



**CODE ENFORCEMENT BOARD
MINUTES: WEDNESDAY, OCTOBER 6, 2021**

The City of Florence, Kentucky Code Enforcement Board met at 10:00 a.m. on Wednesday, October 6, 2021 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: David Spille, Lance Howard, Rick Rowland, Bill Sharp, and Jim Johnson.

Also present: Thomas Nienaber, Assistant City Attorney; Brandi Roundtree, Assistant City Clerk; Jeremy Kleier, Community Services Superintendent; David Rose, Code Enforcement Officer; Rodney Deno, Code Enforcement Officer; Mike Macaluso, Code Enforcement Officer; Randy Childress, Fire Marshal; Animal Control Officer Petricosta; and Police Sergeant Billiter. In the audience: Charles Ritter, contesting; Daniel Liu, contesting; Darlene Siewinski, continued case; Steve Young, continued case; and Patrick Hayes and Madeline Shanahan, Attorneys for Value Place Florence, LLC, continued case.

APPROVAL OF MINUTES:

Chairman Johnson called for a motion to approve the minutes of the September 1, 2021 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 CASES (6):

**Contested Case # 2021-283-ZG
2174 Clarkston Lane**

**City of Florence vs. Tim & Laura Ketron
Citation # 21-2289-1**

Officer Rose presented the case as follows: Observed a semi-trailer in front yard for many months due to construction. Property owners were given leeway due to the construction being completed on their house, first citation was issued on 8/20/21. Trailer was removed a week after citation was issued. Property is currently in compliance. Mr. Spille made a motion to dismiss the citation. Mr. Sharp followed with a second. **Motion carried by unanimous vote.**

**Contested Case # 2021-309-NU
2 Wallace Ave.
Contested by: Logan Latoski**

**City of Florence vs. Mary Warford
Citation # 21-2525-1**

Officer Rose presented the case as follows: Observed high weeds and grass throughout the property. Spoke with owner's grandson regarding the violations and coming into compliance. Property is now in compliance. Officer Rose requested the citation be dismissed. Mr. Sharp made a motion to dismiss the citation. Mr. Howard followed with a second. **Motion carried by unanimous vote.**

**Contested Case # 2021-202-NU/ZG
109 Lee Street**

**City of Florence vs. Charles & Rachel Ritter
Multiple Citations**

Officer Deno presented the case as follows: Received complaint for trash and debris and a trailer and RV both being stored on property. RV was past the length of the house; therefore, is not permitted. Trailer is in compliance. Courtesy notice issued with no response. First citation was then issued. After first citation was issued, Officer Deno spoke to Mr.

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Ritter regarding the violations including the trash and debris and RV. Two additional citations were issued after property owner was given additional time to come into compliance. The property is now in compliance, the trash and debris has been cleaned up, and the RV has been removed. Mr. Spille inquired as to when this case was initiated. Officer Deno stated the case began 5/27/21. Mr. Johnson requested confirmation that a lien was filed on the property. Officer Deno confirmed that one lien had been filed.

Charles Ritter appeared and stated that the RV was being stored at the Richwood Flea Market until it was vandalized. At that time, Mr. Ritter brought the RV to his property to make repairs. Once the repairs were completed, the RV was given away.

Mr. Howard inquired as to the amount of the city expense. Mr. Johnson stated the city expense is \$46.00. Mr. Howard made a motion to dismiss the citations but uphold the \$46.00 city expense. Mr. Rowland followed with a second. **Motion carried by unanimous vote.**

Contested Case # 2021-307-NU
1035 Vandercar Way
Contested by: Pete Kontopos

City of Florence vs. VME Properties, LLC
Citation # 21-2266-1

Citation was paid. Case was not heard.

Contested Case # 2021-253-ZG
8557 Winthrop Circle

City of Florence vs. Kim & Gregg Crutcher
Citation # DR-2021-123

Officer Rose presented the case as follows: Observed accessory structure too close to the property line. Courtesy notice sent, no response received. First citation issued 7/30/21. Received call from property owner that the structure was in compliance. Officer Rose informed the property owner that the shed must be at least five (5) feet from the property line and that it would need to be moved four (4) feet in order to be in compliance. Also, due to the permanent structure being torn down in 2016 and replaced with a new plastic structure a zoning permit was also required. Property owner contacted Boone County Planning and Zoning and was informed the shed was fine. Officer Rose informed the property owner that they still need to obtain a zoning permit for the structure. Property owners obtained a zoning permit. The property is now in compliance. Mr. Spille moved to dismiss the citation. Mr. Sharp followed with a second. **Motion carried by unanimous vote.**

Contested Case # 2021-163-NU
4911 Houston Road
Contested by: Daniel Liu

City of Florence vs. C&D Property of Florence, LLC
Multiple Citations

Officer Rose presented the case as follows: In June, received complaint regarding high weeds and grass around property. Several courtesy notices were sent to property owners with no response. Property also includes part of the O'Charley's parking lot. Nine citations were issued in total, six (6) for building and three (3) for the parking lot. Mr. Liu contacted Officer Rose and stated the notices and citations were sent to New York and he was in Indiana. Officer Rose informed Mr. Liu what needed to be done for the property to be in compliance. All violations have been corrected and the property is now in compliance. Mr. Spille made a motion to dismiss the citations but uphold the \$918.00 city expense. Mr. Sharp followed with a second. **Motion carried by unanimous vote.**

PARKING CASES: (6) PAID (3)

Case No.	City of Florence vs.	Citation Location	Citation No.
2021-98-HR	Darlene Smith	164 Roberta	450 PD
2021-99-HR	Johnnie Sebastian	164 Roberta	451 PD
2021-100-JS	R. Valesbarreras	2 Julia	2584
2021-101-BB	Thomas E. Keller Trucking Inc.	Kelley Drive/ E. Cobblestone	2606
2021-102-PC	Guadalupe Valenzuela	Lloyd Ave	2924 PD
2021-103-HR	Elizabeth Sorsa	28 Lynn Street	2929

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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: (1) PAID (1)

Case No.	City of Florence vs.	Citation Location	Citation No.
2021-3-AC	Christopher Culver	13 Lakeshore Drive	AC-2021-3 PD

OCCUPATIONAL LICENSE CASES: (64) Paid (3)

Case No.	City of Florence vs.	Citation Location	Citation No.
2021-113-OC	Rachel Smith LLC	75 Cavalier Blvd.	21-1524-2
2021-114-OC	CRR Wealth Management	7426 US 42	21-2318-1
2021-115-OC	Senior 1st Resources	7426 US 42	21-2319-1 PD
2021-116-OC	Acosta	7426 US 42	21-2320-1
2021-117-OC	KMK Financial	7426 US 42	21-2321-1
2021-118-OC	Elm Financial	7426 US 42	21-2333-1
2021-119-OC	Calibre Engineering	7426 US 42	21-2335-1
2021-120-OC	Sallee Legal Services	7426 US 42	21-2336-1 PD
2021-121-OC	Maharaja International Grocery Store	7820 Connector Drive	21-2338-1
2021-122-OC	BNT Auto Detailers	14 Miriam Drive	21-2365-1 PD
2021-123-OC	Staffinder Inc.	71 Cavalier Blvd.	21-2390-1
2021-124-OC	Trucks for Loads	71 Cavalier Blvd.	21-2392-1
2021-125-OC	Wintersheimer and Associates	71 Cavalier Blvd.	21-2393-1
2021-126-OC	Wealth Wave	71 Cavalier Blvd.	21-2394-1
2021-127-OC	FEC LLC	73 Cavalier Blvd.	21-1551-3
2021-128-OC	JL Bayridge Inc. DBA Red Wing Shoe	8071 Connector Drive	21-616-3
2021-129-OC	Jennifer Mischke	7210 Turfway Road	21-1674
2021-130-OC	Correa Family LLC	7205 Houston Road	21-614-4
2021-131-OC	Richard Mullins, DMD	7205 Dixie Highway	21-988-3
2021-132-OC	Fisher Ludlow/Nucor	6900 Houston Road	21-990-3
2021-133-OC	Douglas Garner	7736 US 42	21-2471-1
2021-134-OC	Cindy Wilson	7736 US 42	21-2472-1
2021-135-OC	Penny Teague	7736 US 42	21-2473-1
2021-136-OC	Everett Baker	7736 US 42	21-2474-1
2021-137-OC	David Harshbarger	7736 US 42	21-2475-1
2021-138-OC	Joe Pretty	7736 US 42	21-2476-1
2021-139-OC	Stephani Branham	7736 US 42	21-2477-1
2021-140-OC	Barbara Creech	7736 US 42	21-2478-1
2021-141-OC	Amy Curley	7736 US 42	21-2479-1
2021-142-OC	Jacob Dunn	7736 US 42	21-2501-1
2021-143-OC	Ella Frye	7736 US 42	21-2502-1
2021-144-OC	Cathy Galloway	7736 US 42	21-2503-1
2021-145-OC	Jordan Garner	7736 US 42	21-2504-1
2021-146-OC	John Goats	7736 US 42	21-2505-1
2021-147-OC	Gina Griffith	7736 US 42	21-2506-1
2021-148-OC	Maye Hammonds	7736 US 42	21-2507-1
2021-149-OC	Paul D Harris II	7736 US 42	21-2508-1
2021-150-OC	Burben Investments/ Sports Clips	6805 Houston Road	21-2515-1
2021-151-OC	Aire Serv of Florence	71 Cavalier Blvd.	21-2140-2
2021-152-OC	Clinical Behavior Analysis	71 Cavalier Blvd.	21-2150-2
2021-153-OC	DD's Pizza	71 Cavalier Blvd.	21-2214-2

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2021-154-OC	Christee's Home Care	71 Cavalier Blvd.	21-2215-2
2021-155-OC	Elite Systems	71 Cavalier Blvd.	21-2217-2
2021-156-OC	Harrison Roofing	71 Cavalier Blvd.	21-2263-2
2021-157-OC	Integrity Concepts	71 Cavalier Blvd.	21-2265-1
2021-158-OC	Pate Prop & Trucking	71 Cavalier Blvd.	21-2274-2
2021-159-OC	Quest Properties	71 Cavalier Blvd.	21-2286-2
2021-160-OC	Top Quality Services Realty	71 Cavalier Blvd.	21-2319-2
2021-161-OC	Southern Cross	71 Cavalier Blvd.	21-2341-1
2021-162-OC	Wintersheimer and Associates	71 Cavalier Blvd.	21-2393-2
2021-163-OC	Wealth Wave	71 Cavalier Blvd.	21-2394-2
2021-164-OC	Doctors Health Solutions	73 Cavalier Blvd.	21-1550-2
2021-165-OC	FEC LLC	73 Cavalier Blvd.	21-1551-4
2021-166-OC	Florence Chiropractic Injury Center	73 Cavalier Blvd.	21-1552-2
2021-167-OC	Fortinet	73 Cavalier Blvd.	21-1553-2
2021-168-OC	Hamilton and Stevens Attorney	73 Cavalier Blvd.	21-1554-3
2021-169-OC	J and G Company	73 Cavalier Blvd.	21-1558-3
2021-170-OC	Marshall Manigault and Powell	73 Cavalier Blvd.	21-1561-3
2021-171-OC	Mirror Image Photo Booth LLC	73 Cavalier Blvd.	21-1580-3
2021-172-OC	Nicole Mogdics/Castlebridge Counseling	73 Cavalier Blvd.	21-1583-3
2021-173-OC	Northern Kentucky Speech Therapy	73 Cavalier Blvd.	21-1584-3
2021-174-OC	Northpointe Ministries - Dr. Daniel Bush	73 Cavalier Blvd.	21-1586-2
2021-175-OC	Paramount Residential Mortgage	73 Cavalier Blvd.	21-1587-3
2021-176-OC	Positively Speaking Counseling	73 Cavalier Blvd.	21-1588-1

Officer Macaluso requested Case # 2021-95-OC, Citation # MM-2021-126, Don Bollman, Attorney at Law, 71 Cavalier Blvd. be reopened and dismissed. Mr. Spille made a motion to reopen the case. Mr. Sharp followed with a second. **Motion carried by unanimous vote.** Officer Macaluso stated Mr. Bollman is in compliance now. Mr. Spille made a motion to dismiss to citation. Mr. Rowland followed with a second. **Motion carried by unanimous vote.**

FIRE PREVENTION CASES: (0)

CITATIONS ISSUED – NO RESPONSE – FINAL ORDER: (48) Paid (14)

Case No.	City of Florence vs.	Citation Location	Citation No.
2021-282-PM/NU	C&D Property of Florence LLC	4911 Houston Road	21-1840-5
2021-283-ZG	Laura & Tim Ketron	2174 Clarkston Lane	21-2289-1
2021-284-NU	Covington Shopping Center, LLC	8537 US 42	21-2419-1 PD
2021-285-NU	Rex Residential Property Owner A LLC	21 Lakeshore Drive	21-2363-1
2021-286-NU	Ernest & Garnet Smith	14 Vivian Drive	21-2408-1
2021-287-NU	Ernest & Garnet Smith	10 Vivian Drive	21-2409-1
2021-288-NU	Charles & Rachel Ritter	109 Lee Street	RD-2021-72
2021-289-ZG	Sandra Ante	8567 Winthrop Circle	20-467-10
2021-290-ZG	Florence DG LLC	7641 Dixie Highway	20-1256-3
2021-291-PM	Estate of J K Seabee, C/O Jay & Thelma Utz	222 Main Street	21-1163-11
2021-292-ZG	Dan & Vicki Covert	40 Creekside Drive	21-2465-1 PD
2021-293-NU	Tyler Morgan	8486 Pheasant Drive	21-2357-2
2021-294-ZG	Houston Shoppes - One LLC	6805 Houston Road	21-2371-2 PD
2021-295-ZG	Cole LO Florence KY LLC	4800 Houston Road	21-890-4 PD
2021-296-ZG	GT Enterprise, LLC	8780 US 42	21-957-3
2021-297-NU	Shane Burns	40 Barnwood Court	20-2489-3
2021-298-ZG	Vickie Mason	8458 Village Drive	21-2445-1 PD
2021-299-ZG	Richard Caverly	7064 Curtis Ave.	20-1925-4

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2021-300-NU	Rex Residential Property Owner A LLC	21 Lakeshore Drive	21-2363-2
2021-301-PM	Estate of J K Seebree, C/O Jay & Thelma Utz	222 Main Street	21-1163-12
2021-302-NU	Kohry & Julie Thibodeau	20 Banklick Street	21-2396-1 PD
2021-303-PM/NU/ZG	Reyton Sussex LLC	7505 Sussex Drive	20-1024-4
2021-304-ZG	Sandra Ante	8567 Winthrop Circle	20-467-22
2021-305-ZG	William Hinkle	2693 Ridgecrest Drive	21-2446-1 PD
2021-306-PM/NU	C&D Property of Florence LLC	4911 Houston Road	21-1840-6
2021-307-NU	VME Properties, LLC	1035 Vandercar Way	21-2266-1
2021-308-NU	Anthony Terlau	12 Orchard Drive	21-2461-1 PD
2021-309-NU	Mary Warford	2 Wallace Ave	21-2525-1
2021-310-NU	Edward Greer	2166 Antoinette Way	21-2441-1 PD
2021-311-ZG	Sandra Ante	8567 Winthrop Circle	20-467-23
2021-312-ZG	Houston Shoppes - One LLC	6805 Houston Road	20-2603-2 PD
2021-313-NU	Patricia Corsi	2408 Bellegarde Court	21-2116-1
2021-314-PM/NU/ZG	Eshanya Hotels LLC	7928 Dream Street	21-2414-1 PD
2021-315-ZG	Sunrise Florence, Inc.	30 Cavalier Blvd	21-2497-1 PD
2021-316-NU	Covington Shopping Center, LLC	8537 US 42	21-2566-1
2021-317-PM/NU/ZG	Reyton Sussex LLC	7505 Sussex Drive	20-1024-5
2021-318-NU	Ernest & Garnet Smith	14 Vivian Drive	21-2408-2
2021-319-NU	Ernest & Garnet Smith	10 Vivian Drive	21-2409-2
2021-320-NU	Edward Greer	2166 Antoinette Way	21-2441-2
2021-321-ZG	Carla Lavon Finkleday Coleman	2762 Running Creek Drive	21-623-5
2021-322-NU	BRE/ESA Properties, LLC	200 Meijer Drive	21-2592-1
2021-323-PM/ZG	C&V Enterprises	7523 Sussex Drive	20-11201
2021-324-PM/NU/ZG	Eshanya Hotels LLC	7928 Dream Street	21-2414-2 PD
2021-325-NU	Houston Lakes Retail Center LLC	83 Spiral Blvd	21-2590-1 PD
2021-326-PM	Brynwood LLC	105 Rebel Drive	21-2524-1
2021-327-ZG	Sandra Ante	8567 Winthrop Circle	20-467-24
2021-328-NU	Markkale Thompson	16 Ridgeview Ave	21-2564-1
2021-329-NU	David Schneider	15 Bell Ave	21-2638-1

Officer Deno requested Case # 2021-329-NU, Citation # 21-2638-1, David Schneider, 15 Bell Ave. be dismissed. Mr. Schneider sold the property in March. Mr. Rowland made a motion to dismiss the citation. Mr. Sharp followed with a second. **Motion carried by unanimous vote.**

CONTINUED CASES (5):

Continued Case # 2021-76-ZG
48 Meadowcreek Drive

City of Florence vs. Darlene Siewinski/Clyde Holcomb
Citation # DR-2021-18

Officer Rose presented the case as follows: Case regarding a backwards fence which was continued from the April meeting to allow time to repair the fence. Property is not in compliance. Privacy boards have been removed; however, support posts remain. Posts need to be removed or privacy boards need to be replaced to bring the property in compliance.

Darlene Siewinski appeared and stated privacy boards were removed 8/14/21 and she is in the process of having the property surveyed again to ensure the fence is in the correct place due to her neighbor's fence being on part of her property. Her neighbor has agreed to move her fence. Ms. Siewinski believed by removing the privacy boards she was bringing the property into compliance. She stated Officer Rose inspected the property on 9/5/21 and did not inform her that the support posts also needed to be removed.

Mr. Johnson inquired as to why the survey had not been completed. Ms. Siewinski stated a survey was completed in 2006 and she wanted the surveyor to come back and put stakes to show the property line; however, the surveyor was

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going to charge a fee. Mr. Spille informed Ms. Siewinski that she can use a metal detector to find the pins, and she can place her own stakes.

Ms. Siewinski inquired as to the posts in her yard not being in compliance. Office Rose stated since the posts are support posts for the fence, that makes the fence incomplete and in disrepair. Ms. Siewinski requested additional time to bring her property into compliance.

Mr. Spille made a motion to continue the case to the November meeting. Mr. Spille followed with a second. **Motion carried with Board Members Sharp, Howard, and Spille voting in favor, and Board Member Rowland voting against.**

Mr. Spille informed Ms. Siewinski that once she removed the posts, her property would be in compliance. She wants to wait until her neighbor moves the fence. Mr. Spille informed her that she has 30 days to either repair the fence or have the posts removed.

Continued Case # 2019-345-PM/ZG 10 Kennedy Court

City of Florence vs. Willard & Shirley McClintock Multiple Citations

Officer Rose presented the case as follows: Mrs. McClintock failed to appear. Officer Rose spoke with Mrs. McClintock's granddaughter before the August hearing stating they had issues with a water leak inside the residence and requested additional time to come into compliance. Officer Rose requested a continuance on their behalf at the August meeting and the case was continued. At this time, the property is still not in compliance. There are soffits missing, rotted wood around the fire place, and high weeds and grass. Mr. Spille made a motion to uphold all citations. Mr. Rowland followed with a second. **Motion carried by unanimous vote.**

Continued Case # 2020-354-PM 67 Stonegate Drive

City of Florence vs. Steven & Rose Young Multiple Citations

Officer Rose presented the case as follows: Case has been open since 4/23/2020 for multiple violations including accessory structure, swimming pool, exterior walls, and fence condition. Some repairs, such as siding and soffits on the house and accessory structure have been completed; however, other violations, such as the swimming pool and the deck, are still in disrepair. Mr. Spille stated the motion made during the previous hearing on this case was that the case be continued 60 days and if the property was still not in compliance, the citations would be upheld. Therefore the citations should be upheld.

Steve Young appeared and stated the trim and soffit on the accessory structure have been completed, but the new gutters would be installed next week. Mr. Johnson inquired as to why all repairs were not completed within the 60 days provided. Mr. Young stated the soffits had to be special ordered. Mr. Spille inquired as to why the deck was not completed. Mr. Young stated he had not been able to repair the deck yet. He was under the impression the time allowed was for the trim on the house. Mr. Spille stated the 60 days was for all repairs to be completed. Mr. Spille made a motion to uphold all citations. Mr. Rowland followed with a second. Chairman Johnson requested a Roll Call Vote. Board Member Howard, yes; Board Member Rowland, yes; Board Member Sharp, yes; Board Member Spille, yes. **Roll call recognized four yes votes, upholding all citations.**

Mr. Johnson informed Mr. Young that all citations had been upheld and new citation can be issued. Chairman Johnson encouraged Mr. Young to contact the Code Officers for compliance.

Continued Case #2021-212-NU 41 Meadow Wood Drive

City of Florence vs. Ronald Remley Citation # DR-2021-99

Officer Rose presented the case as follows: Mr. Remley failed to appear. Property is in compliance. Mr. Howard made a motion to dismiss the citation. Mr. Sharp followed with a second. **Motion carried by unanimous vote.**

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Continued Case # 2021-214-ZG
40 Cavalier Blvd
Represented by Patrick D. Hayes & Madeline Shanahan, Attorneys

City of Florence vs. Value Place Florence, LLC
Multiple Citations

Officer Rose presented the case as follows: Officer Rose stated the zoning code for RV Commercial/ Employment District states "in employment or commercial districts, recreational vehicles/trailers or boats, shall be placed in designated storage area only which are indicated on the approved site plan and not in any designated parking areas."

Officer Rose stated on 6/15/21 he observed a large red box trailer parked on the property, not attached to any other vehicle. Sent first notice. 6/23/21, sent second notice. Received call from property manager stating trailer moved parking spots, but did not leave the lot. Another notice issued on 7/6/21. First citation issued on 7/12/21. Second citation issued 7/21/21 and third citation issued on 7/29/21. No additional citations have been issued since due to the request for hearing. Property is not in compliance and trailer is still being stored on property.

Attorneys Madeline Shanahan and Patrick D. Hayes appeared on behalf of Value Place Florence, LLC. Ms. Shanahan stated Woodsprings Suites Hotel caters to traveling nurses and subcontractors. The trailer belongs to a guest at the hotel, Jeremy, who is a subcontractor working at the Amazon site at this time. She further stated that the trailer does go to the job site with him 2-5 days a week and is not a recreational vehicle rather a commercial vehicle.

Mr. Johnson stated that recreational vehicles and commercial vehicles fall under the same category in the zoning code. Mr. Spille requested confirmation that the vehicle belongs to an out of town contractor working at the Amazon site. Ms. Shanahan confirmed. Mr. Spille stated Amazon has storage places for subcontractors to store their commercial vehicles and that it does not need to be stored at the hotel. Ms. Shanahan stated the zoning code only states a recreational vehicle cannot be stored in a parking lot. The code does not state that a commercial vehicle cannot be stored in a parking lot. Mr. Spille reiterated the zoning code states RV and commercial vehicles/trailers. Officer Rose stated the code prohibits recreational vehicles and trailers. The vehicle in question is a trailer.

Mr. Howard inquired if the business had an occupational license. Officer Macaluso stated the business does not have an occupational license to be conducting business in the City of Florence or Boone County. The owner of the trailer is performing work illegally in the City of Florence and Boone County and the owners of the hotel will be held accountable due to an independent contractor being facilitated at the hotel. The owner of the trailer will need to obtain an occupational license to work in the City of Florence and Boone County. Mr. Spille informed them that their client will also need to find somewhere else to store the trailer.

Mr. Spille requested clarification from Mr. Nienaber, Assistant City Attorney. Mr. Nienaber stated part of the responsibility of the Board is to interpret the ordinances. Mr. Spille stated the board is interpreting the trailer as being in violation and Mr. Johnson concurred. Mr. Spille made a motion to continue the case until the November meeting to allow the property owners additional time to come into compliance. Mr. Howard followed with a second. **Motion carried by unanimous vote.**

ATTORNEY'S REPORT:

7718-7736 US 42, Griffith Holdings, LLC: Mr. Nienaber stated the complaint was filed and the bank has requested to place on hold due to the property possibly being sold.

Donald Meagher: He has been served and an answer has not been filed. The time for the defendant to file an answer expires next week.

Burger King: Lawsuit was filed and a letter was received from corporate counsel. A meeting is scheduled with the attorney for Burger King. Concerned with them remaining in compliance prior to any settlement agreement reached.

Case is pending with outside counsel. Fire Marshal Randy Childress stated an inspection was completed and there were multiple fire code violations. Officer Macaluso also stated there are multiple code violations and issues which have continued.

10 Valley Drive: Continuing to attempt service on the Defendant.

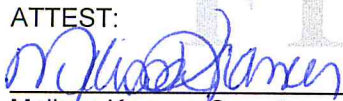
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ADJOURNMENT:

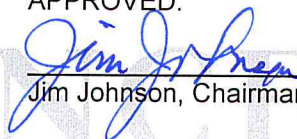
Chairman Johnson reminded the Board the next meeting will be held on November 3, 2021.

There being no further business to come before the Board, Chairman Johnson called for a motion to adjourn. Board Member Howard so moved, with a second from Board Member Sharp. **Motion passed with unanimous approval of the Board**, the time being 10:50 am.

ATTEST:


Melissa Kramer, Secretary

APPROVED:


Jim Johnson, Chairman

