TOWN OF GOLDEN BEACH, FLORIDA

RESOLUTION NO. 2716.21

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, "Tyson", is 6 years old and successfully completed the Police K-9 training program on November 22th, 2016; and

WHEREAS, K-9 handler Officer Julio Soca was shot on duty on February 4, 2017. Subsequently, due in part to his long recovery period and the lack of training K-9 "Tyson" received with Officer Soca, for safety reasons K-9 "Tyson" has not been utilized as an onduty dog; therefore, his certification lapsed on October 31, 2019; and

WHEREAS, it is determined that due to the above described circumstances, it would be ineffective to utilize K-9 "Tyson" as a police K-9 for the Golden Beach Police Department, therefore the Town has determined that he has no intrinsic police related purpose nor monetary value; and

WHEREAS, the Town wishes to decommission "Tyson," and as personal property of the Town, provide for his disposition and transfer to his handler, Officer Julio Soca; and

WHERAS, 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

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WHEREAS, the Town Council hereby finds and determines that it is in the Town's best interest to decommission the police K-9 dog "Tyson" 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:

<u>Section 1.</u> <u>Recitals Adopted.</u> 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 "Tyson" should be decommissioned, has no intrinsic monetary value, and should be disposed of and transferred as personal property to his handler, Officer Julio Soca.

Section 3. <u>Disposition Authorized.</u> 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.

<u>Section 5.</u> <u>Effective Date.</u> 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 <u>Councilmember Mendal</u>, seconded by <u>Councilmember Lusskin</u>, and on roll call the following vote ensued:

Mayor Glenn Singer	<u>Aye</u>
Vice Mayor Bernard Einstein	Aye
Councilmember Kenneth Bernstein	Aye
Councilmember Judy Lusskin	Aye
Councilmember Jaime Mendal	Aye

PASSED AND ADOPTED by the Town Council of the Town of Golden Beach,

Florida, this 19th day of January, 2021.

MAYOR GLENN SINGER

ATTEST:

LISSETTE PEREZ TOWN CLERK

APPROVED AS TO FORM AND LEGAL SUFFICIENCY:

STEPHEN J. HELFMAN TOWN ATTORNEY Exhibit "A"

Bill of Sale



TOWN OF GOLDEN BEACH

One Golden Beach Drive Golden Beach, FL 33160

MEMORANDUM

Item Number:

Date: January 19, 2021

To: Honorable Mayor Glenn Singer &

Town Council Members

From: Alexander Diaz,

Alexander Diaz, Town Manager Allie (§)

Subject: Resolution No. 2716.21 - Approving the decommission of

Police K-9 "Tyson"

Recommendation:

It is recommended that the Town Council adopt the attached Resolution No. 2716.21 as presented.

Background:

In 2016 the Town of Golden Beach purchased a Dutch Shepard as a police K-9 dog, named "Tyson". Thereafter, his handler, Officer Julio Soca, was shot on duty on February 4, 2017. Subsequently, due in part to his long recovery period and the lack of training K-9 "Tyson" received with his handler; Tyson's certification expired on October 31, 2019. K-9 "Tyson" cannot be utilized as a police dog any longer, therefore the Town wishes to decommission "Tyson" as personal property of the Town, and provide for his disposition and transfer to his handler, Officer Julio Soca.

The Town Manager, in consultation with the Mayor, recommends the Town Council approve the new agreement.

Fiscal Impact:

There is no cost to the Town to participate.

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. Julio Soca** (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, Dutch Shepard breed, four(4) years old, and known as "Tyson" (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 , 2021.	F, Seller has caused this Bill of Sale to be executed this	day of
, 2021.	TOWN OF GOLDEN BECAH, a Florida municipal corporation	
	By: Alexander Diaz, Town Manager Pursuant to Resolution No.	
Attest:	r dradant to recordion rec	
Town Clerk		
Approved as to form and legal suff	ficiency:	
Town Attorney	<u> </u>	
STATE OF FLORIDA) SS:	
COUNTY OF MIAMI-DADE)	
Alexander Diaz, as Town Manager	was acknowledged before me thisday of, of the Town of Golden Beach, a Florida municipal corp (check one) [] is personally known to me or [] has preciation.	oration, on
(seal)	NOTARY PUBLIC	_

ACCEPTED AND AGREED	IO BY BUYER II	HISDAY OF2021.	
	Mr. J	lulio Soca	
STATE OF FLORIDA)		
COUNTY OF	SS:		
by Mr. Julio Soca, who (chec		d before me thisday of sonally known to me or [] has	
(seal)			
		NOTARY PUBL	.IC