

# Release, Covenant Not to Sue, and Hold Harmless Agreement

PARTIES: CITY OF GRANTS PASS, hereinafter referred to as City, and

\_\_\_\_\_ hereinafter referred to as Rider/Observer;

## RIDER/OBSERVER INFORMATION – PLEASE PRINT OR TYPE:

NAME: \_\_\_\_\_ DATE OF BIRTH: \_\_\_\_\_

ADDRESS: \_\_\_\_\_ TELEPHONE: (     ) \_\_\_\_\_

EMPLOYER/SCHOOL: \_\_\_\_\_ TELEPHONE: (     ) \_\_\_\_\_

IDENTIFICATION (Driver's License Number/SS): \_\_\_\_\_

**The following information is requested for emergency purposes only. Rider should list any medical problems for which Rider is being treated or past medical problems of which the City should be aware.**

List two people who can be notified in case of an emergency:

NAME: \_\_\_\_\_ TELEPHONE: (     ) \_\_\_\_\_

NAME: \_\_\_\_\_ TELEPHONE: (     ) \_\_\_\_\_

FAMILY PHYSICIAN: \_\_\_\_\_ TELEPHONE: (     ) \_\_\_\_\_

I am requesting this opportunity to participate in the observation of the Grants Pass Department of Public Safety for the following reason: \_\_\_\_\_

### (Check any that apply at the time of this request)

Currently enrolled in Citizen Public Safety Academy: \_\_\_\_\_ or Student Academy: \_\_\_\_\_

Prior Citizen Public Safety Academy or Student Public Safety Academy Attendee: \_\_\_\_\_

What dates did you attend the Academy? \_\_\_\_\_

Current applicant for a position with the Grants Pass Department of Public Safety: \_\_\_\_\_

What position and date of application: \_\_\_\_\_

Attended presentation by the GPDPS that prompted me to request this observation period: \_\_\_\_\_

If so, what presentation, date and who presented? \_\_\_\_\_

Family member of GPDPS: \_\_\_\_\_ Which employee: \_\_\_\_\_

Prior approval of a GPDPS Supervisor: \_\_\_\_\_ Which Supervisor: \_\_\_\_\_

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## RECITALS:

### WHEREAS:

- A. The City is willing to allow the Rider/Observer the opportunity to accompany and ride with a police officer(s) in a police vehicle or fire fighter(s) in a fire vehicle, while in the performance of their duties, for the purpose of observation, said opportunity hereinafter referred to as “ride along.”
- B. The City is willing to allow the Observer the opportunity to sit-in the Dispatch or Records Section to observe dispatchers/records personnel in the performance of their duties, for the purpose of observation, hereinafter referred to as “sit-in”.
- C. The Rider understands and appreciates that there are known and unknown risks which the Rider will be exposed to in a ride along, and Rider does not wish to hold the City of Grants Pass, or any of its officers, employees, agents, or representatives responsible in either a Municipal or personal capacity for any injury, death, disability, or damages to property that may occur as a result of the ride along, regardless of who may be at fault. Rider knows that the risks are too numerous to mention herein, but include without limitation, such things as traffic accidents, the discharge of firearms, fights, brawls, altercations, riots, fire calls, rescue calls, medical calls, hazardous material calls.
- D. The observer understands that while observing they will see and hear information that is confidential in nature, including information on a computer terminal. Disclosure of any information can result in criminal and civil charges being filed against the observer and can result in civil liability for the public safety agency involved. Therefore, in order to protect the confidentiality of the information and to protect the integrity of agreements which the Grants Pass Department of Public Safety has with local, state, and federal agencies the observer agrees that any and all information that they see, hear or discuss while participating in the observation period will not be repeated to anyone without written permission of the Grants Pass Department of Public Safety Director.

NOW, THEREFORE, in consideration of the above and of the mutual covenants contained herein:

1. **PERMISSION:** The City agrees to let rider/observer participate in a “ride along” or “sit-in”
2. **PARENT OR LEGAL GUARDIAN:** If rider/observer is under 18 years of age, Rider/observer’s Parent or Legal Guardian must also sign and agree to the terms of this RELEASE, COVENANT NOT TO SUE AND HOLD HARMLESS AGREEMENT. The parent or Legal Guardian agrees that all provisions referring to rider/observer are to be interpreted as rider/observer and rider/observer’s Parent or Legal Guardian.
3. **BINDING:** Rider/observer is signing this document with the express intention of binding Rider/observers, Rider/observer’s heirs, personal representatives and assigns.
4. **INTERPRETATION:** This RELEASE, COVENANT NOT TO SUE, AND HOLD HARMLESS AGREEMENT is to be interpreted in the broadest sense possible in favor of the City of Grants Pass, its officers, employees, agents and representatives shall include but not be limited to death, disability, injury, and property damage.
5. **VOLUNTARY AND TRUTHFUL:** Rider/observer is signing this RELEASE, COVENANT NOT TO SUE, AND HOLD HARMLESS AGREEMENT as a voluntary act and deed and acknowledges that the representatives made herein by Rider/observer are true.
6. **RELEASE AND INDEMNIFICATION:** Rider/observer does hereby agree to indemnify, release, save, protect, hold harmless, discharge, and covenant not to sue nor to institute any action of law or in equity against, the City of Grants Pass, Oregon, and all of its officers, employees, agents, and representatives, for and from any and all claims, demands, actions, liabilities, judgments, and executions that Rider/observer (or anyone claiming through or under Rider/observer) ever had, now has, or may have in the future, known or unknown, which might or do arise from, are created by, or are a consequence of Rider/observer’s

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participation in the ride along or sit-in, including, but not limited to; the arrival, preparation, and departure related to the ride along, whether in a City or personal vehicle, death, disability, injury, and property damage.

7. **DEFENSE:** This RELEASE, COVENANT NOT TO SUE, AND HOLD HARMLESS AGREEMENT may be plead by the City of Grants Pass, and any officer, employee, agent and representative of the City of Grants Pass, as a complete defense to any claim, demand, action, judgment, execution, or proceeding that may be brought or instituted by Rider/observer or by Rider/observer's Parents, Guardians, heirs, personal representatives, legal representatives and assigns.
8. **READ AND UNDERSTOOD:** Rider/observer's represents and confirms that Rider/observer has carefully read, and understood this document and also understand that Rider/observer is free to, and should, contact a private attorney if Rider/observer has any questions concerning anything in this document or the advisability of signing this document.

**CAUTION – READ CAREFULLY BEFORE SIGNING!**

**NOTICE TO RIDER (GUARDIAN IF RIDER UNDER 18 YEARS OF AGE): For safety reasons, the passenger side air bags on patrol cars equipped with Mobile Data Terminals (MDT) have been *disabled*. As a result, in the event of a front end collision, there will be NO AIR BAG DEPLOYMENT ON THE PASSENGER SIDE OF THE VEHICLE.**

\_\_\_\_\_  
(signature of rider/observer) \_\_\_\_\_ DATE \_\_\_\_\_

\_\_\_\_\_  
(signature of parent or legal guardian) \_\_\_\_\_ DATE \_\_\_\_\_

WITNESS TO SIGNATURE OF RIDER/OBSERVER, **AND** WITNESS TO SIGNATURE OF PARENT OR GUARDIAN IF RIDER/OBSERVER IS UNDER 18 YEARS OF AGE:

NAME (Please print): \_\_\_\_\_

ADDRESS: \_\_\_\_\_

TELEPHONE: (      ) \_\_\_\_\_

SIGNATURE OF WITNESS: \_\_\_\_\_ DATE \_\_\_\_\_

**FOR OFFICIAL USE ONLY – PLEASE DO NOT WRITE BELOW THIS LINE**

CITY OF GRANTS PASS SUPERVISOR: \_\_\_\_\_ DATE \_\_\_\_\_

EMPLOYEE ASSIGNED: \_\_\_\_\_ DATE \_\_\_\_\_

DATE/TIME OF RIDE/OBSERVATION PERIOD \_\_\_\_\_ @ \_\_\_\_\_

**CHECK ALL THAT APPLY:                      IF ASSIGNED TO MORE THAN ONE STAFF/AREA**

\_\_\_\_ POLICE                      \_\_\_\_ FIRE/RESCUE                      EMPLOYEE ASSIGNED: \_\_\_\_\_

\_\_\_\_ DISPATCH                      \_\_\_\_ RECORDS                      EMPLOYEE ASSIGNED: \_\_\_\_\_