

**TOWN OF PRESCOTT VALLEY
REQUEST FOR COUNCIL ACTION
Date: June 28, 2012**

SUBJECT: Animal Control Shelter Agreement

SUBMITTING DEPARTMENT: Police Department

PREPARED BY: Lieutenant Wayne Nelson

AGENDA LOCATION: Comments/Communications , Consent , Work/Study ,
New Business , Public Hearing , Second Reading

ATTACHMENTS: (1) Animal Sheltering Service Agreement 5/12/11 (2) 5/30/12 YCHS letter terminating the 5/12/11 Service Agreement (3) Animal Sheltering Service Agreement for fiscal year 2012/2013.

SUMMARY/BACKGROUND: As of July 25, 2009, the Town has contracted with Yavapai County Humane Society (“YCHS”) to provide shelter services for animals impounded by Prescott Valley Animal Control Officers and Police Officers for violations of Chapter 6, Animals of the Prescott Valley Town Code. Since the Town does not have a facility for providing sheltering services, PVPD has again asked YCHS to provide such services and YCHS has agreed to do so.

The terms of the 2009 Agreement provided for automatic one-year renewals unless otherwise terminated by either the Town or YCHS. The agreement did not provide a mechanism for considering increases in costs or demand for YCHS sheltering services. However, on May 12, 2011, the Town and YCHS enacted a new one-year agreement increasing the cost for service by \$10,000 the additional amount due to shelter and maintenance costs associated with the increasing numbers of impounded animals. The agreement included the automatic one-year renewal clause.

Because the terms of the prior agreements included the automatic renewal clause without providing a mechanism for considering the increased costs of service, the agreement essentially continued in perpetuity unless one party wished to terminate the agreement. In order to correct the dichotomy inherent in the term, staff was advised that the 2011/2012 Animal Sheltering Service Agreement should be terminated and a new one-year agreement for fiscal year 2012/2013 be enacted. The term provision for automatic one-year extensions has been removed allowing for future cost increases or decreases to be negotiated annually at the time of renewal. All other terms of the agreement remain the same unless altered in future agreements.

The PVPD has worked with YCHS to negotiate a new agreement for fiscal year 2012/2013 that recognizes the additional cost to YCHS for sheltering and maintenance costs. The proposed agreement between Prescott Valley and YCHS indicates an increase of \$6,850 raising the annual costs of sheltering services from \$51,650 to \$58,500.

OPTIONS ANALYSIS: Council may approve the one-year agreement with YCHS for shelter services or decline to approve the agreement.

ACTION OPTION: Motion to authorize the Mayor (or, in his absence, the Vice Mayor, to approve the agreement with Yavapai County Humane Society for animal shelter services OR motion to not approve the Agreement with Yavapai County Humane Society. Vote.

RECOMMENDATION: Staff recommends adoption of this agreement with Yavapai County Humane Society.

FISCAL ANALYSIS: This agreement will result in an increase from the previous agreement paid for animal shelter services in the amount of \$6,850.

REVIEWED BY:

Management Services Director _____

Town Clerk _____

Town Attorney _____

Town Manager _____

COUNCIL ACTION:

Approved Denied Tabled/Deferred Assigned to _____