

Code Enforcement Board Minutes July 7, 2015

The Murray Code Enforcement Board met in regular session on July 7, 2015 at 5:00 p.m. in the Council Chambers of City Hall located at 104 North 5th Street.

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

Others Present: Captain Scott Svebakken, Officer Pat Morris, Officer Ryan Moore, Officer Kevin Langley, Officer Tim Fortner, Officer Matt Davis, Sergeant Kendra Clere, Chip Adams, William Haneline, Nichole Carrol, Erica Harvey, Angela Powell, Brian Goff and Maressa Travis.

The meeting was called to order by Chairman Danny Brittain.

Public Hearing—Erica Harvey: Chairman Brittain 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. Officer Fortner stated the property is now compliant. The Board had no more questions for Officer Fortner. Chairman called for Respondent Erica Harvey to come forward and she was sworn in. Ms. Harvey stated the violations were taken care of as soon as possible but it was overdue a couple of days because rainy conditions but it is now compliant. Board members discussed the case. **Member Sam Underwood made a motion to dismiss the fines and the motion was seconded by Kim Hampton. A vote was taken and the motion carried 5-0.**

Public Hearing—Evelyn Shaffer: Chairman called the public hearing to order and secretary 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. Attorney Adams declared proper notice was not served because the Respondent's boyfriend signed the return receipt notice. **A motion was made by Mitzi Key to continue to the next meeting. Mike Lovins seconded.**

Public Hearing—Williams Haneline: Chairman Brittain called the public hearing to order and secretary 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. The City Representative was not present. Chairman called Respondent William Haneline forward and he was sworn in. He presented documentation that his vehicle was in the shop for repairs that day and he was driving his son's vehicle. **Member Kim Hampton made the motion to dismiss the penalties and the motion was seconded by Sam Underwood. A vote was taken and the motion carried 5-0.**

Public Hearing—Rita or Nichole Carrol: Chairman Brittain called the public hearing to order and secretary 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. The Chairman called the City Representative forward. Officer Matt Davis was sworn in. Board members had no questions for Officer Davis. Respondent Nichole Carrol was sworn in and answered members' questions regarding transferring the sticker from one vehicle to another and why she didn't have a city sticker on her vehicle, which was in the shop. **Member Mitzi Key made a motion to reduce the fine to \$50 and the motion was**

seconded by Sam Underwood. The fine of \$50 is to be paid within 30 days. A vote was taken and the motion carried 5-0.

Public Hearing—Jimmy or Justin Williams: Chairman called for this hearing to come to order. Respondents were not in attendance so a motion was made to postpone to the next meeting. **Mitzi Key made the motion and Kim Hampton seconded. A vote was taken and it carried 5-0.**

Public Hearing—Brian Goff: Chairman Brittain called the public hearing to order and Secretary read the case information. Chairman asked the board if they had any direct or indirect financial interest in this matter. Members indicated they did not. Chairman called the City's representative forward. Officer Ryan Moore was sworn in. The board had no questions for Officer Moore. Respondent Brian Goff was called forward and sworn in. Respondent indicated he has stickers on his vehicles that he routinely drives to work but the vehicle receiving the violation is not regularly driven. **Mitzi Key made the motion to dismiss the fine and Kim Hampton seconded. A vote was taken and the motion carried 5-0.**

Public Hearing—Lynn Watson: Chairman Danny Brittain called the public hearing to order and Secretary read the case information. Chairman asked if they had any direct or indirect financial interest in this matter. Members indicated they did not. Chairman called City Representative Officer Fortner forward. Officer Fortner indicated that Mrs. Watson has medical issues and a local church group took care of all the violations in this case. **Member Hampton made the motion to dismiss and Sam Underwood seconded. A vote was taken and the motion carried 5-0.**

Default Hearing—Timothy or Kristen Birdsong: Chairman Danny Brittain called the public hearing to order and Secretary read the case information. Chairman asked if they had any direct or indirect financial interest in this matter. Members indicated they did not. Because an appeal was not requested, **a motion was made by Member Hampton to enforce a default judgment of \$100 plus compliance by purchasing a city sticker and paying a late fee. Motion was seconded by Sam Underwood. A vote was taken and the motion carried 5-0.**

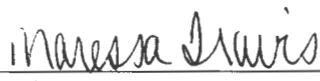
A motion was made to approve the minutes of June 2, 2015 Minutes by Member Key. The motion was seconded by Kim Hampton. A voice vote was taken and the motion carried.

Chairman asked for any questions or comments. Members discussed how the public can be made aware of the process of transferring stickers between vehicles.

Public Hearing—Angela or James Powell: Chairman Brittain 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 interest in this matter. Member Mitzi Key said she had a personal relationship with Angela Powell and would withdraw from this hearing. City Representative Captain Svebakken had already left the meeting due to a communication error earlier in the meeting. Respondent Angela Powell came forward and was sworn in. Mrs. Powell stated that her son, Daniel, was purchasing the vehicle from them and should be responsible for the city sticker and all fines and penalties. **Sam Underwood made the motion to dismiss the citation and all fines. The motion was seconded by Kim Hampton. A vote was taken and it carried 4-0 (Member Key abstaining.)**

A motion to adjourn was made by Mike Lovins and seconded by Sam Underwood.


Chairman, Danny Brittain


Recording Secretary, Maressa Travis