

TOWNSHIP OF WASHINGTON
BERGEN COUNTY, NEW JERSEY

RESOLUTION NO. 17 -307

**RESOLUTION AUTHORIZING THE TOWNSHIP OF WASHINGTON THROUGH
THE TOWNSHIP OF WASHINGTON 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 level 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 the 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 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 Township of Washington Mayor and Council at its September 25, 2017 meeting reviewed this matter and is recommending it to the Township of Washington Police Department; and,

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Township of Washington, County of Bergen, and State of New Jersey hereby authorizes the Township of Washington 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 (non-controlled) property in the RTD system without restriction; and,

BE IT FURTHER RESOLVED, that said Mayor and Council finds that the Township of Washington Police Department may request and acquire certain

DEMIL B through H (controlled) property in the RTD system and it has been determined that based on the needs of this venue, law enforcement may not acquire armored tactical vehicles or marine vessels over 28' without specific approval of the governing body; and,

BE IT FURTHER RESOLVED, that any special application for weapons, aircraft, or MRAP's must be authorized by the governing body prior to the submission of the application and that these resources are not available in the RTD system and require special application; and

BE IT FURTHER RESOLVED, that said Mayor and Council of the Township of Washington further requires that the designated LESO Point of Contact for this venue submit a monthly report regarding acquired 1033 Program property and in the event that any property had been obtained contrary to the intent of P.L. 2015 c23, the State Coordinator shall be contacted and equipment shall be transferred or returned via the federal inventory database system (FEPMIS); 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 Sate 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 c23.

ATTEST:

APPROVED:
TOWNSHIP COUNCIL OF THE
TOWNSHIP OF WASHINGTON


Susan Witkowski
Township Clerk


Robert Bruno
Council President

DATED: September 25, 2017

MOTION		SECOND		COUNCIL	AYES	NAYES	ABSTAIN	ABSENT
Bruno		Bruno		Bruno	X			
Calamari		Calamari		Calamari	X			
Cascio	X	Cascio		Cascio	X			
Sears		Sears	X	Sears	X			
Ullman		Ullman		Ullman	X			