

Bill No. 1670-04

No. 06-05-OR

## AN ORDINANCE

An Ordinance of the County of Allegheny, Commonwealth of Pennsylvania, amending Article 1201, § 1201.05 of the Administrative Code by adding a new subsection to require that recommendations pursuant to the Sunset Review procedures be completed prior to modification or elimination of any County department, agency, or function.

**WHEREAS**, Article VII, §11 of the Allegheny County Home Rule Charter provides that the need for each County department, agency, and function shall be evaluated through a four year staggered sunset review process; and

**WHEREAS**, Article 1201, §§ 1201.01-1201.06 establishes the Sunset Review procedure that the County Manager is required to implement and follow in order to determine the need to continue, abolish, or reorganize County departments and make subsequent recommendations to the Chief Executive and County Council; and

**WHEREAS**, Article IV, § 2 m) provides that Council, by ordinance or resolution, has the power to modify or eliminate any department, agency, or function that no longer meets the needs of the County's taxpayers; and

**WHEREAS**, a proposal to modify or eliminate any department, agency, or function can best be supported by the completion of an evaluation pursuant to the Sunset Review procedures and should be established as part of the process.

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

### ***SECTION 1.***

Article 1201, § 1201.05 of the Administrative Code is amended by adding a new subsection as follows:

#### **1201.05. Recommendations regarding the Department.**

- A. On or before June 30 of each year, the County Manager shall complete his evaluation regarding the need for County Departments subject to review and shall submit his recommendations regarding the continuation, abolition or reorganization of the Department. The County Manager shall submit his recommendations about the affected County Department in writing to the Chief Executive and County Council.

B. Upon receipt of the County Manager's recommendation, County Council may adopt an ordinance or resolution on or before October 15 to either:

(1) Continue the existence of the affected Department for another four years;

(2) To abolish the Department; or

(3) Reorganize the Department subject to evaluation and review.

C. Any ordinance or resolution submitted pursuant to Article IV, § 2m) of the Allegheny County Home Rule Charter or proposing the abolition, reorganization, or modification of a County department, agency, or function shall be preceded by review under this Article.

D. Any action taken under the authority of Article V of the Allegheny County Home Rule Charter in which the abolition, reorganization, or modification of a County department, agency, or function is made shall be preceded by review under this Article.

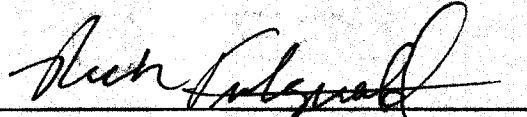
**SECTION 2. *If any provision of this Ordinance shall be determined to be unlawful, invalid, void or unenforceable, then that provision shall be considered severable from the remaining provisions of this Ordinance which shall be in full force and effect.***

**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 MEMBER ROBINSON**

Enacted in Council, this 1st day of February, 20045 (JRM)


Council Agenda No. 1670-04



**Rich Fitzgerald**  
President of Council

Attest: John Mascio  
**John Mascio**  
Chief Clerk of Council

Chief Executive Office February 11, 20045 (JRM)

Approved:   
**Dan Onorato**  
Chief Executive

Attest: Donna Beltz  
**Donna Beltz**  
Executive's Secretary