

CITY CLERK

2020 NOV 18 PM 2:35

**ADMINISTRATIVE VIOLATION REVIEW BOARD  
MEETING MINUTES**

August 5, 2020 – 2:00pm  
City Hall, Fourth Floor Conference Room

	<u>Name</u>	<u>Attendance</u> (mtgs attended-mtgs absent)	<u>Term of Office</u>
<b>MEMBERS PRESENT:</b>	Pat Benedict	(53-6)	4/29/22
	Don Daffron	(08-0)	4/29/21
	Jason Eslinger	(05-1)	5/27/24
	Mary Kottenstette	(03-1)	4/29/25
	Isobel McGowan	(00-0)	4/29/23

**MEMBERS ABSENT:** None

**OTHERS PRESENT:** Ted Elo, Assistant City Attorney  
Juston Carr, Property Maintenance Manager  
Charles Starling, Property Maintenance Inspector  
Carol Flury, Recording Secretary

**ROLL CALL** – Five (5) members were in attendance, quorum present. Pat Benedict - present, Daffron - present, Eslinger – present, Kottenstette – present, Isobel McGowan – present.

**APPROVAL OF MINUTES**

A motion to accept the minutes from March 4, 2020, was made by Kottenstette; second by Benedict. Verbal vote taken; all ayes, no nays. **MOTION PASSES.**

**NEW BUSINESS**

- A. **CASE NUMBER AP21-25785** – A request for review by Leland and Brandy Sell, 1709 4<sup>th</sup> Avenue, for Violation 15-25 Nuisance Defined/Declared – Pool of Stagnant water. (Viewed 6/29/20).

Mr. and Mrs. Sell were not in attendance. Gilpin was not in attendance but sent word for the Board to consider dismissing this case as the owner complied and the pool was removed.

Benedict made a motion to dismiss the penalty; second by Daffron. **VOTE:** Eslinger - aye, Benedict - aye, Daffron - aye, Kottenstette ayes, McGowan – aye. - Ayes - 5; Nays - 0. **MOTION PASSES.**

**UNFINISHED BUSINESS**

- A. **CASE NUMBER AP20 -25111** - A request for review by William E. Stout Sr, 2530 South 10<sup>th</sup> Street, for Violation of Section 15-29 Maintenance of Property – Prohibited Vehicles – for allowing a tan and green Expedition, Ford Ranger, Silver Altima, green Neon and black Firebird in the backyard on a soft surface. (Viewed on 1/8/2020)

Mr. Stout was not in attendance. Starling said that he was by Mr. Stout's property on July 28 and Mr. Stout was still in violation. Starling had informed Mr. Stout that he could only have one unlicensed vehicle and he had three; he is still in violation.

Board discussed the case. Daffron made a motion to enforce the penalty; second by Benedict. **VOTE:** Eslinger - aye, Benedict - aye, Daffron - aye, Kottenstette ayes, McGowan – aye. - Ayes - 5; Nays - 0. **MOTION PASSES.**

**B. CASE NUMBER AP20-25195** - A request for review by Jimmy Allen, 2024 South 10th Street, for Violation of Section 15-25 - Nuisance defined or declared - Trash and Debris - junk piled on trailer covered with tarp, boat leaned against structure, pallets, junk and debris piled in red Ford truck bed. (Viewed 2/10/2020).

**C. CASE NUMBER AP20-25196** - A request for review by Jimmy Allen, 2024 South 10th Street, for Violation of Section 15-29 – Prohibited Vehicles – multiple cars, no plates, dismantled, parking on lot. (Viewed 2/10/2020).

Mr. Allen called in sick. Starling stated that he had visited with Mr. Allen last week and he was still in violation; Starling said that he will have to issue an administrative penalty again.

Carr said that he had looked at it yesterday and he has three or four unlicensed cars; one car is elevated. He said that he still does not have his business license.

McGowan made a motion to uphold AP20-25195 and AP20-25196; second by Kottenstette. **VOTE:** Eslinger - aye, Benedict - aye, Daffron - aye, Kottenstette ayes, McGowan – aye. - Ayes - 5; Nays - 0. **MOTION PASSES.**

## **ADJOURNMENT**

Eslinger made a motion to adjourn; second by Benedict. Meeting adjourned at 1:10pm.

Minutes respectfully submitted by Carol Flury, Recording Secretary.