



**BUILDING AND STANDARDS COMMISSION
MINUTES**

REGULAR MEETING
Date: August 16, 2018

The Building and Standards Commission (BSC) convened for a regular meeting on Thursday, August 16, 2018 at City Hall, Boards and Commission Room, Room 1101, 301 West 2nd Street, Austin, Texas.

Commission Members in Attendance:

Charles Cloutman, Chair; Vice Chair Jessica Mangrum; Commissioners: Wordy Thompson, Andrea Freiburger, Brian Talley, Natalya Sheddan and Pablo Avila. Commissioners King and Green were absent.

Staff in Attendance:

Melanie Alley, Code Review Analyst/BSC Coordinator; Jose Roig, Assistant Director; Robert Moore, Division Manager; Moses Rodriguez, Code Supervisor; Michael Reeves, Code Supervisor; Brian Kelly, Code Inspector; Luis Leos, Code Inspector; Farah Presley, Code Inspector; Eliza Torres, Code Inspector; Rowdy Salazar, Code Inspector; Marlayna Wright, Code Inspector; James Candelas, Program Specialist; and Brandon Carr, Assistant City Attorney.

CALL TO ORDER

Chair Charles Cloutman called the Commission Meeting to order at 6:34 p.m.

CITIZEN COMMUNICATION:

General:

1. Sam Wright, representing the owner of 11316 Jollyville Road a/k/a Northland Canyon Creek, asked that the property be placed on the September agenda as an action item in order to request penalty relief.

APPROVAL OF MINUTES

2. Commissioner Frieburger moved to approve the minutes from the July 25, 2018 meeting, seconded by Commissioner Thompson. The motion carried on a 7-0 vote. Commissioners Green and King were absent.

PUBLIC HEARINGS

New Case(s):

<u>Case Number</u>	<u>Street Address</u>	<u>Owner(s)</u>
3. 2018-128718	1701 Singleton Avenue	Alfred Irving

Chairman Cloutman closed the public hearing. Commissioner Talley made a motion to accept the findings of fact and conclusions of law and amend Staff's recommended order, seconded by Commissioner Avila, to extend the recommended time for repair from 45 to 75 days, and for the penalties of \$250 per week to begin on the 76th day. The amended motion carried unanimously on a 7-0 vote. Commissioners Green and King were absent.

4. 2018-128720	1603 Walnut Avenue	CB Investments
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Commissioner Talley moved to close the public hearing, accept the findings of fact and conclusions of law and adopt staff's recommended order, seconded by Commissioner Shedden. The motion failed on a 3-4 vote. Chair Cloutman, Vice Chair

Mangrum, Commissioner Freiburger and Commissioner Thompson voted nay. Vice Chair Mangrum moved to continue the matter to September with an order that includes repair and/or demolition, if not repaired within 45 days and include a \$500 per week penalty, which was seconded by Commissioner Freiburger. Assistant City Attorney Brandon Carr noted that Code's recommendation is independent of the Commission and may or may not include demolition. The motion failed on a 4-3 vote. Commissioners Sheddman, Talley and Avila made the dissenting votes. Commissioner Freiburger then made a motion to accept the findings of fact and conclusions of law and adopt Staff's recommended order, seconded by Commissioner Talley, and to modify the recommended order by increasing the penalty amount from \$250 to \$1000 per week. The motion was seconded by Commissioner Avila. The amended motion carried on a 6-1 vote, with Commissioner Thompson voting against. Commissioners Green and King were absent.

5. 2018-127761 1612 W. Braker Lane Thinh Tong

Commissioner Talley made a motion to accept the findings of fact and conclusions of law and adopt Staff's recommended order, seconded by Commissioner Sheddman, with the exception to raise the penalty to \$1000 per violation per week. It was noted that five structural violations were cited and that any of the cited violations corrected within the 45 day timeframe would not be included in the penalty calculation. The amended motion carried unanimously on a 7-0 vote. Commissioners Green and King were absent.

Appeal Case(s):

<u>Case Number</u>	<u>Street Address</u>	<u>Owner</u>
6. 2018-102133	1907 Anita Drive	Michael Henry Owens

Commissioner Avila made a motion to deny the appeal, seconded by Commissioner Thompson. The appeal was denied on a 7-0 vote. Commissioners Green and King were absent.

7. 2018-106986 6700 Debcoe Drive Ravi V. & Aruna L. Addala

Chairman Cloutman closed the public hearing. Commissioner Talley made a motion to deny the appeal, seconded by Vice Chair Mangrum. The motion failed on a 1-6 vote, with Commissioner Talley being the lone vote in favor. Chair Cloutman, Vice Chair Mangrum and Commissioners Sheddman, Avila, and Frieburger voted in opposition to the motion. Commissioner Sheddman made a motion to continue the matter until September's meeting, seconded by Commissioner Avila. As a point of clarification the code supervisor Moses Rodriguez also agreed to provide a 30-day extension for the homeowner to address the violation. The motion carried unanimously on a 7-0 vote. Commissioners Green and King were absent.

Update Case(s):

<u>Case Number</u>	<u>Street Address</u>	<u>Owner</u>
8. 2018-049284	1405 Meander Drive	Lenora Mae Higgins, et al.

Craig Hoverman appeared as the owner's representative to provide an update regarding this property as required by the Commission's June order. Mr. Hoverman reported that the he has been working with Austin Code, Developmental Services and Watershed Protection in his attempt to find alternatives to total demolition of the structure.

DISCUSSION AND POSSIBLE ACTION

9. Discussion regarding annual Building and Standards Commission retreat.

The Commission discussed the option of holding their annual retreat in October. They collectively decided to wait until next year, after all vacant Commission seats are filled and after elections. No vote was taken.

10. Discussion regarding the FY 2018-19 Budget Recommendation.

The Commission reviewed the final draft of the budget recommendation that was proposed and voted on at the July meeting. A motion was made by Vice Chair Mangrum, seconded by Chairman Cloutman, to approve the final draft and send the Recommendation to Council. The motion carried on a 7-0 vote. Commissioners Green and King were absent.

FUTURE AGENDA ITEMS

11. 11316 Jollyville Road a/k/a Northland Canyon Creek, is to be placed on the September agenda as a returning case at the request of property representative, Sam Wright, regarding penalty relief.

ADJOURNMENT

Commissioner Thompson made a motion to adjourn the meeting, seconded by Vice Chair Mangrum. The motion carried 7-0 and Chair Cloutman adjourned the Commission Meeting at 8:47 p.m.