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**BOARD OF HEALTH  
AGENDA**

Monday, April 13, 2015, at 7:00 p.m.  
Springfield City Hall  
170 North 3<sup>rd</sup> Street

1. Call meeting to order
2. Roll call
3. Approve Minutes of the August 11, 2014, Board of Health meeting
4. Communication and Bills
5. Election of Officers – Chairman, Vice-Chairman, and Secretary
6. Report of Officers and Committees
7. Old Business
8. New Business
  - a. Hearing requested by James Bartley, 440 Cedar Street, to appeal the Animal Control Authority's designation of his two dogs as potentially dangerous dogs
9. Adjournment

**MINUTES**

Agenda Item 1. A regular meeting of the Board of Health of the City of Springfield, Nebraska was held at 7:00 o'clock p.m. at City Hall on April 13, 2015. Notice of this meeting was given in advance by posting in three public places, one of the designated methods of giving notice. Notice of this meeting was given in advance to the Board of Health and a copy of their receipt of notice is attached to these Minutes. Availability of the agenda was communicated in the advance notice and in the notice to the Board of Health of this meeting. All proceedings hereafter shown were taken while the convened meeting was open to the public. Mike Dill publicly stated to all in attendance that a current copy of the Nebraska Open Meetings Act was available for review and indicated the location of such copy posted in the room where the meeting was being held.

Agenda Item 2. Present: Mayor Michael Dill, Council President Bob Roseland, and Lt. Mike Erhart. Absent: None.

Agenda Item 3. Motion by Roseland, seconded by Erhart, to approve the minutes of the August 11, 2014, meeting. AYES: Roseland, Erhart, Dill. NAYS: None. Motion carried.

Agenda Item 4. None.

Agenda Item 5. Motion by Roseland, seconded by Erhart, to elect Mike Dill as Chairman, Bob Roseland as Vice-Chairman, and Mike Erhart as Secretary of the Springfield Board of Health. AYES: Roseland, Erhart, Dill. NAYS: None.

Agenda Item 6. None

Agenda Item 7. None

Agenda Item 8. A hearing of the Springfield Board of Health was opened at 7:01 p.m. to consider an appeal filed by James Bartley, 440 Cedar Street, against the Animal Control Authority's designation of his two dogs as potentially dangerous dogs.

Mark Langan, Vice-President of Field Operations with the Nebraska Humane Society, appeared. The following exhibits concerning the potentially dangerous dog designation were marked as exhibits and received by the Board:

- Exhibit 1 – Potentially Dangerous Animal Declaration dated February 12, 2015.
- Exhibit 2 – Nebraska Humane Society's Investigative Report dated March 4, 2015.
- Exhibit 3 – Letter from Nebraska Humane Society to James Bartley stating that Mr. Bartley's appeal of the Potentially Dangerous Dog Designation is denied.

Kathleen Gottsch, City Clerk, introduced the following exhibits concerning the potentially dangerous dog designation:

- Exhibit 4 – Springfield Municipal Code §6-134 thru 6-144

Langan reviewed the definition of potentially dangerous animal, dangerous animal and reckless owner. He noted that Bartley would be on two years probation and would need to meet the requirements of owning an animal designated as potentially dangerous, including neutering, microchip identification, licensing, proof of insurance, attending animal behavior classes and responsible pet ownership classes, and properly restraining the animal with a lease, muzzle and harness. Langan said that if the dogs run loose again then Bartley could be deemed a reckless owner and would not be allowed to own animals for four years.

James Bartley testified that his dogs were not dangerous. He said that they were just trying to play with the smaller dogs noted in the report. He said that he learned his lesson about his dogs getting out and running loose because he had to pay a lot of money to have the dogs released from impound. Bartley noted that he is looking into putting up a fence on his property with footings around the perimeter of the fence so the dogs cannot dig down underground and get out. Bartley expressed that the requirements listed in the ordinance were a strict penalty for what actually happened.

No further testimony was provided. The hearing ended at 7:14 p.m.

Motion by Erhart, seconded by Roseland, to affirm the decision of the Nebraska Humane Society and order James Bartley, 440 Cedar Street, to comply with the order entered by the Nebraska Humane Society. AYES: Roseland, Erhart, Dill. NAYS: None. Motion carried.

Agenda Item 9. Motion by Roseland, seconded by Erhart, to adjourn. AYES: Roseland, Erhart, Dill. NAYS: None. Motion carried. Meeting adjourned at 7:16 p.m.

Kathleen Gottsch  
Board of Health Clerk