

EQUIPMENT TRANSFER, RELEASE AND INDEMNITY AGREEMENT

This Agreement is dated for reference purposes of transferring ownership of equipment and is between the CITY OF EVERETT (the “**City**”) and North County Regional Fire Authority (the “**New Owner**”). City and New Owner agree as follows:

A. The City hereby transfers to the New Owner all of the City’s right, title and interest in the following equipment (the “**Equipment**”): [Asset Tag #OT00167, Bauer Breathing Air Compressor UNII25-H, BAC-5 and Asset tag #BC11255, Bauer Filling Station, BAC-5].

B. In exchange for the Equipment, the New Owner is crediting \$1750.00 in service credit, which will be deducted from future invoices for service.

C. The City transfers the Equipment to the New Owner AS IS, WHERE IS, and WITH ALL FAULTS.

D. The City expressly disclaims and makes NO EXPRESS WARRANTIES, NO IMPLIED WARRANTIES and NO GUARANTEES of any kind whatsoever regarding the Equipment.

E. The City makes no representations whatsoever that the Equipment is safe or that the Equipment functions properly or that the Equipment is in any particular condition. The New Owner is 100% RESPONSIBLE for determining the condition of the Equipment and for determining whether the Equipment is safe and suitable for any use by the New Owner.

F. The New Owner WAIVES AND RELEASES City from any and all claims, known or unknown, foreseen or unforeseen, that the New Owner now has or that may subsequently accrue to the New Owner, arising out of or relating to the Equipment, including without limitation all claims relating to personal injuries caused by the Equipment, Equipment condition, past or future Equipment accidents, Equipment mechanical failure or Equipment need for repair.

G. The New Owner shall INDEMNIFY AND DEFEND AND HOLD HARMLESS the City from and against any and all claims arising from or relating to the use of Equipment by New Owner or New Owner’s employees, agents, contractors or volunteers, including without limitation all claims relating to personal injuries caused by the Equipment, Equipment condition, past or future Equipment accidents, Equipment mechanical failure or Equipment need for repair.

H. This Agreement is the complete agreement of the parties regarding the Equipment and supersedes all other agreements, oral and written. No amendment of this Agreement is effective unless in writing and signed by the Mayor of the City of Everett and an authorized representative of New Owner. Exclusive venue for any lawsuit arising from or relating to this Agreement is Snohomish County Superior Court.












Air Compressor Trade agreement_041124_SD

Final Audit Report

2024-04-15

Created:	2024-04-12
By:	Ashleigh Scott (AScott@everettwa.gov)
Status:	Signed
Transaction ID:	CBJCHBCAABAAt_ujERJuY_cKIRbralvO5tUcsRJGY1Ka

"Air Compressor Trade agreement_041124_SD" History

-  Document created by Ashleigh Scott (AScott@everettwa.gov)
2024-04-12 - 10:18:07 PM GMT
-  Document emailed to Theresa Bauccio (TBauccio@everettwa.gov) for approval
2024-04-12 - 10:19:12 PM GMT
-  Email viewed by Theresa Bauccio (TBauccio@everettwa.gov)
2024-04-15 - 2:43:01 PM GMT
-  Document approved by Theresa Bauccio (TBauccio@everettwa.gov)
Approval Date: 2024-04-15 - 2:43:15 PM GMT - Time Source: server
-  Document emailed to jcermak@northcountyfireems.com for signature
2024-04-15 - 2:43:17 PM GMT
-  Email viewed by jcermak@northcountyfireems.com
2024-04-15 - 2:54:15 PM GMT
-  Signer jcermak@northcountyfireems.com entered name at signing as John C Cermak
2024-04-15 - 2:55:12 PM GMT
-  Document e-signed by John C Cermak (jcermak@northcountyfireems.com)
Signature Date: 2024-04-15 - 2:55:14 PM GMT - Time Source: server
-  Document emailed to Tim Benedict (TBenedict@everettwa.gov) for approval
2024-04-15 - 2:55:15 PM GMT
-  Email viewed by Tim Benedict (TBenedict@everettwa.gov)
2024-04-15 - 3:11:08 PM GMT
-  Document approved by Tim Benedict (TBenedict@everettwa.gov)
Approval Date: 2024-04-15 - 3:11:40 PM GMT - Time Source: server

 Document emailed to Cassie Franklin (cfranklin@everettwa.gov) for signature


2024-04-15 - 3:11:42 PM GMT

 Email viewed by Cassie Franklin (cfranklin@everettwa.gov)

2024-04-15 - 3:27:11 PM GMT

 Document e-signed by Cassie Franklin (cfranklin@everettwa.gov)

Signature Date: 2024-04-15 - 3:27:18 PM GMT - Time Source: server

 Document signing automatically delegated to Ashleigh Scott (ascott@everettwa.gov) by Marista Jorve (mjorve@everettwa.gov)

2024-04-15 - 3:27:20 PM GMT

 Document emailed to Ashleigh Scott (ascott@everettwa.gov) for signature

2024-04-15 - 3:27:20 PM GMT

 Document emailed to Marista Jorve (mjorve@everettwa.gov) for signature

2024-04-15 - 3:27:20 PM GMT

 Document e-signed by Marista Jorve (mjorve@everettwa.gov)

Signature Date: 2024-04-15 - 3:49:35 PM GMT - Time Source: server

 Agreement completed.

2024-04-15 - 3:49:35 PM GMT