

1 CITY COUNCIL MEETING

2
3 April 15, 2004

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6 Attended: Lance Delgado, Mayor
7 Marvin Casebeer, Councilor
8 Anna Bass, Councilor
9 Karen Jacobs, Councilor
10 Roger McKinley, Councilor
11 Jim Hamsher, Councilor
12 Diane Clingman, City Recorder
13 Bob Titus, Public Works
14 Joe Hitz
15 Bill Harrington
16 Debbie Letosky
17 Stan Horrell
18 Sharon Gerry
19 Ryan Gerry
20

21 Mayor Delgado called the meeting to order at 6:00 p.m. The roll was called, Mike
22 Springer being absent. The pledge of allegiance was recited.
23

24 Abatement: Mayor Delgado addressed the Council on the Nuisance Ordinance and
25 abatement and said he would like to propose amendments to it. He said he would like to
26 see that if a property is abated by the City, the costs can be recovered and a lien put on
27 the property. (It was later determined that this is already provided for in the ordinance.)
28 He also said he would like to be able to limit the amount of animals a resident could have
29 on their property. He said the Abatement Committee would draft the revisions and
30 present them to the public for comment before putting them into effect. He said
31 exceptions could be allowed by permit and conditional use. He asked the Council for
32 approval to move forward. Jim Hamsher suggested asking for public input first. Anna
33 Bass said it would be better to have something for them to comment on. Mayor Delgado
34 said he would meet with the Abatement Committee to draft the revisions.
35

36 Mayor Delgado recognized Sharon Gerry and gave her a copy of a letter he had written to
37 Honey Schatz regarding the abatement violations on her property. Mrs. Gerry gave him a
38 copy of her letter (to the City) and also read the letter aloud to the Council. The letter,
39 dated April 15, 2004, emphasized her frustration with the City over the condition of the
40 Schatz property, i.e., the stagnant water pond and the massive foul and animal problems
41 that have been allowed to continue. The letter indicated that formal complaints had been
42 made over the course of a year and that little had been done to enforce the City's
43 Nuisance Ordinance. She stated that the issue is still unresolved and asked the Council
44 why. She also played a tape recorded on April 11 outside the Gerry's home. The tape
45 contained several minutes of dogs barking, roosters crowing, and various other animals

1 making noise. Mrs. Gerry stated that the noise continued for over two hours at least and
2 that many nights it is difficult to sleep. She said the fallout from pigeon and duck
3 flyovers is overly apparent in their yard and that the condition of the offensive property
4 has lowered the property values in the neighborhood. She cited negligence on behalf of
5 the City for not following through on enforcing the ordinance.

6
7 Mayor Delgado addressed why the City had granted an extension to Schatz to clean up
8 the property and said that they felt she had been making progress. He said the water that
9 was creating the pond had been re-channeled and that it would be spring until they could
10 see what happened. Gerry addressed the bags of garbage that had accumulated on the
11 property and the Mayor said they had been removed within a day of the complaint. Gerry
12 said it had taken two weeks. Regarding the fowl, Gerry said more birds have been
13 brought in. Gerry again reiterated her frustration over the condition of the property, the
14 effect on the neighborhood and the City's lack of enforcement.

15
16 Gerry also stated that the family is concerned over possible retaliation by Jim Bailey, one
17 of the occupants. She said an incident had occurred wherein Bailey had threatened to kill
18 the Gerry's dog.

19
20 Mayor Delgado said he would talk with the Chief of Police on Friday to discuss moving
21 forward with the process.

22
23 Planning: No report

24
25 Public Safety: No Report

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27 Landfill:

28
29 Public Works:

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31 Well Drilling:

32 Office: **MSP: To pay the April bills, Roger McKinley/Marvin Casebeer.**

33 Other Business:

34 Resolutions/Ordinances:

35 7:00 p.m. **MSP: It was moved and seconded to adjourn the meeting.**

36
37 Respectfully submitted:

38
39 _____
40 Diane Clingman, City Recorder

Approved this Date: _____

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42 _____
43 Lance M. Delgado, Mayor