

Code Enforcement Board Minutes July 2, 2019

The Murray Code Enforcement Board met in regular session on July 2, 2019 at 5:00 p.m. in the Council Chambers Meeting Room of City Hall located at 500 Main Street.

Board Members Present: Acting Chair Gayle Balentine, Mike Basiak, Deana Wright, and Pete Lancaster.

Others Present: Thomas Hornbuckle, Marti Erwin, Attorney Chip Adams, Officer Tim Fortner, and Secretary Maressa Travis.

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

Approval of June 11, 2019 minutes: A motion was made by Mr. Lancaster to approve the minutes of the last meeting and Mr. Basiak seconded. A voice vote was taken to approve the minutes of the June 11, 2019 meeting and all said aye.

Public Hearing—Thomas Hornbuckle: Secretary Travis read the case information and Chair Balentine asked the board members if they had any direct or indirect financial or personal interest in this matter. All members said no. Chair called Officer Fortner forward and he was sworn in. Officer Fortner stated he issued a notice of violation to Mr. Thomas Hornbuckle, Sr. on May 5, 2019 and it was due on May 20, 2019. Mr. Hornbuckle left a message on May 20, 2019 to ask for additional time. A citation was issued on May 28 as the property was not compliant. On June 7, 2019, Mr. Hornbuckle appealed the citation (which was within the time frame given to appeal). Officer Fortner stated the property is now compliant. Chair called Mr. Thomas Hornbuckle, Jr. forward and he was sworn in. Mr. Hornbuckle stated he filed for an appeal for the property at 502 N. Cherry. There was a lot of rain at that time and as soon as the rain cleared up, he took care of the property and it is now compliant. Chair asked if there were any questions; there were none. Chair asked if there was a motion to dismiss. **Mr. Basiak made a motion to dismiss all fines against Mr. Hornbuckle. Mr. Lancaster seconded and a vote was taken. The motion carried 4-0.**

Public Hearing—Gloria Landrum, et al: Secretary Travis read the case information and stated the City was asking for a continuous order to mow. Officer Fortner was called forward to state that the property at 202 Mulberry Street is not maintained and the City requests an order to mow before the property gets too overgrown and attracts snakes. Mr. Lancaster asked if there were any fines sent to the property for the mowing. Officer Fortner stated that there are about ten owners, all deceased, and a lien has been filed against the property. **Ms. Wright made a motion to have a continuous order to mow. The motion was seconded by Mr. Basiak. A vote was taken to have a continuous order to mow and the fees will be added to the lien on the property. The motion carried 4-0.**

Public Hearing—Gammon Estate: Secretary read the case information for the property located west of 211 Pine Street. The City is asking for a continuous order to mow. Officer Fortner stated the property is often overgrown and requires mowing by the City. Mr. Lancaster asked if there was anyone who accept responsibility to maintain the property. There is not. **Ms. Wright made a motion for a continuous order to mow and Mr. Basiak seconded. A vote was taken for a continuous order to mow as well as the fines and fees are added to the lien on the property. A vote was taken and the motion carried 4-0.**

Public Hearing—Dunbar Estate: Secretary read the case information for the property located at 709 S. 3rd Street. Officer Fortner stated this property is located in front of the Boys' Home and there has been no contact with the last known owner as she is believed deceased and there is no one considered the owner. **Mr. Basiak made the motion and Mr. Lancaster seconded to issue a continuous order to mow and the fines and fees be added to the lien on the property. A vote was taken and the motion passed 4-0.**

Default Hearing—Residential Asset Securities: Secretary read the case information for the property at 510 S. 7th Street. The citation was not appealed. **Chairman declared a default and accepted the citation in the amount of \$1,400.00.**

Default Hearing—Forrest and Peggy Nye. Ms. Travis started reading the case information when Attorney Adams interrupted with a request to table this case until a later date. Mr. Adams stated he is in negotiations with a buyer and doesn't want to jeopardize the sale. Officer Fortner asked how to handle complaints of overgrown grass at the property located at 1213 N. 16th Street. Mr. Adams said to let it ride another month. **Mr. Lancaster made a motion to table this case until a later date. Mr. Basiak seconded. A vote was taken and the motion carried 4-0.**

Chair Balentine stated there were no more hearings.

New Business: There was no new business.

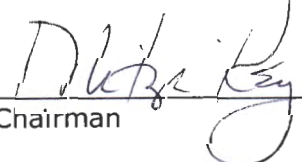
Old Business: Ms. Travis stated there was the matter of electing a new chairman. **Mr. Lancaster made a motion to table the election to the next meeting when there will be more members present. Mr. Basiak seconded the motion and a voice vote was taken. All members said Aye. The election was tabled.**

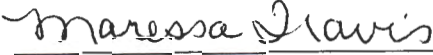
Attorney Adams asked the agenda to be amended to have an executive session for the purpose of discussing litigation, and to go off record. **Mr. Basiak made the motion to amend the agenda and Mr. Lancaster seconded. A voice vote was taken and all members said Aye.**

After exiting the executive session, a motion was made by Ms. Wright and seconded by Mr. Basiak. A voice vote was taken and all members said Aye. There was no action taken in the executive session.

Ms. Travis stated the next meeting would be August 6, 2019. There were no other questions or comments.

Mr. Lancaster made a motion to adjourn and Ms. Wright seconded.


Chairman


Recording Secretary, Maressa Travis