

AGREEMENT NO. 2024-02

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## Agreement for Animal Control Services

  
FRANKLIN COUNTY CLERK

THIS AGREEMENT is entered into between the Franklin County Board, hereafter referred to as "County" and the City Council of the City of Valier, Illinois, hereafter referred to as "City".

### I. Recitations

Pursuant to Illinois Law, County maintains the Franklin County Animal Control Program.

City is the governing board of its municipality, an incorporated area of Franklin County, Illinois.

City wishes to secure the services of the said Animal Control Program.

County agrees to provide the services for Animal Control within the corporate limits of City under the following terms and conditions, and hereby agrees that the consideration hereafter stated to be sufficient to support this agreement. City agrees to the terms herein stated and further agrees to pay the consideration hereafter stated, and that such consideration is sufficient to support this agreement. The purpose of this Agreement is to set forth the terms and conditions under which County will supply said services to the city.

### II. Term

The term of this agreement shall be from the date of execution to January 31 of the following year.

### III. Extension

The Agreement shall be automatically extended for a period of one (1) year on the anniversary hereof unless either party delivers to the other party at least thirty (30) days prior to such anniversary a Notice of Termination. On such notification, the parties may renegotiate such terms and conditions as may be mutually agreeable or, in the alternative, elect to terminate the agreement in toto.

### IV. Terms and Conditions

County agrees that Animal Wardens employed by it shall respond to all calls of stray, abandoned, injured, sick, rabid, dangerous and vicious dogs within the Corporate Limits of City, and to utilize its best efforts to affectively capture and removal of these animals.

County agrees to provide for disposal of such animals captured and removed.

The removal and disposal of the carcass of any animal found by the County to be dead upon the arrival of the Animal Wardens shall be the responsibility of the City.

All Complaints of barking dogs shall be the responsibility of City and are not under the terms of this agreement.

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The responsibility for the issuance of citations for violations of the County Animal Control Ordinance within the confines of the corporate limits shall be vested in a sworn agent of the City. The City, through its Police Department, shall be responsible for such investigations as is needed for prosecution by the State's Attorney for all citations issued under the County Animal Control Ordinance. The City may elect to prosecute violators under the terms of its municipal ordinances. In that event such prosecution shall be the responsibility of the City Attorney.

All Duties and responsibilities of the Animal Control Warden shall be pursuant to the County Animal Control Ordinance and not pursuant to the ordinances of any municipality.

City shall provide, on the request of the Animal Control Warden, a sworn Police Officer to accompany said Warden on all calls of dangerous or vicious animals, when it is necessary to relieve an animal from an owner's property, and in all situations where the Warden reasonably believes that the presence of a Police Officer is necessary to protect the public peace and the safety of persons and/or property. If such Police Officer is not available, County has the right to decline responding until such time as police presence is available for the protection of the public peace, persons and/or property.

County will respond to requests for an Animal Control Warden after regular business hours ONLY in cases of dog bite, entrapments or injured animals when the animal is not yet dead. A Police Officer from the requesting municipality shall accompany the Animal Control Warden on all after hours calls.

County WILL NOT pick up dead animals.

A written request by a municipal police officer or dispatcher will be required for all after hours calls.

Animal Control Officers will issue one warning citation to an animal owner before a summons is issued.

All violations resulting in the issuance of a warning citation or summons shall be reported in writing to the municipal police agency who shall in turn acknowledge receipt of said report.

All formal summons to the animal owners shall be written and served by the municipal or county police agency. A copy of same with proof of service shall be provided to Animal Control for their records.

County Ordinances shall supersede all municipal ordinances and practices.

## **V. Compensation**

County agrees to provide the services herein stated at a rate of \$2.38 per capita. Payment for services shall be made one month in advance. If payment for services is not received by the 15th

day of the month preceding service, County shall cease services, and this agreement shall become null and void.

Entered into this 1st day of March, 2024.

**City of Valier**

BY: 

**County of Franklin**

BY: 