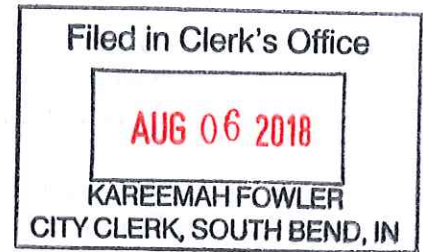


South Bend Animal Care and Control Commission
July 2018 Minutes

July 12, 2018
1803 Hours

County City Building
13th Floor
227 West Jefferson Blvd
South Bend, IN 46601



Animal Control Commission Members Present: Becky Kaiser, Pam Wesolowski, and Barb Leavell

City Staff Present: Stasia Orłowski-SBACC Shelter Assistant Manager, Tom Panowicz-Attorney for SBACC, Randy Wilkerson-Director of Code Enforcement, and Dani Campbell Weiss-Commission Attorney

Absent: Lynne Losecco, Dr. Betsy Culp and Jen Gobel

1. Meeting was called to order by Becky Kaiser at 1803 hours.
2. Approval of all of the minutes from June 2018 minutes. Motion was made by Barb Leavell. Becky Kaiser seconded the motion. Motion carried.
3. Stasia Orłowski discussed the numbers of In-take and Outcome Reports for June 2018.
4. Two cases were discussed briefly both regarding the seizure of dogs.
 - A. One case regarded the seizure of two dogs that were found in a garage the could possibly be a meth lab.
 - B. The second case regarded the seizure of 15 dogs found in poor condition at a residence. Three of the dogs reportedly has heart worm.
5. Changes to the new ordinance were discussed.
 - A. It was discussed that SBACC could continue to take in wildlife. Other wildlife rehab volunteers do this on their own time, with their own money and on their own property.
 - B. Becky Kaiser spoke to several wildlife rehab volunteers that would be able to help with any questions or concerns SBACC had regarding getting any animal control officer certified.
 - C. It was also discussed that if wildlife is added to the new ordinance that the term "wildlife" needs to be explained in detail.
 1. Certain items need to be put into the ordinance with regard to injuries, how severe and if the animal is healed that it may not be able to be re-released back into the wild.
 2. Becky Kaiser suggested sending the board drafts of other ordinances.

6. The terminology in the new ordinance regarding the terms potentially dangerous, dangerous and vicious.
- A. Discussion was held about how to label potentially dangerous. A bit scale was suggested whether it be the one currently in use or the Dunbar Scale. It was also suggested that the provision of the term “unprovoked” should stay.
 - B. The discussion of dangerous should still have either scale used, possibly a level 4 or higher on the Dunbar Scale.
 - C. The board discussed that the different levels should be as concise as possible. Using a scale for all the different terminologies for vicious, dangerous, and potentially dangerous.
 - D. Vicious was discussed with the possibility of having the habitual offender attached to it.
 - 1. Part of the ordinance should also have the provision as a reminder to protect the animal and at the board’s discretion to consider how vicious an attack is and if it is a threat to public health.
 - 2. Language should be input regarding options for the board either to restrict or limit ownership, give parameters.
 - E. Discussion of Habitual Offender came up with the new ordinance.
 - 1. The question of three offenses in 24 hour span would that constitute being a habitual offender.
 - 2. Boarding fees need to be paid by the offenders and/or defendants. Any offender should be liable for all boarding fees or it shall be sent to collections.
 - 3. It was discussed whether SBACC could decide an offender could be made a Habitual Offender rather than go in front of the board. Should the offender wish to appeal then it would go in front of the board and ruled upon. The last step in the process would be for the case to go to court.

New Business/Open Floor:

7. Charles Smith brought up the question of whether the board was being shut out of the ordinance since it was taking so long to get them into place. This brought up the discussion of the procedures that the ordinance would go through before it would be put into the final draft.
- A. He also asked if every bite case got a hearing within ten days. It was discussed that depending on when the SBACC gets the report from either the SBPD or medical personnel it could take longer than ten days. Notices go out ten days before the hearing once a hearing is scheduled.
8. Jo Broden asked for copies of both scales and wondered about any redundancy in the ordinance. She also agreed with the board that the ordinance needs to be as concise as possible.
- A. She also asked where the three violations came from and how it was decided along with why it was put into the ordinance that the span was two years.
 - B. The process of appeal for habitual offender needs to be ironed out better along with the term

Imminent Danger, for faster quicker response.

- C. She also agreed that a copy of the changes need to be printed out so the ordinance can be discussed better with the changes that have already been made.
- 9. Angie Whitley asked how much of the public's opinion would taken in since many have more experience in the dog rescue/veterinary field than some members of the board. She also felt that the public should have input over the board due to this also.
- 10. It was stated that a public meeting should be held to discuss the public's input.

Motion to adjourn made by Pan Wesolowski
Seconded by Barb Leavell

Meeting ended at 1935