

ORDINANCE NO. 13-1201

AN ORDINANCE ESTABLISHING AN ANIMAL SERVICES BOARD; PROVIDING FOR THE BOARD'S PURPOSE, DUTIES, SCOPE AND AUTHORITY AND FOR THE APPOINTMENT OF MEMBERS; REPEALING ALL INCONSISTENT ORDINANCES; AND INCLUDING SAVINGS PROVISIONS.

WHEREAS, on March 27, 2007, the Governing Body of the City of Grants passed a Resolution establishing an Animal Services Committee (the "2007 Committee") to perform certain advisory duties;

WHEREAS, the 2007 Committee performed its duties as set forth in the Resolution for one (1) year and was dissolved;

WHEREAS, on July 29, 2008, the Governing Body of the City of Grants passed an Ordinance establishing an Animal Services Committee (the "2008 Committee") to perform certain advisory duties;

WHEREAS, the 2008 Committee performed its duties as set forth in the Ordinance for four (4) years and was dissolved;

WHEREAS, the Governing Body desires to establish a permanent Animal Services Board.

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the City of Grants on the 30<sup>th</sup> day of April, 2013, that:

SECTION 1. ESTABLISHMENT:

The Animal Services Board is hereby created as the official advisory board to the Governing Body on matters pertaining to the animal shelter facilities, K-9 parks, and other animal facilities both existing and proposed.

SECTION 2. APPOINTMENT:

The Board shall consist of five (5) members, three (3) of whom reside within the City of Grants, one (1) of whom resides within the Village of Milan, and one (1) of whom resides in unincorporated Cibola County. These members shall be appointed by the Mayor subject to approval by the Governing Body in accordance with the City Charter. The members shall have terms of two (2) years; provided, however, that, for the first Board appointed after this Ordinance, the terms of two (2) members shall expire after one (1) year so that there shall be an overlapping of terms. The members of the Board shall elect a chairman, vice-chairman and secretary, each of whom shall serve in such capacities for one (1) year.

SECTION 3. COMPENSATION:

The members of the Board shall serve without compensation.

SECTION 4. ATTENDANCE AT BOARD MEETINGS:

Any member of the Animal Services Board who is absent from three consecutive meetings may be removed from the Board at the discretion of the City Council. The Mayor, subject to approval by the City Council, shall appoint a member to serve the remainder of the term of any member so removed.

SECTION 5. PURPOSE, DUTIES, SCOPE AND AUTHORITY:

The Animal Services Board shall function as an advisory board. The Animal Services Board shall receive and review public comments regarding the operation and maintenance of animal service facilities within the city. The Board shall meet with the head of Grants Police Department or his designee regarding the animal shelter or animal control activities for the purposes of responding to public comment and suggestion of solutions or recommendations for improvement. The Board shall meet with the City Manager for the purposes of responding to public comment and suggestion of solutions or recommendations for improvement to animal facilities. The Board is not authorized to expend public funds.

SECTION 6. MEETINGS:

A majority of all members of the Board shall constitute a quorum for transacting business. As an advisory rather than policy-making body and a body that is not authorized to expend public funds, the Board is not subject to the New Mexico Open Meetings Act. The Board shall nonetheless provide the public with reasonable advance notice of meetings and shall ensure that the Mayor and Governing Body are fully apprised of the Board's activities.

SECTION 7. REPEAL OF INCONSISTENT ORDINANCES:

All ordinances and parts of ordinances of the City of Grants that are in conflict with this ordinance are hereby repealed.

SECTION 8. SAVINGS CLAUSE:


If any sections, subsections, sentences, clauses or phrases of this Ordinance are for any reason found to be unconstitutional or invalid, the validity of the remaining portions of this Ordinance shall not hereby be affected since it is the express intent of the City Council to pass each section, phrase, paragraph, and word separately.

Effective Date: This ordinance shall take effect five days after publication by title and general summary.

SIGNED, PASSED, APPROVED AND ADOPTED this 30<sup>th</sup> day of April, 2013.

  
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Mayor

Attest:

  
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City Clerk

