

No. 04-03-OR

Bill No. 1075-03

AN ORDINANCE

An Ordinance of the County of Allegheny, Commonwealth of Pennsylvania directing that a referendum question regarding the deletion of Subsection 6(b) of Article III of the County's Home Rule Charter, which subsection places restrictions on the ability of certain persons to run for federal, state, county and local offices, be placed on the May 20, 2003 Municipal Primary ballot.

The Council of the County of Allegheny hereby enacts as follows:

Section 1. Allegheny County Board of Elections is hereby directed to place the following question on the May 20, 2003 Municipal Primary Ballot:

In order for the voters of Allegheny County to have a better selection of candidates for elected offices at the federal, state, county and local level, shall Article III of Allegheny County's Home Rule Charter be amended to delete Subsection 6(b) of Article III, which subsection places restrictions on the ability of certain persons to run for federal, state, county and local offices.

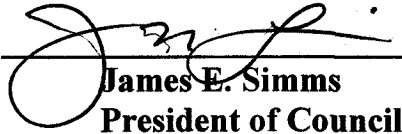
SECTION 2. *If any provision of this Ordinance shall be determined to be unlawful, invalid, void or unenforceable, then that provision shall be considered severable from the remaining provisions of this Ordinance which shall be in full force and effect.*

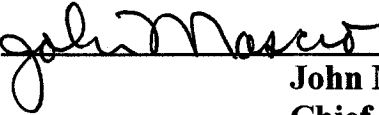
SECTION 3. *Any Resolution or Ordinance or part thereof conflicting with the provisions of this Ordinance is hereby repealed so far as the same affects this Ordinance.*


SPONSORED BY COUNCIL MEMBERS DEFAZIO, FAWCETT, FENTON, FITZGERALD, FONTANA, FRANCIS, FRAZIER, GASTGEB, JABBOUR, MARTONI, PRICE, REA, SCHWARTZ & SIMMS

Enacted in Council, this 4th day of February, 2003

Council Agenda No. 1075-03


James E. Simms
President of Council

Attest: 
John Mascio
Chief Clerk of Council

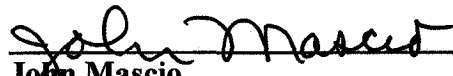
Approved as to form: 
Charles P. McCullough
County Solicitor

Chief Executive Officer _____, 2003

Approved: _____
James C. Roddey
Chief Executive

Attest: _____
Victoria Spence
Executive's Secretary

I do hereby certify that the foregoing Ordinance, duly engrossed and certified, was delivered by me to the Chief Executive for his approval or disapproval and that the Chief Executive failed to approve or disapprove the same, whereupon, it became law without his approval under the provisions of Section 311.07(E) of the Administrative Code of Allegheny County.


John Mascio
Chief Clerk of Council



OFFICE OF THE CHIEF EXECUTIVE

OFFICE OF THE
COUNTY COUNCIL

County of Allegheny

13 PM 3:55

101 COURTHOUSE • 436 GRANT STREET
PITTSBURGH, PENNSYLVANIA 15219
PHONE (412) 350-6500 • FAX (412) 350-4360

February 13, 2003

Members
Allegheny County Council
119 Courthouse
436 Grant Street
Pittsburgh, PA 15219

Dear Council Members:

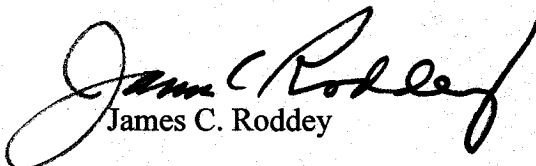
I am writing to advise you of my intention to allow Bill Number 1075-03, an ordinance of the County of Allegheny, Commonwealth of Pennsylvania directing that a referendum question regarding the deletion of Subsection 6(b) of Article III of the County's Home Rule Charter, which subsection places restrictions on the ability of certain persons to run for federal, state, county and local office, be placed on the May 20, 2003 Municipal Primary ballot, to become effective without my signature.

Whether or not I support the matter outlined in the legislation, I am in favor of letting the people decide the fate of this issue. Therefore, I believe County Council has the right to place this matter before the voters on May 20, 2003.

It is unfortunate that the members of the majority party on Council are willing to place this issue on the ballot, but on the same night, reject every attempt to allow the voters to decide on a Row Office Consolidation question. It is evident from their actions that they are only in favor of letting the people decide an issue when their self interests are at stake.

For these reasons I am reluctantly allowing Bill Number 1075-03 to become effective without my signature.

Sincerely,


James C. Roddey