

ABBREVIATED MINUTES
CODE ENFORCEMENT BOARD
May 17, 2011

The City of Bradenton Code Enforcement Board met in regular session on May 17, 2011 at 2:30 P.M. in the City Hall Council Chambers, 101 Old Main Street, Bradenton, Florida.

ATTENDANCE

Code Enforcement Board members present:

Chairman Robert Grant, Vice Chairman Richard Coury (left at 3:50 pm), Fred Hayo, Gerald Fisher and Glyn Oldham (2:43 pm)

Excused:

Al Youmans

Legal counsel for Code Enforcement Board:

William Lisch, Esq.

PRELIMINARIES

- 1) Meeting called to order by Chairman Grant at 2:35 P.M.
- 2) Flag salute led by Chairman Grant.
- 3) Mr. Coury made the motion to accept the minutes from April 19, 2011 as presented by staff. Second by Mr. Fisher. Motion carried 4-0.

WITNESSES SWORN IN:

Volker Reiss, Cheryl Landers, Mark Runnals, Barbara Hogan, Angelo Ingorvain, Wendy Ingorvain, Jerry LeVin, Walton Hunter, Dora Barrara, Javier Gutierrez, Earl Wright, Pamela Shannon, Michael Beers and Michael Tucker.

UNFINISHED BUSINESS:

NONE

HEARINGS:

11-037 Christine Shannon
Address: 644 11th Avenue East

Pamela Shannon, representative of the property owner, was present. Mark Runnals, Code Enforcement Officer whose credentials are on file, entered eleven photographs into evidence. He displayed the photographs and explained the violations.

Mrs. Shannon, representative of the property owner, made statements concerning the violations.

Actions

Mr. Coury moved to find the property owner in violation of Sections 304.7, 304.13, 704.2, 304.13.2, 304.15, 305.3 and 504.3 from ordinance no. 2906. Second by Mr. Hayo. Motion carried 5-0.

Mr. Coury moved to give the property owner 30 days for code compliance with a fine of \$200.00/day thereafter. Second by Mr. Hayo. Motion carried 5-0.

11-039 Walton Hunter
Address: 224 10th Avenue East

Mr. Walton Hunter, property owner, was present. Mark Runnals, Code Enforcement Officer whose credentials are on file, entered three photographs into evidence. He displayed the photographs and explained the violations.

Mr. Hunter, property owner, made statements concerning the violations.

Actions

Mr. Fisher moved to find the property owner in violation of Sections 304.13.2 from ordinance no. 2906 and Section 1 (B)(3) from ordinance no. 2821. Second by Mr. Coury. Motion carried 5-0.

Mr. Fisher moved to give the property owner 60 days for code compliance with a fine of \$100.00/day thereafter. Second by Mr. Coury. Motion carried 5-0.

11-040 Earl Wright
 Lori Wright
Address: 1010 8th Street East

Mr. Earl Wright, property owner, was present. Mark Runnals, Code Enforcement Officer whose credentials are on file, entered three photographs into evidence. He displayed the photographs and explained the violations.

Mr. Wright, property owner, made statements concerning the violations.

Actions

Mr. Oldham moved to find the property owner in violation of Section 38-62 of the City's Code of Ordinances and Chapter 5.0, Section 5.1.1 from the Land Use Regulations. Second by Mr. Fisher. Motion carried 5-0.

Mr. Oldham moved to give the property owner 10 days for code compliance with a fine of \$100.00/day thereafter. Second by Mr. Fisher. Motion carried 5-0.

**11-043 Michael P. Beers
Michael Allen Tucker**
Address: 1502 18th Street West

Mr. Michael P. Beers and Mr. Michael Allen Tucker, property owners, were present. Cheryl Landers, Code Enforcement Officer whose credentials are on file, entered two photographs into evidence. She displayed the photographs and explained the violations.

Mr. Beers, property owner, made statements concerning the violations.

Actions

Mr. Hayo moved to find the property owner in violation of Section 308.1 from ordinance no. 2906, Chapter 5.0, Section 5.1.1 from the Land Use Regulations and Sections 38-62 from the City's Code of Ordinances. Second by Mr. Coury. Motion carried 5-0.

Mr. Hayo moved to give the property owner 10 days for code compliance with a fine of \$75.00/day thereafter. Second by Mr. Coury. Motion carried 5-0.

11-045 First Federal Bank of Florida
Address: 1108 24th Street West

Mr. Jerry LeVin, representative of the property owner, was present. Cheryl Landers, Code Enforcement Officer whose credentials are on file, entered seventeen photographs into evidence. She displayed the photographs and explained the violations.

Mr. LeVin, representative of the property owner, made statements concerning the violations.

Actions

Mr. Coury moved to find the property owner in violation of Sections 604.3, 304.6, 305.3, 304.13.2, 304.7, 108.1.3 and 108.1.1 from ordinance no. 2906 and Section 1 (A)(2)(3) from ordinance no. 2821. Second by Mr. Oldham. Motion carried 5-0.

Mr. Coury moved to give the property owner 30 days for code compliance with a fine of \$150.00/day thereafter. Second by Mr. Oldham. Motion carried 4-1.

OTHER BUSINESS:

**10-040 Olivia Barrera
Guadalupe Barrera**
Address: 1536 7th Avenue West

Mr. Javier Gutierrez, representative of the property owner, was present. Volker Reiss, Compliance Manager summarized the events of the case, stating that the property remains in violation and staff requests the fine be imposed.

Mr. Gutierrez, representative of the property owner, made statements concerning the violations.

Actions

Mr. Oldham moved to impose the fine. Second by Mr. Fisher. Motion carried 4-0.

10-051 Hung Nguyen
Address: 521 22nd Avenue West

The property owner was not present. Volker Reiss, Compliance Manager summarized the events of the case, stating that the property remains in violation and staff requests the fine be imposed.

No action was taken and the fine is imposed.

**10-053 Christopher Gutierrez
 Miguel Gutierrez Jr.**
Address: 411 10th Avenue East (A & B)

The property owner was not present. Volker Reiss, Compliance Manager summarized the events of the case, stating that the property remains in violation and staff requests the fine be imposed.

No action was taken and the fine is imposed.

11-006 Patricio Echenique
Address: 2206 10th Street West

The property owner was not present. Volker Reiss, Compliance Manager summarized the events of the case, stating that the property remains in violation and staff requests the fine be imposed.

No action was taken and the fine is imposed.

10-059 LBA FIDU, Inc.
Address: 3711 23rd Avenue West

Volker Reiss, Compliance Manager stated that the property owner requested a reduction or elimination of the fine. Mr. Reiss stated the property is in code compliance and summarized the case history. Mr. Reiss stated that staff is not opposed to a reduction of the fine based on the Code Enforcement Board guidelines.

Mr. Angelo Ingorvain and Wendy Ingorvain, the property owners, approached the Board; Mr. Ingorvain made statements concerning the violations and requested a reduction of the fine.

Actions

Mr. Fisher moved to reduce the lien amount to 10% of the total lien amount if paid within 30 days. Second by Mr. Oldham. Motion carried 4-0.

ADJOURMENT:

Meeting adjourned at 4:16 P.M.

Next scheduled meeting – June 20, 2011

Robert B. Grant Jr., Chairman
Code Enforcement Board

Note: This is not a verbatim record. A recorded disc is available upon request for a \$10.00 service charge.