

**Participants wishing to speak on a topic should message the meeting moderator. All participants are asked to mute their individual computers at times when they are not speaking to minimize background noise. Join: <https://us02web.zoom.us/j/83706849122?pwd=ljdqkHabeKBqswCQGFnEjxIlbQaA2Q.1>*

**NOTICE OF A REGULAR MEETING
ANIMAL MANAGEMENT COMMITTEE
JULY 9, 2024**

NOTICE IS HEREBY GIVEN that a Regular Meeting of the City Council will be held at 5:30 PM on July 9, 2024, in the Bondurant City Center, 200 Second Street, Northeast, Bondurant, Polk County, Iowa. Said meeting is open and the public is encouraged to attend.

AGENDA

1. Call to Order
2. Roll Call
3. Perfecting and Approval of the Agenda
4. **Public Hearing**
 - a. Potential Vicious Animal located at 1290 Adams Street SE
5. Action Items
 - a. Action item related to Potential Vicious Animal located at 1290 Adams Street SE
6. Adjournment



**BUSINESS OF THE BOARD OF ADJUSTMENT
BONDURANT, IOWA
AGENDA STATEMENT**

Item No. 4.a.
For Meeting of 7/9/2024
Public Hearing

TITLE: Potential Vicious Animal located at 1290 Adams Street SE

CONTACT PERSON:

Marketa Oliver, ICMA-CM, SPHR, City Administrator

BRIEF HISTORY & ANALYSIS: An incident occurred on June 19, 2024, involving the dog at 1290 Adams Street SE. This is the second incident involving the dog at this location. Attached are reports on each of the incidents, as well as some statements that were sent to animal control. A video of the June 19, 2024, is also available.

FUNDING SOURCE: NA

STAFF RECOMMENDATION: Hold hearing.

APPROVED FOR SUBMITTAL:

ATTACHMENTS:

1. 2024 PCSO_Case_2024-00004294_R
2. 2021 Incident CIRF_NIBRS_Incident_-21-7536_R
3. Fw_Case 24-4294 Attack on Trixie 6_19
4. Fwd_06.19 dog attack Bondurant Iowa

Polk County Sheriff's Office

FIELD CASE REPORT

CASE# **2024-00004294**

6023 NE 14th St
Des Moines, IA 50313

EVENT	REPORTED DATE/TIME 6/19/2024 8:33 PM	OCCURRED INCIDENT TYPE Animal Bite	LOCATION OF OCCURRENCE 1317 ADAMS ST SE
	OCCURRED FROM DATE/TIME 06/19/2024 20:30	OCCURRED THRU DATE/TIME 06/19/2024 20:30	BONDURANT, IA

OFFENSES	STATUTE/DESCRIPTION	COUNTS	ATTEMPT/COMMIT
	01	999 ANIMAL BITE - CAT/DOG/OTHER	1

SUBJECT	JACKET/SUBJECT TYPE Adult Suspect	NAME (LAST, FIRST, MIDDLE SUFFIX) HELLBERG, KELLI JEAN					
	DOB [REDACTED]	AGE or AGE RANGE 39	ADDRESS (STREET, CITY, STATE, ZIP) 1290 ADAMS ST SE BONDURANT, IA 50035				
	RACE White	SEX Female	HEIGHT or RANGE 5'3"	WEIGHT or RANGE 127	HAIR Completely Bald/White	EYE Green	
	DL NUMBER/STATE [REDACTED]	PRIMARY PHONE (641)750-6112	PHONE #2	PHONE #3			
	DL/ID CARD INFO						

SUBJECT	JACKET/SUBJECT TYPE Adult Owner	NAME (LAST, FIRST, MIDDLE SUFFIX) PEEBLER-ADAMS, ROXANNE					
	DOB [REDACTED]	AGE or AGE RANGE 48	ADDRESS (STREET, CITY, STATE, ZIP) 1401 ADAMS ST SE BONDURANT, IA 50035				
	RACE White	SEX Female	HEIGHT or RANGE 5'6"	WEIGHT or RANGE 159	HAIR Brown	EYE Blue	
	DL NUMBER/STATE [REDACTED]	PRIMARY PHONE (515)480-0993	PHONE #2	PHONE #3			
	DL/ID CARD INFO						

SUBJECT	JACKET/SUBJECT TYPE Reporting Person Adult	NAME (LAST, FIRST, MIDDLE SUFFIX) ADAMS, HAILEY CLARISSA					
	DOB [REDACTED]	AGE or AGE RANGE 18	ADDRESS (STREET, CITY, STATE, ZIP) 1401 ADAMS ST SE BONDURANT, IA 50035				
	RACE White	SEX Female	HEIGHT or RANGE 5'05"	WEIGHT or RANGE 160	HAIR Brown	EYE Blue	
	DL NUMBER/STATE [REDACTED]	PRIMARY PHONE (515)480-0950	PHONE #2	PHONE #3 adamshai1401@gmail.com			
	DL/ID CARD INFO						

REPORTING OFFICER 77-AC6 Tobey	DATE 6/19/2024	REVIEWED BY Ferlitsch, Anthony	06/20/2024
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OF

Polk County Sheriff's Office

FIELD CASE REPORT

CASE# 2024-00004294

6023 NE 14th St

Des Moines, IA 50313

ADDITIONAL SUBJECTS

SUBJECT	JACKET/SUBJECT TYPE	Witness	NAME (LAST, FIRST, MIDDLE SUFFIX)			
	Adult		KROOK, ALLISON LESLEY			
	DOB	AGE or AGE RANGE	ADDRESS (STREET, CITY, STATE, ZIP)			
	DL/ID CARD	42	1317 ADAMS ST SE BONDURANT, IA 50035			
RACE	SEX	HEIGHT or RANGE	WEIGHT or RANGE	HAIR	EYE	
White	Female	5'2"	185	Brown	Brown	
DL NUMBER/STATE	PRIMARY PHONE		PHONE #2		PHONE #3	
DL/ID CARD INFO						

SUBJECT	JACKET/SUBJECT TYPE	Witness	NAME (LAST, FIRST, MIDDLE SUFFIX)			
	Adult		SMITH, MITCHELL ANDREW			
	DOB	AGE or AGE RANGE	ADDRESS (STREET, CITY, STATE, ZIP)			
	DL/ID CARD	35	1317 ADAMS ST SE BONDURANT, IA 50035			
RACE	SEX	HEIGHT or RANGE	WEIGHT or RANGE	HAIR	EYE	
White	Male	5'10"	145	Blond/Straw	Blue	
DL NUMBER/STATE	PRIMARY PHONE		PHONE #2		PHONE #3	
DL/ID CARD INFO						

SUBJECT	JACKET/SUBJECT TYPE	Witness	NAME (LAST, FIRST, MIDDLE SUFFIX)			
	Adult		MATUSICK-HAWLEY, MEGAN MARIE			
	DOB	AGE or AGE RANGE	ADDRESS (STREET, CITY, STATE, ZIP)			
	DL/ID CARD	30	1400 ADAMS ST SE BONDURANT, IA 50035			
RACE	SEX	HEIGHT or RANGE	WEIGHT or RANGE	HAIR	EYE	
White	Female	5'1"	90	Brown	Blue	
DL NUMBER/STATE	PRIMARY PHONE		PHONE #2		PHONE #3	
DL/ID CARD INFO						

SUBJECT	JACKET/SUBJECT TYPE	Other	NAME (LAST, FIRST, MIDDLE SUFFIX)			
	Adult		HAWLEY, ANDREW LEIGH			
	DOB	AGE or AGE RANGE	ADDRESS (STREET, CITY, STATE, ZIP)			
	DL/ID CARD	29	1400 ADAMS ST SE BONDURANT, IA 50035			
RACE	SEX	HEIGHT or RANGE	WEIGHT or RANGE	HAIR	EYE	
White	Male	5'9"	150	Brown	Brown	
DL NUMBER/STATE	PRIMARY PHONE		PHONE #2		PHONE #3	
DL/ID CARD INFO						

SUBJECT	JACKET/SUBJECT TYPE	Other	NAME (LAST, FIRST, MIDDLE SUFFIX)			
	Juvenile		CHILD VIC INFO			
	DOB	AGE or AGE RANGE	ADDRESS (STREET, CITY, STATE, ZIP)			
			CHILD VIC INFO			
RACE	SEX	HEIGHT or RANGE	WEIGHT or RANGE	HAIR	EYE	
DL NUMBER/STATE	PRIMARY PHONE		PHONE #2		PHONE #3	
CHILD VIC INFO						

REPORTING OFFICER	DATE	REVIEWED BY	
77-AC6 Tobey	6/19/2024	Ferlitsch, Anthony	06/20/2024

OF

Polk County Sheriff's Office

FIELD CASE REPORT

CASE# **2024-00004294**

6023 NE 14th St

Des Moines, IA 50313

ADDITIONAL SUBJECTS

SUBJECT	JACKET/SUBJECT TYPE	Other	NAME (LAST, FIRST, MIDDLE SUFFIX)			
	Adult		Peppmeier, Denny Dwayne			
	DOB	AGE or AGE RANGE	ADDRESS (STREET, CITY, STATE, ZIP)			
	DL/ID CARD	54	6374 NE 110TH AVE BONDURANT, IA 50035			
RACE	SEX	HEIGHT or RANGE	WEIGHT or RANGE	HAIR	EYE	
White	Male	6'0"	240	Brown	Brown	
DL NUMBER/STATE	PRIMARY PHONE		PHONE #2		PHONE #3	
DL/ID CARD INFO						

SUBJECT	JACKET/SUBJECT TYPE	Other	NAME (LAST, FIRST, MIDDLE SUFFIX)			
	Adult		HELLBERG, DOROTHY JEAN			
	DOB	AGE or AGE RANGE	ADDRESS (STREET, CITY, STATE, ZIP)			
	DL/ID CARD	74	2405 MAIN ST RD MARSHALLTOWN, IA 50158			
RACE	SEX	HEIGHT or RANGE	WEIGHT or RANGE	HAIR	EYE	
White	Female	5'05"	170	Completely Brown	Unknown	
DL NUMBER/STATE	PRIMARY PHONE		PHONE #2		PHONE #3	
DL/ID CARD INFO						

SUBJECT	JACKET/SUBJECT TYPE		NAME (LAST, FIRST, MIDDLE SUFFIX)			
	DOB	AGE or AGE RANGE	ADDRESS (STREET, CITY, STATE, ZIP)			
	RACE	SEX	HEIGHT or RANGE	WEIGHT or RANGE	HAIR	EYE
	DL NUMBER/STATE	PRIMARY PHONE		PHONE #2		PHONE #3

SUBJECT	JACKET/SUBJECT TYPE		NAME (LAST, FIRST, MIDDLE SUFFIX)			
	DOB	AGE or AGE RANGE	ADDRESS (STREET, CITY, STATE, ZIP)			
	RACE	SEX	HEIGHT or RANGE	WEIGHT or RANGE	HAIR	EYE
	DL NUMBER/STATE	PRIMARY PHONE		PHONE #2		PHONE #3

SUBJECT	JACKET/SUBJECT TYPE		NAME (LAST, FIRST, MIDDLE SUFFIX)			
	DOB	AGE or AGE RANGE	ADDRESS (STREET, CITY, STATE, ZIP)			
	RACE	SEX	HEIGHT or RANGE	WEIGHT or RANGE	HAIR	EYE
	DL NUMBER/STATE	PRIMARY PHONE		PHONE #2		PHONE #3

REPORTING OFFICER	DATE	REVIEWED BY	
77-AC6 Tobey	6/19/2024	Ferlitsch, Anthony	06/20/2024

OF

Polk County Sheriff's Office

FIELD CASE REPORT

CASE# **2024-00004294**

6023 NE 14th St
Des Moines, IA 50313

NARRATIVE

06/19/2024 8:35pm, I was dispatched to 1317 Adams St SE for a dog-on-dog bite, but instructed the victim dog lived at 1401 Adams St SE.

I first made contact with the victim-dog owner, Roxanne "Roxi" Peebler-Adams, who stated she, her daughter Hailey Adams, and their Shi Tzu "Trixie" were on a walk down their street and were on the sidewalk in front of 1317 Adams St SE when a brown Pit Bull came charging at them from across the street and latched onto Trixie. Roxi stated she started screaming for help, kicking the offending dog that would not let go of Trixie, and tried to pull Trixie by the leash up off of the ground to get her out of the dog's reach. The homeowner of 1317 Adams St SE, Allison Krook, then came outside and was trying to get the dog off but couldn't. Two more neighbors, Megan Matusick-Hawley and her husband Andrew Hawley, also came out and rendered aid.

Megan was able to grab the dog around the neck, and Andrew around the waist, and Megan had to pry the dog's mouth open to get Trixie loose. Once loose, Andrew kept ahold of the dog until someone had made contact with someone at the dog's residence of 1290 Adams St SE, who had then run over, picked the dog up in his arms, and brought the dog back into the residence.

As Roxi was telling me this information, Hailey, Allison, and Megan were all filling in the gaps in the situation from their side. Another neighbor, Mitchell Smith, also came over and stated he lives across from Allison and his front doorbell camera caught the entire incident and was able to show me the video. The video showed the incident as described above. The dog had Trixie in its mouth for 1:26 minutes and could be seen trying to leave with Trixie as she was still attached to her leash in Roxi's hands. Trixie was also violently shaken by the dog multiple times "like a lion eating a zebra".

I was able to view Trixie who had wet spots on her side, neck, and left ear area, and blood seen near the left ear though no puncture wounds were readily visible through the curly fur.

While still at Roxi's residence, the neighbors were all telling me this same dog had bitten a child and another dog a year or more ago and repeatedly expressed their concern for the safety of the neighborhood with the dog residing there as well as their request for the dog to be removed. There was a statement made that the dog was "going to kill someone". It was also noted that they stated the dog had been loose multiple times in the past though it was never reported.

After Roxi had left to take Trixie to the emergency vet clinic, her boyfriend, Denny Peppmeier, arrived and expressed his concern about the offending dog, stating the entire neighborhood is afraid of this dog and that something has to be done about it.

All of the witnesses were asked to email me a statement about the incident, which will be attached into

REPORTING OFFICER 77-AC6 Tobey	DATE 6/19/2024	REVIEWED BY Ferlitsch, Anthony	06/20/2024
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OF

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FIELD CASE REPORT

CASE# **2024-00004294**

6023 NE 14th St
Des Moines, IA 50313

NARRATIVE (continuation)

Axon Evidence once obtained.

After some digging, I found this dog to be "Cheeka", an eight-year-old, spayed-female, brown Pit Bull mix owned by Kelli Hellberg, a dog who is also on the Dangerous Dog list from an incident on 10/08/2021 case number 21-7536.

Since Cheeka was already on the Dangerous list, I called and spoke with both Sgt McAtee and Lt Ferlitsch on what the next steps need to be. Since we have had no other reports that Cheeka had been at-large since the incident in October, it does not meet the requirements for Chapter 5.10(1)(A), "If after the notice of declaration, a potentially dangerous animal or a dangerous animal is found improperly confined or leashed more than once", and we would not be able to impound tonight.

I then went over to 1290 Adams St SE to speak with someone there. A teenager by the name of **CHILD** **CHILD VIC** answered the door and stated he was house-sitting for Kelli while she was on a trip in Africa with her family. I asked **CHILD** which of the two dogs it was that had gotten out and he stated it was Cheeka (the other a light tan Pit Bull named "Dexter"). **CHILD** explained he had put Cheeka on a tie out in the backyard and had gone inside to watch TV, then someone came to the door to say the dog was out and he went out to retrieve Cheeka. He was unaware of any leashing requirements for Cheeka and has since been informed and claims to ensure this does not happen again.

CHILD was also able to give me the phone number for Kelli's mother, Dorothy Hellberg, who is the only one to get ahold of Kelli. I called and spoke to Dorothy who stated there is no way to get ahold of Kelli as she was in the Bush of Tanzania and Kenya for a family trip, but stated she would be home on June 29th and she would explain the situation to her and instruct her to call Animal Control once she gets home.

Dorothy also explained Kelli was working to get a fence built around the property for about a year but it kept falling through for one reason or another. She also stated that Cheeka is very old but also has not ever been socialized with any other dogs, doesn't go on walks, and is just let outside to use the bathroom. She also stated the dogs' rabies vaccines were given this past May from the vet clinic in Marshalltown.

Per the request, I returned back to 1401 Adams St SE to inform the family what had transpired. While there, Roxi had called Hailey and reported that Trixie's radiographs came back fine with no broken bones shown, three superficial puncture wounds and other minor scratches were obtained due to the incident. She also stated there may be some bruising and swelling later down the road. Her wounds were shaved, cleaned, and three photos were taken which are uploaded into Axon.

REPORTING OFFICER 77-AC6 Tobey	DATE 6/19/2024	REVIEWED BY Ferlitsch, Anthony	06/20/2024
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OF

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FIELD CASE REPORT

CASE# **2024-00004294**

6023 NE 14th St
Des Moines, IA 50313

NARRATIVE (continuation)

Everyone involved was instructed to obtain evidence if Cheeka is found at-large again and to call dispatch immediately.

REPORTING OFFICER

77-AC6 Tobey

DATE

6/19/2024

REVIEWED BY

Ferlitsch, Anthony

06/20/2024

OF

Redaction Log

Total Number of Redactions in Document: 26

Redaction Reasons by Page

Page	Reason	Description	Occurrences
1	DL/ID CARD INFO	Chapter 22.7-66 -Personal information contained on electronic driver's license or non-operator's identification card provided by the licensee or card-holder	6
2	DL/ID CARD INFO	Chapter 22.7-66 -Personal information contained on electronic driver's license or non-operator's identification card provided by the licensee or card-holder	8
2	CHILD VIC INFO	Section 915.20A -Identifying information of child victims 915.36	4
3	DL/ID CARD INFO	Chapter 22.7-66 -Personal information contained on electronic driver's license or non-operator's identification card provided by the licensee or card-holder	4
5	CHILD VIC INFO	Section 915.20A -Identifying information of child victims 915.36	4

Redaction Log

Redaction Reasons by Exemption

Reason	Description	Pages (Count)
CHILD VIC INFO	Section 915.20A -Identifying information of child victims 915.36	2(4) 5(4)
DL/ID CARD INFO	Chapter 22.7-66 -Personal information contained on electronic driver's license or non-operator's identification card provided by the licensee or card-holder	1(6) 2(8) 3(4)



IOWA INCIDENT REPORT
POLK COUNTY SHERIFF'S OFFICE
 1985 NE 51ST PL
 DES MOINES, IA 50313
 (515) 286-3306

Case Number 21-7536
Date/Time of Report 10/8/2021 16:16 Hrs
Status 01 - ACTIVE

SUMMARY

County POLK - 77	Report Type 0 - INITIAL INCIDENT	ORI Number IA0770000
Is Date and Time of Incident Known? Yes	Incident Date or Lower Date Range 10/08/2021	Upper Date Range
Incident Time or Lower Time Range 15:25 Hrs.	Upper Time Range	Hrs.
Day of Week Incident Occurred FRIDAY	Exceptionally Cleared N - NOT APPLICABLE	Date Cleared Exceptionally

INCIDENT REPORTED BY

Was Incident Reported by a Victim?	Reporting Victim's Sequence No.	Name - Last	First	Middle	Suffix
Business Name (if Incident was Reported by a Business)		Address			
City	State	Zip Code	Home/Cell Phone	Work Phone	

OFFENSE 001

Seq. No. 001	Ordinance GENERIC	Code Section 13	UCR Offense Code ALL OTHER OFFENSES - 90Z
Charges/Offense ANIMAL BITE			Attempted/Completed
Type of Criminal Activity (up to 3)			
Type of Weapon/Force Involved (up to 3)			Gang Information (up to 2)
No. of Premises Entered	Method of Entry	Offender Suspected of Using (up to 3)	

LOCATION OF OFFENSE

Location Type	X Coordinate	Y Coordinate
Literal Description		

VICTIM 001

Type of Victim I - INDIVIDUAL	Sequence No. 001	Name - Last	First	Middle	Suffix
Business/Organization/State/County/Municipality Name		Address			
		City	State	Zip Code	
Phone	Alias(es)				
DOB Known?	DOB	Age or Lower Age Range	Upper Age Range	SSN	Resident Status
Driver's License - Number	State	Gender	Height	Weight	Eye Color
Skin Tone	Race	Ethnicity	Scars/Marks/Tattoos		
Type of Injury (up to 5)					

EMPLOYMENT OR SCHOOL INFO

Employer or School	Occupation			
Address	City	State	Zip Code	Work Phone

VICTIM CONNECTED TO UCR OFFENSE CODES

UCR Offense Code 1 ALL OTHER OFFENSES - 90Z	UCR Offense Code 2
UCR Offense Code 3	UCR Offense Code 4
UCR Offense Code 5	UCR Offense Code 6
UCR Offense Code 7	UCR Offense Code 8
UCR Offense Code 9	UCR Offense Code 10

ADDITIONAL OFFENSE CIRCUMSTANCE INFO

Aggravated Assault/Homicide Circumstances (up to 2)
Additional Justifiable Homicide Circumstances

VICTIM'S RELATIONSHIP TO OFFENDER(S)			
First Offender Seq. No.	Victim's Relationship to First Offender	Second Offender Seq. No.	Victim's Relationship to Second Offender
Third Offender Seq. No.	Victim's Relationship to Third Offender	Fourth Offender Seq. No.	Victim's Relationship to Fourth Offender
Fifth Offender Seq. No.	Victim's Relationship to Fifth Offender	Sixth Offender Seq. No.	Victim's Relationship to Sixth Offender
Seventh Offender Seq. No.	Victim's Relationship to Seventh Offender	Eighth Offender Seq. No.	Victim's Relationship to Eighth Offender
Ninth Offender Seq. No.	Victim's Relationship to Ninth Offender	Tenth Offender Seq. No.	Victim's Relationship to Tenth Offender

SPECIAL CIRCUMSTANCES			
Not Applicable	<input type="checkbox"/>	Bias Crime	<input type="checkbox"/>
Domestic Abuse	<input type="checkbox"/>	LEOKA	<input type="checkbox"/>

BIAS CRIME	
Bias Motivation	Target Code
Bias Group Affiliations	

DOMESTIC ABUSE		
Children Present?	Seq. No. of Domestic Abuse Offender	Domestic Abuse Referrals (up to 6)

LAW ENFORCEMENT OFFICER KILLED OR ASSAULTED	
Officer Killed or Assaulted	Type of Assignment
Body Armor	Call Type

VICTIM 002

Type of Victim	Sequence No.	Name - Last	First	Middle	Suffix
I - INDIVIDUAL	002	WEBER	CORY		
Business/Organization/State/County/Municipality Name		Address	City	State	Zip Code
		713 14TH ST SE	BONDURANT	IA	50035
Phone	Alias(es)				
(515) 967-9274					
DOB Known?	DOB	Age or Lower Age Range	Upper Age Range	SSN	Resident Status
YES	DL/ID	46		DL/ID CARD INFO	
Driver's License - Number	State	Gender	Height	Weight	Eye Color
		M - MALE			
Skin Tone	Race	Ethnicity	Scars/Marks/Tattoos		
	W - WHITE	N - NOT OF HISPANIC ORIGIN			
Type of Injury (up to 5)					

EMPLOYMENT OR SCHOOL INFO			
Employer or School	Occupation		
Address	City	State	Zip Code
			Work Phone

VICTIM CONNECTED TO UCR OFFENSE CODES	
UCR Offense Code 1	UCR Offense Code 2
ALL OTHER OFFENSES - 90Z	
UCR Offense Code 3	UCR Offense Code 4
UCR Offense Code 5	UCR Offense Code 6
UCR Offense Code 7	UCR Offense Code 8
UCR Offense Code 9	UCR Offense Code 10

ADDITIONAL OFFENSE CIRCUMSTANCE INFO
Aggravated Assault/Homicide Circumstances (up to 2)
Additional Justifiable Homicide Circumstances

VICTIM'S RELATIONSHIP TO OFFENDER(S)			
First Offender Seq. No.	Victim's Relationship to First Offender	Second Offender Seq. No.	Victim's Relationship to Second Offender
Third Offender Seq. No.	Victim's Relationship to Third Offender	Fourth Offender Seq. No.	Victim's Relationship to Fourth Offender
Fifth Offender Seq. No.	Victim's Relationship to Fifth Offender	Sixth Offender Seq. No.	Victim's Relationship to Sixth Offender
Seventh Offender Seq. No.	Victim's Relationship to Seventh Offender	Eighth Offender Seq. No.	Victim's Relationship to Eighth Offender
Ninth Offender Seq. No.	Victim's Relationship to Ninth Offender	Tenth Offender Seq. No.	Victim's Relationship to Tenth Offender

SPECIAL CIRCUMSTANCES			
Not Applicable <input type="checkbox"/>	Bias Crime <input type="checkbox"/>	Domestic Abuse <input type="checkbox"/>	LEOKA <input type="checkbox"/>
BIAS CRIME			
Bias Motivation		Target Code	
Bias Group Affiliations			
DOMESTIC ABUSE			
Children Present?	Seq. No. of Domestic Abuse Offender	Domestic Abuse Referrals (up to 6)	
LAW ENFORCEMENT OFFICER KILLED OR ASSAULTED			
Officer Killed or Assaulted		Type of Assignment	
Body Armor		Call Type	

END OFFENSE 001 OFFENDER 001

Type of Offender 01 - Offender	Sequence No. 001	NIBRS Offense Sequence Numbers 001		Lesser Offense Sequence Numbers	
Name - Last HELLBERG	First KELLI	Middle JEAN	Suffix		
Alias(es)					
Address 1290 ADAMS ST SE		City BONDURANT	State IA	Zip Code 50035	Home Phone (641) 750-6112
DOB Known? YES	DOB DL/ID	Age or Lower Age Range 36	Upper Age Range	SSN	Resident Status
Driver's License - Number [REDACTED]	State IA	Gender F - FEMALE	Height 5' 03"	Weight 127 LBS	Eye Color
Skin Tone		Race W - WHITE	Ethnicity		
Scars/Marks/Tattoos				Offender Present When Officer Arrived? YES	
Type of Injury (up to 5)					

EMPLOYMENT OR SCHOOL INFO					
Employer or School			Occupation		
Address		City	State	Zip Code	Work Phone

ARREST INFO					
Offender Arrested?	Arrest Trans. Booking No.	Type of Arrest		Arrest Date	Arrest Time Hrs.
Associated Offense Sequence No.		Miranda By		Miranda Date	Miranda Time Hrs.
Arrestee Condition			Arrestee Armed With (up to 2)		
Place of Birth	Multiple Arrestee Indicator	Additional Incidents Cleared			

JUVENILE INFO					
Parent/Guardian Contacted?	Name - Last	First	Middle	Suffix	
Address		City	State	Zip Code	
Home Phone		Work Phone	Juvenile Arrestee Disposition		

END OFFENDER 001 WITNESS

Witness Name - Last WEBER	First PRESTON	Middle MICHEAL	Suffix		
Address 713 14TH ST SE		City BONDURANT	State IA	Zip Code 50035	
Home Phone # (515) 664-9382	Work Phone #	Witness Type 02 - INTERVIEWED			

EMPLOYMENT OR SCHOOL INFO					
Employer or School			Occupation		

OFFICER'S INVESTIGATIVE NOTES

AC1 called to assist Bondurant Deputies with a dog on dog attack. AC1 arrived and met with P.C. 90 Deputy Rath. Rath explained that **CHILD VIC** was walking her dog across the street from 1290 Adams ST SE when 2 brown Bull Terrier Dogs from that address came running at her and her dog attacking her dog. Cheeka a brown female Bull Terrier was the only one that actually attacked the dog the other brown Bull Terrier just stood there. They was able to get the dogs separated and back in the house. **CHILD** dog had a sever laceration to its neck. **CHILD** father showed up to pick **CHILD** and the dog to the vet and was gone before AC1 had arrived.

AC1 went to the 1290 Adams address and spoke to Kelli Hellburg. Kelli explained the same story that her dogs got out and ran across the street attacking **CHILD** dog. AC1 explained cause of the injuries the dog sustained from her dogs that Polk County would be filling Dangerous on her brown female Bull Terrier Cheeka. AC1 explained the process and advised Kelli what would need to be done to keep her dog Cheeka. Kelli produced all paper work needed to satisfy the Dangerous Dog requirements. AC1 explained that I would need to go get paper work and bring it back to serve her.

AC1 on 10/8/2021 at 17:51 served Kelli Hellburg at her place of residence 1290 Adams St SE Bondurant, IA 50035, with notification that her animal had been declared a Dangerous Animal, pursuant to Polk County Ordinance 5.6; and notification of the registration and release requirements pursuant to 5.8 and 5.11.

AC1 stopped and spoke with Cory Weber **CHILD** father. He advised the dog was in surgery and they would be taking pictures of the wounds and would e-mail them to AC1 when he got them. AC1 explained to Cory that Polk County filled dangerous on Cheeka the dog that attacked their dog and that Kelli had met all the requirements needed to keep her dog in the home. Cory understood but asked if there was anything he could do so the dog was not longer in the neighborhood. AC1 advised that would be a civil matter and I had no control over that.

OFFICER

Complainant/Reporting Party Signature



Reporting Officer CLINE TROY	Badge Number 77-AC1	Supervisor HARRIS, JOHN	Badge Number 77-64
Video Taken? (Check All That Apply)		Evidence Seized?	Photos Taken?
Incident Assigned To			

Redaction Log

Total Number of Redactions in Document: 16

Redaction Reasons by Page

Page	Reason	Description	Occurrences
1	CHILD VIC INFO	Section 915.20A -Identifying information of child victims 915.36	6
2	DL/ID CARD INFO	Chapter 22.7-66 -Personal information contained on electronic driver's license or non-operator's identification card provided by the licensee or card-holder	2
3	DL/ID CARD INFO	Chapter 22.7-66 -Personal information contained on electronic driver's license or non-operator's identification card provided by the licensee or card-holder	1
3			1
4	CHILD VIC INFO	Section 915.20A -Identifying information of child victims 915.36	6

Redaction Log

Redaction Reasons by Exemption

Reason	Description	Pages (Count)
		3(1)
CHILD VIC INFO	Section 915.20A -Identifying information of child victims 915.36	1(6) 4(6)
DL/ID CARD INFO	Chapter 22.7-66 -Personal information contained on electronic driver's license or non-operator's identification card provided by the licensee or card-holder	2(2) 3(1)

From: [Roxi Peebler](#)
To: [Marketa Oliver](#)
Subject: Fw: Case 24-4294 Attack on Trixie 6/19
Date: Wednesday, July 3, 2024 4:01:47 PM

This is my statement.

Thanks,
Roxi

----- Forwarded Message -----

From: Roxi Peebler <roxi1401@yahoo.com>
To: "animal.control@polkcountyiowa.gov" <animal.control@polkcountyiowa.gov>
Cc: Email <roxi1401@yahoo.com>
Sent: Thursday, June 20, 2024 at 03:30:25 PM CDT
Subject: Case 24-4294 Attack on Trixie 6/19

About 8:30 pm on 6/19 Hailey and I took Trixie on a walk. A 1/2 block from home we noticed a dog (pitbull) running for us, coming from the northwest side of Adams St. As I pulled trixie's leash in to get trixie closer, the pitbull grabbed trixie in its mouth. The pitbull proceeded Shaking trixie, pinning trixie to the ground, lifting trixie into the air, and trying to run off with trixie in its mouth. Trixie cried out in pain the entire time. My daughter and I screamed for help as I tried to get the pitbull off our small dog. I repeatedly kicked it and tried pushing it, I tried commands of drop it, release, let go. Nothing worked. It seemed like we yelled forever.

The neighbor lady (Allison) came out and tried yelling at it to distract it. Nothing would get the pitbull to release. It would reposition its bite on trixie but was far too fast for me to get trixie away. It bit and held her neck, shoulder, side, thigh.

I screamed for the owner, but no one came. No one came that could control this pitbull that was mauling our little pup. I continued to kick it, knowing if it did let go of trixie it could turn on me. Worried it could also turn on my daughter.

Another neighbor (Megan) from a 1/2 a block away came running to help. She came at the dog from behind, grabbing and holding it. Her husband (Andrew) came running down next. He held the dog from behind and somehow he and Megan got the dog to release trixie. As I picked her up i saw the bite marks and blood. My heart ached for what she went through. Andrew had to hold the dog so it did not go after anyone else. Thank god Megan had a good guess where this dangerous dog lived. She went to the house looking for the owner. I took trixie back to our house for safety as I feared the pitbull would come after trixie again if he were to get out of Andrew's hold.

This happened so quickly that myself as an adult struggled with what to do in order to free trixie, and I was not successful. How would a child be able to handle this? If we allow this dog to stay in the neighborhood, we are leaving this up to the next child / person being attacked to figure out alone.

This is a horrible thing for someone to have to go through. Or for a puppy to go through. This is a vicious dog. The definition of vicious is:

: dangerously aggressive : SAVAGE

a vicious dog

This dog has been proven to be vicious now more than once. It's obvious our neighborhood is not safe. It's obvious my children and I cannot walk this neighborhood with our small 18 pound dog without a weapon now to protect ourselves and our puppy from this vicious dog. Why should we allow these homeowners to keep this vicious dog in our neighborhood where we have young children playing every day? We are so incredibly fortunate that he did not go after a child that happened to be walking down the sidewalk by themselves. And nobody around to hear the cries of that child screaming for help.

I fear for the safety of my dog. I fear for the safety of my children walking in our neighborhood. I fear for the safety of other people walking their dogs in our neighborhood. I fear for the safety of other children playing in the neighborhood. Why would authorities allow this known vicious dangerous dog to stay in our neighborhood and make it be a dangerous place for our children, pets and adults to walk around?

The owner clearly does not care that the dog is dangerous, as they left the country with a 16 yr kid to pet sit without sharing that the dog was deemed dangerous and had regulations to try to keep others safe. They put the 16 yr old in danger and the neighborhood.

Please help us ensure our neighborhood is a safe place for us to live, not a place to live in fear and have to carry weapons or pepper spray to check mail or play outside.

Thank for your attention in this matter,

Roxi Adams

Sent from my iPhone

From: [Hailey Adams](#)
To: [Marketa Oliver](#)
Subject: Fwd: 06.19 dog attack Bondurant Iowa
Date: Wednesday, July 3, 2024 4:22:11 PM

My name is Hailey Clarissa Adams. Tonight at about 8:30 my mom, Roxi and I were talking our 14 lbs dog, Trixie, on a walk around the neighborhood. We get about thress houses down from ours when a dark tan pitbull comes running from the yard across the street, not the yard where he lives, two houses down from where he lives. We thought he was being friendly and just coming to say hi but immediately started growling and biting at trixie. He would bite down in one spot and shake her aggressively, when he had a good grip on her he would attempt to run off with her but my mom still had ahold of the leash. Every time he would let go my mom would try to bring trixie into her arms but he would grab onto trixie again. I was yelling and my mom was kicking him as hard as she could but it didn't faze him at all. The person whose driveway we were in, Allison, came outside and was yelling at him but again didn't faze him. Finally our neighbor, Megan, came running over, grabbed him by the scruff and was able to open his jaw to let go of trixie. At this time is when I placed a call to 911. While i was placing the call her husband, Andrew, came running over and had to basically lay on the dog and finally calm him down. Megan ran over to the house she thought owned the dog, the kid who lives there came over and carried the back to their house.

This was the scariest experience of my life. I was supposed to take that walk by myself, if I would have been by myself my dog would be dead right now, I could be laying in a hospital bed right now if it weren't for our neighbors. I will never feel safe walking around our neighborhood now. My stepdad and I are talking about what I should carry with me when I walk around my neighborhood, a taser, a knife, pepper spray, a gun. I should not have to decide if I should carry a gun with me to walk around my neighborhood just to be safe. I beg to whoever is reading this, please keep me and my family safe, please don't make me carry protection with me when I walk around my own block.

Thank you,

Hailey Adams



**BUSINESS OF THE BOARD OF ADJUSTMENT
BONDURANT, IOWA
AGENDA STATEMENT**

Item No. 5.a.
For Meeting of 7/9/2024
Motion

TITLE: Action item related to Potential Vicious Animal located at 1290 Adams Street SE

CONTACT PERSON:

Marketa Oliver, ICMA-CM, SPHR, City Administrator

BRIEF HISTORY & ANALYSIS: From Chapter 55 of the City Code: "If, after hearing, the AMC, by consensus, determines that the animal is vicious, the AMC shall order the person, firm, or corporation owning, sheltering, harboring or keeping the animal to securely confine the animal within a proper enclosure, cause it to be destroyed in a humane manner, or comply with additional or alternative terms and conditions. Once a determination has been made that the animal is vicious, the animal shall not be removed from the City and transferred to another City. The order shall immediately be served upon the individual or entity against whom issued in the same manner as the notice of hearing. The individual or entity so served shall have three (3) days from the date of service to file a written appeal of the AMC's order to the City Council who may confirm or alter the findings of the AMC after holding a public hearing on the matter. If the order is not complied with within a time period the City has deemed to be reasonable, and the order is not appealed to the City Council as provided above, the law enforcement officer or designee is authorized to seize and impound the animal. An animal so seized shall be impounded for a period of seven (7) days. If at the end of the impoundment period, the individual or entity against whom the order of the management committee was issued has not petitioned the district court for a review of said order, the police chief or designee shall cause the animal to be destroyed."

A full copy of Chapter 55 of the City's Code is attached.

FUNDING SOURCE:

STAFF RECOMMENDATION: Take action as deemed appropriate based on testimony and evidence.

APPROVED FOR SUBMITTAL:

ATTACHMENTS:

1. Chapter 55

CHAPTER 55

ANIMAL PROTECTION AND CONTROL

55.01 Definitions	55.10 Vicious Animals
55.02 Animal Neglect	55.11 Proper Enclosure
55.03 Livestock Neglect	55.12 Leashing
55.04 Abandonment of Cats and Dogs	55.13 Rabies Vaccination
55.05 Livestock	55.14 Owner's Duty
55.06 At Large Prohibited	55.15 Confinement
55.07 Damage or Interference	55.16 At Large Impoundment
55.08 Annoyance or Disturbance	55.17 Disposition of Animals
55.09 Barking Dogs	55.18 Impounding Costs

55.01 DEFINITIONS. The following terms are defined for use in this chapter.

1. "Animal" means a nonhuman vertebrate.

(Code of Iowa, Sec. 717B.1)
2. "At heel" means, with reference to a dog, within ten (10) feet of a person and subject to that person's strict obedience command.
3. "At large" means off the premises of the owner and not under the control of a competent person, restrained within a motor vehicle, or housed in a veterinary hospital or kennel.
4. "Livestock" means an animal belonging to the bovine, caprine, equine, ovine or porcine species; farm deer, as defined in Section 170.1 of the Code of Iowa; ostriches, rheas, emus or poultry.
5. "Owner" means any person owning, keeping, sheltering or harboring an animal.
6. "Vicious Animal": Any animal while running at large that has attacked or bitten any person without provocation, or any animal that has exhibited vicious propensities in present or past conduct: a) by biting a person or persons on two (2) separate occasions within any twelve (12) month period; or b) did bite once causing injuries above the shoulders of the

person; or c) could not be controlled or restrained by the owner at the time of the bite to prevent the occurrence; or d) has attacked or bitten any domestic animal or fowl on two (2) separate occasions within any twelve (12) month period, or e) which has been found to possess such a propensity by the City Council or its designee, after hearing.

55.02 ANIMAL NEGLECT. It is unlawful for a person who impounds or confines, in any place, an animal, excluding livestock, to fail to supply the animal during confinement with a sufficient quantity of food or water, or to fail to provide a confined dog or cat with adequate shelter, or to torture, deprive of necessary sustenance, mutilate, beat, or kill such animal by any means which causes unjustified pain, distress or suffering.

(Code of Iowa, Sec. 717B.3)

55.03 LIVESTOCK NEGLECT. It is unlawful for a person who impounds or confines livestock in any place to fail to provide the livestock with care consistent with customary animal husbandry practices or to deprive the livestock of necessary sustenance or to injure or destroy livestock by any means which causes pain or suffering in a manner inconsistent with customary animal husbandry practices.

(Code of Iowa, Sec. 717.2)

55.04 ABANDONMENT OF CATS AND DOGS. A person who has ownership or custody of a cat or dog shall not abandon the cat or dog, except the person may deliver the cat or dog to another person who will accept ownership and custody or the person may deliver the cat or dog to an animal shelter or pound.

(Code of Iowa, Sec. 717B.8)

55.05 LIVESTOCK. It is unlawful for a person to keep livestock within the City except by written consent of the Council or except in compliance with the City's zoning regulations.

55.06 AT LARGE PROHIBITED. It is unlawful for any owner to allow an animal to run at large within the corporate limits of the City.

55.07 DAMAGE OR INTERFERENCE. It is unlawful for the owner of an animal to allow or permit such animal to pass upon the premises of another, thereby causing damage to, or interference with the premises.

55.08 ANNOYANCE OR DISTURBANCE. It is unlawful for the owner of a dog to allow or permit such dog to cause serious annoyance or disturbance to any person or persons by frequent and habitual howling, yelping, barking, or otherwise; or, by running after or chasing persons, bicycles, automobiles or other vehicles.

55.09 BARKING DOGS. All complaints concerning barking dogs shall be referred to the Polk County Animal Control (PCAC). The PCAC shall make a written report of each complaint and shall notify the owner of the dog of the registration of the complaint. Any dog having three (3) complaints lodged against it within fourteen (14) days may be ordered permanently removed from the City by the PCAC following hearing after appropriate notice and opportunity to be heard is given to the dog's owner. (*Ordinance No. 11-206*)

55.10 VICIOUS ANIMALS.

1. The Polk County Sheriff, City Administrator, or their respective designee(s), in his or her discretion or upon receipt of a complaint alleging that a particular animal is a "vicious animal" as defined herein, may initiate proceedings to declare such animal a vicious animal. A hearing on the matter shall be conducted by the Animal Management Committee (hereinafter "AMC", comprised of the City Administrator, a Council Member appointed by the Mayor, and a member of the community at large (to be selected by the Council to serve a one year term)) and the person owning, keeping, sheltering, or harboring the animal in question, shall be given not less than ninety six (96) hours' written notice of the time and place of said hearing. Said notice shall set forth the description of the animal in question and the basis for the allegation of viciousness. The notice shall also set forth that if the animal is determined to be vicious, the owner may be required to securely confine the animal within a proper enclosure, allow the animal to be destroyed, or comply with additional or alternative terms and conditions imposed by the AMC. Once proceedings have been initiated to declare such animal a vicious animal, the animal shall not be removed from the city and transferred to another city unless and until it is decided that the animal is not vicious. The notice shall be served upon any adult residing at the premises where the animal is located, or may be posted on those premises if no adult is present to accept service.
2. If, after hearing, the AMC, by consensus, determines that the animal is vicious, the AMC shall order the person, firm, or corporation owning, sheltering, harboring or keeping the animal to securely confine the animal within a proper enclosure, cause it to be destroyed in a humane manner, or comply with additional or alternative terms and conditions. Once a determination has been made that the animal is vicious, the animal shall not be removed from the City and transferred to another City. The order shall immediately be served upon the individual or entity against whom issued in the same manner as the notice of hearing. The individual or entity so served shall have three (3) days from the date of service to file a written appeal of the AMC's order to the City Council who may confirm or alter the findings of the AMC after holding a public hearing on the matter. If the order is not complied with within a time period the City has deemed to be reasonable, and the order is not

appealed to the City Council as provided above, the law enforcement officer or designee is authorized to seize and impound the animal. An animal so seized shall be impounded for a period of seven (7) days. If at the end of the impoundment period, the individual or entity against whom the order of the management committee was issued has not petitioned the district court for a review of said order, the police chief or designee shall cause the animal to be destroyed.

3. Failure to comply with an order of the AMC officer or Council issued pursuant here to shall constitute a simple misdemeanor, and is also punishable pursuant to section 1.14 of this code.
4. Any animal found at large which displays vicious tendencies may be impounded and processed as a vicious animal pursuant to the foregoing, unless the animal is so vicious that it cannot safely be apprehended, in which case the Sheriff's designee may immediately destroy it. If an animal is so impounded, the animal control officer shall try to ascertain and contact the owner of the animal, but if unable to ascertain the owner within ninety six (96) hours of the animal's seizure, the police chief's designee may destroy the seized animal in a humane manner.
5. Any animal which is alleged to be vicious and which is under impoundment or quarantine at the animal shelter shall not be released to the owner, but shall continue to be held at the expense of the owner pending the outcome of the hearing. All costs of such impoundment or quarantine shall be paid by the owner if the animal is determined to be vicious. If the animal is not determined to be vicious, all costs of such impoundment or quarantine shall be paid by the City.
6. The following animals shall be considered exceptions to the provisions of section 55.10:
 - A. Animals under the control of a law enforcement or military agency.
 - B. The keeping of guard dogs. However, guard dogs must be kept within a structure or fixed enclosure at all times, and any guard dog found at large may be processed as a vicious animal pursuant to the provisions of section 55.10(1) of this chapter. Any premises guarded by a guard dog shall be prominently posted with a sign containing the wording "guard dog", "vicious dog", or words of similar import, and the owner of such premises shall inform the City Administrator that a guard dog is on duty at such premises.

55.11 PROPER ENCLOSURE.

1. “Proper enclosure” of potentially dangerous and dangerous animals requires:
 - A. Potentially dangerous and dangerous animals shall be securely confined within an occupied house or residence or in a securely enclosed and locked pen or kennel, except when leased as provided in the section or caged for transportation. Also when a dangerous animal is not securely confined or caged for transportation, a muzzle shall be placed on the animal.
 - B. A pen or kennel must have secure sides and a secure top attached to the sides or in lieu of a top, walls at least six feet in height and at least six feet taller than any adjacent structure. A pen or kennel must have a secure bottom, floor or foundation attached to the sides of the pen or kennel, or the sides of the pen or kennel must be embedded in the ground no less than two feet so as to prevent digging under the sides of the pen or kennel by the confined potentially dangerous animal or dangerous animal; and
 - C. All pens, kennels or structures erected to house a potentially dangerous animal or dangerous animal must comply with all zoning and building regulations in their jurisdictions. All such structures must be adequately lighted and ventilated and kept in a clean and sanitary condition.
 - D. All pens or kennels designed, constructed or used to confine potentially dangerous and dangerous animals must be locked with a key or combination lock when such animals are within the structure.
 - E. No potentially dangerous or dangerous animal may be kept on a porch, patio or in any part of a house or structure that would allow the potentially dangerous or dangerous animal to exit such building on its own volition.
 - F. No potentially dangerous animal or dangerous animal may be tied or leashed to an inanimate object, such as trees, posts, buildings or any other object or structure.

55.12 LEASHING. All person owning dogs shall confine the same from running at large. It is the duty of every person owning a dog to:

1. Confinement Required. Confine said dog by good and sufficient means.
2. Control. Cause said dog to be under the control of a person competent to restrain and control the dog, either by leash, cord, chain or other similar restraint of sufficient strength, and not more than six (6) feet in length.
3. Restraint. Properly restrain in a motor vehicle, or house said dog in a veterinary hospital or registered kennel;
4. Obedience. Maintain control by obedience beside or “at heel,” unless the above conditions are also met.

55.13 RABIES VACCINATION. Every owner of a dog or cat shall obtain a rabies vaccination for such animal. It is unlawful for any person to own or have a dog or cat in said person's possession, six months of age or over, which has not been vaccinated against rabies.

(Code of Iowa, Sec. 351.33)

(Ordinance 15-211)

55.14 OWNER'S DUTY. It is the duty of the owner of any dog, cat or other animal which has bitten or attacked a person or any person having knowledge of such bite or attack to report this act to a local health or law enforcement official. It is the duty of physicians and veterinarians to report to the local board of health the existence of any animal known or suspected to be suffering from rabies.

(Code of Iowa, Sec. 351.38)

55.15 CONFINEMENT. If a local board of health receives information that an animal has bitten a person or that a dog or animal is suspected of having rabies, the board shall order the owner to confine such animal in the manner it directs. If the owner fails to confine such animal in the manner directed, the animal shall be apprehended and impounded by such board, and after ten (10) days the board may humanely destroy the animal. If such animal is returned to its owner, the owner shall pay the cost of impoundment. This section does not apply if a police service dog or a horse used by a law enforcement agency and acting in the performance of its duties has bitten a person.

(Code of Iowa, Sec. 351.39)

55.16 AT LARGE: IMPOUNDMENT. Animals found at large in violation of this chapter shall be seized and impounded at the impoundment facilities utilized by the City, or at the discretion of the peace officer, the owner may be served a summons to appear before a proper court to answer charges made thereunder.

55.17 DISPOSITION OF ANIMALS. When an animal has been apprehended and impounded, written notice shall be provided to the owner within two (2) days after impoundment, if the owner's name and current address can reasonably be determined by accessing a tag or other device that is on or part of the animal. Impounded animals may be recovered by the owner upon payment of impounding costs, and if an unvaccinated dog, by having it immediately vaccinated. If the owner fails to redeem the animal within seven (7) days from the date that the notice is mailed, or if the owner cannot be located within seven (7) days, the animal shall be disposed of in accordance with law or destroyed by euthanasia.

(Code of Iowa, Sec. 351.37, 351.41)

(Ordinance No. 02-209)

55.18 IMPOUNDING COSTS. Impounding costs shall be in accordance with the fee schedule established by resolution of the Council.

(Code of Iowa, Sec. 351.37)

(Ordinance No. 12-213)