



RESOLUTION NO. 4 2 5 9

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF AUBURN, WASHINGTON, AUTHORIZING THE CONVERSION TO, AND SALE OF AUBURN POLICE CANINE ROY AS SURPLUS PROPERTY OF THE CITY OF AUBURN

WHEREAS, City of Auburn Police Canine Officer Mark Caillier is being promoted to Sergeant; and

WHEREAS, the City of Auburn Police Department has evaluated Officer Caillier's Police Service Dog, Roy, and has determined that it is best to retire the dog instead of trying to train the dog to a new officer; and

WHEREAS, Officer Caillier has expressed the desire to acquire sole and exclusive ownership of Roy; and

WHEREAS, there is an understanding between Canine Handling Officers and the City of Auburn that at conclusion of a Police Service Dog's usefulness, the City will sell the Police Service Dog to its Canine Handling Officer and his or her family for the sum of one dollar and no/100 (\$1.00).

NOW THEREFORE, THE CITY COUNCIL OF THE CITY OF AUBURN, WASHINGTON, HEREBY RESOLVES AS FOLLOWS:

**Section 1.** The City of Auburn has determined that Canine Roy has reached the end of a reasonable service period and therefore determined that the property status of said canine should be surplussed and should be sold consistent with the understanding and practice between the City and Canine Handlers, to Auburn City Police Officer Mark Caillier for the amount of one dollar

and no/100 (\$1.00) upon execution of the sale and waiver agreement as described in Exhibit A attached hereto and incorporated herein by this reference.

**Section 2.** The Mayor is authorized to implement such administrative procedures as may be necessary to carry out the directives of this legislation.

**Section 3.** This Resolution shall take effect and be in full force upon passage and signatures hereon.

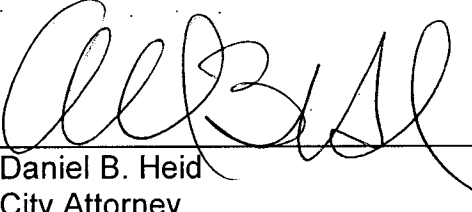
CITY OF AUBURN

\_\_\_\_\_  
Peter B. Lewis  
Mayor

ATTEST:

\_\_\_\_\_  
Danielle E. Daskam  
City Clerk

APPROVED AS TO FORM:

  
\_\_\_\_\_  
Daniel B. Heid  
City Attorney

**EXHIBIT A**

**AGREEMENT BETWEEN THE CITY OF AUBURN AND AUBURN POLICE  
OFFICER MARK CAILLIER FOR SALE OF SURPLUS PROPERTY**

THIS AGREEMENT is made and entered into this \_\_\_\_ day of \_\_\_\_\_, 2007,  
by and between the City of Auburn, and Mark Caillier, as follows:

Mark Caillier shall pay to the City of Auburn one dollar and no/100 (\$1.00) for and  
in consideration of the agreement of the parties for ownership to the German  
Shepard Police Service Dog named Roy.

The City of Auburn shall, upon receipt of said one dollar and no/100 (\$1.00)  
convey to and transfer full ownership of the Police Service Dog to Mark Caillier.

Mark Caillier understands that he is receiving full ownership of this Police Service  
Dog, that the City of Auburn is relinquishing all claims to this Police Service Dog,  
and that from the time of execution of this agreement forward Mark Caillier  
assumes total responsibility for the care, maintenance and actions of this Police  
Service Dog.

Mark Caillier further acknowledges that he has been the handler for this Police  
Service Dog from the beginning of this Police Service Dog's training in \_\_\_\_ of  
20\_\_ and for the duration of this canine's career as a Police Service Dog with the  
City of Auburn. As exclusive handler of this Police Service Dog, he has special  
knowledge regarding the level of Police Service Dog training and behavioral  
attributes of this canine.

Mark Caillier, for and in consideration of being sold the above-named Police  
Service Dog by the City of Auburn, with the City of Auburn relinquishing all claims  
to this Police Service Dog for himself, heirs, successors and assigns, does agree  
to defend, indemnify and hold the City of Auburn harmless from and against any  
and all claims, injuries, damages, losses or suits of any nature whatsoever,  
including but not limited to attorney's fees arising out of or in any connection with  
his use of this Police Service Dog for the duration of this canine's life.

By signing this agreement, Mark Caillier, acknowledges that Police Service Dog  
Roy is hereby retired and is not to be released back into police service.

\_\_\_\_\_  
Mark Caillier, Purchaser

\_\_\_\_\_  
Date

\_\_\_\_\_  
James Kelly, Chief of Police

\_\_\_\_\_  
Date