

Ordinance # 2013 - 11

An Ordinance of the Township Committee of the Township of Ocean, County of Ocean, State of New Jersey, Amending Ordinance 2012-20 and Further Amending Chapter 2.44.030 of the Codified Ordinances of the Township of Ocean.

Be it ordained by the Township Committee of the Township of Ocean, County of Ocean, State of New Jersey as follows:

**SECTION I. Purpose**

The Township Committee has previously reviewed the composition of the Township's Police Department as set forth in Chapter 2.44 of the Codified Ordinances of the Township of Ocean. As a result thereof, the Township Committee did adopt Ordinance 2012-20. Since the adoption of that Ordinance, the Township has been struck by Super Storm Sandy which has resulted in additional administrative duties and responsibilities being placed upon the Township's Police Department. It is the intention of this Ordinance to further streamline the chain of command in accordance with existing conditions and to address future needs. In addition, the Committee wishes to clarify and establish the criteria for and process of promotions within its Police Department.

**SECTION II.**

Chapter 2.44.030 and Ordinance 2012-20 are hereby amended as follows:

1. The first paragraph of Section 2.44.030 and SECTION II AND III of Ordinance 2012-20 shall be deleted and replaced with the following:

The Police Department shall consist of one Chief of Police, one Lieutenant, four Sergeants of the Patrol Division to be known as Patrol Sergeants, one

Detective Sergeant, one Administrative Sergeant and such Corporals, Patrolmen and Special Police Officers as may be needed from time to time. The Township Committee may, at any time, determine to leave one or more of the above positions vacant as they see fit. No person may be appointed to the Police Department and no person may be promoted within the Township's Police Department until they have satisfied all statutory requirements and have been duly appointed to their position by the Township Committee of the Township of Ocean. Notwithstanding anything to the contrary set forth in the Department's Rules and Regulations or Code of Conduct, any appointment or promotion within the Department shall be based upon an individual's record of service, if any, and personal interviews conducted by the appropriate authority and the highest ranking officer within the Department. Due to the relatively small size of the Township's Police Department, written and/or oral tests shall not be required for promotions within the Department. After the completion of said interviews, the appropriate authority shall make their recommendation for appointment or promotions to the Township Committee. Any appointment or promotion within the Ocean Township Police Department may only be made by majority vote of the Township Committee. Any individual appointed to the position of Chief of Police shall be required to have attained a bachelor's degree; however, this requirement may be waived at the discretion of the Township Committee. Individuals appointed by the Township's Committee to particular positions within the Township Police Department, shall serve in the position to which they have been appointed.

In an emergent situation, should the need arise, a member appointed to one position may be directed by the Chief to temporarily perform the duties of another. The Chief of Police shall obtain the approval of the appointing authority for the temporary reassignment of said member, which authority shall automatically expire at the conclusion of 30 days unless it has been approved by Resolution of the Township Committee during that time.

2. Chapter 2.44.030, Sub-section A, no change.
3. Chapter 2.44.030, Sub-section B, no change.

### **SECTION III.**

Any and all Rules and Regulations which have been duly adopted by Township Committee of the Township of Ocean, as well as any and all provisions of the "Code of Conduct" of the Ocean Township Police Department shall be deemed to be consistent with this Ordinance. Any provisions of either the Rules and Regulations or the Code of Conduct which are inconsistent with the provisions of this Ordinance, or other state law, are hereby repealed and of no force and effect.

### **SECTION IV.**

If any section, subsection, clause, phrase, any ordinances or parts of ordinances inconsistent herewith are hereby repealed.

### **SECTION V.**

This Ordinance shall take affect after second reading and publication.

### **NOTICE**

**NOTICE IS HEREBY GIVEN** that the foregoing Ordinance was introduced and passed by the Township Committee of the Township of Ocean on first reading at a

meeting held on the 11<sup>th</sup> day of April, 2013. The Ordinance will be considered for second and final reading at a meeting of the Township Committee which is scheduled for the 9<sup>th</sup> day of May, 2013, at 6:30 p.m., or as soon thereafter as the matter may be reached, at the Municipal Building located at 50 Railroad Avenue, Waretown, New Jersey, at which time the public is invited to ask questions, raise objections, or provide public comment with regard to the proposed adoption of this Ordinance.

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Diane B. Ambrosio, RMC  
TOWNSHIP CLERK

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DASTI, MURPHY  
McGUCKIN, ULAKY,  
CHERKOS & CONNORS  
COUNSELLORS AT LAW  
620 WEST LACEY ROAD  
P.O. BOX 1057  
FORKED RIVER, N.J. 08731