
**ROCKLEDGE CODE ENFORCEMENT BOARD
MEETING MINUTES**

May 10, 2018 - 4:30 p.m.

1. CALL TO ORDER

The Rockledge Code Enforcement Board met on May 10, 2018, at 4:30 p.m. in the City Council Chamber at Rockledge City Hall, 1600 Huntington Lane, Rockledge, Florida.

MEMBERS PRESENT: Paul Grossman
Kevin Jarvis, Vice Chairman
Dianne Johnson
Karen Kuta, Chairman
Martha Rich
David Wilkison

MEMBERS ABSENT: Michael Lapinski - excused

STAFF PRESENT: Dr. Brenda Fettrow, City Manager
Jay Thakkar, Board Attorney
Joseph Miniclier, City Attorney
Maddie McDonald, Code Enforcement Officer
Deanna Pomichter, Recording Secretary

With a quorum present, the meeting was called to order by Chairman Karen Kuta.

2. APPROVAL OF MINUTES

- Meeting of April 12, 2018

Motion by Kevin Jarvis to approve the Minutes and Attendance Record of the meeting on April 12, 2018. Seconded by Dianne Johnson. All in favor. Motion carries.

Board Chairman Karen Kuta, stated a correction to the Agenda Item No. 4A, changing the address from 1375 Royal Birkdale Circle to 1375 Gleneagles Way.

3. OLD BUSINESS

- A. 17-031 – Russell Sage, Jr. – 1718 Palmer Lane – Dilapidated fence, inoperable vehicles, junk and debris.

Code Enforcement Officer McDonald stated this property is in compliance; however, there is a fine of \$6,800.

4. NEW BUSINESS

City Attorney Miniclier asked the Board members if they had any Ex-Parte communications and/or investigations regarding the agenda items. Martha Rich stated she lives in the neighborhood and has knowledge of the situation.

- A. 18-003 – Lizbeth Nunn Clark – 1375 Gleneagles Way – Unmaintained pool, screen enclosure missing screen.

Code Enforcement Officer McDonald stated multiple complaints were received regarding the pool at this location because it is not being unmaintained and it is unsecured as the screen from the enclosure is either missing or torn. Because it is in the rear yard, Code Officer McDonald went to a neighbor who granted access to their property so that the complaint/concern could be verified and documented. According to the Brevard County Property Appraiser, the owner of record also lives on Gleneagles Way and several attempts were made to contact them by leaving notices taped to the front door. There had been no contact from the property owner until day of hearing.

Lauren N Clark, 1344 Gleneagles Way, Rockledge, FL 32955, Daughter of Lizbeth Nunn Clark, property owner, gave a brief background as to the ownership of the property and stated that it is vacant with no water or power. Her mother, Ms. Nunn-Clark was unable to leave work to attend the meeting at 4:30 p.m., so Ms. Clark offered to attend in her place.

Karen Kuta, Board Chairman, asked if Ms. Clark had a letter or Power of Attorney which granted to her to speak on behalf of her mother, the property owner of record, and it appeared that no such letter or Power of Attorney was available.

Discussion followed with regard to the potential life-safety issues of the property due to the fact that the property is vacant and the pool is unsecured. Phone calls were made and the Board was informed that Ms. Nunn-Clark was in route.

Motion by Paul Grossman to table 18-003 to the last item on the agenda. Seconded by Kevin Jarvis. All in favor. Motion carries.

- B. 18-006 – Julia Fulton – 885 Evergreen Place – Inoperable vehicle – multiple flat tires.

Code Enforcement Officer McDonald stated that, during a routine inspection in the area, it was observed that the vehicle in the driveway had flat tires with a current and valid tag/registration. There was no response to the door hanger, letter and Notice of Violation and Notice of Hearing via Certified Mail with Return Receipt Requested and Return Receipt was signed both times. On May 8, via Rockledge Building Division, the daughter of the property owner reached out requesting time.

Muriel Fulton, 885 Evergreen Place, Rockledge, FL 32955, daughter of the property owner, explained that she doesn't know about cars and her brother is a truck driver and will be back in town within the next two weeks; he will have the car fixed and would like an extension until her brother can fix the vehicle. The property owner, Julia Fulton, was in the audience.

Discussion followed.

Motion by Kevin Jarvis to table 18-006 until the next meeting. Seconded by Paul Grossman. All in favor. Motion carries.

- C. 18-007 – Kevin Nazario – 1227 Sleepy Hollow Lane – Unprotected/unsanitary pool, as screen enclosure is missing screen, the fence that surrounds the rear yard is dilapidated as there are missing panels and slats and there is debris within the enclosure.

Code Enforcement Officer McDonald explained that she received a complaint and visited the neighboring property and was able to verify the complaint. There has been no communication with the property owner or the tenants. A routine inspection and meeting with the tenant occurred prior to this Board Meeting. Code Enforcement Officer McDonald was able to verify and document that the pool had been cleaned and was being filled during this inspection, and all the debris in the enclosure was removed. In addition, a permit to replace the fence was submitted and is ready to be issued by the Rockledge Building Division. The Certified Mail with Return Receipt which contained the Notice of Hearing has not been picked up by the property owner; therefore, the City is requesting that this matter is tabled until the next meeting due to lack of proper service.

Discussion followed.

Motion by Kevin Jarvis to table 18-007 until the next meeting. Seconded by Martha Rich. All in favor. Motion carries.

The meeting recessed at 4:56 p.m. and reconvened at 5:10 p.m. to discuss 18-003 as Ms. Nunn Clark had arrived.

Motion by Kevin Jarvis to remove from the table 18-003. Seconded by Paul Grossman. All in favor. Motion carries.

At the recommendation of the Board and City Attorney, the City is requesting 10 days to secure the pool for safety and to table the remaining items until the next meeting.

Motion by Kevin Jarvis to approve 10 days to secure the pool and table the remaining items at 1375 Gleneagles Way until the next board meeting. Seconded by David Wilkison. All in favor. Motion carries.

5. ADJOURN

There being no further business, the meeting was adjourned at 5:15 p.m.

Submitted by:

Deanna Pomichter-Murray
Recording Secretary

Approved by:

Karen Kuta
Chairman