

**CODE ENFORCEMENT SPECIAL MASTER MEETING  
December 10, 2014**

**MINUTES**

**SPECIAL MASTER:**

Charles D. Johnson

**CODE ENFORCEMENT STAFF:**

Glen Guzman, Code Enforcement Supervisor  
Mark Shepherd, Code Enforcement Officer  
Ron Collodi, Code Enforcement Manager  
Jamie Davis, Public Hearing Coordinator

**ANIMAL SERVICES STAFF:**

Denise Williams, Animal Services Officer  
Laura Norton, Animal Services Officer  
Gerry Hodge Animal Services Officer  
Sharon Beardsley, Animal Services Officer  
Bonnie Loomis, Animal Services Officer  
Reagan Ivers, Animal Services Officer

**STAFF ATTORNEY:**

Erin Hartigan, Assistant County Attorney

Charles D. Johnson called the meeting of the Special Master to order at 9:00 AM.

Erin Hartigan advised that the meeting had been duly advertised. Erin Hartigan stated that Item 1 on the code enforcement agenda, case number 2014-07-0078, has been cleared.

Staff was sworn in by Charles D. Johnson.

**Code Enforcement**

**NEW BUSINESS:**

**ITEM 2**

**Christopher Wilson and Rae'l Wilson, SM 2014-10-282**

Respondent, Christopher Wilson, was present and sworn. Respondent, Rae'l Wilson, was not present at the hearing.

Erin Hartigan stated this case is charging the owner for violation of Section 23-99 and Section 3.01.03. Staff recommended the Special Master find the respondents in violation of these sections and grant 14 days to comply or a fine of \$100.00 per day to begin on the 15<sup>th</sup> day.

Officer Mark Shepherd testified to the facts of the case.

Christopher Wilson testified to the facts of the case.

Special Master Charles D. Johnson found the respondents in violation and granted 14 days to come into compliance or a fine of \$100.00 per day to begin on the 15<sup>th</sup> day if not in compliance. Respondents may request additional time if they are in substantial compliance by the 14<sup>th</sup> day.

### **ITEM 3**

#### **Brucene E. Smith, SM 2014-07-0049**

Respondent was not present.

Erin Hartigan stated this case was charging the owner for violation of Section 14.55 but that the owner has now come into compliance. Staff recommended the Special Master order the respondent to remain in compliance.

Officer Glen Guzman testified to the facts of the case.

The file was entered into evidence.

Special Master Charles D. Johnson accepted Staff's recommendations and ordered to the respondent to remain in compliance.

## **ANIMAL SERVICES**

### **NEW BUSINESS:**

#### **ITEM 4**

#### **Brandon Grimm, SM-AS-0457-14**

Respondent was not present.

Erin Hartigan stated this case is charging the owner for violation of Section 4-27 and staff recommended a fine of \$150.00.

The file was entered into evidence.

Officer Gerry Hodge testified to the facts of the case.

Complainant, Lee Rhode was present and sworn and testified to the facts of the case. Mr. Rhode submitted photos into evidence.

Special Master Charles D. Johnson accepted staff's recommendation and ordered the respondent to pay a fine in the amount of \$150.00 within 30 days.

**ITEM 5**

**Casci Bean, SM-AS-1161-14**

Respondent was present and sworn.

Erin Hartigan stated this case is charging the owner for violation of Section 4-27. Staff recommended a fine of \$800.00.

Officer Gerry Hodge testified to the facts of the case.

Special Master Charles D. Johnson dismissed the case due to lack of evidence.

**ITEM 6**

**Debbie Payne, SM-AS-1163-14**

Respondent, Debbie Payne, was present and sworn.

Ms. Payne requested a continuance due to the fact that she requested discovery be provided to her several weeks ago and she just received it yesterday.

Erin Hartigan stated that the county attorney's office did receive a request for discovery from the respondent and that it was only just provided to her yesterday.

Special Master Charles D. Johnson granted the respondents request for continuance and continued the hearing to January 14, 2015.

**ITEM 7**

**Amy Bustos, SM-AS-0459-14**

Respondent was not present.

Erin Hartigan stated this case is charging the owner for violation of Section 4-27 and Section 4-41. Staff recommended a fine of \$650.00.

The file was entered into evidence.

Officer Gerry Hodge testified to the facts of the case.

Complainant, Debbie Shinn, was sworn and testified to the facts of the case.

Complainant, Tommie Boettcher, was sworn and testified to the facts of the case.

Complainant, William Burgess, was sworn and testified to the facts of the case.

Complainant, B.J Hampton, was sworn and testified to the facts of the case.

Special Master Charles D. Johnson accepted staff's recommendation and ordered the respondent to pay \$650.00 within 30 days.

**ITEM 8 & ITEM 9**

**Amber Highfill, SM-AS-0844-14 & SM-AS-0847-14**

Respondent was present and sworn.

Erin Hartigan stated these two cases are charging the owner for violation of Section 4-27, Section 4-28, Section 4-35 and Section 4-36. In case number SM-AS-0844-14 staff recommended a fine of \$5,300.00. In case number SM-AS-0847-14 staff recommended a fine of \$400.00.

The file was entered into evidence.

Officer Sharon Beardsley testified to the facts of the case.

Respondent responded to Officer Beardsley's testimony.

Complainant, Vicki Mills, was sworn and testified to the facts of the case.

Respondent cross-examined Vicki Mills.

Respondent testified to the facts of the case. Respondent stated that the dogs are vaccinated and admitted to the dogs running loose on the day of the incident.

Respondent called Roger Sands to testify. Rogers Sands was sworn in.

Special Master Charles D. Johnson ordered that in case number SM-AS-0847-14 the respondent shall pay a fine in the amount of \$400.00 unless she can provide proof within five days of rabies vaccination and county tags. If respondent provides the proof within the five days the fee will be waived.

In case number SM-AS-0844-14 the respondent is ordered to pay \$3,500.00 within 6 months.

**ITEM 10**

**Holley Cowan, SM-AS-1103-14**

Respondent was present and sworn.

Erin Hartigan stated this case is charging the owner for violation of Section 4-27 and Section 4-28. Staff recommended a fine of \$5,450.00.

Officer Laura Norton testified to the facts of the case.

Respondent testified to the facts of the case.

Special Master Charles D. Johnson found the respondent in violation and reserved on the amount of the fine. Mr. Johnson stated he will issue an order once the amount has been determined.

**ITEM 11**

**Kelly Knai, SM-AS-1104-14**

Respondent was present and sworn.

Erin Hartigan stated this case is charging the owner for violation of Section 4-27. Staff recommended a fine of \$150.00.

File was entered into evidence.

Officer Laura Norton testified to the facts of the case.

Special Master Charles D. Johnson found the respondent in violation of these sections and ordered the respondent to pay \$150.00 within 90 days.

**ITEM 12**

**Sheria Harley, SM-AS-1095-14**

Respondent was present and sworn.

Erin Hartigan stated this case is charging the owner for violation of Section 4-33. Staff recommended a fine in the amount of \$500.00.

File was entered into evidence.

Officer Bonnie Loomis testified to the facts of the case.

Respondent testified to the facts of the case.

Special Master Charles D. Johnson found the respondent in violation and ordered the respondent to pay \$500.00 within 90 days.

**ITEM 13**

**Sandra Nesmith, SM-AS-1148-14**

Respondent was not present.

Erin Hartigan stated this case is charging the owner for violation of Section 4-27. Staff recommended a fine of \$500.00.

File was entered into evidence.

Officer Bonnie Loomis testified to the facts of the case.

Complainant, April Moody, was sworn and testified.

Special Master Charles D. Johnson found the respondent in violation and ordered the respondent to pay \$500.00 within 30 days.

**ITEM 14**

**Bobby & Terri Hedrick, SM-AS-1219-14**

Respondent, Bobby Hedrick, was present and sworn.

Erin Hartigan stated this case is charging the owners for violation of Section 4-27, and Section 4-28. Staff recommended a fine in the amount of \$1,650.00.

File was entered into evidence.

Officer Denise Williams testified to the facts of the case.

Complainant, Leslie Rangel, was sworn and testified to the facts of the case. Ms. Rangel stated that the respondent has paid all medical bills for the dog and asked that the fine be dropped.

Witness, Cameo Heyner, sworn and testified.

Special Master Charles D. Johnson found the respondents in violation and ordered the respondents to pay \$650.00 within 90 days.

**ITEM 15**

**Rachel Dann, SM-AS-1224-14**

Respondent was present and sworn.

Erin Hartigan stated this case is charging the owner for violation of Section 4-27 and Section 4-28. Staff recommended a fine in the amount of \$1,600.00.

File was entered into evidence.

Officer Reagan Ivers testified to the facts of the case.

Respondent testified to the facts of the case.

Complainant, Star Berry, was sworn and testified to the facts of the case.

Respondent cross-examined Ms. Berry.

Complainant, Jessie Berry, was sworn and testified to the facts of the case.

Witness, Royce Dann, was sworn and testified to the facts of the case.

Officer Ivers was recalled to testify.

Respondent cross-examined Officer Ivers.

Special Master Charles D. Johnson found the respondent in violation and ordered the respondent to pay \$650.00 within 90 days.

**ITEM 16**

**Jennifer Shelton, SM-AS-1221-14**

Respondent was present and sworn.

Erin Hartigan stated this case is charging the owner for violation of Section 4-27. Staff recommended a fine in the amount of \$300.00.

File was entered into evidence.

Officer Reagan Ivers testified to the facts of the case.

Complainant, Suzann Neeley, was sworn and testified to the facts of the case.

Respondent testified to the facts of the case.

Special Master Charles D. Johnson found the respondent in violation and ordered the fine be waived.

**ITEM 17**

**Kimberly & Corey Morrison, SM-AS-1218-14**

Respondents were present and sworn.

Erin Hartigan stated this case is charging the owners for violation of Section 4-35, Section 4-36, Section 4-41, and Section 4-33. Staff recommended a fine in the amount of \$3,000.00.

File was entered into evidence.

Officer Denise Williams testified to the facts of the case.

Respondent cross-examined Officer Williams.

Respondent testified to the facts of the case. Respondent stated that 4 of the 5 dogs now have rabies vaccinations but still need county tags.

Special Master Charles D. Johnson gave the respondents until Monday, 12/15/14 at 5PM to provide proof of county tags and rabies vaccination or will be ordered to pay a fine of \$400.00 beginning on Tuesday. Mr. Johnson also ordered the respondent to pay a fine of \$650.00 within 90 days as to the tethering complaint.

As there was no further business, meeting was adjourned at 12:40 P.M.

Respectfully submitted,

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Jamie Davis, Recording Secretary