

**TOWNSHIP OF UPPER BERN
COUNTY OF BERKS COUNTY
COMMONWEALTH OF PENNSYLVANIA**

ORDINANCE NO.: 43-2017

**AN ORDINANCE OF UPPER BERN TOWNSHIP, BERKS COUNTY,
PENNSYLVANIA, PROVIDING THE COMPENSATION OF THE TOWNSHIP
SUPERVISORS ELECTED OR APPOINTED INTERIM AFTER JANUARY 1, 2017**

WHEREAS, the General Assembly of the Commonwealth of Pennsylvania has enacted Act 60 of 1995 (the "Act"), setting forth certain guidelines and limitations for the compensation of Supervisors of townships of the second class (53 PS 65606); and

WHEREAS, said act provides that Supervisors of townships having a population of not more than 4999 may be compensated in an amount not to exceed \$1,875 per year; and

WHEREAS, as of the last census, the population of Upper Bern Township is 1,734; and

WHEREAS, the General Assembly authorizes the Board of Supervisors of the various townships of the second class to determine the compensation of Supervisors subject to the limitations set for them in the Act,

NOW, THEREFORE, it is hereby enacted and ordained as follows:

1. Each Supervisor of Upper Bern Township elected or appointed to office on or after the effective date of this Ordinance shall receive compensation for all services performed as a Supervisor at a rate of \$468.75 per quarter, with the amount not to exceed \$1,875.00 per year.
2. Such compensation shall be paid in quarterly installments.
3. The population set forth herein is determined by the latest official census figures, except that the Township shall not be required to reduce the salary of a supervisor as a result of a decrease in population. The compensation of Supervisors, when employed as roadmasters, laborers, secretary, treasurer, assistant secretary, assistant treasurer or in any employee capacity not otherwise prohibited by this or any other act, shall be determined by the Board of Auditors, at an hourly, daily, weekly, semi-monthly or monthly basis, which shall be comparable to compensation paid in the locality for similar services. The Board of Supervisors may establish a mileage allowance, under the Act of July 20, 1979 (P.L. 156, No. 51), referred to as the Uniform Mileage Fee Law, to be paid to officers and employees for the use of a personal vehicle when required and actually used for authorized Township business. No Supervisor may receive compensation as an employee for attending a meeting of the Board of Supervisors.
4. Any change in salary, compensation or emoluments of the elected office becomes effective at the beginning of the next term of the Supervisor.

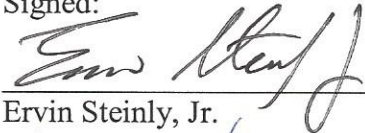
5. The provisions of this Ordinance are severable and in the event that any provision is held invalid, void, illegal, or unconstitutional by any court, it is the intent of the Township that such determination by the Court shall not affect or render void the remaining provisions of this Ordinance. It is the declared intent of the Township that this Ordinance would have been enacted if any provision subsequently declared to be void, invalid, illegal or unconstitutional had not been included at the time of enactment.

6. Nothing in this Ordinance shall be interpreted to affect any rights or liabilities of the Township, or to affect any cause of action, existing prior to the enactment of this Ordinance.

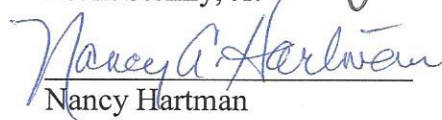
7. This Ordinance shall become effective immediately upon its enactment.

Adopted this 7th day of May, 2017.

Signed:



Ervin Steinly, Jr.



Nancy Hartman

Rodney Loeb

Attest:



Tonya Schaner, Secretary