

AGENDA – WORKSHOP OF THE CITY COUNCIL OF THE CITY OF PEARLAND, TEXAS, TO BE HELD ON MONDAY, MAY 7, 2012, AT 6:30 P.M., IN THE COUNCIL CHAMBERS, CITY HALL, 3519 LIBERTY DRIVE, PEARLAND, TEXAS.

I. CALL TO ORDER

II. PURPOSE OF THE WORKSHOP:

- 1. COUNCIL INPUT AND DISCUSSION:** REGARDING POTENTIAL PARTNERING WITH IN-CITY VETERINARY CLINICS. *Mr. Jon Branson, Assistant City Manager.*
- 2. COUNCIL INPUT AND DISCUSSION:** REGARDING OFF-PREMISE COUNCIL MEETINGS. *Mr. Bill Eisen, City Manager.*

III. ADJOURNMENT

This site is accessible to disabled individuals. For special assistance, please call Young Lorfing at 281-652-1840 prior to the meeting so that appropriate arrangements can be made.

Workshop Item No. 1

1. **COUNCIL INPUT AND DISCUSSION:** REGARDING POTENTIAL PARTNERING WITH IN-CITY VETERINARY CLINICS.
Mr. Jon Branson, Assistant City Manager.

**AGENDA REQUEST
BUSINESS OF THE CITY COUNCIL
CITY OF PEARLAND, TEXAS**

AGENDA OF:	May 7, 2012	ITEM NO.:	Workshop Item No. 1
DATE SUBMITTED:	May 3, 2012	DEPT. OF ORIGIN:	Administration
PREPARED BY:	Jon R. Branson	PRESENTOR:	Jon R. Branson
REVIEWED BY:	Bill Eisen	REVIEW DATE:	5/3/12
SUBJECT: Council Request – Partnering with In-City Veterinary Clinics			
EXHIBITS: PowerPoint Presentation – Partnering with Local Veterinarian’s; Email Correspondence From Councilmember Sherman Regarding Mobile Veterinary Units			
FUNDING:	<input type="checkbox"/> Grant	<input type="checkbox"/> Developer/Other	<input checked="" type="checkbox"/> Cash
	<input type="checkbox"/> Bonds To Be Sold	<input type="checkbox"/> Bonds- Sold	<input type="checkbox"/> L/P – To Be Sold
EXPENDITURE REQUIRED: \$		AMOUNT BUDGETED: \$	
AMOUNT AVAILABLE: \$		PROJECT NO.:	NA
ACCOUNT NO.:			
ADDITIONAL APPROPRIATION REQUIRED:	NA		
ACCOUNT NO.:			
PROJECT NO.:			
To be completed by Department:			
<input checked="" type="checkbox"/> Finance	<input type="checkbox"/> Legal	<input type="checkbox"/> Ordinance	<input checked="" type="checkbox"/> Resolution

EXECUTIVE SUMMARY

Councilmember Sherrouse and Councilmember Sherman have requested a workshop with staff to discuss potential partnering opportunities with in-City Veterinary Clinics as it relates to vaccinations, spay and neuter services, checkups and animal care in general.

As a result of this request, I met with a group of representatives from eight (8) different local Veterinary Clinics on April 24, 2012, to discuss potential opportunities that they would like to explore with the City. The group subsequently met on April 30, 2012, to put together a proposal that they would like the City to consider.

Mr. Mike Doleski, Practice Manager for the West Side Veterinary Hospital will make the presentation on behalf of the local Veterinary Clinics. It is anticipated that a representative from each clinic will be in attendance at the meeting to answer any questions that City Council may have.

Additionally, Councilmember Sherman requested that correspondence regarding mobile veterinary units between himself and TML be included in the packet, therefore, the information is included as requested.

BACKGROUND

Agenda request from Councilmember Sherrouse and Councilmember Sherman.

SCOPE OF CONTRACT

NA

BID AND AWARD

NA

SCHEDULE

NA

POLICY/GOAL CONSIDERATION

NA

CURRENT AND FUTURE FUNDING /FINANCIAL IMPACTS

NA

O&M IMPACT INFORMATION

NA

RECOMMENDED ACTION

Based on staff's understanding of the information provided in the PowerPoint presentation and previous discussions with the Pearland area Veterinarian's, staff believes that the proposed partnership is reasonable and beneficial to the citizens and pets of Pearland and therefore, recommend that Council and staff conduct a workshop on this item.



Building Bonds for Life

one paw at a time

Veterinarian's Oath

Being admitted to the profession of veterinary medicine, I solemnly swear to use my scientific knowledge and skills for the benefit of society through the protection of animal health and welfare, the prevention and relief of animal suffering, the conservation of animal resources, the promotion of public health, and the advancement of medical knowledge.

I will practice my profession conscientiously, with dignity, and in keeping with the principles of veterinary medical ethics.

I accept as a lifelong obligation the continual improvement of my professional knowledge and competence.

Pearland Animal Control/Adoption Center

❖ *Mission*

The mission of Pearland Animal Control and Adoption Center is to ensure the well-being of both animals and residents of our community by delivering high quality, responsive and cost effective animal control services.



The Pearland Animal Alliance

Alliance: an agreement or friendship between two or more parties, made in order to advance common goals and to secure common interests.



Common Goals

1. the protection of animal health and welfare
2. the prevention and relief of animal suffering
3. the conservation of animal resources
4. the promotion of public health

The Pearland Animal Alliance could include the local animal shelter, veterinarians, and various animal rescue groups (Pearland Pet Hub, Cocker Spaniel Rescue, Golden Beginnings, Terrier Rescue and others). Groups sharing these goals would unite to consolidate efforts to achieve a common mission.

How do we achieve these goals?

1. **the protection of animal health and welfare** by offering affordable, efficient, quality medical services for pets under the guardianship of PAC/AC
 - ✓ **(low cost sterilization for adopted pets) policy in place and can be extended to other shelter groups under the guardianship of PAC/AC**
 - ✓ **Institute a 2 strike sterilization policy for owned-animals. Low cost sterilization option after 1st return, regular cost-required sterilization after 2nd return**
 - ✓ **Mobile Rabies vaccinations to animals under guardianship of PAC/AC.**
 - ✓ **Required micro-chipping for adopted and reunited owned-animals.**
 - ✓ **Standardized emergency services animals under the PAC/AC guardianship.**



How do we achieve these goals?

2. the prevention and relief of animal suffering

- ✓ providing emergency care to animals under the guardianship of PAC/AC
- ✓ Local veterinary clinics will have a monthly “on call” rotation reducing clinic burden and reducing confusion for PAC/AC employees



How do we achieve these goals?

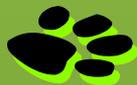
- 3. the conservation of animal resources** – PAC/AC would serve as the central agency for animal guardianship in Pearland, maximizing resources and efforts resulting in:
- ✓ **Increased efficiency (more owned-animals being returned home)**
 - ✓ **Reduced waste (budget and staff hours)**
 - ✓ **Increased public awareness – using local clinics to promote a positive image for PAC/AC, encourage registration, volunteerism, and donations**
 - ✓ **Lowered stray and unwanted pet population**
 - ✓ **Reduced euthanasia rates**
 - ✓ **Increased efforts for state and federal funding**



How do we achieve these goals?

4. the promotion of public health

- ✓ **Local clinics will offer the same “on call” clinic rotation to provide quick and efficient rabies vaccination for stray pets**
- ✓ **New adoption policies emphasize the importance of the veterinary – client bond. Client education is imperative in reducing preventable zoonotic diseases.**
- ✓ **Local veterinarians will serve as consultants for PAC/AC in matters of animal husbandry, veterinary medicine, and public health**



RESULT

By fortifying the existing efforts of PAC/AC we **can** make a bigger impact in our local community.

- ❖ More “forever homes” – fewer relinquished pets
- ❖ Lower euthanasia rates
- ❖ Lower stray pet population
- ❖ Healthier pets and happier pet owners
- ❖ Increased public health and safety



Pets *enhance* our quality of life,



become part of the family...

Together with the City of Pearland, we
can make a difference.



Building bonds for life – one paw at
a time



Fwd: Information Re: Mobile Veterinary Units
Scott Sherman
to:
Jon Branson
05/03/2012 10:24 AM
Cc:
Darrin Coker
Hide Details
From: Scott Sherman <ssherman@smfalaw.com>

To: Jon Branson <JBranson@ci.pearland.tx.us>

Cc: Darrin Coker <DCoker@ci.pearland.tx.us>

Jon- attached is some information I requested from TML regarding the mobile vet issue. I am forwarding for your reference also I would like to share this information with the rest of council but do not want to violate TOMA - if you can provide to the rest of council i would appreciate it. Thanks.

Sent from my iPhone

Begin forwarded message:

From: Heather Mahurin <heather@tml.org>
Date: May 3, 2012 10:08:08 AM CDT
To: 'Scott Sherman' <sherman.scottj@gmail.com>
Subject: RE: Information Re: Mobile Veterinary Units

Scott,

Here is some additional information I found in my research. The Texas State Board of Veterinary Medical Examiners (TSBVME) does not license or regulate individual veterinary clinics but only the licensees/veterinarians. Below is the rule related to the operation of temporary clinics:

RULE §573.70 OPERATION OF TEMPORARY LIMITED-SERVICE VETERINARY SERVICES

- (a) Requirements for operation. Veterinarians operating temporary limited service clinics shall:
- (1) maintain sanitary conditions at the clinic site, including, but not limited to, removal of animal solid waste and sanitizing/disinfecting of urine and solid waste sites;
 - (2) provide injections with sterile disposal needles and syringes;

- (3) utilize a non-porous table for examining and/or injecting small animals;
- (4) maintain biologics and injectable medications between temperature ranges of 35 to 45 degrees Fahrenheit;
- (5) perform and complete blood and fecal examinations before dispensing relevant federal legend medications;
- (6) maintain rabies vaccination records for five years and treatment records for three years, indexed alphabetically by the client's last name and by vaccination tag numbers, if issued; and
- (7) provide clients with a printed form that contains the identity of the administering veterinarian and the address of the places where the records are to be maintained.

(b) Required notification to the board prior to operation. Before any temporary limited-service clinic may be operated, the licensee is required to provide notification to the board office at least 48 hours before the clinic begins operation. Notice must include the licensee's full name, the specific location of where the clinic will be held, and times of operation. Notice may be by telephone call, facsimile electronic transmission, or mail. Mailed notice will be considered to have met the notification requirement if the written notice is postmarked at least five days prior to the operation of the clinic.

You should know that Rule 573.70 (above) has recently undergone some changes that will not be in effect for perhaps another month. The rule will be renumbered to 573.71 and will require that all treatment records are maintained for 5 years. There were no other substantive changes to the rule.

The board does conduct random inspections of clinics and has rules governing cleanliness, recordkeeping and practice standards. It's important to know that the TSBVME does not make exceptions to their rules for mobile or freestanding veterinary units. All standards of care and recordkeeping rules apply as well as the legal requirement of having a veterinary client patient relationship with the animal prior to practicing medicine. Below I have pasted a couple of rules and a statute for your consideration. These reinforce the requirements of a veterinary client patient relationship.

RULE §573.41 Use of Prescription Drugs

(a) It is unprofessional conduct for a licensed veterinarian to prescribe or dispense, deliver, or order delivered any prescription drug without first having established a veterinarian/client/patient relationship and determined that such prescription drug is therapeutically indicated for the health and/or well-being of the animal(s). Prescription drugs include all controlled substances in Schedules I through V and legend drugs which bear the federal legends, recognized as such by any law of the State of Texas or of the United States.

(b) It shall be unprofessional and a violation of the rules of professional conduct for a licensed veterinarian to prescribe, provide, obtain, order, administer, possess, dispense, give, or deliver to or for any person prescription drugs that are not necessary or required for the medical care of animals, or where the use or possession of such drugs would promote addiction thereto. Prescription drugs are defined in subsection (a) of this section.

Texas Occupations Code RULE 801.351: EXISTENCE OF VETERINARIAN-CLIENT-PATIENT RELATIONSHIP

(a) A person may not practice veterinary medicine unless a veterinarian-client-patient

relationship exists. A veterinarian-client-patient relationship exists if the veterinarian:

- (1) assumes responsibility for medical judgments regarding the health of an animal and a client, who is the owner or other caretaker of the animal, agrees to follow the veterinarian's instructions;
- (2) possesses sufficient knowledge of the animal to initiate at least a general or preliminary diagnosis of the animal's medical condition; and
- (3) is readily available to provide, or has provided, follow-up medical care in the event of an adverse reaction to, or a failure of, the regimen of therapy provided by the veterinarian.

(b) A veterinarian possesses sufficient knowledge of the animal for purposes of Subsection (a)(2) if the veterinarian has recently seen, or is personally acquainted with, the keeping and care of the animal by:

- (1) examining the animal; or
- (2) making medically appropriate and timely visits to the premises on which the animal is kept.

(c) A veterinarian-client-patient relationship may not be established solely by telephone or electronic means.

If you have additional questions, Elizabeth Choate, the Director of Government Relations/General Counsel at the Texas Veterinary Medical Association, is a great resource. She can be reached at 512-452-4224 or echoate@tvma.org.

Sincerely,

Heather Mahurin
Legal Counsel
Texas Municipal League
1821 Rutherford Lane, Suite 400
Austin, Texas 78754
(512) 231-7400
(512) 231-7490 (fax)
heather@tml.org
www.tml.org

Please be advised that the information in this e-mail is provided for informational purposes only. Neither this communication, nor any other communication with the Texas Municipal League (TML), creates an attorney-client relationship between the TML legal department or its attorneys and you or your city or any third party. Once received by a city official, this communication may be subject to public release. Every city official and employee should consult with local legal counsel to ensure that any information or documents comply with current law and the particular facts of each situation.

From: Scott Sherman [<mailto:sherman.scottj@gmail.com>]
Sent: Saturday, April 28, 2012 7:14 PM
To: Legalinfo
Subject: Information Re: Mobile Veterinary Units

I am writing to see if you have research or background information regarding state rules/regulations/requirements as it relates to mobile veterinary units that provide vaccinations and/or spay and neuter procedures. I am looking for both general requirements as well as a comparison of the requirements with those applicable to regular veterinary offices. If you do not have any state information are you aware of any municipality that has established local rules/regulations/requirements. As always, thank you for your assistance.

--

Scott Sherman
Council Member Position No. 2
City of Pearland
1st Vice President- TML Region 14

www.cityofpearland.com

Workshop Item No. 2

2. **COUNCIL INPUT AND DISCUSSION:** REGARDING OFF-PREMISE COUNCIL MEETINGS. *Mr. Bill Eisen, City Manager.*

**AGENDA REQUEST
BUSINESS OF THE CITY COUNCIL
CITY OF PEARLAND, TEXAS**

AGENDA OF:	May 7, 2012	ITEM NO.:	Workshop Item No. 2
DATE SUBMITTED:	May 3, 2012	DEPT. OF ORIGIN:	Administration
PREPARED BY:	Bill Eisen	PRESENTOR:	Bill Eisen
REVIEWED BY:	Bill Eisen	REVIEW DATE:	May 3, 2012
SUBJECT: Off-Site Council Meetings			
EXHIBITS: Memo regarding taping of City Council Meetings			
FUNDING:	<input type="checkbox"/> Grant	<input type="checkbox"/> Developer/Other	<input type="checkbox"/> Cash
<input type="checkbox"/> Bonds To Be Sold	<input type="checkbox"/> Bonds- Sold	<input type="checkbox"/> L/P – Sold	<input type="checkbox"/> L/P – To Be Sold
EXPENDITURE REQUIRED:	AMOUNT BUDGETED:		
AMOUNT AVAILABLE:	PROJECT NO.:		
ACCOUNT NOS.:			
ADDITIONAL APPROPRIATION REQUIRED:			
ACCOUNT NO.:			
PROJECT NO.:			
To be completed by Department:			
Finance	Legal	Ordinance	Resolution

EXECUTIVE SUMMARY

BACKGROUND

In April, 2010, the City Council began holding quarterly meetings at the Public Safety Building. Eight “off-site” meetings have been held on the second Monday of each calendar quarter. The purpose of these “off-site” meetings was to reach out to west side residents and to make it more convenient for them to attend City Council meetings and to participate in City government. However, with the exception of the first meeting in April, 2010, attendance from west side residents has been minimal.

Beginning in the very near future, the City will begin televising City Council meetings. In order to televise the meetings we will be installing electronic equipment in the Council Chambers. It is possible to utilize a portable video camera at the PSB, but the quality of the production of the televised meetings will be of lesser quality. Please see the attached memo from Sparkle Anderson regarding this issue.

The staff is certainly willing to continue setting up meetings at the PSB on a quarterly basis, but this appears to be a good time for the City Council to discuss if you want to continue the remote location meetings.

RECOMMENDATION

Conduct the workshop and provide guidance.



CITY OF PEARLAND PUBLIC AFFAIRS

MEMO

DATE: May 3, 2012
TO: Jon Branson, Assistant City Manager
FROM: Sparkle Anderson, Public Affairs Manager
SUBJECT: Video taping City Council Meetings at the Public Safety Building

Background: The City of Pearland is in the process of installing video equipment in the City Council Chambers located at 3519 Liberty Dr., Pearland, Texas 77581. The videotaping capabilities are expected to be available for use by early June.

The equipment that will be installed includes:

- Audio/Video Mixer
- (3) Studio Cameras
- Camera controls in the Council Chambers
- Large portion of cabling in Council Chambers
- Programming and installation of system
- Monitor to review Video
- Server Recording Capabilities
- Upgrade of current Council Chambers Audio System

City Council meetings are held at the Public Safety Building once a quarter. Thus, accommodations have to be made to ensure the technical capabilities to videotape and record meeting are available at the Public Safety Buildings, just as it will be at City Hall.

City Council meetings held at the Public Safety Building can be taped using recently purchased field video equipment which includes:

- Pearson Tripod
- Canon HD Professional Camcorder
- Mic System including a rode mic

Additional funding may be necessary to ensure that the mic system adequately covers the room where City Council Meetings are held at the Public Safety Building. The estimated cost would not exceed \$800. Also, in order to accommodate the length of the City Council meetings, two additional video camera batteries may be necessary at a cost of \$100. The funds to purchase these items could come from state franchise fee income.

The above equipment could serve as a temporary taping avenue until state franchise fee funds are available to install equipment comparable to the equipment being installed in the City Hall Chambers in the Public Safety Building. The quality of the video using field equipment will not be equivalent to the equipment installed in the City Council Chambers, but, will quality video.

The equipment listed below is being installed in the Council Chambers. (Costs are outlined from the Aves Audio & Visual Installation Quote)

1 Roland VR Audio/Video Mixer	\$3,865
2 Sony HD PTZ Cameras	\$6,398
1 Sony Remote Control Unit	\$1,260
1 Furman Power Conditioner	\$85
1 IRecord Pro	\$270
1 27" LCD HD TV	\$380
1 AV Cabinet	\$1030
Cabling and Installation	\$2250
Sound System Upgrade	\$445
Installation of Cabling Equipment for Additional Camera	\$1225
1 Sony HD PTZ Cameras	\$6398
Extra Camera Installation Costs	\$965
Total	\$30,589