



**CODE ENFORCEMENT BOARD
MINUTES: WEDNESDAY, JANUARY 8, 2020**

The City of Florence, Kentucky Code Enforcement Board met at 10:00 a.m. on Wednesday, January 8, 2020 in the Council Chamber 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, Bill Sharp, David Spille, and Jim Johnson.

Also present: Hugh O. Skees, Attorney; Melissa Kramer, Assistant City Clerk; Jeremy Kleier, Code Enforcement Administrator; Mike Macaluso, Code Enforcement Officer; Brian DeCarlo, Code Enforcement Officer; John Black, Fire/EMS Assistant Chief; Sgt. Chris Billiter, Police Officer. In the audience: Samuel Forlenza, Jr., DC, contesting.

APPROVAL OF MINUTES:

December 4, 2019

Chairman Johnson called for a motion to approve the minutes of the December 4, 2019 meeting of the Code Enforcement Board. Board Member Sharp motioned to accept the minutes as read with a second from Board Member Howard. **Motion carried by unanimous vote.**

SWEARING IN:

The Code Enforcement Officers were sworn in by Chairman Johnson.

CONTESTED CASE:

**Contested Case #2019-394-PM
9 Meadow Lane**

**City of Florence vs. Dianne Carroll Wehrman
Citation #ST-2019-016**

Officer Macaluso presented the case as follows: Spoke with property owner this morning and she is not in compliance. The trash/debris and high weeds/grass remain. Granted an extra month to come into compliance and requesting continuance. Mr. Rowland motioned to continue the case to next month. Mr. Sharp followed with a second. **Motion carried by unanimous vote.**

**Contested Case #2019-373-OC
73 Cavalier Blvd.**

**City of Florence vs. NKY Chiropractic Spine & Injury
Multiple Citations**

Officer Macaluso presented the case as follows: Property located at 73 Cavalier Blvd., Suite 113, Northern Kentucky Chiropractic Spine and Injury. On 6/4, sent letter for non-compliance with occupational license; 8/6 no change, issued 1st citation; 10/7 issued 2nd citation; 11/27 no change, issued 3rd citation; 12/10 received a phone call from Mr. Forlenza and requested to contest citation, he was placed on the January agenda; Followed up with the finance department this morning and due to some discrepancies on the application, not approved yet. Not in compliance at the present time.

Samuel Forlenza, Jr., DC, chiropractor appeared on behalf of NKY Chiropractic Spine & Injury. Mr. Forlenza stated he used a post office box due to not receiving his mail and checks. Previously, when he moved to different locations and practices, his money trail did not follow. Therefore, he obtained a post office box to ensure receipt of his mail if he ever moved. Unfortunately, no intent to ignore the correspondence and was unaware until the property manager gave him a stack of mail. Has no issue with coming into compliance and did complete some paperwork. If he is missing any information, he will provide. Officer Macaluso stated correspondence was sent from administration with information which is needed. Mr. Forlenza stated he did not

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receive the letter. Officer Macaluso instructed Mr. Forlenza to follow up with the finance department. Mr. Forlenza requested dismissal of fines or continuance to allow him to come into compliance. Mr. Spille motioned to continue the case to next month. Mr. Howard followed with a second. **Motion carried by unanimous vote.**

**Contested Case # 2019-510-OC
7281 Turfway Road**

**City of Florence vs OBI Salon
Citation #MM-2019-727**

Officer Macaluso presented the case as follows: On 6/14, sent letter for non-compliance with occupational license; 9/3 no change; 12/5 no change, issued 1st citation; 12/5 finance department was contacted and OBI Salon came into compliance. Spoke with her the previous week and she is in compliance. Officer Macaluso requested citation be dropped. Mr. Sharp motioned to dismiss the citations. Mr. Howard followed with a second. **Motion carried by unanimous vote.**

PARKING CASES: (12) PAID (3)

Case #	2019-126-CB	City of Florence vs	Lexi Skaggs	2405 Ormond	Citation #0545
Case #	2019-127-CB	City of Florence vs	Tom Gudaitis	8446 Winthrop	Citation #0546
Case #	2019-128-RT	City of Florence vs	Kayla Merila	8398 Juniper Lane	Citation #0667
Case #	2019-129-NH	City of Florence vs	Rebecca Wiedenbein	60 Edward	Citation #0776
Case #	2019-130-KG	City of Florence vs	Rhonda Johnson	500 Meijer Drive	Citation #1736PD
Case #	2019-131-KG	City of Florence vs	Sandra Keough	500 Meijer Drive	Citation #1737
Case #	2019-132-CM	City of Florence vs	Lawrence White, Jr	8364 Tamarack Drive	Citation #2298
Case #	2019-133-CM	City of Florence vs	Deirdre Bowles	9066 Gunpowder	Citation #2299
Case #	2019-134-CM	City of Florence vs	Juan Avalos	Carole Lane	Citation #2701PD
Case #	2019-135-PC	City of Florence vs	Victor Stewart	Meijer	Citation #3108PD
Case #	2019-136-PC	City of Florence vs	Sheila Snyder	Pinehurst	Citation #3109
Case #	2019-137-PC	City of Florence vs	Emma Poole	Skate Park	Citation #3110

No one appeared to contest the stated parking violations. Mr. Sharp motioned to uphold all parking violations. Mr. Howard followed with a second. **Motion was carried by unanimous vote.**

ANIMAL CONTROL CASES: (0) None

OCCUPATIONAL LICENSE CASES (32) PAID (1)

Case #	2019-485-OC	City of Florence vs	A Total Tan	7220 Burlington Pike	Citation #	MM-2019-701
Case #	2019-486-OC	City of Florence vs	Pink-in-a-Blanket Doughnut, Inc.	7220 Burlington Pike	Citation #	MM-2019-702PD
Case #	2019-487-OC	City of Florence vs	Stephanie Benedetti	4895 Houston Rd	Citation #	MM-2019-703
Case #	2019-488-OC	City of Florence vs	Shady Photography Studio	8180 Mall Road	Citation #	MM-2019-704
Case #	2019-489-OC	City of Florence vs	Paul Taulbee	60 Cavalier Blvd.	Citation #	MM-2019-705
Case #	2019-490-OC	City of Florence vs	Doscas Sitanata	4885 Houston Rd	Citation #	MM-2019-706
Case #	2019-491-OC	City of Florence vs	Teresa Gillum	4885 Houston Rd	Citation #	MM-2019-707
Case #	2019-492-OC	City of Florence vs	Chris Kennedy	4885 Houston Rd	Citation #	MM-2019-708
Case #	2019-493-OC	City of Florence vs	Kelly Meyer	4885 Houston Rd	Citation #	MM-2019-709
Case #	2019-494-OC	City of Florence vs	Christopher Pfaff	4885 Houston Rd	Citation #	MM-2019-710
Case #	2019-495-OC	City of Florence vs	Lori Taylor	4885 Houston Rd	Citation #	MM-2019-711
Case #	2019-496-OC	City of Florence vs	Kathy Sauley	4885 Houston Rd	Citation #	MM-2019-712
Case #	2019-497-OC	City of Florence vs	USA Mortgage	7000 Houston Rd	Citation #	MM-2019-713
Case #	2019-498-OC	City of Florence vs	Cardinal Arts LLC	73 Cavalier Blvd.	Citation #	MM-2019-714
Case #	2019-499-OC	City of Florence vs	Professional Welding	73 Cavalier Blvd.	Citation #	MM-2019-715

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Case #	2019-500-OC	City of Florence vs	Total Choice Mortgage	73 Cavalier Blvd.	Citation #	MM-2019-716
Case #	2019-501-OC	City of Florence vs	Lenkley Technologies	73 Cavalier Blvd.	Citation #	MM-2019-717
Case #	2019-502-OC	City of Florence vs	John Kruer	73 Cavalier Blvd.	Citation #	MM-2019-718
Case #	2019-503-OC	City of Florence vs	NKY Chiropractic Spine & Injury	73 Cavalier Blvd.	Citation #	MM-2019-719
Case #	2019-504-OC	City of Florence vs	Drake Custom Construction	73 Cavalier Blvd.	Citation #	MM-2019-720
Case #	2019-505-OC	City of Florence vs	Fortinet	73 Cavalier Blvd.	Citation #	MM-2019-721
Case #	2019-506-OC	City of Florence vs	Rob Porter	75 Cavalier Blvd.	Citation #	MM-2019-723
Case #	2019-507-OC	City of Florence vs	Boost Mobile	6700 Dixie Hwy.	Citation #	MM-2019-724
Case #	2019-508-OC	City of Florence vs	Pat Gregory	4895 Houston Rd	Citation #	MM-2019-725
Case #	2019-509-OC	City of Florence vs	Weekly Glow Cleaning Services	7736 US 42	Citation #	MM-2019-726
Case #	2019-510-OC	City of Florence vs	OBI Salon	7281 Turfway Rd	Citation #	MM-2019-727
Case #	2019-511-OC	City of Florence vs	WinWinWin	71 Cavalier Blvd.	Citation #	MM-2019-729
Case #	2019-512-OC	City of Florence vs	Monetyze	71 Cavalier Blvd. Ste. 213	Citation #	MM-2019-730
Case #	2019-513-OC	City of Florence vs	Green 13 Apparel	7920 Tanners Gate Lane	Citation #	MM-2019-731
Case #	2019-514-OC	City of Florence vs	J&L Furniture	7851 Tanners Gate Lane	Citation #	MM-2019-732
Case #	2019-515-OC	City of Florence vs	Gorilla Marker LLC	7962 Tanners Gate Lane	Citation #	MM-2019-733
Case #	2019-516-OC	City of Florence vs	Bennett & Blooms Eye Care	6905 Burlington Pike	Citation #	MM-2019-734

FIRE PREVENTION CASES: (0) None

CITATIONS ISSUED – NO RESPONSE – FINAL ORDER: (16) Paid (4)

Case #	2019-382-PM	City of Florence vs	Brook Jones	8364 Tamarack Dr.	Citation #	BD-2019-147PD
Case #	2019-383-ZG	City of Florence vs	Sandra Ante	8567 Winthrop	Citation #	BD-2019-148
Case #	2019-384-PM/ZG	City of Florence vs	Randall & Pamela Miller	106 Hillside	Citation #	BD-2019-149
Case #	2019-385-ZG	City of Florence vs	Rosemary & Rebecca Wilshere	5 Lakeshore Drive	Citation #	BD-2019-150
Case #	2019-386-ZG	City of Florence vs	Carry Culver & April Curry	8593 Winthrop Circle	Citation #	BD-2019-151PD
Case #	2019-387-PM	City of Florence vs	Gilbert & Barbara Riley	17 Red Clover Court	Citation #	BD-2019-152
Case #	2019-388-PM	City of Florence vs	Florence Mall LLC	7840 Mall Road	Citation #	BD-2019-153
Case #	2019-389-PM	City of Florence vs	Southgate Federal Savings & Loan	7700 Mall Road	Citation #	BD-2019-154
Case #	2019-390-PM	City of Florence vs	Timothy & Cynthia Flanigan	1724 Savannah Lakes Drive	Citation #	BD-2019-155
Case #	2019-391-PM	City of Florence vs	Rosemary & Rebecca Wilshere	5 Lakeshore Drive	Citation #	BD-2019-156
Case #	2019-392-PM	City of Florence vs	Susan Robinson	21 Dortha Ave.	Citation #	MM-2019-722
Case #	2019-393-PM/ZG	City of Florence vs	Arc Café USA	7912 Dream Street	Citation #	MM-2019-728

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Case #	2019-394-PM	City of Florence vs	Dianne G. Carroll	9 Meadow Ln	Citation #	ST-2019-016
Case #	2019-395-PM	City of Florence vs	Cynthia Wade	15 Miriam Drive	Citation #	ST-2019-017
Case #	2019-396-ZG	City of Florence vs	William W. Hamilton, Jr.	107 Raintree Road	Citation #	ST-2019-018PD
Case #	2019-397-PM	City of Florence vs	Szabo Properties LLC	9 Tee Street	Citation #	ST-2019-019PD

CONTINUED CASES

**Continued Case #2019-232-PM
9 Vivian Drive
Represented by Timothy Mullins**

**City of Florence vs. John Mullins
Multiple Citations**

Officer DeCarlo presented the cases as follows: Mr. Mullins was not in attendance, however, spoke with Officer DeCarlo prior week. Mr. Mullins requested additional time due to contractor. Officer DeCarlo requested continuance for one additional month. Mr. Spille motioned to continue the case to next month. Mr. Rowland followed with a second. **Motion carried by unanimous vote.**

**Continued Case 2018-70-OC
7735 Industrial Road**

**City of Florence vs BBMJG
Multiple Citations & Liens**

Officer Macaluso requested ruling on the case and requested all citations be upheld. Mr. Spille motioned to uphold the citations. Mr. Rowland followed with a second. **Motion was passed by unanimous vote**

ATTORNEY'S REPORT:

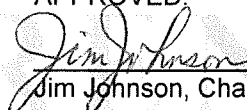
Attorney Skees reported oral arguments are scheduled on January 22, 2020 for Hengehold vs. City of Florence case in front of the Court of Appeals.

ADJOURNMENT:

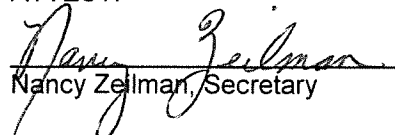
Chairman Johnson reminded the Board the next meeting will be held on February 5, 2020.

There being no further business to come before the Board, Chairman Johnson called for a motion to adjourn. Board Member Sharp so moved, with second from Board Member Howard. **Motion passed with unanimous approval of the Board**, the time being 10:14 a.m.

APPROVED:


Jim Johnson, Chairman

ATTEST:


Nancy Zelman, Secretary