

No. 22-05-OR

AN ORDINANCE

An Ordinance of the County of Allegheny, Commonwealth of Pennsylvania authorizing the conveyance of four (4) County Police horses to private individuals.

Whereas, Section 701.05 (C) of the Administrative Code provides that the County may dispose of any County-owned personal property in a manner approved by the County Manager provided that the personal property has been determined by the County's Controller to have a nominal value; and

Whereas, the County is the owner of four (4) horses that have been used by the Allegheny County Police Department; and

Whereas, the aforementioned County Police horses have reached an age when and/or have physical conditions where they should be retired from active duty; and

Whereas, the Superintendent of the Allegheny County Police has requested that the ownership of these animals be transferred to private individuals who have committed to caring for the horses in their "retirement"; and

Whereas, the Controller has determined that the horses have only nominal value because of their advanced age and/or physical condition; and

Whereas, Article IV, Section 2 (k) of the Allegheny County Home Rule Charter provides that County Council may authorize, by ordinance, the conveyance of County-owned personal property.

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

SECTION 1. Incorporation of Preamble

The provisions set forth in the preamble to this Ordinance are incorporated by reference in their entirety herein.

SECTION 2. Authorization to Transfer Ownership of County Police Horses

- A. Pursuant to Section 701.05 of the County Administrative Code County Council does hereby authorize the Superintendent of Allegheny County Police, or his designee, to transfer the legal ownership of four (4) County Police horses as follows:

<u>Name of Horse</u>	<u>Name/Address of New Owner</u>
1. Jack	Kent and Cheryl Maier 700 Fall Run Road Glenshaw, PA 15116
2. Indian	Kent and Cheryl Maier 700 Fall Run Road Glenshaw, PA 15116
3. Michael	Kent and Cheryl Maier 700 Fall Run Road Glenshaw, PA 15116
4. Jay	Sandra Opperman 2656 Black Oak Court Wexford, PA 15090

- B. The County Manager or his designee is hereby authorized to take any and all other action deemed necessary and convenient to carry out the purposes of this Ordinance.

SECTION 3. Conditions of Transfer

The transfer of legal ownership of the horses to the new owners named in Section 2 is subject to the following conditions:

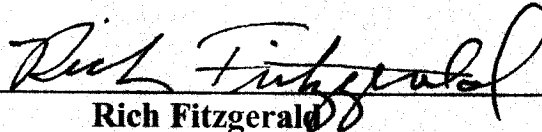
- A. The new owners shall provide proper care, including without limitation veterinary care, grooming and shelter for the animals.
- B. The animals shall not be used for any law enforcement or revenue-producing purposes.
- C. The animals may not be re-sold.

SECTION 4. Severability *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.*

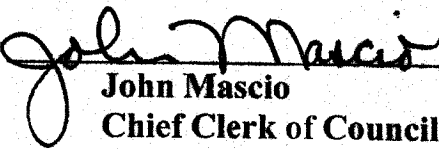
SECTION 5. Repealer *Any Resolution or Ordinance or part thereof conflicting with the provisions of this Ordinance is hereby repealed so far as the same affects this Ordinance.*

Enacted in Council, this 3rd day of May, 2005,

Council Agenda No. 1805-04.

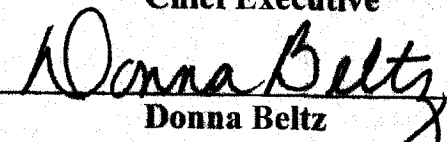


Rich Fitzgerald
President of Council

Attest: 
John Mascio
Chief Clerk of Council

Chief Executive Office MAY 8, 2005.

Approved: 
Dan Onorato
Chief Executive

Attest: 
Donna Beltz
Executive's Secretary

SUMMARY OF LEGISLATION

This legislation would authorize the County Manager to transfer ownership of four (4) horses previously used by the County Police in mounted details. The horses are either too aged, too infirm, or both to be effectively used by the County Police and, as a result, are a drain on County resources. As part of the transfer, the new owners have agreed to properly care for each of the horses. The Controller has determined that the horses are of nominal value.

MEMORANDUM
OFFICE OF THE COUNTY MANAGER

TO: John Mascio
Chief Clerk

FROM: James M. Flynn, Jr.
County Manager

DATE: December 15, 2004

RE: Proposed Ordinance



Attached is a Proposed Ordinance authorizing the conveyance of four (4) County Police horses to private individuals.

The Allegheny County Law Department has reviewed this legislation prior to submitting it to Council.

Please place this on the next agenda for County Council approval.

Thank you.