

991015 Nuisance Abatement Verbatim Motion

C/Jennings Moved/2<sup>nd</sup> PH by title only.

PH: The issue with regard to whether the Codes Enforcement Board is comfortable serving in this capacity or perhaps the City Commission should take that responsibility.

BD: Open to that.

Mr. Pohlman  
Darlene Pifalo

PH: Today we amend the ordinance to have the City Commission act in an ex-officio capacity and then refer it to the Codes Enforcement Board, provide them an opportunity to meet with Mr. Radson and his staff, and with our Police Chief and his staff and let them sort of take a formal vote after they have all of the information. And I would say it really should be a unanimous vote if there's anyone who doesn't wish to serve in that capacity, I wouldn't want to impose that on them.

Amendment: MR Two pages need to be amended and the changes are shown by shaded areas.

BD: Do we have a motion on the floor.

PH Yes, C/Jennings placed a motion on the floor, I seconded it, so we would need to have an amendment reflecting these changes.

MR: The amendment to the ordinance on second reading.

BD: Could we amend it in its entirety by referring to the pages?

MR: Yes, the amendments would be as set forth on page 8 and page 13 as distributed, here.

EJ: So moved

PH As a seconder I'll approve.

BD: OK and the Clerk has a copy.

JB: Just one other comment, I agree with C/Hanrahan about not forcing this down upon the CEB, although I don't know if I agree that it has to be accepted by them unanimously, I think the majority should be sufficient, if there's someone on that board that doesn't. More comments.

PH: Well why don't we go ahead and vote on this motion after we've heard public comment then I'll be happy to place the motion to refer the matter to the Code Enforcement Board and have them consider both that issue and I'd like to hear their thoughts on the Hearing Officer issue as well, cause that might serve well, either for the City Commission or for the Codes Enforcement Board.

Darlene Pifalo: comments

Vincent Mallet

BD: Roll Call, Are we voting on the amendment or on the entire motion.

Clerk: Mr. Chair I've got the entire motion with the amendment included.

BD: OK

4-0.

PH: Mr. Mayor, I will move that we authorize our staff to work with the Code Enforcement Board to answer any questions they may have with regard to serving in this capacity and request that the Code Enforcement Board come back to us with a formal recommendation with regard to whether they would take on this responsibility and also ask them to review whether a hearing officer would be helpful in the process, either for their service in this capacity or the City Commission's service in this capacity.

EJ Second

(4-0)