

CITY OF PLAINFIELD

MC 2024-33

AN ORDINANCE OF THE CITY OF PLAINFIELD, IN THE COUNTY OF UNION, AMENDING ARTICLE 12, DEPARTMENT OF PUBLIC AFFAIRS AND SAFETY (POLICE), §2:12-9, ASSIGNMENT FOR OFF-DUTY PRIVATE OR QUASI-PUBLIC FUNCTIONS.

WHEREAS, the City of Plainfield desires to amend the current regulations concerning the hiring of off-duty law enforcement for state and/or county projects;

NOW, THEREFORE BE IT ORDAINED, by the City Council of the City of Plainfield, County of Union, State of New Jersey, being the governing body thereof, that Article 12, Department of Public Affairs and Safety (Police), §2:12-9, Assignment for Off-Duty Private or Quasi-Public Function, be and hereby is amended to read as follows:

§2:12-9 Assignment for off-duty private or quasi-public functions.

<<https://ecode360.com/34583496>>

(a) <<https://ecode360.com/34583497>> The Police Director, or his/her authorized representative, is hereby authorized to furnish off-duty police officers, on a voluntary basis only, to serve private or quasi-public functions upon written request received from such private or quasi-public party upon such party's agreement to pay charges as noted below.

(b) <<https://ecode360.com/34583498>> Such powers of the Police Director shall, at all times, be exercised in accordance with State Statute(s), as amended from time to time, ordinance or agreements executed and adopted by the City of Plainfield and the Plainfield Police Officer's authorized union (PBA), the Union County Prosecutor or the Mayor of the City of Plainfield.

(c) <<https://ecode360.com/34583499>> Except as provided herein, any person or entity requesting the services of an off-duty Police Officer of the City of Plainfield shall:

(1) <<https://ecode360.com/34583500>> Submit an application at least two (2) weeks in advance of the event, requesting law enforcement services to the Police Division. The application shall include an estimate of the number of hours such law enforcement services are required and the total cost including the administrative fee for said services. The estimate shall be subject to the approval of the Police Director/designee.

(2) <<https://ecode360.com/34583501>> Upon approval of the application, the person or entity, **including but not limited to State and County entities**, requesting such services shall submit to the Office of the City Clerk an amount sufficient to cover the rates of compensation and administrative fees set forth herein for the total estimated hours of the service prior to the services being rendered.

(3) <<https://ecode360.com/34583502>> The party or entity requesting such services shall be responsible for ensuring that sufficient funds are submitted in order to avoid any interruption of services.

(4) <<https://ecode360.com/34583503>> In the event the funds become depleted, services of the off duty Police Officer shall cease and requests for further or future services shall not be performed until additional funds have been submitted in the manner prescribed above.

(5) <<https://ecode360.com/34583504>> State, County, Municipal bodies and agencies and Public Schools shall **not** be exempt from the requirements for submitting fees.

(6) <<https://ecode360.com/34583505>> The Mayor with concurrence of the Plainfield City Council may waive payment of fees for assignments of less than five (5) hours in total with employer history of reliable payment or other indications of prompt and timely payment.

(7) <<https://ecode360.com/34583506>> Effective upon adoption of this Ordinance (Ord. No. 2015-35) the fee for off duty law enforcement services shall be as follows:

Road/Traffic Services and special events not funded by the City, i.e., festivals, parades, etc. \$55.0

Public Utility, Gas, Water and Telephone \$75.0

All Other Services (Security on Premises) \$35.0

(8) <<https://ecode360.com/34583507>> In addition to the rates specified above, an administrative fee of ten percent (10%) of the hourly rate shall also be charged for each hour of law enforcement services provided.

(9) <<https://ecode360.com/34583508>>All such sums received shall be made payable to the City of Plainfield with an appropriate description thereon so as to permit the Chief Financial Officer of the City of Plainfield to identify the payment and purpose.

(10) <<https://ecode360.com/34583509>>At no time shall payment in the form of "cash" be exchanged between a vendor and any Police Officer.

(d) <<https://ecode360.com/34583510>>All such sums shall be paid through and out of the regular payroll procedures. The time spent by any such member of the Plainfield Police Division shall not be computed as part of his/her regular employment hours or overtime.

(e) <<https://ecode360.com/34583511>>The procedures set forth herein pertaining to the manner and method of fixing and collecting charges, together with the establishment of payroll procedures, shall be subject to rules and regulations promulgated by the New Jersey Division of Local Government Services.

(f) <<https://ecode360.com/34583512>>The invalidity and unenforceability of any provision of this section shall not affect the remaining provisions of this section, all of which shall continue in full force and effect.

Rate	Services	Law Enforcement Hourly Rate	Ten percent (10%) Administrative Fee
Rate 1	Security on premises for Board of Education, local religious organizations.	\$35.00	\$3.50
Rate 2	(1) Security on premises for special events NOT funded by the City of Plainfield. (2) Jobs financed via the City of Plainfield budget (i.e. street construction and resurfacing).	\$55.00	\$5.50
Rate 3	All other outside jobs (i.e. public utilities: electric, gas, water and telephone.	\$75.00	\$7.50


BE IT FURTHER ORDAINED, if any section, paragraph, subsection, clause or provision of this Ordinance shall be adjudged by the courts to be invalid, such adjudication shall apply only to the section, paragraph, subsection, clause or provision so adjudicated, and the remainder of the Ordinance shall be deemed valid and effective.

BE IT FURTHER ORDAINED, any ordinances or parts thereof in conflict with the provisions of this Ordinance are repealed to the extent of such conflict.

BE IT FURTHER ORDAINED, this Ordinance shall take effect upon passage.


ADOPTED BY THE MUNICIPAL COUNCIL

June 10, 2024


 Abubakar Jalloh, R.M.C.
 Municipal Clerk

CLERK'S CERTIFICATION

I, Abubakar Jalloh, City Clerk of the City of Plainfield do hereby certify that the foregoing is a true copy of a resolution duly adopted by the Plainfield City Council.


 Abubakar Jalloh, R.M.C.
 Municipal Clerk

✓ Vote Record - Ordinance MC 2024-33						
			Yes/Aye	No/Nay	Abstain	Absent
<input checked="" type="checkbox"/> Adopted	Richard Wyatt	Mover	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Adopted as Amended	Charles McRae	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Defeated	Steve Hockaday	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Tabled	Terri Briggs Jones	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Repealed	Robert Graham	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Failed	Julienne Cherry	Seconder	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Vetoed	Darcella Sessomes	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Consensus						