



## ANIMAL APPEAL COMMISSION MINUTES

June 4, 2025 – 9:00 AM

2<sup>nd</sup> Floor Conference Room 400 East Military, Fremont NE

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**MEETING CALLED TO ORDER** The Animal Appeal Commission was called to order at 9:00 AM by Chairperson Yerger; dates and times of the public meeting notice and the posting of the agenda were noted, as was the location of a copy of the Open Meeting Law, which is continually posted for public inspection at the back of the room near the entrance door. It was further noted that a copy of the meeting agenda packet material, if any and copies of the current agenda were also located in the rack on the wall in the back of the room by the entrance door.

**ROLL CALL** Roll call indicated a quorum of the Commission was present – Commissioners present included Elliott, Leonard and Yerger.

### **Item 1 - APPROVAL OF PRIOR MEETING MINUTES**

Motion made by Elliott and seconded by Leonard to officially approve the previously posted minutes of the May 21, 2025 Animal Appeals Commission meeting – Motion carried 3-0

### **Item 2 - HEAR THE “POTENTIALLY DANGEROUS/DANGEROUS DOG” MAY 20, 2025 DECLARATION NOTICES TO, AND SUBSEQUENT APPEAL BY, CLINT ADAMS**

The notice type was for “Dangerous Dog”. Separate Notices were given for two different dogs; one named **Malachite** and one named **Diamond**; both are being appealed.

Presentations were made by the City’s Community Service Officers (CSOs) and the Appellant. In addition, Public Comment on the matter was heard from Rae Tuff. After the two presentations and Public Comment, questions were asked of the parties and discussion of the matter was conducted by the Commission. After discussion concluded, the Commission took the following action:

Motion was made by Commissioner Elliott, seconded by Commissioner Leonard to “Modify” and “Amend” the Dangerous Dog Notices and Declarations to be **Potentially Dangerous Dog Declarations. The Potentially Dangerous Dog classification was then “Affirmed” for both dogs; Malachite and Diamond.**

Motions carried 3-0 (Elliott, Yerger and Leonard voting Yea)

The City CSO’s were instructed to formally notify the appellant of the Commission’s ruling and the required actions associated with the Commission’s decision.

### **GENERAL MATTERS – DISCUSSION**

General discussion was held regarding the “Declaration/Notice” document being used by the City

and the confusing language contained therein regarding the amount of time allowed to make an appeal. The front of the document appears to be clear and correct, but the back side of the document states Appeals must be filed within 10 days; it should state within 3 days per City Municipal Code. Chief Elliott and CSO's will address the matter.

### **ADJOURNMENT**

A motion was made by Commissioner Yerger, seconded by Commissioner Elliott to adjourn; the time was: 10:21 A.M.

Motion carried 3-0.

THESE MINUTES CONSTITUTE THE OFFICIAL MINUTES OF THE ANIMAL APPEAL COMMISSION MEETING OF June 4, 2025; RECORDED COMMISSION APPROVAL WILL OCCUR AND BE DOCUMENTED AT THE NEXT MEETING OF THE ANIMAL APPEALS COMMISSION.

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Martha Bang, Commission Secretary  
Chairman

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Brad Yerger, Commission

The Agenda was posted at the Municipal Building on or before **May 30, 2025**. This meeting was preceded by publicized notice in the Fremont Tribune on **or before May 23, 2025** and was displayed in the Municipal Building and was open to the public. The official agenda and current copy was available at City Hall, 400 East Military, City Clerk's Office.