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Part 1

Elected and Appointed Officers

A. Compensation of

§1. Mayor's Salary.

The salary of the Mayor of the Borough of Bloomfield as established at \$800 per annum payable annually. (Ord. 126, 7/8/1975; as amended by Ord. 143, 2/6/1979; by Ord. 189 12/12/1991; by Ord. 218. 12/7/1999, §1; and by Ord. 271, 1/1/2009, §1)

§2. Tax Collector's Compensation.

The compensation to be paid to the Tax Collector for the collection of Borough taxes shall be 5% of all taxes collected. (Ord. 127, 7/8/1975)

B. Independent Auditor

§11. Council Shall Appoint Auditor.

Council shall appoint an independent auditor annually by resolution before the close of the fiscal year (Ord. 163, 12/4/1984, §1)

§12. Appointed Auditor shall be a Certified Public Accountant.

The independent auditor so appointed shall be a certified public accountant, registered in the Commonwealth of Pennsylvania, a firm of certified public accountants so registered or a competent public accountant or a competent firm of public accountants. (Ord. 163, 12/4/1984, §2)

§13. Powers and Duties.

The independent auditor so appointed shall make an independent examination of the accounting records of the Borough for such fiscal year and shall perform the other duties and exercise the powers conferred on independent auditors by the Act of 1966, Feb. 1, P.L.(1965)___, No 581 See 1196, as amended, 53 PS 46196 (Ord. 163, 12/4/1984, §3)

§14. Elected Borough Auditor Abolished.

When an independent auditor is appointed as herein provided, the office of elected borough auditor is thereby abolished (Ord. 163, 12/4/1984, §4)

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§15. Elected Auditors Shall Finish Term.

The Borough auditors then in office shall continue to hold their office during the term for which elected but shall not; audit, settle or adjust the accounts audited by the independent auditor so appointed, although such borough auditors shall perform any other duties of their office. (Ord. 163, 12/4/1984, §5)

§§16 to 20. (Reserved to accommodate future ordinances)

C. Permit Officer

§21. Permit Officer.

The Borough of Bloomfield hereby creates the position of a Permit Officer of the Borough of Bloomfield. (Ord. 277, 7/7/2009, §1)

§22. Appointment of Permit Officer.

A Permit Officer in the Borough of Bloomfield shall be appointed by Borough Council which shall also set the rate of compensation for said Permit Officer. (Ord. 277, 7/7/2009, §2)

§23. Duties and Obligations of Permit Officer.

The duties and obligations of the permit officer shall consist of reviewing all permits, except those permits within the jurisdiction of the Zoning Officer, which are required by the Code of Ordinances in the Borough of Bloomfield, including excepting said permit applications, reviewing the same to insure that they are consistence with the provisions of the various ordinances in the Borough of Bloomfield, and either reject or approve said permits. (Ord. 277, 7/7/2009, §3)

§24. Review.

In the event that any party is aggrieved by the action of the Permit Officer, that person so aggrieved shall have the right to appeal to the Borough Council, who shall conduct a hearing to determine whether said action of the Permit Officer is in compliance with the ordinances of the Borough of Bloomfield. (Ord. 277, 7/7/2009, §4)

§25. Conflicts.

It is expressly understood that the Permit Officer shall review all permits required by the Code of Ordinances of the Borough of Bloomfield, but shall not include those permits that are issued by the Zoning Officer pursuant to the provisions of the Code of Ordinances of the Borough of Bloomfield. (Ord. 277, 7/7/2009, §5)

D. Borough Enforcement Officer

§26. Borough Enforcement Officer.

The Borough of Bloomfield hereby creates the position of a Borough Enforcement Officer responsible for enforcement of Borough Ordinances that apply to the conduct of person(s), Borough property and other public property in the Borough. (Ord. 286, 9/7/2010, §1)

§27. Duties and Responsibilities.

The Borough Enforcement Officer shall have the following duties in the Borough:

- A. Enforce Borough Ordinances as it relates to Chapters 6, 9, 15 and 20 of the Ordinances of the Borough of Bloomfield;
- B. Make periodic checks throughout the Borough by vehicle, or by other means of transportation;
- C. Develop a rapport with people in the community and locating acts of vandalism;
- D. Cooperate with Pennsylvania State Police to exchange information regarding concerns and possible criminal behavior in the community;
- E. Maintain records as necessary of activities of the Borough Enforcement Officer;
- F. Coordinate community crime watch; and
- G. Such other duties as Borough Council may assign.

(Ord. 286, 9/7/2010, §2)

§28. Appointment.

A Borough Enforcement Officer in the Borough of Bloomfield shall be appointed by Borough Council which shall also set the rate of compensation for said Borough Enforcement Officer. (Ord. 286, 9/7/2010, §3)

Part 2

Authorities

A. Bloomfield Municipal Authority

§31. Intention and Desire to Organize Authority.

The Council of this Borough hereby signifies its intention and desire to organize a municipality authority (the "Authority") under provisions of the Act of the General Assembly of the Commonwealth of Pennsylvania, approved May 2, 1945, P. L, 382, known as the "Municipality Authorities Act of 1945," as amended and supplemented (the "Authorities Act"), for the purpose of exercising any and all powers conferred by the Authorities Act. ¹ (Ord, 1964-12, 12/22/1984, §1)

§32. Articles of Incorporation.

The Mayor, President or Vice President of Council and Secretary or Assistant Secretary, respectively, of this Borough hereby are authorized and directed to execute, in behalf of this Borough, Articles of Incorporation for such Authority in substantially the following form:

Articles of Incorporation

To the Secretary of
The Commonwealth of Pennsylvania

In compliance with requirements of the Act of the General Assembly of the Commonwealth of Pennsylvania, approved May 2, 1945, P. L, 382, known as the "Municipality Authorities Act of 1945," as amended and supplemented, and pursuant to an ordinance duly enacted by the municipal authorities of the Borough of Bloomfield, Perry County, Pennsylvania, expressing the intention and desire of the municipal authorities of said municipality to organize a municipality authority under provisions of said Act, the said incorporating municipality hereby does certify:

1. The name of the Authority is "Bloomfield Municipal Authority,"
2. The Authority is formed under provisions of the Act of the General Assembly of the Commonwealth of Pennsylvania, approved May 2, 1945, P. L, 382.

¹ Section 3 of this ordinance authorized and directed the proper Borough officers to cause notice of the ordinance and proposed filing of the Articles of Incorporation to be published as required by law; Section 4 directed the proper Borough officers to cause to be filed the Articles of Incorporation and proof of publication with the Secretary of the Commonwealth, and to do all other things necessary to effect incorporation of the Authority, including payment of fees; Section 7 repealed all inconsistent ordinances and parts of ordinances,

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as amended and supplemented, known as the "Municipality Authorities Act of 1945."

3. No other municipality authority has been organized under provisions of the Act of General Assembly of the Commonwealth of Pennsylvania, approved May 2, 1945, P. L, 382, as amended and supplemented, known as the "Municipality Authorities Act of 1945" or under provisions of the Act of General Assembly of the Commonwealth of Pennsylvania, approved June 28, 1935, P. L, 463, as amended and supplemented, and is in existence in or for the incorporating municipality, except that the municipal authorities of the Borough of Bloomfield, Perry County, Pennsylvania, heretofore have organized the "Bloomfield Water Authority" under provisions of the Act of General Assembly of the Commonwealth of Pennsylvania, approved May 2, 1946, P. L. 382, as amended and supplemented, known as the "Municipality Authorities Act of 1945."²
4. The name of the incorporating municipality is: Borough of Bloomfield. Perry County, Pennsylvania.
5. The names and addresses of the municipal authorities of said incorporating municipality are: ³
6. The names, addresses and terms of office of the first members of the Board of the Authority, each of whom is a resident and citizen of said incorporating municipality, are as follows: ⁴

IN WITNESS WHEREOF, The Borough of Bloomfield, Perry County, Pennsylvania, has caused these Articles of Incorporation to be executed by its Mayor and its President or Vice President of Council, and to be attested by its Secretary or Assistant Secretary, and its official seal to be affixed hereunto, this 22nd day of December 1964. ⁵

(Ord. 1964-12, 12/22/1964, §2)

§33. Members of Board.

The following named persons shall he and they hereby are appointed as the first members of the Board of such Authority for the following terms of office: ⁶ (Ord. 1964-12, 12/22/1964, §5)

² See Sections 51 and 53 of this chapter

³ Here followed a list and addresses of the principal officers of the Borough at the time of enactment of this ordinance.

⁴ Here followed a list, addresses and terms of office of the first members of the board.

⁵ The document was concluded by the necessary signatures, attestation and notarization, according to law.

⁶ Here followed the names, addresses and terms of office of the first members of the Authority Board.

§34. Purpose

The enactment of this ordinance⁷ is deemed necessary for the benefit of and preservation of the public health, peace, comfort and general welfare of and will increase the prosperity of the citizens of this Borough. (Ord. 1964-12, 12/22/1964, §6)

B. Bloomfield Borough Water Authority

§51. Desire to Organize Authority

It is the desire of the municipal authorities of the Borough of Bloomfield, Perry Co., Pa., to organize a Municipal Authority for the purpose of purchasing and then operating the Bloomfield Water and Sewer Company, which Company now furnishes water within the Borough of Bloomfield, Perry Co., Pa, (Resolution, 11/15/1950, Preamble)

§52. Articles of Incorporation

A Municipal Authority, in accordance with the Municipality Authorities Act of 1945, shall be formed as follows:

1. The name of the Authority shall be "Bloomfield Borough Water Authority,"
2. The said Authority is formed under the Municipality Authorities Act of 1945, 1945. May 2. P. L. 382.
3. No other Authority has been organized under the Municipality Authorities Act of 1945, or under the Act approved the 28th day of June. 1935 (Pamphlet Laws 4(13), and none is in existence for the Borough of Bloomfield, Perry Co., Pa.
4. The name of the municipality is Bloomfield Borough; Perry Co., Pa., and the names of the municipal authorities of Bloomfield Borough are as follows: ⁸
5. The names, addresses and terms of office of the first members of the Board of the said Authority are: ⁹
6. The purpose of the formation of said Municipal Authority shall be the acquiring, holding, constructing, improving, leasing, maintaining, operating and owning waterworks, water supply works, water distribution systems, and all matters connected therewith.

⁷ Sections 31 to 34 of this chapter.

⁸ Here followed the names and addresses of the Mayor and Council in office at the time of passage of this resolution.

⁹ Here followed the names, addresses and terms of office of the first members of the Authority Board.

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7. The Authority shall have all rights, powers, and privileges, and be subject to all duties of the Municipality Authorities Act of 1945.

(Resolution, 11/15/1950)

Part 3

Boards and Commissions

A. Planning Commission

§71. Borough Planning Commission Established. ¹⁰

A Borough Planning Commission, to be composed of five members, appointed as provided by law, is hereby created in and for the Borough of Bloomfield. The powers, duties and terms of the membership of the Planning Commission shall be in accordance with the Pennsylvania Municipalities Planning Code. Provided: The Borough Planning Commission previously created in and for the said Borough shall constitute the Borough Planning Commission hereby established, and nothing herein shall affect the tenure of any of the members thereof, but any and all vacancies in the said Commission, hereafter occurring, shall be filled in the manner and for the term provided in the law governing borough planning commissions in effect at the time of the happening of the said vacancy.¹¹ (Ord. 117, 7/8/1975, §1; as amended by Ordinance 227, 04/2/2002, §§1, 2)

B. Recreation Board

§81. Recreation Board Created.

A Recreation Board is hereby created in and for the Borough of Bloomfield, which shall be composed of not more than nine persons and which shall have all the powers and be subject to all the responsibilities of operating a recreational program within the Borough and maintaining Borough recreational places in accordance with the provisions of the Borough Code and its supplements and amendments. ¹² (Ord. 1975-5, 5/6/1975, §1)

C. Shade Tree Commission

§91. Shade Tree Commission

A Shade Tree Commission is hereby created in and for the Borough of Bloomfield. The said Commission shall be constituted as provided by law and shall perform all duties and may exercise all the powers conferred by law upon borough shade tree commissions. (Ord. 1966-4, 4/5/1966, §1; as amended by Ord. 272, 4/7/2009, §1; as amended by Ord. 273, 5/5/2009, §1)

¹⁰. This heading is part of this ordinance as enacted.

¹¹. Section 2 of this ordinance repealed Ordinance 1966-4A and Ordinance 1973-10.

¹². Section 2 of this ordinance repealed all inconsistent ordinances and parts of ordinances: Section 3 provided that the ordinance take effect immediately.

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§92. Assessment of Penalties.

The Shade Tree Commission may assess penalties of not more than \$300 for each and every violation of any regulation of such Commission or of any of the provisions of the Borough Code relating to shade trees. (Ord. 1966-4, 4/5/1966, §2, as amended by Ordinance 113, 7/8/1975, §1)

Part 4

Firemen's Relief

§111. Fireman's Relief Association Recognized.

The Borough Council of the Borough of Bloomfield, Perry County, Pennsylvania, hereby recognizes the Firemen's Relief Fund Association of the New Bloomfield Fire Company and the Treasurer of Bloomfield Borough is hereby authorized, empowered and directed to pay over to the treasurer of said Firemen's Relief Fund Association the entire net amount received from the two per centum tax paid upon premiums by foreign fire insurance companies. (Resolution, 3/7/1933)

Part 5

Police Department

§131. Police Department Established.¹³

A Police Department is hereby established in and for the Borough of Bloomfield, Provided: the Police Department previously created in and for the Borough of Bloomfield shall constitute the Police Department hereby established. (Ord. 118, 7/8/1975, §1)

§132. Classifications.

Council shall establish such classifications of police officers as it shall from time to time appoint and designate. The number of persons to serve in the Department, on a full-time and/or part-time basis, and the compensation of each shall be determined by the Borough Council from time to time. (Ord. 118, 7/8/1975, §2)

§133. Special Policeman.

Nothing herein ¹⁴ shall affect the authority of the Mayor to appoint special policeman during emergencies (Ord. 118, 7/8/1975, §3)

¹³. This heading and the headings of Sections 132 and 133 of this chapter are part of this ordinance as enacted.

¹⁴. In this ordinance, Sections 131 to 133 of this chapter.

Part 6

Retirement, Pensions, and Social Security

A. Employee's Retirement System

§161. Change of Member Benefits

Bloomfield Borough, being a member municipality of the Pennsylvania Municipal Retirement System, hereby elects to change its member benefits in that system as authorized by the Pennsylvania Municipal Retirement Law, Act 15 of 1974, as amended,¹⁵ and does hereby agree to be bound by all the requirements and provisions of said law and to assume all obligations, financial and otherwise, placed upon member municipalities. All references hereafter shall be based on benefits negotiated between the Board and the municipality under the provisions of Article IV of the Pennsylvania Municipal Retirement Law.

(Ord. 250, 1/3/2006, §1)

§162. Eligibility for Membership.

Membership in the Pennsylvania Municipal Retirement System shall be mandatory for all full-time municipal employees of the Borough. Membership for elected officials, part-time employees and employees hired on a temporary or seasonal basis is prohibited, as is membership for individuals paid only on a fee basis.

(Ord 250, 1/3/2006 §2)

§163. Credit for Prior Service.

Credit for prior service for original members is, granted for each year or partial year thereof that the member was employed by the Borough from original date of hire or the expiration of the member's probationary period if one so existed. Benefits provided to members in the agreement dated January 3, 2006, shall accrue based on all credited service granted and earned in accordance with this section.

(Ord 250, 1/3/2006 §3)

§164. Payment for Obligations.

Payment for any obligation established by the adoption of this Part and the agreement between the Board and Bloomfield Borough shall be made by the Borough in accordance

¹⁵ Editor's Note: See 5S P.S. §881.101 et seq.

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with the Pennsylvania Municipal Retirement Law¹⁶ and Act 205 of 1984, the Municipal Pension Plan Funding Standard and Recovery Act.¹⁷

(Ord 250, 1/3/2006 §4)

§165. Acceptance of Agreement; Obligations; Liability.

As part of this Part, the Borough agrees that the system shall provide the benefits set forth in the agreement between the Board and Bloomfield Borough, dated January 3, 2006. The passage and adoption of this Part by Bloomfield Borough is an official acceptance of said agreement and the financial obligations resulting from the administration of said benefit package Bloomfield Borough hereby assumes all liability for any unfundedness created due to the acceptance of the benefit structure outlined in the above referenced agreement.

(Ord 250 1/3/2006. §5)

§166. Complete Authorization; Repealer.

Bloomfield Borough intends this Part to be the complete authorization of the Borough's Municipal Pension Plan, and it shall become effective and specifically repeal Ordinance Number 1970-3 either immediately or on January 1, 2006, which is the effective date of the Agreement dated January 3, 2006, between the Pennsylvania Municipal Retirement System and Bloomfield Borough, whichever is later.

(Ord 250, 1/3/2006, §6)

§167. Filing; When Effective.

A duly certified copy of this Part and the referenced agreement shall be filed with the Pennsylvania Municipal Retirement System of the Commonwealth of Pennsylvania Membership for the municipal employees of Bloomfield Borough in the Pennsylvania Municipal Retirement System shall be effective the first day of January 1970, with the revised plan structure reflected in the agreement dated January 3, 2006, effective the first day of January 2006.

(Ord 250, 1/3/2006, §7)

¹⁶. Editor's Note: See 53 P.S. §881.101 et seq.

¹⁷. Editor's Note: See 53 P.S. §881.101 et seq.

B. Social Security

§181. Social Security Coverage Authorized.

The 1951 Pension of the General Assembly of the Commonwealth of Pennsylvania, in regular session, enacted a statute, known as Act No 491, which is the enabling Act provided for in Section 218 of Public Law 734, 81st Congress, which designated the Secretary of Labor and Industry of the Commonwealth of Pennsylvania to act as the State Agency to implement the coverage of employees and officers under the said Old Age and Survivors Insurance System. The Borough of Bloomfield is hereby authorized to execute and deliver to the State Agency a plan, or plans, and agreement, required under Section 6 of said enabling Act and the Social Security Act, to extend coverage to employees and officers of the Borough of Bloomfield and all other necessary things to effectuate coverage of employees under the Old Age and Survivors Insurance System. ¹⁸ (Ord. 1952-5, 10/7/1952, Paragraph 2)

§182. Payroll Deduction System Authorized.

The Secretary is authorized to establish a system of payroll deduction to be matched by payments by the Borough of Bloomfield to be made into the Contribution Fund of the Social Security Act through the office of the State Agency, and to make charges of this tax to the fund, or funds, from which wage or salary payments are issued to employees of the Borough of Bloomfield. Such payments are to be made in accordance with the provisions of the law and regulations promulgated by the State Agency and the Federal Security Administrator. Such payments which are delinquent shall bear interest at the rate of 1/2 of 1% per month until such time as payments are made. (Ord 1952-5, 10/7/1952, Paragraph 3)

§183. Appropriation into Contribution Fund; Agreement with State Agency; Date Participation Commences.

Appropriation is hereby made from the General Fund of the Borough of Bloomfield in the necessary amount to pay into the Contribution Fund as provided in Section 4 of the enabling Act and in accordance with the plan, or plans, and agreement Authority is given to the Burgess and the Secretary of the Borough of Bloomfield to enter into an agreement with the State Agency, which agreement shall be in accordance with Act No. 191 and with paragraph 218 of the Social Security Act. Such plan and agreement shall provide that the participation of this Borough of Bloomfield shall commence as of January 1, 1953. (Ord. 1952-5, 10/7/1952, Paragraph 4)

¹⁸. Paragraph 1 of this ordinance stated that the extension of Social Security coverage to Borough employees would not only benefit them, but also the Borough, by enabling it to attract and retain in employment the best personnel and thus increase the efficiency of its government.

