

Evidentiary Hearing of the Village of Carthage Board of Trustees
Held in the Board Room of the Carthage Municipal Building
December 1, 2014

ATTENDANCE:

Members: President G. Wayne McIlroy; Deputy President Michael Astafan; and Trustees Rebecca Vary, Kathleen Latremore and Linda Smith-Spencer.

Others: Mark Gebo, Village Attorney; and Robert Ball, CEO.

CALL TO ORDER:

President McIlroy called the Evidentiary Hearing to order at 4:20 p.m.

EVIDENTIARY HEARING:

Attorney Gebo sent a certified return receipt letter to Austin Molnar regarding his property on 230 North James Street informing him of the evidentiary hearing regarding the code violations at his property. The property is in violation of the Village of Carthage Code Chapter 105 §5B and 9A due to the accumulation of garbage and trash.

Attorney Gebo swore in Robert Ball at 4:21 p.m. who confirmed he is the Code Enforcement Officer for the Village of Carthage. Mr. Ball stated he received a complaint from a neighbor regarding the garbage surrounding 230 North James Street. Mr. Ball forwarded photos of the property documenting the garbage to the Board. Mr. Ball delivered a notice of violation on June 16, 2014 to Mr. Molnar. The violation was not corrected so Mr. Molnar was summoned to court on July 21, 2014 of which he pled guilty to one charge and the second charge was dropped contingent upon the violation being corrected by July 22, 2014. Mr. Ball stated the garbage appeared to be re-bagged when he inspected the property on August 13, 2014. Mr. Molnar was summoned to court on September 29, 2014 and pled guilty to the second charge which was previously dropped, and stated the property would be cleaned up by October 1, 2014. Mr. Ball inspected the property on October 2, 2014 and several times since and the garbage has not been removed.

Trustee Smith-Spencer asked if the property was occupied and Mr. Ball responded yes. Deputy President Astafan asked if the Village could hire a contractor to clean up the property instead of the DPW and Attorney Gebo responded yes.

Motion by Trustee Latremore and seconded by Trustee Vary authorizing Attorney Gebo to send a certified, return receipt letter to Austin Molnar informing him that the Village will hire a contractor to clean up the garbage and debris on his property if he has not remedied the situation by December 9, 2014 and add an assessment to his property taxes. Motion carried unanimously.

ANY OTHER BUSINESS WHICH MAY COME BEFORE THE BOARD:

None.

ADJOURNMENT:

Motion by Trustee Latremore and seconded by Trustee Smith-Spencer to adjourn at 4:37 p.m.
Motion carried unanimously.

Respectfully Submitted,

Kristy L. O'Shaughnessy
Village Clerk/Treasurer