

RESOLUTION NO. 22-

**TOWNSHIP OF MIDDLETOWN
COUNTY OF MONMOUTH**

**RESOLUTION AUTHORIZING THE MIDDLETOWN POLICE DEPARTMENT TO PARTICIPATE
IN THE DEFENSE LOGISTICS AGENCY, LAW ENFORCEMENT SUPPORT ENFORCEMENT
SUPPORT OFFICE, 1033 PROGRAM TO ENABLE THE 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, 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 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.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Middletown in the County of Monmouth, State of New Jersey that the Middletown Police Department is hereby authorized to enroll in the 1033 program through December 31, 2022.

BE IT FURTHER RESOLVED that the Middletown Police Department is hereby authorized to acquire items on non-controlled property designated "DEMIL A", which may include: office supplies, office furniture, computers, electronic equipment, generators, field packs, nonmilitary vehicles, off-road vehicles, clothing, traffic and transit signal systems, exercise equipment, farming and moving equipment, excavation equipment, storage devices and containers, tools, medical and first aid equipment and supplies, personal protection equipment and supplies, respirators, binoculars, and any other supplies and equipment of a nonmilitary 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 Middletown Police Department, without restriction.

BE IT FURTHER RESOLVED that the Middletown Police Department is hereby authorized to acquire "DEMIL B through Q" property, listed in the unredacted portion

of the DEMIL inventory sheet if it shall become available in the period of time for which this resolution authorizes.

BE IT FURTHER RESOLVED that the Chief of Police for the Middletown Police Department shall develop and implement a full training plan and policy for the maintenance and use of the acquired property.

BE IT FURTHER RESOLVED that the Middletown Police Department shall provide a quarterly accounting of all property obtained through the 1033 program which shall be available to the public upon request.

BE IT FURTHER RESOLVED that this resolution shall take effect immediately and shall be valid to authorized 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.

BE IT FURTHER RESOLVED that this authorizing resolution will expire on December 31, 2022 and continued participation in this program will require annual authorization by the governing body.

