

**BOROUGH OF PROSPECT PARK
EXECUTIVE ORDER 2017-01
HONORABLE MOHAMED T. KHAIRULLAH**

**BOROUGH OF PROSPECT PARK'S ANTI-DISCRIMINATORY POLICY
UPHOLDING THE EQUAL PROTECTION CLAUSE OF THE U.S. CONSTITUTION**

WHEREAS, the Borough of Prospect Park respects, upholds, and values equal protection and equal treatment for all our residents, regardless of immigration status. Fostering a relationship of trust, respect, and open communication between Borough employees and Borough residents is essential to the Borough's core mission of ensuring public health, safety, and welfare, and serving the needs of everyone in the community, including immigrants. The purpose of the within Order is to foster respect and trust between Borough officials and employees and residents, to protect limited local resources, to encourage cooperation between residents and Borough Officials, including especially law enforcement and public health officers and employees, and to ensure community security, and due process for all; and

WHEREAS, the Borough of Prospect Park was founded by Dutch immigrants who governed and even led council meetings in their native language until the 1950s and has continued to welcome individuals who have migrated from countries in all continents of the world; and

WHEREAS, a sample of the diversity of the Borough of Prospect Park is reflected in the backgrounds, cultures and religions of the Governing Body, Police Department and Municipal Employees who continue to provide an exemplary level of service to the community; and

WHEREAS, the Borough of Prospect Park has been a municipality that traditionally respects the rights of and provides equal services to all individuals, regardless of race, ethnicity, national origin, religion or gender; and

WHEREAS, the Prospect Park Police Department is committed to preserving its resources and enhancing relationships with all people within the community while performing its mission to keep the community safe and to enforce the law; and

WHEREAS, mutual respect and trust between the community and the Prospect Park Police Department are critical to promoting public safety, since the Police depend on the cooperation of individuals, whether documented or not, who are victims of or witnesses to crimes; and

For these reasons I reiterate the legal responsibility and commitment of the Borough of Prospect Park's officers and employees in regards to the provision of Borough services to all members of the public.

It is the policy of the Borough of Prospect Park to promote the utilization of its services by all of its residents who are entitled to and in need of them. Individuals should know that they may seek and obtain the assistance of Borough agencies regardless of personal or private attributes, and without negative consequences to their personal lives.

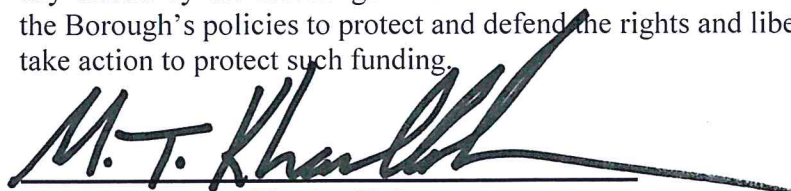
Therefore, by the virtue of the power vested in me as Mayor of the Borough of Prospect Park, it is hereby ordered:

1. The Borough of Prospect Park Departments, Committees, Agencies, Commissions, Officers and Employees will serve all residents and Borough services will be accessible to all residents, regardless of immigration status. The Departments, Committees, Agencies, Commissions, Officers and/or Employees of the Borough of Prospect Park shall not withhold services based upon several identities, including ancestry, race, ethnicity, national origin, color, age, sex, sexual orientation, gender variance, marital status, physical or mental disability, or religion.
2. No department, committee, agency, commission, officer or employee of the Borough of Prospect Park shall use any Borough funds or resources to assist in the enforcement of Federal Immigration Law or to gather or disseminate information regarding the release status of individuals or any other such personal information unless such assistance is specifically required by Federal or State Statute, regulation, or Court of law.
3. All departments, employees and officials of the Borough of Prospect Park shall comply with the United States and New Jersey Constitutions, New Jersey Attorney General Directives and federal and state nondiscrimination laws; shall not take any actions that profile individuals or groups based on religion, race, ethnicity, national origin or immigration status; and shall not engage in racially-influenced policing as defined in New Jersey Law Enforcement Directive No. 2005-1.
4. No department, committee, agency, commission, officer or employee of the Borough of Prospect Park shall take part in the registration or reporting of individuals based on religion, race, ethnicity, national origin or immigration status.
5. The Prospect Park Police Department's overriding mission is to enforce state and local criminal laws and to protect the community it serves and does not administer federal immigration laws. The federal government is the authority responsible for enforcement of immigration laws. Consistent with providing fair, impartial and professional police services to all individuals, the Prospect Park Police Department shall not initiate investigations, inquiries or actions of any individual's immigration status for the sole and singular purpose of conducting enforcement of federal immigration laws. The Prospect Park Police Department shall adhere to the directives and guidelines of the New Jersey Attorney General with respect to the manner in which local law enforcement agencies interact with federal immigration authorities.

The Borough Administrator shall immediately disseminate this Executive Order to all Borough employees and officials.

Nothing in this Executive Order shall be construed or implemented to conflict with or obstruct any obligation imposed by Federal or New Jersey State law, all applicable regulations, and Directives of the NJ Attorney General and Passaic County Prosecutor.

The Borough Administrator, Department Heads, Employees and Officials shall monitor any efforts by the federal government to withhold or withdraw federal funding as a result of the Borough's policies to protect and defend the rights and liberties of all its residents and shall take action to protect such funding.



Mohamed T. Khairullah
Mayor

Attest: 
Danielle Ireland,
Acting Municipal Clerk