

**No. 11-17-OR**

**AN ORDINANCE**

An Ordinance of the County of Allegheny, Commonwealth of Pennsylvania, granting Open 4 Business Productions, LLC a temporary license to use certain County owned real and personal property in connection with filming a television series.

**Whereas**, Open 4 Business Productions, LLC (the “Production Company”) plans to film a television series in Allegheny County tentatively titled “Gone” (hereinafter the “Television Series”) during the months of May through September 2017 and such other dates and times as mutually agreed; and

**Whereas**, the Production Company, has requested to use certain County-owned real property situate in and around North Ridge Drive and other areas of North Park as well as such other County sites as mutually agreed (collectively the “County Sites”) and the right to use certain personalty owned by the County (collectively the “County Property”) if needed, in connection with filming the Television Series;

**Whereas**, the County deems it in the public interest to grant the Production Company a temporary license to film on and about the County Sites and use the County Property in connection with filming the Television Series pursuant to a Location Agreement which will govern the Production Company’s use of the County Sites and County Property and will provide specific protections for the County; and

**Whereas**, Article IV, Section 2(k) of the Allegheny County Home Rule Charter vests County Council with the power and duty by ordinance to lease or permit the use of County real and personal property

***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 as set forth in their entirety herein.

***SECTION 2.           Authorization for the use of County Real and Personal Property.***

A. Allegheny County Council hereby grants the Production Company a temporary license to film on and about the County Sites and use the County Property in connection with filming the Television Series during the months of May through September 2017, or such other dates and times as mutually agreed to due to weather, scheduling conflicts or other unforeseen circumstances, pursuant to the

terms of a Location Agreement to be entered into between the Production Company and the County; and

B. The proper officers of the County are hereby authorized to negotiate and execute a Location Agreement and any and all other documents necessary to effectuate the use of the County Sites and the County Property relating to the filming of the Television Series.


**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 be in full force and effect.*

**SECTION 4.**        **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 23<sup>rd</sup> day of May, 2017

Council Agenda No. 10164-17

  
\_\_\_\_\_  
John DeFazio  
President of Council

Attest:   
\_\_\_\_\_  
Jared Barker  
Chief Clerk of Council

Chief Executive Office May 25, 2017

Approved:   
\_\_\_\_\_  
Rich Fitzgerald  
County Executive

Attest:   
\_\_\_\_\_  
Sonya Dietz  
Executive's Secretary

## SUMMARY OF LEGISLATION

The attached legislation would permit Open 4 Business Productions, LLC to film at North Ridge Drive and other sites in North Park (or such other County sites as mutually agreed upon) and use certain County owned property as props (if needed), in connection with filming a TV series tentatively titled "Gone."

Tentative filming is scheduled during the months of May through September 2107, or such other dates and times as mutually agreed. Filming dates will be flexible to provide for weather, cast availability and other factors. Open 4 Business Productions, LLC will be required to provide insurance and indemnify the County against any claims as well as reimburse the County for its out of pocket costs and pay appropriate fees.

**MEMORANDUM**

**OFFICE OF THE COUNTY MANAGER**

TO: Jared E. Barker  
Allegheny County Council

FROM: William D. McKain CPA  
County Manager

DATE: May 4, 2017

RE: Proposed Ordinance

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Attached is an Ordinance of the County of Allegheny, Commonwealth of Pennsylvania, granting Open 4 Business Productions, LLC a temporary license to use certain County owned real and personal property in connection with filming a television series.

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

I am requesting that this item be placed on the agenda at the next Regular Meeting of Council.

2017 MAY - 5 AM 11:00  
RECEIVED  
ALLEGHENY COUNTY COUNCIL