

# CITY OF CLAYTON, OHIO

## RESOLUTION NO. R – 03 - 19 - 17

### A RESOLUTION APPROVING DONATION OF 2002 MEDIC UNIT TO PINK RIBBON GIRLS

**WHEREAS**, the Clayton Fire Department purchases a new 2019 medic unit and its 2002 medic unit is no longer needed as the Fire Department currently maintains 3 medic units (2 utilized as front line and 1 in reserve); and

**WHEREAS**, the 2002 medic unit referenced herein is not needed for public use by the City of Clayton, is obsolete and/or unfit for the purpose for which it was acquired and has no value to the City of Clayton.

### NOW THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF CLAYTON, STATE OF OHIO:

1. That the donation of the 2002 medic unit referenced herein to The Pink Ribbon Girls is approved subject to receipt of an executed liability release substantially in the form appended hereto.
2. That this Resolution shall be effective as an exception to any ordinance, resolution or other legislation of the City of Clayton, Ohio, inconsistent with this Resolution or which imposes additional requirements for effectiveness or validity.

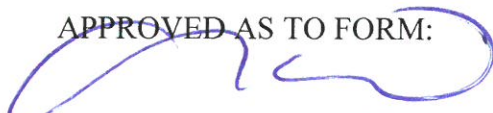
ADOPTED BY COUNCIL ON MARCH 7, 2019.

AUTHENTICATION:

  
\_\_\_\_\_  
Mayor (Presiding Officer of Council)

  
\_\_\_\_\_  
Clerk of Council

APPROVED AS TO FORM:

  
\_\_\_\_\_  
Law Director

CERTIFICATION OF PUBLICATION

This shall certify that that the text of the above referenced enactment or a summary thereof was published once in the following newspaper and a summary posted in three places of public access as designated by Council.

Name of newspaper

Date of publication

Englewood Independent March 19, 2019

Barbara Stein

CLERK


**RELEASE OF CLAIMS BY PUBLIC ENTITY**

This INSTRUMENT is executed this 7 day of March between the City of Clayton, County of Montgomery, State of Ohio, hereinafter referred to as "RELEASEE" and PRG hereinafter referred to as "RELEASOR".

NOW THEREFORE, with intent to be legally bound, and for valuable consideration, receipt of which is hereby acknowledge, RELEASOR agrees as follows:

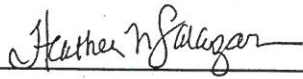
1. RELEASOR, on behalf of itself, officers, administrators, employees, directors, successors, and assigns, hereby fully releases and forever discharges RELEASEE, its elected and appointed officials, employees, agents, successors and assigns from all rights, claims, and actions that RELEASOR, its elected and appointed officials, employees, agents, successors, and assigns now have or may have after the signing of this RELEASE for any and all claims which are related to the use of the Medic which have been donated by the City of Clayton to PRG.
2. RELEASEE makes no representations that said items are fit for their intended purpose and RELEASOR agrees that it is relying upon its own inspection of said items and is not relying upon any representations made by RELEASEE, its elected and appointed officials, employees, agents, successors and assigns or any other party acting on behalf of RELEASEE.
3. This Release is freely and voluntarily executed by RELEASOR after having been apprised of all relevant information and data and all other information relevant to such a Release.

**CITY OF** Clayton  
**RELEASEE**

  
**BY**

3/7/19  
**DATE**

Pink Ribbon Girls -  
**RELEASOR**

  
**BY**

03 / 07 / 2019  
**DATE**