

**BOROUGH OF NEW MILFORD  
ORDINANCE NO. 2020:09**

**AN ORDINANCE TO AMEND CHAPTER II OF THE REVISED GENERAL  
ORDINANCES OF THE BOROUGH OF NEW MILFORD ENTITLED ‘POLICE  
DEPARTMENT’, THEREBY INCLUDING SUBSECTION 2-19.11 ENTITLED “NEW  
MILFORD POLICE AUXILIARY”.**

**WHEREAS**, N.J.S. Appendix A: 9-33, et seq. of the New Jersey Statutes permits the Borough of New Milford to establish and maintain a volunteer auxiliary police organization to assist and augment the regular police force during disasters and other emergency conditions; and

**WHEREAS**, in recognition of the many years of dedicated service by members of the New Milford Police Auxiliary; and

**WHEREAS**, the Borough of New Milford desires to formally recognize and formalize the New Milford Police Auxiliary in the best interests of the residents of New Milford; and

**WHEREAS**, the New Milford Police Auxiliary is subject to all laws, regulations, memoranda, and executive orders issued by competent authority through the Governor of the State of New Jersey, New Jersey Office of Emergency Management, and the Local Emergency Management Coordinator during declared states of emergency; and

**WHEREAS**, the New Milford Police Auxiliary will be under the immediate control of the Chief of Police during their assigned missions and training missions in accordance with all laws, regulations, memoranda, and executive orders issued by competent authority; and

**WHEREAS**, the Chief of Police shall promulgate, administer and enforce rules and regulations of the New Milford Police Auxiliary and shall issue any special emergency directives for the disposition and discipline of the New Milford Police Auxiliary and its members and officers; and

**WHEREAS**, the Chief of Police may delegate such authority as may be deemed necessary for the efficient operation of the New Milford Police Auxiliary, to be exercised under the Chief’s direction and control.

**NOW, THEREFORE BE IT ORDAINED** by the Mayor and Council of the Borough of New Milford that the New Milford Police Auxiliary is formally established with the powers and duties set forth in N.J.S. App. A: 9-33 et seq. of New Jersey Statutes as revised and the rules, regulation, memoranda, and executive orders promulgated by or through the Governor of the State of New Jersey, New Jersey Office of Emergency Management, the Local Emergency Management Coordinator, and the Chief of Police.

## **2-19.11 Auxiliary Police Officers.**

- a. In accordance with the N.J.S. Appendix A: 9-33, et seq., within the Borough there shall be the volunteer position of Auxiliary Police Officer.
- b. All members of the auxiliary unit must be residents of and maintain residence in the Borough of New Milford. Exceptions will be considered on a case-by-case basis and only when:
  1. There is no auxiliary police program in the municipality in which the applicant resides; and
  2. The applicant's residence is not more than five (5) miles from the nearest corporate borders of the Borough of New Milford; and
  3. Upon approval of the Chief of Police.
- c. Qualifications for membership in the New Milford Police Auxiliary Unit are:
  1. Citizen of the United States or a permanent alien resident;
  2. Resident of the State of New Jersey;
  3. At least 18 years of age and be a high school graduate or have an equivalency certificate recognized by the Education Department of the State of New Jersey;
  4. Able to read, write and speak the English language;
  5. Good moral character;
  6. Physically qualified to perform assigned duties. Physical disability is not a disqualifier if the person is able to perform assigned duties;
  7. Free of criminal conviction;
  8. Must possess a valid New Jersey driver's license by date of appointment if vehicle operation is required;
  9. Must have 20/20 vision with or without corrective lenses;
  10. Meet such other requirements as are established in the New Milford Police Auxiliary SOP manual, rules, and regulations.
- d. No remuneration shall be paid to any member of the New Milford Police Auxiliary for the performance of their duties, nor shall any auxiliary officer receive remuneration for the performance of his/her duties, unless the Chief of Police grants special permission (e.g.,

construction, community affair requests, etc.). The New Milford Police Auxiliary shall not be party to any collective bargaining unit of the New Milford Police Department.

- e. Auxiliary Unit members are not authorized to carry firearms or other weapons.

**BE IT FURTHER ORDAINED** that if any section, sentence, clause or other portion of this ordinance, or the application thereof to any person or circumstance, shall be adjudged by a court of competent jurisdiction to be invalid, such judgment shall not affect, impair or repeal the remainder of this ordinance.

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