

**TOWNSHIP OF FRANKLIN**

**O-3-23**

**ORDINANCE AUTHORIZING THE SPECIAL SERVICE FEE CHARGE FOR REQUESTS CONCERNING BODY WORN CAMERA RECORDINGS SUBMITTED TO THE TOWNSHIP OF FRANKLIN POLICE DEPARTMENT AS PER N.J.S.A. 47:1A-5c.**

**WHEREAS**, the State of New Jersey Legislature N.J.S.A. 47:1A-5c permits a Special Service charge: whenever the nature, format, manner of collation, or volume of a government records embodied in the form of printed matter to be inspected, examined or copied pursuant to this section is such that the record cannot be reproduced by ordinary document copying equipment in ordinary business size or involves an extraordinary expenditure of time and effort to accommodate the request, the public agency may charge, in addition to the actual cost of duplicating the record, a special service charge that shall be reasonable and shall be based upon the actual direct cost of providing the copy or copies.;

**WHEREAS**, Franklin Township Police Department is receiving requests for body worn camera footage, which may contain and need to be redacted: (a) captures the image of a victim of a criminal offense; (b) captures the image of a child; (c) was made in a residential premise (e.g. home, apartment, hotel / motel room, etc), a school or youth facility, a healthcare facility or medical office, a substance abuse or mental health treatment facility, or a place of worship; (d) captures a conversation with a person whose request to de-activate the body worn camera was declined; (e) captures a special operations event or execution or an arrest and/or search warrant where confidential tactical information may have been recorded; (f) captures the image of an undercover officer or confidential informant; (g) captures the screen of a police computer monitor that is displaying confidential personal or law enforcement sensitive information; or (h) any other confidential personal or medical information.;

**WHEREAS**, the current lowest hourly rate for the Department's Body worn camera unit staff capable of fulfilling the request is \$30.00 per hour. The estimated time redaction will require is at least 7 hours to prepare, thus a total clerical cost of \$210.00. This fee is based on a standard incident in which two (2) to three (3) body worn cameras may be present at an incident. Should the incident being requested involve multiple body worn cameras or an extended period of time, the above fee will change and be estimated accordingly prior to fulfillment. If you agree to the basic special charge fee of \$210.00 you are required to remit payment, in full to the Franklin Township Municipal Clerk's office before the Police Department will commence processing your request. Please provide written confirmation of your acceptance or rejection of the Special Service Charge as indicated on the attached form.

**NOW, THEREFORE, BE IT ORDAINED** that the Township Committee of the Township of Franklin, County of Gloucester, State of New Jersey, hereby authorizes the Chief of Police or his designee to adhere to and collect the above referenced fees from any requesting person(s).

ATTEST:

TOWNSHIP OF FRANKLIN

\_\_\_\_\_  
Barbara Freijomil, Clerk

\_\_\_\_\_  
John Bruno, Mayor

**CERTIFICATION**

I, Barbara Freijomil, Clerk of the Township of Franklin, County of Gloucester, do here certify that the foregoing Ordinance was introduced at the Regular Meeting of the Township of Franklin held on January 24, 2023 and thereafter duly advertised in the legal newspaper of the Township at least seven (7) days prior to it being considered for final passage and adoption at a subsequent meeting to be held on February 28, 2023 at which time any person interested therein will be given an opportunity to be heard.

\_\_\_\_\_  
Barbara Freijomil, Municipal Clerk

Introduced January 24, 2023

<b>Name</b>	<b>Motion</b>	<b>Second</b>	<b>Yes</b>	<b>No</b>	<b>Abstain</b>	<b>Absent</b>
<b>Doyle</b>						
<b>Flaim</b>						
<b>Keen</b>						
<b>Marsh</b>						
<b>Bruno</b>						

Adopted February 28, 2023

<b>Name</b>	<b>Motion</b>	<b>Second</b>	<b>Yes</b>	<b>No</b>	<b>Abstain</b>	<b>Absent</b>
<b>Doyle</b>						
<b>Flaim</b>						
<b>Keen</b>						
<b>Marsh</b>						
<b>Bruno</b>						