

**BROWARD COUNTY HEALTH AND SANITARY CONTROL BOARD  
MINUTES OF BOARD MEETING – May 25, 2017**

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The Board meeting was called to order at approximately 9:35 a.m. on Thursday, May 25, 2017, by Chairman, Stuart Kaufman.

The Clerk called roll and the following members were present:

Stuart Kaufman, Chairman  
Lily Sayre, Vice-Chair  
Myra Mazlin  
James Dillard  
Karen Hodge Kaestner

The following members were not present:

Heather Nydick

Also present were:

Patrice Eichen, Attorney for the Board  
Paul Eichner, Attorney for the Department  
Anthony Vomero, Environmental Administrator

Approval of Minutes for April 27, 2017.

The motion to approve was made by Ms. Lily Sayre; seconded by Ms. Myra Mazlin.

All aye, none opposed.

Mr. Stuart Kaufman introduced Mr. Orlando Garcia, Boards Administrator for Broward County Government.

Mr. Garcia presented his presentation on how to be an advisory board member.

Chairman, Stuart Kaufman read the statement of proceedings to the Respondents.

Ms. Eichen read the Health and Sanitary Control Board Hearing procedures.

Alicia McRae, Clerk of the Board, swore in the witnesses.

Paul Eichner stated that there were Respondents present and that he would begin with those cases.

**Fullness of Love ALF, Inc.**

**CASE NO.: 17-046 SAN**

Mr. Eichner appeared on behalf of the Department; Mr. MacCroy McKoy appeared on behalf of the Respondent, Fullness of Love, ALF, Inc.,

Mr. Eichner gave a brief summary of the case and advised that Mr. McKoy was there to ask the Board to waive the stipulation fee of \$200.00. Mr. Eichner recommended that the Board waive the fine and limit the administrative fee to no more than \$200.00 since the stipulation fee was no more than \$200.00.

Mr. McKoy confirmed that he was served and that he had not paid the permit fee until he was served.

Mr. McKoy took the stand and explained that he is not questioning the permit fees, but is asking for consideration of waving the stipulation fee in the amount of \$200.00.

After the Board discussion, Mr. Eichner recommended that the Board find that there is a violation of *F.S.* 381.006 and *Florida Administrative Code* 65G-2.002(1) for failure to pay the permit fee in a timely fashion, waiving the administrative fine of \$500.00 and imposing the administrative fee of \$200.00 to be paid by June 23, 2017.

Motion by Ms. Lily Sayre, second by Mr. James Dillard, 3 in favor; 2 opposed. (Mr. Stuart Kaufman and Ms. Myra Mazlin)

**Rainbow Place, Inc.** **CASE NO.: 17-054 SAN**

Mr. Eichner appeared on behalf of the Department, no one appeared on behalf of the Respondent.

Mr. Eichner called Environmental Specialist, Natalie Zaher to testify that she served Rainbow Place.

Mr. Nicolas Kellman, Accounts Receivables Supervisor testified that he had not received a payment for the permit fee or late fee.

Mr. Eichner's asked that the Board acknowledge that there is a violation of 64E-12 and that they retain jurisdiction for 90 days. Mr. Eichner's recommendation to the Board was to find a violation as charged in the Complaint, impose the administrative fee of \$500.00 and administrative fine of \$500.00, totaling \$1,000.00 to be paid by June 23, 2017.

Motion by Ms. Karen Hodge Kaestner, second by Ms. Lily Sayre, All in favor, none opposed.

**New Horizon Tamarac, LLC** **CASE NO.: 17-047 SAN**

Mr. Eichner appeared on behalf of the Department; no one appeared on behalf of the Respondent.

Mr. Eichner advised the Board that the stipulation fee and permit fee were both paid and is recommending that the Board accept the Order adopting stipulation.

Motion by Ms. Karen Hodge Kaestner, second by Mr. James Dillard, all in favor, none opposed.

**Rickle Properties Corporation/ New Horizons North** **CASE NO.: 17-061 SAN**

Mr. Eichner appeared on behalf of the Department; no one appeared on behalf of the Respondent.

Mr. Eichner advised the Board that the stipulation fee and permit fee were both paid and is recommending that the Board accept the Order adopting stipulation.

Motion by Ms. Karen Hodge Kaestner, second by Mr. James Dillard, all in favor, none opposed.

**Paradise Place, Inc./ Paradise Place Adult Family Home** **CASE NO.: 17-049 SAN**

Mr. Eichner appeared on behalf of the Department; no one appeared on behalf of the Respondent.

Mr. Eichner advised the Board that the stipulation fee and permit fee were both paid and is recommending that the Board accept the Order adopting stipulation.

Motion by Mr. James Dillard, second by Ms. Myra Mazlin, all in favor, none opposed.

**Leoray ALF, Inc.** **CASE NO.: 17-050 SAN**

Mr. Eichner appeared on behalf of the Department; no one appeared on behalf of the Respondent.

Mr. Eichner advised the Board that the stipulation fee and permit fee were both paid and is recommending that the Board accept the Order adopting stipulation.

Motion by Ms. Myra Mazlin, second by Mr. James Dillard, all in favor, none opposed.

**Victorian Manor ALF, Inc.**

**CASE NO.: 17-055 SAN**

Mr. Eichner appeared on behalf of the Department; no one appeared on behalf of the Respondent.

Mr. Eichner advised the Board that the stipulation fee and permit fee were both paid, but the stipulation fee was not returned. Mr. Eichner recommended that the Board accept the funds and close the matter in lieu of the signed stipulation.

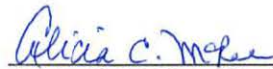
Motion by Ms. Lily Sayre, second by Ms. Myra Mazlin, all in favor, none opposed.

**Announcements:**

Mrs. Eichen advised the Board that she will not be in attendance for the June 29, 2017 meeting.

The meeting was adjourned by Chairman, Stuart Kaufman at 10:09 a.m.

PREPARED AND SUBMITTED BY:



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Alicia C. McRae, Clerk of the Board