

**BOROUGH OF PENNINGTON  
RESOLUTION 2023 – 7.9**

**RESOLUTION AUTHORIZING AGREEMENT WITH  
LEXISNEXIS RELATING TO ACCIDENT REPORTS**

**WHEREAS**, the Chief of Police has recommended that the Borough enter into an agreement with LexisNexis Coplogic Solutions, Inc. (LNCSI) for assisting the Department in responding to requests for accident reports;

**WHEREAS**, the proposed service would enable authorized requestors for these reports to obtain them online through LNCSI in return for a fee collected by LNCSI that would include an amount to be passed through to the Police Department and an amount retained by LNCSI;

**WHEREAS**, the amount to be paid to the Police Department would be set by the Police Department and would be subject to revision from time to time in accordance with applicable law and procedures, and the amount paid to LNCSI would be set by it and also be subject to revision over time;

**WHEREAS**, an authorized requestor of a report may decline to obtain it through LNCSI and opt instead to obtain it directly from the Department, paying only the Department's fee;

**WHEREAS**, as part of the service, and in exchange for providing accident reports to LNCSI, the Department would gain for its own investigative purposes access to an LNCSI database that includes reports from approximately 5,000 agency providers nationwide;

**WHEREAS**, the term of the proposed agreement is for three years with an automatic one-year renewal but because this is a free service the Department may effectively discontinue the service at any time by simply refusing to supply additional reports to LNCSI and resort to supplying reports to all requestors directly or by other means, meaning only that as a result it would lose access to the LNCSI database for its own purposes;

**WHEREAS**, the proposed LNCSI contract documents relating to this service include the attached "Law Enforcement Agreement" and separate "Order No. 1, eCommerce Services," the former amounting to a master agreement applicable to multiple LNCSI services and the latter representing terms limited to the proposed service;

**WHEREAS**, certain terms of the Law Enforcement Agreement are not applicable to the services in question, including any provision for payment of fees by the Department or the Borough, because this is a free service;

**WHEREAS**, this agreement is not subject to public bidding under the Local Public Contracts Law because it provides a free service;

**WHEREAS**, the final form of agreement(s) between the Borough and LNCSI shall be subject to prior review and approval by the Borough Attorney;

**NOW, THEREFORE, BE IT RESOLVED**, by Borough Council of the Borough of Pennington, that the Mayor is hereby authorized to enter into the proposed agreement(s) with

LexisNexis Coplogic Solutions, Inc., on behalf of the Borough, subject to prior approval as to form by the Borough Attorney.

**Record of Council Vote on Passage**

<b>COUNCILMAN</b>	<b>AYE</b>	<b>NAY</b>	<b>N.V.</b>	<b>A.B.</b>	<b>COUNCILMAN</b>	<b>AYE</b>	<b>NAY</b>	<b>N.V.</b>	<b>A.B.</b>
Angarone					Marciante				
Chandler					Stern				
Gnatt					Valenza				

This is to certify that the foregoing is a true copy of a Resolution adopted by the Borough Council of the Borough of Pennington at a meeting on July 10, 2023.

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Elizabeth Sterling, Borough Clerk