

CHAPTER 118 - SPECIAL POLICE
ARTICLE I
Special Police

'118-1 Establishment; appointment

A number of positions of special police, as determined by the Town Board, are hereby established pursuant to Town Law '158 and '10 of the Municipal Home Rule Law. The Town Board, in its discretion, may appoint special police to fill any or all of the positions established by this article.

'118-2 Statutory authority.

Such special police shall be appointed by resolution of the Town Board in accordance with the provisions of '158 of the Town Law and '10 of the Municipal Home Rule Law. Such special police shall serve at the pleasure of the Town Board and shall have the same powers and authority conferred upon special police by '158 of the Town Law.

'118-3 Governing authority.

The special police appointed by the Town Board shall be subject to the general authority and direction of the Town board and to such orders and regulations as the Town Board may prescribe not inconsistent with law. Such special police shall serve at the pleasure of the Town Board.

'118-4 Civil service designation.

Such special police shall be appointed in accordance with civil service laws and rules. Special police are part of the classified service under Civil Service Law '40 and are under the exempt class.

'118-5 Controlling authority.

The special police shall be under the authority and control of the Town Board of the Town of Parma.

'118-6 Compensation.

The special police shall serve without compensation.

'118-7 Powers.

The special police are peace officers having the same powers and authority as are conferred upon constables by general laws of the state only when on duty.

'118-8 Uniforms, equipment and training.

The Town shall purchase uniforms and equipment for such special police and require them to participate in necessary training. There shall be a provision in the annual budget for expenditures incurred in providing uniforms, equipment and training.

'118-9 Duties.

The duties of the special police shall include but not be limited to the following:

1. Traffic control at special events and emergencies.
2. Crowd control at special events and emergencies.
3. Administrative duties as required.
4. Patrol of Town parks, schools, businesses, houses and request for special attentions as requested by the Monroe County Sheriff=s Office.
5. Traffic enforcement as requested by the Monroe County Sheriff=s Office.
6. Crime prevention duties.
7. Provide assistance to the Parma Town Justice Court, the Town Justice and the Court personnel when requested.

'118- 10 Appointment of Town Supervisor as Chief of Special Police

The Town Supervisor shall serve as the Chief of the Special Police of the Town of Parma. The Chief shall have authority over the organization, supervision, and administration of the Special Police, including the power to adopt rules and regulations for their operation, subject to approval by the Town Board. The Special Police shall act in accordance with all applicable laws and ordinances and shall perform duties as directed by the Chief in the interest of public safety and welfare.

'118- 11 Workers Compensation coverage provided

It is the intention of the Town of Parma to provide its special police officers with the benefits of the Workers' Compensation Law and to deem such volunteers to be employees within the meaning of that term, as defined by § 2, Subdivision 4 of the Workers' Compensation Law, when any one or more such special police officers is engaged in one or more of the duties of a special police officer.

'118- 12 Severability Clause

If any section, subsection, paragraph, sentence, clause, or provision of this legislation shall be

adjudged invalid or unconstitutional by a court of competent jurisdiction, such judgment shall not affect, impair, or invalidate the remainder of this legislation, but shall be confined in its operation to the specific provision directly involved in the controversy. The Town Board hereby declares that it would have adopted this legislation and each section, subsection, paragraph, sentence, clause, and provision thereof, irrespective of the fact that any one or more portions may be declared invalid or unconstitutional.

'118- 13 Defense & Indemnification

The Town shall provide for the defense and indemnification of any officer, employee, or authorized volunteer of the Town of Parma Special Police in any civil action or proceeding arising out of any act or omission that occurs while acting within the scope of their official duties, to the fullest extent permitted by law.

Such defense and indemnification shall include, but not be limited to, the payment of legal fees, court costs, and any settlement or judgment imposed, except in cases where the individual is found to have acted in bad faith, with gross negligence, or in willful violation of law or department policies.

This provision shall not create any independent rights beyond those provided under applicable state and municipal laws, nor shall it be construed to limit any rights or protections otherwise afforded under New York law.