

No. 46-02**A RESOLUTION**

Authorizing Inter-Departmental Budget Transfers 46 thru 58.

*The Council of the County of Allegheny hereby enacts as follows:***Section 1:**

The following transfers are approved as follows:

46.	Transfer	\$1,700,000	from	Debt Service I.C. 562660 S.O. 8501	to	Contingency I.C. 574004 S.O. 8801	for	Reallocation of unallocated appropriation
47.	Transfer	\$300,000	from	Assessment Contingency I.C. 574004 S.O. 8817	to	Office of Property Assessment I.C. 809152 S.O. 2101	for	Salaries of 10 assessors & 6 clerical/technical personnel
48.	Transfer	\$62,000	from	Assessment Contingency I.C. 574004 S.O. 8817	to	Office of Property Assessment - Assessment Mgmt.	for	Fringe Benefits for above
49.	Transfer	\$100,000	from	General Contingency I.C. 574004 S.O. 8801	to	Property Assess. Board I.C. 809194 S.O. 3314	for	Contracted services of Hearing Officers
50.	Transfer	\$41,667	from	General Contingency I.C. 574004 S.O. 8801	to	Office of Property Assess - Admin. I.C. 809756 S.O. 3401	for	Real Estate Rental - Lexington Offices
51.	Transfer	\$15,000	from	General Contingency I.C. 574004 S.O. 8801	to	Office of Property Assess - Admin. I.C. 809756 S.O. 3205	for	In-County travel of Assessment Staff
52.	Transfer	\$43,333	from	General Contingency I.C. 574004 S.O. 8801	to	Office of Property Assess - Admin. I.C. 809756 S.O. 3102	for	Postage
53.	Transfer	\$2,500	from	General Contingency I.C. 574004 S.O. 8801	to	Office of Property Assess - Admin. I.C. 809756 S.O. 3402	for	Equipment rental
54.	Transfer	\$107,000	from	General Contingency I.C. 574004 S.O. 8801	to	Office of Property Assess. - Admin. I.C. 809756 S.O. 3314	for	Contracted services for temporary employees & the Assessment Board Solicitor

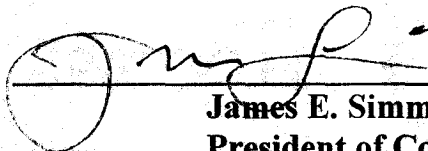
55.	Transfer	\$250,000	from	General Contingency I.C. 574004 S.O. 8801	to	Office of Property Assess. – Admin. I.C. 809756 S.O. 3314	for	CLT contract extension to eliminate backlog of placing new construction on tax roles
56.	Transfer	\$550,000	from	General Contingency I.C. 574004 S.O. 8801	to	Court of Common Pleas I.C. 746107 S.O. 3455	for	Court appointed counsel
57.	Transfer	\$700,000	from	General Contingency I.C. 574004 S.O. 8801	to	Sheriff I.C. 710038 S.O. 2101	for	Salaries
58.	Transfer	\$250,000	from	General Contingency I.C. 574004 S.O. 8801	to	Sheriff I.C. 710038 S.O. 2500	for	Fringe Benefits

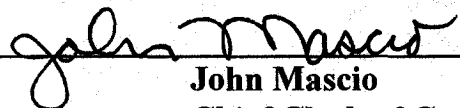
SECTION 2. *If any provision of this Resolution shall be determined to be unlawful, invalid, void or unenforceable, then that provision shall be considered severable from the remaining provisions of this Resolution which shall be in full force and effect.*

SECTION 3. *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 29th day of August, 2002

Council Agenda No. 02-1126


James E. Simms
President of Council

Attest: 
John Mascio
Chief Clerk of Council


Approved as to form: _____
Terrence McVerry
County Solicitor

Chief Executive Office _____, 20____.

Approved: _____
James C. Roddey
Chief Executive

Attest: _____
Executive's Secretary

I do hereby certify that the foregoing Resolution, 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



County of Allegheny

101 COURTHOUSE • 436 GRANT STREET
PITTSBURGH, PENNSYLVANIA 15219
PHONE (412) 350-6500 • FAX (412) 350-6512

JAMES C. RODDEY
CHIEF EXECUTIVE

September 5, 2002

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 02-1126, a resolution authorizing Inter-Departmental Transfers 46 thru 58, to become effective without my signature.

Although the funding for the Administrative Services Department is a positive step, it remains short of the \$1.4 million request. It is imperative that this department receives the funds required to complete the assessment appeals by the end of the year, complete the processing of the "M People", record all of the new construction and extend the time period for appeal hearings at remote sites. Your failure to provide adequate funds, as requested, puts all of the foregoing in jeopardy.

It is the Solicitor's opinion that the method by which council passed this resolution, as it relates to the transfer for the Sheriff's Department, is in violation to Article VII, Section 9 of the Home Rule Charter and Section 805.01 (A) of the Administrative Code. (Both sections state that any interdepartmental appropriation transfer must be "upon the recommendation of the Chief Executive...") At no point did I recommend for the Sheriff's office to receive any additional appropriation. Therefore, the Administration reserves the right to challenge this portion of the budget. Please be aware that the actions you have taken do not provide a resolution of the Sheriff's budget problem. The Administration is committed to working with the Sheriff to resolve the problem when and if he closes the booking centers and furloughs 23 deputies.

Any future action by council to pass a transfer without the recommendation of the Chief Executive will not be accepted by this Administration.

Sincerely,

A handwritten signature in cursive script, reading "James C. Roddey".
James C. Roddey

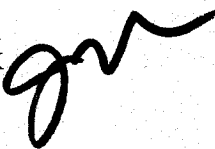


OFFICE OF THE COUNTY COUNCIL

County of Allegheny

ROOM 119 • 436 GRANT STREET • PITTSBURGH, PA 15219
PHONE (412) 350-6490 • FAX (412) 350-6499

MEMORANDUM

To: All Members of Council
From: John Mascio, Chief Clerk 
Date: September 9, 2002
Subject: Bill Number 02-1126 – Returned by the Chief Executive Unsigned

This is to inform you that the following legislation, which was passed in Council on August 29, 2002, 2002 was delivered by me to the Chief Executive for his approval or disapproval, and having failed to approve or disapprove of the Legislation, it became law under the provisions of Section 311.07(E) of the Administrative Code.

02-1126 Resolution authorizing Inter-Departmental Transfers 46 thru 58.

Attached is a copy of Mr. Roddey's letter to Council explaining his reason for not signing the legislation.

cc: Guy Tumolo
Joe Catanese