

**Murray Code Enforcement Board Minutes**  
**April 6, 2010**

The Murray Code Enforcement Board met in regular session on April 6, 2010 at 5:00 p.m. in the council chambers of City Hall located at 104 North 5<sup>th</sup> Street.

**Board Members Present:** Sam Underwood, Danny Brittain, and Thomas Rottinghaus

**Board Members Absent:** **Mitzi Key**

**Others Present:** Jennifer Tolley, Officer Fortner and general audience.

Chairman Thomas Rottinghaus called the meeting to order and an attendance roll call was then taken.

**Approved Minutes from December 1, 2009 Meeting:** Chairman Rottinghaus asked for approval of the December 1, 2009 minutes **Chairman Rottinghaus made a motion to approve the December 1, 2009 minutes. Sam Underwood seconded the motion and it carried by a 3-0 voice vote.**


Chairman Rottinghaus introduced the Board members and informed the Respondents of their rights of appeal.

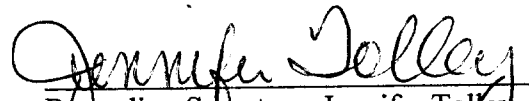
**Public Hearing – Arica Whittaker:** Chairman Rottinghaus called the public hearing to order and Jennifer Tolley read the case information. Chairman Rottinghaus asked if any board member had any direct or indirect financial or personal interest in any matter to be decided by the Board. All Board members answered no. Chairman Rottinghaus asked if the Officer was in attendance. Officer Tim Fortner came forward and was sworn in. Officer Fortner stated that he had been advised by his supervisor that there had been a complaint of a loud stereo coming from a gold colored car. Officer went on to state that he was sitting on Tiffany and heard a bass coming from a stereo and then came a gold colored vehicle. Officer Fortner said at this time he stopped the vehicle and issued Arica Whittaker a citation for noise. At this time Chairman Rottinghaus called Arica Whittaker forward and was sworn in. Miss Whittaker stated that everything Officer Fortner said was true and she stated that she was not aware there were noise ordinances. Chairman Rottinghaus closed the public hearing. The board then deliberated. **Chairman Rottinghaus made a motion that the Respondent, Arica Whittaker had committed a violation, Sam Underwood seconded the motion and it carried by a 3-0 roll call vote.**

**Fine Hearing – Arica Whittaker:** Chairman Rottinghaus called the fine hearing to order. **Chairman Rottinghaus made a motion that the Respondent, Arica Whittaker pay a civil fine in the amount of \$75.00 to the City of Murray within 30 days. Danny Brittain seconded the motion and it carried by a 3-0 roll call vote.**

Chairman Rottinghaus stated that a chairperson needed to be elected for 2010. **Sam Underwood made a motion that Thomas Rottinghaus remain chairman. Danny Brittain seconded and it carried by 3-0 roll call vote.**

Being no further business, Thomas Rottinghaus made a motion to adjourn.

  
Chairman, Thomas Rottinghaus

  
Recording Secretary, Jennifer Tolley