



# Ordinance Fact Sheet

TO: CITY COUNCIL

DATE: February 14, 2005

FROM: CITY ATTORNEY

SUBJECT: AN ORDINANCE OF THE CITY OF PASADENA AMENDING CHAPTER 4.04 OF THE PASADENA MUNICIPAL CODE ("DISPOSITION OF SALVAGE AND SCRAP PROPERTY") AUTHORIZING THE TRANSFER OF CERTAIN PUBLIC SAFETY SERVICE ANIMALS TO THEIR HANDLERS.

TITLE OF PROPOSED ORDINANCE:

AN ORDINANCE OF THE CITY OF PASADENA AMENDING CHAPTER 4.04 OF THE PASADENA MUNICIPAL CODE ("DISPOSITION OF SALVAGE AND SCRAP PROPERTY") AUTHORIZING THE TRANSFER OF CERTAIN PUBLIC SAFETY SERVICE ANIMALS TO THEIR HANDLERS.

BACKGROUND:

At its regular meeting of January 31, 2005, the City Council directed the City Attorney's Office to return within 90 days with a draft of an ordinance authorizing the administrative transfer of certain public safety service animals to their handlers. At that meeting staff advised the Council that, as a result of the elimination of the Police Department's equestrian program, one horse remained from the program, a 17 year old Dutch Warmblood Gelding, who had been donated to the City. The horse was boarded at the Flintridge Riding Club at City expense.

In staff's opinion, it was in the best interest of the City and the horse that it be transferred to Officer Arcand, its handler, and Council approved the transfer and directed preparation of this ordinance to allow future such transfers administratively, without the need for special City Council approval.

For example, the Police Department has two police dogs and in the event of the end of their service, this proposed ordinance would allow these highly trained dogs to be transferred to their handlers. These animals receive special training with their handlers, and are not suitable as pets for other owners.

MEETING OF 2/14/2005

AGENDA ITEM NO. 9.A.1.

PURPOSE OF ORDINANCE:

The proposed ordinance will allow for sale or transfer of certain public safety service animals to the animal's handler on written approval of the City Manager after finding by the Chief of Police that: (1) the animal was acquired by the City for a bona fide public safety purpose; (2) the animal either is no longer needed for that purpose or can no longer be used for that purpose, and (3) the public interest is served by the sale or transfer. This would conform policy to practice and would memorialize Pasadena's commitment to animal welfare.

REASON WHY LEGISLATION IS NEEDED:

The Pasadena Municipal Code may only be amended by ordinance.

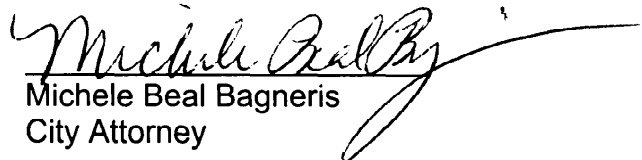
PROGRAMS, DEPARTMENTS OR GROUPS AFFECTED:

The Police Department will be primarily affected by the proposed ordinance as they employ the use of service animals such as police dogs.

ENVIRONMENTAL IMPACT:

The Environmental Administrator has determined that the proposed ordinance is exempt from the California Environmental Quality Act (CEQA) under the General Rule that CEQA applies only to activities which may have a significant effect on the environment (Section 15061(b)(3)).

Respectfully submitted,

  
Michele Beal Bagneris  
City Attorney

Prepared by:  2/3/05

Nicholas George Rodriguez  
Assistant City Attorney

Concurrence:

  
Cynthia J. Kurtz  
City Manager

Introduced by Councilmember

ORDINANCE NO. \_\_\_\_\_

AN ORDINANCE OF THE CITY OF PASADENA AMENDING CHAPTER 4.04 OF THE PASADENA MUNICIPAL CODE ("DISPOSITION OF SALVAGE AND SCRAP PROPERTY") AUTHORIZING THE TRANSFER OF CERTAIN PUBLIC SAFETY SERVICE ANIMALS TO THEIR HANDLERS.

The People of the City of Pasadena ordain as follows:

SECTION 1. A new Subsection L of Section 4.04.040 of the Pasadena Municipal Code is added to read as follows, so that transfer of certain public safety service animals is not subject either to the competitive bidding or sale provisions of the Disposition of Salvage and Surplus Property ordinance or to further City Council approval:

"L. The city manager may approve, in writing, the sale or transfer of a public safety service animal to the animal's handler after recommendation and finding by the Chief of Police that: (1) the animal was acquired by the City for a bona fide public safety purpose; (2) the animal either is no longer needed for that purpose or can no longer be used for that purpose, and (3) the public interest is served by the sale or transfer. "

SECTION 2. The City Clerk shall certify the adoption of this ordinance and shall cause this ordinance to be published in full text.

SECTION 3. This ordinance shall take effect upon its publication.

Signed and approved this    day of \_\_\_\_\_, 2005.

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Bill Bogaard  
Mayor of the City of Pasadena

I HEREBY CERTIFY that the foregoing ordinance was adopted by  
the City Council of the City of Pasadena at its meeting held the \_\_\_\_  
day of \_\_\_\_\_, 2005, by the following vote:

Ayes:

Noes:

Absent:

Abstain:

Published:

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Jane L. Rodriguez, CMC  
City Clerk

APPROVED AS TO FORM:



2/3/05

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Nicholas George Rodriguez  
Assistant City Attorney