

★ Roll Call Number
08-2073

Agenda Item Number
40

Date November 24, 2008

**PUBLIC HEARING ON APPEAL OF
VICIOUS ANIMAL DECLARATION**

WHEREAS, Robert Latshaw, 1243 E. 13th Street, filed an application for appeal before the City Council of the City Hearing Officer's decision upholding the Chief Humane Officer's declaration of his dog as a vicious animal; and,

WHEREAS, Mr. Latshaw requested an opportunity to address the City Council regarding his appeal; and,

WHEREAS, Mr. Latshaw has been provided with the opportunity to address the City Council on the matter of his appeal; and,

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

Alternative One: That the administrative hearing officer's ruling be upheld and Mr. Latshaw's dog be declared a vicious.

MOVED BY Coleman TO UPHOLD DECLARATION

Alternative Two: That the order of the administrative hearing officer 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 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