BOROUGH OF SADDLE RIVER
BERGEN COUNTY, NEW JERSEY
LEGAL NOTICE

NOTICE IS HEREBY GIVEN that the following proposed ordinance will be introduced at a meeting of the Borough Council of the Borough of Saddle River, in the County of Bergen, State of New Jersey, held on the 20th day of July 2026, at 7:00 P.M., or as soon thereafter as said matter can be reached, and that said ordinance will be taken up for further consideration for final passage at the meeting of said Borough Council to be held in the Municipal Building, 100 E. Allendale Road, Saddle River, New Jersey, on the 17th day of August 2026, at 7:00 P.M., or as soon thereafter as said matter can be reached, at which time and place all persons who may be interested therein will be given an opportunity to be heard concerning the same.

A copy of this ordinance has been posted on the Bulletin Board upon which public notices are customarily posted in the Municipal Building of the Borough, and a copy is available up to and including the time of such meeting to the members of the general public of the Borough who shall request such copies, at the office of the Clerk in said Municipal Building in the Borough of Saddle River, New Jersey.

Cindy Kirkpatrick, RMC
Borough Clerk

ORDINANCE NO. 26-1124

BOROUGH OF SADDLE RIVER

AN ORDINANCE TO AMEND CHAPTER 52 OF THE BOROUGH CODE OF THE BOROUGH OF SADDLE RIVER, COUNTY OF BERGEN AND STATE OF NEW JERSEY RELATING TO THE POLICE DEPARTMENT

Section 1. Be It Ordained by the Mayor and Council of the Borough of Saddle River that Section §52-13 of the Borough Code be deleted and replaced as follows:

52-13 Special Law Enforcement Officers.

a. Special Law Enforcement Officers.

1. Definitions. As used in this subsection, the following terms shall have the meanings indicated:

Special law enforcement officer shall mean any person appointed pursuant to N.J.S.A. 40A:14-146.8 et seq., to temporarily or intermittently perform duties similar to those performed regularly by members of the Police Department, or to provide assistance to the Police Department during unusual emergency circumstances.

2. Creation of Position. The Mayor, with advice and consent of Council, may appoint special law enforcement officers as it deems necessary for the preservation of peace and good order in the Borough of Saddle River. They shall be under the supervision and direction of the Chief of Police or, in the absence of the Chief of Police, the Superior Officer in charge as designated by the Chief of Police.

3. Qualifications. No person may be appointed as a special law enforcement officer unless such person:

(a) Is a resident of the State of New Jersey during the term of the appointment.

(b) Previous members of the Saddle River Police Department shall be given preference for appointments as special officers. Others certified as special officers by the New Jersey Police Training Commission may be considered for appointment at the discretion of the appointing authority.

(c) Is able to read, write and speak the English language well and intelligently and has a high school diploma or equivalent.

(d) Is sound in body and of good health.

(e) Is of good moral character.

(f) Has not been convicted of any offense involving dishonesty which would make him/her unfit to perform the duties of the office of special law enforcement officer.

(g) Has successfully undergone similar psychological testing that is required of all full-time police officers.

(h) Complies with all other requirements set forth in N.J.S.A. 40A:14-146.8 et seq., the administrative rules and regulations of the Departments of Law and Public Safety and the general ordinances of the Borough of Saddle River.

4. Classification. Special law enforcement officers shall be classified as belonging to either Class One, Class Two or Class Three, based upon the duties to be performed by each class, as follows:

(a) Class One.

(1) Class 1-A. Officers of this class shall be authorized to perform routine traffic detail, spectator control, and similar duties as may be assigned by the Chief of Police or, in the absence of the Chief of Police, the law enforcement officer designated by the Chief of Police.

(2) Class 1-B. Class 1-B officers shall have the same powers as Class 1-A officers and, in addition, shall have the power to issue summonses for disorderly persons and petty disorderly persons offenses, violations of Borough ordinances, and violations of N.J.S.A. 39:1-1 et seq.

(3) Firearms. The use of a firearm by a Class One special law enforcement officer shall be strictly prohibited. No Class One officer shall be assigned any duty which may require the carrying or use of a firearm.

(b) Class Two. 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 a Class Two special law enforcement officer may be authorized only after the officer shall have been fully certified as successfully completing training, as prescribed by the Police Training Commission established in the Police Department.

(c) Class Three. 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 while providing security at a public or nonpublic school on the school premises during hours when the public or non-public school is normally in session or when it is occupied by public or non-public school students or their teachers or professors. While on duty in the jurisdiction of employment, an officer may respond to offenses or emergencies off school grounds if they occur in the officer's presence while traveling to a school facility, but an officer shall not otherwise be dispatched or dedicated to any assignment off school property.

(1) The use of a firearm by an officer of this class shall be authorized pursuant to the provisions of subsection b. of section 7 of P.L.1985, c.439 (C.40A:14-146.14). An officer of this class shall not be authorized to carry a firearm while off duty unless the officer complies with the requirements set forth in subsection l. of N.J.S.2C:39-6 authorizing a retired law enforcement officer to carry a handgun.

(2) The Chief of Police may, in his discretion, except from the requirements of this section any person who demonstrates to the commission's satisfaction that the person has successfully completed a police training course conducted by any federal, state or other public or private agency, the requirements of which are substantially equivalent to the requirements of this act.

(3) The Chief of Police shall certify officers who have satisfactorily completed training programs and issue appropriate certificates to those officers. The certificate

shall clearly state the category of certification for which the officer has been certified by the Chief of Police.

(4) All special law enforcement officers appointed and in service on the effective date of this act may continue in service if within 24 months of the effective date of this act they will have completed all training and certification requirements of this act.

5. Training Course. No person shall commence duties as a special law enforcement officer until having successfully completed a training course approved by the Police Training Commission. In addition, no Class Two special law enforcement officer shall be issued a firearm prior to having successfully completed the basic firearms course required by the Police Training Commission for permanent, regularly appointed police and annual requalification examinations.

6. Persons Ineligible for Appointment. No person shall be eligible to serve as a special law enforcement officer in the Borough of Saddle River if that person intends to serve as a special law enforcement officer in another municipality, nor shall any permanent, regularly appointed full-time police officer be permitted to simultaneously serve as a special law enforcement officer in the Borough. No public official with responsibility for setting law enforcement policy or exercising authority over the budget of the Borough or supervision of the Police Department shall be appointed as a special law enforcement officer.

7. Fingerprints. Every applicant appointed to the position of special law enforcement officer shall have fingerprints taken, which fingerprints shall be filed with the Division of State Police and the Federal Bureau of Investigation.

8. Powers and Authority. The Chief of Police, or, in the absence of the Chief of Police, such other law enforcement officer designated by the Chief of Police, may authorize special law enforcement officers, when on duty, to exercise the same powers and authority as permanent, regularly appointed police officers, including, but not limited to, the carrying of firearms and the power of arrest, subject to rules and regulations not consistent with the certification requirements of N.J.S.A. 40A:14-146.8 et seq., as may be established by the Code of the Borough of Saddle River.

9. Appointment; Term; Revocation. A special law enforcement officer may be appointed for a term not to exceed one (1) year. The powers and duties of a special law enforcement officer shall cease at the expiration of the term to which the special law enforcement officer shall have been appointed. At the expiration of such term, the Mayor and Borough Council shall have absolute discretion in determining whether to reappoint. The appointment of a special law enforcement officer may be revoked by the Mayor for cause and after an administrative 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 terms. Such special law enforcement officers shall not be classified as regular members of the Police Department entitled to tenure and other

benefits of the Police Department. They shall receive such compensation for their services as recommended by the Mayor and Council and set forth in the Borough of Saddle River Salary Ordinance.

10. Duty Times. A special law enforcement officer shall be deemed to be on duty only while performing the public safety functions on behalf of the Borough pursuant to N.J.S.A. 40A:14-146.8 et seq., and when receiving compensation, if any, from the Borough at the rates or stipends as established by ordinance. A special law enforcement officer shall not be deemed to be on duty while performing private security duties for private employers, which duties are not assigned by the Chief of Police or his/her designee, or while receiving compensation for those duties from a private employer. A special law enforcement officer may, however, be assigned by the Chief of Police, or his/her designee, to perform public safety functions for a private entity if the Chief of Police or, or his/her designee, supervises the performance of the public safety functions. If the Chief of Police, or his/her designee, assigns a public safety duty and supervises the performance of those duties, then, notwithstanding that the Borough is reimbursed for the cost of assisting a special law enforcement officer at a private entity, the special law enforcement officer shall be deemed to be on duty.

11. Hours of Employment. Except in periods of emergency, in which event there shall be no limitation as to hours per week, no special law enforcement, Class 1 or Class 2 officer may be employed for more than twenty (20) hours per week. A Class 3 officer may be employed for such hours as may be necessary. An "emergency" shall be defined as any sudden, unexpected or unforeseeable event requiring the immediate use or deployment of law enforcement personnel, as shall be determined by the Mayor and/or the Chief of Police or his/her designee. Vacations, shortages in police personnel caused by vacancies unfilled for more than sixty (60) days or any other condition which could reasonably have been anticipated or foreseen shall not constitute an emergency.

12. Supervision; Conduct. A special law enforcement officer shall be under the supervision and direction of the Chief of Police or his/her designee and shall perform all duties solely with the Borough of Saddle River, except when in fresh pursuit of any person, pursuant to N.J.S.A. 2A:156-1 et seq. A special police officer shall comply with the rules and regulations applicable to the conduct and decorum of the permanent, regularly appointed police officers of the Borough, as well as all rules and regulations applicable to the conduct and decorum of special law enforcement officers.

Section 2. The remaining provisions of the chapter hereby amended and supplemented shall continue in full force and effect to the same extent as if herein fully repeated.

Section 3. If any section, subsection, provision, clause, or portion of this ordinance is adjudged unconstitutional or invalid by a court of competent jurisdiction, such

adjudication shall not affect the remaining sections, subsections, provisions, clauses, or portions, which shall be deemed severable therefrom.

Section 4. All ordinances or parts of ordinances inconsistent herewith are hereby repealed.

Section 5. This Ordinance shall take effect in the manner provided by law.

Introduced: July 20, 2026
Adoption: August 17, 2026

	MOTION	SECOND	AYES	NAYS	ABSTAIN	ABSENT
Carpenter, Duncan			X			
DiGirolamo, Christopher	X		X			
Hekemian, David			X			
Kurpis, Jonathan			X			
Liva, Jeffrey			X			
Sachdev, Ravi		X	X			
Kurpis, Albert J., - Mayor						

I hereby certify the above to be a true copy of an Ordinance **adopted** by the Governing Body of the Borough of Saddle River on August 17, 2026.

Albert J. Kurpis,
Mayor

Cindy Kirkpatrick, RMC
Municipal Clerk