Cumulative Attendance

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1 CITY OF FORT LAUDERDALE 2 UNSAFE STRUCTURES BOARD THURSDAY, MAY 19, 2011 AT 3:00 P.M. CITY COMMISSION MEETING ROOM CITY HALL 7 Board Members Attendance John Scherer, Chair Р John Phillips, Vice Chair John Barranco Α Joe Crognale Р Pat Hale Р Joe Holland Α Thornie Jarrett Р Don Larson Ρ 12 Michael Weymouth Р 13 14

City Staff

Lori Grossfeld, Board Secretary Ginger Wald, Assistant City Attorney Brian McKelligett, Administrative Assistant II Jorg Hruschka, City Building Inspector Chris Augustin, Building Official Alex Hernandez, Chief Mechanical Inspector Dee Paris, Administrative Aide Barbara Hartmann, ProtoType Inc. Recording Clerk

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Communication to the City Commission

None

Witnesses and Respondents

None 2.2

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1	Index		
2			_
3	<u>Case Number</u>	Respondent	Page
4	1. CE10111174	GLASS, OLIVER C JR	<u>3</u>
5	Address: Disposition:	1600 NW 6 ST 30 days to demolish or the City will	
6	Disposition.	demolish. Board approved 7-0.	
7	2. CE10111194	GLASS, OLIVER C JR	<u>3</u>
8	Address: Disposition:	1602 NW 6 ST 30 days to demolish or the City will	
9		demolish. Board approved 7-0.	
10	3. CE10121437 Address:	GAY, EDWARD G IV 620 E CAMPUS CIR	8
11	Disposition:	30 days to demolish or the City will	
12		demolish. Board approved 7-0.	10
13	4. CE11022493 Address:	JOHNSON, JACK M 4 NW 7 ST	
14	Disposition:	Withdrawn	
15	5. CE11032272 Address:	EDWARDS, CHRISTINE 1621 NW 26 AV	<u>11</u>
16	Disposition:	30 days to demolish the carport only or	
17		the City will demolish. Board approved $7-0$.	
18			
19	The regular meeting of the Unsafe Structures Board		
20	convened at 3:03	p.m. at the City Commission Meeting Room,	,
21	City Hall, 100 N	orth Andrews Avenue, Ft. Lauderdale, Flori	lda.
22	Alli	ndividuals giving testimony before the Boa	ard
23	were sworn in.		
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Approval of meeting minutes

Motion made by Mr. Larson, seconded by Mr. Phillips, to approve the minutes of the Board's April 2011 meeting. In a voice vote, Board unanimously approved.

INDEX

- 1. Case: CE10111174

 GLASS, OLIVER C JR

 1600 NW 6 ST
- 2. Case: CE10111194
 GLASS, OLIVER C JR
 1602 NW 6 ST

MS. PARIS: Our first case will be on page one, it's a new business case. These are all new business cases today. Case CE10111174, the Inspector Jorg Hruschka, the address 1600 Northwest 6th Street, the owner is Oliver C. Glass Jr. We have service by posting on the property 4/12/11, we've advertised in the Daily Business Review 4/29/11 and 5/6/11, notifications as noted in the agenda.

INSPECTOR HRUSCHKA: I guess good morning or good afternoon, Jorg Hruschka, Building Inspector, City of Fort Lauderdale. Two quick questions: we have two adjoining properties 1600 and 1602, I would just like to request that I can present the pictures at the same time for both properties because they're adjoining in part of one complex.

MS. HALE: Are they a duplex like, together?

INSPECTOR HRUSCHKA: No, it's a two-story building 1 on the left hand side and a single-story on the, next to it. 2 3 MS. HALE: Okay. 4 INSPECTOR HRUSCHKA: Same owner but it's also a 5 site wall that encompasses both lots; it's just a lot separation. So if that's okay with the Board, I would like 6 7 to do that. 8 MR. SCHERER: Sure. 9 INSPECTOR HRUSCHKA: And number two, do you want me to read in all the violations, or is it okay if I just 10 11 say, state as presented in --12 MR. SCHERER: You can state as presented and then 13 just walk us through your photos, that'll give us a better idea of --14 15 INSPECTOR HRUSCHKA: Okay, not a problem. All 16 right. 17 MS. WALD: If, Ginger Wald, Assistant City 18 Attorney, if you so choose to hear both cases, then I'll go ahead and have Dee announce the other case. I don't see a 19 20 problem with it; they are both the same owner and they are 21 adjoining properties. MR. SCHERER: Okay, have Dee read the --22 23 MS. PARIS: And the case on page two is Case 24 CE10111194, the inspector is George Hruschka, the address

1602 Northwest 6th Street, the owner is Oliver C. Glass

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Junior.

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We have service by posting on the property 4/12/11, we've advertised in the Daily Business Review 4/29/11 and 5/6/11, notifications as noted in the agenda.

MR. SCHERER: Thank you.

INSPECTOR HRUSCHKA: Jorg Hruschka, Building Inspector for the City of Fort Lauderdale presenting Case CE10111174 and CE10111194, adjoining properties and the addresses are 1600 and 1602 Northwest 6th Street.

The first inspection of the property was on 11/18/2010 by Inspector George Oliva. I inspected and took over the case on 4/6 of this year and found that the violations specified in the NOV exist. I would like to enter into evidence the Notice of Violations as Exhibit 1, which details all the Florida Building Code violations as well as the remedial actions required. Also would like to introduce the following photos as Exhibit number 2. Okay.

[Inspector Hruschka displayed photos of the property.]

Some of these pictures, you're going to see pictures taken from the outside, where you can actually see the roof sheathing where we have holes in the roof section. Another picture of the, it would be 1602 here, outside door that was missing, off the hinges. Another picture of 1602. That would be 1600 here and the ceiling sections. Again,

same picture concept, another one.

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This is a picture of 1600 from the outside, actually from the time that this picture was taken, the railings have been removed.

A shot of 1602, which is the lower, the one-story building. Here we see a site wall, actually this is a buffer wall on the bottom part you see the existing, where the paint is lighter colored, that was the existing buffer wall and that buffer wall has been extended to approximately eight to nine feet in height without a permit. Here you can see this block walls again, with the buffer wall.

This is kind of showcase, there's a tree right in between the two blocks here and there is no, there is no, we should have rotated maybe, okay. There is no column ties, there is no steel in there. Continue please. Basically, in the center of the wall, hopefully can see that, is a big huge hole about maybe six feet by five feet that compromise the structural integrity of that wall.

This is a shot of the top of wall, where they heightened it. So there is no bond beam, no tie beam or anything of that nature. Again, we can see the original buffer wall that's colored in orange and the extension of the buffer wall. Again, another interior shot of both properties. Another, and I think we're back to the original ones.

So that's basically, we would like to do, we're 1 asking for the demolition of both buildings, the site walls 2 on the west side and the east side and the illegal extension 3 of the buffer wall. We would like to keep the buffer wall, 5 because that's required. But basically that's what we're asking for, for the demo permit. Hopefully the Board will 6 find for the City and grant an order to demolish the property and in the absence of a demo permit or building permit for 8 9 repair by the owner in the next 30 days. And again it's only 10 for buildings itself site walls on the north, on the west and east side and the extension of the buffer wall. 11

MR. SCHERER: Okay. Is there any questions for Jorg? Is there any respondent? None.

MR. LARSON: Make a motion, Pat.

MR. SCHERER: Anybody like to make a motion?

MS. HALE: Okay.

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MR. PHILLIPS: Sure. I move we find the violation exists as alleged and that we order the property owner to demolish the structure within 30 days and we order the City to demolish the structure should the property owner fail to timely demolish. Such demolition to be accomplished by a licensed demolition contractor pursuant to a City issued permit.

MS. HALE: I second.

MR. SCHERER: Motion and a second. Any

discussion? None. All those in favor say aye. 1 2 BOARD MEMBERS: Aye. 3 MR. SCHERER: Motion carries. Unanimous. 4 INDEX 5 3. Case: CE10121437 GAY, EDWARD G IV 6 7 620 E CAMPUS CIR 8 MS. PARIS: Our next case will be on page three. This is a new business case, Case CE10121437. The inspector is Jorg Hruschka, the address: 620 East Campus Circle, the 10 owner is Edward G. Gay IV. 11 12 We have service by posting on the property 4/12/11. We've advertised in the Daily Business Review 13 4/29/11 and 5/6/11. Notification as noted in the agenda. 14 INSPECTOR HRUSCHKA: Jorg Hruschka, Building 15 16 Inspector for the City of Fort Lauderdale. Presenting Case CE10121437. The site address is 620 East Campus Drive. 17 18 The property was first inspected by Jorg Oliva on 4/29/2010. I took over the case and inspected the property 19 20 on April 6th, 2011 and found the violation as specified in the 21 NOV do exist. I would like to enter into evidence the Notice of Violation as Exhibit 1, which details all the Florida 22 23 Building Code violations, as well as the remedial actions 24 required. I also would like to introduce the following

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photos as Exhibit number 2.

[Inspector Hruschka displayed photos of the property]

Here is basically an exterior shot of what Mr. Oliva found. You can see the tarps over the front of the property. I had the opportunity, step over the roof. Most of the damage is located on the west side of the front of the property. The rear is okay, has a little bit of issues, but most of the stuff is in the front. All the windows were removed, the interior is gutted.

Here is a shot of roof damage that was due to a tree branch, but substantial tree branch hitting the southwest corner of the property, and it damaged the roof section approximately three, four feet over the home itself and caused the ceiling to cave in. Again, that's the same shot of that particular damage.

Here's the rear section of the property you can see. Again, a shot of the inside, and overall condition of the outside.

MS. HALE: Don't those neighbors complain?

INSPECTOR HRUSCHKA: That's why we're here today.

Because they complained.

MS. HALE: That's a nice-looking house. It's on the [inaudible]

INSPECTOR HRUSCHKA: Yes, actually I think the City boarded it up too, so, we actually beautified it a

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little bit so it's not as an eyesore anymore as that, but
1
    it's still a windstorm hazard as prescribed by the Florida
 2
 3
   Building Code.
 4
               MS. HALE: All right, hang on, [inaudible]. Okay.
    I got it.
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6
               INSPECTOR HRUSCHKA: The City is asking the Board
 7
   to find for the City and grant an order to demolish the
   property in the absence of a demo permit or building permit
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9
   for repair by the owner in the next 30 days. Thank you.
               MR. SCHERER: Okay. There's no respondent. Any
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   questions from the Board or a motion?
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               MS. HALE: I would make a motion. I move that we
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   find the violations exist as alleged and that we order the
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   property owner to demolish the structure within 30 days and
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    that we order the City to demolish the structure should the
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   property owner fail to timely demolish. Such demolition is
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   to be accomplished by a licensed demolition contractor
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   pursuant to a City issued demolition permit.
               MR. LARSON: I second it.
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               MR. SCHERER: Motion and a second.
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   discussion? All those in favor say aye.
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               BOARD MEMBERS:
                              Aye.
               MR. SCHERER: It's unanimous. Thanks. Next case.
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                   INDEX
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               4. Case: CE11022493
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JOHNSON, JACK M 1 4 NW 7 ST 2 3 MS. PARIS: Page four at the top, Case CE11022493 4 is withdrawn. 5 INDEX 5. Case: CE11032272 6 7 EDWARDS, CHRISTINE 1621 NW 26 AV 8 9 MS. PARIS: Bottom of page four, CE11032272, Inspector Jorg Hruschka, the address, 1621 Northwest 26th Ave. 10 The owner is Christine Edwards. We have service by posting 11 on the property 4/12/11, we've advertise in the Daily 12 13 Business Review 4/29/11 and 5/6/11. Notifications as noted 14 in the agenda. 15 INSPECTOR HRUSCHKA: Jorg Hruschka, Building Inspector for the City of Fort Lauderdale, presenting case 16 17 CE11032272, address being 1621 Northwest 26th Avenue. This 18 is a follow-up case to CE07070655. The first inspection of the property was on July 2007 by Inspector Leonard Champagne. 19 20 The case started as a structural repair to a carport without permits. However, the roof repairs were insufficient and the 21 roof decking deteriorated over the years. 22 23 I've monitored the vacant property for years now. The roof structure of the carport is now severely 24

deteriorated and has become a windstorm hazard. I would like

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to enter into evidence the Notice of Violations as Exhibit 1,
which details all the Florida Building Code violations as
well as the remedial actions required. Also would like to
introduce the photos as Exhibit 2.

[Inspector Hruschka displayed photos of the property]

Here's a front shot of the carport itself, here is a section that you can see where the roof sheathing just completely deteriorating, is hanging loose down, there's probably a gap of four to five feet. Also, structural support beam has been compromised, totally deteriorated and both rot and termite infested. And that's a front shot of the property itself. And --

MR. SCHERER: So we're just talking about the carport.

 $\label{eq:thm:mass} \mbox{INSPECTOR HRUSCHKA: We're only for the carport,} \\ \mbox{only for the carport.}$

MR. SCHERER: Okay, okay.

INSPECTOR HRUSCHKA: City is asking the Board to find for the City and grant an order to demolish the property, or actually the carport portion of the property, in the absence of a demo permit or building permit for repair by the owner in the next 30 days. Request, again, is only for the demolition of the carport and nothing else.

MR. CROGNALE: Jorg, Jorg, question for you Mr.

1 Jorg. 2 INSPECTOR HRUSCHKA: Yes sir. 3 MR. CROGNALE: The columns, the four columns, 4 decorative columns holding it up -5 INSPECTOR HRUSCHKA: Yes. MR. CROGNALE: They're, looks like they're bolted 6 7 through the beam structure. Is that a uplift hazard, is it 8 anchored properly into the concrete? 9 INSPECTOR HRUSCHKA: The columns seem to be original and in decent condition actually. I didn't see any 10 rust on the bottom. 11 MR. CROGNALE: You didn't see any rust on the 12 13 bottom? 14 INSPECTOR HRUSCHKA: I didn't see any rust on the bottom except the decking itself is just so deteriorated that 15 16 that would just fly apart in any kind of windstorm event. 17 And the structural components would probably go with it at the time. 18 19 MR. CROGNALE: It looks like it's a repairable 20 thing. I, why don't they're not fixing this, it doesn't look 21 like --22 INSPECTOR HRUSCHKA: Probably the carport, do you know there's a lot of the rafters that's going across and the 23 24 main beam going across on the one side, on the right-hand

side if you look at the front of the property. That's

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totally deteriorated. Is it repairable? Absolutely, it's

probably more a replacement of the whole carport roof

structure itself. Also the framing and the sheathing and the

roof system itself.

MR. PHILLIPS: Someone living in there now, Jorg?

INSPECTOR HRUSCHKA: No, it has been vacant for years and years. There seems to be some issue with someone being deceased and then the ownership parts and all that stuff. So, no one has been in there for years and I've watched it probably a good three years now.

MR. PHILLIPS: [inaudible]

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INSPECTOR HRUSCHKA: No, actually it's a pretty nice property.

MR. LARSON: Have you been able to see inside Jorg?

INSPECTOR HRUSCHKA: No, everything is covered up.

I actually stepped on the rest of the roof before I came here
to make sure that we're only taking down the carport, if
there was any evidence for any other real substantial leaks,
I would have brought that forth.

I did notice there's a couple of areas in the back where the flat roof joins the pitched roof. There is an area that probably will have to be repaired there's probably going to be some minor interior damage to the property and you can see a little bit of a roof leak right over the entrance area.

However, I do not feel comfortable to take someone's property away just on a little repairable roof damage there. So the -

MR. SCHERER: Okay, go on.

INSPECTOR HRUSCHKA: -- actually the carport itself is the main concern for me.

MR. JARRETT: I have a question -- and I don't know if you can answer this Jorg, maybe Chris can answer it - when we contract a demolition contractor, assuming we call for demolition here, and they remove the carport, how are they going to, are they going to be required in that contract to seal the part of the roof off where they pull the carport off to keep from more damage being done to the home? What do we do about that?

INSPECTOR HRUSCHKA: I think our contracts allow us to negotiate with them on the partial and I'm not quite sure, I would have to double check, but we probably can make a provision in that contract saying please cover it up with at least a temporary fascia board or something like that at the end.

The way it's designed, it looks like that, the pitched roof and the flat roof meet probably just about the exterior side of the wall, so if there's a fascia board protecting that component we should be okay. But unfortunately I can't give you a straight answer on that.

MR. JARRETT: Okay. Maybe --1 MR. CROGNALE: I'm surprised that the owners, 2 3 there's not been a respondent, because to protect the balance 4 of their property. That doesn't seem like an insurmountable fix. 5 INSPECTOR HRUSCHKA: Right. That's why I have 6 7 monitored 8 for --9 MR. CROGNALE: Doesn't seem insurmountable. I'm surprised that they're not here. 10 11 INSPECTOR HRUSCHKA: Yes, we have monitored it for years now. We had multiple, multiple cases on that for 12 13 maintenance issues, for this was, again, it was only a repair, originally a repair case. However, it deteriorated 14 15 so much that we have to take it down because now it is a 16 windstorm risk to neighbors. Don't want to take that chance 17 now with upcoming hurricane season. 18 MR. SCHERER: Okay. MR. PHILLIPS: I'd like to make a motion. 19 20 MR. SCHERER: Ginger, were you going to say 21 something? 22 MS. WALD: Ginger Wald, Assistant City Attorney. Your question in regards to ownership, I know that Jorg had 23 24 made some reference that there were some title issues. 25 According to the title work that we did, to provide the

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notices, there was a final judgment quieting title, where
1
    Christine Edwards, who is the present owner of this property
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 3
   had sued Mae Johnson. And that final judgment was entered in
    2008. And according to the addresses that we were able to
    obtain and provided service to, the owner Christine Edwards
   lives in Pine Lake Georgia or Stone Mountain Georgia, and we
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   provided notices to both of those places, and of course with
   also posting the property and her former attorney who filed a
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9
    charging lien, so I guess she didn't pay him, Richard Connor
    in Davie Florida.
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               MR. PHILLIPS: He did a charging lien on the
11
   house?
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13
               MS. WALD: He did a - no, he filed a charging lien
   from the --
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               MR. PHILLIPS: Court file.
               MS. WALD: Yes, the court file. But we look up
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17
   everything. And then we do have the signature by a C.
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   Edwards on 4/14/11, which is Christine Edwards we're
19
    assuming, from one of the addresses. So hopefully that
20
   answers that question.
21
               MR. SCHERER: Okay.
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               MR. PHILLIPS: Who was that? Was, he was senator
23
   from --
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               MS. HALE:
                          No.
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MR. PHILLIPS: -- that ran in Delaware that --

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MR. LARSON: Jorg, what's the property on either side look like, adjoining to it?

INSPECTOR HRUSCHKA: They're really nice, it's a nice neighborhood.

MR. PHILLIPS: Yes.

MS. HALE: Yes.

MR. LARSON: Is there, the thing that's bothering me is the fact that if they're, if we've got to go in and tear this, just the part over the partial over the carport, and the rest of the house has already got a couple leaks in it and they've not done anything within three years, I don't expect them to do anything in the next three years [inaudible]. Is this going to be back before us, or do we just do the case and get it over with and clean up the neighborhood and give them a chance to go in there and build something decent.

INSPECTOR HRUSCHKA: I do not have any evidence of the interior damage to the property. I would be very uncomfortable to bring it forth and say --

MR. LARSON: I understand.

INSPECTOR HRUSCHKA: -- I would like to ask you to destroy someone's property that has a value attached to it on my say or on my motion. If we have to get that to it later on, I'd rather bring it back then than put someone into jeopardy with their personal property that's worth thousands

of dollars. 1 2 MR. PHILLIPS: Yes. 3 INSPECTOR HRUSCHKA: I would be very hesitant to 4 do that. 5 MR. LARSON: I just don't see throwing good money after bad because I don't think we're going to go anywhere 6 with it. I understand why we have to do it, but it just bugs 8 me. 9 INSPECTOR HRUSCHKA: It's a tough question. property is comparable to all the other ones, they're all 10 11 same style --12 MR. LARSON: Yes. 13 INSPECTOR HRUSCHKA: -- same size and things like that. So it's not outstanding. If the carport is missing 14 15 it's easily be rebuilt and once the resolution is filed --16 MR. LARSON: Or maybe we tear down, maybe 17 somebody'll come in and buy it. 18 MR. SCHERER: Well, the only thing that's before us right now is the carport, so. 19 20 MR. LARSON: Yes. MR. PHILLIPS: Can I move? I'd like to move that 21 we find the violation exists as alleged and we order property 22 23 [sic] to demolish the carport structure --24 INSPECTOR HRUSCHKA: Carport structure only. 25 MR. PHILLIPS: -- within 30 days and we order the

City to demolish the carport structure should the property 1 owner fail to timely demolish it. Such demolition to be 2 accomplished by a licensed demolition contractor pursuant to 3 4 a City issued demolition permit. And of course with the 5 proviso that any aperture left by the demolition of the carport be sealed up, so it doesn't --6 7 MS. HALE: Leak. 8 MR. PHILLIPS: -- damage the rest of the house to 9 the extent possible. 10 INSPECTOR HRUSCHKA: Right. MR. SCHERER: Okay, there's a motion, is there a 11 second? 12 13 MR. LARSON: Second. MS. PARIS: Hang on just one second while we 14 15 consult with the Board Attorney. 16 MR. PHILLIPS: Uh-oh. 17 MS. HALE: You made trouble. 18 MS. WALD: There's a few options. Ginger Wald, 19 Assistant City Attorney. There's a few options in regards to 20 the motion. Obviously, you can find that the violations do 21 exist, you can order the demolition. You could find that the 22 violations do exist and you can order that the property owner

bring it into compliance with today's Code. Or you can find

that the violations don't exist, and of course the case is

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then dismissed.

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The addition of making certain repairs to the
1
   property is not actually in front of you, that would be
 2
    something that would be more appropriate for a Code
 3
   Enforcement Board or for a Special Magistrate as to a
   different type of violation and that's not what we have
 5
   because that violation doesn't exist because the carport's
6
   there. So, you're correct, that would not be an appropriate
   addition to the motion.
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9
               MR. SCHERER: Okay, so, a friendly amendment to
   the motion to remove the part about making sure water doesn't
10
11
   come in the building.
12
               MS. WALD: Whatever that part was, I'm sorry I was
13
   talking.
14
               MR. SCHERER: That, okay.
15
               MR. PHILLIPS: All right, I'll do a friendly
16
   amendment.
17
               MR. SCHERER: Okay, is there second on the
18
    amendment?
               MS. HALE: Sure, I'll --
19
20
               MR. LARSON: Second.
21
               MR. SCHERER: Okay. Any --
22
               MS. PARIS: So, the motion is down to a motion to
23
    demo the carport, period.
24
               MR. SCHERER: Yes, yes.
25
               MR. PHILLIPS: Can't even put a little asterisk?
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6 1	MS. PARIS: So the motion is to demo the carport,		
2	period.		
3	MR. SCHERER: Motion is to demo the carport,		
4	period, as requested, and it's up to Chris to make sure it		
5	doesn't get rain inside the building so.		
6	MS. HALE: Yes.		
7	MS. PARIS: There you go.		
8	MR. PHILLIPS: There we go.		
9	MR. SCHERER: It's recommended.		
10	MR. SCHERER: He is the Building Official.		
11	MR. PHILLIPS: Obiter dicta.		
12	MR. SCHERER: Is there any more discussion? All		
13	those in favor say aye.		
14	BOARD MEMBERS: Aye.		
15	MR. SCHERER: Motion is unanimous.		
16	Communication to the City Commission		
17	MS. PARIS: That concludes our agenda. Do we have		
18	any communication to the City Commission?		
19	MR. LARSON: None.		
20	[Meeting concluded at 3:26 pm.]		
21	Ou Pa		
22	BOARD CLERK		
23	Thum Dunt		
24	USB BOARD CHAIR		
25	[Minutes prepared by: J. Opperlee, Prototype, Inc.]		

recorded

1 CERTIFICATION hereby certify that have Ι 2 transcribed the City of Fort Lauderdale Unsafe Structures Board meeting held May 19, 2011, at 3:00 p.m., City Hall, 100 3 North Andrews Avenue, City Commission Meeting Room, Fort Lauderdale, Florida. 4 Dated at Ft. Lauderdale, Broward County, Florida, 5 day of 2011. 6 PROTOTYPE, INC. 7 8 Recording Clerk 9 1.0 SWORN TO and SUBSCRIBED before me by JAMIE OPPERLEE who is personally known to me and who signed the foregoing for 11 the purposes therein expressed. 12 DATED this \ (day of \) 13 D.J. GROSSFELD 14 MY COMMISSION # EE 065058 EXPIRES: April 26, 2015 15 State of Florida 16 17 18 19 20 21 22 23 24 25