

AN ORDINANCE ESTABLISHING THE POSITION  
AND CLASSES OF SPECIAL POLICE OFFICERS FOR THE  
TOWNSHIP OF WINFIELD

BE IT ORDAINED by the Township Committee of the Township of Winfield in the County of Union, New Jersey, as follows:

Section I: SPECIAL LAW ENFORCEMENT OFFICERS

a. The Township Committee may, from time to time, appoint for part-time service such Special Law Enforcement Officers as it may deem necessary for the preservation of peace and good order in the Township. They shall be under the supervision and direction of the Chief of Police or, in the absence of the Chief, other Chief Law Enforcement Officers of the Township of Winfield.

b. Special Law Enforcement Officers may be appointed for terms not to exceed one year, and the appointments may be revoked by the Township Committee for cause after adequate hearing, unless the appointment is for four (4) months or less, in which event the appointment may be revoked without cause or hearing. Nothing herein shall be construed to require the reappointment upon the expiration of the term. Said Special Law Enforcement Officers shall not be classified as regular members of the Police Department entitled to tenure and other benefits of the Division of Police. They shall receive such compensation for their services as may be fixed by the Township Committee from time to time.

c. Special Law Enforcement Officer means any person appointed pursuant to P.L. 1985, Chapter 439, to temporarily or intermittently perform duties similar to those performed regularly by members of the Police Force of the Township of Winfield or to provide assistance to the Police Force during unusual or emergency circumstances.

d. There shall be two classifications for Special Law Enforcement Officers. The classification shall be based upon the duty to be performed by the Special Law Enforcement Officer as follows:

(1) Class 1: Officers of this class shall be authorized to perform routine traffic detail, spectator control, to issue summonses for disorderly persons and petty disorderly persons offenses, violations or municipal ordinances, and violations of Title 39 of the N.J. Revised Statutes.

(2) The use of a firearm by an officer of Class 1 shall be strictly prohibited and no Class 1 officer shall be assigned any duties which may require the carrying or use of a firearm.

(3) Class 2: Officers of this class shall be authorized to exercise full powers and duties similar to those of a permanent, regularly appointed full-time police officer. The use of a firearm by an officer of this class may be authorized only after the officer has been fully certified as successfully completing training as prescribed by the Police Training Commission.

Section II: "EMERGENCY" DEFINED

Wherever the term "emergency" appears in the Rules and Regulations of the Police Department or this Ordinance, the meaning shall be as follows:

a. "EMERGENCY" means any sudden, unexpected, or unforeseeable event requiring the immediate use or deployment of law enforcement personnel as shall be determined by the Chief of Police, or in the absence of the Chief, other Chief Law Enforcement Officers or the Mayor or the Mayor's designee to whom the authority of designating an "emergency" may be prescribed within the General Ordinances of the Township of Winfield.

b. "EMERGENCY" shall not be deemed to include vacancies, shortages in police personnel caused by vacancies unfilled by the appointing authority for more than 60 days, or any other condition which could reasonably have been anticipated or foreseen. However, an emergency may continue for the purposes of this Ordinance when a vacancy remains unfilled for more than 60 days and when, on application of the appointing authority, the County Prosecutor grants an extension for one or more additional 60 day periods upon a showing by the appointing authority of a diligent, or good faith effort to fill the vacancy.

Frederick Viteka

Chairman, Township Committee  
Frederick Viteka

Motioned by:

Thomas H. Hannen Jr.

Commissioner Thomas H. Hannen Jr.

Seconded by:

Frederick Viteka

Mayor Frederick Viteka

DATED:

October 20, 1986

ATTEST:

I, John Butchko Sr., Clerk of the Township of Winfield, County of Union, State of New Jersey, do hereby certify that the above is a true and correct copy of the Ordinance passed at the Regular Meeting held October 20, 1986.

John Butchko Sr.

Township Clerk

John J. Butchko Sr.

Introduced: October 6, 1986

Passed: October 20, 1986