

ORDINANCE NO. 3763

AN ORDINANCE AMEND THE CODE OF THE TOWNSHIP OF FRANKLIN, COUNTY OF SOMERSET, STATE OF NEW JERSEY, MORE PARTICULARLY CHAPTER 50, POLICE DEPARTMENT, SECTION 50-24, POLICE OUTSIDE WORK/SPECIAL POLICE SERVICES.

SUMMARY

An Ordinance amending Chapter 50, Police Department, Section 50-24, Police Outside Work/Special Police Services to set an administrative fee of 10% and a gasoline surcharge of \$2.50 per hour.

BE IT ORDAINED by the Township Council of the Township of Franklin in the County of Somerset and State of New Jersey as follows:

SECTION I.

The Municipal Code of the Township of Franklin, County of Somerset, New Jersey is hereby amended as follows:

§ 50-24. Police outside work/special police services.

- A. The Chief of Police or his/her designee, at his/her discretion, may assign members of the Department not on regular duty and who may volunteer for police outside work/special police services. While on outside work/special police service, the members of the Department shall be subject to all provisions of Police rules, regulations and directives.
- B. Parties contracting for police outside work/police special services shall contact the Administrative Services Division at least two weeks prior to the job/function. A description of job duties shall be provided at that time so an appropriate posting can be accomplished at police headquarters.
- C. Parties requesting police outside work/police special services may be required to submit full payment in advance of the work to be performed.
- D. The rate of pay for police outside work/police special services excluding traffic services shall be \$50. The rate of pay for police outside work/police special services for traffic services shall be \$70 an hour. *The Township, as an administrative fee, shall retain ten percent (10%) of these hourly rates and an additional \$2.50 per hour gasoline surcharge fee over and above the rates of pay.*
- E. The ten-percent administrative fee *and \$2.50 per hour gasoline surcharge* provided by Subsection D above shall be waived for programs sponsored by the *Franklin Township Municipal Departments of Parks and Recreation.*

- F. If a party contracting for outside work/police special services must cancel said services, the party shall be required to give notice at least two hours prior to the start for traffic control and at least eight hours for all other services. A two-hour minimum charge will be levied for failure to adhere to the above cancellation policy.
- G. If after an officer arrives at an assignment for outside work/police special services and all or part of that work is cancelled, the contracting party shall pay a minimum charge equal to the hours booked to a maximum of four hours.

**SECTION II.
Severability.**

If any section, subsection, paragraph, sentence or other part of this Ordinance is adjudged unconstitutional or invalid, such judgment shall not affect or invalidate the remainder of this Ordinance, but shall be confined in its effect to the section, subsection, paragraph, sentence or other part of this Ordinance directly involved in the controversy in which said judgment shall have been rendered and all other provisions of this Ordinance shall remain in full force and effect.

**SECTION III.
Inconsistent Ordinances Repealed.**

All ordinances or parts of ordinances which are inconsistent with the provisions of this ordinance are hereby repealed, but only to the extent of such inconsistencies.

**SECTION IV.
Effective Date.**

This Ordinance shall take effect immediately upon final adoption and publication in the manner prescribed by law.

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This is a true copy of an ordinance adopted by the Township of Franklin, County of Somerset, State of New Jersey.

Introduced:	May 27, 2008
Public Hearing:	June 24, 2008
Adoption:	June 24, 2008
Notice of Adoption:	June 30, 2008
Effective Date:	July 14, 2008

Ann Marie McCarthy, Township Clerk