

First Reading

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|--|------------|------------|----------------|---------------|
| INTRODUCED BY: Councilman Fitzhenry | | | | |
| SECONDED BY: Councilwoman Cavadas | | | | |
| COUNCIL | AYE | NAY | ABSTAIN | ABSENT |
| FITZHENRY | X | | | |
| CAVADAS | X | | | |
| KARCIC | X | | | |
| SHEEDY | X | | | |
| DEL RUSSO | X | | | |
| BOCCHINO | X | | | |
| PRONTI | | | | |
| TOTAL | | | | |

Second & Final Reading

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|---|------------|------------|----------------|---------------|
| INTRODUCED BY: Councilwoman Bocchino | | | | |
| SECONDED BY: Councilman Del Russo | | | | |
| COUNCIL | AYE | NAY | ABSTAIN | ABSENT |
| FITZHENRY | X | | | |
| CAVADAS | | | | X |
| KARCIC | X | | | |
| SHEEDY | X | | | |
| DEL RUSSO | X | | | |
| BOCCHINO | X | | | |
| PRONTI | | | | |
| TOTAL | | | | |

ORDINANCE NO. 2404
BOROUGH OF NORTH ARLINGTON
BERGEN COUNTY, NEW JERSEY

AN ORDINANCE AMENDING CHAPTER 54 OF THE CODE OF THE BOROUGH OF NORTH ARLINGTON ENTITLED, "POLICE DEPARTMENT"

WHEREAS, commencing on July 18, 2022, pursuant to N.J.S.A. 11A:41.3(a), the New Jersey Civil Service Commission must exempt from the requirement to take an examination for an entry-level law enforcement position, a person who completes, within nine months from the date of hire as a temporary entry-level officer, a full Basic Course for Police Officers training at a school approved and authorized by the New Jersey Police Training Commission; and

WHEREAS, N.J.S.A. 11A:4-13 enables a municipal police department to hire a person who is exempt from the requirement to take an examination for an entry-level law enforcement officer position pursuant to N.J.S.A. 11A:401.3(a) upon a resolution of the governing body authorizing such hiring by the police department and the adoption of a conflict of interest and nepotism policy; and

WHEREAS, the North Arlington Chief of Police has recommended to the North Arlington Mayor and Council that 1) there is a need to train persons who are interested in becoming police officers in the Borough, 2) that certain amendments to Chapter 54 of the North Arlington Borough Code must be made to ensure such training can continue, and 3) all available means should be utilized to achieve this goal to ensure the public safety; and

WHEREAS, the North Arlington Mayor and Council wishes to continue to authorize the hiring of entry-level law enforcement officers who shall be exempt from the requirement that they take an examination for the position upon successful completion, within nine months from the date of hire as a temporary entry-level officer, of a full Basic Course for Police Officers training at a school approved and authorized by the New Jersey Police Training Commission; and

WHEREAS, amending Chapter 54 of the North Arlington Borough Code will continue to permit the Borough of North Arlington to fill critical positions and expand the diversity of the police force; and

WHEREAS, the Borough of North Arlington wishes to enact this ordinance for the health and safety of its residents; and

WHEREAS, the Mayor and Council have determined that it is therefore appropriate to amend Chapter 54 of the Code of the Borough of North Arlington entitled "Police Department," specifically Section 35 entitled "Appointments and promotions;" and

NOW THEREFORE BE IT ORDAINED by the Mayor and Council of the Borough of North Arlington, County of Bergen, State of New Jersey, that Chapter 54, Section 35 entitled "Appointments and promotions" is hereby amended in its entirety to read as follows:

54-35 Appointments and promotions.

- A. All applicants for appointment to or for promotion within the Police Department shall be qualified for appointment as required by law, ordinance, or civil service rules and regulations. Residence in the Borough of North Arlington is not a condition of employment or promotion pursuant to N.J.S.A. 40A:14-122.1; however, pursuant to N.J.S.A. 14-122.8, every member of the Police Department shall be a resident of the State of New Jersey while serving in such position.
- B. The Borough of North Arlington is authorized pursuant to N.J.S.A. 11A:4-1.3 to hire as an entry-level law enforcement officer a person who successfully completes a full Basic Course for Police Officers training or a full Basic Course for Correction Officers training at a school approved and authorized by the New Jersey Police Training Commission within nine months from the date of hire as a temporary entry-level officer pursuant to N.J.S.A. 11A:4-1.3(1).
 - I. Any person employed under the provisions of this section shall enroll in a training course approved by the New Jersey Police Training Commission, and such person shall be entitled to a leave of absence with pay during the period of the training course.
 - II. Upon a successful completion of the training course, any person employed under the provisions of this section shall be appointed from a temporary to a permanent entry-level law enforcement police officer.
- C. A person hired pursuant to Subsection B above shall be exempt from the requirement to take an examination for an entry-level law enforcement position.

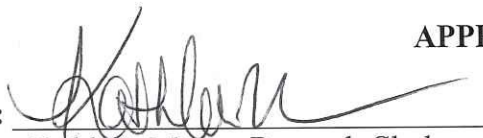
- D. Pursuant to N.J.S.A. 11A:4-1.3(c)(1), the Borough of North Arlington's Nepotism Policy and Conflict of Interest Policy pertaining to the North Arlington Police Department shall be that which is located in the Borough of North Arlington's Personnel Policy and Procedures Manual established in § 51-1 of the North Arlington Borough Code. The aforementioned Conflict of Interest Policy shall be the section titled "Ethical Conduct" within the Personnel Policy and Procedures Manual.
- E. The provisions set forth in § 54-35 of the North Arlington Borough Code may not be utilized to circumvent the intergovernmental transfer process regulations established by the Civil Service Commission for officers, which requires written authorization from the departing authority, including, but not limited to, the New Jersey Department of Corrections.

IT IS FURTHER ORDAINED that the remainder of Chapter 54 of the Code of the Borough of North Arlington shall remain in full force and effect; and

IT IS FURTHER ORDAINED that all ordinances or parts of ordinances inconsistent herewith are hereby repealed; and

IT IS FURTHER ORDAINED that if any parts, sections, provisions, or the totality of any of the above provisions are held to be invalid or unenforceable in any court, the findings or judgments of which court are applicable to the State of New Jersey, the balance and remainder of such provisions shall remain in full force and effect as an Ordinance of the Borough of North Arlington; and

IT IS FURTHER ORDAINED that this Ordinance shall become effective twenty (20) days after the adoption and publication according to law.

ATTEST: 
Kathleen Moore, Borough Clerk

APPROVED: 
Daniel H. Pronti, Mayor

DATED: May 9, 2024

PUBLIC NOTICE

PUBLIC NOTICE IS HEREBY GIVEN THAT AT A REGULAR MEETING OF THE MAYOR AND COUNCIL OF THE BOROUGH OF NORTH ARLINGTON HELD ON THURSDAY, April 11, 2024 THE ABOVE ORDINANCE WAS INTRODUCED AND PASSED ON ITS FIRST READING. SAID ORDINANCE SHALL BE TAKEN UP FOR FURTHER CONSIDERATION FOR FINAL PASSAGE AT A REGULAR MEETING OF THE MAYOR AND COUNCIL TO BE HELD IN THE COUNCIL CHAMBERS, BOROUGH HALL, 214 RIDGE ROAD, NORTH ARLINGTON, BERGEN COUNTY, NEW JERSEY ON May 9, 2024 at 7:00PM OR AS SOON THEREAFTER AS THE MATTER CAN BE REACHED, AT WHICH TIME AND PLACE ALL PERSONS WHO MAY BE INTERESTED THEREIN SHALL BE GIVEN AN OPPORTUNITY TO BE HEARD CONCERNING SAME. DURING THE WEEK PRIOR TO AND UP TO AND INCLUDING THE DATE OF SUCH MEETING, COPIES OF SAID ORDINANCE WILL BE MADE AVAILABLE AT THE BOROUGH CLERK'S OFFICE TO THE MEMBERS OF THE GENERAL PUBLIC WHO SHALL REQUEST SAME.

Kathleen Moore, RMC
Borough Clerk

