

**MINUTES
CITY OF EUSTIS CODE ENFORCEMENT BOARD (CEB)**

JANUARY 26, 2009

**COMMISSION ROOM - CITY HALL
TEN NORTH GROVE STREET**

Regular Meeting

ROLL CALL: Robert LaValle, Chairperson
Joyce Evans-Norcross, Vice Chairperson
Charlie Bagg
Manhar Jadav
Philip Latta
Darrin Williams

MEMBERS ABSENT: None

STAFF PRESENT: Eric Martin, Code Enforcement Supervisor
Margaret E. Morton, Code Enforcement Officer
Marcia Arnold, Recording Secretary

OTHERS PRESENT: Dinah Durham
Lester Yam

CALL TO ORDER: Chairman LaValle called the Regular Meeting to order at 3:11 p.m. Roll call was taken.

APPROVAL OF MINUTES:

MOTION by Ms. Evans-Norcross / SECOND by Mr. Latta to approve the September 15, 2008, October 20, 2008 and December 1, 2008 minutes as written.

Roll Call:

Mr. LaValle	Aye	Mr. Jadav	Aye
Ms. Evans-Norcross	Aye	Mr. Latta	Aye
Mr. Bagg	Aye	Mr. Williams	Aye

Motion approved 6-0

ADMINISTRATION OF OATH: Jason Merritt, Code Board Attorney, administered the oath to all those present that would testify.

CERTIFICATION OF FINE

Case 08-187 – James H. Monroe and Ferry J. Monroe: Mr. Martin reminded the Board that this case is for an overgrown property and adjoining public right-of-way, yard trash accumulations, and dead branches and leaves on the roof of the home located at 2012 Virginia Avenue, Eustis, FL. At the December 1, 2008 CEB meeting the Board allowed the Monroe's until December 11, 2008 to bring the property into compliance or a fine of \$10 per day of occurrence be imposed for a current total \$450. The property is being transferred to Habitat of Humanity of Lake County and staff recommendation is to defer certifying the fine for 60 days pending transfer of ownership.

MOTION by Mr. Bagg / SECONDED by Mr. Latta I move to defer certifying the fine for Case 08-187, JAMES H. MONROE AND FERRY J. MONROE, if the property is donated to Habitat of Humanity by March 27, 2009, and all fines that have accrued against the property be rescinded. If the transfer does not occur by March 27, 2009 to certify the previously imposed fine of \$10 per day of occurrence until in compliance.

Roll Call:

Mr. LaValle	Aye	Mr. Jadav	Aye
Ms. Evans-Norcross	Aye	Mr. Latta	Aye
Mr. Bagg	Aye	Mr. Williams	Aye

Motion approved 6-0

Case 08-189 – James H. Monroe and Ferry J. Monroe: Mr. Martin reminded the Board that this case is for exterior façade and roof violations located at 2012 Virginia Avenue, Eustis, FL. At the December 1, 2008 CEB meeting the Board allowed the Monroe's until December 31, 2008 to bring the property into compliance or a fine of \$250 per day of occurrence be imposed for a current total \$6,250. The property is being transferred to Habitat of Humanity of Lake County and staff recommendation is to defer certifying the fine for 60 days pending transfer of ownership.

MOTION by Mr. Williams / SECONDED by Mr. Latta I move to defer certifying the fine for Case 08-189, JAMES H. MONROE AND FERRY J. MONROE, if the property is donated to Habitat of Humanity by March 27, 2009, and all fines that have accrued against the property be rescinded. If the transfer does not occur by March 27, 2009 to certify the previously imposed fine of \$250 per day of occurrence until in compliance.

Roll Call:

Mr. LaValle	Aye	Mr. Jadav	Aye
Ms. Evans-Norcross	Aye	Mr. Latta	Aye
Mr. Bagg	Aye	Mr. Williams	Aye

Motion approved 6-0

Case 08-204 – Ernesto Pagan: Mr. Martin reminded the Board that this case is for damaged entrance gates for the property located at 617 Pinkney Street, Eustis, FL. At the December 1, 2008 CEB meeting the Board allowed Ernesto Pagan until December 31, 2008 to bring the property into compliance or a fine of \$10 per day of occurrence will be imposed for a current total \$250. The property is still out of compliance and staff recommendation is to certify the fine.

MOTION by Mr. Latta / SECONDED by Mr. Bagg I move to certify the previously imposed fine of \$10 per day after December 31, 2008 for Case 08-204, ERNESTO PAGAN, as the property is still in violation.

Roll Call:

Mr. LaValle	Aye	Mr. Jadav	Aye
Ms. Evans-Norcross	Aye	Mr. Latta	Aye
Mr. Bagg	Aye	Mr. Williams	Aye

Motion approved 6-0

Case 08-206 – Ella Miller: Mr. Martin reminded the Board that this case is for maintaining, leaving, abandoning or storing of an unused, junked, disabled or inoperative motor vehicle within view of public or private property located at 620 Reddick Street, Eustis, FL. At the December 1, 2008 CEB meeting the Board allowed Ella Miller until December 11, 2008 to bring the vehicle into compliance or a fine of \$25 per day of occurrence will be imposed for a current total \$400. The vehicle was licensed and registered December 29, 2008, and moved to the rear of the property with a car cover over the vehicle. Board discussed various recommendations provided by staff.

MOTION by Mr. Bagg / SECONDED by Mr. Williams I move to rescind the accrued fines for Case 08-206, ELLA MILLER, as the property is in compliance.

Roll Call:

Mr. LaValle	Aye	Mr. Jadav	Aye
Ms. Evans-Norcross	Aye	Mr. Latta	Aye
Mr. Bagg	Aye	Mr. Williams	Aye

Motion approved 6-0

Case 08-209 – East Central District Florida Annual Conference United Methodist Church: Mr. Martin reminded the Board that this case is for an overgrown property located at a vacant lot at the southeast corner of Bates Avenue and Glover Street, Eustis, FL. At the December 1, 2008 CEB meeting the Board allowed the Methodist Church until December 11, 2008 to bring the property into compliance or a fine of \$25 per day of occurrence be imposed for a current total \$1,125. Staff recommendation is to certify the fine.

MOTION by Mr. Bagg / SECONDED by Ms. Evans-Norcross I move to certify the previously imposed fine of \$25 per day after December 11, 2008 for Case 08-209, EAST CENTRAL DISTRICT FLORIDA ANNUAL CONFERENCE UNITED METHODIST CHURCH, as the property is still in violation.

Roll Call:

Mr. LaValle	Aye	Mr. Jadav	Aye
Ms. Evans-Norcross	Aye	Mr. Latta	Aye
Mr. Bagg	Aye	Mr. Williams	Aye

Motion approved 6-0

Case 08-225 – Cynthia Andrews: Mr. Martin reminded the Board that this case is for an accumulation of trash, dead tree branches, miscellaneous debris and the yard and landscaping

not being maintained in good condition for the property and adjoining public right-of-way located at 1021 East McDonald Avenue, Eustis, FL. At the December 1, 2008 CEB meeting the Board allowed Cynthia Andrews until December 11, 2008 to bring the property into compliance or a fine of \$25 per day of occurrence be imposed for a current total \$1,125. Staff recommendation is to certify the fine.

MOTION by Mr. Jadav / SECONDED by Mr. Williams I move to certify the previously imposed fine of \$25 per day after December 11, 2008 for Case 08-225, CYNTHIA ANDREWS, as the property is still in violation.

Roll Call:

Mr. LaValle	Aye	Mr. Jadav	Aye
Ms. Evans-Norcross	Aye	Mr. Latta	Aye
Mr. Bagg	Aye	Mr. Williams	Aye

Motion approved 6-0

NEW CASES

Case 08-211 – Lester Yam and Kathryn V. Yam: Mr. Martin stated that this case is for a property not meeting the minimum requirements of the City of Eustis Façade Code located at 428 E. Washington Ave., Eustis, FL. He described notice method of service, and displayed photographs of the violations. Mr. Yam testified that he is unable to do the work himself, and that he has been concentrating on the home's interior. He is aware of the exterior situation and wants it corrected. Mr. Yam, the Board and staff discussed various issues with the façade and timeframes in which to correct the violations for a conclusion of 90 days to repair the porch deterioration and paint the first level trim. The Board directed Mr. Yam to attend the CEB meeting following the 90 day period to reassess compliance progress and the costs involved with correcting the upper levels.

MOTION by Ms. Evans-Norcross / SECONDED by Mr. Latta that after hearing the evidence and testimony, I move the Board find that notice was given as required by law and that in Case 08-211, LESTER YAM and KATHRYN V. YAM did violate the sections of City of Eustis Code indicated in the notice, in the manner described therein, and that the board will allow 90 days from today to complete the first story renovations and bring the violations to code. The Yams will attend the following CEB meeting to report their progress. If the repairs are not made in the 90 day period, all fines and violations will revert back to the \$250 per day of occurrence.

Roll Call:

Mr. LaValle	Aye	Mr. Jadav	Aye
Ms. Evans-Norcross	Aye	Mr. Latta	Aye
Mr. Bagg	Aye	Mr. Williams	Aye

Motion approved 6-0

Case 08-212 – Lester Yam and Kathryn V. Yam: Mr. Martin stated that this case is for an accessory structure not being maintained in sound structural condition located at 428 E. Washington Ave., Eustis, FL. He described notice method of service, displayed photographs and recommends obtaining a demolition permit from the City of Eustis Building Department

within 30 days or a fine of \$250 per day of occurrence be imposed. Mr. Yam testified that the structure already collapsed and that he is unable to remove the shed himself. Discussion ensued on various ways to demolish the shed and take the debris away.

MOTION by Ms. Evans-Norcross / SECONDED by Mr. Bagg that after hearing the evidence and testimony, I move the board find that notice was given as required by law and the in Case 08-212, LESTER YAM and KATHRYN V. YAM did violate the sections of City of Eustis Code indicated in the notice, in the manner described therein, and that the violation continues after 30 days from today, a fine of \$250 per day of occurrence be imposed.

Roll Call:

Mr. LaValle	Aye	Mr. Jadav	Aye
Ms. Evans-Norcross	Aye	Mr. Latta	Aye
Mr. Bagg	Aye	Mr. Williams	Aye

Motion approved 6-0

Case 08-224-PN – Mount Dora 44/44B LLC: Mr. Martin stated that this case is for an overgrown 20 foot buffer around the edge of an un-platted parcel of land (currently named Las Fuentes) along with various other accumulations located at the southeast corner of County Road 44 and State Road 44B, Eustis, FL. He described notice method of service, displayed photographs and noted that construction has stopped and that the conditions were severe enough for the city to abate the violation, and recommends the Board impose a fine of \$1,318.71 (\$968.71 mowing, \$250 trash removal, \$100 administrative fees).

MOTION by Ms. Evans-Norcross / SECONDED by Mr. Latta that after hearing the evidence and testimony, I move the Board find that notice was given as required by law and that in Case 08-224PN, MOUNT DORA 44/44B LLC did violate the sections of City of Eustis Code indicated in the notice, in the manner described therein, and that this violation was of a severe enough nature to be considered a Public Nuisance, the violator is fined in the amount of \$1,318.71 in accordance with Section 34-100 & Section 34-101 of City Code.

Roll Call:

Mr. LaValle	Aye	Mr. Jadav	Aye
Ms. Evans-Norcross	Aye	Mr. Latta	Aye
Mr. Bagg	Aye	Mr. Williams	Aye

Motion approved 6-0

Case 08-226 – Cynthia Andrews: Mr. Martin stated that this case is for exterior façade violations located at 1021 E. McDonald Avenue, Eustis, FL. He described notice method of service, displayed photographs and recommends that the Board allow 30 days for compliance or a \$100 per day fine be imposed.

MOTION by Mr. Bagg / SECONDED by Mr. Latta that after hearing the evidence and testimony, I move the Board find that notice was given as required by law and that in Case 08-226, CYNTHIA ANDREWS did violate the sections of City of Eustis Code

indicated in the notice, in the manner described therein, and that if this violation continues after 30 days from today, a fine of \$100.00 per day of occurrence be imposed.

Roll Call:

Mr. LaValle	Aye	Mr. Jadav	Aye
Ms. Evans-Norcross	Aye	Mr. Latta	Aye
Mr. Bagg	Aye	Mr. Williams	Aye

Motion approved 6-0

Case 08-229 – First Union National Bank of Florida #6900 Corporate Real Estate Division: Mr. Martin stated that this case is for an overgrown property located at the vacant lot east of 201 East Orange Avenue, Eustis, FL. He described notice method of service, displayed photographs and recommends that the Board allow 10 days for compliance or a \$50 per day fine be imposed. The Board concurred that due to the location of the lot, the violation warrants a stricter penalty.

MOTION by Ms. Evans-Norcross / SECONDED by Mr. Bagg that after hearing the evidence and testimony, I move the Board find that notice was given as required by law and that in Case 08-229, FIRST UNION NATIONAL BANK OF FLORIDA #6900 CORPORATE REAL ESTATE DIVISION did violate the sections of City of Eustis Code indicated in the notice, in the manner described therein, and that if this violation continues after 10 days from today, a fine of \$200 per day of occurrence be imposed.

Roll Call:

Mr. LaValle	Aye	Mr. Jadav	Aye
Ms. Evans-Norcross	Aye	Mr. Latta	Aye
Mr. Bagg	Aye	Mr. Williams	Aye

Motion approved 6-0

Case 08-233 – Jean Hunsaker: Mr. Martin stated that this case is for an overgrown property and public right-of-way located at the vacant lot north of 1602 State Road 19, Eustis, FL. He described notice method of service, displayed photographs, noted that the property was in compliance January 20, 2009, and recommends that the Board issue a Finding of Fact.

MOTION by Mr. Latta / SECONDED by Mr. Bagg that after hearing the evidence and testimony, I move the Board find that notice was given as required by law and that in Case 08-233, JEAN HUNSAKER did violate the sections of City of Eustis Code indicated in the notice, in the manner described therein, but that the violation is now cleared.

Roll Call:

Mr. LaValle	Aye	Mr. Jadav	Aye
Ms. Evans-Norcross	Aye	Mr. Latta	Aye
Mr. Bagg	Aye	Mr. Williams	Aye

Motion approved 6-0

Case 08-235-PN – John Lennon: Mr. Martin stated that this case is for an overgrown property and public right-of-way and an accumulation of yard trash, dead tree branches, vegetation weeds and plant matter in the rear yard located at 2716 Lakewood Lane, Eustis,

FL. He described notice method of service, displayed photographs and noted that the property is vacant and in foreclosure and that the conditions were severe enough for the city to abate the violation on December 29, 2008 and recommends the board impose a fine of \$225 (\$175 cost of mowing and \$50 administrative fees).

MOTION by Ms. Evans-Norcross / SECONDED by Mr. Bagg that after hearing the evidence and testimony, I move the Board find that notice was given as required by law and that in Case 08-235-PN, JOHN LENNON did violate the sections of City of Eustis Code indicated in the notice, in the manner described therein, and that this violation was of a severe enough nature to be considered a Public Nuisance, the violator is fined in the amount of \$225 in accordance with Section 34-100 & Section 34-101 of City Code.

Roll Call:

Mr. LaValle	Aye	Mr. Jadav	Aye
Ms. Evans-Norcross	Aye	Mr. Latta	Aye
Mr. Bagg	Aye	Mr. Williams	Aye

Motion approved 6-0

Mr. Martin told the Board that Ms. Dinah Durham is here today to testify on cases 08-241, 08-242, 08-243 and 08-244, and asked if they wanted to hear the cases individually or together. Board consensus is to hear the cases together.

Case 08-241, 08-242, 08-243 and 08-244 – Willie Pierce Life Estate c/o Dinah Durham: Mr. Martin stated that the following cases are located at 803 East Hazzard Avenue, Eustis. He described notice method of service, displayed photographs and noted that the property is vacant:

- Case 08-241 is for the building having an unsecured entrance and broken windows. Staff recommendation 1 day for compliance or impose a \$250 per day fine.
- Case 08-242 is for overgrown property and public right-of-way, unmaintained yard and landscaping, and an accumulation of trash, garbage, rubbish or other waste materials on the property. Staff recommendation 10 days for compliance or impose a \$100 per day fine.
- Case 08-243 is for a residential building being declared unsafe by the City of Eustis Building Department due to inadequate maintenance, dilapidation, obsolescence or abandonment, and a structurally unsound shed in rear of property. Staff recommendation 30 days for compliance or impose a \$250 per day fine.
- Case 08-244 is for exterior building surfaces not meeting City of Eustis Façade Code, a dead tree in the southeast corner of the property, and chain link fence and gate not being maintained. Staff recommendation 30 days for compliance or impose a \$250 per day fine.

Ms. Durham testified that she lives in Georgia and is returning tomorrow. She stated that the property has been broke into, and she knows she needs to close and clean up the property. She also needs to make contact with her brother, who lives in Eustis, to see if he will help. The Board is most interested in safety due to the building's deterioration.

MOTION by Ms. Evans-Norcross / SECONDED by Mr. Latta that after hearing the evidence and testimony, I move the Board find that notice was given as required by law and that in Case 08-241, WILLIE PIERCE LIFE ESTATE C/O DINAH DURHAM did violate the sections of City of Eustis Code indicated in the notice, in the manner described

therein, and that the Board will give Ms. Durham 10 days from today to secure the property by boarding up of doors or using proper hardware, boarding up or repairing the windows. If this is not resolved within 10 days a fine of \$250 per day of occurrence shall be imposed. Additionally, if compliance has not been achieved within 5 days of the deadline, the City of Eustis will secure the structure and the cost thereof will be recorded as a lien against the property.

Roll Call:

Mr. LaValle	Aye	Mr. Jadav	Aye
Ms. Evans-Norcross	Aye	Mr. Latta	Aye
Mr. Bagg	Aye	Mr. Williams	Aye

Motion approved 6-0

MOTION by Ms. Evans-Norcross / SECONDED by Mr. Latta that after hearing the evidence and testimony, I move the Board find that notice was given as required by law and that in Case 08-242, WILLIE PIERCE LIFE ESTATE C/O DINAH DURHAM did violate the sections of City of Eustis Code indicated in the notice, in the manner described therein, and that if this violation continues after 30 days from today, a fine of \$100 per day of occurrence be imposed.

Roll Call:

Mr. LaValle	Aye	Mr. Jadav	Aye
Ms. Evans-Norcross	Aye	Mr. Latta	Aye
Mr. Bagg	Aye	Mr. Williams	Aye

Motion approved 6-0

MOTION by Ms. Evans-Norcross / SECONDED by Mr. Bagg that after hearing the evidence and testimony, I move the Board find that notice was given as required by law and that in Case 08-243, WILLIE PIERCE LIFE ESTATE C/O DINAH DURHAM did violate the sections of City of Eustis Code indicated in the notice, in the manner described therein. The Board is willing to give 30 days to obtain a permit for either repair or demolition of the property. If the violation continues 30 days after today, a fine of \$250 per day of occurrence be imposed.

Roll Call:

Mr. LaValle	Aye	Mr. Jadav	Aye
Ms. Evans-Norcross	Aye	Mr. Latta	Aye
Mr. Bagg	Aye	Mr. Williams	Aye

Motion approved 6-0

MOTION by Ms. Evans-Norcross / SECONDED by Mr. Latta that after hearing the evidence and testimony, I move the Board find that notice was given as required by law and that in Case 08-244, WILLIE PIERCE LIFE ESTATE C/O DINAH DURHAM did violate the sections of City of Eustis Code indicated in the notice, in the manner described therein. If the violation for the fence and gate continues after 10 days from today, a fine of \$250 per day of occurrence shall be imposed. If the violations for the façade or dead tree continue after 30 days from today, a fine of \$250 per day of occurrence be imposed.

Roll Call:

Mr. LaValle	Aye	Mr. Jadav	Aye
Ms. Evans-Norcross	Aye	Mr. Latta	Aye
Mr. Bagg	Aye	Mr. Williams	Aye

Motion approved 6-0

Case 08-252 – Joe Wynkoop: Mr. Martin stated that this case is for an overgrown property and public right-of-way located at the vacant lot north of 302 North Prescott Street, Eustis, FL. He described notice method of service, displayed photographs and told the Board that Mr. Wynkoop wanted to be at hearing but is ill and will have it mowed much sooner than 10 days, assuming the Board allows him 10 days for compliance before fines are imposed. Staff recommends that the board allow 10 days for compliance or a \$25 per day fine be imposed.

MOTION by Ms. Evans-Norcross / SECONDED by Mr. Bagg that after hearing the evidence and testimony, I move the Board find that notice was given as required by law and that in Case 08-252, JOE WYNKOOP did violate the sections of City of Eustis Code indicated in the notice, in the manner described therein, and that if this violation continues after 10 days from today, a fine of \$25 per day of occurrence be imposed.

Roll Call:

Mr. LaValle	Aye	Mr. Jadav	Aye
Ms. Evans-Norcross	Aye	Mr. Latta	Aye
Mr. Bagg	Aye	Mr. Williams	Aye

Motion approved 6-0

Case 08-253 – Marion M. Lintz: Mr. Martin stated that this case is for storage of an unused van, and water collecting items, accumulations of personal property, trash, garbage, rubbish or other items stored in, or surrounding the carport located at 810 Edgewater Drive, Eustis, FL. He described notice method of service, displayed photographs and noted that it appears by looking at Ms. Lintz's water consumption that she has not resided at the property since sometime in early 2007. The license tag is current, but she has been notified 3 times since May 2005 to have the tag renewed, and there is no apparent movement of the van during these years. Staff recommends that the Board allow 10 days for compliance or a \$50 per day fine be imposed.

MOTION by Ms. Evans-Norcross / SECONDED by Mr. Williams that after hearing the evidence and testimony, I move the Board find that notice was given as required by law and that in Case 08-253, MARIAN M. LINTZ did violate the sections of City of Eustis Code indicated in the notice, in the manner described therein, and that if this violation continues after 10 days from today, a fine of \$50 per day of occurrence be imposed.

Roll Call:

Mr. LaValle	Aye	Mr. Jadav	Aye
Ms. Evans-Norcross	Aye	Mr. Latta	Aye
Mr. Bagg	Aye	Mr. Williams	Aye

Motion approved 6-0

Case 09-002 – Mount Dora 44/44B LLC: Mr. Martin stated that this case is for an unsecured, abandoned, partially constructed model home located on an un-platted parcel of land (Las Fuentes) at the southeast corner of County Road 44 and State Road 44B, Eustis, FL. He described notice method of service, displayed photographs, and noted that these violations are considered to be a serious threat to the public health, safety and welfare in accordance with Section 2-126(d) of the City of Eustis Code of Ordinances, that the building permit expired November 18, 2008, and that there is a large construction lien against the property. Staff recommendation is for the Board to authorize the City to secure the building immediately.

MOTION by Ms. Evans-Norcross / SECONDED by Mr. Bagg, that after hearing the evidence and testimony, I move the Board find that notice was given as required by law and that in Case 09-002, MOUNT DORA 44/44B LLC did violate the sections of City of Eustis Code indicated in the notice, in the manner described therein, and that the violations are considered to be a serious threat to the public health, safety and welfare, therefore the city shall immediately make all reasonable repairs which are required to bring the property into compliance and charge the violator with the reasonable cost of the repairs.

Roll Call:

Mr. LaValle	Aye	Mr. Jadav	Aye
Ms. Evans-Norcross	Aye	Mr. Latta	Aye
Mr. Bagg	Aye	Mr. Williams	Aye

Motion approved 6-0

CONSIDERATION FOR EXTENSION OF COMPLIANCE DATE

Case 07-148 – Hattie M. Willis: Mr. Martin reminded the Board that this case is for repair of a four foot chain link fence located at 669 Palmetto Street, Eustis, FL. At the August 18, 2008 CEB meeting the Board issued a Finding of Fact, imposed no fines, and requested that Ms. Willis attend the January 2009 CEB meeting to update them on her status. Ms. Willis is unable to attend today, but updated Mr. Martin on January 13, 2009 that she has met her other financial obligation, received a \$500 estimate to repair the fence, and she will not have the money to have the fence repaired until next month. Board discussed various recommendations provided by staff.

MOTION by Ms. Evans-Norcross / SECONDED by Mr. Jadav, in Case 07-148, HATTIE M. WILLIS, I recommend that the Board grant a 30 day extension to repair or replace the fence. If the violation is not in compliance within 30 days a fine of \$100 per day will be imposed.

Roll Call:

Mr. LaValle	Aye	Mr. Jadav	Aye
Ms. Evans-Norcross	Aye	Mr. Latta	Aye
Mr. Bagg	Aye	Mr. Williams	Aye

Motion approved 6-0

CONSIDERATION FOR REDUCTION OF FINE

Case 08-109 – First State Investors TRS LP: Mr. Martin reminded the Board that this case is for the overgrown and landscaping issues of a commercial property located at 200 South Eustis Street, Eustis, FL. Compliance was required by September 17, 2008 and achieved December 11, 2008. The daily fine of \$250 accrued to \$20,250. Staff recommendation is to reduce the daily fine from \$250 per day to \$15 per day from September 18, 2008 to November 3, 2008 for a total of \$690.

MOTION by Mr. Latta / SECONDED by Mr. Bagg, I move that the penalty previously imposed in Case 08-109, FIRST STATE INVESTORS TIS LP, now accrued in the amount of \$20,250 is hereby reduced to \$15 per day totaling \$690, if paid within 60 days from today’s date. If such reduced penalty amount is not paid within the time specified, then, and in that event, the original full penalty imposed shall be certified and recorded in public record. If said reduced penalty amount is paid within the time specified, the case will be considered closed.

Roll Call:

Mr. LaValle	Aye	Mr. Jadav	Aye
Ms. Evans-Norcross	Aye	Mr. Latta	Aye
Mr. Bagg	Aye	Mr. Williams	Aye

Motion approved 6-0

OTHER BUSINESS

Correction of Clerical Errors:

1. Mr. Martin identified that the motion for Case 08-092 in the September 2008 minutes stated the non-compliance dates as May 28, 2008 to August 12, 2008 for a fine amount of \$1,260. The actual non-compliance dates are May 20, 2008 to August 12, 2008, which are the dates that the fine was calculated with. Mr. Merrit stated that since fine amount is stated, the date ambiguity is cleared.
2. Mr. Martin identified that the fine amount for Case 08-143, Deutsche Bank National Trust Co. Trustee, was approved at \$15 per day at the September 2008 CEB meeting, but certified at \$25 per day at the October 2008 CEB meeting. Subsequently, the Finding of Fact was drawn and recorded at \$25 per day. Mr. Martin prepared an amended Finding of Fact for Case 08-143 to have recorded to correct the original Finding of Fact daily fine to \$15. Mr. Merrit requested that the Board prepare a new motion to authorize this correction.

MOTION by Ms. Evans-Norcross / SECONDED by Mr. Latta, I move to certify the fine of \$15 per day for Case 08-143, DEUTSCHE BANK NAT’L CO., as the property is still in violation.

Roll Call:

Mr. LaValle	Aye	Mr. Jadav	Aye
Ms. Evans-Norcross	Aye	Mr. Latta	Aye
Mr. Bagg	Aye	Mr. Williams	Aye

Motion approved 6-0

Absence of Mr. Bagg from December 2008 CEB meeting: Mr. Bagg stated that a female staff member of Development Services called his cell phone and his wife answered and told them that he will be in Georgia and is unable to attend.

Verification of Board Member Contact: All members reviewed contact list and corrections were made as necessary.

Code Board Member Training by Florida Association of Code Enforcement: Mr. Martin handed out registration forms and instructed the Board to let his office know if they are interested in attending a March, 2009 training at the UCF South Orlando campus for Code Enforcement Board training by Robert Hamilton, Esq,

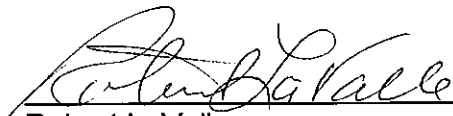
ADJOURNMENT

There was no further business and Chairperson LaValle adjourned the meeting at 5:45 p.m.

Respectfully submitted,



Margaret E. Morton
Code Enforcement Officer



Robert LaValle
Chairperson