ORDINANCE NO.: 2020-04

AN ORDINANCE OF THE TOWNSHIP OF BRISTOL, BUCKS COUNTY, PENNSYLVANIA, AMENDING CHAPTERS 5 (ADMINISTRATION OF GOVERNMENT) AND A211 (CIVIL SERVICE COMMISSION RULES AND REGULATIONS) OF THE CODE OF THE TOWNSHIP OF BRISTOL CLARIFYING THE TOWNSHIP MANAGER'S AUTHORITY TO HIRE AND REMOVE SUBORDINATE TOWNSHIP OFFICERS AND EMPLOYEES

WHEREAS, the Township of Bristol is governed by a Council-Manager Plan under the Pennsylvania Home Rules Charter and Optional Plan Law, 53 Pa. C.S. § 2901 et seq.; and

WHEREAS, the Council of the Township of Bristol is empowered to adopt Ordinances of the Township pursuant to the Pennsylvania First Class Township Code, 53 P.S. § 56502; and

WHEREAS, Section 3122(b) authorizes the Council of the Township of Bristol to adopt a personnel system that sets the rules for, inter alia, appointment, promotion, discipline and removal of subordinate officers and employees working in the Township of Bristol; and

WHEREAS, the Council of the Township of Bristol believes amendments to the rules for appointment, promotion, discipline and removal of subordinate officers and employees are necessary for the proper administration of government.

NOW, THEREFORE, the Council of Bristol Township, Bucks County, Pennsylvania does hereby ordain and enact the following:

1. Section 5-15.B. of Chapter 5 (Administration of Government) of the Code of the Township of Bristol is amended to read as follows:

To appoint and remove Department heads and the deputy manager, if one is authorized by Council, and appoint and remove subordinate officers and employees under procedures established for the appointment of subordinate officers and employees under § 3122 of the Optional Plans Law.

2. The definition of “APPOINTING AUTHORITY” in Section A211-1 of Chapter A211 (Civil Service Commission Rules and Regulations) of the Code of the Township of Bristol is amended to read as follows:

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APPOINTING AUTHORITY – The Township Manager for the Township of Bristol or its equivalent pursuant to the First-Class Township Code or the Home Rule Charter and Optional Plans Law.

3. Section A211-37.B. of Chapter A211 (Civil Service Commission Rules and Regulations) of the Code of the Township of Bristol is amended to read as follows:

A written statement of the charges shall be delivered to the officer either by personal service, by certified and registered mail or by e-mail. In addition, the charges shall notify the officer of the right to appeal contained in § A211-38 of these rules and regulations. A copy of the statement of charges shall also be served upon the members of the Civil Service Commission.

4. In Sections A211-2., A211-9.3. and A211-40. of Chapter A211 (Civil Service Commission Rules and Regulations) of the Code of the Township of Bristol, the term “appointing authority” shall be replaced with “Council of the Township of Bristol.”

5. Whenever the requirements of this Ordinance are in conflict with other requirements of the Ordinances of the Township of Bristol, the most restrictive or those imposing the higher standards, shall govern.

6. The provisions of this Ordinance are severable. If any section, clause, sentence, part or provisions hereof shall be held illegal, invalid or unconstitutional by any court of competent jurisdiction, such decision of the court shall not affect or impair any of the remaining sections, clauses, sentences, parts or provisions of this Ordinance. It is hereby declared to be the intent of the Council of Bristol Township that this Ordinance would have been adopted if such illegal, invalid or unconstitutional section, clause, sentence, part or provision had not been included herein.

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7. This Ordinance shall become effective immediately.

ORDAINED AND ENACTED, this 13th day of August 2020.

ATTEST: COUNCIL OF THE TOWNSHIP OF BRISTOL, BUCKS COUNTY, PENNSYLVANIA

Jill Maier, Secretary                                Craig Bowen, Council President

CERTIFICATION

I hereby certify that the foregoing is a true and correct copy of the Ordinance enacted by the Bristol Township Council on August 13, 2020.

Jill Maier, Secretary