

ORDINANCE #2023-2

AN ORDINANCE AMENDING SECTION 3-6.6 OF  
CHAPTER III, ARTICLE I (“POLICE DEPARTMENT”) OF  
THE REVISED GENERAL ORDINANCES OF THE BOROUGH OF KEYPORT  
WITH RESPECT TO FEES FOR OFF-DUTY POLICE SERVICES

WHEREAS, Section 3-6.6 of the Revised General Ordinances of the Borough of Keyport sets forth fees to be paid by persons or entities contracting with the Borough for off-duty police services, which ordinance was last updated in 2015; and

WHEREAS, the Mayor and Council deem it appropriate to update the ordinance to confirm that the Borough may enter into a contract with a third party to administer and perform actions related to off-duty employment contracted police services, which will permit the secondary service provider to charge a fee for services that is above and beyond the fee structure as provided by the terms of the agreement between the Borough and the secondary service provider;

NOW, THEREFORE, BE IT ORDAINED by the Mayor and Council of the Borough of Keyport that Section 3-6.6 of the Revised General Ordinances of the Borough of Keyport, Chapter III, Article I (“Police Department”) be and is hereby amended and revised as set forth below.

a. Findings

**SECTION I. Amendments to the Revised General Ordinances.** Section 3-6.6 is hereby amended and revised to read as follows:

- a. *Findings.* The Mayor and Borough Council of the Borough of Keyport hereby find and declare as follows:
  1. *No change*
  2. *No change*
  3. It is in the best interest of the Borough of Keyport to establish a procedure for the assignment of police officers for contracted off-duty police services which will allow for the greater protection of the citizens of the Borough, and the Borough may execute an agreement with a third-party provider to administer off-duty police contracting services on the Borough’s behalf.
- b. *Assignments.* [No change]
- c. *Contracts with Persons or Entities.* [No change]
- d. *Payment for Off-Duty Assignments.* [No change]
- e. *Administrative Costs.*
  1. In addition to the aforementioned fees to be collected by the Borough of Keyport from said person or entity, private or public, for the payment of said off-duty police officers, the Borough of Keyport shall collect an administrative fee of five (\$5.00) dollars per hour, per person, assigned to the said private entity. Said fee shall be used to offset the administrative costs associated with the assignment of Borough Police Officers. Also, if the Borough of Keyport has an agreement with a third-party provider to administer off-duty police contracting services on the Borough’s behalf, the secondary service provider may charge an additional fee for services that is above and in addition to the fee structure stated herein and may utilize business type collection rules as set forth in the contract between the Borough and the secondary service provider.

2. In addition to the aforementioned administrative fee, said person or entity shall pay the Borough for the use or rental of any Borough equipment based upon the following pay scale:

- (A) Police Vehicle ..... \$25.00 / hour
- (B) Flares ..... \$2.00 / each
- (C) Signage (i.e. signs, vehicle barricades, traffic cones, etc.) ..... \$1.00 / hour
- (D) Electronic Signage:
  - (a) For each day or part thereof in excess of four (4) hours .....\$200.00
  - (b) For four (4) hours or less in any day .....\$100.00


- f. *Workers Compensation Fund and Insurance.* [No change]
- g. *Emergencies.* [No change]
- h. *Indemnification.* [No change]
- i. *Failure to Comply.* [No change]
- j. *Severability.* [No change]


**SECTION II.** All ordinances and provisions thereof inconsistent with the provisions of this Ordinance shall be and are hereby repealed as to the extent of such inconsistency.

**SECTION III.** If any section, subsection, part, clause or phrase of this Ordinance shall be declared invalid by Judgment of any Court of competent jurisdiction, the subsection, part, clause or phrase shall be deemed to be severable from the remainder of this Ordinance.

**SECTION IV.** This Ordinance shall take effect immediately after final passage and publication as required by law.

Introduced: March 21, 2023  
Public Hearing: April 4, 2023  
Adopted: April 4, 2023

  
Michele Clark, RMC  
Borough Clerk  
Borough of Keyport

  
Rose Araneo, Mayor  
Borough of Keyport