

THE CORPORATION OF THE MUNICIPALITY OF STRATHROY-CARADOC

BY-LAW NO.06-22

A BY-LAW TO AUTHORIZE THE EXECUTION OF THE RENEWAL OF AN AGREEMENT BETWEEN ANIMAL CARE CENTRE LOBO (AMANDA WELLS AND ALLEN FORTNER) AND THE MUNICIPALITY OF STRATHROY-CARADOC REGARDING ANIMAL CONTROL SERVICES

WHEREAS Council deems it expedient to enter into a Renewal Agreement with Animal Care Centre Lobo (Amanda Wells and Allen Fortner) regarding animal control services;

NOW THEREFORE BE IT ENACTED BY THE COUNCIL OF THE CORPORATION OF THE MUNICIPALITY OF STRATHROY-CARADOC AS FOLLOWS:

1. **THAT:** the Mayor and Clerk be hereby authorized to execute a renewal Agreement between the Municipality of Strathroy-Caradoc and Animal Care Centre Lobo (Amanda Wells and Allen Fortner) in accordance with the said Agreement which is attached hereto.
2. **THAT:** Schedule "A" attached hereto and forming part of this by-law is hereby adopted including the following changes:
 - a. **THAT:** the term of this Contract shall be for 2 years, starting January 01, 2022, until December 31, 2023. The Animal Control Officer shall receive from the Municipality for Animal Control Services the following:
 - \$61,200 plus HST annual, payable in twelve (12) equal monthly installments for each of the following years: 2022 & 2023
3. **THAT:** this by-law come into force and take effect on the date of its final passage in Open Council.

Read a **FIRST** and **SECOND** and **THIRD** time and **FINALLY PASSED** in Open Council this 17th day of January 2022.

Mayor

Clerk

SCHEDULE "A"
BY-LAW NO. 06-22
ANIMAL CONTROL RENEWAL AGREEMENT
JANUARY 01, 2022- DECEMBER 31, 2023

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Animal Control Services Agreement
2020-2021

This Agreement is effective the 1st day of January, 2020.

Between:

The Corporation of the Municipality of Strathroy-Caradoc
Hereinafter referred to as the "Municipality" of the first part

-and-

Animal Care Centre Lobo (Amanda Wells & Allen Fortner), Hereinafter referred to
as the "Animal Control Officer"
Of the second part

WHEREAS the Council of the Corporation of the Municipality of Strathroy-Caradoc
deems it expedient to enter into an Agreement with Animal Care Centre Lobo for the
provision of Animal Control services for the Municipality.

The parties hereby mutually agree as follows:

1. **THAT:** Amanda Wells, who resides in the Municipality of Middlesex Centre, in the County of Middlesex, is hereby appointed as Animal Control Officer for the Municipality of Strathroy-Caradoc. Amanda Wells will act as Animal Control Officer for the Municipality of Strathroy-Caradoc for the duration of this Agreement. The Animal Control Officer shall report to the Director of Corporate Services/Clerk.
2. **THAT:** The Animal Control Officer shall provide a service on the basis of irregular patrols as required, plus 24 hours per day, 7 days per week response to calls. All complaints or request for service shall be followed up by a visit or phone call from the Animal Control Officer or her designate.
3. **THAT:** the term of this Contract shall be for 2 years, starting January 1, 2020 until December 31, 2022. The Animal Control Officer shall receive from the Municipality for Animal Control Services the following:

\$60,000 plus HST per annum, payable in twelve (12) equal monthly installments for each of the following years: 2020 & 2021
4. **THAT:** The Animal Control Officer shall accept stray cats and kittens at no charge, at her discretion and subject to the availability of space at her facility, and when she has determined the cats are strays and not owner cats.
5. **THAT:** The Animal Control Officer shall develop and maintain a volunteer cat registration program. Cat tags will be offered free of charge and the Animal Control Officer shall maintain a cat registration data base.

6. **THAT:** the Animal Control Officer shall distribute dog tags, free of charge, supplied by the Municipality, for the purpose of registering and licensing dogs in the Municipality. All postage and other supplies required for this purpose shall be at the cost of the Animal Control Officer.
7. **THAT:** the Animal Control Officer shall maintain a database for all dog and cat licenses and registrations in accordance with the Animal Control Bylaw and the database shall be available to the Municipality when and as required.
8. **THAT:** the Animal Control Officer shall respond to and/or investigate all complaints with respect to any contravention of the Municipality's Animal Control Bylaw.
9. **THAT:** the Animal Control Officer shall investigate any complaints with respect to animal abuse and neglect and be responsible to also direct the complaint to the London Humane Society when warranted.
10. **THAT:** the Animal Control Officer shall respond, when requested by Strathroy-Caradoc Police Service or Municipal Staff, to remove injured domestic animals from public property and shall take the animal to the appropriate facility for treatment, and the cost of the treatment shall be included in the contract price.
11. **THAT:** the Animal Control Officer shall assist, when possible, with complaints and advice with respect to issues with Wildlife.
12. **THAT:** the Animal Control Officer shall provide Council with a written report annually, and at other times as requested, which contains, but is not limited to the following information
 - Number and types of complaints received and investigated;
 - Number of fines issued and the result;
 - Number of dogs and cats brought into the shelter;
 - Number of adoptions of cats and dogs;
 - Number of cats and dogs euthanized;
 - Number of dog and cat tags distributed.
13. **THAT:** the Animal Control Officer shall maintain, at her expense, Pound Facilities in accordance with the provisions as set out in the Animals for Research Act, R.S.O. 1990, as amended. Said facility shall be inspected annually by the appropriate Ministry and the report of the inspection shall be filed with the Director of Corporate Services/Clerk.
14. **THAT:** fines paid under the Municipality's Animal Control Bylaw shall be retained by the Municipality.
15. **THAT:** kennel fees for unclaimed dogs and euthanasia fees are included in the amount paid to the Animal Control Officer under this contract.

16. **THAT:** this Agreement shall not be assigned by the Municipality of Strathroy-Caradoc of the Animal Control Officer without the express written consent of both parties hereto.

17. **INSURANCE**

Before commencing any of the work provided herein, the Animal Control Officer, at her expense, shall supply the Municipality with a Comprehensive General Liability Insurance Policy and Vehicle Insurance Policy with minimum coverage of Two Million Dollars (\$2,000,000) in a form showing the Municipality, and its agents if applicable, as named insureds indemnifying the Municipality, and its agents if applicable, from any loss arising from any claims or damages, injury or otherwise in connection with the work done by or on behalf of the Animal Control Officer. The said insurance company must include a provision confirming that the policy shall not be cancelled without providing the Municipality with fifteen (15) days written notice of the insurer's intention to cancel the policy.

18. **Indemnification**

The Animal Control Officer shall indemnify the Municipality against all actions, causes of action, suits, claims or demands whatsoever which may arise, either directly or indirectly by reason of the Animal Control Officer undertaking or failing to undertake the Municipal services and other obligations set out in this Agreement. The issuance of the insurance policy required herein shall not relieve the Animal Control Officer from her responsibility from indemnifying the Municipality for liability not covered by such insurance or in excess of policy limits of such insurance.

Effective Dates and Termination

19. This Agreement shall take effect on the 1st day of January 2020 and remain in force until December 31, 2021. Early termination by either party herein, requires at least three (3) months' notice in writing, to be filed with either of the other parties herein.

Signed on behalf of the Corporation of the Municipality of Strathroy-Caradoc this 21 day of November, 2019.

Janice Vondal
Mayor

[Signature]
Clerk

Amanda Wells
Amanda Wells, Animal Control Officer

[Signature]
Witness

