

**BOROUGH OF FRANKLIN
COUNTY OF SUSSEX**

Resolution No. 2019-29

Resolution Authorizing the Borough of Franklin through the Franklin Police Department to File an Application to Participate in the Federal 1033 Program to Enable Said Department to Request and Acquire Excess Department of Defense Equipment

WHEREAS, the United States Congress authorized the 1033 Program to make use of excess US Department of Defense equipment and making such equipment available to local, county, and state levels of government; and

WHEREAS, under the 1033 Program, law enforcement agencies may request resources, and the Defense Logistics Agency (DLA) mandates that all acquired 1033 equipment be under control of the requesting law enforcement agency who requests it; and

WHEREAS, Senate Bill No. 2364-1(a) recently enacted by the New Jersey Legislature as P.L. 2015 Chapter 23, requires that all local or county law enforcement agencies wanting to apply to the 1033 Program, be approved by Resolution by a majority of the full membership of the governing body of that jurisdiction and the said DLA requires that applications for Program participation be submitted every 365 days; and

WHEREAS, the said Mayor and Council is aware that certain equipment available in the RTD system will not be approved by the New Jersey State Coordinator for the Program; these include bayonets, combat gloves, and simulated rocket launchers; and

WHEREAS, the Borough of Franklin Mayor and Council at its March 12, 2019, meeting reviewed this matter and is recommending it to the Franklin Police Department; and

NOW THEREFORE IT BE RESOLVED by the Mayor and Council of the Borough of Franklin, County of Sussex, and the State of New Jersey that it hereby authorizes the Franklin Police Department to Participate in the Federal 1033 Program administered through the Law Enforcement Support Office (LESO) and that said Department may acquire any DEMIL A through H property in the RTD system provided that all acquisitions are reviewed and approved by the Public Safety Committee; and

BE IT FURTHER RESOLVED that said Board recognizes that the acquisition of 1033 Program property is time-sensitive as resources are allocated to all State based on time-stamp of requisition and in the event that a LESO Point of Contact Requests an item in good faith and said item is determined to be contrary to the intent of this Resolution, the LESO Point of Contact may cancel the request prior to the acquisition of the property, without being in violation of P.L. 2015 c.23.

CERTIFICATION: I, Darlene J. Tremont, Municipal Clerk of the Borough of Franklin, in the County of Sussex, State of New Jersey do hereby certify that the foregoing is a true and correct copy of a Resolution adopted by the Governing Body of the Borough of Franklin at a regular meeting held on March 12, 2019.



Darlene J. Tremont, Municipal Clerk

RECORD OF COUNCIL VOTES				
COUNCIL MEMBER	AYES	NAYES	ABSTAIN	ABSENT
JOSEPH LIMON	X			
JOHN POSTAS				X
STEPHEN SKELLENGER	X			
GILBERT SNYDER			X	
GLENN SOULES				X
STEPHAN ZYDON JR.	X			
MAYOR GIORDANO (Tie Only)				