



City of Saint Paul

15 West Kellogg Blvd.
Saint Paul, MN 55102

Minutes - Final

Legislative Hearings

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Tuesday, June 2, 2020

9:00 AM

Via Telephone due to Covid-19 health pandemic

Special Tax Assessments

9:00 a.m. Hearings

- 1 [RLH TA 20-279](#) Ratifying the Appealed Special Tax Assessment for property at 644 OLIVE STREET (AKA 640 OLIVE STREET). (File No. J2015A, Assessment No. 208515) (To be referred back to Legislative Hearing on July 21, 2020)

Sponsors: Noecker

To be referred back to Legislative Hearing on July 21, 2020.

644 Olive

Marcia Moermond: I met with the City Attorney's Office and went over information from Real Estate about the underlying ownership of the right-of-way. That conversation is going to continue. I will lay over to the July 21 Legislative Hearing to come to a resolution on this policy-wise.

Referred to the City Council due back on 6/3/2020

- 2 [RLH TA 20-335](#) Ratifying the Appealed Special Tax Assessment for property at 956 BURR STREET. (File No. J2010B, Assessment No. 208109)

Sponsors: Brendmoen

Recommendation is forthcoming.

(Tim Filiowich, Police, was called. He did not answer the phone.)

Marcia Moermond: The police report is still under investigation.

Joe Yannarely: They are still doing a warrant.

(Molly Casanova, Police, is on the phone line.)

Moermond: I want to confirm the reason for a visit. 956 Burr on February 13 of this year. It looks like it was an execution of a search warrant.

Molly Casanova: It was.

Moermond: Everything was redacted in the public version. There is nothing on this report. All I care about is the boarding contractor. I want to say 'you are responsible and have to pay for this emergency contract.' Did the police have a chance to reach out to the landlord? I would like to get it on the record.

Casanova: I am reading it while on the phone. It does not say anything about boarding or contacting the landlord or the contractor or anything.

Moermond: Are there a lot of calls on this address?

Casanova: Since January 1, 2019, to today there are only seven. Five of the seven are police proactive visits and the other two are traffic violations.

Moermond: It is a single-family home. Joanne Kelsey lists her address as 956 Burr. Owner occupant is what she's saying.

(Joann Kelsey is on the phone line.)

Moermond: I am calling about an appealed tax assessment. We have a boarding assessment.

Yannarely: February 13 at 11:00 a.m. police requested an emergency securing for a total of \$442.

Moermond: The actual invoice is board up services for 2 doors secured with clips. Emergency call was \$250. There is a police report attached to the record because it is under investigation. They were executing a search warrant at the time. It was the result of the search that the securing needed to happen.

Joann Kelsey: My fiancé went there and told them I was on my way and they didn't have to board it up. I was 5 minutes away. I went there, and he still had to board up the house. He was there, and he said he would wait for me to get there. There was no need for this. They used 20 screws. I was on my way there. I talked to them. He gave the phone to the officer. I left work and it was boarded up and I couldn't get in.

Moermond: Police were still there when you arrived.

Casanova: No one was there. They did it that quick.

Moermond: Were people at home?

Kelsey: He drove up at that time.

Moermond: The search warrant was executed at 10:00 a.m. The receipt was time stamped at 11 a.m. Police cannot leave the scene without having the building secured. The question becomes was an officer available to wait for you. Your fiancé would not be responsible.

Kelsey: That is why he gave the office the phone. It takes me 6 minutes to get to work, even during rush hour. I work across the Robert Street bridge. It took 5 to 6 minutes to get home. I said I would be there, and it was boarded up anyway. The last time, they did not board it up. They boarded mine up and not my son's. They didn't

even do the garage. They didn't do the front door. None of that was locked. My garage was left wide open, and my big garage door was left. Anyone could have taken things. They left the scene but only did that one door. They only did the back door. The front door was left open.

Moermond: Was it locked?

Kelsey: I could not use my key to get in the front door. I always use the back door. The front door is locked from the inside. The handle has to be replaced because the lock keeps turning. I locked it with the deadbolt. I go through the back door. They came through the back door. I haven't used the front door in a long time.

Moermond: The front door was in the same position as when you left for work.

Kelsey: I did have to replace it. We had to fix the door. He had that done. I went to work. My fiancé stayed there until I got home. They were actually doing the doors. My son paid someone to do that. The back door was nailed shut—screwed shut. They used 25 to 30 screws. They didn't use any wood or anything else.

Moermond: The invoice says 2 doors secured with clips. I am going to see if I can learn anything more from Police. Because it is under investigation, they have not made any information public. They have the authority and responsibility to secure the scene before leaving it. I didn't know they left the garage door open. That would have cost maybe \$30 more. I will see what I can learn about that. It does look like you will be responsible for your assessment, but I may learn something that is different. Do we have an e-mail address?

Kelsey: Yes.

Moermond: This is scheduled for July 15 before Council. We will follow up in 2 weeks' time. My office will reach out. It will be Mai Vang that will reach out to you.

Laid Over to the Legislative Hearings due back on 6/16/2020

- 3 [RLH TA 20-310](#) Deleting the Appealed Special Tax Assessment for property at 971 JENKS AVENUE. (File No. VB2009, Assessment No. 208810)

Sponsors: Yang

Delete the assessment.

971 Jenks Avenue

Marcia Moermond: The department is recommending it being deleted.

Joe Yannarely: This is a Category 1 vacant building. Current owner said they have been living there.

Moermond: It is turnkey. So we can recommend deletion.

Referred to the City Council due back on 6/17/2020

- 4 [RLH TA 20-331](#) Deleting the Appealed Special Tax Assessment for property at 718 ORANGE AVENUE EAST. (File No. VB2009, Assessment No. 208810)

Sponsors: Yang

Delete the assessment.

718 Orange

Marcia Moermond: You are already recommending deleting this one. This is not a Category 1.

Joe Yannarely: They have the code compliance.

Moermond: The comments are incorrect. We need to redo that. They would have received the code compliance certificate. Let's check when that code compliance was issued as long as we're on it.

April 30, 2020 the code compliance certificate was issued. The only question is when it went into the vacant building program.

Yannarely: It was March 19, 2009.

Moermond: It is only 3 weeks in the vacant building program. This is a great circumstance to delete the assessment.

Referred to the City Council due back on 6/17/2020

10:00 a.m. Hearings

- 5 [RLH TA 20-305](#) Ratifying the Appealed Special Tax Assessment for property at 1245 ALBEMARLE STREET. (File No. J2015A, Assessment No. 208515) (Public hearing continued to February 17, 2021)

Sponsors: Brendmoen

Approve the assessment and to be laid over to Public Hearing February 17, 2021.

1245 Albemarle Street

Marcia Moermond: The owner indicated between the orders issued and Parks, the cleanup was done, and there was no garbage service in her alley. We are going to check and see. The snow fall charts indicated there was not a significant snow fall in that time period. Mai Vang reached out to Chris Swanson to find out if the alley had been missed.

Mai Vang: Waste Management wrote that on 1-4-20 the driver was not out for her trash service but nothing prior to that date.

Moermond: Does "not out" mean her trash was not out? (Moermond looked at the video on her computer.) It's piled up there.

Lisa Martin: The driver is not going to pick up stuff on the ground. They're only going to get what's in the container.

Moermond: I am seeing cardboard, glass, kitchen garbage bags, the gray container is empty, recycling is overflowing, there is another container from another hauler. Owner said she was not aware she couldn't put plastic bags in the container. That is odd.

They did not miss the place, but they did not pick up the area around the garbage. She mentions she has a disability. There could be follow-up in the future about deferring payment. This goes to City Council tomorrow and will be laid over to next year. Next year is the time to have a conversation about deferrals. We can send her something as an FYI, she can send out paperwork, and ask for a deferral.

Referred to the City Council due back on 6/3/2020

6 RLH TA 20-333 Deleting the Appealed Special Tax Assessment for property at 988 RANDOLPH AVENUE. (File No. J2018A, Assessment No. 208529)

Sponsors: Noecker

Delete the assessment.

988 Randolph again

(James Simonson is on the phone line. He was called earlier in the hearing. He apologized for missing the first call.)

Marcia Moermond: I looked over the paperwork.

Lisa Martin: 1/16/20, notice to remove snow and ice sent to occupant and owner, compliance date of 1/18/20, rechecked 1/29/20. Lots of very thick ice. Disabled person could not pass. Work order was issued, total assessment of \$322. There is no history on the property in the last few years.

Marcia Moermond: The photographs and video did show an ice buildup that would impair a wheelchair and is a concern for people with weak ankles. Long time between the orders issued and crews showed up. I refer to the National Weather Service. The order was issued on 1/16. We got some snow and another 1½ since the crew showed up. It tells me it is not necessarily the same snow and ice that the orders were issued for. I feel I need to delete the assessment. Still, it is not okay to have this buildup. It is hazardous. In the future, the crew is going to be there earlier. Your address is in Inver Grove Heights. Also, you don't have a fire certificate of occupancy on your property.

James Simonson: What is that?

Moermond: It is a certificate about having an inspector go through and make sure minimum standards are met for the renter. You would want to go on the City's website and make application for one. We can also mail one out.

Mai Vang: I can e-mail it.

(Moermond verified Simonson's e-mail address.)

Moermond: Recommend deletion and send out a form.

Simonson: I have lived there since purchasing the property. The lot is adjacent to another lot. That property had a ton of snow cover. In the winter, I clear my snow out. When there is a melt, the ice backs up all the way to my property. I don't know if there is something that can be put on that property.

Moermond: I can look at that. Still, you have to maintain yours.

Simons: If it is thick ice, can I salt that?

Martin: We usually give them 4 days. There are thousands without an issue. If you have a caretaker, that would be beneficial.

Simonson: When I got the notice, I called him, and he took care of it.

Moermond: The notice was mailed 1/16. The crew did not show up for 3 weeks. There was more than enough time to make sure it was clear.

Referred to the City Council due back on 7/8/2020

- 7 [RLH TA 20-280](#) Ratifying the Appealed Special Tax Assessment for property at 903 YORK AVENUE (File No. J2015A, Assessment No. 208515) (Public hearing continued to February 17, 2021)

Sponsors: Yang

Reduce to \$202 and layover to February 17, 2021 and if no same or similar violation(s) by December 31, 2020, will delete.

(Xeng Xiong is on the line.)

Marcia Moermond: I am calling about the cleanup assessment at 903 York. Ms. Vang sent you the materials.

Mai Vang: I sent you the videos of the before and after cleanup and the order.

Moermond: Have you looked at it yet?

Xiong : I would like to be on the same page. When was it sent?

Mai: May 21 at 8:51 a.m.

Moermond: I am going to begin the hearing. She is looking at a summary abatement order, an assessment for cleanup at the property. Her job is to review the appeal and make a recommendation to the City Council. It is just a recommendation. If you are not okay with it, you can submit additional information to the City Council, and they may look at things differently than she does. I understand you acquired the property in December.

Lisa Martin: A summary abatement order was issued on December 5, 2019. There are 2 items listed: tires on the property and debris and snow on the sidewalk. Compliance date is December 12. Rechecked it on December 19 and 27. We sent a work order to have it completed on January 3, 2020. Total assessment of \$404. This is currently a vacant building Category 2. There is extensive history at this property.

Moermond: Is that history from 2020?

Martin: Tall grass that was abated by order on April 8, 2020, garbage, rubbish. 2 orders in 2020. They were addressed by the owner.

Moermond: When is the closing date?

Xiong: December 31 is when I closed and took over the property.

Moermond: You closed on December 31. We are in an awkward circumstance. The order went to the previous owner when they owned it: National Field Representatives in Ohio, Reverse Mortgage Solutions in Houston, and Mortgage Equity Conversion Asset in Delaware. They received notification that snow and ice needed to be addressed. The work was ordered prior to the closing but conducted after your closing. I would like to look at the video and then come back and chat.

Xiong: No one lived in the house, and no one parked in the garage. The house was empty. I did not shovel the garage driveway. I shoveled the sidewalk. The picture here is not the sidewalk. The picture is the garage door. It does not make sense. When I took it over, I take care of everything real nice. The picture here is the garage door.

(Video is seen by Moermond.)

Moermond: They also mention tires. There were 2 tires on the side of the garage. Did you notice that?

Xiong: I looked at the pictures. The tires in the sidewalk, I don't know. I made sure the sidewalks are clean. My walkway is clean. We do not have a car parked in the garage, so I didn't shovel the garage. The driveway is my property. The sidewalk is clean.

Moermond: This is what I am seeing when I look at the file. The crew must have determined the front sidewalk was fine because they did not do any work there. The work they did was to pick up the tires. We did not snow shovel there. We wouldn't snow shovel the driveway because that would be silly. What I do have is the tires. This is a vacant building and you are trying to fix it up?

Xiong: Yes. I don't know about the tires. After I owned it, I was notified that the inspector looked at it. We got the notice when the COVID notice was to stay home.

Moermond: The onus is on the seller to tell the buyer there is a problem on the property. The previous owners should have told you that there was an order on the property to deal with the sidewalk on the front and the tires in the back. It sounds like you take good care of the sidewalk and didn't notice the tires in the back. This is normally a financial gripe between you and the seller. This does not show up in a title search. This is something that the seller would have to initial in the closing documents to say that they were unaware of any orders on the property. In the sale itself, they have to attest to that. It means that they did not disclose that. This is distinct from a title search. She will cut this in half and change it from \$404 to \$202. If there are no violations by December 31, she will delete it. If you end up with the bill, you can go after the seller. The seller is responsible to tell you this information. The documents Ms. Vang sent to you demonstrates that they did not tell you what is going on and the City did the work. That should be sufficient if you need to make a legal claim against them.

Xiong: I am looking for one year. I hate to make trouble or go after people. I should have known this.

Moermond: How you pursue it is up to you, but we will cut it in half right now.

Referred to the City Council due back on 6/3/2020

- 8 **RLH TA 20-340** Ratifying the Appealed Special Tax Assessment for property at 158 SIDNEY STREET EAST. (File No. J2010E, Assessment No. 208315) (Public hearing continued to January 13, 2021)

Sponsors: Noecker

To be laid over to January 13, 2021 and will delete the assessment if no same or similar violation(s) by January 1, 2021.

158 Sidney Street East

(Silvestre Zuniga-Cruz and Beatriz Cruz are on the phone line.)

Lisa Martin: December 10, 2019, vehicle abatement order issued for white Chev, commercial vehicle, not allowed on residential property. Compliance date was December 17, rechecked on December 19, vehicle was still present. Total assessment of \$279.

Mai Vang: There are 2 excessive consumptions. It was brought up to \$244. This was confusing because of the history. It should be attached there.

Marcia Moermond: It is not clear. The date for the previous was December 18. The resolution for that bill was that she recommend it be deleted if there were no additional orders. Today is the second bill for continued noncompliance through December 26. You are appealing this second bill.

Silvestre Zuniga-Cruz: I am appealing because the State Department of Vehicle had noncommercial license plates. They were told they could park in resident.

Moermond: You have not changed the plates to be noncommercial. Only later were they changed out. The vehicle was being used for commercial purposes. The vehicle had a significant amount of scrap metal. In the last finding, she did not agree that it could be parked there. There have not been violations at that address since December. This is the second bill. The question I am looking at is should I extend the same opportunity for the same time period. I will recommend it be cut in half if there are no violations. It is too much of a break to give you the other. If there are no violations between now and 2020, she will reduce to \$140. The commercial vehicle issue was not addressed until after it occurred. If you have additional information this is scheduled for public hearing on July 15.

Beatriz Cruz: We do not use the vehicles for scrap metal. My son owns a house, another son owns a house, daughter has a house. They were supposed to take them to a recycling place. Around me, there are others that did not receive any citations. This was kind of a strange situation. I was concerned about it. We have probation for a year. Like we are criminals. I talked to Rebecca Noecker, the councilmember. Why do I have to pay for those vehicles? This is not our fault. We had a lawyer involved. We also have a letter from the councilmember. I never received a response from Lisa. Everything is starting to work. The vehicles are on their property and not commercial vehicles. We don't use them for commercial vehicles. It is cheaper to bring dirt and sheetrock instead of renting them. We saw this opportunity and that's why I bought it. I do not see why this lady says they are commercial. They should check everything.

Silvestre Zuniga-Cruz: There has not been a complaint since December.

Beatriz Cruz: The person harassing me has been out. The person has been done since December. We don't have a problem with another neighbor. It is ¼ of an acre. I can pay the fine, but it would be like it is my fault.

Martin: The record goes back quite a ways. Since October 2019, there was information the police were involved in this, lots of vehicles, cleaning service being run out the home, chemical dumped down the drain, vehicles from other states. The police were looking at some of that. A lot of activity at the property. There was a van showing a cleaning service. You can't have home occupation going on. Size of vehicle. All the question and answers were between the attorneys.

Moermond: What is the attorney's name?

Martin: I don't have it. The commercial vehicle has been removed, they changed the plates, they closed the file.

Moermond: There was a complaint that led to the investigation.

Martin: Yes.

Beatriz Cruz: I was going back and forth. I was waiting for the title. The thing is it was about 2 months. I couldn't find this person. I went to the department to get some information. I was given information in the name of the person. I knew the person that told me. I told her the person passed away. I found out the day he really passed away.

Moermond: Who are you talking about?

Beatriz Cruz: Lisa mentioned plates being expired. This vehicle had South Dakota plates, but he passed away. I went to court and they granted me title to put under my name. There was another vehicle. At that time, I had family from Mexico. They come from 1 to 2 months. Mexico does not have expired tabs. They go by some number. They are the 2 vehicles that were called on.

Moermond: Why didn't you appeal the vacant building order at the time it was issued? There were 2 different opportunities to appeal to discuss if they were okay.

Beatriz Cruz: I was looking for a place to go. That's why I went to a lawyer and the courts. That is why she caused you guys to get on the phone.

Moermond: The letter bottom talks about appeals. There is a statement about filing an appeal.

Beatriz Cruz: I went through a long process. My mom had cancer. Then later, they had another case of cancer. It was a hard time. I was just getting the paper. Help me get this, help me get that. They were just getting involved. I have been trying to get help.

Moermond: She didn't file an appeal when the order was issue, but she became involved when it became an assessment.

Beatriz Cruz: Yes.

Moermond: This is not court. This is about the City sending you a bill. The bill itself is about the inspector's trip. You have a history of having a number of violations. I do not feel comfortable saying you don't own this. There are a lot of photographs demonstrating that. However, I am sympathetic that you have worked to address this problem. Me saying you don't have to pay the bill is different from probation and court proceedings. If you do get an order, reach out to my office and we can talk about it right away. You got to file your appeal because that's where your due process comes into place. Right now, this is all after the fact. The trips are less expensive than towing the vehicle itself. She will recommend it gets deleted entirely if she does not have additional violations. You will get information on how to reach out to the City Council and put more on the record. They could look at it different than I do. Do you have an e-mail address?

Beatriz Cruz: Mail please.

Moermond: You will get a letter. It will have a phone number. You can say anything you want on that. You can also write a letter. You can send an e-mail.

Moermond: Last name Cruz?

Beatriz Cruz: Yes.

Moermond: Attorney's name?

Beatriz Cruz: Meisenger.

Referred to the City Council due back on 7/15/2020

Special Tax Assessments-ROLLS

- 9 RLH AR 20-90** Ratifying the assessments for Collection of Vacant Building Registration fees billed during September 12 to January 16, 2020. (File No. VB2010, Assessment No. 208811)
Sponsors: Brendmoen
Referred to the City Council due back on 7/15/2020
- 10 RLH AR 20-91** Ratifying the assessments for Collection of Fire Certificate of Occupancy fees billed during December 18 to January 6, 2020. (File No. CRT2010, Assessment No. 208209)
Sponsors: Brendmoen
Referred to the City Council due back on 7/15/2020
- 11 RLH AR 20-92** Ratifying the assessments for Excessive Use of Inspection or Abatement services billed during December 23 to January 17, 2020. (File No. J2010E, Assessment No. 208315)
Sponsors: Brendmoen
Referred to the City Council due back on 7/15/2020

- 12 **RLH AR 20-93** Ratifying the assessments for Securing and/or Emergency Boarding services during February 2020. (File No. J2010B, Assessment No. 208109)

Sponsors: Brendmoen

Referred to the City Council due back on 4/7/2021

- 13 **RLH AR 20-94** Ratifying the assessments for Towing of Abandoned Vehicle service during October 2019 at 814 Manomin Ave. (File No. J2004V, Assessment No. 208004)

Sponsors: Brendmoen

Referred to the City Council due back on 4/7/2021

11:00 a.m. Hearings

Orders To Vacate, Condemnations and Revocations

- 14 [RLH VO 20-19](#) Appeal of Thuzong Xiong, Southern Minnesota Regional Legal Services to a Fire Certificate of Occupancy Revocation and Order to Vacate at 1242 WOODBRIDGE STREET.

Sponsors: Brendmoen

Recommendation is forthcoming, pending Fire inspection to occur week of June 15, 2020 and allow continue occupancy of the property.

Thuzong Xiong is on the phone line.

Renee Raya is on the phone line.

Leanna Shaff: This started as a regular certificate of occupancy conducted by Inspector Franquiz. The first inspection was supposed to be on 12/6. It looks like he was not met by any responsible parties. There have been multiple inspections since then in December, January, February, March, April. Some of them have had access; some not. It has taken so long to get this taken care of. There seems to be an issue with the property owner wanting to make repairs to the house. We have revoked it for long term noncompliance.

Marcia Moermond: What has been the communication with the property owner?

Shaff: Some notes say he has e-mailed the property owner, responsible property. No response. People are not showing up sometimes.

Moermond: Has he communicated about doing the repairs required?

Shaff: My understanding from the inspector is that the tenant states the property owner wants the tenant to do the repairs.

Moermond: The owner is Osaka Homes. C of O responsible party is Executive Realty. (Shaff responded that is correct.) Do you have any names for dealing with these companies?

Shaff: Nicky at Executive Realty.

Thuzong Xiong: It appears the deficiencies are almost wholly the landlord's responsibility to address, save the issues with the accumulation of materials in the basement. I have an update on that. From my discussion with Raya, some of it's not clear about what the deficiencies are. I am hoping to explore what that is, maybe clarify what the deficiencies are exactly. Starting with Number 1, access to all areas of the building, Raya is not sure what parts are inaccessible. The only door that does not open is the door that leads to the second floor of the home. It opens to a flat roof over the kitchen.

Moermond: What does that mean?

Shaff: It means we have not been allowed access at times. March 20, knocked on door, tenant's children answered the door, mother was not home, representative did not show up. We have another one in December. We put those orders on to say give us access to the buildings so we can do our inspection.

Moermond: The inspector has not seen the entire building or didn't see it to confirm things are fixed.

Shaff: Yes.

Moermond: Access to the entire house is straightforward. It's something the tenant would be okay with. Does that sound fair?

Xiong: The client was not aware all the inspections were scheduled. That could be why she was not present. Now Ms. Raya is unemployed. If another inspection was scheduled, she will be able to provide access or can make other arrangements.

Moermond: When it comes to this, what is Raya's communication with the property manager? It sounds like she is being told she needs to do the repairs.

Xiong: To a certain extent, yes. Some of the issues are for Raya to address, primarily the basement. The fence and backyard are something the former husband has installed. It was not installed correctly. The tentative agreement between the landlord and Rhea is that she will remove it, but she requires a dumpster to remove it. She contacted Lauren Lightner from House Calls to get a dumpster to address that issue and the excess of materials in the basement. It is primarily the former husband belongings that he didn't take. As far as communication with the property manager, he has their contact information now and intends to write a demand letter after the result of this hearing.

Moermond: You are going to begin with the demand letter. She is going to take responsibility of the fence. Accumulation is part of the orders in the basement. I am happy to allow continued occupancy if he works with Lightner and the demand letter. Copy my office on the demand letter so we are up to speed where things are at. My concern is that we get these items addressed. When the owner absents himself or herself from this situation, the concern is that they are attempting to use the City's enforcement practices as a way to evict the tenant and get the tenant to leave. That is not the proper use of enforcement mechanisms, but we need to follow through with enforcement. I'm sure you understand, Mr. Xiong? Did you come to a conclusion with Ms. Lightner about the dumpster?

Xiong: I was only able to send an e-mail to Ms. Lightner this morning. I have not received word yet. Ms. Raya has tried to get a dumpster. She was informed it would be \$400. She couldn't afford it then. Now she is on unemployment. The materials in the basement have been moved away from the furnace. He can provide an update when there is a better picture with Ms. Lightner.

Moermond: Ms. Lightner has service for providing a dumpster for people who income qualify. I would suggest that she meet with Ms. Lightner. I will allow continued occupancy and would like to follow-up on June 16. I will lay over in Legislative Hearing allowing continued occupancy for the time being. My inclination is that if we can get the demand letter out and get things cleaned out, we will resolve the matter. I don't want to grant an appeal on the prospect that things could be done. I would rather wait until things are done. If there is a vacate order we can put it the distance. I would like an inspection before the 16th. Will that work out?

Shaff: We will get one before the 16th.

Moermond: Maybe June 12 or June 16, we will have an inspector do a walk through. Will that work?

Xiong: Will you be available on June 12 for DSI?

Rhea: I will not be here. I will be leaving June 11. I will be returning Monday, the 16th.

Shaff: With two crises going on, I have less staff and some are in emergency management.

Moermond: Let's put this out to June 23 for a Legislative Hearing. The follow-up inspection can occur the week of June 16. You will get a letter from Fire Inspections giving you a time and date. It will be after you return. You will want to get that dumpster and fill it up quickly. We will talk in 3 weeks.

Xiong: The inspection notice should be copied to me, too.

Moermond: Of course.

Xiong: Should I e-mail the demand letter to you?

Moermond: That's fine.

Laid Over to the Legislative Hearings due back on 6/23/2020

Vacant Building Registrations

11:45 a.m. Hearings

- 15** [RLH VBR 20-39](#) Appeal of Lolita Francisco to a Vacant Building Registration Notice at 1670 SEVENTH STREET EAST.

Sponsors: Prince

Grant the appeal to be out of the Vacant Building Program.

1670 Seventh Street East

Matt Dornfeld is on the phone line.

Lolita Francisco is on the Phone line.

Marcia Moermond: The owner is Loell Francisco.

Lolita Francisco: That is my son.

Moermond: You are appealing on behalf of your son?

Francisco: Yes. I will just be the one.

Leanna Shaff: This started out as a referral as being over occupied. Inspector Thomas responded in February. It was transferred to fire certificate of occupancy which was due for inspections February, March, April. Pending revocation in April and revoked due to long noncompliance. Dryer exhaust duct and the water heater were installed without a permit. Both items require a licensed plumber working under permit.

Moermond: Item 3 water heater was installed without a permit. Item 2 exhaust duct - when it is done, it requires a permit. Long term noncompliance. Fire went ahead and issued orders that the property needed to be fixed or emptied by April 24. After that, it was referred to the vacant building program.

Matt Dornfeld: There is not much to add. May 15, opened a Category 2 vacant building. House occupied and remains that way. History of garbage and refuse complaints that goes back to late 2018. Abandoned vehicle, multiple garbage complaints. There has been nuisance behavior here for property maintenance. The neighbors have called his office numerous times about many things going on here.

Francisco: I would like to appeal the registration for vacant building. We are in the process of getting the water heater and dryer vents up to code because of the COVID. We bought a new water heater. My boyfriend does not have a license. I would like to appeal for this one. We called Home Depot. They are not getting on the schedule for maybe 30 days. We really would have those things up to code. We would like them to leave the property.

Moermond: It sounds like you have not done a thorough communication with Home Depot. I am not trusting there is a delay because of COVID. I have seen contractors take a few days longer, but they are still completing the task at hand. With respect to the boyfriend without a permit, that is concerning. The City is not your lawyer, not your eviction agent, the City will not be displacing your tenant. The tenant is your responsibility. Maintaining the relationship is your responsibility. The City is not party to that contract. I will recommend you are out of the vacant building program after 90 days.

Referred to the City Council due back on 6/17/2020