



AGREEMENT

BETWEEN CITY OF SARATOGA SPRINGS AND THE NEW YORK RACING ASSOCIATION INC.

AGREEMENT made this _____ of _____, 2015, between the CITY OF SARATOGA SPRINGS, NEW YORK, a municipal corporation with offices at City Hall, 474 Broadway, Saratoga Springs, New York, hereinafter referred to as "The City", and THE NEW YORK RACING ASSOCIATION, INC, a corporation with offices in Jamaica, New York, hereinafter referred to as "NYRA"

WHEREAS, NYRA desires to take additional measures in the interest of fire safety at the Saratoga Race Course, and the city stands ready to provide NYRA with additional fire prevention and firefighters services.

NOW, THEREFORE, the City and NYRA agree as follows:

1. The City shall provide NYRA with the following Firefighting personnel and equipment during the hours of 12:30 pm and 7:30 pm of the 2015 Saratoga Thoroughbred Racing Meet (40 racing days) at the NYRA Saratoga Facility.
 - a. Thirty eight 7 hour days with one engine, one officer and three firefighters.
 - b. Whitney Day, August 8, 2015 with a 9 hour day with two engines, hazmat truck, three officers and nine firefighters.
 - c. Travers Day, August 29, 2015 with a 9 hour day with two engines, hazmat truck, three officers and nine firefighters.
2. NYRA shall pay the City the sum of \$85,667.00 (dollars) for said services provided, however, that this agreement may be terminated by either party hereto upon one day written notice and, upon such termination NYRA's obligation shall be reduced, pro rata.
3. The parties agree to indemnify and hold each other harmless from all claims, damages and litigation which may arise from and as a result of the intentional or negligent acts of either, its trustees, directors, NYRA officers, officials, representatives or employees.

IN WITNESS WHEREOF, the City and NYRA have signed this agreement on the date first above written.

CITY OF SARATOGA SPRINGS NY,

THE NEW YORK RACING ASSOCIATION

By: _____
Joanne Yepsen, Mayor
Print Name: _____

By: Joseph J. Lambert
Print Name: Joseph J. Lambert

Per Council Approval Date: _____

Joseph J. Lambert
SVP & General Counsel