

**CODE ENFORCEMENT BOARD
MEETING
JUNE 24, 2009**

MEMBERS PRESENT: Heinz Schmidt, Chairman
Kate Albers, Norman Ashworth, Tom Bailey,
Richard Kresge, Paul Meyer, Jim Stevens

MEMBERS ABSENT: Ed Viola

OTHERS PRESENT: David Levin, City Attorney; Randy Wright, Dawn Lewis, Maricela Perdomo, Code Compliance Officers; Donyl Yates, Board Secretary; Randy Cole, Building Official; Mayor Larry Friedman, Herbert Bosch, Rafael Mirabel

CALL TO ORDER/ANNOUNCEMENTS

- A. Roll Call
- B. Next Scheduled Meeting - July 22, 2009

APPROVAL OF MINUTES

- A. Meeting of May 27, 2009
 - Mr. Meyer MOVED, Ms. Albers SECONDED approval of the May 27, 2009 minutes. MOTION CARRIED UNANIMOUSLY.

NEW BUSINESS

- Recording Secretary Kelly swore in all participants.

Note: Item A, Unfinished Business, was heard prior to Item A.

- A. 09-37229 - CODE COMPLIANCE OFFICER - RANDY WRIGHT
 - Respondent: Francisco & Massiel De La Calle
 - Address of Violation: 359 Monaco Drive
 - Violation of Section 10-1, Litter, trash, debris, stagnant water, excessive growth of vegetation-declared detrimental to health and safety.
 - Mr. Schmidt confirmed the respondents were not present.
 - Mr. Meyer MOVED, Mr. Stevens SECONDED to enter a plea of not guilty on behalf of the respondents. MOTION CARRIED UNANIMOUSLY.
 - Mr. Randy Wright, Code Compliance Officer, displayed several photographs of the subject property, located within City limits, stating he received a complaint from the Burnt Store Isles (BSI) Civic Association (CA) relative to this property. He reported on May 15, 2009, he observed tall grass and weeds, weeds in the driveway, stagnant pool and hot tub water and overgrown landscaping. He noted the property was vacant but had not been foreclosed. He reported the City had begun maintenance of the property, adding a Statement of Violation/Notice of Hearing was issued by certified mail on June

8, 2009, but was subsequently returned; thus, he posted the property. He concluded the property should have been brought into compliance by June 19, 2009; however, the violations remained.

- Mr. Meyer MOVED, Mr. Ashworth SECONDED the City had presented a prima facie case. MOTION CARRIED UNANIMOUSLY.

- Mr. Meyer MOVED, Mr. Stevens SECONDED to find the respondent guilty, to issue a Cease & Desist Order and to require compliance within 10 days or be subject to a fine of up to \$250 per day. MOTION CARRIED UNANIMOUSLY.

B. 09-37299 - CODE COMPLIANCE OFFICER - RANDY WRIGHT

Respondent: Hilda C. Waugh (c/o G. Waugh)

Address of Violation: 1610 Montia Court

Violation of Section 10-1, Litter, trash, debris, stagnant water, excessive growth of vegetation-declared detrimental to health and safety.

- Mr. Schmidt confirmed the respondent was not present.

- Mr. Meyer MOVED, Mr. Bailey SECONDED to enter a plea of not guilty on behalf of the respondent. MOTION CARRIED UNANIMOUSLY.

- Mr. Wright displayed several photographs of the subject property, located within City limits, stating on May 28, 2009, he inspected the property and observed tall grass and weeds. He reported a Statement of Violation/Notice of Hearing was served on June 6, 2009, by certified mail, adding he had not been contacted by the respondent as of this date. He concluded all violations remained.

- Mr. Stevens asked if the property was vacant.

- Mr. Wright replied affirmatively.

- Ms. Albers asked if the roof was intact.

- Mr. Wright replied affirmatively, acknowledging there was some damage to the soffit and fascia.

- Ms. Albers MOVED, Mr. Stevens SECONDED the City had presented a prima facie case. MOTION CARRIED UNANIMOUSLY.

- Mr. Meyer MOVED, Ms. Albers SECONDED to find the respondent guilty, to issue a Cease & Desist Order and to require compliance within 10 days or be subject to a fine of up to \$250 per day. MOTION CARRIED UNANIMOUSLY.

C. 09-37393 - CODE COMPLIANCE OFFICER - RANDY WRIGHT

Respondent: Carlos L. Gonzales

Address of Violation: 418 Monaco Drive

Violation of Section 10-1, Litter, trash, debris, stagnant water, excessive growth of vegetation-declared detrimental to health and safety.

- Mr. Schmidt confirmed the respondent was not present.
- Ms. Albers MOVED, Mr. Meyer SECONDED to enter a plea of not guilty on behalf of the respondent. MOTION CARRIED UNANIMOUSLY.
- Mr. Wright displayed several photographs of the subject property, located within City limits, stating on June 9, 2009, he observed tall grass and weeds, overgrown landscaping and stagnant pool water. He noted a Statement of Violation/Notice of Hearing was issued by certified mail on June 15, 2009, but was subsequently returned; thus, he posted the property. He concluded the property should have been brought into compliance by June 19, 2009; however, the violations remained as of June 23, 2009. He mentioned the City cut the grass and would continue to do so.
- Mr. Kresge confirmed the home was vacant.
- Mr. Stevens asked if the property had been foreclosed.
- Mr. Wright replied it had not.
- Mr. Meyer MOVED, Mr. Bailey SECONDED the City had presented a prima facie case. MOTION CARRIED UNANIMOUSLY.
- Mr. Meyer MOVED, Mr. Stevens SECONDED to find the respondent guilty, to issue a Cease & Desist Order and to require compliance within 10 days or be subject to a fine of up to \$250 per day. MOTION CARRIED UNANIMOUSLY.

D. 09-37199 - CODE COMPLIANCE OFFICER - RANDY WRIGHT

Respondent: Anthony & Lori Morgenthaler

Address of Violation: 2824 Vasco Street

Violation of Section 10-1, Litter, trash, debris, stagnant water, excessive growth of vegetation-declared detrimental to health and safety; Section 9A-12(a), Nuisances specified (generally); Section 9A-12(d), Nuisances specified (generally).

- Mr. Schmidt confirmed the respondents were not present.
- Mr. Meyer MOVED, Ms. Albers SECONDED to enter a plea of not guilty on behalf of the respondents. MOTION CARRIED UNANIMOUSLY.
- Mr. Wright displayed several photographs of the subject property, located within City limits, stating on May 11, 2009, he observed tall grass and weeds, several trash cans in front, much debris under the front stairwell, wood, cans, a trailer with a flat tire and other types of debris. He reported a Statement of Violation/Notice of Hearing was issued by certified mail on June 15, 2009, but was returned; thus, he posted the property. He concluded the property was in compliance as of June 23, 2009.
- Ms. Albers MOVED, Mr. Meyer SECONDED the City had presented a prima facie case. MOTION CARRIED UNANIMOUSLY.

- Mr. Bailey MOVED, Ms. Albers SECONDED to issue a Cease & Desist Order for any future violations or be subject to a fine of up to \$250 per day. MOTION CARRIED UNANIMOUSLY.
- E. 09-37370 - CODE COMPLIANCE OFFICER - DAWN LEWIS
- Respondent: Brian & Anna Cranmer
Address of Violation: 945 Messina Drive
Violation of Section 26-3.13(g), SRO, Special Residential Overlay District, parking of vehicles.
- Mr. Schmidt confirmed the respondents were not present.
 - Mr. Meyer MOVED, Mr. Bailey SECONDED to enter a plea of not guilty on behalf of the respondents. MOTION CARRIED UNANIMOUSLY.
 - Ms. Dawn Lewis, Code Compliance Officer, displayed a photograph of the subject property, located within City limits, stating on May 26, 2009, she observed a vehicle, trailer and lawn equipment. She noted she advised the respondent's son the equipment could not be stored at the property, particularly overnight. She mentioned she subsequently received two complaints and observed the trailer on June 5 and 6, 2009, adding a police report indicated the trailer was present on June 7 and 8, 2009. She reported a Statement of Violation/Notice of Hearing was issued by certified mail and received on June 10, 2009. She concluded the lawn equipment had been removed as of June 19, 2009, adding the respondent's son advised her he had secured a storage location for his equipment.
 - Ms. Albers MOVED, Mr. Meyer SECONDED the City had presented a prima facie case. MOTION CARRIED UNANIMOUSLY.
 - Mr. Kresge MOVED, Ms. Albers SECONDED to issue a Cease & Desist Order for future violations or be subject to a fine of up to \$250 per day. MOTION CARRIED UNANIMOUSLY.
- F. 09-37375 - CODE COMPLIANCE OFFICER - DAWN LEWIS
- Respondent: Scott & Janet Gould
Address of Violation: 2854 Don Quixote Drive
Violation of Section 10-1, Litter, trash, debris, stagnant water, excessive growth of vegetation-declared detrimental to health and safety; Section 26-8.15, Swimming pools.
- Mr. Schmidt confirmed the respondents were not present.
 - Mr. Meyer MOVED, Mr. Stevens SECONDED to enter a plea of not guilty on behalf of the respondents. MOTION CARRIED UNANIMOUSLY.

- Ms. Lewis displayed several photographs of the subject property, located within City limits, stating on May 27, 2009, she observed a pool with stagnant water and no enclosure around the pool. She mentioned the Board had been presented with a separate violation relative to this property at their previous meeting.
- Mr. Meyer asked if the home was occupied.
- Ms. Lewis replied the home was in the beginning stages of foreclosure but was still owned by the respondent and abandoned.
- City Attorney David Levin interjected his review of State Statute confirmed a barrier was required around the pool.
- Ms. Lewis continued a Statement of Violation/Notice of Hearing was issued by certified mail on June 10, 2009, but was refused; thus, the property was posted. She concluded the property remained in violation as of June 19, 2009.
- Mr. Meyer MOVED, Ms. Albers SECONDED the City had presented a prima facie case. MOTION CARRIED UNANIMOUSLY.
- Mr. Meyer commented a Cease & Desist Order did not seem strong enough for an open pool violation.
- City Attorney Levin responded the threat of a fine represented the City's recourse at this time.
- Ms. Albers interjected a temporary barrier could be required in the interim period.
- City Attorney Levin agreed same would be considered reasonable.
- Mr. Kresge MOVED, Mr. Meyer SECONDED to issue a Cease & Desist Order, to require compliance within 21 days or be subject to a fine of up to \$250 per day and to direct the City to erect a temporary plastic fence around the pool with the costs of same to be assessed against the property owner. MOTION CARRIED UNANIMOUSLY.

G. 09-37189 - CODE COMPLIANCE OFFICER - DAWN LEWIS

Respondent: Randy & Sheila Gunderson

Address of Violation: 551 West Retta Esplanade

Violation of Section 10-1, Litter, trash, debris, stagnant water, excessive growth of vegetation-declared detrimental to health and safety; Section 26-8.11(a,b,c,e,f,g), Property maintenance.

- Mr. Schmidt confirmed the respondents were not present.
- Ms. Albers MOVED, Mr. Meyer SECONDED to enter a plea of not guilty on behalf of the respondents. MOTION CARRIED UNANIMOUSLY.
- Ms. Lewis displayed several photographs of the subject property, located within City limits, stating on February 16, 2009, she observed tall grass and weeds, overgrown and dead landscaping, over 20% of the exterior walls of the home were discolored, a

missing garage door and an accumulation of debris around the garage area. She noted she left a Courtesy Notice and was advised by the homeowner later that week that he was working on all violations. She reported the grass was cut, some landscaping was cut back and a large, detached garage door was removed; however, some violations remained. She announced she issued a Statement of Violation/Notice of Hearing by certified mail, adding same was received on June 9, 2009. She confirmed the homeowner was working diligently on this as well as another nearby property. She stated as of June 19, 2009, all grass and weeds had been cut and maintained, landscaping had been trimmed and dead landscape debris removed; however, the home remained discolored and the garage door was not replaced.

- Ms. Albers MOVED, Mr. Stevens SECONDED the City had presented a prima facie case. MOTION CARRIED UNANIMOUSLY.
- Ms. Albers MOVED, Mr. Stevens SECONDED to find the respondent guilty, to issue a Cease & Desist Order and to require compliance within 30 days or be subject to a fine of up to \$250 per day. MOTION CARRIED UNANIMOUSLY.

H. 09-37419 - CODE COMPLIANCE OFFICER - DAWN LEWIS

Respondent: Susana Punta Gorda LLC

Address of Violation: 413 West Retta Esplanade

Violation of Section 10-1, Litter, trash, debris, stagnant water, excessive growth of vegetation-declared detrimental to health and safety; Section 26-8.11(b,c,e,f), Property maintenance.

- Mr. Schmidt confirmed the respondent was not present.
- Ms. Albers MOVED, Mr. Meyer SECONDED to enter a plea of not guilty on behalf of the respondent. MOTION CARRIED UNANIMOUSLY.
- Ms. Lewis displayed several photographs of the subject property, located within City limits, stating on June 9, 2009, she observed tall grass and weeds, overgrown and dead landscaping, landscape debris, stagnant pool water and damaged portions of the home due to removal of a trellis/carport structure. She reported a Statement of Violation/Notice of Hearing was served on June 15, 2009, by certified mail. She mentioned the homeowner resided out of the country and had only recently purchased this home. She explained the homeowner had been unaware the property was not being maintained by the property manager he had retained, adding he assured her the grounds would be maintained. She clarified the respondent had removed the trellis/carport structure as he felt same was a safety hazard and had met with the Building Division with regard to his plans for the home. She noted any structural work would not commence until the winter months. She concluded as of June 19, 2009, all

grass and weeds had been cut; however, landscaping, pool and home damage violations remained. She stated the homeowner subsequently informed her the pool and landscaping would be maintained within one week.

- Mr. Meyer MOVED, Mr. Kresge SECONDED the City had presented a prima facie case. MOTION CARRIED UNANIMOUSLY.

- Mr. Meyer MOVED, Mr. Kresge SECONDED to issue a Cease & Desist Order and to grant 21 days to bring the landscaping and pool into compliance and an additional 60 days to apply for permits for all structural improvements or be subject to a fine of up to \$250 per day. MOTION CARRIED UNANIMOUSLY.

I. 09-37425 - CODE COMPLIANCE OFFICER - DAWN LEWIS

Respondent: Donald L. Horn, MD

Address of Violation: 321 West Retta Esplanade

Violation of Section 26-8.11(a,b), Property maintenance; Section 26-8.11(c,e,f), Property maintenance.

- Mr. Schmidt confirmed the respondent was not present.

- Ms. Albers MOVED, Mr. Ashworth SECONDED to enter a plea of not guilty on behalf of the respondent. MOTION CARRIED UNANIMOUSLY.

- Ms. Lewis displayed several photographs of the subject property, located within City limits, stating on March 2, 2009, she observed tall grass and weeds, overgrown and dead landscaping, landscaping debris and over 20% of the exterior walls discolored with a decaying surface. She reported the respondent indicated he would address all violations, adding the grass and weeds were cut and some landscaping was trimmed soon after that conversation. She advised a Statement of Violation/Notice of Hearing was issued by certified mail on June 15, 2009. She stated the homeowner contacted her the week of June 22, 2009, and informed her the exterior walls were being power washed. She concluded the property was almost completely in compliance, expecting same to be final by the end of this date.

- Mr. Meyer MOVED, Ms. Albers SECONDED the City had presented a prima facie case. MOTION CARRIED UNANIMOUSLY.

- Mr. Ashworth clarified the house was vacant and for sale.

- Mr. Meyer MOVED, Mr. Bailey SECONDED to find the respondent guilty, to issue a Cease & Desist Order and to require compliance within 10 days or be subject to a fine of up to \$250 per day. MOTION CARRIED UNANIMOUSLY.

J. 09-37337 - CODE COMPLIANCE OFFICER - MARICELA PERDOMO

Respondent: Jan Sandhouse Hurst

Address of Violation: 610 Andros Court

Violation of Section 26-8.11(c,e), Property maintenance.

- Ms. Maricela Perdomo, Code Compliance Officer, displayed several photographs of the subject property, located within City limits, stating on June 3, 2009, she observed tall grass and weeds. She noted she left a voice mail message for the respondent explaining the violation; however, she had not been contacted by the homeowner. She explained a Statement of Violation/Notice of Hearing was issued and received on June 11, 2009. She reported the property had not been maintained as of June 17, 2009, and was thus maintained by the City.
- Mr. Schmidt confirmed the respondent was not present.
- Ms. Albers MOVED, Mr. Bailey SECONDED to enter a plea of not guilty on behalf of the respondent. MOTION CARRIED UNANIMOUSLY.
- Mr. Stevens MOVED, Ms. Albers SECONDED the City had presented a prima facie case. MOTION CARRIED UNANIMOUSLY.
- Mr. Meyer MOVED, Mr. Bailey SECONDED to find the respondent guilty, to issue a Cease & Desist Order and to require compliance within 14 days or be subject to a fine of up to \$250 per day. MOTION CARRIED UNANIMOUSLY.

UNFINISHED BUSINESS

Note: Item A was heard following Approval of Minutes.

A. 08-36130 - CODE COMPLIANCE OFFICER - RANDY WRIGHT

Respondent: Rafael & Ohilda Mirabal

Address of Violation: 3813 Whippoorwill Boulevard

Violation of Section 9A-12(a)(b), page 9A-8, Nuisances specified (generally); Section 26-8.11(a)(g), page 26-89, Property maintenance.

- Mr. Wright displayed several photographs of the subject property, located within City limits, stating in November 2008, the respondent, Mr. Rafael Mirabal, had been granted six months to bring the property into compliance. He reported the work was near completion, adding Mr. Mirabal had hired a new roofer, Dr. Good Roof, to finish the project.
- City Attorney Levin reminded the Board 30 days remained out of the above mentioned 6 month period, stating this was a status report to determine whether additional time might be needed.
- Mr. Schmidt asked the respondent how much time he felt was needed to complete the project.

- Mr. Herbert Bosch, respondent's representative, replied 90 days, explaining Mr. Mirabal lost a great deal of time dealing with another roofer. He advised Dr. Good Roof had indicated the roof would be complete by the end of the current week, including inspections.
- Mr. Wright questioned the need for 90 days.
- Mr. Bosch reiterated the roof could be finished this week; however, the soffit and fascia remained undone as did some plastering and a picture window.
- Mr. Wright interjected the City's main concern was completion of the roof prior to the start of hurricane season. He clarified the roof would be complete and the structure would be sound within 30 days. He noted the City also wished to see all of the other work ongoing and eventually completed.
- Mr. Schmidt requested the Board be provided with a status report in 90 days.
- City Attorney Levin clarified if the roof was complete within 30 days, the current enforcement case would be closed out. He explained a problem arose because of numerous, unfinished projects for an extended period of time, which created an unsightly structure and a blight to the neighborhood. He confirmed the roof would be finished within 30 days, adding an additional 60 days could be allowed to complete the remainder of the activities identified this date. He concluded if all of that work was done, the respondent did not need to appear before the Board in 90 days; however, if the work was incomplete at that time, the Board would be so advised and act accordingly.
- Ms. Albers confirmed the plywood on the windows had been addressed.
- Mr. Kresge clarified soffit and fascia were considered part of the roof. He opined 60 days was excessive in light of the amount of time granted already. He asserted the hurricane season would be almost over by that time.
- Mr. Bosch clarified the work was taking this amount of time because of finances.
- Ms. Albers added the work would simply not be complete if less time was allowed.
- Mr. Bailey MOVED, Ms. Albers SECONDED to require the roof to be complete within 30 days and to grant an additional 60 days beyond same to complete all other projects.
- VOTING AYE: Albers, Ashworth, Bailey, Meyer, Stevens, Schmidt.
- VOTING NAY: Kresge.
- MOTION CARRIED.

Note: Item B was heard following Item J, New Business.

B. 09-36447 - CODE COMPLIANCE OFFICER - RANDY WRIGHT

Respondent: D & S Property Investments

Address of Violation: 1305 Tamiami Trail

Violation of Section 7-32(a)(1), page 7-17, Violations of building code, penalties; Section 26-7.4(a)(2)(e,g), page 26-66, General building principles; Section: 26-7.4(e)(10)(g), page 26-71, General building principles (continued from May 27, 2009).

- Mr. Wright reported the violations had been eliminated.
- Ms. Albers MOVED, Mr. Ashworth SECONDED to dismiss Case #09-36447. MOTION CARRIED UNANIMOUSLY.

OLD BUSINESS

- A. 09-37336 - CODE COMPLIANCE OFFICER - MARICELA PERDOMO
Respondent: Waterside Design & Development LLC
Address of Violation: 2524 Magdalena Drive
Violation of Section 10-1 & 10-1.1, Litter, trash, debris, stagnant water, excessive growth of vegetation-declared detrimental to health and safety.
 - B. 09-37335 - CODE COMPLIANCE OFFICER - MARICELA PERDOMO
Respondent: Waterside Design & Development LLC
Address of Violation: 2600 Magdalena Drive
Violation of Section 10-1 & 10-1.1, Litter, trash, debris, stagnant water, excessive growth of vegetation-declared detrimental to health and safety.
 - C. 09-37334 - CODE COMPLIANCE OFFICER - MARICELA PERDOMO
Respondent: Waterside Design & Development LLC
Address of Violation: 2602 Magdalena Drive
Violation of Section 10-1 & 10-1.1, Litter, trash, debris, stagnant water, excessive growth of vegetation-declared detrimental to health and safety.
 - D. 09-37333 - CODE COMPLIANCE OFFICER - MARICELA PERDOMO
Respondent: Waterside Design & Development LLC
Address of Violation: 2606 Magdalena Drive
Violation of Section 10-1 & 10-1.1, Litter, trash, debris, stagnant water, excessive growth of vegetation-declared detrimental to health and safety.
 - E. 09-37332 - CODE COMPLIANCE OFFICER - MARICELA PERDOMO
Respondent: Waterside Design & Development LLC
Address of Violation: 2608 Magdalena Drive
Violation of Section 10-1 & 10-1.1, Litter, trash, debris, stagnant water, excessive growth of vegetation-declared detrimental to health and safety.
- City Attorney Levin requested the above five cases be heard as one.
 - Mr. Schmidt confirmed the respondent was not present.
 - Mr. Meyer MOVED, Ms. Albers SECONDED to enter a not guilty plea on behalf of the respondent for each case. MOTION CARRIED UNANIMOUSLY.

- Ms. Perdomo displayed several photographs of the subject properties, located within City limits, stating this case was for a repeat violator. She noted the respondent was previously found to be in violation of Sections 10.1 and 10.1.1 for tall grass and weeds on February 25, 2009, for a different location, adding the same provision was violated on June 1, 2009. She announced a Notice Imposing Penalty was issued and received on June 11, 2009, for a total of 6 days of violation. She mentioned this property was in the process of foreclosure, concluding the property was maintained by the City on June 17, 2009.
- Mr. Kresge confirmed all five units were vacant.
- Ms. Perdomo agreed, stating an additional unit at the end was occupied and being maintained.
- Mr. Meyer MOVED, Mr. Kresge SECONDED the City had presented a prima facie case. MOTION CARRIED UNANIMOUSLY.
- Mr. Meyer MOVED, Mr. Stevens SECONDED to find the respondent guilty as a repeat violator and to impose a fine of \$500 per day for 6 days for a total of \$3,000. MOTION CARRIED UNANIMOUSLY.

OTHER BUSINESS

A. Hearing Imposing Penalty

1. 09-36793 - CODE COMPLIANCE OFFICER - DAWN LEWIS

Respondent: Edna Kelly/B & S Struck

Address of Violation: 608 West Olympia Avenue

Violation of Section 10-1, Litter, trash, debris, stagnant water, excessive growth of vegetation-declared detrimental to health and safety; Section 26-8.11(c), Property maintenance; Section 26-8.14(b), Structures and uses limited in yards; Section 9A-12(a), Nuisances specified (generally); Section 26-8.11(g), Property maintenance; Section 26-8.11(b), Property maintenance.

- Ms. Lewis displayed several photographs of the subject property, located within City limits, stating the Board reviewed this case on April 25, 2009, at which time they found the respondent guilty and required compliance by May 19, 2009. She reported there had been 37 days of non-compliance to date. She mentioned the property was posted as certified mail was refused.
- Ms. Albers asked if Ms. Lewis had spoken directly with the respondent.
- Ms. Lewis replied she had not, stating she had made numerous attempts to no avail. She noted the property had formally entered into foreclosure.
- Mr. Meyer MOVED, Mr. Kresge SECONDED to impose a fine of \$150 per day for 37 days of non-compliance for a total of \$5,550. MOTION CARRIED UNANIMOUSLY.

B. Strategic Plan Progress Report

- City Attorney Levin announced Mayor Larry Friedman had requested input from various stakeholders, including the City's advisory boards/committees, noting a copy of the Strategic Plan was provided in the Committee's agenda material for their information.

MEMBER COMMENTS

- Ms. Albers announced this would be her last meeting, stating she had enjoyed serving on the Board.
- Mr. Bailey commented he believed there was much misunderstanding relative to watering restrictions, specifically with regard to the first offense meriting a warning and a second offense \$25.
- City Attorney Levin responded that was correct.
- Mr. Kresge countered he was cited with a \$25 citation for a first offense, confirming he had paid the fine.
- City Attorney Levin stated he understood City Council had directed first offenses to be handled by a warning, adding he would research when same went into effect and the particulars of the current restrictions.

ADJOURNMENT

- Meeting Adjourned: 10:30 a.m.

Heinz Schmidt, Chairman

Mary Kelly, Recording Secretary