

THE BOARD OF SUPERVISORS OF THE COUNTY OF STANISLAUS
BOARD ACTION SUMMARY

DEPT: Animal Services

BOARD AGENDA:5.B.8
AGENDA DATE: September 11, 2018

SUBJECT:

Approval to Set a Public Hearing on September 25, 2018 at the 9:00 a.m. meeting to Introduce and Waive the First Reading of an Ordinance to Amend Existing Fees for the Stanislaus Animal Services Agency

BOARD ACTION AS FOLLOWS:

RESOLUTION NO. 2018-0451

On motion of Supervisor Monteith , Seconded by Supervisor Olsen
and approved by the following vote,

Ayes: Supervisors: Olsen, Chiesa, Withrow, Monteith, and Chairman DeMartini

Noes: Supervisors: None

Excused or Absent: Supervisors: None

Abstaining: Supervisor: None

1) Approved as recommended

2) Denied

3) Approved as amended

4) Other:

MOTION:


ATTEST: ELIZABETH A. KING, Clerk of the Board

**THE BOARD OF SUPERVISORS OF THE COUNTY OF STANISLAUS
AGENDA ITEM**

DEPT: Animal Services

BOARD AGENDA:5.B.8
AGENDA DATE: September 11, 2018

CONSENT:

CEO CONCURRENCE: YES

4/5 Vote Required: No

SUBJECT:

Approval to Set a Public Hearing on September 25, 2018 at the 9:00 a.m. meeting to Introduce and Waive the First Reading of an Ordinance to Amend Existing Fees for the Stanislaus Animal Services Agency

STAFF RECOMMENDATION:

1. Set a Public Hearing on September 25, 2018, at the 9:00 a.m. meeting to introduce and waive the first reading of an ordinance to amend existing fees for the Stanislaus Animal Services Agency.
2. Authorize the Clerk of the Board to publish notice as required by law.

DISCUSSION:

Stanislaus Animal Services Agency (SASA) administers vaccinations to cats and dogs brought by their owners to the clinics held at SASA. SASA also administers owner surrender services and adoptions of animals. SASA is permitted by California law to charge a fee for each of these services. Fees currently being charged by SASA were adopted by Stanislaus County Board of Supervisor ordinances. Services fees were last increased in 2008.

The SASA Joint Powers Agency Board (SASA Board) has approved the SASA Executive Director's recommendation to increase existing fees for rabies vaccinations, owner surrenders and adoptions, with a discount applied to all adoptions to "in service" area homes. "In service" areas include the cities of Modesto, Ceres, Hughson, Patterson, Waterford and the unincorporated area of Stanislaus County. The SASA Board further directed the SASA Executive Director to request the Stanislaus County Board of Supervisors adopt the increases to existing fees and amend the fee schedule in the County Code to reflect the increased fees. This agenda item is submitted to the Board of Supervisors to request a public hearing to consider the proposed increase of three existing fees that will allow the SASA to recover costs and offset expenses of the services provided.

SASA continues to experience increases in wages, health insurance premiums, workers compensation and inflation, which have caused an increase in costs. The proposed increased fees will more fully recover the actual costs incurred by the SASA in providing essential services to the general public.

Annually, SASA evaluates the cost of services provided and the fees associated with programs administered. This process includes the consideration of new or additional fees, where appropriate, as well as modifications to existing fees in order to cover program costs. In researching proposed fee changes, SASA surveyed the fees in eight comparable counties throughout California and found that the proposed fees are in-line with the other counties. Following are charts outlining the service fees for the eight comparison counties of Fresno, Kern, Madera, Merced, Monterey, Sacramento, San Joaquin, and Tulare.

SASA is proposing fee increases for three (3) of its services. The proposed fee schedule and recommendations are attached (Exhibit A) and details regarding recommended fee increases are as follows:

Rabies Vaccination Fee

SASA is requesting to increase the rabies vaccination fee. The California Health and Safety Code Section 121690(f) mandates that counties declared as “rabies areas” (currently, all 58 California counties) must fulfill certain activities, including sponsoring “actual cost” rabies vaccination clinics. The “actual cost” figure of \$6, which has been in effect since 2004, has not kept pace with inflation and significantly underestimates the costs for local rabies control agencies to operate a vaccine clinic in today’s economic environment.

California Department of Public Health-Veterinary Public Health Section has recommended the “actual cost” charged per rabies vaccine dose be increased to \$10. The increase is overdue and is more commensurate with current material, facility, and operational costs, while also remaining within the financial means of the majority of pet owners.

A survey of the eight comparison counties has been completed and reveals that most counties have increased to the \$10 rabies vaccination fee.

County	Rabies Vaccination Fee
Fresno	\$6
Kern	\$10
Madera	\$10
Merced	\$10
Monterey	\$10
Sacramento	\$6
San Joaquin	\$9
Tulare	\$10
Average	\$9

SASA currently sponsors low cost vaccination and license clinics. Six years ago, SASA vaccinated close to 2,000 animals a year and clinics were held one day a month. The number of animals vaccinated has steadily increased every year to reach over 7,000 animals and over time expanded to five days a week to accommodate the need.

We estimate the additional revenue from these fees will be approximately \$20,000 annually.

Adoption Fee

The California Food and Agricultural Code Section 30503(a)(1) mandates all dogs be spayed or neutered at the time of adoption. SASA currently charges an adoption fee of \$90 for dogs. SASA recommends an increase to dog adoption fees from the current \$90 to \$120, with a \$20 discount for all dogs who are adopted to in service area homes. The dog adoption fee increase of \$30 will bring the fee more in line to support the costs of vaccinations, spay/neuter surgeries, microchips, and board and care at the shelter. Since the number of cat adoptions are lower than the number of dog adoptions, SASA will maintain cat adoption fees at the current fee of \$45.

In comparison with the eight comparable counties, SASA adoption fees rank very low. SASA is estimating the \$30 increase for approximately 830 annual dog adoptions to non-service area homes will increase revenue by approximately \$24,900, and the \$10 increase for approximately 1,710 annual dog adoptions to “in service” area homes will increase revenue by approximately \$17,100. SASA is projecting the increase in adoption fees will increase revenue by approximately \$42,000 annually.

County	Adoption Fee
Fresno	\$150-\$180
Kern	\$75-\$85
Madera	\$100
Merced	\$110
Monterey	\$145
Sacramento	\$121-\$147
San Joaquin	\$102
Tulare	\$90-\$100
Average	\$111-\$121

Owner Surrender Fee

Owner surrender fees are paid for a veterinarian to euthanize terminally ill animals. SASA currently charges pet owners a fee of \$30 to release their animal to SASA. SASA is recommending the fee be increased to \$40 to cover SASA's costs and provide better customer service. Based on an average of 800 owner surrenders, SASA is projecting the increase of owner surrender fees will increase revenue by approximately \$8,000 annually.

County	Owner Surrender Fee
Fresno	\$40-\$60
Kern	\$20
Madera	\$40
Merced	\$75
Monterey	\$25
Sacramento	\$50
San Joaquin	\$18
Tulare	\$50
Average	\$40-\$42

POLICY ISSUE:

An ordinance of the Board of Supervisors is required to increase or establish fees of SASA. This item meets the legal requirements for setting a public hearing to consider increasing fees of the SASA. Notice of the public hearing is attached.

FISCAL IMPACT:

It is necessary to increase existing fees to offset costs incurred by SASA to provide certain services. These fees will allow for the recovery of some costs associated with providing these specific services. These costs include annual salaries, indirect costs, operating costs, facility, and utility costs. SASA's Fiscal Year 2018-2019 operating budget is \$4,610,618. It is estimated the fee increases will generate approximately \$70,000 in additional revenue annually. This additional revenue was included in the SASA Fiscal Year 2018-2019 Budget. If approved, the increased fees will be effective thirty (30) days after the adoption of the ordinance.

BOARD OF SUPERVISORS' PRIORITY:

The SASA is a separate entity created through a Joint Powers Agreement between the County and the cities of Modesto, Ceres, Patterson, Hughson, and Waterford. The services provided by SASA support the Board's priority of *Supporting Strong and Safe Neighborhoods*.

STAFFING IMPACT:

There is no staffing impact associated with the action recommended.

CONTACT PERSON:

Scotty Douglass, Stanislaus Animal Services Agency Interim Executive Director
Telephone (209) 552-3900

ATTACHMENT(S):

1. 2018 Animal Services Ordinance
2. SASA Fee Schedule 2018
3. County Comparison Summary
4. Public Hearing Notice

**AN ORDINANCE AMENDING EXISTING FEES COLLECTED BY
THE STANISLAUS ANIMAL SERVICES AGENCY**

The Board of Supervisors of the County of Stanislaus, State of California, do ordain as follows:

Section 1. Fees to be collected by the Stanislaus Animal Services Agency are adopted and amended as set forth in the Stanislaus County Animal Services Fee Schedule attached hereto as Exhibit A and incorporated by reference, a copy of which is on file with the Clerk of the Board of Supervisors and is available for public inspection and copying in that office in accordance with the California Public Records Act.

Section 2. This ordinance shall take effect thirty 30 days from and after the date of its passage and before the expiration of fifteen (15) days after its passage, it shall be published once, with the names of the members voting for and against the same, in the Modesto Bee, a newspaper published in the County of Stanislaus, State of California.

Upon motion of Supervisor _____, seconded by Supervisor _____, the foregoing resolution was passed and adopted at a regular meeting of the Board of Supervisors of the County of Stanislaus, State of California, this _____ day of _____, 2018, by the following called vote:

AYES: Supervisors:

NOES: Supervisors:

ABSENT: Supervisors:

Jim DeMartini, Chairman of the Board of
Supervisors of the County of Stanislaus,
State of California

ATTEST:
ELIZABETH A. KING,
Clerk of the Board of Supervisors of the
County of Stanislaus, State of California

By _____
Deputy Clerk

APPROVED AS TO FORM:
JOHN P. DOERING
COUNTY COUNSEL

By Deirdre McGrath
Deirdre McGrath, Deputy County Counsel

**STANISLAUS ANIMAL SERVICES AGENCY FULL FEE SCHEDULE
PROPOSED 2018**

FEES		2018	CHANGE PROPOSED
License Fee:	NOTE: Senior Citizens over 65 years of age receive a 50% discount		
Spay/Neutered Dog:			
	1 year license	\$12.00	
	2 year license	\$24.00	
	3 year license	\$36.00	
Unaltered Dog:			
	1 year license	\$150.00	
	2 year license	\$250.00	
	3 year license	\$350.00	
Voluntary Cat:	per year	\$12.00	
Delinquent Penalty:		\$12.00	
Reclaim Fee:			
	First Impound	\$45.00	
	Second Impound (Within 1 Year)	\$65.00	
	Third Impound (Within 1 Year)	\$100.00	
	On-call fee (After Hours) First 2 Hours	\$133.20	
State Spay/Neuter Fine (Food & Ag Code 31751.7 and 30804.7):			
	First Impound	\$35.00	
	Second Impound	\$50.00	
	Third Impound	\$100.00	
Livestock:			
	First Impound (Large Livestock)	\$75.00	
	Second & Subsequent Impounds	\$100.00	
	First Impound (Small Livestock)	\$45.00	
The Animal Services Officer shall charge the owner, in addition to the standard fee, the actual cost of any unusual expenses incurred and provide an itemized bill of such expenses.			
Quarantine Fee:		\$50.00	
Daily Care and Feed:	per day	\$15.00	
Microchip Fee:		\$20.00	
Vaccination Fee:			
	Rabies Vaccination	\$6.00	\$10.00
	Distemper/Parvo, e.g. DHPP (distemper, hepatitis, parainfluenza, parvo)	\$10.00	
	Feline Upper Respiratory, e.g., FVR-CP (feline rhino tracheitis-calici-panleukopenia)	\$10.00	
Treatment Fee (upon reclaim only):			
	Bordetella Vaccine	\$10.00	
	Deworming	\$10.00	
	Frontline Flea Treatment	\$10.00	
Veterinary Care (upon reclaim only):			
	Offsite Veterinary Care	Actual Cost	
	Level One Fee, basic examination only	\$35.00	
	Level Two Fee, examination and minor treatment	\$60.00	
	Level Three Fee, examination and extensive treatment	\$135.00	
	Level Four Fee, examination and extensive treatment, multi-day	\$220.00	
	Level Five Fee, examination and lifesaving treatment	\$370.00	
Disposal/Owner Release (Surrender) Fee:			
	Owner Release (Surrender)	\$30.00	\$40.00
	Dead on Arrival	\$10.00	
Field Service Charge:			
	Dogs or Cats	\$45.00	
	Livestock	\$75.00	

**STANISLAUS ANIMAL SERVICES AGENCY FULL FEE SCHEDULE
PROPOSED 2018**

FEES		2018	CHANGE PROPOSED
Trap Rental Fee:			
	Per Day Rental	\$2.00	
	Deposit (Refundable)	\$65.00	
Adoption Fee:			
	Dog, includes Rabies, DHPP, microchip, spay/neuter	\$90.00	\$120.00
	Discount: for all dogs adopted to in service area homes		\$20.00
	Cat, includes Rabies, FVR-CP, microchip, spay/neuter, and FeLV, test	\$45.00	
Kennel License Fee (annually):			
	Hobby Kennel	\$100.00	
	Breeder / Boarding / Training / Security Kennels	\$150.00	
	Others per Stanislaus County Code (Title 7-7.24.010)	\$50.00	
Litter Permit Fee:			
	Per year, allows one litter per year	\$100.00	
Animal Court Fees:			
Code	Description	Fine Amount	
Section 7.04.040	Resist or Interfere with an Animal Services Officer	\$320.00	
Section 7.16.030(1)	Leash Violation	\$160.00	
Section 7.16.030(2)	Trespass	\$160.00	
Section 7.16.030(4)	Public Nuisance	\$160.00	
Section 7.20.010	License required		
	No License with Proof	\$15.00	
	No License without Proof	\$251.00	
Section 7.20.020	No License on Dog	\$251.00	
Section 7.24.010	Kennel License Required	\$251.00	
Section 7.36.050	Rabies Vaccination	\$251.00	
Section 7.44.010	Abandonment	\$160.00	
Section 7.44.020	Dead Animal Removal	\$160.00	
Section 7.28.020	Potentially Dangerous/Vicious dog	\$500.00	
Section 7.12.030	Appeal Fee	\$144.00	
Section 7.54.030	Litter Permit Required	\$500.00	
Section 7.54.050	Failure to Display Litter Permit Number	\$100.00	
	2nd Offense	\$200.00	
	3rd Offense	\$300.00	
Administrative Citations:			
Code	Description	Fine Amount	
Stanislaus SCC 7.20.010	License Required-1st Offense	\$100.00	
	2nd Offense	\$200.00	
	3rd Offense	\$500.00	
Stanislaus SCC 7.36.050	Rabies Vaccination-1st Offense	\$100.00	
	2nd Offense	\$200.00	
	3rd Offense	\$500.00	
Ceres SCC 7.20.010	License Required-1st Offense	\$100.00	
	2nd Offense	\$200.00	
	3rd Offense	\$500.00	
Ceres SCC 7.36.050	Rabies Vaccination-1st Offense	\$100.00	
	2nd Offense	\$200.00	
	3rd Offense	\$500.00	
Hughson HMC 6.20.010	License Required-1st Offense	\$100.00	
	2nd Offense	\$200.00	
	3rd Offense	\$500.00	
Hughson HMC 6.36.050	Rabies Vaccination-1st Offense	\$100.00	
	2nd Offense	\$200.00	
	3rd Offense	\$500.00	
Patterson PMC 7.20.010	License Required-1st Offense	\$100.00	
	2nd Offense	\$200.00	
	3rd Offense	\$500.00	
Patterson PMC 7.36.050	Rabies Vaccination-1st Offense	\$100.00	
	2nd Offense	\$200.00	

**STANISLAUS ANIMAL SERVICES AGENCY FULL FEE SCHEDULE
PROPOSED 2018**

FEES		2018	CHANGE
			PROPOSED
	3rd Offense	\$500.00	
Waterford WMC 6.20.010	License Required-1st Offense	\$100.00	
	2nd Offense	\$200.00	
	3rd Offense	\$500.00	
Waterford WMC 7.36.050	Rabies Vaccination-1st Offense	\$100.00	
	2nd Offense	\$200.00	
	3rd Offense	\$500.00	

**Stanislaus Animal Services Agency
Current Fee Comparison**

	Stanislaus		Fresno	Kern	Madera	Merced	Monterey	Sacramento	San Joaquin	Tulare	Average
	Current Fee	Proposed Fee									
Owner Release/Surrender Fees	\$30	\$40	\$40-\$60	\$20	\$40	\$75	\$25	\$50	\$18	\$50	\$40-\$42
Adoption Fees	\$90	\$120	\$150-\$180	\$75-\$85	\$100	\$110	\$145	\$121-\$147	\$102	\$90-\$100	\$111-\$121
			w/ \$20 discount applied to \$120 for all adoptions to in service area homes								
Rabies Vaccinations	\$6	\$10	\$6	\$10	\$10	\$10	\$10	\$6	\$9	\$10	\$9

NOTICE OF PUBLIC HEARING TO CONSIDER AMENDING EXISTING FEES FOR
THE STANISLAUS ANIMAL SERVICES AGENCY

NOTICE IS HEREBY GIVEN that on September 25, 2018, at the 9:00 a.m. meeting, or as soon thereafter as the matter may be heard, the Stanislaus County Board of Supervisors will meet in the Basement Chambers, Lower Level, 1010 10th St., Modesto, CA, to consider the introduction and waiving of the first reading of an ordinance amending existing fees for the Stanislaus Animal Services Agency.

- A. An ordinance to amend existing fees for the Stanislaus Animal Services Agency. The proposed fee adjustments would consist of:
- Increase Rabies Fees
 - Increase Owner Surrender Fees
 - Increase Adoption Fees and add a discount to all dog adoptions to in service area homes

ADDITIONAL NOTICE IS GIVEN that the proposed Ordinance and Fee Schedule will be available for review in the Clerk of the Board Office, 1010 10th Street, Suite 6700, Modesto, CA.

NOTICE IS FURTHER GIVEN that at the said time and place, interested persons will be given the opportunity to be heard. Material submitted to the Board for consideration (i.e. photos, petitions, etc.) will be retained by the County. If a challenge to the above ordinance is made in court, persons may be limited to raising only those issues they or someone else raised at the public hearing described in this notice, or in written correspondence delivered to the Board of Supervisors. For further information, contact Annette Patton, Stanislaus Animal Services Agency Executive Director, at (209) 342-1740 or at 3647 Cornucopia Way, Modesto, CA.

BY ORDER OF THE BOARD OF SUPERVISORS

DATED: September 11, 2018

ATTEST: ELIZABETH A. KING,
Clerk of the Board of Supervisors
County of Stanislaus,
State of California

BY:


Pam Villarreal, Assistant Clerk



AFFIDAVIT OF PUBLICATION

Account#	Ad Number	Identification	PO	Cols	Lines
341787	0003840120	90882	90882	1	51

Attention:

CO STAN BOARD OF SUPERVISORS
1010 10TH ST STE 6700
MODESTO, CA 95354

STANISLAUS COUNTY NOTICE OF PUBLIC HEARING TO CONSIDER AMENDING EXISTING FEES FOR THE STANISLAUS ANIMAL SERVICES AGENCY

NOTICE IS HEREBY GIVEN that on September 25, 2018, 9:00 a.m., or soon thereafter as the matter may be heard, the Stanislaus County Board of Supervisors will meet in the Basement Chambers, Lower Level, 1010 10th St., Modesto, CA, to consider the introduction and waiving of the first reading of an ordinance amending existing fees for the Stanislaus Animal Services Agency. An ordinance to amend existing fees for the Stanislaus Animal Services Agency. The proposed fee adjustments would consist of:

- Increase Rabies Fees
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Declaration of Publication
C.C.P. S2015.5

STATE OF CALIFORNIA)
) ss.
County of Stanislaus)

I am a citizen of the United States; I am over the age of eighteen years, and not a party to or interested in the above entitled matter. I am a printer and principal clerk of the publisher of the The Modesto Bee, which has been adjudged a newspaper of general circulation by the Superior Court of the County of Stanislaus, State of California, under the date of February 25, 1951 Action No. 46453. The notice of which the annexed is a printed copy has been published in each issue thereof on the following dates, to wit:

September 14, 2018

I certify (or declare) under penalty of perjury that the foregoing is true and correct and that this declaration was executed at Modesto, California on:

Date: 14th, day of September, 2018

Cynthia A. Villarreal

Signature



AFFIDAVIT OF PUBLICATION

Account #	Ad Number	Identification	PO	Cols	Lines
341787	0003865224	90882 MAKE GOOD	90882 MAKE GOOD	1	51

Attention:

CO STAN BOARD OF SUPERVISORS
1010 10TH ST STE 6700
MODESTO, CA 95354

**Declaration of Publication
C.C.P. S2015.5**

STATE OF CALIFORNIA)
) ss.
County of Stanislaus)

**STANISLAUS COUNTY NOTICE OF
PUBLIC HEARING TO CONSIDER
AMENDING EXISTING FEES FOR THE
STANISLAUS ANIMAL SERVICES
AGENCY**

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- Increase Rabies Fees
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ADDITIONAL NOTICE IS GIVEN that
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will be available for review in the Clerk of
the Board Office, 1010 10th Street, Suite
6700, Modesto, CA.

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Stanislaus Animal Services Agency Exec-
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Cornucopia Way, Modesto, CA. BY OR-
DER OF THE BOARD OF SUPERVI-
SORS. DATED: September 11, 2018. AT-
TEST: ELIZABETH A. KING, Clerk of
the Board of Supervisors County of Stani-
slaus, State of California. BY: Pam
Villarreal, Assistant Clerk.
MOD- 3865224 9/21

I am a citizen of the United States; I am
over the age of eighteen years, and not a
party to or interested in the above entitled
matter. I am a printer and principal clerk of
the publisher of the The Modesto Bee,
which has been adjudged a newspaper
of general circulation by the Superior
Court of the County of Stanislaus, State of
California, under the date of February 25,
1951 Action No. 46453. The notice of
which the annexed is a printed copy has
been published in each issue thereof on
the following dates, to wit:

September 21, 2018

I certify (or declare) under penalty of
perjury that the foregoing is true and
correct and that this declaration was
executed at Modesto, California on:

Date: 21st, day of September, 2018

Cynthia A. Villarreal

Signature