

ORDINANCE #69043
Board Bill No. 44
Committee Substitute

An ordinance repealing Ordinance 67416 which authorizes a design build contract for an animal shelter and Section Two of Ordinance 65435 which sets forth the Excess Payment Disposition of the Animal Protection Facility Restoration Fund and directing said funds already collected by the Collector of Revenue and being held by the Comptroller to be distributed pursuant to the remaining provisions of Ordinance 65435; authorizing the Comptroller to establish an "Pet Spay, Neuter and Microchip Assistance Fund" to offer financial assistance to qualified St. Louis City residents for the spaying or neutering and micro-chipping for identification of their dogs and cats to control pet overpopulation in the City of St. Louis; directing the Collector of Revenue to transfer to the Comptroller any amount of money in excess of the amount due on any water bill, personal property or real estate tax bill in the City of St. Louis which is designated by any person, firm or corporation for the "Pet Spay, Neuter and Microchip Assistance Fund" program; the depositing of "Pet Spay, Neuter and Microchip Assistance Fund" funds; and the use of "Pet Spay, Neuter and Microchip Assistance Fund" funds; and containing an emergency clause.

WHEREAS, the City of St. Louis Passed Ordinance 67416 authorizing a design build contract for an animal shelter; and,

WHEREAS, The City of St. Louis passed Ordinance 65435 authorizing the establishment of a fund to be designated as the "Animal Protection Facility Restoration Fund" for the purpose of paying for the construction and maintenance of a new Animal Protection Facility; and,

WHEREAS, the City of St. Louis has collected funds for said facility pursuant to Section Two of Ordinance 65435 and the funds have been placed in a fund established by Sections One and Three of Ordinance 65435; and,

WHEREAS, it has been determined that funds shall no longer be collected pursuant to Section Two of Ordinance 65435; and,

WHEREAS, new facilities and agents for animal protection have been authorized by the Health Commissioner for the City of St. Louis pursuant to Ordinance 65206 and enforcement thereof; and,

WHEREAS, the funds now held by the City shall be distributed pursuant to Sections Four and Five of Ordinance 65435.

WHEREAS, a "Pet Spay, Neuter and Microchip Assistance Fund" is being established to offer financial assistance to qualified St. Louis City residents for the spaying or neutering and micro-chipping for identification of their dogs and cats to control pet overpopulation in the City of St. Louis.

BE IT ORDAINED BY THE CITY OF ST. LOUIS, AS FOLLOWS:

SECTION ONE. Repeal of Ordinance 67416. Ordinance 67416 is hereby repealed.

SECTION TWO. Repeal of Section Two of Ordinance 65435. Section Two of Ordinance 65435 is hereby repealed and any designation for collection of Animal House Funds shall be removed from any water bill, refuse bill, personal property or real estate tax bill, however any money which shall be generated until said time said designation can be removed shall be continued to be deposited with the Comptroller and distributed or used as currently provided in and under the remaining provisions of Ordinance 65435.

SECTION THREE. Use of Funds and Capital Improvements-Use and Clarification. The remaining provisions of Ordinance 65435 shall continue in full force and effect until such time that all funds currently in the possession of the City and Comptroller have been exhausted and used according to Sections Four and Five of Ordinance 65435. At such time that all funds collected under Ordinance 65435 have been exhausted, Ordinance 65435 shall be no longer be in full force and effect and thereafter have no validity. For clarification of the existing Ordinance 65435 and specifically Sections Four and Five, the funds currently in the possession of the City and Comptroller shall be used to pay for all costs related to the construction and/or maintenance of any new Animal Protection Facility, and for materials and equipment required to maintain such a facility in accordance with Section Four of Ordinance 65435 and the Director of Health and Hospitals shall recommend the use of said funds to the Health and Human Services Committee of the board of Aldermen which shall determine the capital improvements for which the funds should be used consistent with Ordinance 65435, and the Director, upon resolution passed by said Committee shall have the authority to prepare the necessary vouchers for such use of funds and the Comptroller, upon receipt of such voucher, shall draw warrants on the fund for any

new facility. A new facility being defined as any facility which is designated by the Health Commissioner to aid in the enforcement of this Ordinance or any other law or ordinance relating to the regulation or licensure of animals, control of animals, or seizure and impoundment of animals of any kind and as recommended by the Director of Health and Hospitals and determined by the Health and Human Services Committee of the Board of Aldermen who shall determine the final use of said funds as provided. No part of the aforementioned funds shall be used for any general operating purpose or expense, salaries, or advertising.

SECTION FOUR. Pet Spay, Neuter and Microchip Assistance Fund established. The Comptroller is authorized and directed to establish a fund to be designated as the "Pet Spay, Neuter and Microchip Assistance Fund" for the purpose to offer financial assistance to qualified St. Louis City residents for the spaying or neutering and micro-chipping for identification of their dogs and cats to control pet overpopulation in the City of St. Louis. All interest earned by the funds deposited in such special account shall be retained in the account to be appropriated according to provisions of this ordinance. All expenditures from such fund shall be appropriated in accordance with applicable law.

SECTION FIVE. Excess payment disposition. When any person, firm or corporation participating in the "Pet Spay, Neuter and Microchip Assistance Fund" program pays an amount in excess of the amount due on any water bill, personal property or real estate tax bill the Collector of Revenue shall remit to the Comptroller the excess amount on a monthly basis.

SECTION SIX. Deposit in Pet Spay, Neuter and Microchip Assistance Fund. The Comptroller, upon receipt of such excess payments designated for the "Pet Spay, Neuter and Microchip Assistance Fund" program remitted by the collector, shall place said receipted payments in the Neuter Assistance and Education Fund, as codified in Section 10.04.165 of the Revised Code of the City of St. Louis.

SECTION SEVEN. Use of funds. Funds maintained in "Pet Spay, Neuter and Microchip Assistance Fund" account shall only be used for the purpose of offering financial assistance to qualified St. Louis City residents for the spaying or neutering and micro-chipping for identification of their dogs and cats. The Commissioner of Health shall provide annually to all members of the Board of Aldermen a report detailing the use of funds provided by the "Pet Spay, Neuter and Microchip Assistance Fund."

SECTION EIGHT. Emergency Clause. The passage of this ordinance, being deemed necessary for the immediate preservation of the public peace, health and safety, is declared to be an emergency ordinance as provided for by Article IV, Sections 19 and 20 of the Charter of the City of St. Louis and shall be effective immediately upon the approval of the Mayor.

Approved: December 12, 2011