

TOWN OF GOLDEN BEACH, FLORIDA

RESOLUTION NO. 2315.13

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF GOLDEN BEACH, FLORIDA, DECLARING CERTAIN PERSONAL PROPERTY (POLICE K-9 DOG) OWNED BY THE TOWN TO HAVE NO INSTRINSIC MONETARY VALUE AND PROVIDING FOR DISPOSITION; AUTHORIZING THE TOWN MANAGER TO PROVIDE FOR THE DISPOSITION OF SUCH PERSONAL PROPERTY BY BILL OF SALE; PROVIDING FOR IMPLEMENTATION; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the Town of Golden Beach's (the Town's) police K-9 dog, "Bento", is 7 years old and has been out of service for the past two and a half years. Bento's training is minimal at best, and his assignment to another officer, based on his age, would be ineffective and no longer eligible for public service; and

WHEREAS, due to "Bento's" age and lack of training for an extended period of time, the Town has determined that he has no intrinsic monetary value; and

WHEREAS, the Town wishes to decommission "Bento," and as personal property of the Town, provide for his disposition and transfer to his handler, Mr. Lyndean Peters; and

WHEREAS, the Town Council is authorized to determine that certain personal property owned by the Town has no value, is no longer needed for public purposes, and should be disposed of; and

WHEREAS, the Town Council hereby finds and determines that it is in the Town's best interest to decommission the police K-9 dog "Bento" and provide for the disposition and transfer as personal property.

NOW, THEREFORE, BE IT RESOLVED BY THE TOWN COUNCIL OF THE TOWN OF GOLDEN BEACH, FLORIDA, AS FOLLOWS:

Section 1. Recitals Adopted. Each of the above stated recitals is hereby adopted and confirmed.

Section 2. Determination. The Town Council hereby finds and determines that the police K-9 dog "Bento" should be decommissioned, has no intrinsic monetary value, and should be disposed of and transferred as personal property to his handler, Mr. Lyndean Peters.

Section 3. Disposition Authorized. The Town Manager is hereby authorized to dispose of and transfer the above referenced personal property by Bill of Sale, substantially in the form attached hereto as Exhibit "A" once approved as to form and legal sufficiency by the Town Attorney, and any other procedures established by the Town Manager.

Section 4. Implementation. The Mayor and Town Manager are authorized to take any and all action which is necessary to implement this Resolution.


Section 5. Effective Date. That this Resolution shall become effective immediately upon adoption hereof.

Sponsored by **the Town Administration.**

The Motion to adopt the foregoing Resolution was offered by Vice Mayor Luskin, seconded by Councilmember Rojas and on roll call the following vote ensued:

Mayor Glenn Singer	<u>Aye</u>
Vice Mayor Judy Luskin	<u>Aye</u>
Councilmember Kenneth Bernstein	<u>Absent</u>
Councilmember Bernard Einstein	<u>Aye</u>
Councilmember Amy Isackson-Rojas	<u>Aye</u>

PASSED AND ADOPTED by the Town Council of the Town of Golden Beach,
Florida, this 20th day of August, 2013.



MAYOR GLENN SINGER

ATTEST:



LISSETTE PEREZ
TOWN CLERK

APPROVED AS TO FORM
AND LEGAL SUFFICIENCY:



STEPHEN J. HELPMAN
TOWN ATTORNEY

Exhibit "A"

Bill of Sale

QUITCLAIM BILL OF SALE


For the purchase price of One Dollar (\$1.00) and other good and valuable consideration, the **TOWN OF GOLDEN BEACH, a Florida municipal corporation** (the "Seller"), does hereby grant, bargain, sell, transfer, and deliver to **Mr. Lyndean Peters** (collectively, the "Buyer"), all of Seller's right, title and interest, in and to that certain personal property located in Miami-Dade County, Florida, and more particularly described as follows:

One (1) male police canine dog, German Sheppard breed, seven (7) years old, and known as "Bento" (the "Personal Property").

TO HAVE AND TO HOLD the Personal Property unto the Buyer, its successors and assigns, forever.

THE PERSONAL PROPERTY CONVEYED "AS IS," "WHERE IS," AND "WITH ALL FAULTS" AS OF THE DATE OF THE EXECUTION OF THIS BILL OF SALE, WITHOUT ANY REPRESENTATION OR WARRANTY WHATSOEVER AS TO ITS CONDITION, FITNESS FOR ANY PARTICULAR PURPOSE, MERCHANTABILITY OR ANY OTHER WARRANTY, EXPRESS OR IMPLIED. BUYER IS HEREBY ACQUIRING THE PERSONAL PROPERTY BASED SOLELY UPON BUYER'S OWN INDEPENDENT INVESTIGATIONS AND INSPECTIONS OF THAT PROPERTY AND NOT IN RELIANCE ON ANY INFORMATION PROVIDED BY SELLER OR SELLER'S AGENTS OR CONTRACTORS.

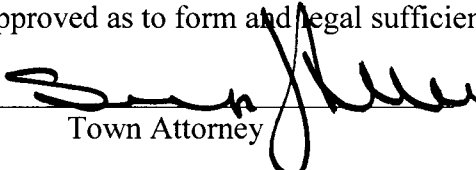
IN WITNESS WHEREOF, Seller has caused this Bill of Sale to be executed this 20th day of August, 2013.

TOWN OF GOLDEN BEACH,
a Florida municipal corporation
By: 
Alexander Diaz, Town Manager

Pursuant to Resolution No. 2315.13

Attest:

Town Clerk

Approved as to form and legal sufficiency:

Town Attorney

STATE OF FLORIDA)
 SS:
COUNTY OF MIAMI-DADE)

The foregoing instrument was acknowledged before me this 20th day of August, 2013, by Alexander Diaz, as Town Manager, of the Town of Golden Beach, a Florida municipal corporation, on behalf of said corporation, who (check one) is personally known to me or has produced a _____ as identification.

(seal)


NOTARY PUBLIC

 Lissette Perez
COMMISSION #EE 180923
EXPIRES: MAR. 19, 2016
WWW.AARONNOTARY.com

[Acknowledgment of Buyer Follows on Next Page]

ACCEPTED AND AGREED TO BY BUYER THIS 25th DAY OF October 2013.

Mr. Lyndean Peters

[Signature] 25031

STATE OF FLORIDA)
 SS:
COUNTY OF _____)

The foregoing instrument was acknowledged before me this 25th day of October 2013,
by Mr. Lyndean Peters, who (check one) is personally known to me or has produced a
_____ as identification.

(seal)

[Signature]
NOTARY PUBLIC

