



Mayoral State of Emergency | 2020

425 Chestnut Street • P.O. Box 217 • Bally, PA 19503-0217
610-845-2351 • Fax 610-845-2023

BOROUGH OF BALLY

Berks County, Pennsylvania

MAYORAL PROCLAMATION NUMBER 2020-2

A PROCLAMATION REGARDING DECLARATION OF LOCAL STATE OF EMERGENCY WITHIN THE BOROUGH OF BALLY

WHEREAS, the World Health Organization has identified a global pandemic that has arisen from the development, spread and international distribution of a novel coronavirus with widespread impact on the health and safety of people, worldwide; and

WHEREAS, the United States of America is addressing the health impact of that novel coronavirus that has been identified as causing the medical condition known as COVID-19, as well as its economic and safety effects on the general population; and

WHEREAS, the Commonwealth of Pennsylvania is currently under Order from the Governor regarding the restriction of certain economic, educational and other activities as a direct result of the above identified coronavirus and its associated disease; and

WHEREAS, on or about May 1, 2018, the Council of the Borough of Bally voted to authorize the Mayor to conduct, direct, perform and/or further authorize emergency spending in the event of the occurrence of a declared emergency; and

WHEREAS, the duties of Mayor as defined in the Commonwealth of Pennsylvania Borough Code include the option to, upon the occurrence of such proper circumstances as the Mayor may consider an emergency, the issuance of an appropriate Proclamation; and

WHEREAS, the exigencies of the current situation so require the performance of certain acts, and the decision to refrain from performing certain acts, without the time consuming proceedings and formalities prescribed by law;

NOW, this 24th day of March, 2020, THEREFORE, I, David Schott, Mayor of the Borough of Bally, PROCLAIM pursuant to the power invested in me, and the duty imposed upon me by the Borough Code of the Commonwealth of Pennsylvania, including without limitation section 1006 A, (b) and related subparts of that provision, as well as 35 Pa.C.S., Part V., section 7501 and any and all other provisions of applicable law and regulation, PROCLAIM that a State of Emergency exists within the Borough of Bally, and I further DIRECT pursuant to this Proclamation that:

1. A state of emergency exists in the Borough of Bally; and
2. The Borough Manager of the Borough of Bally is hereby DIRECTED to direct the cooperation, utilization of all assets, manpower and/or equipment and materials available to each and all departments of the Borough of Bally and the Borough itself for the full and immediate use of the Borough in addressing each and all needs of the Borough and Borough residents; and
3. I DIRECT the Borough Manager to address all scheduling of Borough and Borough agency employees at work and/or worksites as is designed to minimize the exposure of the employees, contractors and members of the general public to any and all exposure to unnecessary and unsafe practices, with the understanding that all employees of the Borough are to be compensated without regard to actual appearance at the office and/or worksite, at their normal full-time rate of pay; and
4. The Borough Manager of the Borough of Bally and all departments of the Borough of Bally are hereby DIRECTED to provide all such assistance as is necessary, proper and mandated by any and all intergovernmental cooperation and performance contracts, treaties, agreements and related arrangements with any and all joint ventures, authorities and emergency response entities, including without limitation the Eastern Berks Fire and Bally Community Ambulance Companies; and
5. Pursuant to the powers authorized to me under applicable law, and now that the event of a declaration of emergency pursuant to this Proclamation, I am authorized to and do now DIRECT that, on behalf of the Borough of Bally, excepting all constitutional requirements, and more specifically pursuant to 35 Pa.C.S. section 7501, et seq. and any and all other applicable provision of law, I do hereby waive formal requirements and procedures relating to the performance of public works, entering into contracts, the incurring of obligations, the hiring of temporary workers, the rental of equipment, the purchase of certain supplies and materials, the levying of taxes and/or late fees of public water and other services provided by the Borough of Bally and Borough agencies, and the appropriation and expenditure of public funds relating to the current emergency situation, and the response of the Borough of Bally and the agencies of the Borough of Bally to that situation.
6. I further DIRECT the Borough Manager to display a copy of this Proclamation on the front door of the Borough Hall of the Borough of Bally, as well as on the website of the Borough of Bally, with a suitable identification of the Proclamation as “Mayoral Proclamation of State of Emergency Within the Borough of Bally”, and to make available a copy of the Proclamation to the general public and any member of the press upon request.

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SO PROCLAIMED, this 24th day of March, 2020.

A handwritten signature in black ink, appearing to read "David Schott", written over a horizontal line. The signature is stylized and somewhat cursive.

David Schott, Mayor

Borough of Bally

A handwritten signature in black ink, appearing to read "Tina Short", written over a horizontal line. The signature is cursive and clearly legible.

Tina Short, Secretary, Attest

Date: 3/24/2020