ORDINANCE NO. 1-2024

AN ORDINANCE OF BOROUGH EVANS CITY, COUNTY OF BUTLER, COMMONWEALTH OF PENNSYLVANIA, ESTABLISHING A PUBLIC SAFETY DEPARTMENT; REPEALING OTHER INCONSISTENT ORDINANCES OR RESOLUTIONS OR PARTS THEREOF; CONTAINING A SEVERABILITY CLAUSE; AND SETTING AN EFFECTIVE DATE.

WHEREAS, the Evans City Borough (the "Borough") is a body corporate and politic, duly organized and existing in accordance with the laws of the Commonwealth of Pennsylvania and the Borough Code, 8 Pa. C.S. §101 *et seq.* (the "Borough Code"); and

WHEREAS, the Borough desires to ensure the public safety and welfare of its residents and visitors; and

WHEREAS, a comprehensive public safety approach is essential for providing effective law enforcement, promoting community engagement, deterring criminal activity, and fostering emergency preparedness; and

WHEREAS, a dedicated public safety department can efficiently manage both full-time and part-time police officers, alongside emergency response personnel, to optimize resource allocation and service delivery; and

NOW THEREFORE, BE IT ORDAINED AND ENACTED by the Borough Council of Evans City Borough as follows:

Section 1. Establishment of Public Safety Department

A Public Safety Department (hereinafter referred to as the "Department") is hereby established for Evans City Borough. The Department shall be responsible for maintaining public safety and order within the Borough limits, encompassing the following functions:

- **Law Enforcement:** Enforcing all laws and ordinances, conducting investigations, making arrests, providing police services, and promoting community engagement.

- **Emergency Response**: Coordinating and responding to fire, medical, and other emergency situations within the Borough, in collaboration with relevant services.

- **Emergency Preparedness**: Developing and implementing emergency preparedness plans, conducting disaster drills, and coordinating public education efforts.

Section 2. Repeal of Other Ordinances or Resolutions.

All other ordinances and resolutions or parts thereof as they are inconsistent with this Ordinance are hereby repealed *(Ordinance #557 effective 1/1/2015)*.

Section 3: Department Composition

The Department shall comprise a Director of Public Safety, part-time police officers, and other necessary personnel as determined by the Borough Council.

Section 4. Public Safety Director

(a) The Department shall be led by a Public Safety Director, appointed by the Borough Council that will oversee all operations of the Department.

(b) The Public Safety Director shall be responsible for the overall operation and administration of the Department, including maintaining liaison with other public safety agencies and governmental entities.

Section 5. Law Enforcement Division and Part-Time Police Officers

(a) The Law Enforcement Division shall be led by the Public Safety Director responsible for managing police officers, as the Council from time to time may appoint.

(b) The Department may employ part-time police officers as necessary.

(c) Duties, hours, and conditions of employment for part-time officers will be determined in accordance with borough needs and budget constraints.

(d) The Law Enforcement Division shall be responsible for enforcing all laws and ordinances within the Borough limits, conducting investigations, making arrests, and providing police services to the community.

Section 6. Severability

The terms, conditions and provisions of this ordinance are hereby declared to be severable, and, should any portion, part or provision of this ordinance be found by a court of competent jurisdiction to be invalid, non-enforceable or unconstitutional, the Council hereby declares its intent that the ordinance shall have been enacted without

regard to the invalid, non-enforceable, or unconstitutional portion, part or provision of this ordinance.

Section 7. Effective Date

This Ordinance shall take effect and be in force on the earliest date permitted by the Borough Code, but no sooner than January 1, 2024.

ENACTED AND ORDAINED this **2nd** day of **January 2024**. **BOROUGH OF EVANS CITY:**

Jean Charisse Deener-Kohan

JEAN CHARISSE DEENER-KOHAN , COUNCIL PRESIDENT

ATTEST:

Lori Brooks

LORI BROOKS, BOROUGH SECRETARY

Approved this 2nd day of January , 2024