

Alachua County, FL

12 SE 1st Street
Gainesville, Florida



Meeting Agenda - Final

Animal Ordinance & Enforcement/FY 20 Budget

Tuesday, August 20, 2019

1:30 PM

Grace Knight Conference Room

Special Meeting

Approval of Agenda

Items for Discussion

19-0158 1. Pet Breeder Regulation

Fiscal Consideration: None

Recommended Action: Authorize advertisement of an ordinance establishing a Breeder's License program with the following standards:

- Differential licensing for all animals, with costs established in the fee schedule, to curb "accidental breeders" and incentivize sterilization
- A breeder's permit program for hobby, and commercial, breeders of dogs subject to:
 - 1) Retention of all veterinary and transaction records for 1 year from sale;
 - 2) Consent to inspections of premises housing breeding operations and animals;
 - 3) Standards of husbandry and veterinary care for animals;
 - 4) Maximum number of adult intact animals at a breeding facility;
 - 5) Fees (established by fee schedule) depending on intensity of breeding

[PetBreederRegulations\(08142019\).pptx](#)

[BreederLicenseTable08142019.pdf](#)

19-0068 2. FY20 Budget Development Meeting

Fiscal Consideration: Accept or modify the FY20 Tentative Budget

Recommended Action: Provide direction to staff for any adjustment to the tentative budget.

[FY20 Budget Calendar07-24-19.pdf](#)

[Millage Chart 062619.pdf](#)

Closing Comments

Public Comment

Commission Comment

Adjourn



Agenda Item Summary

Agenda Date: 8/20/2019

Agenda Item No.: 1.

Agenda Item Name:

Pet Breeder Regulation

Presenter:

Alachua County Animal Services

Description:

Presentation of regulatory ordinances in other jurisdictions and staff recommendations for Board consideration.

Recommended Action:

Authorize advertisement of an ordinance establishing a Breeder's License program with the following standards:

- Differential licensing for all animals, with costs established in the fee schedule, to curb "accidental breeders" and incentivize sterilization
- A breeder's permit program for hobby, and commercial, breeders of dogs subject to:
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 - 4) Maximum number of adult intact animals at a breeding facility;
 - 5) Fees (established by fee schedule) depending on intensity of breeding

Prior Board Motions:

April 16, 2019

The Board directed staff to:

- 1) Bring back examples of breeder license ordinance programs from the southeast and Florida so the Board can discuss at the first available Policy Meeting prior to the drafting of the ordinance
- 2) Inform the Board of enforceability of the State of Florida Regulations.

Fiscal Consideration:

None

Background:

Topic has been discussed on several occasions as it relates to costs incurred by the County to house, provide care for, and rehome unwanted animals. It has also been discussed in relation to its effect on public safety with breeding having been a component of several recent aggressive dog cases. Finally on April 16, 2019 the board directed staff to bring back example ordinances regulating pet breeding from other jurisdictions.



Pet Breeder Regulations

Ed Williams, Director
Alachua County Animal Services

April 16, 2019

- The Board directed staff to:
 - 1) Bring back examples of breeder license ordinance programs from the southeast and Florida so the Board can discuss at the first available Policy Meeting prior to the drafting of the ordinance
 - 2) Inform the Board of enforceability of the State of Florida Regulations.



Current Regulatory System (State)

- Florida law currently has no comprehensive pet breeder regulatory framework, but does have medical standards and veterinary certificate record retention requirements
- State law allows Animal Services to inspect animals offered for sale and veterinary inspection certificates of those animals
- Ultimately, enforcement lies with FDACS and the State Attorney's Office (misdemeanor)

Issues

- The County has noticed an increase in pet breeding that results in an abundance of dogs
- Over ten Florida counties have established breeder regulations to maintain the safety of their citizens and animals



Recommended Action: Establish Pet Breeder Regulations

- Ensure the safety and well-being of the public
- Reduce the fiscal impact to the County of unaltered animals
- Regulate breeding conditions to prevent inhumane treatment
- Decrease the number of unwanted animals



Types of Breeders



Three Types of Breeder

- Accidental Breeder
- Hobby Breeder
- Commercial Breeder



Accidental Breeder

- Personal pet owner whose pet is unaltered and may be unintentionally impregnated
- Currently, spay and neuter is incentivized through discount on pet license required by Alachua County Code and owners are required to confine animals in heat



Hobby Breeder

- Distinct class of breeders above the “accidental breeder” level, but below a separate defined “commercial breeder” or “pet dealer” standard
- Usually a small operation, often family-run out of a private residence



Commercial Breeder or Pet Dealer

- Defined in Florida Statute § 828.29(13):
 - Business or individual engaged in annual sale of more than 2 litters, or 20 dogs or cats, whichever is greater
- State law protects consumers from false advertising, omissions, medical issues, and otherwise unsavory business practices, but doesn't comprehensively regulate the operation



Local Solutions



Regulatory Frameworks from Other Florida Counties

- Regulate Intact Animals
- Regulate the Act of Breeding
 - Hobby Breeder
 - Commercial Breeder/Pet Dealer



Regulate Intact Animals

- Regulate breeders by limiting the number of intact cats and dogs allowed on a premises by requiring permits with escalating fees for ranges of intact animals
 - Jacksonville's Excessive Unsterilized Animals code – escalating permit for more than 5 unsterilized animals on premise

Regulate Intact Animals (continued)

- Prohibit unsterilized animals without breeder permit
 - Palm Beach County
- Require spay/neuter of cats unless certain exemptions are met for licensed breeders, pedigrees, medical exceptions
 - Citrus County
- Currently, County regulates intact animals through differential licensing and a requirement to confine animals in heat
- These options would cover “accidental breeders”



Regulate Active Breeders

- Require anyone engaging in breeding, selling, or owning a stud to obtain a Breeders Permit
 - Standards could include:
 - Retention and inspection of records, including transactions
 - Consent to inspections (random or scheduled)
 - Yearly fee to cover costs of enforcement
 - Maximum number of adult animals at any time
 - Revocable permit if conditions not met



Regulate Active Breeders (continued)

- Many jurisdictions distinguish hobby from commercial breeding by setting maximum number of animals offered for sale
 - Most common definition for hobby breeder allows sale of up to 20 animals, or 2 litters, a year
- Hobby breeders may have more lenient standards for requirements not directly related to animal welfare (e.g. transaction records)
 - Lower permit fees for hobby vs. commercial

Enforcement

- Enforcement could include:
 - Revocation of permit
 - Codes enforcement for failing to have appropriate permit or failing to meet defined standards
 - Cruelty petitions for cruel or neglectful breeders where conditions observed during inspections demonstrate inadequate care
 - Injunction to require breeder to comply with Breeder's License program or cease breeding/sale of animals

Recommendation



- Authorize advertisement of an ordinance establishing a Breeder's License program with the following standards:
 - Differential licensing for all animals, with costs established in the fee schedule, to curb "accidental breeders" and incentivize sterilization
 - A breeder's permit program for hobby, and commercial, breeders of dogs subject to:
 - 1) Retention of all veterinary and transaction records for 1 year from sale;
 - 2) Consent to inspections of premises housing breeding operations and animals;
 - 3) Standards of husbandry and veterinary care for animals;
 - 4) Maximum number of adult intact animals at a breeding facility;
 - 5) Fees (established by fee schedule) depending on intensity of breeding

Breeder's License Survey in Florida

	Main Points
Broward County	<ul style="list-style-type: none"> Covers any person engaged in sale, stud, or breeding of cats or dogs Requires permit from Division, good for 1 year Requires heightened record keeping Allows for random inspections Revocable permit if certain violations (such as cruelty)
Citrus County	<ul style="list-style-type: none"> Yearly fee Mandatory spay/neuter of cats unless exemptions met (breeder, pedigree, medical, etc.)
Collier County	<ul style="list-style-type: none"> Standards of care for animal related businesses and breeders, standards for proper animal husbandry Requires operational permit, requires records for animals housed Requires examinations and certificates for animals being sold (similar to state law)
Jacksonville	<ul style="list-style-type: none"> Covers pet shops and animal dealers (sale of more than 20 animals a year) Requires permit, won't be issued to individuals with certain animal related violations Permit allows random inspections Records of all transactions to Division Vet care standards for the animals Treats Hobby Breeders separately (may sell up to 20 animals a year) Hobby breeder requires permit and bi-annual inspection and establishes husbandry standards Excessive Unsterilized Animals code – Creates escalating permit for more than 5 unsterilized animals
Miami-Dade County	<ul style="list-style-type: none"> Breeder, pet dealer, hobby breeder license Allows inspection of premises and records Revocable if not compliant with State law or county code
Palm Beach County	<ul style="list-style-type: none"> Commercial breeder (>20) and hobby breeder (Up to 19) Regulates pet shops and pet dealers 1 year permit, inspections without notice No cat breeding unless pedigreed and registered No unsterilized animals without appropriate permit or exemption Operational and husbandry standards Provide records of transactions to Division
Pinellas County	<ul style="list-style-type: none"> Regulates Pet dealerships and hobby breeders Hobby breeder sells no more than 20 animals a year Initial inspection and annual inspection Regulates location of sales (no parking lots, etc.) Submit records of sales to Department
Sarasota County	<ul style="list-style-type: none"> Hobby breeder means someone selling dogs or cats from premises in which they were bred or reared Regulates location of sales, health exams
Seminole County	<ul style="list-style-type: none"> Breeder=any person that causes dogs or cats to produce Hobby breeder=1 litter per year Focus is on puppy mills No pet shop may offer dogs unless from animal shelter or rescue Doesn't provide much, no scheme for hobby breeders
Volusia County	<ul style="list-style-type: none"> Need annual license to be hobby breeder Maximum number of adult animals at any time Facility and husbandry standards for hobby breeders Condition of license to allow inspection Mandatory spay and neuter unless unaltered animal permit or exemption (Pedigree, medical, breeder, etc.) Unaltered animal permit comes with microchip, notification of change in ownership



Agenda Item Summary

Agenda Date: 8/20/2019

Agenda Item No.: 2.

Agenda Item Name:

FY20 Budget Development Meeting

Presenter:

Tommy Crosby, 337-6205

Description:

FY20 Budget Review of Discretionary Spending

Recommended Action:

Provide direction to staff for any adjustment to the tentative budget.

Prior Board Motions:

On June 6, 2019, the BoCC directed the County Manager to identify \$3,000,000 in cuts from all sources. The list should show her recommendations for priorities in the budget. Motion passed 5-0.

Fiscal Consideration:

Accept or modify the FY20 Tentative Budget

Background:

This is fifth in a series of Special Budget meetings to be held in preparation of the FY20 Budget.

FY20 Budget Meetings (as of 07-24-19)

December – February	Departmental Budget & CIP Plan Review (CM, Departments, OMB)
January 22, Tue	BoCC Regular Meeting (FY20 Budget Guidelines, Adoption of Calendar and Resolution for Constitutional Officers BoCC, CM, CA, OMB)
January 31, Thu	Internal Service Charges Due to OMB (Fleet, IT, Risk)
January 31, Thu	CIP Due to OMB
March 1, Fri	Fee Schedule Revisions Due to OMB
March 14, Thu	BoCC Special Budget Meeting 1:30pm (Board Focus Issues – Fire Assessment, Radio System, BoCC, CM, CA, OMB)
March 19, Tue	BoCC Special Budget Meeting 1:30pm (Board Focus Issues – Homelessness/Rapid Rehousing, Empowerment Center, CAPP Funding, Energy Management, BoCC, CM, CA, OMB)
March 21, Thu	BoCC Special Budget Meeting 10:00am (Board Focus Issues –Stormwater Assessment, Roads, Flood Issues, DOC Crew Funding, BoCC, CM, CA, OMB)
April 12, Fri	Final Budget Proposals Approved (CM, OMB)
April 16, Tue	BoCC Special Budget Meeting 10:00am (Historical Trends, FY19 Level of Service Matrix, FY19 Budget Allocation Breakout by Focus Area, Financial Policies, Fee Schedule, BoCC, CM, OMB)
April 18, Thu	Capital Improvement Plan Review 1:30pm (Financial Oversight Workgroup)
April 26, Fri	Job Assessment Tools due to Human Resources
May 1, Wed	Constitutional Officers Submit Budgets (Constitutional Officers, BoCC, CM)
May 16, Thu	BoCC Special Budget Meeting 10:00am (Constitutional Presentations, BoCC, CM)
May 31, Fri	Preliminary Estimates are delivered (Property Appraiser)
June 4, Tue	BoCC Special Meeting 5:01pm (County Manager Tentative Budget Presentation, BoCC, CM, OMB)
June 6, Thu	BoCC Special Budget Meeting 10:00am General Government (Budget and Fiscal Services, Public Information Office, County Attorney Office, County-wide Budget Impacts, BoCC, CM, CAO, OMB)
June 18, Tue	BoCC Special Budget Meeting 10:00am (Animal Services, Information Technology, Parks and Conservation Lands, Equal Opportunity, Economic Development, Tourist Development, Ag Ext, Human Resources, Office of Dev & Training, Fairgrounds, BoCC, CM, Assist CM Admin Services)
June 20, Thu	BoCC Special Budget Meeting 10:00am (Environmental Protection, Growth Management, Solid Waste, Public Works, Facilities, CIP, Stormwater, BoCC, CM, Deputy CM)
June 21, Fri	Preliminary Tax Roll is Certified (Property Appraiser)
June 27, Thu	BoCC Special Budget Meeting 1:30pm (Fire/Rescue - Masterplan, Community Support Services, Court Services, Millage Scenarios and Taxing Funds Finalization, BoCC, CM, Assistant CM Public Safety, OMB)
July 9, Tue	BoCC Regular Meeting 5:01pm (Set Proposed Millage and Assessment Rates, BoCC, CM, CA, OMB)
August 1, Thu	County Manager advises ACPA of proposed millage and assessment rates
August 8, Thu	BoCC Special Budget Meeting 1:30pm (General Budget Development, BoCC, CM, CA, OMB)
August 15, Thu	BoCC Special Budget Meeting 10:00am (General Budget Development, BoCC, CM, CA, OMB)
August 16, Fri	TRIM Notices Mailed (Property Appraiser)
August 22, Thu	BoCC Special Budget Meeting 1:30pm (Revenue Projections, Changes from Tentative Budget, Budget Decisions Finalized, Tax Rates Finalized, Millage Chart, FTE Chart, BoCC, CM, OMB)
September 10, Tue	1st Public Budget Hearing 5:01pm (Adopt FY20 Adjusted Tentative Budget, Millage and Assessment)
September 24, Tue	Final Public Budget Hearing 5:01pm (Adopt FY20 Final Budget, Millage and Assessment)

FY20 Proposed Millage Rates

Property Tax Revenue Only	General Fund (Certified Value)	MSTU Law Enforcement (Certified Value)
2020 Certified Taxable Value	15,203,133,929	6,323,488,534
2019 Final Gross Taxable Value	14,253,438,005	5,969,600,671
Current Millage	8.2829	3.7240
FY20 Projected Revenue	119,629,736	22,371,238
FY19 Projected Revenue	112,156,812	21,119,253
Difference	7,472,925	1,251,984
Simple Majority Cap	9.8676	3.7270
Millage Change	1.5847	0.0030
FY20 Projected Revenue	142,517,522	22,389,260
FY19 Projected Revenue	112,156,812	21,119,253
Difference	30,360,711	1,270,006
Super Majority Cap	10.0000	4.0997
Millage Change	1.7171	0.3757
FY20 Projected Revenue	144,429,772	24,628,186
FY19 Projected Revenue	112,156,812	21,119,253
Difference	32,272,961	3,508,932
Recommended	8.2829	3.7240
Millage Change	0.0000	0.0000
FY20 Projected Revenue	119,629,736	22,371,238
FY19 Projected Revenue	112,156,812	21,119,253
Difference	7,472,925	1,251,984
Rollback Rate	8.0822	3.6048
Millage Change	-0.2007	-0.1192
FY20 Projected Revenue	116,731,031	21,655,166
FY19 Projected Revenue	112,156,812	21,119,253
Difference	4,574,219	535,913

Note: Change in Florida Per Capita Personal Income 1.0339% per the Florida Department of Revenue.