

**CITY OF UNION CITY
COUNTY OF HUDSON, STATE OF NEW JERSEY**

ORDINANCE 2019-13

**ORDINANCE AMENDING CHAPTER 4 “ADMINISTRATION OF GOVERNMENT”
ARTICLE XIII OF THE CODE OF THE CITY OF UNION CITY
ENTITLED “POLICE DEPARTMENT” TO INCREASE FEES
FOR OFF DUTY POLICE DETAILS**

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 may establish 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, the Board of Commissioners wishes to increase the amount of fees pursuant to the City’s Memorandum of Agreement with the FOP and PBA.

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 deleted in its entirety and replaced with the following:

- A. The Chief of Police may establish regulations within the Police Department providing for control, coordination, scheduling and approval of off-duty police details which confirm 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 the Chief 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 \$95 per hour. \$6 per hour shall be collected by the City as an administrative fee, and \$4 per hour shall be collected on behalf of the police union representing the officer. The remaining \$85 per hour shall be paid to the officer working the detail.

Effective Date – June 6, 2019

- 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. \$1 per hour shall be collected by the City as an administrative fee, and \$2 per hour shall be collected on behalf of the police union representing the officer. The remaining \$57 per hour 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 used during the detail.
- F. All fees for off-duty police details must be paid upon scheduling of the detail.

SECTION TWO:

Severability. If any term or provision of this Ordinance is held to be illegal, invalid, or unenforceable by a court of competent jurisdiction, in whole or in part, such determination shall not affect the validity of the remaining terms and provisions of this Ordinance.

SECTION THREE:

Repealer. To the extent that any provision of the Code of the City of Union City is found to conflict with this Ordinance, in whole or in part, this Ordinance shall control.

SECTION FOUR:

In order to avoid accidental repeal of existing provisions, the City Clerk and the Corporation Counsel are hereby authorized to change any chapter numbers, article numbers and/or section numbers in the event that the codification of this Ordinance reveals that there is a conflict between those numbers and the existing Code.

SECTION FIVE:

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

Effective Date – June 6, 2019

Commissioners	Yea	Nay	Abstain/Present	Absent
Lucio P. Fernandez	x			
Wendy A. Grullon	x			
Celin J. Valdivia	x			
Maryury A. Martinetti	x			
Mayor Brian P. Stack	x			

I HEREBY CERTIFY this to be a true and correct Ordinance of the City of Union City Board of Commissioners, introduced on April 30, 2019 and was further considered and adopted after a Public Hearing held on May 14, 2019.

INTRODUCED: April 30, 2019

ADOPTED: May 14, 2019

ATTEST:

Erin Knoedler
City Clerk

Date: