

ANIMAL CONTROL BOARD
SEMINOLE COUNTY, FLORIDA

MEETING AGENDA

Thursday, June 10, 2021, 6:00 PM

Meeting will be held at:

Sheriff's Office/Office of Emergency Management
Community Room (Room #1-152)
100 Eslinger Way
(Seminole County Operations Center)
Sanford, Florida 32773

- I. Call to Order.
- II. Roll Call.
- III. Reading of the "Duty of the Board"
- IV. Public Commentary:
- V. Minutes:
- VI. Old Business.
 - 1) Discussion & Feed Back - Special Magistrate for Dangerous Dog Hearings
 - 2)
- VII. New Business.
 - 1) Resuming of Regular Business
 - 2) Resuming of Rabies Clinics & County Employee Pet Vaccines
 - a) June 5, 2021 results
 - 3) Program Coordinator Updates
 - a) Blood Bus
 - b) BFF100 program
 - c) Girl Scouts Silver Award project
- VIII. Reports.
- IX. Confirmation of Next Meeting Date.
- X. Adjournment.

FOR ADDITIONAL INFORMATION REGARDING THIS NOTICE, PLEASE CONTACT MICHAEL WITTMER, ANIMAL SERVICES DIVISION MANAGER, AT 407-665-5202. PERSONS WITH DISABILITIES NEEDING ASSISTANCE TO PARTICIPATE IN ANY OF THESE PROCEEDINGS SHOULD CONTACT THE HUMAN RESOURCES DEPARTMENT ADA COORDINATOR 48 HOURS IN ADVANCE OF THE MEETING, AT 407-665-7941.

PERSONS ARE ADVISED THAT, IF THEY DECIDE TO APPEAL ANY DECISION MADE AT THESE MEETINGS/HEARINGS, THEY WILL NEED A RECORD OF THE PROCEEDINGS AND FOR SUCH PURPOSES, THEY MAY NEED TO INSURE THAT A VERBATIM RECORD OF THE PROCEEDINGS IS MADE, WHICH INCLUDES THE TESTIMONY AND EVIDENCE UPON WHICH THE APPEAL IS TO BE BASED, PER SECTION 286.0105, FLORIDA STATUTES.

SPEAKER REQUEST FORM

(I Wish to Speak Regarding This Item)

SEMINOLE COUNTY ANIMAL CONTROL BOARD
REGULAR MEETING
THURSDAY JUNE 10, 2021

6:00 PM

Please print

First/Last name: _____

Address: _____

City/State: _____ Zip: _____ Phone: _____

**WRITE THE NAME OF THE AGENDA ITEM OR THE SUBJECT YOU
WILL BE SPEAKING ABOUT**

I will speak for myself.

I will represent _____ and will speak for _____

SEMINOLE COUNTY
ANIMAL CONTROL BOARD
REGULAR MEETING MINUTES

March 11, 2021

MEMBERS PRESENT: Stephen Browne
John McGrath
Gayle Hair
Det. Monk
Bryan Wilson
Dr. Vizcarrando, DVM

MEMBERS ABSENT: Marianne King

OTHERS: Carole Coleman, Administrator
Denise Sims, Clerk to the Board
Albert Adams, Shelter Supervisor
Diane Gagliano, Program Coordinator
Shari Covell, Field Operations Supervisor
Dr. Amanda Grant, Shelter Veterinarian
Melissa Hernandez, Attorney to the Board

The following is a non-verbatim transcript of the Seminole County Animal Control Board (here in known as ACB) meeting held March 11th, 2021 at 6:00 PM, at 100 Eslinger Way, Rm #1-152, Sanford, FL. 32773,

I Call to Order.

- Stephen Browne called the meeting to order at 6:06 PM.

II Roll Call.

- Roll Call was taken by the Clerk. A quorum was met.

III Introduction of new members

- Dr. Gerardo Vizcarrondo, DVM has replaced Dr. Stephen Wiseman. He was nominated by Mr. Zembower, and has been in practice for 29 years.

- Det. John Monk, is a special investigator for livestock/water crimes. 12 years' experience with Sheriffs Office, 3 ½ years in special operations, specializes in large animals.
- Melissa introduces Robert (Robby) McHugh as the new Attorney to the Board.

IV Sunshine Law Review

- Melissa Hernandez reviewed the Sunshine Law requirements for the Board and addressed any questions or concerns regarding the law.
- Stephen Browne asked if they were allowed to discuss Dangerous Dog decisions with media and making an official statement following a hearing, and was instructed that they can refer the media to the minutes, or recordings of the meeting, or refer them to the County Attorney's Office.

V Read "The Purpose (Function) of the Board (Section 20.05) was read by Stephen Browne.

VI Minutes: October 8, 2020 (virtual meeting)

- Bryan Wilson made a motion to accept the minutes from the October 8, 2020 virtual meeting, and was seconded by Gayle Hair. The Board voted unanimously to accept the minutes.

VII Public Commentary

- There was no public commentary

VIII Old Business

- There was no old business to discuss, and the board moved on to new business.

IX New Business

- A discussion was opened up to propose that Dangerous Dog Appeals being heard by a special magistrate vs the Animal Control Board. Carole Coleman pointed out that during a Dangerous Dog Appeal Hearing, the County Attorney is there to provide guidance for the Board members hearing the appeal, and this leaves Animal Control without an attorney to assist with guidance on legal questions. If Dangerous Dog appeals would be heard by a

magistrate, then the County Attorney would be available for Animal Services to consult and assist with putting the case together. Some Board members were in agreeance with Carole. But some of the members asked for more clarification, on whether other Counties used magistrates, why can't Animal Services use the County Attorney as well, where would the Magistrate come from. Stephen Browne voiced concerns over the fairness and objectivity of a special magistrate hearing Dangerous Dog appeals. After much discussion, the Board decided to table the discussion till the next meeting, and asked for clarification on items such as, why was the Animal Control Board given the task of hearing Dangerous Dog appeals, what other Counties are doing, and how it works for them, how educated is the magistrate, and how are they chosen? Also what other legal resources that would be available to Animal Services?

X Program Coordinator Report (Events)

- Diane Gagliano started out with explaining that due to Covid 19 we did not have a lot of events happening.
- Every 8 weeks One Blood comes to shelter to continue with our partnership
- We will a hosting a yard sale with friends group TEARS
- Diane Gagliano explained that due to Covid 19 the Bright Futures program has been suspended, and the program shifted to more of a foster based program where students could foster 3-4 kittens in their homes and still receive the credit hours.
- Local girls scout group making new benches for around the shelter, as part of a silver project

XI Kennel Statistics (Intakes & Outcomes),

- Stephen Browne mentioned that the stats are great, and that the euthanasia rates are down about 40% from previous stats. Carole attributed this to COVID, that we are not open to the public, and requiring appointments for owner surrenders.

XII Future Agenda Items

- Continued discussion of special magistrate for Dangerous Dog Appeals.

Respectfully submitted,
Denise Sims
Clerk to the Board



**COUNTY ATTORNEY'S OFFICE
MEMORANDUM**

To: Animal Control Board

From: Robby McHugh, Assistant County Attorney *RM*
Ext. 7240

Cc: Carole Coleman, Animal Services Administrator

Date: May 21, 2021

Subject: In re Animal Control Board (ACB) Questions

The following questions were raised at the last ACB meeting. Please review my answers below each question.

- What legal aid can be provided to staff to assist with the preparation and presentation of the County's case at a dog bite appeal?

Answer: The County Attorney's Office is prohibited from providing legal counsel and assistance to staff before and during a dog bite hearing due to conflict of interest concerns. However, upon discussion and consultation with County Attorney Bryant Applegate, the County Attorney's Office is not opposed to Animal Services hiring outside counsel to represent staff at future hearings.

- Was there a particular reason why the County opted to have the ACB preside over a dog bite hearing as opposed to a special magistrate model?

Answer: At the present time, I am unable to discern the intent behind the County's adoption of an ACB model at dog bite hearings as opposed to a special magistrate model.

- What are other counties doing? Board or special magistrate?

Answer: Based on a comprehensive assessment of 58 counties compiled by Animals Services staff, the following data summarizes the number of counties that follow a particular dog bite hearing system or do not have one in place:

Animal Control Board-9
County Manager-8
Special Magistrate/Master-16

Hearing Officer-11
Code Enforcement Board-2
Circuit Court-4
Nothing in place-8

- What experience/education is required to be a special magistrate?

Answer: A special magistrate is a licensed attorney and a member in good standing of the Florida Bar. Depending on the Board assignment, the attorney may have to undergo specialized training and/or have a minimum amount of background experience with the subject matter covered by the Board, e.g., a special magistrate presiding over a Value Adjustment Board quasi-judicial hearing has to have a minimum amount of experience in the area of tax law. My research did not reveal any specialized training requirements for special magistrates presiding over dog bite hearings.



SEMINOLE COUNTY ANIMAL SERVICES

TAG DAY



**Saturday,
June 5**

9 a.m. - 1 p.m.

Be a Responsible Pet Owner. We will give your dog or cat a 1/2 price rabies vaccine. Seminole County residents must purchase your County pet license at time of vaccine.

Who: All Pet Owners

Dogs & cats must be at least 4 months old and in good health.

What: Rabies Vaccine \$5

***With the purchase of a County pet license.**

Pet Licenses are \$5 for spayed or neutered pets and \$25 for unaltered pets. Cash, check or charge accepted

Where: Seminole County Animal Services

232 Eslinger Way • Sanford • 407.665.5201

When: Saturday, June 5, 2021

9 a.m. - 1 p.m.

Extras: Microchips

will be available for only \$10 the day of the event. These include a pre-paid 1 year registration. Having your pet microchipped is one of the best ways to be reunited with a lost pet.

**For more information call 407.665.5208
or email dgagliano@seminolecountyfl.gov**

*All dogs must be on leashes
(no flexi leads), cats in carriers.*



LIKE us on FACEBOOK!

Kennel Statistics Report
Intakes from 10/01/19 to 09/30/20

	CAT	DOG	FERRET	KITTEN	OTHER	PUPPY	TOTAL
BORN IN THE SHELTER	0	0	0	16	13	18	47
DISPOSAL REQUESTED	193	71	0	1	540	1	806
EUTHANASIA REQUESTED	112	271	0	5	11	0	399
FOSTER	27	44	0	268	0	19	358
OWNER SURRENDER	394	445	6	209	91	35	1180
PROTECTIVE CUSTODY	32	86	0	7	3	4	132
QUARANTINE	73	65	0	5	25	1	169
RETURN	26	98	0	6	2	3	135
STRAY	1315	985	4	760	947	68	4079
FERAL*	618	0	0	27	0	0	645
TRANSFER	0	0	0	0	0	0	0
TOTAL	2172	2065	10	1277	1632	149	7305

*counted under stray

Kennel Statistics Report
Outcomes from 10/01/19 to 02/29/20

	CAT	DOG	FERRET	KITTEN	OTHER	PUPPY	TOTAL
ADOPTION	488	808	6	503	110	83	1998
DIED	15	2	0	16	34	3	70
DISPOSAL	233	80	0	1	619	1	934
EUTH (breakdown on page 2)	1246	617	1	386	567	3	2820
FOSTER	19	34	0	318	8	21	400
LOST/ESCAPED	0	0	0	0	0	0	0
MISSING	1	0	0	0	0	0	1
RABIESTEST	11	3	0	0	9	1	24
RELOCATE	0	0	0	0	52	0	52
RTO	94	474	1	1	10	4	584
TRANSFER	83	115	2	42	237	16	495
TOTAL	2190	2133	10	1267	1646	132	7378

	CAT/KIT	DOG/PUP
TOTAL INTAKE	3449	2214
TOTAL ADOPTION	991	891
TOTAL RECLAIMED	95	478
TOTAL EUTHANIZED	1632	620

Euthanasia by reason	CAT	DOG	FERRET	KITTEN	OTHER	PUPPY	TOTAL
AGED	47	142	0	0	0	0	189
AGGRESSIVD	0	30	0	0	0	0	30
AGGRESSIVP	7	88	0	0	0	0	95
BEH MANAGE	10	1	0	0	0	0	11
BEH SEVERE	106	149	1	9	1	0	266
COND MINOR	0	0	0	0	1	0	1
COND SEVER	105	128	0	22	18	0	273
FELV/FIV	7	0	0	9	0	0	16
FERAL	657	0	0	27	0	0	684
HW MINOR	0	0	0	0	0	0	0
HW SEVERE	0	15	0	0	0	1	16
ILL MINOR	0	2	0	0	1	0	3
ILL SEVERE	241	47	0	229	111	2	630
INJ MINOR	0	0	0	0	2	0	2
INJ SEVERE	54	15	0	8	312	0	389
RAB TEST	1	0	0	0	14	0	15
UNDRAGE/WT	11	0	0	82	107	0	200
TOTAL	1246	617	1	386	567	3	2820

Kennel Statistics Report
Intakes from 10/01/20 to 05/31/21

	CAT	DOG	FERRET	KITTEN	OTHER	PUPPY	TOTAL
BORN IN THE SHELTER	0	0	0	24	0	10	34
DISPOSAL REQUESTED	90	53	0	1	271	1	416
EUTHANASIA REQUESTED	57	185	0	0	9	0	251
FOSTER	19	3	0	194	2	6	224
OWNER SURRENDER	266	267	0	125	156	13	827
PROTECTIVE CUSTODY	52	62	0	0	9	7	130
QUARANTINE	25	52	0	2	26	1	106
RETURN	23	41	0	4	1	1	70
STRAY	803	547	0	451	762	29	2592
FERAL*	348	0	0	3	0	0	351
TRANSFER	0	0	0	0	0	0	0
TOTAL	1335	1210	0	801	1236	68	4650

*counted under stray

Kennel Statistics Report
Outcomes from 10/01/20 to 02/15/21

	CAT	DOG	FERRET	KITTEN	OTHER	PUPPY	TOTAL
ADOPTION	337	411	0	376	51	41	1216
DIED	7	5	0	14	15	1	42
DISPOSAL	137	66	0	1	387	1	592
DOA	9	1	0	0	2	0	12
EUTH (breakdown on page 2)	665	322	0	136	458	1	1582
FOSTER	20	0	0	233	2	8	263
LOST/ESCAPED	0	0	0	0	0	0	0
MISSING	0	0	0	0	0	0	0
RABIES TEST	1	1	0	0	7	0	9
RELOCATE	0	0	0	0	37	0	37
RTO	63	336	0	0	7	13	419
TRANSFER	82	68	0	17	265	0	432
TOTAL	1321	1210	0	777	1231	65	4604

	CAT/KIT	DOG/PUP
TOTAL INTAKE	2136	1278
TOTAL ADOPTION	713	452
TOTAL RECLAIMED	63	349
TOTAL EUTHANIZED	801	323

Euthanasia by reason	CAT	DOG	FERRET	KITTEN	OTHER	PUPPY	TOTAL
AGED	35	87	0	0	1	0	123
AGGRESSIVD	0	6	0	0	0	0	6
AGGRESSIVP	1	42	0	0	0	0	43
BEH MANAGE	7	8	0	0	0	0	15
BEH SEVERE	85	60	0	0	2	0	147
COND MINOR	1	1	0	0	0	0	2
COND SEVER	36	71	0	9	21	1	138
FELV/FIV	3	0	0	0	0	0	3
FERAL	348	0	0	3	0	0	351
FIP	2	0	0	0	0	0	2
HW MINOR	0	0	0	0	0	0	0
HW SEVERE	0	3	0	0	0	0	3
ILL MINOR	1	0	0	0	0	0	1
ILL SEVERE	86	39	0	29	132	0	286
INJ MINOR	1	1	0	0	3	0	5
INJ SEVERE	49	3	0	5	232	0	289
RAB TEST	0	1	0	0	11	0	12
UNDRAGE/WT	10	0	0	90	55	0	155
TOTAL	665	322	0	136	457	1	1581

FY 20/21	SCAS Animal License Sales						TOTAL
	Mail	Lobby	Adoption	PAGO	Special Licenses	On Line	
Oct '20	334	189	91	37	0	302	953
Nov '20	254	135	51	40	0	236	716
Dec '20	239	166	105	44	0	274	828
Jan '21	223	151	63	34	0	334	805
Feb '21	333	197	65	35	0	370	1000
Mar '21	463	296	79	47	0	526	1411
Apr '21	371	225	68	42	0	426	1132
May '21	349	243	65	31	0	411	1099
June '21							0
July '21							0
Aug '21							0
Sept '21							0
Total	2566	1602	587	310	0	2879	7944
	Unaltered	Altered					
Oct '20	99	854					953
Nov '20	64	652					716
Dec '20	106	722					828
Jan '21	100	705					805
Feb '21	106	894					1000
Mar '21	177	1234					1411
Apr '21	182	950					1132
May '21	154	945					1099
June '21							0
July '21							0
Aug '21							0
Sept '21							0
Total	988	6956	0				7944