#### TENTATIVE AGENDA OTTUMWA BOARD OF HEALTH

MEETING NO. 1 Council Chambers, City Hall February 5, 2019 5:30 O'clock P.M.

ROLL CALL: Council Member Streeby, Berg, Dalbey, Roe, Stevens and Mayor Lazio.

Approval of Minutes

1. Approve the minutes from Meeting No. 15 on December 18, 2018 as presented.

RECOMMENDATION: Approve the minutes.

Hearing 1722 Mable

- Condemnation 2. This is the time, place and date set to consider condemnation of the structures on the lot located at 1722 Mable Street.
  - A. Open hearing for comments.
  - B. Close public hearing.
  - C. Condemn the structures located at 1722 Mable Street, order prompt demolition, removal and leveling of the lot and direct all costs attendant to such actions, including administrative costs, to be assessed against the property and/or collected from the owner or owners thereof.

RECOMMENDATION: Approve the condemnation of the structures located at 1722 Mable Street.

### Hearing 204 South Van Buren

- Condemnation 3. This is the time, place and date set to consider condemnation of the structures on the lot located at 204 South Van Buren.
  - A. Open hearing for comments.
  - B. Close public hearing.
  - C. Condemn the structures located at 204 South Van Buren, order prompt demolition, removal and leveling of the lot and direct all costs attendant to such actions, including administrative costs, to be assessed against the property and/or collected from the owner or owners thereof.

RECOMMENDATION: Approve the condemnation of the structures located at 204 South Van Buren.

Adjourn

4. Adjournment.



### **FAX COVER SHEET**

City of Ott	umwa			
DATE:	1/30/19	_ TIME:	2:00 PM	NO. OF PAGES2
				(Including Cover Sheet)
ТО:	News Media	<del></del>	CO:	
FAX NO:_		···		
ED () M.	Christina Dainhan	a a		
rkow:	Christina Reinhar	<u>a</u>	<del></del>	
FAX NO:	641-683-0613		PHONE NO:	641-683-0620
MEMO: _	Tentative Agenda	for the Boar	rd of Health Meetir	ng #01 to be held on 2/05/19.
<del></del>				
·				

P 1 01/30/2019 14:24 Serial No. ASC0011021987

TC:	377100

Addressee	Start Time	Time	Prints	Result	Note
KISS	01-30 14:14	00:01:13	002/002	ОК	
KTVO	01-30 14:16	00:01:28	002/002	OK	
Ottumwa Courier	01-30 14:21	00:00:57	000/002	No Ans	
KBIZ/KTWA	01-30 14:22	00:00:57	000/002	No Ans	
TOM FM	01-30 14:23	00:00:57	000/002	No Ans	

Note TMR:Timer TX, POL:Polling, ORG:Original Size Setting, FME:Frame Erase TX, pps:page separation TX, MIX:Mixed Original TX, CALL:Manual TX, CSRC:CSRC, FUD:Forward, PC:PC-FAX, BND:Double-Sided Binding Direction, SP:SPEcial Original, FCODE:F-code, RTX:Re-TX, RLY:Relay, MBX:Confidential, BUL:Bulletin, SIP:SIP FAX: TPABR:TP Address Fax. I FAX:Internet Fax.

Result TEL: RX from TeL, NS: Other Error, Conti Continue. No Ans: No Answer.

Refuse: Receipt Refused, Busy: Busy M-Full: Nemory Full: LOVE: Receiving length Over, POV: Receiving page Over, FTI: File Error, DC: Decode Error, MDN: MDN Response Error, DE: DE: Compulsory Memory Document Decument Decume



#### **FAX COVER SHEET**

City of Oti	umwa			
DATE:	1/30/19	_ TIME:	2:00 PM	NO. OF PAGES 2 (Including Cover Sheet)
TO:	News Media		CO:	
FAX NO:_				
FROM:	Christina Reinhard	<u> </u>		
FAX NO:	641-683-0613		PHONE NO: _	641-683 <b>-</b> 0620
мемо: _	Tentative Agenda	for the Boa	rd of Health Meet	ing #01 to be held on 2/05/19.
	<del></del>			

#### OTTUMWA BOARD OF HEALTH MINUTES

MEETING NO. 15 Council Chambers, City Hall December 18, 2018 5:30 O'clock P.M.

Present were Council Member Stevens, Streeby, Berg, Dalbey, Roe and Mayor Lazio.

Approval of Minutes

1. Roe moved, seconded by Berg to approve the minutes from Meeting No. 14 on December 4, 2018 as presented. All ayes.

2010 Bertha

2. This is the time, place and date set to consider condemnation of the structures on the lot located at 2010 Bertha Street. No objections were received. Streeby moved, seconded by Stevens to close the public hearing. All ayes.

Jody Gates, consultant, reported the property was placarded on September 6, 2018 due to extreme dilapidation. The owner was unable to make the needed repairs on the house. Roe moved, seconded by Streeby to condemn the structures located at 2010 Bertha, order prompt demolition, removal and leveling of the lot and direct all costs attendant to such actions, including administrative costs, to be assessed against the property and/or collected from the owner or owners thereof. All ayes.

Adjourn

3. Dalbey moved, seconded by Streeby to adjourn the meeting. All ayes. Motion carried. Adjournment was at 5:33 P.M.

	OTTUMWA BOARD OF HEALTH
ATTEST:	Tom X. Lazio, Mayor & Chairman
Christina Reinhard, City Clerk	

Prima P B Case Charge Constant U J Driver A Pri

2018 JAN 29 FX 4: 11

# **CITY OF OTTUMWA**

Staff Summary

CTTUME.

\*\* ACTION ITEM \*\*

Council Meeting of: Feb 5, 2019

Health & Inspections

Department

**Jody Gates** 

Prepared By

Kevin C Flanagan

Department Head

City Administrator Approval

AGENDA TITLE: This is the time, place and date to consider condemnation of the structures on the lot located at 1722 Mable Street

1

\*\*Public hearing required if this box is checked.\*\*



"The Proof of Publication for each Public Hearing must be attached to thi Staff Summary. If the Proof of Publication is not attached, the item will no

RECOMMENDATION: Open public hearing

Receive comments Close public hearing

Condemn the structures located at 1722 Mable Street, order prompt demolition, removal and leveling of the lot and direct all costs attendant to such actions, including administrative costs, to be assessed against the

property and/or collected from the owner or owners thereof.

DISCUSSION:

The property was placarded October 15, 2018 due to extreme dilapidation.

The owner is unable to make the needed repairs, therefore staff

recommends condemnation and demolition.

Source of Funds: 151-3-342

**Budgeted Item:** 



**Budget Amendment Needed:** 

Jody



### NOTICE TO ABATE

November 20, 2018

VIA CERTIFIED AND REGULAR MAIL Valerie Wilson Unknown Spouse of Valerie Wilson 1210 Hayne Street Ottumwa, Iowa 52501

# TO WHOM IT MAY CONCERN:

An inspection was made of the placarded property at 1722 Mable, Ottumwa, IA of which you are the registered owner(s) or in which you have a property interest.

It has been determined that by reason of dilapidation and failure to repair this property, this property constitutes a public nuisance.

The following abatement is needed to meet the minimum standards set forth in ordinance 2817-1994, an ordinance establishing the minimum standards governing the condition and maintenance of dwellings, etc.:

#### Abatement needed:

- 1) This nuisance must be abated by demolition within thirty (30) days from this date and the ground leveled to the contour of the surrounding earth.
- 2) The sewer must be terminated and capped within 3' of the property line.
- 3) The water service must be terminated at the connection to the main line.

We are hereby requesting your cooperation in abating this nuisance within the time allotted. Failure to do so will result in further legal action to be taken against you and the property. This action will include a condemnation referral to the Board of Health.

In the event that this order has not been complied with, a public hearing for condemnation will be held by the Ottumwa Board of Health on the 5th day of February, 2019 at 5:30 p.m. in the Council Chambers in City Hall, 105 East Third Street, Ottumwa, Iowa.

Notice to Abate Page 2

If you wish to contest this action, you may do so by filing a written statement with the City Clerk to the Board of Health within five (5) days of the receipt of this letter.

If you have any questions in regard to this matter, you may contact this office by calling 641-683-0625 or by coming to Room 109 at City Hall.

Sincerely,

oni L. Keith, City Attorney

Cc: Health Department Jody Gates
Building Inspector Jake Rusch

#### CONDEMNATION NOTICE VIA CERTIFIED AND REGULAR MAIL

TO: Valerie Wilson

Unknown Spouse of Valerie Wilson, if Any State of Iowa Ptr 19, c/o Richard Hulley CKM3 LLC, c/o Connie Meek

Wapello County, Iowa

You are hereby notified that the structures located at 1722 Mable, Ottumwa, IA have been determined to be a public nuisance, and that the nuisance must be abated by demolition with thirty (30) days of this notice and the lot cleaned and leveled. You are further notified that the legal description of the above property is as follows:

The East Half of Lot 50 in Block 4 in Mannings First Addition to the City of Ottumwa, Wapello County, lowa.

You are further notified that if the nuisance is not abated within 30 days of the date of this notice, a public hearing for condemnation of the structure(s) located on the premises described above will be held by the Ottumwa Board of Health on February 5, 2019 at 5:30 p.m. in the Council Chambers of City Hall, 105 East Third Street, Ottumwa, lowa. If you wish to contest this action, you must do so by filing a written statement with the City Clerk, 105 East Third Street, Ottumwa, IA 52501 within five (5) days of the publication of this notice.

TAKE NOTICE AND GOVERN YOURSELF ACCORDINGLY!

DATED November 20, 2018

Joni J. Keith City Attornev



# NOTICE OF DWELLING OR BUILDING DETERMINED TO BE UNFIT FOR HUMAN HABITATION AND AN ORDER TO CORRECT

Octoober 16, 2018

Valerie Wilson 1210 Hayne Ottumwa,Iowa 52501

91 7199 9991 7035 6854 7139

Valerie Wilson:

An inspection was made on October 15, 2018 of the property located at 1722 Mable, in the City of Ottumwa, Wapello County, Iowa, which is legally described as follows:

MANNING'S 1ST ADD E 1/2 LOT 50 BLK 4 (1722 MABLE) and which the records of the Wapello County Iowa Recorders' Office reveal ownership to be in your name, or that you have a property interest in.

It is in the opinion of the Housing Code Inspector of the City of Ottumwa, Iowa, under authority of Section 364.17 of the Code of Iowa, and Section 20-3 (K), of the Ottumwa Municipal Code, that said building(s) located on said property is (are) in a condition or in effect dangerous and detrimental to life and health and unfit for human habitation. Therefore, you are hereby given notice of said condition and ordered to correct the situation by doing the following before the **16th day of November**, **2018**, to wit:

#### **DEFICIENCY LIST ATTACHED**

Repair plan required. In the event that the repairs or demolition cannot be completed within thirty days, a repair plan must be submitted for approval prior to November 16,2018.

Provide a timetable for repair that is separated into thirty (30) day periods (30 days, 60 days, 90 days, etc.) outlining what repairs are to be completed during each period. There should be a maximum allowance of six (6) months for all repairs to be completed. There is a ninety (90) day maximum time limit for demolition. All wiring, plumbing, furnace – AC repair/replacement, etc. require permits, possibly by licensed contractors. Contact this office, for permit requirements.

No one is to be in this placarded property without the express written permission from the Director. Violation of this standard will result in legal action being taken, including arrest and prosecution.

A copy of this notice and order was this date posted in a conspicuous place in the above said building(s), along with a placard stating said structure(s) is not to be occupied until released by the Inspector.

Failure to make the above said corrections before 12:00 o'clock Noon on the 16th day of November, 2018 may result in the declaration by the undersigned pursuant to Section 364.17 of the Code of Iowa, and Section 20-3 (0), of the Ottumwa Municipal Code that said building(s), is (are) a public nuisance.

You may appeal this order by filing a written appeal with the Inspection Board of Review, Municipal Building, Ottumwa, Iowa, within (15) days after you have received this notice and order. If you have any questions pertaining to this matter contact me by coming to Room 203 at City Hall or by calling 641-683-0650.

Per City Policy #26, you may remove this property from the mandatory trash service and billing for as long as the property remains placarded. Contact Kevin Flanagan at 641-683-0694 for this service.

Signed and dated at Ottumwa Municipal Building, Ottumwa, Iowa, this 16th day of October 2018.

Sincerely,

#### Jacob Rusch

Building Inspector Health & Inspections:: City of Ottumwa, IA 641.683.0650

CERTIFIED #91 7199 9991 7035 6854 7139

CC: Occupant 1722 Mable Ottumwa, Iowa 52501



#### Placard Date-October 16, 2018 DEFICIENCY LIST-1722 Mable

- 1. Make sure exterior doors are repaired and fit properly. IMPC 304.13,15
- 2. Repair all other rotting wood and trim.
- 3. Repair gutters and downspouts as needed. IMPC 304.7
- 4. Replace screens and windows where needed. IMP 304.14
- 5. Remove exterior nuisances. 24-3-12
- 6. Remove all junk, trash, debris and garbage from the house. IMPC 305.1, 308.1
- 7. Repair and paint all damaged floors, walls and ceilings. IMPC 305.3
- 8. Inspect electrical, plumbing and HVAC systems and make repairs and replacement as necessary. IMPC 604.3, UPC, IMC
- 9. Keep grass and weeds below 10 inches. 24-3-10
- 10. Keep structure secured until such time as this property has been repaired or demolished. 24-3-6
- 11. Provide legal utilities. 20-5-A
- 12. Remove Junk Motor Vehicle in back yard. 24 1/2-8
- 13. This is a partial inspection only. A complete inspection will be required. Chapter 20

No one is to be in this placarded property without the express written permission from the Director. Violation of this standard will result in legal action being taken, including arrest and prosecution.

This unit must meet minimum housing code standard before it can be released. Application for a building permit on a placarded house must be accompanied by an updated deficiency list. No structure will be released from the tag list without the necessary permits being taken out before construction starts. Repair or replace all rot, decay or dilapidation that may occur until the structure is released.

Electrical, Plumbing, Heating and certain Building repairs require permits. Check with the Health Department at 641-683-0650 or by coming to room 203 in City Hall before doing any work that might require a permit.



October 16, 2018

Alliant Energy 2901 Oak Meadow Drive Ottumwa, IA 52501

Mid-American Energy 302 S. Vine St. Ottumwa, IA 52501

Ottumwa Water Works 230 Water Works Drive P.O. Box 20 Ottumwa, IA 52501

To Whom It May Concern:

Please, be informed that a placard was placed on October 16, 2018, at 1722 Mable that the dwelling unit is "Unfit for Human Habitation" by the City of Ottumwa, Health Department.

Thank you for your cooperation in this matter.

Sincerely,

#### Jake Rusch

Building Inspector Health & Inspections:: City of Ottumwa, IA 641.683.0650













1722 mable













2019 JAM 29 PM 4: 11

# **CITY OF OTTUMWA**

# **Staff Summary**

OTTEN

\*\* ACTION ITEM \*\*

Council Meeting of: Feb 5, 2019

Health & Inspections

Department

**Jody Gates** 

Prepared By

Kevin C Flanagan

Department Head

City Administrator Approva

AGENDA TITLE: This is the time, place and date to consider condemnation of the structures on the lot located at 204 South Van Buren

\*\*Public hearing required if this box is checked.\*\*

RECOMMENDATION: Open public hearing

Receive comments Close public hearing

Condemn the structures located at 204 South Van Buren, order prompt demolition, removal and leveling of the lot and direct all costs attendant to such actions, including administrative costs, to be assessed against the

property and/or collected from the owner or owners thereof.

DISCUSSION:

The property was placarded November 13, 2018 due to extreme dilapidation. The owner is unable to make the needed repairs, therefore

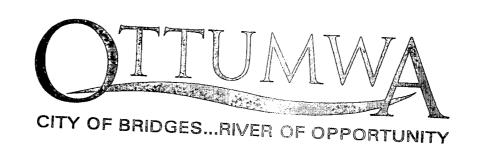
staff recommends condemnation and demolition.

Source of Funds: 151-3-342 **Budgeted Item:** 



**Budget Amendment Needed:** 

Today



# NOTICE TO ABATE

November 20, 2018

VIA CERTIFIED AND REGULAR MAIL Charles and Bonnie Denham 1064 S. Hancock Ottumwa, Iowa 52501

# TO WHOM IT MAY CONCERN:

An inspection was made of the placarded property at 204 S. Van Buren, Ottumwa, IA of which you are the registered owner(s) or in which you have a property interest.

It has been determined that by reason of dilapidation and failure to repair this property, this property constitutes a public nuisance.

The following abatement is needed to meet the minimum standards set forth in ordinance 2817-1994, an ordinance establishing the minimum standards governing the condition and maintenance of dwellings, etc.:

### Abatement needed:

- 1) This nuisance must be abated by demolition within thirty (30) days from this date and the ground leveled to the contour of the surrounding earth.
- 2) The sewer must be terminated and capped within 3° of the property line.
- 3) The water service must be terminated at the connection to the main line.

We are hereby requesting your cooperation in abating this nuisance within the time allotted. Failure to do so will result in further legal action to be taken against you and the property. This action will include a condemnation referral to the Board of Health.

In the event that this order has not been complied with, a public hearing for condemnation will be held by the Ottumwa Board of Health on the 5th day of February, 2019 at 5:30 p.m. in the Council Chambers in City Hall, 105 East Third Street, Ottumwa, Iowa.

Notice to Abate Page 2

If you wish to contest this action, you may do so by filing a written statement with the City Clerk to the Board of Health within five (5) days of the receipt of this letter.

If you have any questions in regard to this matter, you may contact this office by calling 641-683-0625 or by coming to Room 109 at City Hall.

Sincerely,

Joni L. Keith. City Attorney

Cc: Health Department Jody Gates
Building Inspector Jake Rusch

# **CONDEMNATION NOTICE VIA CERTIFIED AND REGULAR MAIL**

TO: Charles Lester Denham

Bonnie Denham
State of Iowa

Wells Fargo Bank NA

Credit Bureau Services of Iowa, Inc.

Willow Grove Investments Inc. c/o Stearns Bank

Wapello County, Iowa

You are hereby notified that the structures located at 204 S. Van Buren, Ottumwa, IA have been determined to be a public nuisance, and that the nuisance must be abated by demolition with thirty (30) days of this notice and the lot cleaned and leveled. You are further notified that the legal description of the above property is as follows:

The North 75 feet of Lots 10, 11 and 12, in Block 2 in Manning's Second Addition to the City of Ottumwa, Wapello County, Iowa.

You are further notified that if the nuisance is not abated within 30 days of the date of this notice, a public hearing for condemnation of the structure(s) located on the premises described above will be held by the Ottumwa Board of Health on February 5, 2019 at 5:30 p.m. in the Council Chambers of City Hall, 105 East Third Street, Ottumwa, lowa. If you wish to contest this action, you must do so by filing a written statement with the City Clerk, 105 East Third Street, Ottumwa, IA 52501 within five (5) days of the publication of this notice.

TAKE NOTICE AND GOVERN YOURSELF ACCORDINGLY!

**DATED November 20, 2018** 

Jori L. Keith City Attorney



### NOTICE OF DWELLING OR BUILDING DETERMINED TO BE UNFIT FOR HUMAN HABITATION AND AN ORDER TO CORRECT

November 13, 2018

91 7199 9991 7035 6854 7269

Charles Lester Denham 204 S Van Buren Ottumwa, IA 52501

Charles Lester Denham:

An inspection was made on **November 13, 2018**, of the property located at **204 S Van Buren**, in the City of Ottumwa, Wapello County, Iowa, which is legally described as follows:

# A L EATONS ADD PT L 4 & 5 BG 15.6 W NE COR L 4/67.62/6.32/1 8/6.32/71.47/44/156/ 44 BEG (218 E WOODLAND)

and which the records of the Wapello County Iowa Recorders' Office reveal ownership to be in your name, or that you have a property interest in.

It is in the opinion of the Housing Code Inspector of the City of Ottumwa, Iowa, under authority of Section 364.17 of the Code of Iowa, and Section 20-3 (K), of the Ottumwa Municipal Code, that said building(s) located on said property is (are) in a condition or in effect dangerous and detrimental to life and health and unfit for human habitation. Therefore, you are hereby given notice of said condition and ordered to correct the situation by doing the following before the 13th day of December, 2018, to wit:

# **DEFICIENCY LIST ATTACHED**

Repair plan required. In the event that the repairs or demolition cannot be completed within thirty days, a repair plan must be submitted for approval prior to December 13, 2018, that meets the following requirements:

Provide a timetable for repair that is separated into thirty (30) day periods (30 days, 60 days, 90 days, etc.) outlining what repairs are to be completed during each period. There should be a maximum allowance of six (6) months for all repairs to be completed. There is a ninety (90) day maximum time limit for demolition. All wiring, plumbing, furnace—AC repair/replacement, etc. require permits, possibly by licensed contractors. Contact this office, for permit requirements.

No one is to be in this placarded property without the express written permission from the Director. Violation of this standard will result in legal action being taken, including arrest and prosecution.

A copy of this notice and order was this date posted in a conspicuous place in the above said building(s), along with a placard stating said structure(s) is not to be occupied until released by the Inspector.

Failure to make the above said corrections before 12:00 o'clock Noon on the 13th day of December, 2018 may result in the declaration by the undersigned pursuant to Section 364.17 of the Code of Iowa, and Section 20-3 (0), of the Ottumwa Municipal Code that said building(s), is (are) a public nuisance.

You may appeal this order by filing a written appeal with the Inspection Board of Review, Municipal Building, Ottumwa, Iowa, within (15) days after you have received this notice and order. If you have any questions pertaining to this matter contact me by coming to Room 203 at City Hall or by calling 641-683-0650.

Per City Policy #26, you may remove this property from the mandatory trash service and billing for as long as the property remains placarded. Contact Kevin Flanagan at 641-683-0694 for this service.

Signed and dated at Ottumwa Municipal Building, Ottumwa, Iowa, this 13th day of November, 2018.

Sincerely,

Jacob Rusch Building Inspector Health Department-City of Ottumwa, IA 641.683.0653

CERTIFIED #91 7199 9991 7035 6854 7269



Date of Investigation: November 13, 2018

## **DEFICIENCY LIST- 204 S Van Buren**

- 1. The house must meet the minimum standards of the code. Chapter 20
- 2. This is a partial inspection only. A complete inspection will be required and the house must meet the minimum standards of the code. Chapter 20
- 3. Keep the property secured until it has been repaired or demolished. 20-3-L

No one is to be in this placarded property without the express written permission from the Director. Violation of this standard will result in legal action being taken, including arrest and prosecution.

This unit must be inspected and meet minimum housing code standard before it can be released and occupied. Application for a building permit on a placarded house must be accompanied by an updated deficiency list. No structure will be released from the tag list without the necessary permits being taken out before construction starts. Repair or replace all rot, decay or dilapidation that may occur until the structure is released.

Electrical, Plumbing, Heating and certain Building repairs require permits. Check with the Health Department at 641-683-0650 or by coming to room 203 in City Hall before doing any work that might require a permit.

Sincerely,

Jacob Rusch Building Inspector Health Department-City of Ottumwa, IA 641.683.0650



November 13, 2018

Alliant Energy 2901 Oak Meadow Drive Ottumwa, IA 52501

Mid-American Energy 302 S. Vine St. Ottumwa, IA 52501

Ottumwa Water Works 230 Water Works Drive P.O. Box 20 Ottumwa, IA 52501

To Whom It May Concern:

Please, be informed that a placard was placed on **November 13, 2018**, at **204 S VAN BUREN** that the dwelling unit is "Unfit for Human Habitation" by the City of Ottumwa, Health Department.

Thank you for your cooperation in this matter.

Sincerely,

#### Jake Rusch

Building Inspector Health & Inspections:: City of Ottumwa, IA 641.683.0650