

**TOWN OF WEST NEW YORK  
COUNTY OF HUDSON, STATE OF NEW JERSEY**

**ORDINANCE #16/22**

**AN ORDINANCE TO AMEND CHAPTER 80 OF THE CODE OF THE TOWN OF  
WEST NEW YORK ENTITLED “POLICE DEPARTMENT” TO SET FORTH USE OF  
THIRD-PARTY ADMINISTRATOR**

**WHEREAS**, the Town of West New York (the “Town”) Police Department has established the authority to administer and enforce rules related to off-duty employment for police officers within the Town pursuant to N.J.S.A. 40A:14-118 et seq.; and

**WHEREAS**, the Mayor and the Board of Commissioners of the Town of West New York (the “Town”) seek to amend the policies and procedures established by Ordinance #24/11 for Off-Duty Employment for police officers set forth within Chapter 80 of the Code of the Town of West New York.

**NOW THEREFORE, BE IT ORDAINED** by the Mayor and the Board of Commissioners of the Town of West New York, County of Hudson hereby authorize Chapter 80 entitled “Police Department” to be amended as follows:

**SECTION ONE**

New paragraph § 80-29 (D) entitled “Third Party Administrative Fee” is hereby added to the Revised General Ordinances of the Town of West New York, and it shall read as follows:

**§80-29 (D) Third Party Administrative Fee.** The Town of West New York is authorized to utilize the services of a Third-Party Administrator relating to the coordination and billing of off-duty detail assignments of police officers pursuant to this Section. The Third-Party Administrator shall charge a fee for this service of no more than 8% for scheduling of construction related details which is to be applied to off-duty detail revenue including but not limited to officer pay, vehicle fees and other administrative fees.

**SECTION TWO**

**Severability.** If any term or provision of this Ordinance is held to be illegal, invalid, or unenforceable by a court of competent jurisdiction, in whole or in part, such determination shall not affect the validity of the remaining terms and provisions of this Ordinance.

**SECTION THREE**

**Repealer.** To the extent that any provision of the Code of the Town of West New York is found to conflict with this Ordinance, in whole or in part, this Ordinance shall control.

**SECTION FOUR**

In order to avoid accidental repeal of existing provisions, the Town Clerk and the Corporation Counsel are hereby authorized to change any chapter numbers, article numbers and/or section numbers in the event that the codification of this Ordinance reveals that there is a conflict between those numbers and the existing Code.

**SECTION FIVE**

**Codification.** The Town Clerk and/or Corporation Counsel shall have this Ordinance incorporated in the official copies of the Code of the Town of West New York. The Town Clerk and/or the Corporation Counsel be and are hereby authorized and directed to correct any typographical error in this Ordinance and change any heading, chapter numbers, article numbers and section numbers in the event that the codification of this Ordinance reveals that there is a conflict between those headings and numbers and existing provisions of the Code of the Town, or as they may otherwise deem appropriate, even if the headings, chapter numbers, article numbers and section numbers thus modified are otherwise provided for in this Ordinance.

**SECTION SIX**

This Ordinance shall take effect upon passage and publication as required by law.

**SUMMARY OF ORDINANCE**

This Ordinance amends the policies and procedures for Off-Duty Employment for police officers to reflect third-party administrative fees for vendors seeking to utilize these services within the Town of West New York.

**Introduced: July 13, 2022**

**Adopted: July 27, 2022**

**Statement**

The foregoing ordinance having been previously adopted for first reading and published was further considered by the Mayor and Board of Commissioners of the Town of West New York on **July 27, 2022** and at said date was duly and finally adopted after public hearing thereon.

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Adelanny Plaza, RMC  
Town Clerk

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Commissioner Victor M. Barrera

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Commissioner Cosmo A. Cirillo, PhD.

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Commissioner Margarita A. Guzman

\_\_\_\_\_  
Commissioner Yoleisy Yanez

\_\_\_\_\_  
Mayor Gabriel Rodriguez  
BOARD OF COMMISSIONERS

Attest: \_\_\_\_\_  
Adelanny Plaza, RMC  
Town Clerk