



**CODE ENFORCEMENT BOARD
MINUTES: WEDNESDAY, DECEMBER 6th, 2017**

The City of Florence, Kentucky Code Enforcement Board met at 10:00 a.m. on Wednesday, December 6th, 2017 in the Council Chambers of the Florence Government Center with Code Enforcement Board Chairman Jim Johnson presiding.

CALL TO ORDER & ROLL CALL

Chairman Johnson called the meeting to order and requested a roll call. Present were the following five (5) Board members: Jim Johnson, Rick Rowland, Lance Howard, Dave Spille and Bill Sharp.

Also present were Code Enforcement Board Attorney Representative Tom Nienaber, Code Enforcement Officer Dale Jesensky, Code Enforcement Officer Mike Macaluso, Code Enforcement Officer Brian DeCarlo, Public Services Superintendent Jeremy Kleier, Police Officer Nathan Rettig, Fire Marshall Kevin Vogelpohl, City Clerk Erin Courts, Ona Garrison (Case No. 2017-458-PM), Mike Parker (Case No. 2017-434-OC), Denise Prat-McPherson (Case No. 2017-215-PM) and James Claxton (Case No. 2017-450-OC).

APPROVAL OF MINUTES:

November 1st, 2017 Board Meeting

Chairman Johnson called for a motion to approve the minutes of the November 1st, 2017 meeting of the Code Enforcement Board. Code Board Member Sharp so moved with second from Code Board Member Howard. Code Board Member Spille was present, not voting.

OATH:

Chairman Johnson administered the oath to Code Enforcement Officer Dale Jesensky, Code Enforcement Officer Mike Macaluso, Code Enforcement Officer Brian DeCarlo, Public Services Superintendent Jeremy Kleier, Fire Marshall Kevin Vogelpohl and Police Officer Nathan Rettig.

CONTESTED CASES:

Case No. 2017-458-PM

City of Florence vs. Ona Garrison

Present and sworn-in: One Garrison

Citation No. DJ-2017-115

Officer: Dale Jesensky

Ordinance No. O-11-03

Section: 303

1161 Cayton Road, Florence, KY 41042

1. Rear deck in disrepair

Violation: In compliance

Fine: \$50.00 - Unpaid

Ruling: Ms. Garrison said that her husband had been working on the deck and hurt his hand while doing so. The deck debris had been cleaned up from the yard and they are now in compliance.

CITY OF FLORENCE CODE ENFORCEMENT BOARD
MINUTES: WEDNESDAY, DECEMBER 6, 2017
Page 2

Motion to dismiss fine:

Motion: Board member Rowland
Second: Board member Spille

Ruling: Uphold motion carries

Board: Approved by unanimous vote

Case No. 2017-434-OC

City of Florence vs. Mike Parker

Present and sworn-in: Mike Parker

Citation No. MM-2017-69 & MM-2017-82

Officer: Mike Macaluso

Ordinance No. O-27-17

Section: 4

60 Cavalier Drive, Florence, KY 41042

1. Not in compliance with City of Florence Occupational License

Violation: In compliance

Fine: \$2000.00: Unpaid

Ruling: This case has been going on for quite some time now. Mr. Parker has about \$2000.00 in unpaid fines from 4-5 years ago. On 9/6/17, he paid the City \$1769.72. Currently he is in compliance with his Occupational License.

Motion to dismiss \$2000.00 fine:

Motion: Board member Rowland
Second: Board member Howard

A roll call vote was taken and 4 out of 5 approved the motion.

Case No. 2017-215-PM

City of Florence vs. Denise Prat-McPherson

Present and sworn-in: Denise Prat-McPherson

Citation No. multiple citations (MM-2017-7)

Officer: Mike Macaluso

Ordinance No. O-11-03

Section: 302

6573 Louise Court, Florence, KY 41042

1. High grass and weeds throughout the property, over grown landscaping

Violation: In compliance

Fine: \$5,329.42: Unpaid

Ruling: This case has been going on for quite some time now. Ms. Prat-McPherson was unaware of the issues going on with the property as her brother is occupying the property now and she lives out of town. For the past month or so, she has been working with Jeremy to get the issues resolved and Jeremy agreed to let her come to the Code Board Hearing to let the Board know of the progress that

CITY OF FLORENCE CODE ENFORCEMENT BOARD

MINUTES: WEDNESDAY, DECEMBER 6, 2017

Page 3

has been made. \$5,329.42 total is what is owed currently and \$829.42 of that is City cost for mowing and filing fees.

Motion to only pay the City cost of \$829.42:

Motion: Board member Spille

Second: Board member Rowland

Ruling: Uphold motion carries

Board: Approved by unanimous vote

Case No. 2017-450-OC

City of Florence vs. Claxton Properties LLC

Present and sworn-in: James Claxton

Citation No. MM-2017-246

Officer: Mike Macaluso

Ordinance No. O-10-16

Section:

6573 Louise Court, Florence, KY 41042

- 1. Not in compliance with the City of Florence Occupational License (8th Offense)

Violation: In compliance

Fine: \$1700.00: Unpaid

Ruling: This was Mr. Claxton's 8th offense with the same violation. He was supposed to appear at the November Hearing and did not show up. Code Board Officer Macaluso motioned to uphold the fines and citations. This was a unanimous vote by the Code Board Members. Mr. Claxton was cited again and he contested that citation.

Motion to re-open old citations:

Motion: Board member Howard

Second: Board member Sharp

Mr. Claxton was at the Finance Department prior to the hearing and paid the City \$704.20 in payroll, penalties and interest. He currently owes \$1700.00 in citation fines. He is currently in compliance with his occupational license.

Motion to dismiss fines:

Motion: Board member Howard

Second: Board member Spille

Ruling: Uphold motion carries

Board: Approved by unanimous vote

PARKING CASES:

Police Officer Nathan Rettig asked the Board to uphold the six (6) parking cases.

Chairman Johnson noted the following people were not present regarding the six (6) parking violations brought against them:

Parking Cases: Upheld by Officer Rettig.

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| Case No. 2017-427-PG - City of Florence vs Kyle Knauf | Citation #1531 |
| Case No. 2017-428-PG - City of Florence vs Cheryl Vanover | Citation #1532 |
| Case No. 2017-429-PG - City of Florence vs Charles Quisenberry | Citation #6700 |
| Case No. 2017-431-PG - City of Florence vs Tonya Ahlbrand | Citation #0554 |
| Case No. 2017-432-PG - City of Florence vs Amy Robinson | Citation #2042 |
| Case No. 2017-433-PG - City of Florence vs James Anderson | Citation #0555 |

Motion: Board Member Sharp
Second: Board Member Howard

Ruling: Uphold motion carries
Board: Approved by unanimous vote

PAID PARKING CASES:

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|---|----------------|
| Case No. 2017-430-PG - City of Florence vs Gearline Monhollen | Citation #0553 |
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ANIMAL CONTROL CASES:

None

OCCUPATIONAL LICENSE CASES:

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|--|-----------------------|
| Case No. 2017-436-OC - City of Florence vs Berling Construction | Citation #MM-2017-214 |
| Case No. 2017-437-OC - City of Florence vs Claxton Properties LLC | Citation #MM-2017-221 |
| Case No. 2017-438-OC - City of Florence vs C.A.R.S. | Citation #MM-2017-222 |
| Case No. 2017-439-OC - City of Florence vs McTown Property LLC | Citation #MM-2017-223 |
| Case No. 2017-440-OC - City of Florence vs Berling Construction | Citation #MM-2017-225 |
| Case No. 2017-441-OC - City of Florence vs Raymond F. Orfaly Rev Trust | Citation #MM-2017-226 |
| Case No. 2017-442-OC - City of Florence vs McTown Property LLC | Citation #MM-2017-232 |
| Case No. 2017-443-OC - City of Florence vs C.A.R.S. | Citation #MM-2017-233 |
| Case No. 2017-444-OC - City of Florence vs Claxton Properties LLC | Citation #MM-2017-234 |
| Case No. 2017-445-OC - City of Florence vs Claxton Properties LLC | Citation #MM-2017-235 |
| Case No. 2017-446-OC - City of Florence vs Berling Construction | Citation #MM-2017-236 |
| Case No. 2017-447-OC - City of Florence vs C.A.R.S. | Citation #MM-2017-237 |
| Case No. 2017-448-OC - City of Florence vs McTown Property LLC | Citation #MM-2017-238 |
| Case No. 2017-449-OC - City of Florence vs McTown Property LLC | Citation #MM-2017-245 |
| Case No. 2017-451-OC - City of Florence vs Berling Construction | Citation #MM-2017-247 |
| Case No. 2017-452-OC - City of Florence vs C.A.R.S | Citation #MM-2017-248 |
| Case No. 2017-453-OC - City of Florence vs Ambleside Properties LLC | Citation #MM-2017-249 |

PAID OCCUPATIONAL LICENSE CASES:

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|--|-----------------------|
| Case No. 2017-435-OC - City of Florence vs Richard Mullins DMD | Citation #MM-2017-210 |
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FIRE PREVENTION CASES:

None

RESOLVED CASES/PAID:

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| Case No. 2017-459-ZG - City of Florence vs Richard & Suzanne Toll | Citation #DJ-2017-116 |
| Case No. 2017-460-ZG - City of Florence vs Michael Whalen | Citation #DJ-2017-117 |
| Case No. 2017-481-ZG - City of Florence vs Gary Mufano (Snuggies) | Citation #MM-2017-244 |

CONTINUED CASES:

Case No. 2016-537-PM - City of Florence vs Intergroup Pine Lake

Citation #DJ-2016-147-162

UPDATE: They are continuing to make progress and are staying on top of things to make sure they are completed properly.

Motion to continue to January meeting:
Motion: Board member Rowland
Second: Board member Howard

Approved by unanimous vote

Case No. 2017-052-ZG – City of Florence vs KY CVS Pharmacy

Citation #DJ-2017-004

UPDATE: They are very close to being complete, the new plans have been reviewed and Dale has reached out to the VP.

Motion to continue to January meeting:
Motion: Board member Sharp
Second: Board member Howard

Approved by unanimous vote

ATTORNEY'S REPORT:

No report was given

ADJOURNMENT:

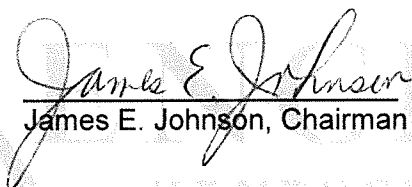
Chairman Johnson reminded the Board that the next meeting will take place on Wednesday, January 3rd, 2017.

There being no further business to come before the Board, Chairman Johnson called for a motion to adjourn. Board Member Howard so moved, with second from Board Member Sharp, and **unanimous approval of the Board**, the time being 10:30 a.m.

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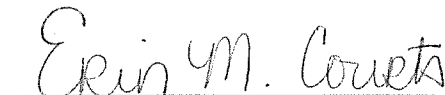
FLORENCE

APPROVED:


James E. Johnson, Chairman

KENTUCKY

ATTEST:


Erin M. Courts, Secretary