

CITY OF LE ROY
COUNTY OF MC LEAN
STATE OF ILLINOIS

ORDINANCE NO. 773

AN ORDINANCE APPROVING AN INTERGOVERNMENTAL
AGREEMENT FOR ANIMAL CONTROL WITH THE MC LEAN
COUNTY BOARD OF HEALTH, SAID AGREEMENT PROVIDING
FOR FEES FOR IMPOUNDMENT OF DOGS OR CATS

ADOPTED BY THE CITY COUNCIL OF THE CITY OF LE ROY
THIS 15th DAY OF December, 1997

PRESENTED: December 15, 1997

PASSED: December 15, 1997

APPROVED: December 15, 1997

RECORDED: December 15, 1997

PUBLISHED: December 15, 1997


In Pamphlet Form

Voting "Aye" 5

Voting "Nay" 0

The undersigned being the duly qualified and acting City Clerk of the City of LeRoy does hereby certify that this document constitutes the publication in pamphlet form, in connection with and pursuant to Section 1-2-4 of the Illinois Municipal Code, of the above-captioned ordinance and that such ordinance was presented, passed, approved, recorded and published as above stated.

(SEAL)


City Clerk of the City of LeRoy,
McLean County, Illinois

Dated: December 15, 1997.

ORDINANCE NO. 773

AN ORDINANCE APPROVING AN INTERGOVERNMENTAL AGREEMENT FOR ANIMAL CONTROL WITH THE MC LEAN COUNTY BOARD OF HEALTH, SAID AGREEMENT PROVIDING FOR FEES FOR IMPOUNDMENT OF DOGS OR CATS

WHEREAS, the Mayor and City Council of the City of LeRoy, McLean County, Illinois, an Illinois municipal corporation, have determined that it is necessary to provide from time to time for a place of impoundment for stray dogs and cats picked-up in the City of LeRoy by animal control officers; and

WHEREAS, the Mayor and City Council have determined that it is in the best interest of the City and its residents to enter into an agreement for calendar year 1998 with the McLean County Board of Health providing for the sheltering of dogs and cats subject to impoundment and setting forth fees to be charged therefore,

NOW, THEREFORE, BE IT ORDAINED, by the City Council of the City of LeRoy, Illinois, in lawful meeting assembled, as follows:

Section 1. The Mayor and City Council approves the Agreement, a copy of which is attached hereto as Exhibit "A", and incorporated herein by reference.

Section 2: The Mayor and City Clerk are hereby directed and authorized to sign the original and as many copies as appropriate of that agreement as set forth in Exhibit "A" attached hereto, being certain to obtain one or more fully signed copies for the records of the city.

Section 3: This ordinance shall be in full force and effect from and after its passage, approval and publication in pamphlet form as required by law.

PASSED by the City Council of the City of LeRoy, Illinois, upon the motion by Dave
McClelland, seconded by Ron Litherland, by
roll call vote on the 15th day of December, 1997, as follows:

Aldermen elected 6 Aldermen present 5

VOTING AYE:

Ron Litherland, Dave McClelland, W.H. Weber, Dawn Thompson, Dick Oliver.
(full names)

VOTING NAY:

None

.....
(full names)

ABSENT, ABSTAIN, OTHER:

Ryan Miles, absent

.....
(full names)

and deposited and filed in the office of the City Clerk in said municipality on the 15th day of
December, 1997.

X Sue Marcum
Sue Marcum, City Clerk of the City of
LeRoy, McLean County, Illinois

APPROVED BY the Mayor of the City of LeRoy, Illinois, this 15th day of
December, 1997.

X Robert Rice
Robert Rice, Mayor of the City of LeRoy,
McLean County, Illinois

ATTEST: (SEAL)

X Sue Marcum
Sue Marcum, City Clerk of the City
of LeRoy, McLean County, Illinois

ANIMAL CONTROL
INTERGOVERNMENTAL AGREEMENT

This AGREEMENT made this 1st day of January, 1998 by and between the McLEAN COUNTY BOARD OF HEALTH, the governing body of the McLean County Health Department located in the town of Normal, Illinois hereinafter called the BOARD OF HEALTH and Leroy, a municipal corporation located in the State of Illinois hereinafter called the MUNICIPALITY.

WHEREAS, there is a need to provide quality shelter for dogs or other animals subject to impoundment as provided by the State Animal Control Act, ordinances enacted by the County of McLean pursuant to said Act, and ordinances of the MUNICIPALITY; and,

WHEREAS, the BOARD OF HEALTH has the capacity to provide such services through allowing access to its Animal Control Center during regularly scheduled business hours; and,

WHEREAS, the MUNICIPALITY wishes to purchase quality shelter for dogs or cats subject to impoundment collected within its jurisdictional boundaries; and,

WHEREAS, the BOARD OF HEALTH wishes to provide such services to the MUNICIPALITY through this Agreement;

IT IS THEREFORE AGREED AS FOLLOWS:

1. The parties enter into this Agreement for the period January 1, 1998 through December 31, 1998 as follows:
 - a. The BOARD OF HEALTH agrees to provide access to its Animal Control Center during regularly scheduled business hours to a representative of the MUNICIPALITY.
 - b. The BOARD OF HEALTH agrees to provide shelter to dogs or cats subject to impoundment and placed in impoundment by the MUNICIPALITY.
2. The MUNICIPALITY agrees to pay to the BOARD OF HEALTH for such services eighteen dollars (\$18.00) per animal impounded at the County Animal Control Center, upon invoice, beginning January 1, 1998, and continuing throughout the term of this Agreement.
3. The BOARD OF HEALTH agrees to assist the MUNICIPALITY in enforcing its municipal ordinances by reporting the names and addresses of all persons reclaiming animals placed in the animal shelter by a Leroy Animal Control Officer or other authorized representative of the MUNICIPALITY.

4. The BOARD OF HEALTH agrees to save and hold harmless and defend the MUNICIPALITY from and against all claims and liability for loss, damage, injury, or death arising out of acts, errors, or omissions of the BOARD OF HEALTH, its officers, employees, and agents under or pursuant to this Agreement.
5. The BOARD OF HEALTH agrees to procure and maintain a liability insurance policy providing coverage against any and all claims for personal injury or property damage arising out of acts, errors, or omissions of the BOARD OF HEALTH, its officers, employees, or agents under or pursuant to this Agreement.
6. This Agreement may be terminated for any of the following reasons:
 - a. At the request of the MUNICIPALITY, upon thirty (30) days written notice.
 - b. At the request of the BOARD OF HEALTH, upon (30) days written notice.
7. It is understood that the terms of this Agreement include all of the agreements made by the BOARD OF HEALTH and the MUNICIPALITY without regard to any oral conversations which may have taken place prior to its execution or subsequent thereto, and that any changes shall be made in writing and agreed to by both parties.
8. If any provision of this Agreement shall be held invalid or unenforceable, the remainder of this Agreement shall nevertheless remain in full force and effect. If any provision is held invalid or unenforceable with respect to a particular circumstances, it shall nevertheless remain in full force and effect in all other circumstances.

CITY OF LEROY

By: _____
Mayor

ATTEST:

City Clerk

MCLEAN COUNTY BOARD OF HEALTH

By: _____
Director

98LeROY

CERTIFICATE

I, Sue Marcum, certify that I am the duly elected and acting municipal clerk of the City of LeRoy, of McLean County, Illinois.

I further certify that on December 15, 1997, the Corporate Authorities of such municipality passed and approved Ordinance No. 773, entitled:

AN ORDINANCE APPROVING AN INTERGOVERNMENTAL AGREEMENT FOR ANIMAL CONTROL WITH THE MC LEAN COUNTY BOARD OF HEALTH, SAID AGREEMENT PROVIDING FOR FEES FOR IMPOUNDMENT OF DOGS OR CATS,

which provided by its terms that it should be published in pamphlet form.

The pamphlet form of Ordinance No. 773, including the Ordinance and a cover sheet thereof, was prepared, and a copy of such Ordinance was posted at the municipal building, commencing on December 15, 1997, and continuing for at least ten days thereafter. Copies of such Ordinance were also available for public inspection upon request in the office of the municipal clerk.

Dated at LeRoy, Illinois, this 15th day of December, 1997.

(SEAL)


Municipal Clerk

STATE OF ILLINOIS)
) SS:
COUNTY OF McLEAN)


I, Sue Marcum, do hereby certify that I am the duly qualified and acting City Clerk of the City of LeRoy, McLean County, Illinois, and as such City Clerk that I am the keeper of the records and files of the Mayor and the City Council of said City.

I do further certify that the foregoing is a true, correct and complete copy of an ordinance entitled:

AN ORDINANCE APPROVING AN INTERGOVERNMENTAL AGREEMENT FOR ANIMAL CONTROL WITH THE MC LEAN COUNTY BOARD OF HEALTH, SAID AGREEMENT PROVIDING FOR FEES FOR IMPOUNDMENT OF DOGS OR CATS.

I do further certify said ordinance was adopted by the City Council of the City of LeRoy at a regular meeting on the 15th day of December, 1997, and prior to the making of this certificate the said ordinance was spread at length upon the permanent records of said City where it now appears and remains as a faithful record of said ordinance in the record books.

Dated this 15th day of December, 1997.

X 
City Clerk

(SEAL)