

Code Enforcement Board Minutes June 2, 2015

The Murray Code Enforcement Board met in regular session on June 2, 2015 at 5:00 p.m. in the Council Chambers of City Hall located at 104 North 5th Street.

Board Members Present: Acting Chairman Mitzi Key, Mike Lovins, Sam Underwood, and Kim Hampton.

Others Present: Officer Tim Fortner, Sgt. Kendra Clere, Officer Blake Maness, Attorney Chip Adams, Tina Ammons, Steve Williams, Helen Weaver, John Gillum, Maressa Travis and general audience.

The meeting was called to order by Member Mitzi Key. Member Mike Lovins made the motion to vote Mitzi Key as acting chairman in Chairman Danny Brittain's absence. Member Sam Underwood seconded and a roll call vote was taken. The motion passed 3-0.

Approval of May 5, 2015 Minutes: Sam Underwood made the motion to approve the minutes and Kim Hampton seconded. A voice vote was taken and the motion was passed.

Public Hearing—Max Weaver: Chairman Key called the public hearing to order and Maressa Travis read the case information. Chairman asked the board if they had any direct or indirect financial or personal interest in this matter. All board members answered no. Chairman asked the City Representative to come forward. Officer Tim Fortner came forward and was sworn in. The Board had no questions of Officer Fortner. Chairman called forth the Respondent. Helen Weaver came forward and was sworn in. Mrs. Weaver stated they have two interested buyers in the property and admitted all the violations were valid and stated correctly. Board members asked Mrs. Weaver for clarification regarding the property. Officer Fortner came forward to advise Mrs. Weaver about notifying potential buyers of the violations. Chairman closed the public hearing and members discussed the case with Attorney Adams. Member Hampton made a motion to dismiss the fines and orders Respondent to sell, repair or tear down the house by September 2, 2015. Mike Lovins seconded the motion and a vote was taken. Motion carried 4-0.

Public Hearing—Steve Williams and Tina Ammons: Chairman called the public hearing to order and Secretary Travis read the case information. Chairman asked the board if they had any direct or indirect financial or personal interest in this matter. Chairman Key stated she did have a personal connection and would not take part in the questioning or voting. Officer Fortner was called forward for the City. Officer Fortner explained why he cited the owners of the property versus the renters. Chairman called forth Respondents Tina Ammons and Steve Williams and swore them in. Mr. Williams indicated he and his sister have done what they could, legally, to inform the tenants all citations and penalties would be their responsibility. Mr. Williams answered questions as to the progress of the work done to become compliant. Attorney Adams answered questions regarding the eviction process. Kim Hampton made a motion to dismiss the fine and Sam Underwood seconded. The motion to withdraw the motion was made by Kim Hampton and seconded by Sam Underwood. The board discussed the facts with Attorney Adams and Respondents. Member Mike Lovins made the motion to extend the time limit to 30 days to become compliant and to dismiss the fine. A vote was taken and the motion passed 3-0. Chairman Key did not vote.

Public Hearing—John and Amberly Gillum: Chairman Key called the public hearing to order and Secretary Travis read the case information. Chairman asked the board if they had



any directly or indirect financial or personal interest in this matter. Board members stated they did not. Chairman called Officer Blake Maness forward as the City Representative. Officer Maness stated he issued the violation. Chairman called the Respondent, John Gillum forward and he was sworn in. He presented documents showing he was renting a car because his vehicle was in the shop. Public hearing was closed. **Motion was made to dismiss all fines and penalties by Member Kim Hampton and seconded by Mike Lovins. A vote was taken and the motion passed 4-0.**

Public Hearing—Charles Adams: Chairman Key called the public hearing to order and Secretary Travis read the case information. Chairman asked if any board member had any direct or indirect financial or personal interest in this matter. All board members answered no. City Representative Officer Fortner came forward and stated the case facts. Because Respondent was not present, the case defaulted and a judgement was made to uphold the fine of \$3,000.00. **Sam Underwood made a motion that the fine be paid within 30 days and the fence become compliant. Mike Lovins seconded and a vote was taken. Motion carried 4-0.**

Default Case—Robert Beale: Chairman Mitzi Key called the default hearing to order and Maressa Travis read the case information. Chairman asked if any board member had any direct or indirect financial or personal interest in this matter. All board members answered no. **Kim Hampton made the motion to uphold the fine of \$4,500.00 and Sam Underwood seconded. A vote was taken and the motion passed 4-0.**

Default Case—Theresa Lynn Crittendon: Chairman Mitzi Key called the default hearing to order and Maressa Travis read the case information. Chairman asked if any board member had any direct or indirect financial or personal interest in this matter. All board members answered no. **Mike Lovins made the motion to enforce the fine of \$3,000.00 and Kim Hampton seconded. A vote was taken and the motion passed 4-0.**

Default Case—Michael Oliver: Chairman Mitzi Key called the default hearing to order and Maressa Travis read the case information. Chairman asked if any board member had any direct or indirect financial or personal interest in this matter. All board members answered no. There was a question as to whether the case was a public hearing or a default hearing. Officer Fortner came forward to swear he served the Respondent the citation and that it was not appealed. **Kim Hampton made the motion to enforce the fine of \$100.00 and Sam Underwood seconded.** A vote was taken and the motion passed 4-0.

Chairman Key asked if there were any questions or comments and because there was not, Kim Hampton made the motion to adjourn. The motion was seconded by Sam Underwood.

Chairman, 🏿 anny Brittain

Recording Secretary Maressa Travis