

**Code Enforcement Board Minutes  
March 5, 2019**

The Murray Code Enforcement Board met in regular session on March 5, 2019 at 5:00 p.m. in the Council Chambers Meeting Room of City Hall located at 500 Main Street.

**Board Members Present:** Chairman Danny Brittain, Mitzi Key, Gayle Balentine, Mike Basiak, Deana Wright, and Pete Lancaster.

**Others Present:** Officer Tim Fortner, and Secretary Maressa Travis. Attorney Chip Adams arrived but left after indicating there was no business that would require his presence.

The meeting was called to order by Chairman. Roll call attendance was taken.

**Approval of January 8, 2019 minutes:** A motion was made by Member Key to approve the minutes of the last meeting and Member Balentine seconded. A voice vote was taken to approve the minutes of the January 8, 2019 meeting and all said aye.

**Public Hearing—Midway Auto Sales:** Secretary read the case information and Chair called Officer Tim Fortner forward and he was sworn in. Officer Fortner stated he received information from the Fire Department indicating Midway Auto Sales was conducting business within the city limits. This was found to be in error and Midway Auto Sales does not conduct business within the city limits. Officer Fortner stated that due to a lack of evidence, he was requesting the citation against Midway Auto Sales be dismissed. **Member Key made a motion to dismiss and Member Wright seconded. A vote was taken and the motion passed 6-0.**

**Public Hearing—A & A Excavating:** Secretary Travis made a statement in regards to the order issued to A & A Excavating at the January 8, 2019 meeting. After the Respondent, Mr. Joe Crawford, received the order, Code Enforcement was contacted and it was stated that the business was no longer conducting business in the city; therefore a business license was not required. **Member Key made a motion to dismiss the fine and Member Balentine seconded. A vote was taken and the motion passed 6-0.**

**Public Hearing—The Trade Center:** Secretary Travis made a statement in regards to the order issued to The Trade Center at the January 8, 2019 meeting. After the Respondent received the order, Code Enforcement was contacted and it was stated that the business was no longer conducting business in the city as of March or April 2018; therefore a business license was not required. **Member Key made a motion to dismiss the fine and Member Balentine seconded. A vote was taken and the motion passed 6-0.**

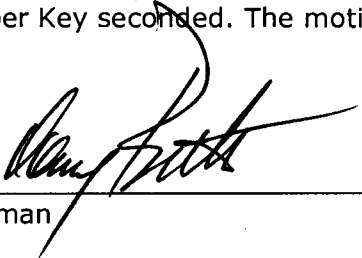
**Public Hearing—Johnny Underwood:** Secretary Travis made a statement in regards to the order issued to Johnny Underwood at the January 8, 2019 meeting. After the Respondent received the order, Mr. Underwood contacted Code Enforcement and stated he does not operate in the city. **Member Balentine made a motion to dismiss and Member Key seconded. A vote was taken and the motion passed 6-0.**

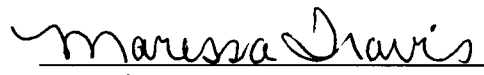
**Public Hearing—Lynndy and Melissa Moss (Case 1 and 2):** Officer Fortner came forward and stated the property at 303 N. 5<sup>th</sup> Street was issued a Notice of Violation on November 13, 2018 for accumulation of trash/garbage and overflowing trash bin. A citation in the amount of \$1,400.00 was issued on January 2, 2019 for non-compliance and a second violation issued. (Case 2) After the second citation was received, the owner of the property, Mrs. Moss, called Officer Fortner for an explanation on what is going on with their

property. Officer Fortner explained the situation and Mrs. Moss stated her daughter lives on that property. The daughter told her mother the property was cleaned up but after Officer Fortner sent a photo of the property, Mrs. Moss apologized and said they would take care of the problem. Officer Fortner stated he would be happy to speak with the daughter as the Mosses live in Benton. Officer Fortner stated he instructed the procedure of rolling the bin to the street to the daughter and told her he would write a citation against her own property if the property was not cleaned up. Officer Fortner stated he told Mr. and Mrs. Moss he would ask for dismissals of the citations for Case 1 (\$1,400.00) and Case 2 (\$2,100.00). **Member Wright made a motion to dismiss Case 1 and Member Key seconded. A vote was taken and the motion carried 6-0. Member Wright made a motion to dismiss Case 2 and Member Key seconded. A vote was taken and the motion to dismiss carried 6-0.**

Secretary Travis stated the next meeting would be held on April 9 instead of April 2 due to Spring Break the first week of the month.

There were no questions or comments. Member Balentine made the motion to adjourn and Member Key seconded. The motion carried and the meeting was adjourned.

  
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Chairman

  
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Recording Secretary, Maressa Travis