

**AMENDED SHARED SERVICES AGREEMENT
BETWEEN THE TOWNSHIP OF TOMS RIVER AND THE TOMS
RIVER TOWNSHIP BOARDS OF FIRE COMMISSIONERS DISTRICTS
#1 AND #2 FOR SHARING IN THE YEARLY COST OF A
MAINTENANCE CONTRACT FOR THE SPILLMAN COMPUTER
AIDED DISPATCH SYSTEM**

IT IS ON THIS 23rd day of MARCH, 2010, agreed by and between the parties, the

TOWNSHIP OF TOMS RIVER, with offices at 33 Washington Street,
Toms River, New Jersey 08753,
(hereinafter the **"TOWNSHIP"**)

AND

THE TOMS RIVER BOARDS OF FIRE COMMISSIONERS,
DISTRICT # 1, located at 45 W. Water Street, Toms River, NJ 08753
DISTRICT # 2, located at 257 Warner Street, Toms River NJ 08753
(Hereinafter referred to as **"FIRE COMMISSIONERS"**)

as follows:

WHEREAS, the TOWNSHIP has purchased and owns a certain Spillman Technologies, Inc. Computer Aided Dispatch System which was installed at its Police Headquarters located at 255 Oak Street, Toms River, New Jersey; and

WHEREAS, the TOWNSHIP and the FIRE COMMISSIONERS all use the Spillman Computer Aided Dispatch System for the dispatch of their vehicles; and

WHEREAS, the Spillman Computer Aided Dispatch System also provides for the use of certain modules which can and do accommodate the needs of the FIRE COMMISSIONERS; and

necessity of soliciting bids, *N.J.S.A. 40A:11-5(dd)* authorizes public entities to enter into contracts for services for the support or maintenance of proprietary computer software without the necessity of soliciting bids and *N.J.S.A. 40A:12-9* allows for Interagency use of facilities; and

WHEREAS, the parties entered into an agreement dated November 12, 2008 where among other matters, the FIRE COMMISSIONERS agreed to reimburse the TOWNSHIP twenty-five percent (25%) of the yearly cost of maintenance of the Spillman Computer Aided System; and

WHEREAS, since the agreement was put into effect, additional modules have been purchased increasing the yearly maintenance costs to the system as follows:

Year	Maintenance	Percentage	Fire Commiss. Contrib.
2010	\$104,568.00	25%	\$26,142.00
2011	\$111,888.00	25%	\$27,972.00
2012	\$119,722.00	25%	\$29,930.50; and

WHEREAS, per resolution of the Township Council dated March 23, 2010, authorization was given to enter into an agreement with the FIRE COMMISSIONERS to amend the existing contract to update the maintenance costs up to December 31, 2012, and the FIRE COMMISSIONERS agreeing with same:

NOW, THEREFORE, BE IT AGREED BETWEEN THE TOWNSHIP AND THE FIRE COMMISSIONERS AS FOLLOWS:

1. The TOWNSHIP and the FIRE COMMISSIONERS agree to share in the yearly cost of maintenance of the Spillman Computer Aided Dispatch System up to and terminating on December 31, 2012 of the support and maintenance contract entered into between the TOWNSHIP and Spillman Technologies, Inc.
2. The FIRE COMMISSIONERS agree to reimburse the TOWNSHIP twenty-five

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2011	\$111,888.00	25%	\$27,972.00
2012	\$119,722.00	25%	\$29,930.50;

3. Any maintenance costs commencing January 1, 2013 or thereafter may be renegotiated between the parties.

4. The FIRE COMMISSIONERS shall reimburse the TOWNSHIP for their share of the maintenance cost on a quarterly basis commencing thirty (30) days after their reorganization meetings.

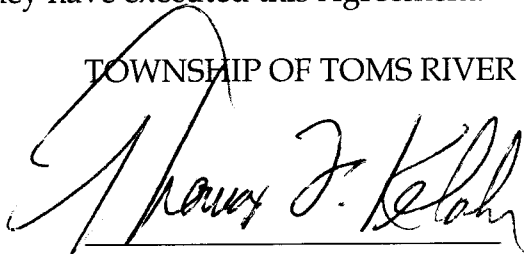
5. The split of the costs between the FIRE COMMISSIONERS shall be based upon the percentage of the taxed assessed values in their respective districts.

IN WITNESS WHEREOF, they have executed this Agreement.

ATTEST:

TOWNSHIP OF TOMS RIVER


 J. Mark Mutter, Clerk


 Thomas F. Kelaher, Mayor

ATTEST:

TOMS RIVER BOARD OF
 FIRE COMMISSIONERS, DIST. #1


 Robert Ramano, Clerk


 George Convery, Chairman

ATTEST:

TOMS RIVER BOARD OF
 FIRE COMMISSIONERS, DIST. #2



