

BOROUGH OF HILLSDALE
RESOLUTION 17046

**RESOLUTION AUTHORIZING THE MAYOR AND ACTING BOROUGH CLERK TO
APPROVE AND SIGN THE MEMORANDUM OF UNDERSTANDING BETWEEN THE
BOROUGH OF HILLSDALE AND THE NEW JERSEY MOTOR VEHICLE COMMISSION**

WHEREAS, the State of New Jersey Motor Vehicle Commission, hereinafter called the "Commission" or "the MVC", makes, maintains or keeps on file as required by law certain driver license, vehicle and vessel records of individuals licensed and vehicles and vessels registered in this State; and

WHEREAS, the Commission also maintains, as an administrative convenience, a computer record of the aforementioned records, hereinafter called the "database"; and

WHEREAS, the database is not a public record and the information in the database is not required to be released under the New Jersey Open Public Records Act, N.J.S.A. 471A-1 et. seq. (P.L. 2001, c.404), but may be released at the discretion of the Commission in such manner as may be determined by the Commission to be administratively appropriate and in accordance with applicable laws and regulations; and

WHEREAS, Commission in its discretion has established a Limited Online Access Program, hereinafter called the "Online Program", to provide certain information contained in the database, via electronic communications, to businesses or public entities that demonstrate a beneficial interest in and legitimate business use of the database information; and

WHEREAS, the BOROUGH OF HILLSDALE, hereinafter called the "Program Participant", in its application for participation on the Online Program, has demonstrated a beneficial interest in and legitimate business use of the database information; and

WHEREAS, the provision of such information via electronic communications to the Program Participant is consistent with the laws of the State and with the Commission's policy to balance the needs of the business community with the privacy needs of the public when providing information from the database.

NOW, THEREFORE BE IT UNDERSTOOD AND AGREED by and between the Commission and the Borough of Hillsdale that for and in mutual consideration of the covenants herein and pursuant to all federal State laws and regulations.

BE IT FURTHER RESOLVED that the Mayor and Council hereby approve the Memorandum of Understanding between the Borough of Hillsdale and the New Jersey Motor Vehicle Commission; and

BE IT FURTHER RESOLVED that the Mayor and the Acting Borough Clerk are hereby authorized to sign the Memorandum of Understanding on behalf of the Borough of Hillsdale and that their signature constitutes acceptance of the terms and conditions of the agreement and approves the execution of the agreement.

Council member	Motion	Second	Yes	No	Absent	Abstain	Recuse
DeRosa, Anthony			X				
Karcich, Scott			X				
Lundy, Abby		X	X				
Pizzella, Frank	X		X				
Ruocco, John					X		
Segalas, Steven			X				
Frank, Doug							

Adopted: February 7, 2017

Attest: Denise Kohan
Denise Kohan
Acting Municipal Clerk

Douglas Frank
Douglas Frank
Mayor