

ABBREVIATED MINUTES
CODE ENFORCEMENT BOARD

October 20, 2015

The City of Bradenton Code Enforcement Board met in regular session on October 20, 2015 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, Xena Vallone, Glyn Oldham, Brian Metrocavage and George Vojvodich.

Excused:

Vice Chairman Fred Hayo and Al Youmans

Legal counsel for Code Enforcement Board:

William Lisch, Esq.

PRELIMINARIES

- 1) Meeting called to order by Chairman Robert Grant at 2:32 P.M.
- 2) Pledge of Allegiance led by Chairman Robert Grant.
- 3) Ms. Vallone made the motion to accept the minutes from September 15, 2015 as presented by staff. Second by Mr. Metrocavage. Motion carried 5-0.

WITNESSES SWORN IN:

Volker Reiss, Mark Runnals, Jose Lebron, Mike Maginness, Jermaine Agurs, Darah Kaplan, Melvin Burston, Gary French, Theresa Robertson, Tim Fitzpatrick, David Demick, James Rose, Beth Miller and Belton Wall.

OLD BUSINESS:

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

Mr. Volker Reiss stated that he had a conversation with the property owner and asked if the case can be continued until the November 17, 2015 Code Enforcement Board Hearing.

Actions

Mr. Oldham moved to continue the case until the November 17, 2015 Code Enforcement Board Hearing. Second by Mr. Metrocavage. Motion carried 5-0.

15-083 Arthur F. Brown, III
Address: 6905 15th Avenue Drive West

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

HEARINGS:

15-090 Belton S. Wall IV
Address: 2521 7th Avenue West

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

15-091 James E. Rose
Address: 1608 Ballard Park Drive

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

Mr. James Rose, the property owner spoke about the violations.

Actions

Ms. Vallone moved to find the property owner in violation of Sections 108.1.5.7, 304.7, 302.5, 304.2 and 302.4 from ordinance no. 2936 and Section 1 (A)(2)(3) from ordinance no. 2821. Second by Mr. Oldham. Motion carried 5-0.

Ms. Vallone moved to give the property owner 60 days for code compliance with a fine of \$200.00/day thereafter. Second by Mr. Oldham. Motion carried 5-0.

15-092 First Baptist Church of Bradenton Florida Inc.
Address: 1316 4th Avenue West

The property owner was not present. Michael Maginness, Code Enforcement Officer whose credentials are on file, entered one photograph into evidence. He displayed the photograph and explained the violations.

Actions

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

Mr. Oldham moved to give the property owner 30 days for code compliance with a fine of \$75.00/day thereafter. Second by Mr. Metrocavage. Motion carried 5-0.

15-094 Theresa P. Robertson
Theresa P. Robertson Trust DTD 11/2/2005
Address: 6806 23rd Avenue West

The property owner, Theresa Robertson, was present. Jose Lebron, Code Enforcement Officer whose credentials are on file, entered three photographs into evidence. He displayed the photographs and explained the violations.

Mrs. Theresa Robertson, the property owner spoke about the violations. Mr. Tim Fitzpatrick and David Demick, neighbors of Mrs. Robertson spoke about the violations and what they are doing to help her.

Actions

Mr. Oldham moved to find the property owner in violation of Sections 304.15 and 304.2 from ordinance no. 2936 and Section 1 (A)(2)(3) from ordinance no. 2821. Second by Ms. Vallone. Motion carried 5-0.

Mr. Oldham moved to give the property owner 130 days for code compliance with a fine of \$75.00/day thereafter. Second by Ms. Vallone. Motion carried 5-0.

15-095 Warkat Inc.
Address: 2224 12th Street West

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

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

The property owner's representative, Darah Kaplan, was present. Michael Maginness, Code Enforcement Officer whose credentials are on file, entered six photographs into evidence. He displayed the photographs and explained the violations.

Darah Kaplan, the property owner's representative, spoke about the violations.

Actions

Mr. Metrocavage moved to find the property owner in violation of Sections 302.7, 308.1, 605.1, 304.2, 304.14 and 304.7 from ordinance no. 2936 and Section 1 (B)(1) and Section 1 (A)(2)(3) from ordinance no. 2821. Second by Ms. Vallone. Motion carried 5-0.

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

15-097 John Edwin Parker
Address: 2702 22nd Avenue West

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

Actions

Ms. Vallone moved to find the property owner in violation of Chapter 5.0, Section 5.1.1 from the Land Use Regulations. Second by Mr. Oldham. Motion carried 5-0.

15-098 Palma Sola Investments I LLC

Address: 1206 68th Street West

The property owner's representative, Gary French, was present. Jose Lebron, Code Enforcement Officer whose credentials are on file, entered four photographs into evidence. He displayed the photographs and explained the violations.

Gary French, the property owner's representative, spoke about the violations and asked for 90 days to come into compliance.

Actions

Mr. Vojvodich moved to find the property owner in violation of Sections 304.13.2, 304.15, 304.14 and 304.2 from ordinance no. 2936 and Section 1 (A)(2)(3) from ordinance no. 2821. Second by Mr. Oldham. 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. Oldham. Motion carried 5-0.

15-100 Melvin F. Burston

Trena C. Burston

Address: 1018 4th Street West

The property owner, Melvin F. Burston, was present. Michael Maginness, Code Enforcement Officer whose credentials are on file, entered three photographs into evidence. He displayed the photographs and explained the violations.

Melvin F. Burston, the property owner, spoke about the violations.

Actions

Ms. Vallone moved to find the property owner in violation of Sections 302.7, 304.2, 302.3, 304.7, 304.3 and 308.1 from ordinance no. 2936, Section 1 (A)(2)(3) from ordinance no. 2821, Section 38-81 from the City's Code of Ordinances and Chapter 5.0, Section 5.1.1 from the Land Use Regulations. Second by Mr. Oldham. Motion carried 5-0.

Ms. Vallone moved to give the property owner 30 days for code compliance on Section 308.1 from ordinance no. 2936, Section 38-81 City's Code of Ordinances and Chapter 5.0, Section 5.1.1 from the Land Use Regulations and to give the property owner 90 days for code compliance on all other violations, with a fine of \$200.00/day thereafter. Second by Mr. Oldham. Motion carried 5-0.

OTHER BUSINESS:

14-031 JSJ Tile & Stone Inc.
Address: 212 7th Street East

The bank's representative, Beth Miller, was present. Mr. Volker Reiss summarized the events of the case.

The bank's representative, Beth Miller, asked for a reduction of the fine.

Actions

Ms. Vallone moved to reduce the fine to \$5,700.00 to be paid in 30 days. Second by Mr. Oldham. Motion granted 3-2 (Oldham and Metrocavage opposed).

14-091 Sego Ventures Group LLC
Address: 5004 SR 64 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.

15-011 Fareic J LLC
Address: 2415 13th 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.

**15-030 Rosetta Archer
Elvia Jacqueline Hester**
Address: 209 11th 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.

15-065 Rebekah A. Dorman
Address: 3713 Highland Avenue

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

ADJOURMENT:

Meeting adjourned at 4:23 P.M.
Next scheduled meeting – November 17, 2015

Robert B. Grant Jr., Chairman
Code Enforcement Board

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