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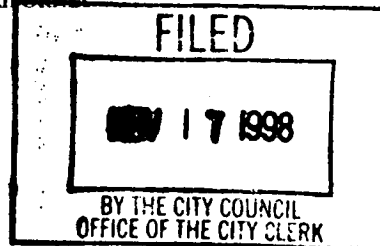
**OFFICE OF THE
CITY CLERK**

VALERIE A. BURROWES, CMC/AE
CITY CLERK

VIRGINIA K. HENRY, CMC/AE
ASSISTANT CITY CLERK

CITY OF SACRAMENTO

CALIFORNIA



CITY HALL
915 I STREET
ROOM 304
SACRAMENTO, CA
95814-2671

FAX 916-264-7672
HTTP://WWW.SACTO.ORG

ADMINISTRATION
PH 916-264-5799

OPERATIONAL SERVICES
PH 916-264-5426

SPECIALIZED SERVICES
PH 916-264-7200

November 4, 1998

City Council
Sacramento, California

Honorable Members in Session:

SUBJECT: Appeal of Donna Collier from the decision of the Animal Control Division regarding a vicious animal

LOCATION AND COUNCIL DISTRICT:

The subject address is 3717 Willow Street, Sacramento, CA 95838, in Council District 2.

STAFF RECOMMENDATION: This report is for information only.

CONTACT PERSON: Carolyn E. Hoover, Phone No. 264-5427
Valerie Burrowes, Phone No. 264-5799

FOR COUNCIL MEETING OF: November 17, 1998

SUMMARY:

Attached is the appeal of Donna Collier requesting relief from the decision of the Animal Control Division regarding an animal which has been deemed vicious, as required by Section 6.09.101 (c) of the Sacramento City Code.

COMMITTEE/COMMISSION ACTION: None

BACKGROUND INFORMATION:

On October 19, 1998 the City Clerk determined the appeal may involve a lengthy fact finding process which would be more appropriately accommodated by a formal hearing before a hearing officer. The hearing for this appeal has been scheduled to be heard on Monday, December 7, 1998, at 9:00 a.m., at the McGeorge School of Law, 3455 Fifth Avenue, Sacramento, California, 95817.

OFFICE OF THE CHIEF OF BUREAU
EAST WINDY HILL
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E.H.L.

City Council
November 4, 1998
Page Two

FINANCIAL CONSIDERATIONS:

The estimated cost is \$450 and the funds are available from the Public Works Department, Animal Control Division budget.

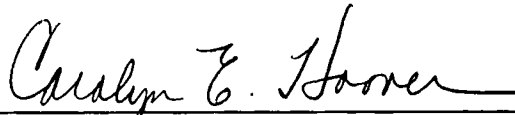
POLICY CONSIDERATIONS:

The current policy regarding administrative appeals is consistent with procedures specified in the Sacramento City Code.

MBE/WBE EFFORTS:

Administrative appeals referred to McGeorge School of Law have no impact on the City of Sacramento's MBE/WBE goals. Hearing Officers are employees of the McGeorge School of Law and not subject to MBE/WBE goals. Pursuant to City Council Agreement No. 87-188, adopted on February 2, 1988, McGeorge School of Law certifies that any goods or services provided and any persons employed pursuant to the Agreement shall be without discrimination based on sex, color, religion, national origin, ancestry, handicap or sexual orientation.

Respectfully submitted,



Carolyn E. Hoover,
Administrative Appeals Coordinator



Valerie Burrowes,
City Clerk

Attachment

cc: Hearing Officer, McGeorge School of Law
Deputy City Attorney H. Michon Johnson
Ruben Mora, Chief Animal Control Officer



OFFICE OF THE
CITY CLERK

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CITY CLERK

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CERTIFIED MAIL - RETURN RECEIPT REQUESTED
FIRST CLASS MAIL

November 4, 1998

Donna Collier
3717 Willow Street
Sacramento, CA 95838

SUBJECT: ADMINISTRATIVE APPEAL HEARING - CHANGE OF HEARING DATE

Dear Ms. Collier:

In accordance with Chapter 2.06.450 of the Sacramento City Code, it has been determined that your appeal concerning an animal which has been deemed vicious will involve a lengthy fact finding process and has been scheduled for a formal hearing before a hearing officer.

A Hearing Officer will hear your appeal on Monday, December 7, 1998 at the hour of 9:00 a.m. at McGeorge School of Law, 3455 Fifth Avenue, Sacramento, California (in Room S-7, upstairs). You have the right to bring an attorney or other representative to assist you at the hearing.

Under Chapter 2.06.480 of the Sacramento City Code, the decision of the Hearing Officer is final and no appeal may be taken to the City Council.

If you have any questions on this matter, you may call me at 264-5427.

Sincerely,

Carolyn E. Hoover
Administrative Appeals Coordinator

cc: Hearing Officer, McGeorge School of Law
Deputy City Attorney H. Michon Johnson
Ruben Mora, Chief Animal Control Officer



RECEIVED
CITY CLEANING OFFICE
CITY OF SACRAMENTO

Oct 19 3 25 PM '98

NOTICE OF APPEAL
PLEASE PRINT

DATE: 10-19-98

Pursuant to Section 2.320, City Code, I wish to appeal the decision of Animal Control
made on 10-8-98 regarding my dog "Sheba" as required
by 6.09.101 City Code.

MY REASON FOR APPEALING IS AS FOLLOWS:

I do not believe that Sheba is in anyway
vicious, aggressive or dangerous. I wish to
appeal this claim, to be able to try to save
the life of our family pet and/or friend.

NAME: Donna Collier

ADDRESS: 3717 Willow St.

CITY: Sacto STATE CA. ZIP 95838

TELEPHONE NUMBER: (916) 925-7415

SIGNATURE: Donna Collier



RECEIVED
CITY CLERKS OFFICE
CITY OF SACRAMENTO

Oct 14 3 18 PM '98

DEPARTMENT OF
PUBLIC WORKS

ANIMAL CONTROL DIVISION

CITY OF SACRAMENTO
CALIFORNIA

2127 FRONT STREET
SACRAMENTO, CA
95818-1106

PH 916-264-5623
FAX 916-264-5386

RUBEN MORA
CHIEF
ANIMAL CONTROL OFFICER

October 8, 1998

Donna Collier
3717 Willow St.
Sacramento, CA. 95838

Dear Donna Collier,

Your dog, a female, brown and white, Pittbull, named "Sheeba", has been deemed a vicious animal under the Sacramento City Animal Control Ordinance, Section 6.09.101 (c).

On August 20, 1998, your dog, a female, brown and white, Pittbull, named "Sheeba", in conjunction with another dog, without provocation, attacked and severely bit Ms. Geraldine Reich.

Your dog will be put to sleep on October 22, 1998.

If you wish to contest the determination of the Chief Animal Control Officer, you must file a notice of such appeal with the City Clerk's office at 915 I St., Room 300, City Hall, Sacramento, CA., before October 21, 1998. The non-refundable fee for such appeal is \$150.00. For information regarding the filing fee, please contact the City Clerk's Office at 264-7200.

Respectively,

Dennis J. Kubo
Division Manager

for
Ruben Mora
Chief Animal Control Officer

cc: Carolyn Hoover, City Clerk's Office
City Attorney's Office

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