

**CITY OF PENSACOLA
CODE ENFORCEMENT AUTHORITY MINUTES
SEPTEMBER 22, 2020 PUBLIC, QUASI-JUDICIAL HEARINGS**

Present: Special Magistrate Judge

Louis F. Ray, Jr.

Present: Staff Members

Steve Richards, Code Enforcement Administrator
Joanna Walker, Administrative Officer
Ricky Lewis, Code Enforcement Supervisor
Jason Hendricks, Code Enforcement Officer
Trevor Mayo, Code Enforcement Officer

Respondent(s)/Representative(s)/Citizens

Elizabeth Rutledge	Rick Harper
Edwin Stokes	Lonna Murn
Bill Normand	James Murn
William Sealy	Bobby Warner
Vincent Pervel	Robyn Tice

I. CALL TO ORDER

II. PLEDGE OF ALLEGIANCE

III. ADMINISTRATION OF OATHS – Swearing in of City Staff and Respondents

IV. REQUEST TO APPROVE 3/17/20 MINUTES

V. REQUESTS TO FIND CODE VIOLATIONS

1. Case # 20-099 1412 W Jackson St – Charlie Robinson & Annie Mills – Jonathan Bilby
MO/Building permits

Officer Steve Richards testified that the cited code violation(s) first observed on 7/12/19 still exist(s). Respondent(s) did not appear. The SMJ found the property and the respondent(s) in violation of the specified sections of the City Code and entered a standard Code Violation Order giving the respondent(s) until 10/20/20 to correct the violation(s) and providing in part for the subsequent assessment of a fine and filing of a lien against the respondent(s) and the property without further hearing or notice to the respondent(s) if the property is not timely brought into compliance.

2. Case # 20-085 10 Pickens Ave – Bette Jean Walden – Jason Hendricks
MO/Nuisance; Maintenance of right-of-way by owner of abutting property;
Excessive growth of weeds prohibited
IPMC/Accumulation of rubbish or garbage; Motor vehicles

Officer Jason Hendricks testified that the cited code violation(s) first observed on 1/3/20 still exist(s). Respondent(s) did not appear. The SMJ found the property and the respondent(s) in violation of the specified sections of the City Code and entered a standard Code Violation Order giving the respondent(s) until 10/20/20 to correct the violation(s) and providing in part for the subsequent assessment of a fine and filing of a lien against the respondent(s) and the property without further hearing or notice to the respondent(s) if the property is not timely brought into compliance.

3. Case # 20-090 2809 North 6th Ave – P Cola Enterprises LLC – Jason Hendricks
IPMC/Motor vehicles; Accumulation of rubbish or garbage

Officer Jason Hendricks testified that the cited code violation(s) first observed on 1/3/20 still exist(s). Respondent(s) Edwin Stokes appeared and testified. The SMJ found the property and the respondent(s) in violation of the specified sections of the City Code and entered a standard Code Violation Order giving the respondent(s) until 10/20/20 to correct the violation(s) and providing in part for the subsequent assessment of a fine and filing of a lien against the respondent(s) and the property without further hearing or notice to the respondent(s) if the property is not timely brought into compliance.

4. Case # 20-100 606 E Strong St – Tyrone Vanderhall – Jason Hendricks
MO/Nuisance
IPMC/Motor vehicles; Accumulation of rubbish or garbage

Officer Jason Hendricks testified that the cited code violation(s) first observed on 1/24/20 still exist(s). Respondent(s) did not appear. The SMJ found the property and the respondent(s) in violation of the specified sections of the City Code and entered a standard Code Violation Order giving the respondent(s) until 10/20/20 to correct the violation(s) and providing in part for the subsequent assessment of a fine and filing of a lien against the respondent(s) and the property without further hearing or notice to the respondent(s) if the property is not timely brought into compliance.

5. Case # 20-089 524 N Hayne St – Keith Gaudet – Trevor Mayo
MO/Nuisance
IPMC/Vacant structures and land; Accumulation of rubbish or garbage;
Window, skylight and door frames

Officer Trevor Mayo testified that the cited code violation(s) first observed on 1/14/20 still exist(s). Respondent(s) did not appear. The SMJ found the property and the respondent(s) in violation of the specified sections of the City Code and entered a standard Code Violation Order giving the respondent(s) until 10/20/20 to correct the violation(s) and providing in part for the subsequent assessment of a fine and filing of a lien against the respondent(s) and the property without further hearing or notice to the respondent(s) if the property is not timely brought into compliance.

6. Case # 20-092 305 E Lee St – Est of Roosevelt Shelby Jr – Trevor Mayo
MO/Nuisance
IPMC/Motor vehicles; Accumulation of rubbish or garbage

Officer Trevor Mayo testified that the cited code violation(s) first observed on 12/2/19 still exist(s). Respondent(s) did not appear. The SMJ found the property and the respondent(s) in violation of the specified sections of the City Code and entered a standard Code Violation Order giving the respondent(s) until 10/20/20 to correct the violation(s) and providing in part for the subsequent assessment of a fine and filing of a lien against the respondent(s) and the property without further hearing or notice to the respondent(s) if the property is not timely brought into compliance.

7. Case # 20-102 524 E Zarragossa Street – Coastal LLC – Trevor Mayo
IPMC/Protective treatment; Exterior walls; Roofs and drainage; Window,
skylight and door frame

Officer Trevor Mayo testified that the cited code violation(s) first observed on 1/17/20 still exist(s). Respondent(s) was represented by Bobby Warner who testified. The SMJ found the property and the respondent(s) in violation of the specified sections of the City Code and entered a standard Code Violation Order giving the respondent(s) until 10/20/20 to correct the violation(s) and providing in part for the subsequent assessment of a fine and filing of a lien against the respondent(s) and the property without further hearing or notice to the respondent(s) if the property is not timely brought into compliance.

VI. REQUESTS TO ASSESS FINES

1. Case # 20-077 6141 Walton St – Victor Mabire & Mexine May – Jonathan Bilby
MO/Building permits

Officer Steve Richards testified that permits have been issued and that the City Building Official Jonathan Bilby requested to pull the case from today's agenda.

2. Case # 20-084 910 North 6th Ave – Tyrone & Teresa Vanderhall – Jason Hendricks
MO/Nuisance
IPMC/Accumulation of rubbish or garbage

Officer Jason Hendricks testified that the Respondent(s) did not bring the property into complete compliance by 3/17/20 as previously ordered by the SMJ and that one or more of the code violation(s) still exist(s). Respondent(s) did not appear. The SMJ tabled the case until 10/20/20 for compliance.

3. Case # 20-080 1300 blk N Hayne St – Earl Smith & Nellie Smith – Trevor Mayo
MO/Nuisance; Parking and storage of major recreational equipment;
Parking for certain use prohibited
IPMC/Motor vehicles

The case was brought into compliance prior to hearing.

VII. REQUESTS TO INCREASE FINES/LIENS

1. Case # 13-228 313 W Gadsden Street – Mary Lou Gentile & Greg H Gentile – Ricky Lewis

Officer Ricky Lewis testified that the Respondent(s) did not bring the property into complete compliance by 7/2/13 as previously ordered by the SMJ and that one or more of the code violation(s) still exist(s). Respondent(s) did not appear. The SMJ increased the daily fine of \$15.00 to \$50.00 effective immediately. The SMJ further stated that he wants the City Attorney's office to review the case for possible foreclosure.

2. Case # 20-038 3003 E Brainerd Street – Todd Vilardi & Shannon Vilardi – Jason Hendricks

Officer Jason Hendricks testified that the Respondent(s) did not bring the property into complete compliance by 12/17/19 as previously ordered by the SMJ and that one or more of the code violation(s) still exist(s). Respondent(s) did not appear. The SMJ increased the daily fine of \$25.00 to \$50.00.

VIII. UNFINISHED BUSINESS

IX. REQUESTS TO REDUCE/RESCIND/CANCEL FINES/LIENS

1. Case # 06-225 30 E Brainerd St – Joyce A Vinson \$6,790.00 Fine

Officer Ricky Lewis testified to the history of the case and that staff requests to rescind the fines that had accrued. Respondent(s) did not appear. The SMJ rescinded the fines to zero (0).

2. Case # 16-209 315 South L St – Arthur D Fitts \$22,237.00 Lien

Officer Ricky Lewis testified to the history of the case and that staff recommends a reduction of approximately 90% of the fines and to fully pay the balance on Abatement Case # 14-284. Respondent(s) did not appear. The SMJ reduced the fines to \$2,700.00 stipulating that the fines be paid in thirty (30) or they revert back to the original amounts.

3. Case # 17-400 1600 E Desoto St – Vincent Pervel & Gregory Harris \$19,154.00 Lien

Officer Ricky Lewis testified to the history of the case and that staff recommends a reduction of fines to \$1,000.00. Respondents appeared and testified. The SMJ reduced the fines to \$1,000.00 giving thirty (30) days to pay.

4. Case # 17-402 1420 E Cervantes St – William Sealy \$24,987.00 Lien

Officer Ricky Lewis testified to the history of the case and that staff recommends a reduction of fines to \$1,000.00. Respondent appeared. The SMJ reduced the fines to \$1,000.00 giving thirty (30) days to pay.

5. Case # 19-027 1111 W Brainerd St – Drexton Smith \$12,387.00 Lien

Officer Ricky Lewis testified to the history of the case and that staff recommends a reduction of fines to \$500.00. Respondent did not appear. The SMJ reduced the fines to \$500.00 giving thirty (30) days to pay.

6. Case # 19-108 3840 Forest Glen Dr – Elizabeth Rutledge \$9,912.00 Lien

Officer Ricky Lewis testified to the history of the case and that staff recommends a reduction of fines to \$1,000.00. Respondent appeared and testified. The SMJ reduced the fines to \$1,000.00 giving six (6) months to pay. Staff recommended the Respondent to pay \$100.00 per month for ten (10) months. The SMJ granted staff's recommendation and ordered the Respondent to pay \$100.00 per month for ten (10) months.

7. Case # 20-054 2614 North 7th Ave – Earnest Caldwell \$800.00 Fine

Officer Ricky Lewis testified to the history of the case and that staff recommends to rescind the fines to zero (\$0). The Respondent did not appear. The SMJ rescinded the fines to zero (\$0).

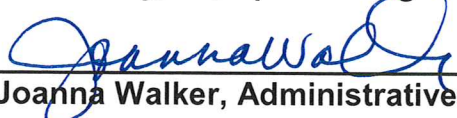
X. ANY NEW BUSINESS?

No new Business.

Xi. ADJOURNMENT 4:20 pm



Louis F. Ray, Jr., Special Magistrate Judge



Joanna Walker, Administrative Officer

Approved on: 10/20/20