

**CITY OF COSTA MESA
POLICE DEPARTMENT**

PURCHASE AGREEMENT

This agreement between the City of Costa Mesa ("City") and Senior Officer Mike Cohen ("Officer") is made with reference to the following:

1. Officer is a member of the Costa Mesa Police Department and is assigned to the Field Operations Division (K-9 Detail) as a K-9 Handler.
2. Officer was, in conjunction with his assignment as a K-9 Handler, given the care, custody and control of a police dog named "Duco" ("Dog").
3. Dog has been specially trained to assist officers in law enforcement tasks and to respond to commands issued specifically by the Officer.
4. Sale or transfer of Dog to a person other than Officer could generate potential City liability based upon the possibility Dog may fail to respond to and obey a new owner/handler and may attack a new owner/handler or others based upon prior training.
5. The age of Dog and the current physical condition preclude any further service with the City.
6. Officer has been Dog's handler since the purchase of Dog by the City in 2001. It is therefore City's intent to sell Dog to Officer subject to the conditions specified in this agreement.

NOW THEREFORE THE PARTIES AGREE AS FOLLOWS

1. City hereby sells Dog to Officer for the sum of \$1.00 payable at the time this contract is executed. Officer shall be the owner of Dog upon execution of this contract and payment of \$1.00.
2. Officer agrees and hereby assumes ownership and full responsibility for the care, maintenance, food, housing, medical and any and all other expenses that result from or arise out of Officer's ownership of Dog.
3. City will have no further responsibility or liability for Dog or Dog's care with the exception of the following:
 - a. Any unpaid veterinary expenses incurred for Dog up to the date of retirement (January 6, 2007) shall be the responsibility of City. These veterinary expenses shall include any unpaid balance,

