

No. 33-04-RE

A RESOLUTION

A Resolution of the Council of the County of Allegheny ratifying the Chief Executive's Declaration of Emergency.

Whereas, on September 17, 2004, adverse weather conditions associated with Hurricane Ivan have caused flooding, power outages and public health and safety emergencies on a scale not experienced in Allegheny County for over fifty (50) years; and

Whereas, in order to meet the exigencies of the emergency, Allegheny County Chief Executive Dan Onorato signed a Declaration of Disaster Emergency on September 17, 2004; and

Whereas, pursuant to the Allegheny County Administrative Code, §5-311.06, and the Pennsylvania Emergency Management Code, 35 Pa. C.S. §7501, *et seq.*, County Council must ratify the Chief Executive's Declaration of Disaster Emergency within seven (7) days of said Declaration.

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

Section 1. Incorporation of Preamble.

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

Section 2. Ratification.

The County Council of the County of Allegheny does hereby ratify and adopt the Declaration of Disaster Emergency as signed by the Chief Executive which is attached hereto and marked Exhibit "1".

Section 3. Termination.

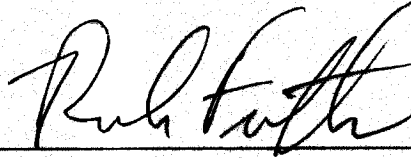
Pursuant to the Allegheny County Administrative Code Section 5-311.06, this Declaration shall expire in thirty (30) days, unless otherwise extended by County Council.

Section 4. Severability. If any provision of this Resolution shall be determined to be unlawful, invalid, void or unenforceable, then that provision shall be considered severable from the remaining provisions of this Resolution which shall be in full force and effect.

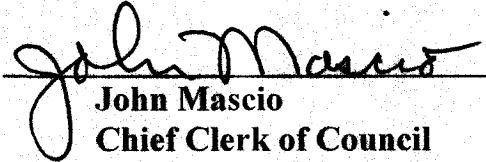
Section 5. Repealer. Any resolution or ordinance or part thereof conflicting with the provisions of this Resolution is hereby repealed so far as the same affects this Resolution.

Enacted in Council, this 21st day of September, 2004.

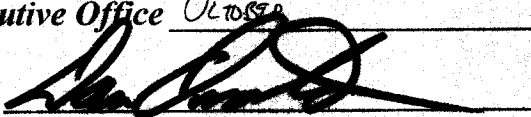
Council Agenda No. 1699-04.

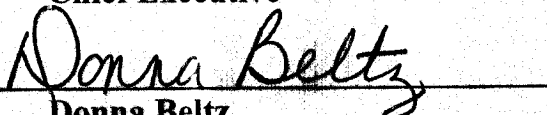


Rich Fitzgerald
President of Council

Attest: 
John Mascio
Chief Clerk of Council

Chief Executive Office October, 2004.

Approved: 
Dan Onorato
Chief Executive

Attest: 
Donna Beltz
Executive Secretary

DANIEL ONORATO
CHIEF EXECUTIVE



County of Allegheny

DEPARTMENT OF EMERGENCY SERVICES

400 NORTH LEXINGTON STREET, SUITE 200
PITTSBURGH, PA 15208-2521
(412) 473-2550 FAX:(412) 473-2623

ROBERT A. FULL
CHIEF OF EMERGENCY SERVICES/
FIRE MARSHAL

Emergency Management Agency
Fire Marshal Office
Enhanced 911/Communication
Fire Training Academy

DECLARATION OF DISASTER EMERGENCY

WHEREAS, on or about September 17, 2004 adverse weather conditions have caused or threatens to cause injury, damage, and suffering to persons and property of Allegheny County, and

WHEREAS, the weather conditions have endangered the health, safety, and welfare of a substantial number of persons residing in Allegheny County, and threatens to create problems greater in scope than Allegheny County, may be able to resolve; and

WHEREAS, emergency management measures are required to reduce the severity of this disaster and to protect the health, safety, and welfare of affected residence in Allegheny County;

NOW THEREFORE, I, the undersigned Chief Executive of Allegheny County, pursuant to the provisions of Section 7501 of the Pennsylvania Emergency Management Code, (35 PA CS), as amended, do hereby declare the existence of a disaster emergency in Allegheny County;

FURTHER, I direct the Allegheny County Emergency Management Coordinator to coordinate the activities of the emergency response to take all appropriate actions needed to alleviate the effects of this disaster, to aid in the restoration of essential public services, and to take any other emergency response action deemed necessary to respond to this emergency.

STILL FURTHER, I authorize officials of Allegheny County to act as necessary to meet the current exigencies of this emergency, namely, by the employment of temporary workers, by the rental of equipment, by the purchase of supplies and materials, and by entering into such contracts and agreements for the performance of public work as may be required to meet the emergency, all without regard to those time-consuming procedures and formalities normally prescribed by law, mandatory constitutional requirement excepted

This Declaration shall take effect immediately


Daniel Onorato

Allegheny County Chief Executive

Summary

The attached Resolution adopts and ratifies the Declaration of Disaster Emergency signed by the Chief Executive signed on September 17, 2004 and this Resolution is submitted to comply with the Allegheny County Administrative Code and the Pennsylvania Emergency Management Code.



DEPARTMENT OF LAW


County of Allegheny

300 FORT PITT COMMONS BLDG.
445 FORT PITT BLVD.
PITTSBURGH, PA 15219-1327
PHONE (412) 350-1120 - FAX (412) 350-1174

MICHAEL H. WOJCIK
County Solicitor
mwojcik@county.allegheny.pa.us

MEMORANDUM

TO: John Mascio, Clerk
Allegheny County Council

FROM: Michael H. Wojcik 
County Solicitor

DATE: September 20, 2004

RE: **Declaration of Disaster Emergency**

I attach a copy of a proposed Resolution with the Declaration of Disaster Emergency. County Council's ratification of the Chief Executive's Declaration of Disaster Emergency is required within seven (7) days of September 17, 2004 in accordance with the Pennsylvania Emergency Management Code, 35 P.S. §7301 et seq. Please ensure that this Resolution is placed on Council's Agenda for Tuesday, September 21, 2004.

MHW/em

Attachment

cc: Honorable Dan Onorato, Chief Executive
James M. Flynn, Jr., County Manager
Robert G. Borgoyne, Assistant County Solicitor
Allan J. Opsitnick, Assistant County Solicitor

1698-04



DEPARTMENT OF LAW

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MICHAEL H. WOJCIK
County Solicitor
mwojcik@county.allegheny.pa.us

MEMORANDUM

TO: John Mascio, Clerk
Allegheny County Council

Tom Youngs, Chief Purchasing Officer
Purchasing Division

FROM: Michael H. Wojcik 
County Solicitor

DATE: September 20, 2004

RE: **Declaration of Disaster Emergency**

Pursuant to Section 5-903.05(B), I am forwarding to you, for filing, a copy of the Declaration of Disaster Emergency signed into effect by Chief Executive Dan Onorato on September 17, 2004.

MHW/em

Attachment

cc: Honorable Dan Onorato, Chief Executive
James M. Flynn, Jr., County Manager
Robert G. Borgoyne, Assistant County Solicitor
Allan J. Opsitnick, Assistant County Solicitor



DANIEL ONORATO
CHIEF EXECUTIVE



County of Allegheny

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Daniel Onorato

Allegheny County Chief Executive