

Legal Ad placed in Express-Times, Friday 6/16/17

BOROUGH OF WEST EASTON
NORTHAMPTON COUNTY,
PENNSYLVANIA
NOTICE

The West Easton Borough Council will consider the adoption of Ordinance No. 2017-030 at its regularly scheduled meeting on July 10, 2017, in the West Easton Borough Municipal Building, 237 7th Street, Easton, Pennsylvania 18042. Ordinance No. 2017-030 is an ordinance creating and formalizing a dedicated Police Department for the Borough of West Easton; establishing an individual named the Police Chief as the highest ranking officer of the West Easton Police Department; creating the officer ranking system and finalizing the chain of command; allowing for parttime police officers and full-time police officers; allowing for the West Easton Borough Council to establish the compensation to be paid for each officer; providing for the authority of the Mayor over the Police Department during emergency situations; providing for the suspension and dismissal procedures of Officers without an established Civil Service Commission pursuant to the Police Tenure Act, Act of 1951, P.L. 586, No. 144.

A copy of Ordinance No. 2017-030 is available for inspection at the West Easton Municipal Building, 237 7th Street, Easton, Pennsylvania 18042, during regular business hours.

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BOROUGH OF WEST EASTON
ESTABLISHING THE BOROUGH OF WEST EASTON POLICE FORCE
ORDINANCE NO. 2017 - 030

WHEREAS, the Borough of West Easton is a municipal political subdivision (hereinafter the “Borough”); and

WHEREAS, the Borough Council desires to establish a part time police force; and

WHEREAS, it is the intent of the Borough to protect and promote the public health, safety and welfare of all people that should enter the limits of the Borough at all times;

NOW, THEREFORE, BE IT HEREBY ORDAINED AND ENACTED by the Borough of West Easton, Northampton County, Pennsylvania by authority of and pursuant to the provisions of the Act of 1968, P.L. 805, Article I, § 101 *et seq* No. 247 of the General Assembly of the Commonwealth of Pennsylvania, approved July 31, 1968, as reenacted and amended, 1988, December 21, P.L. 1329, No. 170 § 2, as amended, known and cited as the “Pennsylvania Municipalities Planning Code, and other applicable Acts of the Commonwealth, as follows:

SECTION 1. DEPARTMENT ESTABLISHED; CHIEF OF POLICE

A Police Department is hereby established in the Borough of West Easton. The Chief of Police shall be the Chief Executive of the Police Department. He shall, under the direction of the Mayor, be in charge of the police force and have supervision over its members in the exercise of their powers, duties, and authority.

SECTION 2. CLASSIFICATIONS OF POLICE

Subordinate to the Chief of Police in the Police Department, the following classifications are hereby established;

- Lieutenant;
- Sergeant;

- Patrolman;
- Special Deputy Police Officer; and
- Such other classifications as the Council and the Mayor may from time to time deem necessary or expedient for the operation of the Department.

The priority of authority among such subordinate classifications shall be in the order above listed. The number of each persons to serve in each of such subordinate classifications, on a full-time and/or part-time basis, and the compensation of each shall be as determined by the Borough Council from time to time.

SECTION 3. PART-TIME POLICE OFFICERS

- A. Employment. The Borough of West Easton may employ part-time police officers from time to time as they deem necessary.
- B. Duties. A part-time police officer shall have all the responsibilities of a full-time police officer and such specific duties as delineated in the General Orders of the West Easton Police Department.
 - a. The number of hours a part-time officer may work within a calendar year is restricted. This restriction will be decided yearly by the West Easton Borough Council.
 - b. At no time will a part-time police officer be assigned to supervise or direct full-time police officers.
- C. Discipline.
 - a. Part-time officers shall be under the disciplinary jurisdiction of the Chief of Police.
 - b. Part-time police officers serve at the discretion of the Borough authorities, shall not have any property rights in said employment, and may be removed by the Borough authorities at any time.

Part-time police officers shall comply with all applicable rules and General Orders issued by the Chief of Police.

**SECTION 4. DETERMINATION OF DEPARTMENT
COMPLEMENT; COMPENSATION.**

Borough Council shall from time to time, by resolution, determine the classifications to be filled, the number of persons to serve in classifications subordinate to the Chief of Police, whether on a full-time or a part-time basis, and the compensation to be paid for each officer.

SECTION 5. AUTHORITY OF MAYOR DURING EMERGENCIES

Nothing contained in this ordinance shall deny the Mayor the continued authority to appoint special deputy police officers during emergencies.

SECTION 6. CONTL OF DEPARTMENT

The Mayor shall have full charge and control of the Chief of Police and the police force, and he shall direct the time during which, the place where, and the manner in which the Chief and the police force shall perform their duties, except that Council shall fix and determine the total weekly hours of employment that shall apply to policemen.

**SECTION 7. SUSPENSION AND DISMISSAL OF OFFICERS
WITHOUT A CIVIL SERVICE COMMISSION**

In the event that the Borough Council has not formed a Civil Service Commission, or in the event that the Borough Council has disbanded a previously created Civil Service Commission, the employment numbers, suspension and dismissal of officers will be performed in accordance with the Police Tenure Act, Act of 1951, P.L. 586, No. 144.

SECTION 8. If any section, paragraph, clause, phrase or part of this ordinance is for any reason held invalid, such decisions shall not affect the validity of the remaining provisions of this ordinance, and the application of these provisions to any person or circumstances shall not be affected thereby.

SECTION 9. All ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed insofar as they conflict herewith.

SECTION 10. EFFECT

This ordinance shall take effect at the earliest period allowed by law.

ENACTED and ORDAINED this ___ day of _____, 2017, by the Council of the Borough of West Easton.

Joan L. Heebner, Secretary/Manager

Daniel DePaul, President of Council

Gerald W. Gross, Mayor