

AN ORDINANCE TO AMEND AND SUPPLEMENT THE REVISED GENERAL ORDINANCES OF THE CITY OF NEW BRUNSWICK TITLE 10, "VEHICLES AND TRAFFIC"

BE IT ORDAINED by the New Brunswick City Council, as follows:

SECTION I

Title 10, Chapter 10.12, Section 10.12.040, Schedule 6, "Stop Intersections" is hereby amended to **ADD** the following:

INTERSECTION	STOP SIGNS ARE INSTALLED ON:
Tailer Square and Mitchell Avenue	Mitchell Avenue
Tailer Square and Quentin Avenue	Quentin Avenue

SECTION II

SEVERABILITY:

If any subsection, paragraph or provision of this Ordinance is declared to be invalid by a court of competent jurisdiction, such finding shall not affect the remaining provisions hereof which shall remain in full force and effect.

SECTION III

REPEALER:

All ordinances inconsistent with the provisions of this Ordinance are repealed to the extent of such inconsistency.

SECTION IV

EFFECTIVE DATE:

This Ordinance shall become effective twenty (20) days following final adoption and publication as required by law.

ADOPTED ON FIRST READING:
DATED:



COUNCIL PRESIDENT

ADOPTED ON SECOND READING:
DATED:

COUNCIL PRESIDENT

ATTEST:

CITY CLERK

COUNCIL MEMBER	Y	N	AB	NV	AB	Y	N	NV	AB
ANDERSON VP - M	X					X			
EGAN	X					X			
ESCOBAR S	X					X			
	X					X			

FIRST READING VOTE ON MARCH 1, 2017 M= MOVED S= SECOND NV= NO VOTE AB= ABSENT

APPROVAL OF THE MAYOR ON THIS DAY OF _____, 2017.


MAYOR

APPROVALS:

CITY ADMINISTRATOR



CITY ATTORNEY

WJH/kc


**AN ORDINANCE TO AMEND AND SUPPLEMENT THE REVISED GENERAL
ORDINANCES OF THE CITY OF NEW BRUNSWICK
TITLE 2, "ADMINISTRATION AND PERSONNEL"**

BE IT ORDAINED by the New Brunswick City Council as follows:

SECTION I

Title 2, Chapter 2.64, Department of Police, Section 2.64.250 is hereby amended to read as follows:

2.64.250 – Contracts with Third Party Persons and Entities

This chapter authorizes the City of New Brunswick to enter into contracts with third party persons and entities ("vendor") wishing to secure services of police officers employed by the City of New Brunswick. Furthermore, this chapter shall establish the rates that said vendor will be charged, on an hourly basis, for police services, equipment and any other associated fees. This chapter shall also authorize the payment of the hourly rates, herein established, to be paid to any police officer of the City of New Brunswick so employed by the contracting vendor.

Any vendor desiring to retain the services of police officers of the City of New Brunswick for extra-duty police-related activities may be required to enter into a contract with the City of New Brunswick. Such contract may include, but not be limited to, the nature of duties to be performed, the occasion of said duties, the date and hours of service, the rate of payment of services to the officers, administrative fees to the City of New Brunswick and fees for the use of city-owned equipment. The form of said contract is to be created by the Law Department.

Extra-duty construction and road jobs performed by vendors that divert or interrupt motor vehicle or pedestrian traffic flow or may expose the public to the risk of injury shall require the services of off-duty police officers. The number of off-duty officers required shall be determined by the police director or designee. The police director or designee has the authority to determine if the services of an off-duty officer or officers are not needed for an extra-duty construction or road job. Flagmen will not be permitted unless they are State or County employees certified in the practice of traffic direction.

The contract with said vendor may provide for the deposit of monies in advance by the vendor for the services to be performed if deemed necessary by the police director or designee. Should the contract be for a term exceeding one month, the vendor may be required to tender an estimated payment for the first month's services upon executing the contract, and will be billed on a periodic basis thereafter. Should the actual assignment of off-duty officers amount to less than the amount deposited, the City of New Brunswick shall, upon termination of the contract and receipt of the final certified time slips, return all unused funds to the vendor. Nothing in this section shall be construed as limiting the power of the City of New Brunswick to accept or reject any and all assignments with any vendor.

Except as provided herein, all contracts between a vendor and the City of New Brunswick, for extra-duty police services shall be for a minimum of four hours work or pay, unless agreed upon by the police director or designee. Any officer working more than four hours on an extra-duty assignment who is not afforded the opportunity for a meal break, shall be paid one additional hour to the total hours worked. If a vendor cancels an extra-duty assignment with less than two hours' notice, the officer(s) assigned to the extra-duty assignment shall be paid for four hours at the applicable rate.

Nothing contained herein shall limit the continuation of existing extra-duty assignments to Johnson and Johnson International and to Rutgers, The State University of New Jersey, or any of its affiliated entities. In addition, any other vendor who mutually agrees with the police director that extraordinary circumstances exist which support a rate equal to the overtime rate of compensation for the specific officer(s) employed under the aforementioned extraordinary circumstances, may enter into a contract with the police department at the officer's overtime rate provided that: (a) said rates shall not be lower than those provided by this chapter, and (b) all such payments shall be made in accordance with the procedures set forth in Section 2.64.260.

SECTION II

Title 2, Chapter 2.64, Department of Police, Section 2.64.260 is hereby amended to read as follows:

2.64.260 - Payment for Extra-Duty Assignments

All Vendors shall be required to make all payments for extra-duty assignments payable to the City of New Brunswick. All payments for extra-duty assignments shall be forwarded to the office of Chief Financial Officer of the City of New Brunswick. The Chief Financial Officer shall deposit all funds earmarked for the payment of extra-duty officers, collected from Vendors, into a special escrow fund. The escrow fund shall be established for payment to members of the Police Department performing the

extra-duty services. All police officers shall be required to submit pay slips to the Police Director/Chief of Police. The pay slip shall be in a form approved by the Police Director/Chief of Police. Upon receipt of a properly executed pay slip verified by the Vendor, the Finance Department will process the pay slips for disbursement. Extra-duty officers shall be paid on a timely basis.

Except as provided elsewhere in this Ordinance, all police officers working an extra-duty assignment shall be paid as follows:

2016	\$66.00 per hour
2017	\$71.00 per hour
2018	\$75.00 per hour
2019	\$78.00 per hour
2020	\$81.00 per hour

In the event that an extra-duty assignment calls for a staffing level of five (5) or more police officers, a Supervisor shall also be employed. Except as provided elsewhere in this Ordinance, the Supervisor's rate of pay shall be fifteen (15%) percent above the hourly rate set forth above (rounded to the nearest dollar) as follows:

2016	\$76.00 per hour
2017	\$82.00 per hour
2018	\$86.00 per hour
2019	\$90.00 per hour
2020	\$93.00 per hour

Furthermore, due to the nature of the services provided and the longstanding relationship between the New Brunswick Police Department and the State Theatre, the State Theatre shall be charged the extra duty rate as set forth below plus an Administrative Fee as set forth in 2.64.270. These rates shall be increased by the same per year dollar amount increases set forth in Section 2.64.260 and are set forth below:

2016	\$59.00 per hour
2017	\$59.00 per hour
2018	\$60.00 per hour
2019	\$61.00 per hour
2020	\$62.00 per hour

The supervisor requirements and 15% differential set forth in Section 2.64.260 shall also apply to the State Theatre and the above rates.

These rates shall also apply to civic and not-for-profit organizations.

Officers shall receive "premium pay" for all hours or part thereof worked in excess of 8 on an extra-duty assignment, for all hours worked from 1900 through 0600 hours, for all hours worked on Saturdays and Sundays, and for extra-duty assignment on Easter, Memorial Day, Independence Day, Labor Day, Thanksgiving, Christmas, and December 31st.

"Night-time road construction" is defined as any work within the public right-of-way that takes place between the hours of 7:00 p.m. and 6:00 a.m.

The premium pay rate shall apply to all officers regardless of rank. The premium pay for years 2016 – 2020 shall be \$99.00 per hour.

SECTION III

Title 2, Chapter 2.64, Department of Police, Section 2.64.270, Paragraph A is hereby amended to read as follows:

2.64.270 - Administrative Costs

A. In addition to the aforementioned fees to be collected by the City of New Brunswick from said

vendor for the payment of said extra-duty officers, the City of New Brunswick shall collect an administrative fee per person assigned to said vendor. In addition, the City of New Brunswick shall collect a fee per hour per police vehicle assigned to the vendor. Said fee shall be used to offset the administrative costs associated with the assignment of City police officers. The administrative fee and vehicle fees shall be as follows:

YEAR	ADMINISTRATIVE FEE	VEHICLE FEE
2016	\$21.00	\$19.00
2017	\$22.00	\$20.00
2018	\$22.00	\$20.00
2019	\$23.00	\$21.00
2020	\$23.00	\$21.00

SECTION IV

SEVERABILITY:

If any subsection, paragraph or provision of this Ordinance is declared to be invalid by a court of competent jurisdiction, such finding shall not affect the remaining provisions hereof which shall remain in full force and effect.

SECTION V

REPEALER:

All ordinances inconsistent with the provisions of this Ordinance are repealed to the extent of such inconsistency.

SECTION VI

EFFECTIVE DATE:

This Ordinance shall become effective twenty (20) days following final adoption and publication as required by law.

ADOPTED ON FIRST READING:
DATED: March 1, 2017



COUNCIL PRESIDENT

ADOPTED ON SECOND READING:
DATED:

COUNCIL PRESIDENT

ATTEST:

CITY CLERK

APPROVAL OF THE MAYOR ON THIS _____ DAY OF _____, 2017.

MAYOR

COUNCILMEMBER	Y	N	NV	AB	COUNCILMEMBER	Y	N	NV	AB
ANDERSON, VP. M	X				SICORA, LUDWIG	X			
EGAN S	X				FLEMING, Pres	X			
ESCOBAR	X								

FIRST READING: WITH ON MARCH 1, 2017 M= MOVED S= SECOND NV= NO VOTE AB= ABSENT

APPROVALS:

CITY ADMINISTRATOR

CITY ATTORNEY

TKS/kc