

tion is more than fifteen hundred (1500) and not more than twenty-five hundred (2500), a maximum of fifteen dollars (\$15) a month; in boroughs whose population is more than twenty-five hundred (2500) and not more than five thousand (5000), a maximum of twenty dollars (\$20) a month; in boroughs whose population is more than five thousand (5000) and not more than ten thousand (10,000), a maximum of fifty dollars (\$50) a month; and in boroughs whose population is more than ten thousand (10,000) a maximum of one hundred dollars (\$100) a month.

The population shall be determined by the latest United States decennial census or by two and one-half (2½) times the number of registered voters in the borough. No compensation shall be paid in any month to a councilman who has failed to attend at least one regular meeting of council during the month. A school director shall not be eligible to the office of member of council.

Clause I., section 1005 of the act, reenacted and amended July 10, 1947, P. L. 1621, and amended July 19, 1951, P. L. 1026, further amended.

Section 2. Clause I., section 1005 of the act, reenacted and amended July 10, 1947 (P. L. 1621), and amended July 19, 1951 (P. L. 1026), is amended to read:

Section 1005. Powers of Council.—The council of the borough shall have power:

I. To create, by motion, ordinance or resolution, and appoint a *treasurer*, a *secretary*, a *solicitor*, \*an *engineer*, a *street commissioner* and such other officers as it deems necessary. *All officers and employes appointed by the council, with the exception of those who under the provisions of this or any other act are under civil service or have a definite term of office, shall serve for an indefinite term at the pleasure of the council.*

\* \* \* \* \*

Sections 1115 and 1120 of act and amendments repealed.

Section 3. Sections 1115 and 1120 of the act and the amendments thereto are repealed.

APPROVED—The 20th day of June, A. D. 1957.

GEORGE M. LEADER

No. 195

AN ACT

Authorizing the Department of Highways, with the approval of the Governor, to erect and maintain a bridge over the Brodhead Creek, in the Borough of Stroudsburg, Monroe County, and to provide the necessary approaches and connections with State highways; empowering counties to pay certain damages.

\* "and" in original.

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows:

Bridge construction, Monroe County.

Section 1. The Department of Highways, with the approval of the Governor, is authorized to erect and construct a bridge over the Brodhead Creek, in the Borough of Stroudsburg, Monroe County, and the necessary approaches thereto, which shall extend from Legislative Route 164 at its intersection with Lenox Avenue in East Stroudsburg, along said Lenox Avenue in a westerly direction to its end; thence in a southwesterly direction, crossing Brodhead Creek and First Street in Stroudsburg to join Legislative Route 169 at approximately the northern borough line of Stroudsburg, including ramp connections for east bound traffic from Third Street and west bound traffic in First Street, in the Borough of Stroudsburg, the total distance being approximately thirty-five hundred feet.

The Department of Highways, with approval of Governor, authorized to erect a bridge over Brodhead Creek, Stroudsburg Borough, Monroe County.

Approaches.

The new bridge and approaches thereto, hereinbefore described, shall replace that portion of Legislative Route 166 which extends in a southerly direction between its junction with Legislative Route 45011 and Legislative Route 45058, across the Brodhead Creek to its junction with Legislative Route 45061 just before it crosses the tracks of the Delaware, Lackawanna and Western Railroad, an equal distance of approximately thirty-five hundred feet.

Replaces.

Section 2. In the construction of the bridge and the approaches thereto and connections with existing State highways, the Department of Highways shall have all of the powers and authority conferred with respect to the relocation, widening or construction of State highways, including the exercise of the power of eminent domain. Any damages sustained by reason of taking property in the location, widening or construction of the bridge, the approaches thereto and connections with State highways, shall be ascertained in accordance with laws applicable to the ascertainment of damages in relocating, widening or constructing State highways, and such damages, when ascertained, shall be paid by the Commonwealth or county or counties as may be agreed upon in accordance with the laws relating to State highways.

Powers of Department of Highways in construction of bridge and approaches.

The Department of Highways shall have authority to make and carry out, and to do every other act necessary to carry out, the project herein authorized.

Section 3. After the completion of the bridge and the approaches thereto, they shall be toll free and shall be reconstructed and maintained by the Department of Highways in accordance with present or future laws

Toll free.

governing the reconstruction and maintenance of State highways.

Appropriation  
from Motor  
License Fund.

Section 4. So much of the money in the Motor License Fund, from time to time, as may be needed to carry out the provisions of this act, is appropriated to the Department of Highways for such purposes.

Act effective  
immediately.

Section 5. This act shall take effect immediately.

APPROVED—The 20th day of June, A. D. 1957.

GEORGE M. LEADER

No. 196

AN ACT

Amending the act of July 18, 1917 (P. L. 1043), entitled "An act establishing a public school employes' retirement system, and creating a retirement board for the administration thereof; establishing certain funds from contributions by the Commonwealth and contributing employes, defining the uses and purposes thereof and the manner of payments therefrom, and providing for the guaranty by the Commonwealth of certain of said funds; imposing powers and duties upon boards having the employment of public school employes; exempting annuities, allowances, returns, benefits and rights from taxation and judicial process; and providing penalties," providing credit for retirement purposes for out-of-state service in certain cases.

Public school  
employes' retire-  
ment system.

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows:

Section 11.1,  
act of July 18,  
1917, P. L. 1043,  
amended July  
28, 1953, P. L.  
684, further  
amended.

Section 1. Section 11.1, act of July 18, 1917 (P. L. 1043), entitled "An act establishing a public school employes' retirement system, and creating a retirement board for the administration thereof; establishing certain funds from contributions by the Commonwealth and contributing employes, defining the uses and purposes thereof and the manner of payments therefrom, and providing for the guaranty by the Commonwealth of certain of said funds; imposing powers and duties upon boards having the employment of public school employes; exempting annuities, allowances, returns, benefits, and rights from taxation and judicial process; and providing penalties," amended July 28, 1953 (P. L. 684), is amended to read:

Credit for retire-  
ment purposes  
for out-of-state  
service provided  
in certain cases.

Section 11.1. Any contributor who has had service in states, territories or areas under the jurisdiction of the United States, besides this Commonwealth, as an employe in any public school or institution, or who has served as a teacher in cooperation with or under control of the United States Department of Agriculture and with the Colleges of agriculture and home economics at