

BOROUGH OF FRACKVILLE
SCHUYLKILL COUNTY, PENNSYLVANIA

ORDINANCE NO. 2008-3

AN ORDINANCE TO AMEND SECTION 2 OF ORDINANCE NO. 92-3
REGARDING THE APPOINTMENT PROCESS FOR NEW MEMBERS

BE IT ENACTED AND ORDAINED by Council of the Borough of Frackville, Schuylkill
County, Pennsylvania, and it is hereby enacted and ordained by the authority of the same, as follows:

SECTION 1. That portion of Section 2 of Ordinance No. 92-3 under Paragraph 9 shall be
amended to read as follows:

“9. The Borough Council shall appoint, in its sole discretion, the member
from each Township. The member so appointed shall be an adult citizen of the
respective Township that he/she represents and a resident of the service area of the
Authority’s project. Initially, the member to be appointed shall serve from the date
of appointment until one (1) year from the first Monday in January next succeeding
the date of this amendment. Thereafter, the member so appointed shall serve for a
term of five (5) years in accordance with the Municipality Authorities Act. Initially,
and thereafter, whenever a term expires or a vacancy occurs in the seat designated as
a Township seat on the Board of the Authority, the Board of Supervisors of the affected
Township may submit a list of three (3) individuals from its Township who meet the
aforesaid qualifications to the Borough Council, and the Borough Council may appoint
one of such individuals from each list or any other person in the Borough Council’s sole
discretion who meets the above qualifications, to the Authority, unless the legality of this
procedure of appointment is raised as an issue by any entity other than the Townships, the
Authority, or the Borough, in which event the Borough Council may consider the three
individuals submitted by each Township or any other person in Borough Council’s sole
discretion, and may appoint as Township representative from the service area of each
Township, any individual who is otherwise qualified to serve on the Board of the Authority.”

SECTION 2. The remaining sections of Ordinance No. 92-3 shall remain in full force and effect.

ENACTED AND ORDAINED this 3rd day of December, 2008, by Council of the
Borough of Frackville in lawful session duly assembled.

ATTEST:

Brenda Deeter
Secretary

BOROUGH OF FRACKVILLE

By: GS Jalar
President, Borough Council

APPROVED:

Selman Phillips
Mayor