



Community Safety and Justice

Nicole Gorle

Council Initiated:

☐ Yes

☒ No

ECAF: 2024-0238

Motion: 24-101

Type:

- ☒ Contract
☐ Board Appt.
☐ Code Amendment
☐ Budget Action
☐ Other

Requested Handling:

- ☐ Normal
☒ Expedite
☐ Urgent

Fund Source:

- ☐ General Fund
☐ Other
☒ N/A

Executive Rec:

- ☒ Approve
☐ Do Not Approve
☐ N/A

Approved as to

Form:

- ☒ Yes
☐ No
☐ N/A

Subject: Terms and conditions for the transfer of Police K9 Cash

Scope: This agreement establishes the terms and conditions for K9 Cash's transfer to the Washington State Department of Corrections (DOC). Under the agreement, K9 Cash will be transferred and delivered to DOC on February 14, 2024. The agreement stipulates that:

- DOC will assume all risk and waive any claims of liability against Snohomish County in relation to K9 Cash, for situations arising on or after February 14, 2024.
- The agreement does not indemnify Snohomish County against liability for damages caused by gross negligence or willful misconduct, or indemnify the County against liability relating to K9 Cash prior to February 14, 2024.
- DOC acknowledges that there is no warranty with K9 Cash and that K9 Cash is transferred in an "as is" condition.

Duration: Upon execution – until obligations of the parties complete

- Sections D (Assumption of Risk / Indemnification) and F (Waiver of Immunity under State Industrial Insurance Laws) shall continue past the expiration of this agreement.

Fiscal Impact: ☐ Current Year ☐ Multi-Year ☒ N/A

K9 Cash is being transferred to DOC at no cost.

Authority Granted: Authorizes the Executive to execute the agreement.

Background: K9 Cash was purchased in November 2021 for \$2,500, trained in money detection procedures and tactics, he was assigned to the Sheriff's Regional Drug Task Force. According to the Sheriff's Office, K9 Cash has not produced the results desired upon his acquisition. Because of this, the Sheriff's Office wishes to transfer K9 Cash to the Washington State Department of Corrections.

K9's are considered personal property of the County. County Code does not outline a process for the sale or transfer of personal property and therefore liability agreements have been used historically for the transfer of Sheriff K9's (most often when the K9 is being retired from service).

Requested Action: Move to GLS March 13th for consideration.