LeRoy City Council

Minutes – Order to Abate Nuisance Hearing

August 11th, 2021

Mayor Christine Williams called the meeting to order at 6:00 PM at City Hall.

Council Members present: Jerry Tiemeyer, Terry Tyler, David Houston, Jeff Brite, Tim Harvey

Visitors present: Charlie Patterson, Julie Patterson, Daniel Schowengerdt, Chanda Acklin, Tre Copeland, and Lauren Hull.

Charlie and Julie Patterson previously submitted a written request for a hearing on the order to abate nuisance they recently received from the City. Tiemeyer moved to open that hearing and Tyler seconded. The motion passed on a vote of 5-0.

The Mayor presided over the hearing. Charlie Paterson and Julie Patterson appeared in person and through their attorney, Daniel Schownegerdt. The City appeared through attorney Rustin Kimmell. Mr. Schowngegerdt made an opening statement and Mr. Kimmell made an opening statement. The Council received documents and heard evidence through the testimony of Chanda Acklin and Lauren Hull. Charlie Patterson and Julie Patterson chose not to provide testimony. Instead of testifying, the Patterson’s decided to rely on their attorney’s argument. Mr. Schowngegerdt made a closing argument, and Rustin Kimmell made a closing argument. Mr. Kimmell presented proposed findings of fact and statements of law to the Council.

The Mayor read a proposed resolution stating proposed findings of fact. David Houston moved to adopt the proposed resolution as Resolution No 2021-7, declaring Charlie and Julie Paterson’s dog Spike a nuisance and a vicious dog and ordering Spike removed from the City, and Jerry Tiemeyer seconded the motion. The motion passed on a unanimous vote of 5-0.

Brite moved to adjourn the meeting, and Houston seconded. The motion passed on a vote of 5-0.