

*Adoption-

**CITY OF UNION CITY
COUNTY OF HUDSON, STATE OF NEW JERSEY
ORDINANCE AMENDING CHAPTER 4 “ADMINISTRATION OF GOVERNMENT”
ARTICLE XIII OF THE CODE OF THE CITY OF UNION CITY
ENTITLED “POLICE DEPARTMENT”**

ORDINANCE 2018-34

WHEREAS, the City has established regulations and fees for off-duty police details; and

WHEREAS, Section 4-77 “Off-Duty details” sets forth the that the Chief of Police

Establishes regulations for coordination, control and scheduling of the off-duty details; and

WHEREAS, private parties are able to hire Union City police officers for security and other such duties; and

WHEREAS, it is appropriate to charge a fee for the private use of the City’s Police Officers; and

WHEREAS, it is appropriate to provide for an additional fee for these off-duty details when use of a police vehicle is involved since the use of the vehicle incurs costs for the City, which should be reimbursed; and

WHEREAS, all City sponsored and Board of Education sponsored events that require police details should remain at a lower rate as these fees are paid with City tax dollars collected from City residents, and therefore should not be charged at the higher rate charged to private contractors and private vendors; and

WHEREAS, the Board of Commissioners of the City of Union City wishes to amend this Chapter to provide for a fee for these off-duty details and to provide for an additional fee when use of a police vehicle is involved since the use of the vehicle incurs costs for the City which should be reimbursed.

NOW THEREFORE, BE IT ORDAINED that the Mayor and Commissioners of the City of Union City, County of Hudson, State of New Jersey do hereby amend the ordinance as follows:

SECTION ONE

Chapter 4 Section 4-77 “Off-duty details” is hereby deleted in its entirety and replaced with the following:

- (A.) The Chief of Police shall establish regulations within the Police Department providing for control, coordination, scheduling and approval of off-duty police details which conform to all applicable New Jersey State Attorney General guidelines and other

controlling regulations, The Chief may modify such regulations from time to time to remain consistent with prevailing regulations or by other grounds that he believes justify such change.

- (B.) Nongovernmental agencies. In the case of nongovernmental agencies, private contractors, or vendors, the fees paid for hiring police officers shall be set by ordinance, and the current rate set is \$70 per hour. \$1 per hour shall be ordered by the City as an administrative fee, and \$4 per hour shall be collected on behalf of the police union representing officer. The remaining \$65 per hour shall be paid to the officer working the detail.
- (C.) Governmental agencies. In the case of governmental agencies, any City and Board of Education sponsored events, or "special" details paid by the Union City Police Department, the fees paid for hiring police officers shall be set by ordinance, and the current rate set is \$60 per hour and shall be paid to the officer working the detail.
- (D.) All details shall be paid the same way irrespective of the rank of the officer working the detail.
- (E.) All off-duty police details which include the use of a police vehicle shall have an additional flat charge of \$100.00 per vehicle during the detail.

SECTION TWO

Severability. The provisions of this Ordinance are declared to be severable and if any section, subsection, sentence, clause or phrase thereof for any reason be held to be invalid or unconstitutional, such decision shall not effect the validity of the remaining sections, subsections, sentences, clauses and phrases of this Ordinance, but shall remaining in effect; it being the legislative intent that this Ordinance shall not withstanding the invalidity of the part.

SECTION THREE

Repealer. All ordinances or parts thereof in conflict or inconsistent with this Ordinance are hereby repealed, but only however, to the extent of such conflict or inconsistency, it being the legislative intent that all Ordinances or part of ordinances now existing or in effect unless the same being conflict or inconsistent with any provision of this Ordinance shall remain in effect.

SECTION FOUR

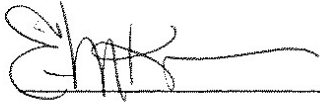
This Ordinance shall take effect upon passage and publication as required by law.

I HEREBY CERTIFY this to be a true and correct Ordinance of the City of Union City Board of Commissioners, introduced on November 13, 2018 and was further considered and adopted after a Public Hearing held on November 27, 2018 at Emerson Middle School, 318-18th Street, Union City, New Jersey 07087.

INTRODUCED: November 13, 2018

ADOPTED: November 27, 2018

ATTEST:



Erin Knoedler

City Clerk