

ABBREVIATED MINUTES
CODE ENFORCEMENT BOARD
July 19, 2016

The City of Bradenton Code Enforcement Board met in regular session on July 19, 2016 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 Fred Hayo, Al Youmans, Xena Vallone and George Vojvodich.

Excused:

Glyn Oldham

Legal counsel for Code Enforcement Board:

William Lisch, Esq.

PRELIMINARIES

- 1) Meeting called to order by Chairman Robert Grant at 2:30 P.M.
- 2) Pledge of Allegiance led by Chairman Robert Grant.
- 3) Mr. Hayo made the motion to accept the minutes from May 17, 2016 as presented by staff. Second by Mr. Youmans. Motion carried 5-0.

WITNESSES SWORN IN:

Volker Reiss, Mark Runnals, Mike Maginness, Jose Lebron, Jermaine Agurs, Reverend Kelvin Simms, Marisa Porras, Kevin Carter, Robert Meetze, Robert Hakim, Cathleen Hakim, Mozelle Fortune, Don Anderson Cosgrove, Josefina Lazano, Jose Vasquez, Kimberly Garno, Donald Gonzalez, Jackie Gonzalez and Teresa Toole.

OLD BUSINESS:

14-036 Point Pleasant Condominium Association Inc.
Address: 210 17th Street North West

Mr. Volker Reiss stated that the property is in compliance and the case is removed from the agenda.

15-115 Children's Academy of Southwest Florida Inc.
Address: 928 25th Street West/P.I. # 4106300009/Ward 3

- 15-116 Children's Academy of Southwest Florida Inc.**
Address: 2415 9th Avenue West/P.I. # 4105200059/Ward 3
- 15-117 Children's Academy of Southwest Florida Inc.**
Address: 2403 9th Avenue West/P.I. # 4103500007/Ward 3
- 15-118 Children's Academy of Southwest Florida Inc.**
Address: 2417 9th Avenue West/P.I. # 4103600005/Ward 3
- 15-119 Children's Academy of Southwest Florida Inc.**
Address: 2419 9th Avenue West/P.I. # 4103900009/Ward 3
- 15-120 Children's Academy of Southwest Florida Inc.**
Address: 2421 9th Avenue West/P.I. # 4104400009/Ward 3

Mr. Volker Reiss asks that we continue the case until the August 16, 2016 Code Enforcement Board Hearing.

Actions

Ms. Vallone moved to continue these cases until the August 16, 2016 Code Enforcement Board Hearing. Second by Mr. Hayo. Motion carried 5-0.

- 16-026 Michael Jordan Calkins Kelly**
Jennifer A. Kelly
Address: 3322 6th Avenue West

Mr. Volker Reiss stated that the property is in compliance and the case is removed from the agenda.

- 16-045 Jose Lozano**
Josefina Lozano
Address: 1911 8th Avenue East

The property owner, Josefina Lozano, was present. Jermaine Agurs, Code Enforcement Officer whose credentials are on file, entered six photographs into evidence. He displayed the photograph and explained the violations.

The property owner, Josefina Lozano, spoke about the violations.

Actions

Ms. Vallone moved to find the property owner in violation of Sections 302.7, 304.2, 605.1 and 304.14 from ordinance no. 2936 and Section 38-62 from the City's Code of Ordinances. Second by Mr. Hayo. Motion carried 5-0.

Ms. Vallone moved to give the property owner 90 days for code compliance with a fine of \$100.00/day thereafter. Second by Mr. Hayo. Motion carried 5-0.

HEARINGS:

16-054 Robert Y. Meetze
Mary Margaret Meetze
Address: 2706 10th Avenue West

The property owner, Robert Meetze, was present. Mark Runnals, Code Enforcement Officer whose credentials are on file, entered five photographs into evidence. He displayed the photographs and explained the violations.

The property owner, Robert Meetze, spoke about the violations and that he needs additional time to come into compliance.

Actions

Mr. Hayo moved to find the property owner in violation of Sections 304.2, 304.7 and 302.7 from ordinance no. 2936, Section 1 (A)(2)(3) from ordinance no. 2821 and Section 38-62 and Section 18-31 from the City's Code of Ordinances. Second by Ms. Vallone. Motion carried 5-0.

Mr. Hayo moved to give the property owner 90 days for code compliance with a fine of \$100.00/day thereafter. Second by Ms. Vallone. Motion carried 5-0.

16-056 Michael S. DiCristo
Address: 1539 8th Avenue West

The property owner was not present. Mark Runnals, Code Enforcement Officer whose credentials are on file, entered thirteen photographs into evidence. He displayed the photographs and explained the violations.

Actions

Mr. Hayo moved to find the property owner in violation of **Entire Property/Both Structures:** Sections 304.2, 308.1 and 605.1 from ordinance no. 2972 and Section 1 (A)(2)(3) from ordinance no. 2821. **Front Structure:** Section 304.7 from ordinance no. 2972. **Back (Rear) Structure:** Sections 304.15, 304.10 and 304.1 from ordinance no. 2972. Second by Mr. Youmans. Motion carried 5-0.

Mr. Hayo moved to give the property owner 30 days for code compliance with a fine of \$250.00/day thereafter. Second by Mr. Youmans. Motion carried 5-0.

16-057 Donald R. Gonzales
Jackie Gonzales
Address: 918 17th Street West

The property owner, Donald Gonzales and Jackie Gonzalez, were present. The property owner's representative, Teresa Toole, was present. Mark Runnals, Code Enforcement Officer whose credentials are on file, entered two photographs into evidence. He displayed the photographs and explained the violations.

The property owner, Donald Gonzales, spoke about the violations. The property owner's representative, Teresa Toole, talked about the plans to fix the violations.

Actions

Mr. Vojvodich moved to find the property owner in violation of Section 18-31 from the City's Code of Ordinances. Second by Mr. Hayo. Motion carried 5-0.

Mr. Vojvodich moved to give the property owner 90 days for code compliance with a fine of \$100.00/day thereafter. Second by Mr. Hayo. Motion carried 5-0.

16-058 **Robert Hakim, Sr.**
 Cathleen L. Hakim
Address: 1701 26th Street West

The property owner, Robert Hakim, Sr. and Cathleen L. Hakim, were present. Mark Runnals, Code Enforcement Officer whose credentials are on file, entered seven photographs into evidence. He displayed the photograph and explained the violations.

The property owner, Robert Hakim, Sr., spoke about the violations.

Actions

Mr. Hayo moved to find the property owner in violation of Sections 302.7, 308.1 and 304.2 from ordinance no. 2972, Section 1 (A)(2)(3) from ordinance no. 2821, Chapter 5.0, Section 5.1.1 from the Land Use Regulations and Section 38-81 from the City's Code of Ordinances. Second by Mr. Vojvodich. Motion carried 5-0.

Mr. Hayo moved to give the property owner 90 days for code compliance with a fine of \$200.00/day thereafter. Second by Mr. Vojvodich. Motion carried 5-0.

16-059 **Ward Temple AME Church Inc.**
Address: 303 10th Avenue West

The property owner, Reverend Kelvin Simms, was present. Michael Maginness, Code Enforcement Officer whose credentials are on file, entered eighteen photographs into evidence. He displayed the photographs and explained the violations.

The property owner, Reverend Kelvin Simms, spoke about the violations.

Actions

Mr. Youmans moved to find the property owner in violation of **All Structures/Entire Property**: Sections 302.7, 605.1 and 304.14 from ordinance no. 2972. **Unit #305**: Sections 605.1, 504.1 and 603.1 from ordinance no. 2972 and Section 38-81 from the City's Code of Ordinances. **Unit #309**: Section 305.3 from ordinance no. 2972. **Unit #315**: Sections 108.1.3, 604.3, 302.3, 304.15 and 304.7 from ordinance no. 2972. **Unit #317**: Section 504.1 from ordinance no. 2972 and Section 1 (B)(1) from ordinance no. 2821. **Unit #405**: Section 504.1 from ordinance no. 2972. **Unit #407**: Section 604.3 from ordinance no. 2972. **Unit #411**: Section 302.3 from ordinance no. 2972. Second by Mr. Hayo. Motion carried 5-0.

Mr. Youmans moved to give the property owner 90 days for code compliance with a fine of \$250.00/day thereafter. Second by Mr. Hayo. Motion carried 5-0.

16-060 X-Lent Auto Body Shop
Address: 1426 9th Street West

Mr. Volker Reiss asks that we continue the case until the August 16, 2016 Code Enforcement Board Hearing.

Actions

Mr. Vojvodich moved to continue these cases until the August 16, 2016 Code Enforcement Board Hearing. Second by Mr. Hayo. Motion carried 5-0.

**16-061 Oscar Nunez
Marisa Porras**
Address: 510 20th Avenue West

The property owner, Marisa Porras, was present. Michael Maginness, Code Enforcement Officer whose credentials are on file, entered five photographs into evidence. He displayed the photographs and explained the violations.

The property owner, Marisa Porras, spoke about the violations.

Actions

Mr. Youmans moved to find the property owner in violation of Sections 304.14 and 304.2 from ordinance no. 2972 and Section 1 (B)(1) and Section 1 (A)(2)(3) from ordinance no. 2821. Second by Ms. Vallone. Motion carried 5-0.

Mr. Youmans moved to give the property owner 60 days for code compliance with a fine of \$150.00/day thereafter. Second by Ms. Vallone. Motion carried 5-0.

OTHER BUSINESS:

14-019 Citimortgage Inc.
Address: 1316 15th Street West

The property owner's representative, Kimberly Garno, was present. Mr. Volker Reiss summarized the events of the case.

The property owner's representative, Kimberly Garno, spoke about the violations and asked for a reduction in the fine.

Actions

Ms. Vallone moved to reduce the fine to \$26,000 if paid in 30 days. No second. Motion failed. Mr. Youmans moved to reduce the fine to \$12,600 if paid in 30 days. Second by Mr. Grant. Motion carried 3-2 (Ms. Vallone and Mr. Vojvodich opposed).

15-096 Citimortgage Inc.
Address: 2102 23rd Avenue West

The property owner's representative, Kimberly Garno, was present. Mr. Volker Reiss summarized the events of the case.

The property owner's representative, Kimberly Garno, spoke about the violations and asked for a reduction in the fine.

Actions

Ms. Vallone moved to reduce the fine to \$1,750 if paid in 30 days. Second by Mr. Hayo. Motion carried 4-1 (Mr. Grant opposed).

15-017 CKZ Realestate Holdings, LLC
Address: 1108 16th Avenue West

The new property owner's representative, Don Anderson Cosgrove, was present. Mr. Volker Reiss summarized the events of the case.

The new property owner's representative, Don Anderson Cosgrove, spoke about the violations and asked for a reduction in the fine.

Actions

Ms. Vallone moved to reduce the fine to \$1,500 if paid in 30 days. Second by Mr. Hayo. Motion carried 4-1 (Mr. Grant opposed).

16-027 Meetze Construction Inc.
Address: 2624 10th Avenue West

The property owner, Robert Meetze, was present. Mr. Volker Reiss summarized the events of the case.

The property owner, Robert Meetze, spoke about the violations and asked for additional time to come into compliance.

Actions

Mr. Hayo moved to give the property owner 60 days to come into compliance. Second by Mr. Youmans. Motion carried 4-1 (Ms. Vallone opposed).

16-005 Rose M. Maugherman
Address: 1515 16th Street West

The property owner was not present. Mr. Volker Reiss 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.

16-007 Arthur C. Samuel
Address: 1114 27th Street East

The property owner was not present. Mr. Volker Reiss 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.

16-014 William J. Beierlein
Address: 1420 26th Street West

Mr. Volker Reiss stated that the property is in compliance and the case is removed from the agenda.

16-020 Kevin D. Carter
Address: 604 25th Avenue West

The property owner, Kevin D. Carter, was present. Mr. Volker Reiss summarized the events of the case.

The property owner, Kevin D. Carter, spoke about the violations and asked for additional time to come into compliance.

Actions

Mr. Youmans moved to give the property owner 90 days to come into compliance. Second by Mr. Grant. Motion carried 4-1 (Mr. Hayo opposed).

16-030 Dave S. Dawes
Address: 1516 11th Street West

The property owner was not present. Mr. Volker Reiss 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.

16-035 Nick Cade
Ruth Cade Revoc Trust DTD 6/16/2000
Address: 1009 13th Avenue West

The property owner was not present. Mr. Volker Reiss 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.

**16-037 Homebridge Financial Services, Inc.
c/o Cenlar FSB Cenlar Central Loan
Admin & Reporting ISAOA, ATIMA**
Address: 931 25th Street West

The property owner was not present. Mr. Volker Reiss 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.

STAFF/BOARD COMMENTS:

None

ADJOURNMENT:

Meeting adjourned at 4:48 P.M.
Next scheduled meeting – August 16, 2016

**Robert B. Grant Jr., Chairman
Code Enforcement Board**

Note: This is not a verbatim record. A recorded disc is available upon request.