

★ Roll Call Number

08-1794

Agenda Item Number

59

Date October 13, 2008

PUBLIC HEARING ON APPEAL OF DANGEROUS ANIMAL DECLARATION

WHEREAS, Robert Gourd, 1214 East Walker, owns a dog declared dangerous by Des Moines Chief Humane Officer, Sgt. Scott Raudabaugh; and

WHEREAS, the declaration was upheld by the Administrative Hearing Officer following Mr. Gourd's appeal of this declaration; and

WHEREAS, Mr. Gourd requested an opportunity to address the City Council on the declaration; and

WHEREAS, Mr. Gourd has been provided with the opportunity to address the City Council on the matter of his appeal of the administrative hearing officer; NOW, THEREFORE,

BE IT RESOLVED (Choose one of the two alternatives):

[checked] Alternative One: That the administrative hearing officer's ruling be upheld.

MOVED BY Hensley TO UPHOLD DECLARATION.

Alternative Two: That the administrative hearing officer's finding be reversed.

MOVED BY \_\_\_\_\_ TO REVERSE DECLARATION.

FORM APPROVED:

K. Massier

Katharine Massier Assistant City Attorney

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE	✓			
COLEMAN	✓			
HENSLEY	✓			
KIERNAN	✓			
MAHAFFEY	✓			
MEYER	✓			
VLASSIS	✓			
TOTAL	7			

MOTION CARRIED

APPROVED

T. M. Franklin Council Mayor

CERTIFICATE

I, DIANE RAUH, City Clerk of said City hereby certify that at a meeting of the City Council of said City of Des Moines, held on the above date, among other proceedings the above was adopted.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my seal the day and year first above written.

Diane Rauh

City Clerk