

POLICE DEPARTMENT

Chapter 15

POLICE DEPARTMENT

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[HISTORY: Adopted by the Borough Council of the Borough of Alburdis: Art. I, 12-30-77 as Ord. No. 190, approved 12-30-77; Art. II, 12-30-80 as Ord. No. 208, approved 12-30-80. Amendments noted where applicable.]

GENERAL REFERENCES

Police Pension Fund — See Ch. 18.

ARTICLE I
Department Generally
[Adopted 12-30-77 as Ord. No. 190,
approved 12-30-77]

§ 15-1. Department established; Chief of Police.

A Police Department is hereby established in the Borough of Alburdis. 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.

§ 15-2. 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 officers 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.

§ 15-3. 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 office.¹

§ 15-4. Authority of Mayor during emergencies.

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

¹ Editor's Note: See Ch. 27, Salaries and Compensation.

§ 15-5. Control 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 the Council shall fix and determine the total weekly hours of employment that shall apply to policemen.

ARTICLE II**Special Fire Police**

[Adopted 12-30-80 as Ord. No. 208,
approved 12-30-80]

§ 15-6. Creation of office.

The office of special fire police is hereby created within the Borough of Alburdis, to be staffed by appointment by Borough Council yearly for a one-year term of office beginning the first day of January of each and every year.

§ 15-7. Procedure for annual appointments.

On or before the 15th day of October of each and every year, the officers representing the Alburdis Volunteer Fire Company No. 1 shall present to the Mayor of the Borough of Alburdis a list of nominees to be considered for appointment as special fire police for the next succeeding year. Within twenty (20) days from the date of the receipt of such list of nominees the Mayor shall review the list of nominees and transmit to Borough Council the said list with his own confirmation or denial of qualification noted thereon.

§ 15-8. Action by Borough Council.

On or before the completion of the final session of Borough Council for the then-current fiscal year, the Borough Council shall act upon the Mayor's confirmation or denial of qualification of proposed nominees for special fire police for the succeeding fiscal

year. Failure of the Council to act upon the Mayor's recommendation shall be considered the equivalent of approval.

§ 15-9. Oath of office.

Special fire police shall be sworn into office by the Mayor at the first meeting of Borough Council in each fiscal year.

§ 15-10. Badge; duties of office.

Special fire police, upon confirmation by Council and acceptance of the oath of office, shall be provided with a badge of office and instructed immediately in the duties and limitation of duties of office, which are:

- A. That special fire police, under the direction of the Chief of Police, shall have full power and authority to regulate traffic and keep crowds under control at or in the vicinity of any fire at which their companies are in attendance.
- B. That special fire police, under the direction of the Chief of Police, shall have full power and authority to act as police officers in order to facilitate and prevent interference with the work of firemen in extinguishing fires.
- C. That special fire police, under the direction of the Chief of Police, shall have the same power and authority to act in all other emergencies, parades, functions or events sponsored or officially sanctioned by the Borough of Alburdis to which they have been specially mustered for control purposes.

§ 15-11. Statutory rights and obligations.

Special fire police shall have such further duties, responsibilities, rights and obligations as may be further set forth by the Act of July 11, 1980, Act No. 122, or its amendments, from time to time,² and the resolutions and ordinances of the Borough of Alburdis from time to time appertaining.

² Editor's Note: See 35 P.S. § 1201.