

**CITY OF DeBARY**  
**REGULAR CODE ENFORCEMENT BOARD MEETING**  
**WEDNESDAY, June 10, 2009**  
**6:00 P.M., City Hall**  
**16 Colomba Road, DeBary, Florida**

**MINUTES**

**CALL TO ORDER**

Chairman Don Pulver called the meeting to order at 6:00 P.M.

**ROLL CALL**

Present:	V.C., John Harvey	present
	Gail Prysok	present
	Rick Dwyer	present
	Marcia Becker	present
	Nicholas Koval (alt)	present
	Robert Rini	present
	Chairman, Don Pulver	absent - excused
	William Brydges	absent - unexcused
	Mary Shoup-Love	absent - unexcused

City Staff: Assistant City Attorney, Dan Langley  
Neighborhood Improvement Officer, Dave Hooker  
Staff Secretary, Shanna Hawkins

**AGENDA CHANGES**

Correction noted on agenda. On the previous agenda, item VI Consent Agenda, number 2, the address and amount due were incorrect.

**DISCLOSURE OF EX-PARTE COMMUNICATIONS**

Mr. Dwyer informed the board that he had received some unsolicited emails regarding an item on the agenda under item VIII New Business, number 3, 123 Lower Lake Ct.

**Witnesses Sworn In:**

Staff Secretary, Shanna Hawkins, swore in all witnesses who intended to testify.

**Approval of Minutes**

*Motion made by Mr. Dwyer to approve May 13, 2009 minutes as amended, seconded by Mr. Rini.. Motion passes unanimously.*

**CONSENT AGENDA:**

- (1) Case No. 09-079-H - Bettie Ruth Emanuel  
210 Coronado Rd.

**Order of Compliance – 06/10/09 - Fine amount due \$0.00**

- (2) **Case No. DEB-06-051 – Mary Remelius**

126 Eldorado Dr.

**Order of Compliance – 06/10/09 - Fine amount due \$80,200.00**

- (3) **Case No. 08-341-H - John D. Bodkin**

137 Serena Rd.

**Order of Compliance – 06/10/09 - Fine amount due \$0.00**

*Motion made by Mr. Dwyer to approve consent agenda, seconded by Ms. Prysok. Motion passes unanimously.*

**OLD BUSINESS:**

NONE

**NEW BUSINESS**

- (1) **Case No. 09-187-H - Daniel & Laurie Feller**

30 Wisteria Dr.

**Neighborhood Improvement Officer – Dave Hooker**

Mr. Hooker gave staff report on said property and entered into evidence case file documents and pictures of the repeat violation. Daniel Feller was present and testified on behalf of the property. Discussion ensued between board members, Mr. Feller and staff.

*Motion made by Mr. Dwyer to find the owner in non-compliance of the cited section of code as a repeat violation. A one time fine of \$100 to be imposed. Seconded Ms. Prysok. Motion passes 6-1, Ms. Becker opposed.*

- (2) **Case No. 09-131-H - William & Vivian Heaney**

249 Grande Vista St.

**Neighborhood Improvement Officer – Dave Hooker**

Mr. Hooker gave staff report on said property and entered into evidence case file documents and pictures of the violation. No one was present to represent the property. Discussion ensued between board members and staff.

*Motion made by Ms. Prysok to find the owner in non-compliance of the cited section of code. In addition the owner has 60 days to come into full compliance. Failure to do so will result in a fine of \$100 per day to be imposed. Seconded Mr. Dwyer. Motion passes unanimously.*

- (3) **Case No. 09-188-H - Geerjah Persaud**

123 Lower Lake Ct.

**Neighborhood Improvement Officer – Dave Hooker**

Mr. Hooker gave staff report on said property and entered into evidence case file documents and

pictures of the violation. John Fisher, 327 Hampton Hills Ct., was present and testified on behalf of the residents in the community. Discussion ensued between board members, Mr. Fisher, attorney and staff.

***Motion made by Mr. Rini to find the owner in non-compliance of the cited section of code. In addition the owner has 60 days to come into full compliance. Failure to do so will result in a fine of \$250 per day to be imposed. Seconded Mr. Dwyer. Motion passes 6-1, Ms. Becker opposed.***

- (4) **Case No. DEB-06-051 - Dan Kimble Jr.**  
126 Eldorado Dr.

**Neighborhood Improvement Officer – Dave Hooker**

Mr. Hooker gave staff report on said property and entered into evidence case file documents and pictures of the violations sited. Dan Kimble was present and provided testimony on behalf the property. Discussion ensued between board members, Mr. Kimble and staff regards to the Request for Reduction or Waiver of Fine/Lien.

***Motion made by Mr. Dwyer to recommend that the Council approve the request for a waiver of fine /lien. Seconded by Mr. Rini. Motion passes 6-1, Ms. Becker opposed.***

#### **GOOD FOR THE ORGANIZATION**

- A. As entertained by the Chairman – None**
- B. As entertained by the Board – None**
- C. As entertained by the Staff – None**
- D. As determined by the City Attorney – None**
- E. Tally Sheets – Accepted**

#### **ADJOURNMENT**

The meeting adjourned at 7:30 p.m.

**APPROVED July 8, 2009  
CITY OF DeBARY  
CODE ENFORCEMENT BOARD**

**John Harvey  
Vice Chairman**