

**BOROUGH OF BROOKHAVEN  
DELAWARE COUNTY, PENNSYLVANIA  
ORDINANCE NO. \_\_\_\_\_**

**AN ORDINANCE OF THE BOROUGH OF BROOKHAVEN, DELAWARE  
COUNTY, PENNSYLVANIA FIXING THE AMOUNT OF ANNUAL  
COMPENSATION TO BE RECEIVED BY THE MAYOR, PRESIDENT OF  
COUNCIL AND COUNCIL MEMBERS IN AN AMOUNT NOT TO EXCEED  
THAT AUTHORIZED BY LAW.**

**WHEREAS**, Section 1001 ( e ) ( 2) and Section 10A04(a)(1)–(4) of the Pennsylvania Borough Code (hereinafter referred to as the Borough Code) authorizes the Mayor, President of Council and Members of Council to receive compensation to be fixed by Ordinance at any time and from time to time; and

**WHEREAS**, Article III, Section 27 of the Pennsylvania Constitution provides: Changes in Term of Office or Salary Prohibited. No law shall extend the term of any public officer, or increase or diminish his salary or emoluments, after his election or appointment, and

**WHEREAS**, the Borough Code currently authorizes Boroughs with a population of Five Thousand (5,000) or more, but less than Ten Thousand (10,000) a maximum annual compensation of Eight Thousand Three Hundred Eighty-Five (\$8,385) Dollars for the Mayor and Council President, and a maximum annual compensation of Four Thousand One Hundred Ninety (\$4,190) Dollars for Council Members; and

**WHEREAS**, Council has a desire to establish an annual compensation for new members of Council and the Mayor, who will be elected during the 2025 election cycle and thereafter and assume office the first Monday in January, 2026 and thereafter.

**WHEREAS**, this ordinance shall not result in any new compensation for Members of Council or the Mayor who are serving under an existing term at the time of the adoption of this ordinance.

**BE IT ENACTED AND ORDAINED**, the compensation of the Mayor, Council President and Members of Council are to be set by Ordinance and shall be codified in Title Two, General Provision, of the Brookhaven Borough, Chapters 220 and 230 Compensation for Members of Council and the Mayor.

**SECTION 1.** Title Two, General Provisions, Chapters 220 and 230 Compensation for Members of Council and the Mayor shall be created as follows:

Chapters 220 and 230 Compensation for Members of Council and the Mayor shall be the highest amount authorized by the Pennsylvania Borough Code, which at the time of enactment of this Ordinance is as follows:

- (a) The compensation for the Mayor is \$8,385 Dollars
- (b) The compensation for the Council President is \$8,385 Dollars
- (c) The compensation for Members of Council is \$4,190 Dollars

(d) Elected officials may decline this pay, with written notification, directed to the Borough Secretary prior to the first meeting in January.

**SECTION 2. SEVERABILITY.** If any provision, sentence, clause, section or part of this ordinance is for any reason found to be unconstitutional, illegal or invalid, such unconstitutionality, illegality or invalidity shall not affect or impair any of the remaining provisions, sentences, clauses, sections or parts hereof. It is hereby declared as the intent of the Borough Council that this Ordinance would have been adopted had such unconstitutional, illegal or invalid provision, sentence, clause, section or part thereof not been included herein.

**SECTION 3. REPEALER.** All ordinances or parts of ordinances inconsistent herewith are hereby repealed to the extent of any such inconsistency.

**SECTION 4. EFFECTIVE DATE.** This Ordinance shall become effective immediately following the enactment as by law provided.

**ENACTED and ORDAINED** at a regular meeting of the Borough Council of Brookhaven Borough on the 1<sup>st</sup> day of December, 2025.

**BROOKHAVEN BOROUGH COUNCIL**

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TERRY HELLER, Council President

**APPROVED**, this 1<sup>st</sup> day of December, 2025.

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DENISE LESLIE, Mayor

**ATTEST:**

By: \_\_\_\_\_  
JOHN J. WILWERT, JR., Borough Secretary