



The Corporation of the Town of Orangeville

By-law Number 028 - 2016

A by-law to authorize the extension of an agreement with the Ontario Society for the Prevention of Cruelty to Animals (OSPCA) for the use of facilities and animal control services.

Whereas the the Municipal Act, 2001, S.O. 2001, c.25, S.9 provides a municipality with the powers of a natural person for the purpose of exercising its authority under this or any other Act;

And whereas by By-law No. 61-2005, passed on June 27, 2005, the Town entered into a lease agreement with the Ontario Society for the Prevention of Cruelty to Animals (OSPCA) for the use of a town-owned facility and the provision of animal control services;

And whereas section 3.3 of Schedule "C" of By-law 61-2005 provides that the agreement shall be automatically renewed for successive 3 year terms commencing January 1, 2007 until December 31, 2024, unless notice of termination has been provided in accordance with the agreement;

And whereas the current services agreement expired on December 31, 2014;

And whereas on March 21, 2016, Council considered terms submitted by the Orangeville and District Branch of the Ontario Society for the Prevention of Cruelty to Animals (OSPCA) with respect to renewal of the facilities use agreement and animal control services for a three year period from January 1, 2016 to December 31, 2018;

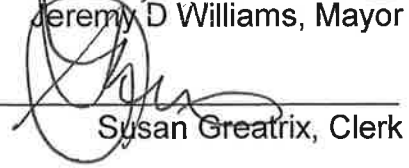
Be it therefore enacted by the municipal Council of The Corporation of the Town of Orangeville as follows:

1. That the agreement between The Ontario Society for the Prevention of Cruelty to Animals and The Corporation of the Town of Orangeville with respect to the use of facilities and the provision of animal control services, as outlined in the letter dated December 23, 2015 and attached hereto, is hereby approved.
2. That the Mayor and Clerk are hereby authorized to execute the said agreement and any other documents required to finalize the transaction on behalf of The Corporation of the Town of Orangeville and to affix the corporate seal thereto.

Passed in open Council this 4th day of April, 2016.



Jeremy D Williams, Mayor



Susan Greatrix, Clerk



ONTARIO SPCA

AND HUMANE SOCIETY • PROTECTING ANIMALS SINCE 1873

ORANGEVILLE & DISTRICT BRANCH

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Charitable Registration # 88969 1044 RR0002

December 23, 2015

Vern Douglas
Director of Building & Bylaws
Town of Orangeville
87 Broadway
Orangeville, Ontario
L9W 1K1

Re: **Renewal of Facilities Use and Canine Control Bylaw Enforcement Services Agreement**

Dear Vern,

The Ontario SPCA Orangeville and District Animal Centre is pleased to offer the Town of Orangeville the following terms for the renewal of our Facilities Use Agreement and the Canine Control Bylaw enforcement services provided under the agreement.

1. Three year agreement, from January 1, 2016 to December 31, 2018, with annual fee for services increasing on the anniversary date as follows:

Year 1	2.5%	\$57,861.00
Year 2	2.5%	\$59,308.00
Year 3	2.5%	\$60,790.00

2. The costs of utilities including heat and hydro, for the Animal Shelter and Adoption Centre will continue to be paid by the Town of Orangeville, as they have been in past agreements.
3. With this renewal we are requesting that the Town be responsible for veterinary costs associated with stray sick and injured animals from the Town of Orangeville during the hold period. This new annual cost recovery will be capped at \$5,000.
4. Veterinary costs recovered from the Town will be limited to the costs for those treatments which veterinarians deem necessary to keep the animal comfortable during the hold period. The Society will provide the Town with a monthly invoice for these costs, and a report including copies of the associated veterinary invoices, the numbers and types of animals treated, and where the animals were picked up or found.
5. Per previous agreements, the Society will continue to remit 10% of the contractual payment made to the Society by the Town of Mono for our Animal Control Bylaw enforcement services. Starting January 1, 2016, the Society will remit 10% of the contractual payment to the Society by the Town of Erin for our Dog Control Services.

6. Society activities relating to the enforcement of the "off leash park" will continue to be charged separately to the Town at a flat hourly rate of \$75.00 per hour. Response to calls at the off leash park will be during normal business hours. The Town will be invoiced by the Society promptly following completion of each incident. The Town will be provided with a report outlining the nature of the incident, why the Society responded, and the dates of the incident and related follow ups.

All other terms and conditions of the contract remain the same.

If the Town of Orangeville accepts our renewal offer we request that you return one copy of this letter with signatures to my attention at the Animal Centre as soon as possible. Should you have any questions about any of the above items please don't hesitate to contact me.

Sincerely,

Calla Spencer

Calla Spencer
Animal Centre Manager

Accepted by the Town of Orangeville, on April 4, 2016

Per: 

Per: 

AUTHORIZED BY ORANGEVILLE COUNCIL
BY-LAW/RESOLUTION NO. 028/2016 ON
THE 4TH DAY OF APRIL, 2016