



**CODE ENFORCEMENT BOARD
MINUTES: WEDNESDAY, JANUARY 2, 2019**

The City of Florence, Kentucky Code Enforcement Board met at 10:00 a.m. on Wednesday, January 2, 2019 in the Council Chambers of the Florence Government Center with Code Enforcement Board Chairman, Jim Johnson presiding.

CALL TO ORDER & ROLL CALL

Chairman Johnson called the meeting to order and requested a roll call. Present were the following five (5) Board Members: Lance Howard, Rick Rowland, Dave Spille, Bill Sharp and Jim Johnson.

Also present: Hugh Skees, Attorney; Nancy Zeilman, CEB Secretary/City Clerk; Jeremy Kleier, Code Enforcement Administrator; Dale Jesensky, Code Enforcement Officer; Mike Macaluso, Code Enforcement Officer; Brian DeCarlo, Code Enforcement Officer; Kevin Vogelpohl, Fire Marshall, Nathan Rettig, Police Sergeant, Jose Flores, Contesting, Pat Bradley, Contesting.

APPROVAL OF MINUTES:

December 5, 2018

Chairman Johnson called for a motion to approve the minutes of the December 5, 2018 meeting of the Code Enforcement Board. Board Member Sharp motioned to accept the minutes as read with a second from Member Howard. **Motion carried by unanimous vote.**

SWEARING IN:

The Code Enforcement Officers were sworn in by Chairman Johnson.

CONTESTED CASE:

**Contested Case #2018-104-oc
7920 Tanners Gate Lane**

**City of Florence vs. Green 13 Apparel Design
MM-2018-381**

Officer Macaluso stated that this property is located at 7920 Tanners Gate Lane. 8/6 he received notification that they are not in compliance with Occupational License. Officer Macaluso explained to the owner what the license is and how to obtain it. He then gave them a week to come into compliance. 8/17 no change so citation was issued. 8/20 Officer Macaluso received notification that owner called. He stated that he hired a new CPA and problem would be fixed. He paid citation that day. On inspection by the officer on 8/31, 9/13 and 9/28, there was no change to the violation. He spoke with owner and gave him one week to comply. 12/6 2nd citation was issued. \$150.00 owed. No liens. He owes 2017 Occupational license. He paid for 2018. 2019 due April 14th.

Owner, Pat Bradley stated that he will arrange to get the proper information for 2017 and get it taken care of. He hired a new accounting firm 8 months ago so things are falling into place. He requested more time and help with the fine. Member Spille motioned to continue the case until February allowing Mr. Bradley to produce his 2017 taxes and come into compliance. There was a second from Mr. Howard. Motion carried by unanimous vote. Mr. Bradley was informed that the fine will be discussed in February once he is in compliance.

**Contested Case #2018-440-ZG
8300 Tamarack Drive**

**City of Florence vs Tamarack LLC
BD-2018-55**

Officer DeCarlo stated that he noticed trailers parked inappropriately. On inspection 11/20 they were removed. On 12/10 two trailers were once again on the property. The parking area is ok for one trailer but a Citation was issued due to there being two trailers. Officer DeCarlo received a call from Jose Flores stating that he was told by someone in the City that the trailers could both be parked in this area. Brian explained that having two trailers is a violation. Jose removed one trailer which makes him in compliance.

Mr. Flores ask if the \$50 fine can be removed since he is in compliance. Motion to dismiss was made by Board Member Rowland with a second from Mr. Sharp. **Motion carried by unanimous vote.**

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PARKING CASES: (6) PAID (1)

Case #	2018-78-CB	City of Florence vs	Jerry Banks	128 Lloyd Avenue	Citation # 0539
Case #	2018-79-DH	City of Florence vs	Consuelo Soto Romero	Clark Street	Citation #2005
Case #	2018-80-DH	City of Florence vs	Jonathan E. Schwartz	Clark Street	Citation #2006
Case #	2018-81-KS	City of Florence vs	T. Do Yen Nguyet	88 Meadow Creek	Citation #5723
Case #	2018-82-KS	City of Florence vs	Tiffany Orr	110 Center Street	Citation #5724
Case #	2018-83-KO	City of Florence vs	Doris Carter	1834 Waverly Dr.	Citation #1546 Paid

No one appeared to contest a parking violation.

Motion made by Mr. Sharp to uphold all citations. Second from Mr. Howard. **Motion carried by unanimous vote.**

ANIMAL CONTROL CASES: (0) None

FIRE PREVENTION CASES: (0)

CITATION ISSUED – NO RESPONSE – (FINAL ORDER (17) PAID (1)

Case #	2018-97-OC	City of Florence vs	Vertex Professional Group	7908 Tanners Gate Lane	Citation #	MM-2018-369 paid
Case #	2018-98-OC	City of Florence vs	Mufg Union Bank	7300 Turfway Road, Suite 440	Citation #	MM-2018-375
Case #	2018-99-OC	City of Florence vs	Pamela H. Potter PSC	7310 Turfway Road, Suite 550	Citation #	MM-2018-376
Case #	2018-100-OC	City of Florence vs	Griffith Holding LLC	7730 US 42	Citation #	MM-2018-370
Case #	2018-101-OC	City of Florence vs	Braehler Properties LLC	8605 Haines Drive	Citation #	MM-2018-377
Case #	2018-102-OC	City of Florence vs	Arend Distributing Co., LLC	8180 Dream Street	Citation #	MM-2018-378
Case #	2018-103-OC	City of Florence vs	NKY Redbird Carriers	7505 Sussex Drive	Citation #	MM-2018-380
Case #	2018-104-OC	City of Florence vs	Green 13 Apparel Design LLC	7920 Tanners Gate Lane	Citation #	MM-2018-381
Case #	2018-105-OC	City of Florence vs	Arend Distributing Co., LLC	8180 Dream Street	Citation #	MM-2018-391
Case #	2018-106-OC	City of Florence vs	Braehler Properties LLC	8605 Haines Drive	Citation #	MM-2018-392
Case #	2018-107-OC	City of Florence vs	NKY Redbird Carriers	7505 Sussex Drive	Citation #	MM-2018-399
Case #	2018-108-OC	City of Florence vs	Pamela H. Potter PSC	7310 Turfway Rd.	Citation #	MM-2018-409
Case #	2018-109-OC	City of Florence vs	Braehler Properties LLC	8605 Haines Drive	Citation #	MM-2018-410
Case #	2018-110-OC	City of Florence vs	Griffith Holding LLC	7730 US 42	Citation #	MM-2018-412
Case #	2018-111-OC	City of Florence vs	NKY Redbird Carriers	7505 Sussex Drive	Citation #	MM-2018-413
Case #	2018-112-	City of Florence vs	Todd Breckel CPA	71 Cavalier Blvd.	Citation #	MM-2018-414
Case #	2018-113-OC	City of Florence vs	MSC Florence LLC	7503 Woodspoint Drive	Citation #	MM-2018-416

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CONTINUED CASES

**Con't Case # 2018 -309-ZG City of Florence vs Advanced Construction Services Citation DJ-2018-091
7660 Industrial Road**

Officer Jesensky stated that Advanced Construction has hired lawyers to help with their plan progression and the situation continues to improve. He requested that the case be continued to February. Mr. Sharp motioned to continue to February with a second from Mr. Howard. **The motion was passed by unanimous vote.**

**Con't Case 2018-70-OC City of Florence vs BBMJJ Multiple Citations & Liens
7735 Industrial Road**

BBMJG still has no Occupational License because they have not paved as per the plans. It was pointed out that they cannot pave now due to weather. Mr. Howard made a motion to continue the case to February. Second was made by Mr. Sharp. **The motion was passed by unanimous vote.**

**Con't Case #2018-206-PM City of Florence vs Ron Brown Multiple Citations & Liens
410 Kentaboo Avenue**

Supervisor Kleier stated that the report from the Engineer says it is not structurally unsafe but is not fit for human occupancy. Mr. Skees made a recommendation to foreclose on the liens. A Resolution will be prepared and presented to City Council for consideration.

Board Member Roland motioned to make the recommendation to City Council to foreclose on the liens. Mr. Sharp followed with a second. **The motion was carried by unanimous vote.**

**Con't Case #2018-182-PM City of Florence vs Mary Vivian Sowder Estate Multiple Citations & Liens
8231 U.S. 42**

Supervisor Kleier stated that the report from the Engineer says it is not structurally unsafe but is not fit for human occupancy. Mr. Skees stated that the owners are cooperative. The owners recommended that the Fire Department use it but the Fire Department declined. Because the owners are being cooperative he would like to continue negotiations with them and ask that the case be continued to February.

Board Member Sharp motioned to continue the case. Mr. Howard followed with a second. **The motion was carried by unanimous vote.**

ATTORNEY'S REPORT: Nothing to report

OTHER BUSINESS:

Officer Macaluso requested that Braehler Properties, 8605 Haines Drive, be served a subpoena due to no Occupational License and numerous attempts to communicate with them. Motion to issue a subpoena was made by Mr. Spille with second by Mr. Rowland. The motion was carried by unanimous vote.

Officer Macaluso requested that Vincent Burns, 26 Julia Avenue, be served a subpoena. Mr. Burns has a disabled vehicle and his eaves are in his neighbor's yard. He has ignored numerous violations and the numerous efforts to contact him. Motion made by Mr. Spille to serve a subpoena and a second from Mr. Howard. **The motion was carried by unanimous vote.**

ADJOURNMENT:

Chairman Johnson reminded the Board that, the next meeting will be held on February 6, 2019.

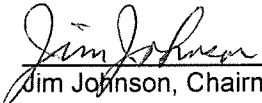
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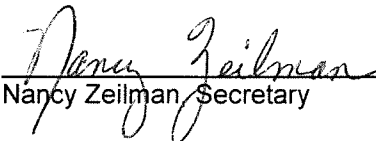
There being no further business to come before the Board, Chairman Johnson called for a motion to adjourn. Board Member Howard so moved, with second from Board Member Sharp. **Motion passed with unanimous approval of the Board**, the time being 10:23 a.m.

APPROVED:



Jim Johnson, Chairman

ATTEST:



Nancy Zeilman, Secretary