

ORDINANCE NO. 2023-001

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF COCONUT CREEK, FLORIDA, AMENDING THE CITY'S CODE OF ORDINANCES BY AMENDING CHAPTER 2, "ADMINISTRATION," ARTICLE III, "DEPARTMENTS," DIVISION 2, "POLICE DEPARTMENT," SECTION 2-57, "USE OF OFF-DUTY POLICE OFFICERS FOR UNOFFICIAL FUNCTIONS," TO PERMIT HIRING OF POLICE SERVICE AIDES FOR UNOFFICIAL FUNCTIONS, TO ADD JUNETEENTH AS A HOLIDAY, AND TO UPDATE PROCEDURES AND FEES FOR THE USE OF OFF-DUTY POLICE OFFICERS AND POLICE SERVICE AIDES; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; PROVIDING FOR CODIFICATION; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, Chapter 2, "Administration," Article III, "Departments," Division 2, "Police Department," Section 2-57, "Use of Off-duty Police Officers for Unofficial Functions," of the City's Code of Ordinances provides procedures and fees for the hiring of off-duty police officers for non-City functions; and

WHEREAS, the City desires to update the procedures and fees in Section 2-57, "Use of Off-duty Police Officers for Unofficial Functions" to make them consistent with the terms of the most recent Collective Bargaining Agreements and Police Department Procedures; and

WHEREAS, the City desires to update Section 2-57, "Use of Off-duty Police Officers for Unofficial Functions," of the City's Code of Ordinances to permit the hiring of Police Service Aides to direct traffic for non-City functions; and

WHEREAS, the City desires to update Section 2-57, "Use of Off-duty Police Officers for Unofficial Functions," of the City's Code of Ordinances to add Juneteenth as a holiday for which the holiday premium is charged; and

WHEREAS, the City Commission finds and determines that this ordinance is in the

best interests of the residents and organizations in the City of Coconut Creek.

NOW, THEREFORE, THE CITY COMMISSION OF THE CITY OF COCONUT CREEK HEREBY ORDAINS:

Section 1: Ratification. That the foregoing “WHEREAS” clauses are hereby ratified and confirmed as being true and correct and are hereby made a specific part of this ordinance.

Section 2: Amendment. That Chapter 2, Code of Ordinances of the City of Coconut Creek, Florida, shall be amended by amending Chapter 2, “Administration,” Article III, “Departments,” Division 2, “Police Department,” by amending Section 2-57, “Use of Off-duty Police Officers for Unofficial Functions,” to read as follows:

Section 2-57. - Use of off-duty police officers or police service aides for unofficial functions.

(a) *Authority.* Upon request, the city may make available to any educational, charitable or commercial organization within the city limits or any city resident within the city limits, the services of one (1) or more police officers for the purpose of protecting the persons and property at a function of the organization or resident, in accordance with the provisions of this division or one (1) or more police service aides for the purpose of directing traffic. The use of off-duty police officers or police service aides at the function of any above described organization or resident shall be on a purely volunteer basis. Such functions are not City- sponsored and are therefore considered “Unofficial Functions,” and the police officers or police service aides are considered to be working “Off-duty Details,” also known as “Special Details.”

(d) *Maintenance of time sheets.* Time sheets shall be maintained for each of the assigned officers or police service aides under this section and submitted to the finance and administrative services department in time to be included in the next subsequent payroll.

(e) *Fees:*

(1) a. Any organization or resident receiving services under this division shall be charged a fee of ~~fifty~~ sixty dollars (~~\$50.60.00~~) per hour for either a police officer or police service aide. When there is a request for four (4) or more police officers and/or police service aides, one of the officers will be billed at a supervisor rate of seventy dollars (\$70.00) per hour, except on holidays as detailed in subsection 2-57(e)(1)b. below.

b. The fee for services under this division on the following city-observed holidays shall be ~~sixty~~ seventy-five dollars (~~\$60.75.00~~) per hour for police officers and police service aides and ninety dollars (\$90.00) per hour for supervisors:

New Year's Day
Martin Luther King Junior's Birthday
Presidents' Day
Memorial Day
Juneteenth
Independence Day
Labor Day
Veterans' Day
Thanksgiving Day
Day after Thanksgiving Day
Christmas Eve
Christmas Day
New Year's Eve

Section 3: Conflicts. That all ordinances or parts of ordinances, all City Code sections or parts of City Code sections, and all resolutions or parts of resolutions in conflict with this ordinance are hereby repealed to the extent of such conflict.

Section 4: Severability. That should any section or provision of this ordinance or any portion thereof, any paragraph, sentence, clause or word be declared by a court of competent jurisdiction to be invalid, such decision shall not affect the validity of the remainder hereof as a whole or part hereof other than the part declared invalid.

Section 5: Codification. That the provisions of this ordinance shall be codified within the Code of Ordinances of the City of Coconut Creek, Florida, and any paragraph or section may be renumbered to conform with the Code of Ordinances.

Section 6: Effective Date. That this ordinance shall become effective no sooner than February 1, 2023, upon its passage on second and final reading.

PASSED FIRST READING THIS 12TH DAY OF JANUARY, 2023.

PASSED SECOND READING THIS 26 TH DAY OF JANUARY, 2023.

Joshua Rydell, Mayor

Attest:

Joseph J. Kavanagh, City Clerk

	<u>1st</u>	<u>2nd</u>
Rydell	<u>Aye</u>	<u>Aye</u>
Welch	<u>Aye</u>	<u>Aye</u>
Tooley	<u>Aye</u>	<u>Aye</u>
Railey	<u>Aye</u>	<u>Aye</u>
Brodie	<u>Aye</u>	<u>Aye</u>

CODING: Words in ~~strike through~~ type are deletions from existing text.
Words in underline type are additions to existing text.
Asterisks (***) indicate existing text not shown.