RESOLUTION NO. 2019-9735-R

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TEMPLE, TEXAS, SETTING VARIOUS FEES ESTABLISHED IN CHAPTER 6 OF THE CODE OF ORDINANCES RELATED TO THE REGULATION AND CARE OF ANIMALS AND DELEGATING AUTHORITY TO THE CITY MANAGER TO ADJUST SUCH FEES AS NECESSARY IN THE FUTURE; AND PROVIDING AN OPEN MEETINGS CLAUSE.

Whereas, the amendments to Chapter 6, "Animals," of the Code of Ordinances establish various fees which the City may charge to cover the cost of the administration and enforcement of the regulations included in the chapter;

Whereas, the list of fees and proposed amounts are listed below:

Fee	Amount	Notes
Reclamation Fee	$15 on the date of impoundment and $5 for each additional day	The Reclamation Fee will be charged when a citizen reclaims an animal that was at large and impounded by Animal Services. The Reclamation Fee will be doubled when a citizen reclaims a repeatedly at large animal that was impounded by Animal Services.
Impoundment Fee	$18 per day	The Impoundment Fee will be charged to an owner when his/her animal was seized due to animal cruelty. The Impoundment Fee will also be charged to an owner when his/her dog has been impounded and determined to be dangerous or aggressive.
Quarantine Fee	$25 per day, plus $18 for a rabies vaccine which will be administered at the end of the quarantine period	The Quarantine Fee will be charged to an owner when his/her animal is required to be quarantined under Section 6-41.
Multi-pet Permit Fee	$50 per year	The Multi-Pet Permit Fee will be charged to those who are issued a multi-pet permit. The fee is intended to cover the cost of administering the Multi-Pet Permit program.
Adoption Fees	Dog Base Adoption Fee: $20 Cat Base Adoption Fee: $10 Altered Animal Fee (arrived at Shelter altered) $30 Altered Animal Fee- Neuter (altered by Foundation) $55, passed through to the Foundation Altered Animal Fee- Spay (altered by Foundation) $65, passed through to the Foundation Neuter Voucher Fee: $55, passed through to the Foundation	

	Spay Voucher Fee: $65, passed through to the Foundation • The altered animal fee and spay/neuter voucher fee is in addition to the base adoption fee.Adoption fees for other animals (not a dog or cat) may be set and charged at the discretion of the Animal Services Division. •	
Dangerous Dog Registration Fee	$50 per year	This fee is intended to cover the cost of administering the dangerous dog program.
Aggressive Dog Registration Fee	$50 per year	This fee is intended to cover the cost of administering the aggressive dog program.
Dangerous and Aggressive Dog Sign	$25 per sign	The owner of a dangerous or aggressive dog must post a sign on each side of the enclosure in which the dog is kept that is visible to the public
Euthanasia Fee	$30	This fee is intended to cover the cost to euthanize a surrendered animal.
Surrender Fee	$20	This fee is charged to owners who surrender an animal to the Animal Services Division.
Miniature Swine Permit Fee	$50 per year	This fee will be charged to those who are issued a Miniature Swine Permit. The fee is intended to cover the cost of administering the Miniature Swine Permit program.

Whereas, Chapter 6 also allows the City to charge an owner for other costs related to veterinary care that may be provided to any impounded or seized animal and authorizes the City to give each impounded animal the appropriate immunizations, administer any parasite treatment, and perform any other medical procedure or treatment a veterinarian recommends or determines is necessary;

Whereas, the costs associated with any veterinary care provided by the City must be paid by the owner before the animal is released;

Whereas, additionally, Chapter 6 allows the City to charge an owner for the cost to seize a prohibited animal (e.g. monkey, poisonous snake, etc.) or a dangerous or aggressive dog;

Whereas, seizure costs may include, but are not limited to, the cost of employee time to seize an animal, such as a police officer's time to serve a warrant to seize a dangerous dog and such costs will be calculated by the Animal Services Division;

Whereas, the costs of seizure must be paid by the owner before the animal is released and when ordered by the Municipal Court;

Whereas, Chapter 6 allows the City to charge the owner for the actual costs to the City of housing, transporting, and feeding a prohibited animal;

Whereas, in accordance with Chapter 6, the fees listed above must be set by resolution by the City Council and Staff recommends that Council delegate this authority to the City Manager to adjust fees as necessary in the future - this delegation will allow fees to be adjusted administratively as circumstances and costs change; and

Whereas, the City Council has considered the matter and deems it in the public interest to authorize this action.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF TEMPLE, TEXAS, THAT:

Part 1: Findings. All of the above premises are hereby found to be true and correct legislative and factual findings of the City Council of the City of Temple, Texas, and they are hereby approved and incorporated into the body of this Resolution as if copied in their entirety.

Part 2: The City Council sets the following fees as established in Chapter 6 of the Code of Ordinances related to the regulation and care of animals, and delegates authority to the City Manager to adjust such fees as necessary in the future.

Part 3: Council authorizes the following list of fees and proposed amounts:

Fee	Amount	Notes
Reclamation Fee	$15 on the date of impoundment and $5 for each additional day	The Reclamation Fee will be charged when a citizen reclaims an animal that was at large and impounded by Animal Services. The Reclamation Fee will be doubled when a citizen reclaims a repeatedly at large animal that was impounded by Animal Services.
Impoundment Fee	$18 per day	The Impoundment Fee will be charged to an owner when his/her animal was seized due to animal cruelty. The Impoundment Fee will also be charged to an owner when his/her dog has been impounded and determined to be dangerous or aggressive.
Quarantine Fee	$25 per day, plus $18 for a rabies vaccine which will be administered at the end of the quarantine period	The Quarantine Fee will be charged to an owner when his/her animal is required to be quarantined under Section 6-41.
Multi-pet Permit Fee	$50 per year	The Multi-Pet Permit Fee will be charged to those who are issued a multi-pet permit. The fee is intended to cover the cost of administering the Multi-Pet Permit program.
Adoption Fees	Dog Base Adoption Fee: $20 Cat Base Adoption Fee: $10 Altered Animal Fee (arrived at Shelter altered) $30 Altered Animal Fee- Neuter (altered by Foundation) $55,	

	passed through to the Foundation Altered Animal Fee- Spay (altered by Foundation) $65, passed through to the Foundation Neuter Voucher Fee: $55, passed through to the Foundation Spay Voucher Fee: $65, passed through to the Foundation • The altered animal fee and spay/neuter voucher fee is in addition to the base adoption fee.Adoption fees for other animals (not a dog or cat) may be set and charged at the discretion of the Animal Services Division.	
Dangerous Dog Registration Fee	$50 per year	This fee is intended to cover the cost of administering the dangerous dog program.
Aggressive Dog Registration Fee	$50 per year	This fee is intended to cover the cost of administering the aggressive dog program.
Dangerous and Aggressive Dog Sign	$25 per sign	The owner of a dangerous or aggressive dog must post a sign on each side of the enclosure in which the dog is kept that is visible to the public
Euthanasia Fee	$30	This fee is intended to cover the cost to euthanize a surrendered animal.
Surrender Fee	$20	This fee is charged to owners who surrender an animal to the Animal Services Division.
Miniature Swine Permit Fee	$50 per year	This fee will be charged to those who are issued a Miniature Swine Permit. The fee is intended to cover the cost of administering the Miniature Swine Permit program.

Part 4: It is hereby officially found and determined that the meeting at which this Resolution was passed was open to the public as required and that public notice of the time, place, and purpose of said meeting was given as required by the Open Meetings Act.

PASSED AND APPROVED this the **18th** day of **July**, 2019.

THE CITY OF TEMPLE, TEXAS

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TIMOTHY A. DAVIS, Mayor

ATTEST:

APPROVED AS TO FORM:

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Lacy Borgeson
City Secretary

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Kayla Landeros
City Attorney

Euthanasia Fee	$30	This fee is intended to cover the cost to euthanize a surrendered animal.
Surrender Fee	$20	This fee is charged to owners who surrender an animal to the Animal Services Division.
Miniature Swine Permit Fee	$50	This fee will be charged to those who are issued a Miniature Swine Permit. The fee is intended to cover the cost of administering the Miniature Swine Permit program.

Adoption fees for other animals (not a dog or cat) may be set and charged at the discretion of the Animal Services Division.

Chapter 6 also allows the City to charge an owner for other costs related to veterinary care that may be provided to any impounded or seized animal. Chapter 6 authorizes the City to give each impounded animal the appropriate immunizations, administer any parasite treatment, and perform any other medical procedure or treatment a veterinarian recommends or determines is necessary. The costs associated with any veterinary care provided by the City must be paid by the owner before the animal is released.

Additionally, Chapter 6 allows the City to charge an owner for the cost to seize a prohibited animal (e.g. monkey, poisonous snake, etc.) or a dangerous or aggressive dog. Seizure costs may include, but are not limited to, the cost of employee time to seize an animal, such as a police officer's time to serve a warrant to seize a dangerous dog. Such costs will be calculated by the Animal Services Division. The costs of seizure must be paid by the owner before the animal is released and when ordered by the Municipal Court.

Chapter 6 permits the City to charge the owner for the actual costs to the City of housing, transporting, and feeding a prohibited animal.

In accordance with Chapter 6, the fees listed above must be set by resolution by the City Council. Staff recommends that Council delegate this authority to the City Manager to adjust fees as necessary in the future. This delegation will allow fees to be adjusted administratively as circumstances and costs change.

FISCAL IMPACT: These fees are currently assessed; however, adoption of this resolution will formalize these fees within the code of ordinance. Revenue generated from these fees depends on the number of fees assessed or permits issued each year.

The funds collected for each adopted animal which has either already been spayed or neutered by the Foundation or for which a spay and neuter voucher is purchased at the time of adoption will be passed through to the Foundation on a quarterly basis. The City of Temple will retain the entire base adoption fee and the $30 altered animal fee for animals which arrive at the Shelter having already been spayed or neutered.

ATTACHMENTS:
Resolution