

**CITY MANAGER'S EXECUTIVE ORDER NO. 07-001
CITY OF DES MOINES**

AN EXECUTIVE ORDER OF THE CITY MANAGER OF THE CITY OF DES MOINES relating to the City's crime-free rental housing program, setting the preliminary crime-free rental housing endorsement fee for the 2007 business license year at \$105.73 per rental unit, ordering collection of the additional assessment of \$5.73 per rental unit for the 2006 business license year, directing staff to gather all relevant data to determine the actual costs of administration of the program for the 2006 business license year no later than June 30, 2007, and directing either a credit or assessment to rental property owners based upon the actual costs of administration for the 2006 business license year.

RECITALS

WHEREAS:

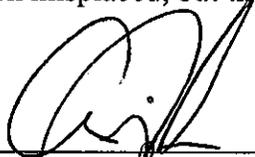
1. DMMC 5.64.080(2) provides that "The crime-free rental housing endorsement fee for the business license years 2006 and thereafter shall be set by the city manager based upon the recommendation of the city of Des Moines police chief, whose recommendation shall be determined by the actual costs of administration of the crime-free rental housing program;
2. DMMC 5.04.040 and DMMC 5.64.080 (3) provide that business license fees and crime-free endorsement fees shall be renewed on or before February 15th of each calendar year;
3. Because the actual costs of administration of the crime-free rental housing program for the 2005 business license year had not been determined as of January 1, 2006, Executive Order No. 06-001, dated March 7, 2006 but made effective as of January 1, 2006, directed that the crime-free rental housing endorsement fee for the 2006 business license year would continue to be \$100.00 per rental unit until after the actual costs of administration were determined;
4. Actual costs of administration of the crime-free rental housing program for the 2005 business license year were ultimately determined to be \$105.73 per rental unit and, based thereon, Executive Order No. 06-002, dated July 26, 2006, directed that all rental property owners would be assessed an additional \$5.73 per rental unit for the 2006 business license year, to be paid with the crime-free rental housing endorsement fee for the 2007 business license year;
5. Actual costs of administration of the crime-free rental housing program for the 2006 business license year have yet to be fully determined, however it is reasonable to assume that they will be approximately the same as for 2005.

NOW, THEREFORE,

It is hereby **ORDERED** as follows:

1. The preliminary crime-free rental housing endorsement fee for the business license year commencing January 1, 2007 and ending December 31, 2007 shall be \$105.73 per rental unit;
2. Staff is directed to collect from each rental property owner for each rental unit for the 2007 business license year the preliminary crime-free endorsement rental housing endorsement fee of \$105.73 plus the additional assessment of \$5.73 for 2006 for a **TOTAL AMOUNT** to be collected of **\$111.46**.
3. Staff is also directed to gather all necessary data and determine as accurately as possible, no later than June 30, 2007, the actual costs of administration of the crime-free rental housing program for the 2006 business license year; and
 - a. In the event that the data shows that the actual costs of administration of the crime free rental housing program requires a fee of less than \$105.73 per rental unit, then the rental property owners will receive a refund or a credit toward future endorsement fees for the identified property; or
 - b. In the event that the program requires a fee of more than \$105.73 per rental unit, then the rental property owners will be assessed an additional amount to be paid with the next years' assessment for the identified property.

DATED this 2nd day of August, 2007. The order is effective as of January 1, 2007.
(The original of this Executive Order No. 07-001 has been misplaced, but the directives have been in force and followed since January, 2007)



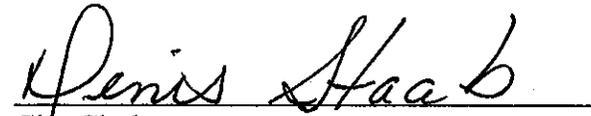
ANTHONY A. PIASECKI
CITY MANAGER
CITY OF DES MOINES

APPROVED AS TO FORM:



Assist
City Attorney

ATTEST:



City Clerk