

Bill No. 1300-03

No. 47-03-RE

RESOLUTION

Authorizing the County of Allegheny Public Works Department to sell excess recycled asphalt pavement material to the Panhandle Trail Association to extend the County-owned Panhandle Trail into Washington County.

WHEREAS, the County of Allegheny acquired a portion of the corridor of the former Panhandle Division of the Pennsylvania Railroad within Allegheny County from Consolidated Railroad Corporation on April 27, 1999 for developing the Panhandle Trail as a recreational rail-trail (Project No. ZTCC-9501), and

WHEREAS, the Panhandle Trail Association, a non-profit corporation, has been assisting the County of Allegheny in developing, administering and operating the Panhandle Trail, and

WHEREAS, the County of Washington, Borough of McDonald and Townships of Cecil, Robinson and Mt. Pleasant have agreed to cooperatively extend the Panhandle Trail into Washington County, and

WHEREAS, the County Council of Allegheny deems it advisable to extend the Panhandle Trail into Washington County toward Weirton, WV as a regional trail for use by residents of both Allegheny County and Washington County; and

WHEREAS, Allegheny County Public Works Department, under a Public-Private Partnership Agreement with the Montour Trail Council dated December 13, 1993, has provided excess Recycled Asphalt Pavement (RAP) material for the various local municipalities to install on the Panhandle Trail within Allegheny County, and

WHEREAS, Panhandle Trail Association seeks to purchase additional excess RAP material for the municipalities to extend the Panhandle Trail into Washington County, and

WHEREAS, the County Council of Allegheny County deems it advisable to sell RAP material to the Panhandle Trail Association for said project.

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

SECTION 1. INCORPORATION OF THE PREAMBLE

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

SECTION 2. AUTHORIZATION TO SELL MATERIAL

That Council deems it advisable and necessary to authorize the Public Works Department to sell excess RAP material to Panhandle Trail Association at a price of \$3.00 per ton to be picked-up by Panhandle Trail Association at the Department's stockpile(s).

SECTION 3. SEVERABILITY

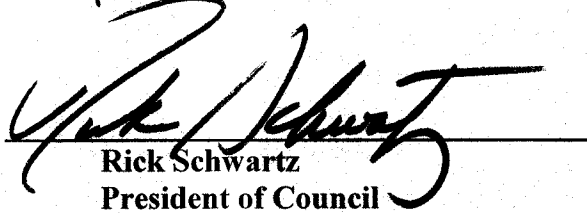
If any provision of this Ordinance shall be determined to be unlawful, invalid, void or unenforceable, then that provision shall be considered severable from the remaining provisions of this Ordinance which shall continue in full force and effect.

SECTION 4. REPEALER

Any ordinance or any part of an Ordinance conflicting with the provisions of this Ordinance is hereby repealed to the extent of such conflict.

Enacted in Council, this 9th day of September, 2003.

Council Agenda No. 1300-03.


Rick Schwartz
President of Council

Attest: John Mascio
John Mascio
Chief Clerk of Council

Approved as to form: Charles P. McCullough
Charles P. McCullough
County Solicitor

Chief Executive Office September 16, 2003.

Approved: James C. Roddey
James C. Roddey
Chief Executive

Attest: Victoria Spence
Victoria Spence
Executive's Secretary

SUMMARY PARAGRAPH
DRAFT RESOLUTION TO SELL EXCESS RECYCLED ASPHALT PAVEMENT
MATERIAL TO PANHANDLE TRAIL ASSOCIATION

Allegheny County and Washington County acquired their respective portions of the former Panhandle Division of the Pennsylvania Railroad from Conrail on April 27, 1999 to develop a regional recreational trail. Allegheny County has been providing materials to the Montour Trail Council for development of the Montour Trail and Panhandle Trail under a Public-Private Partnership Agreement dated December 13, 1993. Collier, North Fayette, South Fayette and Oakdale constructed their portions of the Panhandle Trail using excess recycled asphalt pavement (RAP) material provided by Allegheny County. Authorization is now requested to sell excess RAP material to the Panhandle Trail Association for four municipalities to use to extend the Panhandle Trail into Washington County and connect it with the Montour Trail.

MEMORANDUM
OFFICE OF THE COUNTY MANAGER

TO: John Mascio
Chief Clerk

FROM: Robert B. Webb *RBW*
County Manager

DATE: September 9, 2003

RE: Requesting County Council Approval

Attached is a Resolution authorizing the County of Allegheny Public Works Department to sell excess recycled asphalt pavement material to the Panhandle Trail Association to extend the County-owned Panhandle Trail into Washington County. This request is submitted by the Department of Public Works.

Thank you.