

**MINUTES**

On April 15, 2021, the Condemnation Appeals Commission met at 4:00 p.m. for a Regular meeting via ZOOM video conference.

<b>VOTING MEMBERS</b>	<b>PRESENT</b>	<b>NO. MEETINGS HELD SINCE APPOINTMENT</b>	<b>NO. OF MEETINGS ATTENDED</b>
Tom Roller, Chairman	Yes	41	37
Frank Willburn, Vice Chair	Yes	36	22
Richard Constancio Jr.	No	41	29
Joel Favela	No	41	31
Jim Banes	Yes	20	13
<b>ALTERNATE MEMBER</b>			
George Cumming	Yes	41	20

Also in attendance were:

Johnny Scholl  
 Courtney White  
 Gwen Gonzales  
 Corey Logsdon  
 Cory Gilford

DEPUTY BUILDING OFFICIAL, CITY OF AMARILLO  
 ASSISTANT CITY ATTORNEY I, CITY OF AMARILLO  
 BUILDING SAFETY MANAGER, CITY OF AMARILLO  
 COMMUNITY IMPROVEMENT INSPECTOR, CITY OF AMARILLO  
 COMMUNITY IMPROVEMENT INSPECTOR, CITY OF AMARILLO

This meeting of the Condemnation Appeals Commission was called to order by Mr. Tom Roller, established a quorum at 4:04 p.m.

**ITEM 1: Public Comments:**

The Chairman, Mr. Tom Roller opened the floor for any public comments to speak to any item on the agenda that does not have a public hearing.

**ITEM 2: Minutes:**

Mr. Frank Willburn made a motion to approve the minutes of the March 18, 2021 meeting, seconded by Mr. George Cumming, the motion passed with a 4:0 vote.

**ITEM 3: Resolution-Calling a Public Hearing to determine whether certain conditions described herein constitute a Public Nuisance at the locations stated:**

This resolution sets the date and time for a public hearing on May 6, 2021, at 4:00 p.m. to determine whether certain conditions of the properties located at 1316 Hillcrest, 5300 Keystone Drive and 4046 Rose Drive constitute dangerous structures and/or a public nuisance, and whether to order the removal of such. A copy of this resolution will be mailed to all interested parties providing ten (10) days notice of public hearing. Mr. Jim Banes made a motion to approve the resolution, seconded by Mr. Frank Willburn, the motion passed with a 4:0 vote.

**ITEM 4: Resolution-Calling a Public Hearing to determine whether certain conditions described herein constitute a Public Nuisance at the locations stated:**

This resolution sets the date and time for a public hearing on May 20, 2021, at 4:00 p.m. to determine whether certain conditions of the properties located at 1019 SW 15<sup>th</sup> Avenue and 2707 S Williams Street constitute dangerous structures and/or a public nuisance, and whether to order the removal of such. A copy of this resolution will be mailed to all interested parties providing ten (10) days notice of public hearing. Mr. George Cumming made a motion to approve the resolution, seconded by Mr. Frank Willburn, the motion passed with a 4:0 vote.

**ITEM 5: Resolution - Public Hearing:**

This resolution conducts a public hearing on and considers ordering the removal of substandard structures located at 2306 S Mirror Street.

Mr. Johnny Scholl, Deputy Building Official, presented the case with a PowerPoint presentation describing the conditions of the property. Courtney White, Assistant City Attorney asked for an explanation why the property is unsafe and life safety issues. Mr. Scholl explained the fire damage is structural and could fall down and hurt somebody. As for the siding, without taking care of it, it could cause further damage, mold issues and weather and structure issues. Mr. Scholl then continued his presentation. This property consists of a fire damaged residential structure. This structure was involved in a fire on May 3, 2020. The property has been without water service since March 21, 2019. The Amarillo Police Department has been called out to this location 6 times since this property became vacant. Building Safety has worked 5 cases; including weeds, junk and debris, junk vehicle, open structure and this Dangerous Structure case since the property became vacant. This property is located 1/2 block from an elementary school and park. Building Safety has had no recent permit activity. On March 30, 2021, the owner, Victor Gutierrez, came into the office. The Provisional Permit checklist was discussed. On April 8, 2021, Kathryn Stewart, daughter-in-law, called asking for assistance. She was informed of this Hearing. Also discussed the condemnation process. On April 9, 2021, Kathryn Stewart called again asking about the demolition process and costs of permits and abandonments. This property is an attractive nuisance, represents a hazard to the neighborhood, blight on the area and an unsafe environment. Mr. Scholl's recommendation is demolition; Item II. Mr. Scholl listed the notification information. The current and delinquent taxes are not due and there is money owed to the City for prior mowing and cleanup jobs. The Commissioners then had the opportunity to ask Mr. Scholl any questions.

The Chairman then asked if there was anyone present with a legal interest in the property. Ms. Rosalba Gutierrez, 2306 S Mirror Street, spoke. Ms. Gutierrez stated that her ex-husband and herself would like to request some time. They have a contacted a couple churches and they are trying to help them clean it up, get the debris out and demolish the house themselves. The whole family and the churches are going to help. Mr. Roller asked if that were to happen, how much time it would take. Ms. Gutierrez said it might take a couple days to five days. Mr. Roller asked would that be to take down the whole property. Ms. Gutierrez said to tear down the whole property a few weeks. Mr. Roller asked if Mr. Scholl could explain the process to tear down themselves. Mrs. Gonzales said she could explain that if necessary. Mr. Roller said that would be fine. Mrs. Gonzales explained the Provisional Permit process to tear the property down. She went over the requirements and the costs associated with the demolition. Ms. Gutierrez asked if she could have time to discuss this with her ex-husband. Mrs. Gonzales explained that they will have 10 days from the decision of the Commission to obtain a permit. If they failed to obtain a permit, the City would proceed with the decision of the Commission. Mrs. Gonzales said they would have 10 days from the date of the letter stating the Commission's decision.

The Chairman then asked if there was anyone else who wished to speak concerning the property. No one was present. Mr. Frank Willburn asked a question about Option II or Option III. Mr. George Cumming asked, it appears they are planning to rebuild, do you have an idea of the cost to accomplish that. Mr. Roller said that he thought they wanted to do their own tear it down. Ms. Gutierrez said yes they want to tear it down and later when the lot is clean, they will get a loan to rebuild. Ms. Gutierrez asked about placing a mobile home. Mr. Willburn said they were not the ones to ask. Mr. Roller said they would have to check with the Zoning Department.

Ms. White discussed the differences of Option II and Option III. Mrs. Gonzales explained to Ms. White the difference between the two options.

The Chairman closed the hearing. Mr. Frank Willburn made a motion to approve the resolution for Option II, seconded by Mr. Jim Banes, the motion passed with a 4:0 vote.

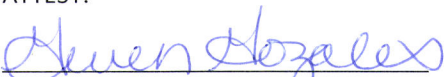
**Adjournment:**

The Chairman, Mr. Tom Roller concluded the meeting. The meeting adjourned at 4:41 p.m. This meeting was recorded and all comments are on file with the Department of Building Safety.



Tom Roller, Chairman

ATTEST:



Gwen Gonzales, Building Safety Manager