

OFFICE OF THE CITY MANAGER

August 5, 1999

To the Honorable City Council  
of the City of Pasadena

Mayor and Councilmembers:

Pasadena Humane Society

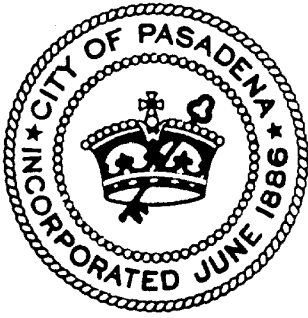
On August 2, 1999 the Public Safety Committee reviewed the agenda report on the proposed contract between the City of Pasadena and the Pasadena Humane Society. The Public Safety Committee supports staff's recommendation, but expressed concerns regarding Senate Bill 1785 (Hayden Bill) which mandates an increase in service and increases the City's annual cost by \$180,000.

The Public Safety Committee recommends strong correspondence be sent to State representatives expressing concerns with regard to the non-funded mandate. The Committee also recommends that staff be directed to file an Senate Bill 90 claim with the State for reimbursement to the City for all funds expended complying with Senate Bill 1785.

Respectfully submitted,

PRENTICE DEADRICK  
Acting City Manager

PD:es



# Agenda Report

**THROUGH:** PUBLIC SAFETY COMMITTEE    **DATE:**    AUGUST 2, 1999

**TO:**    CITY COUNCIL    **DATE:**    AUGUST 9, 1999

**FROM:**    CYNTHIA J. KURTZ, CITY MANAGER

**SUBJECT: FISCAL YEAR 2000 CONTRACT WITH THE PASADENA HUMANE SOCIETY FOR A MUNICIPAL ANIMAL CONTROL SHELTER SYSTEM AND A RABIES CONTROL PROGRAM**

## **RECOMMENDATION:**

It is recommended that the City Council:

1. Authorize the City Manager to execute a contract in the amount of \$643,504 for Fiscal Year 2000 between the City of Pasadena and the Pasadena Humane Society and SPCA for operation of a municipal animal control program, animal shelter system and rabies control program in the City of Pasadena; and,
2. Grant this contract an exemption from the vendor selection process of the Affirmative Action in Contracting Ordinance PMC 4.09 pursuant to Section 4.09.060(C) contracts for which the City's best interests are served and from competitive bidding pursuant to City Charter Section 1002 (F), contracts for professional and unique services.

## **BACKGROUND:**

California Health and Safety Code, Section 1920, mandates that the governing body of each city maintains an animal control shelter system and a rabies control program to provide for public health and safety. The primary components of an animal and rabies control program include stray animal control, canine immunizations, public education, and animal bite investigations. Among the options available to the City of Pasadena to facilitate compliance are: (a) City administered animal control services; (b) contracting with Los Angeles County to provide the service; and (c) contracting with a public or private entity other than Los Angeles County.

Due to budgetary constraints, a city administered animal and rabies control program is not a recommended option. Annual city expenditures would be required for direct and indirect costs, including personnel wages and benefits, operating supplies, and operating support systems such

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as radios, telephones and computers. The City would also have to construct and maintain a permanent animal control shelter system, which might require acquisition of real property.

Contracting with the Los Angeles County Animal Care and Control Department is not a recommended option for several reasons. First, the nearest animal control shelter is located in Baldwin Park, posing an inconvenience for Pasadena residents. Second, the County's general philosophy regarding the treatment of impounded animals differs from the Pasadena Humane Society and similar animal welfare organizations. Finally, Los Angeles County's proposed price of \$784,000 in FY 2000 would be \$140,496 higher than the costs of \$643,504 charged by the Pasadena Humane Society. Under Los Angeles County, the cost per capita would be \$5.50 in comparison to a per capita cost of \$4.52 under the Humane Society.

Staff completed a telephone survey of surrounding cities, similar to Pasadena, that contract their animal control services with a private entity. The result of this survey is presented in the table below and shows that the Pasadena Humane Society continues to be a competitively-priced provider for animal control services.

Provider	1999 Population	FY 2000 Contract	Cost Per Capita
Burbank Animal Control	105,300	\$646,000	\$6.13
Pasadena Humane Society for Pasadena	142,500	\$643,504	\$4.52
Pomona Valley Humane Society	145,400	\$579,000	\$3.98
Glendale Humane Society	199,200	\$535,000	\$2.69

Based on a review of each of these options, staff recommend continuing the City's contract with the Pasadena Humane Society as most advantageous to the City. Renewing the current contractual relationship will ensure that the City receives continuity of services for animal and rabies control. The Pasadena Humane Society has a long-standing history of providing a cost effective animal and rabies control program to the City. Alternative public or private entities do not currently exist that can provide this mandated service for the City, offer the services at a lower cost, absorb the added workload required, and ensure the health and safety of all impounded animals with necessary accommodations.

For FY 2000, the Pasadena Humane Society is requesting an annual contract totaling \$643,504 for the operation of a municipal animal control shelter system and a rabies control program. The amount of this contract is a 45% increase over the FY 1999 contract. The contract cost increase is the result of Senate Bill 1785, the Hayden Bill, that was signed in to law on September 22, 1998 by Governor Wilson. Most of the provisions of the law that impact all animal shelter operations in California became effective on July 1, 1999. In addition to increasing the holding period and requiring feeding and care of stray animals, this law states that animal adoption is favored over euthanasia and that public and private shelters and humane groups should work together to end euthanasia of adoptable and treatable animals by 2010.

Animal shelters are to comply with the Hayden Bill by meeting the following legal requirements:

1. Any impounded animal that may be legally owned, except feral cats, must be held for six business days before it can be euthanized. Feral cats are to be held for a minimum of three days before being euthanized. The law also provides that an impounded animal would be available for owner redemption only during the first three business days. The Humane Society will be increasing their holding period for impounded animals as follows:

Animal Type	Holding Period before July 1, 1999	Holding Period after July 1, 1999
Dogs	5 days	6 days
Non-Feral cats	3 days	5 days
Feral Cats	1 day	3 days
Owner Relinquished	1 day	3 days
Other Animals	1 day	3 days

2. Shelters must care for all animals with prompt veterinary care, adequate nutrition, water, shelter, and exercise. Injured and sick animals can no longer be euthanized if the animal can be treated and later placed into the adoption program. Under the previous law, a shelter was required to provide animals suitable food and shelter and medically treat the animal at the discretion of the shelter. The Pasadena Humane Society must now have a veterinarian evaluate and treat, if necessary, every injured and sick animal.
3. Any stray dog or cat that is impounded shall, prior to the killing of that animal for any reason other than irremediable suffering, be released to a nonprofit animal rescue or adoption organization if requested by the organization prior to the scheduled killing of that animal. The law also requires any owner-relinquished animal to be kept for three business days before it may be euthanized.
4. Accurate records must be maintained from the time the agency or shelter takes possession of the animal. An animal control agency must keep records of the whereabouts of any animal in its possession, for three years and must make those records available for inspection by the public, upon request
5. Owners of lost animals, and those who find lost animals, must be provided with a list of lost and found animals maintained by the shelter. In addition, telephone numbers and addresses of other animal control agencies and private animal shelters in the area that assist in locating lost animals must be provided. Shelters must make reasonable efforts to contact the owner of an animal in the shelter's possession and to inform him or her of recovery procedures. Records of such efforts must be kept.

The law also provides that any rabbit, guinea pig, hamster, pot-bellied pig, lizard, snake, turtle or tortoise would also fall under the same provisions as for cats and dogs.

The increase in the holding period and the medical evaluation of every sick and injured animal will increase costs to the Pasadena Humane Society. The existing facility will be expanded to house additional dogs, cats, and other animals; additional personnel will be hired to care for the animals and maintain the required records; and, veterinarian services contracts will be increased. The legislature recognized that this bill imposes a state-mandated program, and that there might be additional non-reimbursable statewide costs to local agencies beginning July 1, 1999.

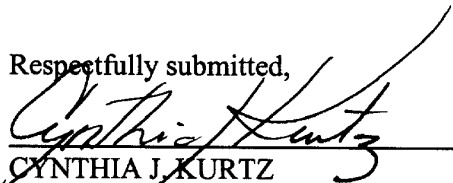
Assembly Bill 1482 was signed into law on July 12, 1999 by Governor Davis that extended the effective date of the Hayden Bill from July 1, 1999 to July 1, 2000. The Pasadena Humane Society has not considered applying for the extension because their other five contract cities (Arcadia, La Canada-Flintridge, San Marino, Sierra Madre, and South Pasadena) have already executed a contract with the provision that the Hayden Bill be implemented after July 1, 1999.

Staff recommends that the proposed contract be exempt from the vendor selection process of the Affirmative Action in Contracting Ordinance, PMC 4.09, pursuant to PMC 4.09.060(C), contracts for which the City's best interests are served. Maintaining the current contractual relationship will ensure that the City receives continuity of services for animal and rabies control by retaining the Pasadena Humane Society. The proposed contract is in compliance with the Living Wage Ordinance.

**FISCAL IMPACT:**

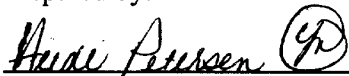
Funds for the contract have been included in the FY 2000 adopted budget in Account # 562200.

Respectfully submitted,



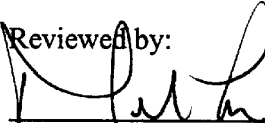
CYNTHIA J. KURTZ  
City Manager

Prepared by:



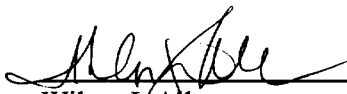
Heidi E. Petersen, Management Analyst  
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Reviewed by:



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Approved by:



Wilma J. Anen  
Acting Director of Public Health