CITY OF EL PASO
BUILDING & STANDARDS COMMISSION BOARD PANEL "B"
2ND FLOOR, CITY COUNCIL CHAMBERS
December 16, 2009
5:30 P.M.

MINUTES

The Building & Standards Commission Panel "B" held a public hearing in City Council Chambers, 2nd floor of the City Hall Building on Wednesday, December 16, 2009 at 5:30 p.m. with the following members present:

Board Members Present:
Jimmy Stevens
Anibal Olague
James Erickson
William Correa
Ira Barbe
Roman Bustillos

Others Present:
Bill Stern, Chief Building Inspector
Tom Maguire, Chief Building Inspector
Cynthia Osborn, Assistant City Attorney
Nellie Avalos, Residential Inspector
Robert Gonzalez, Residential Inspector
Nancy M. Spencer, Recording Secretary
Sergio Melendez, supervisor

Absent Members
Paul Zacour.
Hector Zamora
Fred Perez
Hershel Stringfield

AGENDA

I. Call to Order

The Building & Standards Commission meeting, Panel "B" was called to order by Chairman, Roman Bustillos at 5:40 p.m.

II. Approval of minutes for the meeting held October 28, 2009,

Motion made by William Correa seconded by Armando Uranga to approve the minutes for the October 28, 2009 unanimously carried.

III. Update on 4425 Sunrise
The commission was given an update on the status of what was happening to the property at this time.

IV. Any changes to the agenda

Bill Stern advised that item 6 to be moved up to be heard first.

Regular Items:

V. Public hearing to determine if the property located at 10972 Yogi Berra Cir. in the City of El Paso (legal description on file with the City Clerk) is a fire and safety hazard, and a nuisance and whether the same should be repaired or demolished. First investigated August 28, 2009. The owners Paso Donald J. Ellis, Sr., 10972 Yogi Berra Circle, El Paso, Texas, 79924 and Fort Bliss Federal Credit Union, P. O. Box 24902, El Paso, Texas 79914-9002 (the **"Owners"**), have been notified of the violations at this property.

Bill Stern, Chief Building Inspector presented the item.

Robert Gonzalez was present for discussion.

Steve Raney, attorney representing the lender for the property was present for discussion.

Motion made by William Correa seconded by Jimmy Stevens to accept staff unanimously carried.

The owners have been notified of the violations at this property, to date there has been no response or corrective action taken, and therefore the department recommends that be found:

1) That the structures be condemned as substandard, and unfit for habitation or use and a hazard to the public health, safety, and welfare; and
2) That the structures are not in substantial compliance with the municipal ordinances regulating fire protection, structural integrity, and disposal of refuse; and
3) That the structures' certificate of occupancy be revoked; and
4) That the structures can be repaired; and
5) That the structures be secured within thirty (30) days and maintained secure until rehabilitated; and
6) That the premises be cleaned and maintained clean of all weeds, trash, and debris within thirty (30) days; and
7) That upon failure by the owner or any other interested party to comply with the order of the Building and Standards Commission the City may take whatever action is necessary to bring the property into compliance, and place a lien on the property for the work which will be done by the City.

VI. Public hearing to determine if the property located at 2905 Hamilton in the City of El Paso (legal description on file with the City Clerk) is a fire and safety hazard, and a nuisance and whether the same should be repaired or demolished. First investigated July 27, 2009. The owner Amancia Rodriguez, 2905 Hamilton Ave., El Paso, Texas 79930 (the **"Owner"**), has been notified of the violations at this property.

Bill Stern, Chief Building Inspector was present for discussion.

Tom Maguire, Chief Building Inspector was present for discussion.

Nellie Avalos, building inspector was present for discussion.

Carlton Brown, code compliance inspector was present for discussion.

James Ozuna, son and Paula Rodriguez and Linda Ozuna daughters of the property owner were present for discussion.

Public comment was made from tenant who lives in apt. 8.

Motion made by Ira L. Barbe to accept staff recommendations seconded by William Correa to accept staff recommendations unanimously carried.

The owners have been notified of the property maintenance violations at this property, to date there has been no corrective action taken, and therefore the Department recommends that it be found:

1) That the structure is substandard, and unfit for habitation or use and a hazard to the public health, safety, and welfare; and
2) That the structure is not in substantial compliance with the municipal ordinances regulating fire protection, structural integrity, and disposal of refuse; and
3) That the structures' certificate of occupancy be revoked; and
4) That the structure can be rehabilitated; and
5) That the structure be vacated and remain vacated within thirty (30) days; and
6) That the structure be secured and maintained secure until rehabilitated within thirty (30) days; and
7) That the premises be cleaned and maintained clean of all weeds, trash, and debris within 30 days; and
8) That upon failure by the owner or any other interested party to comply with the order of the Building and Standards Commission the City may take whatever action is necessary to bring the property into compliance, and place a lien on the property for the work which will be done by the City.

William Correa thanked everyone for allowing him to serve on the board.

VII. Adjournment

Motion was unanimously carried to adjourn this meeting at 7:25 p.m.

Roman Bustillos, Chairman

Bill Stern, C.B.O., Chief Building Inspector
Development Services Department