

AGREEMENT, made this \_\_\_\_\_ day of \_\_\_\_\_, 2013,

BY AND BETWEEN,

COUNTY OF SARATOGA, a municipal corporation of the State of New York,  
with offices at 40 McMaster Street, Ballston Spa, New York 12020, (COUNTY),

- and -

CITY OF SARATOGA SPRINGS POLICE DEPARTMENT, with offices at City  
Hall, 474 Broadway, Saratoga Springs, New York 12866, (AGENCY);

WITNESSETH:

WHEREAS, Saratoga County has, in accordance with the provision of the Vehicle and Traffic Law of the State of New York, established a Special Traffic Options Program for Driving While Intoxicated, which program has been approved by the State of New York, and

WHEREAS, a Coordinator has been appointed by Saratoga County to administer this program, and

WHEREAS, the AGENCY has agreed to participate in the program and coordinate its program with the COUNTY's program to reduce alcohol related traffic injuries and fatalities, and

WHEREAS, the Coordinator of Saratoga County receives funds from the Office of the State Comptroller and also from the Office of Court Administration, and

WHEREAS, the Coordinator is authorized to disburse such funds to Saratoga County and/or municipalities with the approval of the STOP-DWI Steering Committee and the Saratoga County Board of Supervisors,

NOW, THEREFORE, THE PARTIES AGREE:

1. That the AGENCY, upon receiving funds from Saratoga County, shall use such funds exclusively for Law Enforcement and DWI enforcement;
2. That corresponding appropriations shall be made in the AGENCY's budget;
3. That the Senior Law Official, or his designated representative in the AGENCY, shall be responsible for the completion of all required data gathering forms; such data shall be submitted on a quarterly basis on forms provided by the COUNTY. The data shall include fatalities which are attributed to alcohol use. Financial data with regard to expenditure of funds will be reported quarterly.
4. That all records of expenditures and Law Enforcement activities shall be made available by the AGENCY for examination by the COUNTY and the State of New York.
5. That the AGENCY receiving said funds further agrees:

- A) To maintain a level of DWI enforcement which is deemed satisfactory to warrant funding and/or continued funding.
- B) To participate in public awareness forums whenever possible or upon request of the COUNTY STOP-DWI office. Such requests shall be coordinated so as not to place an undue burden on the local law enforcement Agency.
- C) To comply with all of the above and any other regulations which may be promulgated by the COUNTY and the New York State Department of Motor Vehicles.

6. Saratoga County shall distribute funds in the amount of \$34,200.00 on a semi-annual basis. The first installment of \$17,100.00 is payable upon execution of this contract. The second installment of \$17,100.00 shall be payable no later than October 31, 2013.

7. The AGENCY agrees to spend the STOP-DWI funds only in those categories of expenditures approved by the COUNTY. These categories of expenditures may be revised upon mutual consent of both parties, and are approved upon submission of the municipality's annual application for funds.

IN WITNESS WHEREOF, the parties have hereunto signed this agreement on the day and year appearing opposite their respective signatures.

COUNTY OF SARATOGA

Date \_\_\_\_\_

\_\_\_\_\_  
 ALAN R. GRATTIDGE, Chairman  
 Board of Supervisors  
 Per Resolution #81-13

CITY OF SARATOGA SPRINGS

Date \_\_\_\_\_

\_\_\_\_\_  
 SCOTT JOHNSON, MAYOR  
 Per Council Approval dated:

APPROVED AS TO FORM AND CONTENT:

\_\_\_\_\_  
 County Attorney