

# **Nuisance Enforcement/Property Maintenance Advisory and Housing Board Minutes**

March 6, 2018

The meeting of the Nuisance Enforcement/Property Maintenance Advisory Board was held on Tuesday, March 6, 2018, at 6:30 p.m. in Room 202 at City Hall.

The following board members were in attendance: Tom Begley, Joe Skvor, James Hoth, Grant Hagen & Matt Milburn.

The following staff members were in attendance: Matt Newhouse, Brian Fink, Ryan Tang, & Melissa Perry.

Ken Spence was also present for the appeal.

- A. The Nuisance Board meeting was called to order by Tom Begley at 6:35 pm.
- B. A motion to approve the minutes from the December 5, 2017, was made by Milburn. Hoth seconded the motion. The motion was approved and carried by all board members.
- C. Introduction of Officer Brian Fink: Brian has been with the Marion Police Department for approximately 2 years. He previously served with the Tipton Police Department and has 13 years of law enforcement experience. Brian also organized the first Marion Multi-Housing Crime Free initiative in April for the landlords of the City of Marion to attend.
- D. New Business
  - Richard Bernsten – 580 Central Avenue: A complaint came in regarding a van and a rock pile that has been in on a street/alleyway adjacent to the property. The vehicle is licensed and in running condition but has been parked there for extended periods of time without being moved. Staff advised the Board that there may be an agreement between Bernsten and the City for use of the property and that the Planning Department is looking into that part of the complaint. The Board discussed whether or not this was a valid complaint and if the Building Department should address the issues with the owner. It was decided that the Board would wait and see if the Planning Department could locate an agreement allowing him permission to use the property. Begley also called for a motion directing staff to research whether or not the rock pile is located on city property. Skvor seconded the motion. The motion was approved and carried by all members.
  - Ken Spence (My Own Home CR)– 1301 6<sup>th</sup> Street (Appeal): A complaint was received for 1301 6<sup>th</sup> Street regarding trash and debris in the yard. An order to abate was issued and although compliance was met, it was after the deadline given. After compliance was met an invoice was sent out to My Own Home CR for an investigation fee. After the invoice was sent, an appeal was received by Staff from My Own Home CR.

The Board had two items to discuss. First, if the appeal was timely filed and, second, if a nuisance did exist. After discussion the Board agreed that the appeal was not timely filed, but since a meeting was convened and this item was placed on the agenda, the Board agreed to allow the appeal to proceed. The second item up for discussion was whether or not a nuisance existed at the time the order to abate was sent to My Own Home CR. The Board reviewed the evidence including pictures presented by staff. Skvor made a motion calling for a vote on whether a nuisance existed. Milburn seconded the motion. The Board voted unanimously that the property was a nuisance. The Board also advised My Own Homes CR that they did not have the authority to waive the investigation fee.

- Kings Materials – 600 6<sup>th</sup> Avenue: The demolition contract has been awarded to Abode Construction. This should be completed sometime in the spring.

#### **E. Old Business**

- Elizabeth Harmer -- 6075 Woodbridge Crest: There is a court date set for March 16, 2018, for contempt. Mediation was completed, and specific deadlines were set, but construction has come to a standstill.
- Stephen Frost -- 3105 3<sup>rd</sup> Avenue update: There are tiered completion dates set for this property. Frost will be required to re-gravel the driveway by March 15, 2018. Painting, facia repair and siding need to be repaired. There is a final completion date of May 1<sup>st</sup>, 2018, set for this property.
- Lorna Sweeney -- 684 8<sup>th</sup> Avenue: During the investigation of a complaint for property maintenance issues it was discovered that the grandson had added an unpermitted addition on this home. When confronted about not having a permit he did obtain one. The property maintenance issues have been cleaned up and the Building Department will continue to work with him on the construction being done to the home.
- Own Block – 1000 7<sup>th</sup> Avenue & 1204 7<sup>th</sup> Avenue: These properties have gone back to Community Savings Bank. Both properties are secure. The bank is currently looking at federal money to rehab 1000 7<sup>th</sup> Avenue. They have agreed to keep the building from further deteriorating while they try to obtain these federal grants.

**F.** The next meeting is set for June 5, 2018, at 6:30 p.m.

**G.** Begley made a motion to adjourn the meeting. Milburn seconded the motion. The motion carried and the meeting was adjourned.