

**ANIMAL CONTROL BOARD
COUNTY OF MAUI**

FEBRUARY 3, 2020
9:00 A.M.

Dept. of Parks & Recreation Conference Room
(Located in the War Memorial Gym Complex)
700 Halia Nakoia Street
Wailuku, Hawaii 96793

MINUTES

The meeting was called to order at 9:08 a.m. by Chair Balcomb. The following members and staff were present:

Members Present: Dr. Christie Balcomb, Chair
Dr. Paul McCurdy
Patrick Borge

Members Excused: Aimee Anderson, Vice Chair
Ron Larsen

Staff Present: Stephanie Chen, Deputy Corporation Counsel (DCC)
Kimberly Ferguson, DHHC support staff

Others Present: Officer Debbie Redd, Maui Humane Society (MHS)
Mark Wilson, Director of Humane Enforcement, MHS
Mark Simonds, Appellant

I. PUBLIC TESTIMONY

Chair Balcomb opened the floor for public testimony. There was no one present for public testimony. Public testimony was closed at 9:09 a.m.

II. APPROVAL OF MINUTES

Chair Balcomb entertained a motion to approve the minutes of the January 13, 2020 meeting. Motion moved by Member McCurdy, seconded by Member Borge. There was no further discussion. All members present voted in favor of approving the minutes of the January 13, 2020 meeting. Motion carried unanimously.

III. DISPOSITION HEARING

A. Disposition of Impounded Dangerous Dog "KOLE", owned by Mark Simonds

The continuation of the disposition hearing commenced at 9:10 a.m. and was concluded at 10:20 a.m. A motion to enter into deliberations was entertained by Chair Balcomb. Motion moved by Member McCurdy, seconded by Member Borge. All members present were in favor of entering into deliberations at 9:45 a.m.

Hearing records are available upon submission of a request for government records (per Hawaii Revised Statutes, Chapter 92F). Contact the Department of Housing and Human Concerns, 2200 Main Street, Suite 546, Wailuku, HI 96793.

IV. RECONVENE TO ANNOUNCE HEARING RESULTS

The meeting was reconvened by Chair Balcomb at 10:13 a.m. The board members, staff, MHS and the appellant Mark Simonds were present. Based on the evidence presented, the Board ruled to restore custody of Kole to Mr. Simonds, subject to additional requirements and/or modifications to the Dangerous Dog Conditions of Ownership. Chair Balcomb entertained a motion to restore custody of Kole to Mr. Simonds with modifications. Motion moved by Member McCurdy, seconded by Member Borge. All members present were in favor of restoring custody to Mr. Simonds with modifications to the Dangerous Dog Conditions of Ownership. Motion carried unanimously.

VII. ANNOUNCEMENT OF NEXT MEETING DATE AND AGENDA ITEMS

There were no pending cases before the board. Next meeting date to be determined at a later time.

VIII. ADJOURNMENT

A motion to adjourn the meeting was entertained by Chair Balcomb. Motion moved by Member McCurdy, seconded by Member Borge. All were in favor; motion carried unanimously. Meeting was adjourned by Chair Balcomb at 10:24 a.m.

Respectfully submitted:

Kimberly Ferguson
Secretary to the Animal Control Board