



Board of County Commissioners

Administrative Committee

RESOLUTION AUTHORIZING A MEMORANDUM OF UNDERSTANDING FOR THE UTILIZATION OF THE DRAEGER ALCOTEST 9510 BETWEEN THE SALEM COUNTY SHERIFF’S OFFICE AND THE PENNSVILLE TOWNSHIP POLICE DEPARTMENT

WHEREAS, the Alcotest machine is an essential tool used by police departments in the State of New Jersey for alcohol testing during DWI (Driving While Intoxicated) investigations; and

WHEREAS, the Salem County Sheriff’s Office has a need for the utilization of the Draeger Alcotest 9510 machine; and

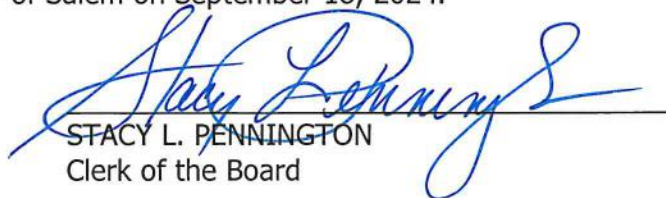
WHEREAS, the Pennsville Township Police Department is currently acquiring a new and updated model, namely the Draeger Alcotest 9510; and

WHEREAS, the Salem County Sheriff’s Office desires to enter into an Agreement with the Pennsville Township Police Department to share in the initial cost and ongoing utilization of the machine in accordance with the terms and conditions contained herein.

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of the County of Salem as follows:

1. The Memorandum of Understanding Between the Salem County Sheriff’s Office and the Pennsville Township Police Department for the utilization of the Draeger Alcotest 9510 between the Salem County Sheriff and the Pennsville Township Police Department is hereby approved in the form on file with the Clerk of the Board and in the form as approved by County Counsel and subject to non-material changes.
2. The Director, or his designee, and the Clerk of the Board are hereby authorized to execute any and all documents, if necessary, to effectuate the full intent and purpose of this Agreement.

I hereby certify the foregoing to be a true resolution adopted by the Board of County Commissioners of the County of Salem on September 18, 2024.


 STACY L. PENNINGTON
 Clerk of the Board

RECORD OF VOTE

COMMISSIONER	RESOLUTION MOVED	RESOLUTION SECOND	AYE	NAY	ABSTAIN	ABSENT
E. Ramsay			✓			
C. Taylor		✓	✓			
D. Timmerman			✓			
G. Ostrum Jr.	✓		✓			
B. Laury			✓			

MEMORANDUM OF UNDERSTANDING
FOR THE UTILIZATION OF THE DRAEGER ALCOTEST 9510 BETWEEN THE
SALEM COUNTY SHERIFF'S OFFICE AND THE PENNSVILLE TOWNSHIP POLICE
DEPARTMENT

THIS MEMORANDUM OF UNDERSTANDING (hereinafter referred to as the "Agreement") is hereby effective as of _____, 2024 between the Salem County Sheriff's Office, 94 Market Street, Salem, New Jersey (hereinafter, the "SCSO") and the Pennsville Township Police Department, 90 North Broadway, Pennsville New Jersey 08070. The SCSO and Pennsville Township Police Department are hereinafter collectively referred to individually as a "Party" and collectively as the "Parties."

WITNESSETH:

WHEREAS, the Alcotest machine is an essential tool used by police departments in the State of New Jersey for alcohol testing during DWI (Driving While Intoxicated) investigations; and

WHEREAS, the parties acknowledge their mutual need for a new and updated Alcotest model, namely the Drager Alcotest 9510 machine; and

WHEREAS, the Pennsville Township Police Department is currently acquiring the Draeger Alcotest 9510 for this purpose; and

WHEREAS, the Salem County Sheriff's Office desires to enter into an Agreement with the Pennsville Township Police Department to share in the cost and utilization of the machine in accordance with the terms and conditions contained herein; and

NOW THEREFORE, in consideration of the covenants set forth herein, the Parties agree as follows:

SECTION 1. SCOPE OF AGREEMENT

- 1.1 The Pennsville Township Police Department agrees to house a Drager Alcotest 9510 machine located at Police Headquarters, 90 North Broadway, Pennsville, New Jersey, to be utilized by the Salem County Sheriff's Department 24 hours a day/ 7 days per week.
- 1.2 The Pennsville Township Police Department shall be solely responsible for the costs of any necessary consumables, such as mouth pieces, calibration materials and maintenance supplies required for the operation and/or upkeep of the machine.
- 1.3 The SCSO shall share equally in the initial purchase price of the machine.

SECTION 2. REPRESENTATIONS & OBIGATIONS OF THE
PENNSVILLE TOWNSHIP POLICE DEPARTMENT

- 2.1 Pennsville Township Police Department shall ensure that the Alcotest 9510 machine is in good working condition at the time of utilization;

- 2.2 Pennsville Township Police Department shall promptly notify the SCSO of any known issues or malfunctions with the Alcotest 9510.
- 2.3 The Pennsville Township Police Department shall retain ownership and possession of the Alcotest 9510 at all times herein.

SECTION 3. OBLIGATIONS OF SALEM COUNTY SHERIFF'S OFFICE

- 3.1 The SCSO shall utilize the Alcotest 9510 solely for the purpose of conducting evidentiary breath tests in accordance with all applicable laws, regulations and guidelines.
- 3.2 The SCSO shall promptly report any issues, malfunctions or damage to the machine to the Pennsville Township Police Department.

SECTION 4. TERM AND TERMINATION

- 4.1 This Agreement shall commence on the Effective Date herein and shall remain in effect until terminated by either party with ninety (90) days written notice to the other.

IN WITNESS WHEREOF, the Parties have executed this Agreement as of the dates set forth below.

SALEM COUNTY

Authorized Signature: ,

Benjamin Laury, Director,
Salem County Board of Commissioners

Date: 7-16-24

Authorized Signature: _____,

Charles M. Miller, Sheriff

Date: _____

TOWNSHIP OF PENNSVILLE

Authorized Signature: _____,

Daniel Neu, Mayor,
Township of Pennsville

Date: _____

Authorized Signature: _____,

Patrick Spillman, Chief of Police

Date: _____