

**ROCKLEDGE CODE ENFORCEMENT BOARD
MEETING MINUTES**

Thursday, March 11, 2021 - 4:30 p.m.

1. CALL TO ORDER

The Rockledge Code Enforcement Board met on March 11, 2021, at 4:30 p.m. in the City Council Chamber at Rockledge City Hall, 1600 Huntington Lane, Rockledge, Florida.

MEMBERS PRESENT: Karen Kuta, Chairman
Kevin Jarvis, Vice Chairman
David Bucher
Jeffrey Fee
Mark O'Donnell
Martha Rich
Matthew Whalen

MEMBERS ABSENT: None

STAFF PRESENT: Jay Thakkar, Code Enforcement Officer's Attorney
Joseph Miniclier, Code Board Attorney
Dr. Brenda Fettrow, City Manager
John Cooper, Planning Director
Lt. Chris Cochie, Public Safety
Lt. Tom Snider, Public Safety
Maddie McDonald, Code Enforcement Officer
Deanna Pomichter, Recording Secretary

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

2. APPROVAL OF MINUTES

Meeting of January 14, 2021

Motion by Kevin Jarvis to approve the meeting Minutes and Attendance Record from January 14, 2021. Seconded by Martha Rich. All in favor. Motion carried.

3. UNFINISHED BUSINESS

- A. ECE20-0831 – Ryan Michael Felice – 1115 Woodsmere Parkway – Boat and trailer over 24 feet in total length in driveway/front setbacks

Code Enforcement Officer McDonald stated that the property is in compliance.

- B. ECE20-0175 – Maggie L. Brown Taylor – 828 Kentucky Avenue – Multiple inoperable vehicles.

1. Finding of Fact, Conclusion of Law and Order
2. Request to file Administrative Order/Lien

Motion by Kevin Jarvis to remove from the table ECE20-0175. Seconded by Jeffrey Fee. All in favor. Motion carried.

Code Enforcement Officer McDonald reviewed the history of the property adding that the property is in compliance. The fine stands at \$7,000.00.

Hiawatha Brown, 1063 Marlin Drive, Rockledge, Florida, son of the property owner stated that his mother is elderly and his brother has been incarcerated. The house has been neglected and he is trying to fix it. Funds have been tight and is requesting a reduction of lien.

Discussion followed.

Code Enforcement Officer McDonald stated the City's cost is \$1,100.00 and has no problem with the reduction of lien.

Motion by Kevin Jarvis to approve the reduction of lien for ECE20-0175 to \$1,100.00 to be paid within the next 60 days. Seconded by Mark O'Donnell. All in favor. Motion carried.

- C. ECE20-0805 – Eddie James Brown – 819 Avondale Road – Vacant unsecured fire damaged property

Code Enforcement Officer McDonald stated that this property went before for the Nuisance Abatement Board with the intent of Public Works securing the property and bring it into compliance.

Discussion followed.

4. NEW BUSINESS

City Attorney Miniclier asked the Board members if they had any Ex-Parte communications and/or investigations regarding the agenda items. No members of the Board had any communications or site visits regarding any of the cases coming in front of the Board.

Board Member Jeffrey Fee asked to recuse himself from case ECE19-0637 stating that he received an email with regard to junk & debris at 1206 Wentworth Circle and has driven by the property at least once a month to observe that the property has been taken care of.

Code Board Attorney Joe Miniclier explained that this is a request for a reduction of lien on a different matter and that he is still obligated to vote on this case ECE1-0637.

- A. ECE19-0637 – William G Angevine et al -1206 Wentworth Circle - request for a reduction of lien.

Code Enforcement Officer McDonald gave a brief history on the property. She explained that the property owners' daughter has done an incredible job in keeping up the property and has agreed to be the point of contact should any future code issues arise. With this in mind the daughter is requesting a reduction of lien and the City's cost is \$980.00.

Discussion followed.

Motion by Kevin Jarvis to approve the reduction of lien for ECE19-0637 to \$980.00 to be paid within the next 60 days. Seconded by Mark O'Donnell. All in favor. Motion carried.

- B. ECE20-0911 – Russel Sage Jr – 1718 Palmer Lane – Inoperable vehicle (flat tire and expired tag) and curb/sidewalk are not edged.

Code Enforcement Officer McDonald explained that there is a long standing action and fines already accruing on the white car and black van. Now there is a white Escalade (SUV) with expired tags and the property continually lacks maintenance. On occasion there will be a single response to notices and then no further communication.

Discussion followed.

Motion by Mark O'Donnell that vehicle without proper tags and curb/sidewalk not be edged at 1718 Palmer Lane is in violation of the Rockledge Land Development Regulations when the Notice of Violation was sent. Seconded by Kevin Jarvis. All in favor. Motion carried.

Motion by Mark O'Donnell that the property, at 1718 Palmer Lane, is in violation of Sections 59.73.B.3 and 13-15 of the Rockledge Land Development Regulations. Seconded by Kevin Jarvis. All in favor. Motion carried.

Motion by Mark O'Donnell that the property located at 1718 Palmer Lane must be in compliance with Sections 59.73.B.3 and 13-15 of the Rockledge Land Development Regulations by having the vehicle removed or proper tags placed on it and have the curb/sidewalk edged within fifteen (15) days or a fine of \$250.00 a day will be imposed retroactive to the date the order was signed. Seconded by Kevin Jarvis. All in favor. Motion carried.

- C. ECE20-0163 – Grace Herrington – 923 Levitt Parkway – Inoperable vehicle (expired tag) on side of house, open carport full of household items, such as clothing, household furniture, cardboard boxes and more, west side of property has vines that have taken over the side of the house and has caused damage to the gable ends, there is missing fascia and soffits and the reroof remains in disrepair.

Code Enforcement Officer McDonald stated this has been an ongoing issue for over two years and the reason it has taken this long to bring before you is that the original property owner, Mary Misel was elderly and lived in Ohio. Her daughter and son-in-law lived at the property. Ms. Misel passed way in 2019. Probate was filed and in October 2020, Ms. Herrington, who is the daughter, and living there became the legal title holder.

Since Ms. Herrington became the legal tile holder, there has been no communication. The property is in serious disrepair and with little progress on the property over the years.

Grace Herrington, 923 Levitt Parkway, Rockledge, FL 32955, owner of the property, explained that there is a contract for the reroof, they have help with keeping the lawn maintained. The vehicle belongs to her brother who has vision problem and has current tags. She is asking for more time to clean out the carport.

Discussion followed.

Motion by Kevin Jarvis to table ECE20-00163. Seconded by Mark O'Donnell. All in favor. Motion carried.

5. ADJOURN - There being no further business, the meeting was adjourned at 5:11 p.m.

Submitted by:

Deanna Pomichter
Recording Secretary

Approved by:

Karen Kuta
Chairman