TOWNSHIP OF FAIRFIELD
ORDINANCE #2017-08

AN ORDINANCE OF THE TOWNSHIP OF FAIRFIELD, COUNTY OF ESSEX, STATE OF NEW JERSEY, AUTHORIZING THE ESTABLISHMENT OF SPECIAL LAW ENFORCEMENT OFFICER CLASS III POSITION, PURSUANT TO S86/A3629 AND N.J.S.A. 40A:14-146.10.

WHEREAS, the Superintendent of Fairfield Township’s School District desires to protect the Township’s public schools by one (1) Special Law Enforcement Officer Class III for each public school in the District; and

WHEREAS, New Jersey’s Governor Chris Christie signed Bill S86/A3629 establishing Special Law Enforcement Officer Class III, who would be uniformed, armed, retired police officers; and who, when on school property during times when students and staff are present and/or anytime they are going to and from the school, would have the same authority to take police action as a full time law enforcement officer; and

WHEREAS, the Legislature of New Jersey passed N.J.S.A. 40A:14-146.10, Special law enforcement officers; appointment; qualifications; and said Statute will be effective on June 1, 2017; and

WHEREAS, the Township Council therefore determined that an Ordinance is necessary to establish the position of Special Law Enforcement Officer Class III, for the purpose of protecting Fairfield Township’s public schools.

NOW, THEREFORE, BE IT ORDAINED, by the governing body of the Township of Fairfield, County of Essex, State of New Jersey, as follows:

SECTION 1. That the governing body does hereby authorize the establishment of the Special Law Enforcement Officers Class III position, as described above, pursuant to N.J.S.A. 40A:14-146.10, for the purpose of protecting Fairfield Township’s public schools.

SECTION 2. That the cost of one (1) Special Law Enforcement Officer Class III for each Fairfield Township public school, at the rate of $30.00 per hour, shall be added to the Township’s budget.

SECTION 3. That as the Police Training Commission will begin processing waiver requests for Special Law Enforcement Officer Class III on July 1, 2017, Fairfield Township’s applicants for the title will comply with N.J.S.A. 40A:14-146.10, and will meet the following Pre-certification Requirements:

a. Must be retired police officer that has previously served as a duly qualified, fully-trained, full-time officer in any municipality or county of the State of New Jersey, or as a member of the New Jersey State Police, and must be living in New Jersey.

b. Left agency in good standing (necessary to have a good standing letter from agency retired from and copy to be submitted to the PTC).
c. Must be less than 65 years of age for appointment.
d. Pass a psychological exam.
e. Pass a medical exam to include stress test.
f. Drug tested.
g. Updated background investigation.
h. First year may not exceed a five year break in service, July 1, 2017 through July 1, 2018, may not exceed three year break in service after July 1, 2018. Any officer who retired AFTER June 30, 2012, will be eligible for the first year. Police Department is authorized to perform the necessary background investigations and arrange for all that is associated with the hiring of such officers, so that they will be ready to start in September, 2017.

After Appointment to Special Law Enforcement Officers Class III Position:

a. Submit Request for Waiver of Training Form (Form PTC-15), located at www.njptc.org.
b. Copy of appointment (Resolution).
d. Complete SRO training within twelve (12) months of being appointed (courses to be offered at the local academies).
e. Conform to Attorney General's Mandatory in-service training requirements.
f. Must be a uniformed officer, displaying the Special Law Enforcement Officers Class III patch, provided by the Police Training Commission.
g. Act under authority the Fairfield Township Police Department.
h. Complete Agency Training.
i. Must be appointed yearly and must be less than 65 years of age (cannot be reappointed if age 64 or older).

SECTION 4. All ordinances or parts of ordinances inconsistent herewith are hereby repealed.

SECTION 5. If any section, subsection, sentence, clause, phrase or portion of this ordinance is for any reason held to be invalid or unconstitutional by a court of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision, and such holding shall not affect the validity of the remaining portions hereof.

SECTION 6. This ordinance shall take effect after second reading and publication as required by 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 April 10, 2017, 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 April 24, 2017 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


INTRODUCED BY: Councilman Cifelli
SECONDED BY: Councilman Morgan
PUBLISHED: April 13, 2017

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2ND READING AND PUBLIC HEARING – APRIL 24, 2017:

INTRODUCED BY: Council President McGlynn
SECONDED BY: Councilman LaForgia
PUBLISHED: April 27, 2017

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