December 12, 2012

Thomas W. MacLeod
P.O. Box 32159
Newark, NJ, 07102

Dear Mr. MacLeod,

The Edison Police Department is in receipt of your December 3, 2012 Open Public Records Act request for information regarding Automatic License Plate Recognition (“ALPR”) technology. From your request the police department has provided the following:

1. As per your first request we have provided you with a copy of the grant award for the purchase of an ALPRs unit. Funding for one (1) unit was approved thru The Edward Byrne Memorial Justice Assistance Grant (JAG) Program FY 2102. Funding was also approved for two (2) additional units from the FY 2010 Buffer Zone Protection Program. However, we are unable provide you with any documentation from the FY 2010 Buffer Zone Protection Program as these documents are protected under homeland security and are not subject to the rules of the Open Public Records Act. No units have been purchased using the townships operating funds.

2. As per your second request the township currently possess no “paid invoices for all completed purchases of ALPR units”. The units spoken of above have yet to be delivered, therefore not paid for.

3. As per your third request the police department does follow the New Jersey Attorney Generals Directive # 2010-5 which covers the “Law Enforcement Directive Promulgating Attorney Generals Guidelines for the Use of Automated License Plate Readers and Stored ALPR Data”. The specific information that you request is not readily available to the police department as we do not house or maintain the database for all license plates scanned by the Edison Police ALPRs unit. The police department has made a request to the appropriate agency for the large amount of information that you are seeking. Thus far we are only able to provide the information for January 2012. The remainder of the information will be forwarded to you as soon as we receive it.

4. As per your fourth request we have attached a copy of a Memorandum of Agreement between the Edison Police Department and the Middlesex County Prosecutors Office.
Your request for information has been completed.

Respectfully,

Sergeant Michael Cimmino
Edison Police Department
Police Administration Bureau
VIA ELECTRONIC & REGULAR MAIL

Director Anthony Caputo
New Brunswick Police Department
25 Kirkpatrick Street
Post Office Box 909
New Brunswick, N.J., 08903

Dear Director Caputo,

In regards to the 2012 Edward Byrne Justice Grant (FY 2012 Local Solicitation) my department has formulated the following plan for the expenditure of our grant money.

1. One (1) portable Automated License Plate Reader System (A.L.P.R.’s) cost $20,222.92
   - This unit will operate in conjunction with the current system in place with the Middlesex County Prosecutors Office.

2. One (1) Kustom Signal Raptor RP-1 dual antenna radar unit, cost $1,765.00
   - This unit will be installed into the same vehicle as the A.L.P.R.’s unit to maximize enforcement of motor vehicle laws within the township.

If you have any further questions regarding the expenditure plan please contact Sergeant Michael Cimmino who I stated in my earlier letter is the point of contact for this grant.

Sincerely,

[Signature]

Thomas Bryan
Chief of Police
VIA ELECTRONIC & REGULAR MAIL

Chief Thomas Bryan
Edison Police Department
100 Municipal Boulevard
Edison, New Jersey 08817

Funding Amount: $22,076.00

Dear Chief Bryan,

Similar to past years, the Edward Byrne Memorial Justice Assistance Grant (FY 2012 Local Solicitation) has made $96,249.00 available to four municipalities within Middlesex County. Because the Middlesex County Prosecutor's Office is not receiving any funds, it is the responsibility of one of the four agencies to be the lead agency when applying for the distribution of the funds. The New Brunswick Police Department has volunteered to be the lead agency. In order to expedite the application process I would like to suggest the following:

1. Each agency needs to designate a representative to coordinate with the NBPD to expedite this process. My contact person at the NBPD is Lt. J.T. Miller. He can be reached at (732) 745-5193.

2. Each agency needs to formulate a plan as to how their funds will be spent. This plan needs to be spelled out in writing, (on Department Letterhead and copied in PDF format) so that it can be submitted in the application process. The proposal must be signed by the Chief/Director.

3. A Memorandum of Understanding must be signed by all of the agencies involved. My office will prepare the MOU and have it available for signatures.

Details of the grant can be viewed online at:

FY 2012 Local JAG solicitation and/or
https://www.bja.gov/Funding/12JAGLocalSol.pdf
I strongly suggest that a representative from your agency familiarize themselves with the JAG, so that we can expedite this process. The JAG has set specific parameters regarding how funds can be utilized; so ensure your department’s proposal meets those parameters.

Lt. Miller will begin preparing the application on behalf of all four agencies. Please have your “Agency Plan” completed by April 23, 2012 and both an electronic and hard copy forwarded to Lt. Miller. **Failure to submit an acceptable Agency Plan to Lt. Miller by April 23, 2012 will forfeit your allocated funds.** During the week of April 30th Lt. Miller will be visiting your agency to finalize any last minute details, and obtain the appropriate signatures. (These could include Agency Head, Chief Financial Officer for the Municipality, and the Mayor) Please have your representative contact Lt. Miller with a date during that week which is good for you and your Mayor, so that the appropriate signatures can be obtained.

The original application will not be left with your office for signatures. It is for this reason that coordination between Lt. Miller and your designated representative is paramount. I thank you in advance for your cooperation in this matter.

It is highly advised that your representative reach out to Lt. Miller prior to April 23, 2012 to ensure the proper documentation required by your department is complete prior to the deadline.

Should you have any questions or concerns, please do not hesitate to contact me directly at (732) 745-5176.

Sincerely,

[Signature]

Anthony A. Caputo  
Director of Police

AAC:fm
xc: Lieutenant JT Miller  
File
**MIDDLESEX COUNTY PROSECUTOR’S OFFICE**  
**INTRA-OFFICE MEMORANDUM**

**TO:** ROBERT K. MERKLER  

**FROM:** SARA D. TAGERT  

**DATE:** DECEMBER 14, 2012  

**RE:** REQUEST FOR ALPR DATA

This memo is in response to your request for a monthly breakdown of “reads” for the Edison ALPR device for 2012. The current version of our software does not provide a report based on device so there is no way to automatically generate the numbers you are requesting. With that said, I was able to manually pull out statistics for the month of January (see table below). The process for manually obtaining the statistics is extremely tedious and time consuming. Statistics for the year can be provided but it will take more time than what is allotted by OPRA guidelines for this request. I will need a week, possibly less, to satisfy the full request.

Edison ALPR, Read Statistics, January 2012 (sampling for year), TOTAL READS 47,741:

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cc: William Duca
THIS AGREEMENT, dated the day of 2010 between the COUNTY OF MIDDLESEX (hereinafter "COUNTY") and the TOWNSHIP of EDISON (hereinafter "MUNICIPALITY");

WITNESSETH:

WHEREAS, the Middlesex County Prosecutor has received funds in 2010 and may receive additional funds in the future from the Office of Homeland Security and Preparedness (OHS&P) for the purpose of purchasing an Automatic License Plate Recognition System (ALPRS), which provides law enforcement personnel the capability to read license plates and check those license plates against numerous data bases to identify individuals who may be wanted by other law enforcement agencies and vehicles which have been used in criminal activities; and

WHEREAS, the COUNTY wishes to purchase said ALPRS and distribute them to municipalities which are the home of recognized transportation sector and/or commercial asset sector sites, as determined by OHS&P; and

WHEREAS, the MUNICIPALITY has agreed to accept said ALPRS under the terms and conditions contained herein;

NOW, THEREFORE, in consideration of the mutual promises and covenants contained herein, the COUNTY and MUNICIPALITY do mutually agree as follows:

1. The COUNTY shall purchase the ALPRS through the use of OHS&P grant funds.

2. The COUNTY Prosecutor, in his sole discretion, shall determine the number of ALPRS to be provided to the MUNICIPALITY. The ALPRS shall be used exclusively for the provision of security and surveillance around the transportation sector and/or Commercial Asset Sector sites as designated by OHS&P in their Critical Infrastructure Criteria Matrix dated 6/23/10.
3. The COUNTY shall, at its sole cost and expense be responsible for the following:
   a. Set up and initialization of the ALPRS;
   b. Providing one (1) training session at a location to be determined by the County Prosecutor, on utilization of the system;
   c. Maintenance of the system for year two (2) and subject to the availability of funds, year three (3);
   d. Providing the requisite number of concurrent user licenses during year two (2) and subject to availability of funds, year three (3); and
   e. Providing the necessary server and periodic uploads from the NCIC system (via the New Jersey State Police), as well as necessary data storage capacity.

4. The MUNICIPALITY shall, at its sole cost and expense, be responsible for the following:
   a. Providing, at a minimum, one (1) police vehicle with existing wireless MDT capability;
   b. Repair and maintenance of the ALPRS as well as any concurrent user license costs beyond the third year;
   c. Designating a minimum of one police officer to attend the training to be provided by the County Prosecutor; and
   d. Requiring the vehicle(s) which are equipped with the ALPRS to be deployed on a regular basis to patrol the designated transportation sector and/or commercial asset sector sites within the MUNICIPALITY.
   e. When appropriate, making the ALPRS available to other law enforcement agencies via mutual aid requests.

5. The MUNICIPALITY shall save, protect, indemnify and hold harmless the County Prosecutor, the COUNTY and/or its elected officials, officers and employees from any and all damages or claims for damages to persons or property which may result from the use of the ALPRS provided pursuant to this Agreement.
6. The Agreement represents the entire understanding of the parties. It shall not be amended, except through written amendment approved by the respective governing bodies.

7. Subject to authorization by City of Council resolution on 9/17/2010. AP

IN WITNESS WHEREOF, the parties have caused this Agreement to be executed by its proper officers and have their proper corporate seal affixed, the day and year first written above.

ATTEST:

Robin Kenny
Reina A. Murphy, Clerk
Robin Kenny, Deputy Clerk

TOWNSHIP OF EDISON

ANTONIA RICIGLIANO, Mayor

COUNTY OF MIDDLESEX

MARGARET E. PEMBERTON, Clerk
Board of Chosen Freeholders

CHRISTOPHER D. RAFANO, Director
Board of Chosen Freeholders