

MINUTES

THE BOARD OF PUBLIC WORKS AND SAFETY

FEBRUARY 01, 2010

THE REGULAR MEETING OF THE CHARLESTOWN BOARD OF PUBLIC WORKS AND SAFETY FOR THE CITY OF CHARLESTOWN WAS HELD ON MONDAY, FEBRUARY 01, 2010 AT 9:00 A.M. AT CITY HALL, WITH MAYOR BOB HALL PRESIDING.

BOARD MEMBERS PRESENT WERE GEORGE ROBERTS AND DAVID FLOWE. ALSO PRESENT WERE CLERK TREASURER DONNA COOMER AND CITY ATTORNEY MIKE GILLENWATER.

MINUTES:

DAVID FLOWE MADE A MOTION TO APPROVE THE MINUTES OF JANUARY 19, 2009 WITH A SECOND BY GEORGE ROBERTS. APPROVED 3-0.

CLAIMS:

MAYOR BOB HALL SAID INCLUDED IN THE CLAIMS IS THE BC&D BUSINESS CONSULTING INVOICE FOR \$2,450.00.

GEORGE ROBERTS MADE A MOTION TO APPROVE THE CLAIMS, WITH A SECOND BY DAVID FLOWE. APPROVED 3-0.

PUBLIC COMMENT: NONE

BUILDING COMMISSIONER REPORT:

BUILDING COMMISSIONER TONY JACKSON SAID 360 MADISON NEEDS TO BE BROUGHT UP TO RESIDENTIAL CODE OR TORN DOWN. LAWRENCE OLINICK, THE OWNER SAID HE SOLD THE PROPERTY ON CONTRACT TO EARLENE AND TONY SPANELLA AND HE DOESN'T THINK HE IS RESPONSIBLE FOR THE PROPERTY. CITY ATTORNEY MIKE GILLENWATER SAID HE IS RESPONSIBLE SINCE THE DEED IS STILL IN HIS NAME AND THAT BOTH PARTIES HAVE A RESPONSIBILITY IN THE PROPERTY. MIKE SUGGESTED THAT DIRECTOR OF PLANNING & ZONING TONY JACKSON NOTIFY BOTH PARTIES TO COME BEFORE THE BOARD OF PUBLIC WORKS MEETING ON FEBRUARY 16, 2010. DAVE FLOWE SUGGESTED THAT TONY INCLUDE IN THE LETTER THAT THERE HAS BEEN SUFFICIENT TIME AND THEY SHOULD HAVE A COST FACTOR TO REPAIR OR RAISE THE BUILDING. MAYOR BOB HALL SAID IT IS THIS BOARD'S DECISION THAT SOMETHING HAS TO BE DONE.

TONY SAID MR. BERNSTEIN WHO OWNS THE OLD JAY C PROPERTY IS JUST NOW GETTING HIS FIGURES TOGETHER FOR THE COST OF REPAIRS AND HE WANTS TO COME BEFORE THE BOARD IN TWO WEEKS. TONY SAID HE WOULD LIKE TO ASSESS A FINE SO THAT MR. BERNSTEIN HAS MORE INCENTIVE TO SHOW UP.

MAYOR BOB HALL SAID THIS IS AN ONGOING PROBLEM WITH THIS PROPERTY AS THE OWNER HAS NO INTEREST IN CHARLESTOWN. TONY JACKSON SAID MULTIPLE VIOLATIONS HAVE EXISTED FOR THE LAST 13 MONTHS AND DAVID FLOWE SUGGESTED THAT WE LEVY FINES. CITY ATTORNEY MIKE GILLENWATER SAID WE CAN FINE \$1,500.00 PER DAY PER VIOLATION AND SET THIS FOR A HEARING IN TWO WEEKS TO DETERMINE WHAT THE PENALTY WILL BE. MAYOR HALL TOLD TONY JACKSON TO NOTIFY MR. BERNSTEIN OF CHARLESTOWN PLAZA ASSOCIATION OF THE FIVE VIOLATIONS WHICH ARE ELECTRICAL, SPRINKLERS, PARKING LOT, LIGHTS AND THE ROOF.

MAYOR BOB HALL TOLD CITY ATTORNEY MIKE GILLENWATER TO DRAFT A LETTER NOTIFYING THE OWNERS OF THE HEARING DATE AND THE POSSIBLE FINES WHICH COULD BE AS MUCH AS \$6.1 MILLION.

DAVID FLOWE MADE A MOTION TO ACCEPT THE FINDINGS FROM OUR BUILDING COMMISSIONER AND NOTIFY THEM THE FINES WILL BE DETERMINED AT OUR NEXT MEETING ON FEBRUARY 16, 2010 AND CAN BE RETROACTIVE BACK TO JANUARY 01, 2008, WITH A SECOND BY GEORGE ROBERTS. APPROVED 3-0.

CITY ATTORNEY MIKE GILLENWATER ASKED THAT THE MINUTES REFLECT THAT BERNSTEIN IS THE PROPERTY MANAGER AND THEY WERE NOTIFIED TWO WEEKS AGO OF THE HEARING AND DID NOT APPEAR.

343/345 HIGHLAND:

DIRECTOR OF PLANNING & ZONING TONY JACKSON SAID HE TALKED TO MS. CAFFREY ON THE PHONE AND SHE SAID THE HOUSE DID NOT SELL. TONY INFORMED HER TO COME INTO THE NEXT BOARD OF PUBLIC WORKS MEETING IN TWO WEEKS. CITY ATTORNEY MIKE GILLENWATER TOLD TONY TO NOTIFY HER IN WRITING AND IF SHE DOESN'T APPEAR THEN SHE WILL BE FINED.

DAVID FLOWE MADE A MOTION FOR DIRECTOR OF PLANNING & ZONING TONY JACKSON TO CONTACT MS. CAFFREY AND LET HER KNOW SHE IS REQUIRED TO BE AT THE NEXT MEETING AND NEEDS TO DETERMINE WHAT ACTION SHE WILL TAKE ON THE PROPERTY AT 343/345 HIGHLAND. CITY ATTORNEY MIKE GILLENWATER SAID THERE WILL BE A HEARING ON THAT DAY, WITH A SECOND BY GEORGE ROBERTS. APPROVED 3-0.

PARKING ON PARK STREET AT HIGH SCHOOL:

CHIEF STEVE DEAN SAID HE RECEIVED A REQUEST FROM ASSISTANT PRINCIPAL JOHN ROWLAND ABOUT MAKING PARK STREET NO PARKING BECAUSE OF KIDS RUNNING OUT INTO THE STREET.

MAYOR BOB HALL ASKED THE BOARD TO GIVE CHIEF STEVE DEAN THE AUTHORITY TO TALK TO ASSISTANT PRINCIPAL JOHN ROWLAND ABOUT ALLOWING PARKING ON THE SCHOOL SIDE ONLY AND HOW TO HANDLE PARENT TRAFFIC.

MAYOR BOB HALL TOLD CHIEF STEVE DEAN TO INVESTIGATE THIS SITUATION AND COME BACK TO THE BOARD WITH A RECOMMENDATION. CITY ATTORNEY MIKE GILLENWATER SUGGESTED THAT STEVE GO TO THE SCHOOL AND WATCH THE SITUATION. MAYOR BOB HALL SAID TO MAKE SURE THAT BY ALLEVIATING A PROBLEM, WE ARE NOT CREATING A PROBLEM FOR THE REST OF THE CITY.

DAVID FLOWE MADE A MOTION TO AUTHORIZE POLICE CHIEF STEVE DEAN TO INVESTIGATE THE SITUATION AND TO MOVE FORWARD ON HIS RECOMMENDATION WITHIN THE NEXT COUPLE OF DAYS, IF HE RECOMMENDS NO PARKING ON ONE SIDE OF THE STREET THAT IS WHAT WE WILL DO, WITH A SECOND BY GEORGE ROBERTS. APPROVED 3-0.

SAEGESSER ENGINEERING:

JUSTIN HARRIS SAID CONSTRUCTION SHOULD BEGIN WITHIN THE NEXT WEEK OR TWO ON LAKEVIEW HIGHVIEW AND THE COMPLETION DATE IS ABOUT AUGUST 17, 2010.

ADJOURNMENT:

GEORGE ROBERTS MADE A MOTION TO ADJOURN THE MEETING, WITH A SECOND BY MAYOR BOB HALL. APPROVED 3-0.


MAYOR, G. ROBERT HALL

2/1/10
DATE


CLERK TREASURER, DONNA S. COOMER
ATTEST

2/1/10
DATE