

**BUILDING ENFORCEMENT AGENCY MINUTES
MEETING, COUNCIL CHAMBERS MARCH 21ST 2023 @ 2:30**

MEMBERS PRESENT: Mayor Miller, Councilman George Ash

ABSENT: Jeffrey D. Oinonen PE

STAFF: Code Officials, Matt Burskey, Building Inspectors Nicholas Stewart, & Thomas Shernisky, Administrative Assistant, Pamela Fair, Tom Mesler

1. Roll Call
2. Approval of the minute's February 21st, 2023

ASH: I make a motion to approve the minutes, but I have to abstain since I wasn't here.

MAYOR: Motion to approve. All those in favor I.

3. Communications: None
4. Administrative Business
 - a. Trina Janura, 218 Wall St. (Single Family Dwelling.)

BURSKEY: The agreement the city had with Ms. Janura and her attorney, Bill Galloway, was she had nine months to complete the work. That time has passed. The permits say 12 months and I sent her a letter on this. I spoke with the city attorney and city manager. We decided to give her until April 6th. That way she can't try and sue us. I will contact Mr. Galloway to try to get back into the house. They did put a roof on the house. This wasn't a part of the original issues we had with the house. George and I had done the inspections. We will go down in a few weeks. My recommendation would be to carry this over.

ASH: I make a motion we carry it over.

MAYOR: Second, all in favor I.

- b. Amber Cornell, 319 Baker St. (Single Family Dwelling)

BURSKEY: We are waiting to hear back from our city attorney on b and c. We want to make sure that Ms. Cornell hasn't appealed to the circuit court. You already voted to demolish this structure last month. Mr. Eddy on 230 Avenue G has not vacated the house. I have to talk to the city attorney to see how we can get him out of the house. I recommend we carry this over.

ASH: Is this house uninhabitable?

BURSKEY: He has electric, water and he has heat. The house is in bad shape and not worth fixing. It is a duplex. One side he uses for storage and other side he lives in.

Their problem is he is married and his daughter and her husband or boyfriend and their two children live there. It is hard for them to try and find a place for 6 people. I am going to speak with the city attorney to see how we can get things moving to get him out of the house. Sooner than later.

ASH: I make a motion we carry both b and c over.

MAYOR: Second, all in favor I.

c. James Eddy, 230 Avenue G. (Single Family Dwelling.)

d. August Berg, 3137 Elm St. (Single Family Dwelling.)

BURSKY: The asbestos has been removed. We are just waiting for Mr. Pulice to get over there and tear the house down. I recommend we carry this over.

ASH: I make a motion we carry it over.

MAYOR: Second, all in favor I.

e. Corliss Brown, 313 Howard St. (Single Family Dwelling.)

BURSKY: We are waiting on this one until the law suit is settled for the residents of Weir Ave and Frontier. We have done the asbestos and inspections in the house. So as soon as we get the go ahead, we will continue with the demolition process. I did talk to the city attorney a few weeks ago regarding this. We also have another one on Weir Ave I would like to get a search warrant on and get into the house and put in front of the BEA. I recommend we carry it over.

ASH: I make a motion we carry it over.

MAYOR: Second, all in favor I.

ASH: I was asked by councilman Fracasso to ask about the house in Pikeview or Beech. There was one he thought would be on the agenda today.

BURSKY: Yes, Tom has that one. We went into the home about a week or so ago. The homeowner wants to tear down the top part of the house down to the first floor. They are calling it a remodel. They want to get that part done by May then take a few months off then rebuild it.

SHERNISKY: They did get all the debris cleaned up. They are going to tear down the garage and tear off the front porch and tear down the top half. They want to make it into a ranch style home.

BURSKY: They might have to add on an addition. I don't think the first floor is big enough. I think they will have to build up.

ASH: I already turned a complaint on it. The red building next to the Trinity Lutheran Church on West Street needs to come down.

BURSKY: Nick and I went by this morning. We just need to get a search warrant. We did find out who he is and got a number for him.

ASH: I hope it is on BEA next month.

BURSKEY: That is the plan. Also 209 Maryland and 3622 Grant will be on their next month.

ASH: Is that the one with the Fire?

BURSKEY: April DeGarmo and her mom was in court a few months ago. They wanted to have more time to fix it. But now their time is up. I called and spoke to her mom last week. We agreed to meet yesterday morning. She didn't show up. We had a search warrant. The police were present. Nick and I went in. I will get a letter out for the BEA notice. Also 113 Wetzel will be on there also.

MAYOR: There is a house on 101 Starvaggi and 1901 Pennsylvania Ave that needs looked at.

(Pam Fair had entered into these into the Government Outreach database day of the meeting.)

ASH: I would like to thank the Inspections Department for all they have done. I hope they continue. Grass was actually cut today two doors down from me. Last year it was only cut once. I hope you continue to do what you been doing. I received the large packet with all the complaints. If they are not done, I hope you do take them to court. Some of them nothing has been done.

BURSKEY: We are working on getting them all into court. I do appreciate the comments. Everyone has been working very hard. Shawn McGinnis no longer works for the city. Bobby Duvall has been off for several weeks. He should be back in a few more weeks. We are short two people. I appreciate the comments.

ASH: Since they gave April 6th for the one on Wall, should we move our BEA up sooner instead of waiting to the end.

BURSKEY: You all voted to tear it down last month. She has a right to appeal. The way the agreement read was if she was significantly less than 75% completed, we would tear the house down. If she disputed that number then she could hire an engineer or architect to see. If she was, then she would have more time. She hasn't done anything. Only the roof was on. When we were there 3 or 4 years ago the roof wasn't the issue. Even if she fixed the roof, this doesn't even count to her 75% of the work that needed completed. I believe Mr. Galloway is agreement with the city stating that 75% wasn't done. The only room that looked habitable was the bathroom. It was just dated. Sill plate is rooted in the back. You could see the rotted wood and structural issues. The whole house is gutted.

MESLER: I live right across the street from this house. He has had this house for over 10 years. Every year they have to be called to cut that grass.

ADJOURNMENT