

BOROUGH OF HARRINGTON PARK
COUNTY OF BERGEN, STATE OF NEW JERSEY

ORDINANCE # 683

ORDINANCE AMENDING CHAPTER 66 OF THE CODE OF THE BOROUGH OF HARRINGTON PARK

WHEREAS, the Mayor and Council of the Borough of Harrington Park have determined that it is in the best interest of the Borough of Harrington Park to amend the Harrington Park Code Chapter 66, Police Department, for the health and safety and welfare of its citizenry;

NOW THEREFORE BE IT ORDAINED that Chapter 66, Police Department is hereby amended as follows:

Chapter 66-2 A. The Chief of Police or in his absence the Deputy Chief of Police or Director shall be the head of the Police Department and shall be directly responsible to the Police Committee, as the appropriate authority pursuant to N.J.S.A. 40:A:14-118, for the efficiency and routine day-to-day operations of the Police Department and shall, pursuant to policies established from time to time by the Police Committee, and pursuant to the rules and regulations established from time to time by the Mayor and Council for the government of the Police Department and for the discipline of its members (the "Police Rules and Regulations") as said Police Rules and Regulations are from time to time amended, supplemented and/or superseded by directives from any law enforcement agency (including, but not limited to, the State Attorney General and the Bergen County Prosecutor) or supplemented by general and/or special orders issued by the Chief of Police or in his absence the Deputy Chief of Police:

Chapter 66-4 A. The Police Department shall be under such supervision and control of the Police Committee of the Mayor and Council as is delegated to the Police Committee from time to time by the Mayor and Council. The Police Committee shall, on a day-to-day basis, be the appropriate authority pursuant to N.J.S.A. 40:A:14-118 to whom the Police Chief or in his absence the Deputy Chief I of Police or Director shall be immediately responsible for the efficiency and routine day-to-day operations of the Police Department, and shall have the authority to establish from time to time policies to ensure the efficiency and orderly operation of the Police Department. In addition, it shall be the responsibility of the Police Committee to make recommendations to the Mayor and Council with respect to decisions such as, but not limited to, hiring, firing and promoting personnel; compensation; the purchase of equipment; the organization of the Police Department; and all other like matters.

Chapter 66-5 A In addition to the Chief of Police or Director, the permanent members of the Police Department may, in the discretion of the Mayor and Council, include one Deputy Chief of Police, one or more Captains of Police, Lieutenants of Police and Sergeants of Police, as well as such number of patrol officers as the Mayor and Council deem necessary.

Chapter 66-9 B. Said complaint shall be signed by the Chief of Police or in his absence the Deputy Chief of Police or Director and filed in the office of the Borough Clerk, except where the complaint is against the Chief of Police, Deputy Chief of Police or Director, in which case the complaint shall be signed by the Police Chair or any member of the Police Committee or the Mayor and filed in the office of the Borough Clerk.

Chapter 66-9 G. At the hearing on the complaint, the matter may be presented by the Chief of Police, Deputy Police Chief or Director alone or, in the discretion of the Mayor and Council, by the Chief of Police, Deputy Police Chief or Director with the assistance of special counsel appointed by the Mayor and Council.

Chapter 66-11 A The Police Force shall comprise of such a number of personnel as the Mayor and Council shall resolve to employ but not to exceed nine patrolmen, two Sergeants, two Lieutenants, one Captain , one Deputy Chief of Police and one Chief or Director.

B. The chain of authority and reporting shall be as follows: The Chief or Director shall have authority over all lesser rank, followed by the Deputy Chief Of Police, the Captain, followed by the Lieutenants, followed by the Sergeants, followed by the patrolman assigned as "patrolman in command" and if no such designation, then in the absence of personnel with greater rank, then the most senior patrolman.

Non-repealer. All other sections of the revised Borough ordinance not specifically amended by the provisions of this ordinance shall remain in full force and effect.

Severability. If the provisions of any article, section, subsection, paragraph, subdivision, or clause of this ordinance shall be judged invalid in whole or in part as applied to any particular circumstance or individual by a court of competent jurisdiction, such order of judgment shall not affect or invalidate the remainder of any article, section, subsection, paragraph, subdivision, or clause of this ordinance.

Repealer. All ordinance or parts of ordinance inconsistent with the provisions of this ordinance are hereby repealed as to such inconsistencies only.

Effective date. This ordinance shall take effect immediately upon final passage and publication as required by law.

I hereby certify the above referenced ordinance is a true copy of the ordinance introduced on
, 2013 and adopted on _____, 2013.

Ann H Bistriz, Borough Clerk