

Public Hearing Vicious Dog Hearing
City of Calmar
September 11, 2018 @ 5:30 p.m.
Calmar Fire Station

Deputy City Clerk Sheila Bullerman called the meeting to order at 5:30 p.m. on September 11, 2018 at the Calmar Fire Station. The meeting opened with the Pledge of Allegiance. Present were: Kleve, Kirkeberg, Schissel, Ondrashek, Sabelka, and Frana. Also present was Mike Schissel, the dog owner.

The Deputy Clerk stated: Pursuant City of Calmar Code 55.09, I designate the City Council of Calmar, Iowa, and the Mayor of the City of Calmar, as my designees for purposes of holding a hearing on September 11, 2018 regarding alleged vicious animal owned by Mike Schissel.

Police Chief Ward presented the opening statement, he stated he got a call from Mike Schissel that night and also talked to Kathy McDermott that night who isn't present today because she lives 3 hours away but will do a conference call if need too. Joe served Mike's dog a 10 day confinement order on Monday. Both dogs are up-to-date on their shots.

Police Chief Ward read Kathy McDermott's statement of the events that happened Sunday, August 5, 2018 around 3 p.m. at the Calmar recycling bins. He also passed around a picture sent by Kathy McDermott of their dog's injuries. Police Chief Ward stated there was another incident with this dog reported to the County in Castalia in 2015. Mike forgot about that incident and didn't even know it got reported.

Kory Hageman was present at the meeting and also at the recycling bins the night it happened. He stated he was talking to Carol Cameron and it was all over very fast. Nick Schissel another person present at the meeting and also at the recycling bins said McDermott's dog was excited and Mike's dog came down and jumped in their car. Nick said he got bit by McDermott's dog, but refused to go to the doctor.

The dog owner Mike Schissel gave an account of what happened on Sunday. Mike was working in his yard, so that is the reason Mike's dog was loose. He knows he should have had her tied to the clothes line or on a tether. He is already planning on building a 6' fence; he has been walking her with a mussel. And he took her to some training at the Good Dog Center. Mike had neighbors and friends at this meeting all in support for his dog. Mike said this dog is a family member to him.

Council members stated that they needed to be concerned about the public safety and the liability of the City of Calmar.

1. A 6' fence would need to be built with something closer to the top to make sure she doesn't get out (he will stop by City Hall to get a building permit for this fence) November 1, 2018 is the deadline for this fence.
2. The dog would get more training ASAP and the City would need a certificate of proof of this training.
3. Whenever the dog is outside the house or fence it needs to be tethered.
4. Mike will update the council at council meetings (30 days, 60 days, 90 days) on the steps being taken.

Motion by Ondrashek, second by Frana to impose reasonable terms and conditions or restrictions for training, handling or maintenance of the dog to abate the condition which gives rise to the hearing
Aye: Frana, Ondrashek, Sabelka and Kirkeberg. Nay: Kleve. Abstain: Schissel. Motion carried.

Motion by Ondrashek, second by Frana to adjourn. Aye: Kleve, Kirkeberg, Schissel, Ondrashek, Sabelka and Frana. Meeting adjourned at 6:30 p.m.