

CODE ENFORCEMENT

BOARD



Crossroads of Flagler County

BOARD MEMBERS

JOY ALLEN
JULIE AGUIAR
DELORIES HALL
KENNETH GORDON
DAVID WILHITE

CODE ENFORCEMENT BOARD MINUTES

Wednesday, February 14, 2024 at 6:00 PM

1769 E. Moody Blvd. (GSB), First Floor Conference Room
Bunnell, FL 32110

1. **Call Meeting to Order and Pledge Allegiance to the Flag.**
Chair Allen called the meeting to order at 6:00 PM and led the Pledge of Allegiance.
 2. **Roll Call and determination of Quorum.**
Present: Joy Allen, Chair; Julie Aguiar, Vice Chair; Delories Hall; Kenneth Gordon
Excused: David Wilhite
Non-Voting: Charlie Cino, Board Attorney; Gary Harris, Code Enforcement Officer; Paul Waters, City Attorney; Christine Hancock, Community Development Coordinator
 3. **Disclosure of Ex-Parte communications.**
None
 4. **Approval of Minutes:**
 - a. **December 13, 2023 Code Enforcement Minutes**
Motion: Approve the December 13, 2023, Code Enforcement Board Meeting minutes
Moved by: Julie Aguiar
Seconded by: Kenneth Gordon
Vote: motion carried unanimously.
 5. **Swearing in of witnesses.**
Code Enforcement Officer Harris
Yulia Ryback
Nayrobi Rodriguez
Eloy Hernandez
Christine Hancock
Armando Toyos
Jack Wilson
- Old Business:**
6. **Case Number 22-016 City of Bunnell vs. Abama Mama, LLC**
Code Enforcement Officer Harris explained the case and provided testimony. The respondent was present. Code Enforcement Officer Harris explained their site plan was submitted on January 17th. It was recommended this property is

found in violation of the City of Bunnell code sections previously cited and stop the \$100 per day fine on January 17th, 2024 and continue the case until there are any future updates to bring back to the Board.

The Board discussed when this case should come back before them.

Motion: To accept staff recommendation to find respondent Abama Mama LLC in violation of the City of Bunnell Code sections previously cited but stop the fine of \$100.00 per day on January 17, 2024 and revisit in 6 months at the August 14, 2024

Moved by: Julie Aguiar

Seconded by: Delories Hall

Vote: motion carried unanimously.

7. Case Number 23-013 City of Bunnell vs. Torres Arturo Trustee

Code Enforcement Officer Harris explained the case and provided testimony. The respondent was not present. It was recommended the respondent is found in compliance of the City of Bunnell code sections previously cited and stop the \$25.00 per day fine on January 23, 2024.

Motion: To accept staff recommendation to find respondent Torress Arturo in compliance of the City of Bunnell code section previously cited and to stop the \$25.00 per day fine on January 23, 2024.

Moved by: Kenneth Gordon

Seconded by: Julie Aguiar

Vote: motion carried unanimously.

New Business:

8. Case Number 24-001 City of Bunnell vs William Sparks

Code Enforcement Officer Harris explained the case and provided testimony. The respondent's representative was present. Code Enforcement Officer Harris explained the respondent has started moving their equipment on their property. Staff and the respondent have been in constant communication for their site plan. It was recommended the respondent is found in violation of City of Bunnell code sections previously cited and continue to the April 10, 2024 Code Board Meeting.

Jack Wilson stated the site plan was submitted and is in the process for review as stated from staff.

Motion: To accept staff recommendation to find respondent William Sparks in violation of the City of Bunnell code previously cited and to continue the case to the April 10, 2024 Code Board Meeting

Moved by: Kenneth Gordon

Seconded by: Delories Hall

Vote: motion carried unanimously.

9. Case Number 24-002 City of Bunnell vs. Joseph Parsons

Code Enforcement Officer Harris explained the case and provided testimony. The respondent was not present. Code Enforcement Officer Harris explained this is a new case, and the renter of the property showed no interest in the code enforcement action. It was recommended the respondent Linda Edwards in violation of City of Bunnell code sections previously cited and pay a one time fine

of \$250.00. Staff will continue to monitor this case till the next Code Board meeting.

Chair Allen stated this case was noticed improperly and gave a different meeting location.

City Attorney Waters stated this can be an issue with due process.

Motion: Continue the case to the April 10, 2024, Code Board meeting.

Moved by: Julie Aguiar

Seconded by: Delories Hall

Vote: motion carried unanimously.

10. Case Number 24-003 City of Bunnell vs. Michael M. Bennett & Lativia N. Bennett

Chair Allen stated this case was noticed improperly and gave a different meeting location.

City Attorney recommended to continue to the next meeting.

Motion: Continue to April 10, 2024, meeting

Moved by: Julie Aguiar

Seconded by: Delories Hall

Vote: motion carried unanimously.

11. Case Number 24-004 City of Bunnell vs. Arelys Russell

Case is in-compliance and was removed from the agenda

12. Case Number 24-005 City of Bunnell vs. Paulette Moore

Chair Allen stated this case was noticed improperly and gave a different meeting location

Motion: Continue to the April 10, 2024, Meeting

Moved by: Julie Aguiar

Seconded by: Delories Hall

Vote: motion carried unanimously

Case# 22-015 3330 Steel Rail Drive Armando Toyos and Nayrobi Rodriguez
Code Enforcement Officer Harris explained the case. Code Enforcement Officer Harris stated the fine has been ongoing since last April on \$100.00 a day fine. He stated the site plan was turned in on 2/13/2024. Staff recommends find in violation and stop the \$100.00 fine as of February 13, 2024, continue to August meeting. He stated the fine started April 13, 2023, and is at 219 days. There was discussion from the board members on what the motion was on the April 13, 2023, meeting. Attorney Paul Waters looked up the minutes from that meeting. The minutes stated that a site plan and special exception would need to be turned in.

Chair Allen asked Code Enforcement Officer Harris if both had been turned in. Code Enforcement Officer Harris was only aware of the site plan being turned in. Community Development Coordinator Hancock called Community Development Coordinator Calderin to ask if both site plan and special exception were received. Community Development Coordinator Calderin stated just the site plan had been received.

Chair Allen pass the gavel to Vice Chair Aguiar

Motion: To stop the fine pending filing out the special exception application by February 21st, 2024. If not fill out fine will continue as if there was no motion

Moved by: Joy Allen

Seconded by: Delories Hall

Vote: motion carried unanimously

13. Announcements

None.

14. Next Scheduled Meeting: April 10, 2024

15. Adjournment of Code Enforcement Board

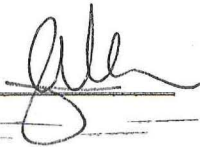
Motion: Adjourn

Moved by: Julie Aguiar

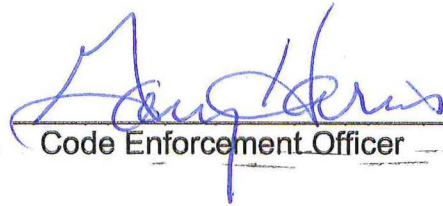
Seconded by: Kenneth Gordon

Vote: Motion carried unanimously

Board Chair



Code Enforcement Officer



****The City adopts summary minutes. Audio files in official City records are retained according to the Florida Department of State GS1-SL records retention schedule****