

**TOWNSHIP OF FAIRFIELD
ORDINANCE #2010-08**

**AN ORDINANCE AMENDING CHAPTER 2-11.2
OF THE CODE OF THE TOWNSHIP OF FAIRFIELD
REGARDING LATERAL HIRES IN THE POLICE DEPARTMENT**

WHEREAS, Charles Voelker, Police Chief, has requested that the Governing Body of the Township of Fairfield approve a change with regard to lateral hiring in the Police Department; and

WHEREAS, the current language of Chapter 2, Section 11.2 j limits the governing body to hiring qualified probationary offers only in the event of exigent circumstances; and

WHEREAS, this would leave the Governing Body in the position of having to prove or show exigent circumstances exist; and

WHEREAS, there are many already trained officers available to immediately serve the people of Fairfield; and

WHEREAS, this change in the law gives the Governing Body the choice in whether to train officers or to hire already trained officers, whichever better serves the public's interest; and

WHEREAS, based upon the foregoing, the Governing Body of the Township of Fairfield desires to amend the provisions of the Ordinance as recommended by the **Police Department**.

NOW, THEREFORE BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE TOWNSHIP OF FAIRFIELD, COUNTY OF ESSEX, STATE OF NEW JERSEY AS FOLLOWS:

1. Chapter 2-11.2 Probationary Police Officer; Eligibility and Appointment. be and is hereby amended to read as follows:
 - j. *Lateral Hires*. Notwithstanding other provisions contained in this chapter, in the event the Chief of Police recommends, and the Governing Body finds, ~~that exigent staffing requirements mandate the necessity for the expeditious hiring of that~~ **it would be in the best interest of the Township of Fairfield to waive the regular process and hire** one (1) or more probationary Police Officers who are certified by the New Jersey Police Training Commission as certified Police Officers in the State of New Jersey, the Governing Body may waive the requirements that

such officers take the written examination set forth in subsection 2-11.2h,1 herein and the physical agility test set forth in subsection 2-11.2h,2 herein and the oral examination set forth in subsection 2-11.2h,3 herein and hire the probationary officer(s). However, prior to hiring a probationary officer in the circumstances, all candidates must first pass the medical examination set forth in subsection 2-11.2h,4 herein, the psychological evaluation set forth in subsection 2-11.2h,6 herein and be interviewed as set forth in subsection 2-11.2,i herein.

There are no other changes to this Chapter or Section.

2. All ordinances and parts of ordinances inconsistent herewith are hereby repealed.
3. If any section, paragraph, subdivision, clause of provision of this ordinance shall be adjudged invalid, such adjudication shall apply only to that section, paragraph, subdivision, clause or provision so adjudged, and the remainder of this ordinance shall be deemed to be valid and effective.
4. This Ordinance shall take effect immediately upon passage and publication in accordance with law.

JAMES W. GASPARINI, MAYOR

ATTEST:

DENISE D. CAFONE, MUNICIPAL CLERK

NOTICE

Notice is hereby given that the foregoing Ordinance was submitted in writing at a meeting of the Mayor and Council of the Township of Fairfield, County of Essex, State of New Jersey, held on **May 24, 2010**, introduced and read by title and passed first reading, and that said Governing Body will further consider the same for second reading and final passage thereof at a meeting to be held on **June 14, 2010 at 7:00 p.m.**, at the Municipal Building, 230 Fairfield Road, Fairfield New Jersey, at which time and place a public hearing will be held thereon by the Governing Body and all persons and citizens of interest shall have an opportunity to be heard concerning same.

Denise D. Cafone
Municipal Clerk

INTRODUCTION OF ORDINANCE May 24, 2010:

ORDINANCE #2010-08, AN ORDINANCE AMENDING CHAPTER 2-11.2 OF THE CODE OF THE TOWNSHIP OF FAIRFIELD REGARDING LATERAL HIRES IN THE POLICE DEPARTMENT

INTRODUCED BY: COUNCIL PRESIDENT LAFORGIA

SECONDED BY: COUNCILMAN CONNINGTON

PUBLISHED : MAY 27, 2010

2ND READING AND PUBLIC HEARING: JUNE 14, 2010

ROLL CALL VOTE

GOVERNING BODY	AYES	NAYS	ABSTAIN	ABSENT	NOT VOTING
COUNCIL PRESIDENT JOHN LAFORGIA	X				
COUNCILMAN MICHAEL MCGLYNN	X				
COUNCILMAN WILLIAM CONNINGTON	X				
COUNCILMAN THOMAS MORGAN	X				
MAYOR JAMES GASPARINI	X				

2ND READING AND PUBLIC HEARING June 14, 2010:

INTRODUCED BY:

SECONDED BY:

PUBLISHED:

ROLL CALL VOTE

GOVERNING BODY	AYES	NAYS	ABSTAIN	ABSENT	NOT VOTING
COUNCIL PRESIDENT JOHN LAFORGIA					
COUNCILMAN MICHAEL MCGLYNN					
COUNCILMAN WILLIAM CONNINGTON					
COUNCILMAN THOMAS MORGAN					
MAYOR JAMES GASPARINI					