

**ORDINANCE NO. 2022-**

**TOWNSHIP OF MIDDLETOWN  
COUNTY OF MONMOUTH**

**ORDINANCE AMENDING § 84-7B OF THE CODE OF THE TOWNSHIP OF MIDDLETOWN  
GOVERNING THE NUMBER OF SWORN POLICE OFFICERS PERMITTED TO BE EMPLOYED**

**WHEREAS**, the Township of Middletown is required to establish the maximum number of sworn police officers permitted to be employed in each rank by ordinance; and

**WHEREAS**, policing requirements have changed significantly in recent years largely due to a number of changes in the laws and regulations governing law enforcement practices and procedures; and

**WHEREAS**, the Township of Middletown has also entered a Shared Services Agreement with the Board of Education for the provision of Class III Special Law Enforcement Officers; and

**WHEREAS**, these changes require certain amendments to the Township Code provisions governing the maximum number of sworn law enforcement officers permitted to be employed.

**NOW, THEREFORE, BE IT ORDAINED** by the Township Committee of the Township of Middletown in the County of Monmouth, State of New Jersey that § 84-7B of the Code of the Township of Middletown be and is hereby amended and supplemented as follows:

**SECTION 1. Amendment to § 84-7.**

B. The order of rank of sworn officers in the Police Department is as follows:

1. Chief (no more than one).
2. Deputy Chief (no more than three).
3. Lieutenant (no more than ~~10~~ 12).
4. Sergeant (no more than ~~15~~ 18).
5. Patrol officer (no more than ~~87~~ 91).

6. **Special Law Enforcement Officer - Class III SLEOs shall be appointed by a resolution of the governing body for a calendar year or portion thereof.**
7. Special Law Enforcement Officer - Class II (shall not exceed number authorized by N.J.S.A 40A:14-146.17). Class II SLEOs shall be appointed by a resolution of the governing body for a calendar year or portion thereof.
8. Special Law Enforcement Officer - Class I (as determined by the Chief of Police on an annual basis). Class I SLEOs shall be appointed by a resolution of the governing body for a calendar year or portion thereof.
- ~~9. The authorized number of officers in the ranks of Sergeant and Lieutenant shall be increased and/or exceeded, to Sergeant [no more than 16] and Lieutenant [no more than 11], to permit the appointing authority in his discretion to permanently appoint an officer to replace any Sergeant or Lieutenant no longer on active service on terminal leave pending resignation or retirement; said resigning/retiring officer having provided written notice of the resignation/retirement and its effective date that has been accepted by the appointing authority.~~

**SECTION 2. Repealer.**

All ordinances or parts of ordinances which are inconsistent with the provisions of this ordinance are, to the extent of such inconsistency, hereby repealed. All portions of the ordinance not modified herein remain in full force and effect.

**SECTION 3. Severability.**

Should any section, clause, sentence, phrase or provision of this ordinance be declared unconstitutional or otherwise invalid by a court of competent jurisdiction, such decision shall not affect the remaining portions of this ordinance.

**SECTION 4. Effective Date.**

This ordinance shall take effect upon final passage, adoption and publication in the manner prescribed by law.