOK PLAT 9
320/03910-754-005	LOT 87 PONDEROSA VALLEY PLAT 4
320/03910-752-004	LOT 102 PONDEROSA VALLEY PLAT 2
320/03910-752-007	LOT 105 PONDEROSA VALLEY PLAT 2
320/03026-205-000	LOT 5 MEADOW BROOK PLAT 3
320/03026-984-000	LT 19 MEADOW RUE PLAT 1
320/03026-999-309	LOT 9 MEADOW RUE PLAT 3
320/00643-040-000	LT 41 BEVERLY HILLS PLAT 4

You are hereby notified the City of West Des Moines, on June 17th 2019, levied special assessments for the abatement of a public nuisance at the above described property and that said assessment has been certified to the Polk County Treasurer for collection.

You are further notified that assessments may be paid in full or in part without interest at the office of the Polk County Treasurer, at any time within thirty days after the date of the first publication of this notice of the filing of the schedule of assessments with the County Treasurer. Unless said assessments are paid in full within said thirty day period all unpaid assessments will draw annual interest computed at nine percent (commencing on the date the assessment was levied) computed to the December 1st next following the due date.

This Notice given by direction of the Council of the City of West Des Moines, Iowa.

Ryan Jacobson, City Clerk

Publish: June 21st & 28th, 2019