



SPECIAL MAGISTRATE HEARING MINUTES

Wednesday, April 23, 2025 at 3:00 PM

City Commission Chambers – 105 S. 2ND Street, Flagler Beach, FL 32136

1. Call the meeting to order

Magistrate Popp called the hearing to order at 3:00pm.

2. Roll Call

City Attorney Drew Smith, Officer J. Saunders and Clerk to the Magistrate Michele Ficocello.

3. Approval of Meeting Minutes

a. March 26, 2025

Approved

4. Deletions and changes to the agenda

Magistrate Popp addressed all the parking citation appeals on the agenda for parking in the wrong direction. The Magistrate spoke to all the Appellants on the agenda related to the safety concerns with parking in the wrong direction. Items moved on the agenda noted under each item section.

5. Request To Identify Persons Having Cases on The Agenda

6. Parking Citation Appeals

a. CITATION: **P01346FB**; APPELLANT: Amy Daumit ****Telephonic Appearance****; OFFICER: Officer E. Luttrell # 7089

The Appellant appeared via telephone and was sworn in by the Clerk. Ofc. Luttrell was not present, but provided photographic evidence. The Appellant testified she parked in front of a home under construction and where she lives, parking in the wrong direction is not an issue. The Appellant stated she was not aware she was violating the law. Magistrate Popp explained the safety concerns with parking in the wrong direction especially with a larger vehicle. The City's position is ignorance of the law is no defense and choosing to drive on the roads in Florida makes you subject to the laws. Magistrate Popp upheld the citation. The Clerk will mail the orders.

b. CITATION: **P01399FB**; APPELLANT: Keith Swart; OFFICER: Officer J. Saunders # 7087

Item moved to 6c. The Appellant was present and sworn in by the Clerk. Ofc. Saunders was present. The Appellant testified the local police had never given him a ticket before for parking illegally. Discussion ensued. Magistrate Popp ordered the fine reduced to fifty (50) dollars and education of ten (10) licensed drivers with sixty (60) days to complete. The Clerk will mail the order.

c. CITATION: **P01350FB**; APPELLANT: Edward Caisse; OFFICER: Officer E. Luttrell # 7089

Item moved to 6e. The Appellant was present and sworn in by the Clerk. Ofc. Luttrell was not present. The Appellant testified as to why he parked in a designated City Employee parking space at the Pier while he works for the radio station (letter was submitted with the citation appeal form). The Appellant stated the one designated spot for the radio station was already taken by an unknown vehicle. Discussion ensued related to placards for City Employees, radio station's ongoing PSA for parking and signage. The City's disposition is to dismiss the citation. Magistrate Popp dismissed the citation. The Clerk will mail the order.

- d. CITATION: **P01347FB**; APPELLANT: Phillip Jaffee; OFFICER: Officer E. Luttrell # 7089

Item was moved to 6b. The Appellant was present and sworn in by the Clerk. Ofc. Luttrell was not present. The Appellant testified to parking in the wrong direction due to being in a rush and other cars being parked the same way. The City's disposition is accepting community service. Magistrate Popp ordered the fine reduced to fifty (50) dollars and education of ten (10) licensed drivers with sixty (60) days to complete. The Clerk will mail the order.

- e. CITATION: **P01354FB**; APPELLANT: Patricia Gloekler; OFFICER: Officer E. Luttrell # 7089

Item moved to 6d. The Appellant was present and sworn in by the Clerk. Ofc. Luttrell was not present, but provided photographic evidence. The Appellant submitted photographic evidence (attached to minutes). The Appellant testified she was parked on church property and has limitations with how far she can walk. The City, without the Officer present, was unable to determine if the vehicle was parked on public or private property. Magistrate Popp ordered the citation dismissed and the City Attorney requested the Appellant share the message of not parking in the wrong direction. The Clerk will mail the order.

7. New Cases - Code Enforcement: None

8. Status Updates - Code Enforcement: None

9. Other Business

Clerk to the Special Magistrate reported one (1) parking citation appeal and one (1) code enforcement case on the agenda next month. Progress is being made with revision of forms.

10. Adjournment

Magistrate Popp adjourned the hearing at 4:01pm.



Submitted by Appellant @ hearing
PO1354FR



Submitted by Appellant @ hearing
P01354FB