

**BOROUGH OF FRANKLIN  
COUNTY OF SUSSEX**

**Resolution No. 2019-82**

**RESOLUTION AUTHORIZING THE BOROUGH OF FRANKLIN THROUGH THE  
FRANKLIN BOROUGH POLICE DEPARTMENT TO PARTICIPATE IN THE DEFENSE  
LOGISTICS  
AGENCY, LAW ENFORCEMENT SUPPORT OFFICE, 1033 PROGRAM TO ENABLE THE  
FRANKLIN BOROUGH POLICE DEPARTMENT TO REQUEST AND ACQUIRE EXCESS  
DEPARTMENT OF DEFENSE EQUIPMENT**

**WHEREAS**, the United States Congress authorized the Defense Logistics Agency (DLA) Law Enforcement Support Office (LESO) 1033 Program to make use of excess Department of Defense personal property by making that personal property available to municipal, county and State law enforcement agencies (LEAs); and

**WHEREAS**, DLA rules mandate that all equipment acquired through the 1033 Program remain under the control of the requesting LEA; and;

**WHEREAS**, participation in the 1033 Program allows municipal and county LEAs to obtain property they might not otherwise be able to afford in order to enhance community preparedness, response, and resiliency; and

**WHEREAS**, although property is provided through the 1033 Program at no cost to municipal and county LEAs, these entities are responsible for the costs associated with delivery, maintenance, fueling, and upkeep of the property, and for specialized training on the operation of any acquired property; and

**WHEREAS**, N.J.S.A. 40A:5-30.2 requires that the governing body of the municipality or county approve, by a majority of the full membership, both enrollment in, and the acquisition of any property through, the 1033 Program; and

**NOW THEREFORE BE IT RESOLVED** by the **Borough of Franklin** of the *County of Sussex* that the *Franklin Borough Police Department* is hereby authorized to enroll in the 1033 Program for no more than a one-year period, with authorization to participate terminating on December 31 of the current calendar year from January 1, 2020 to December 31, 2020; and

**NOW THEREFORE BE IT FURTHER RESOLVED** that *the Franklin Borough Police Department* is hereby authorized to acquire items of non-controlled property designated "DEMIL A," which may include, office supplies, office furniture, computers, electronic equipment, generators, field packs, non-military, vehicles, clothing, traffic and transit signal systems, exercise equipment, farming and moving equipment, storage devices and containers, tools, medical and first aid equipment and supplies, personal protection equipment and supplies, construction materials, lighting supplies, beds and sleeping mats, wet and cold weather equipment and supplies, respirators, binoculars, and any other supplies or equipment of a non-military nature identified by the LEA, if it

shall become available in the period of time for which this resolution authorizes, based on the needs of the *Franklin Borough Police Department*, without restriction; and

**NOW THEREFORE BE IT FURTHER RESOLVED** that the **Borough of Franklin** is hereby authorized to acquire the following “DEMIL B through Q” property, if it shall become available in the period of time for which this resolution authorizes: *including quantity, e.g., (2) utility truck/Humvees, rifles, or (1) MRAP, watercrafts, utility trucks, passenger vehicles, (2) All Terrain Vehicles, tractors, and trucks.*

**BE IT FURTHER RESOLVED** that the *Franklin Borough Police Department* shall develop and implement a full training plan and policy for the maintenance and use of the acquired property; and

**BE IT FURTHER RESOLVED** that the *Franklin Borough Police* shall provide a quarterly accounting of all property obtained through the 1033 Program which shall be available to the public upon request; and

**BE IT FURTHER RESOLVED** that this resolution shall take effect immediately and shall be valid to authorize requests to acquire “DEMIL A” property and “DEMIL B through Q” property that may be made available through the 1033 Program during the period of time for which this resolution authorizes; with Program participation and all property request authorization terminating on December 31st of the **current calendar year from January 1, 2020 to December 31, 2020.**

**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, County of Sussex, State of New Jersey at a meeting of said Governing Body held on September 10, 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)				