

RESOLUTION TO ACCEPT TRANSFER OF USED POLICE VEHICLE

WHEREAS, N.J.S.A. 40A:14-178(a) imposes liability on a municipality who hires a police officer from another municipality within 120 days of resignation, where said police officer held a probationary appointment at the time of resignation, for the examination, hiring, and training costs associated with hiring a police officer; and

WHEREAS, a West Orange police officer held a probationary appointment at the time of resignation and has been hired by the Township of Cedar Grove within the 120-day statutory period; and

WHEREAS, the Township of West Orange sought to recover costs totaling \$27,522.96 under N.J.S.A. 40A:14-178(a) resulting from said transfer; and

WHEREAS, the West Orange Police Department (the “Department”) has been maintaining an aging fleet of police vehicles and are in dire need of additional police vehicles; and

WHEREAS, the Township of Cedar Grove has offered a used Marked Police Vehicle at no cost in lieu of payment for Reimbursement under N.J.S.A. 40A: 14-178; and

WHEREAS, the Township Council has determined that it is in the public interest to accept transfer of said Police Vehicle; and

WHEREAS, the Department has completed due diligence, concluding that said Police Vehicle is mechanically satisfactory for its age and wear and would be operationally sufficient for the Department for at least 10 years; and

WHEREAS, the Police Vehicle is a 2022 Ford Explorer (29,427 original miles), bearing VIN Number 1FM5K8AB4NGB79443; and

WHEREAS, the Township of Cedar Grove has agreed to transfer the Police Vehicle to the Department “as is” at no cost, with no guarantees, representations, warranties or the like and the Department agrees to indemnify and hold the Township of Cedar Grove harmless from any claims, damages, losses, or liabilities related to the Department’s use and operation of the apparatus; and

WHEREAS, the Township of West Orange shall be responsible for all registration, insurance, maintenance, and operating costs associated with the vehicle upon transfer; and

WHEREAS, the Township of Cedar Grove shall supply clear Title and key to the Vehicle, as well as the Vehicle; and

WHEREAS, the Agreement for the transfer of the Marked Police Vehicle shall become binding upon ratification of the same by the Township of Cedar Grove.

NOW, THEREFORE BE IT RESOLVED by the Township Council of West Orange that the acceptance of said Police Vehicle be approved; and

BE IT FURTHER RESOLVED that the that the Mayor and Township Clerk are hereby authorized to sign the agreement in a substantially similar form as attached hereto, subject to Township Attorney review, on behalf of the Township, which shall be available for public inspection in the office of the Township Clerk.

Karen J. Carnevale R.M.C
Municipal Clerk

Susan Scarpa
Council President

Adopted: August 18, 2026