

Bill No. 1450-04

No. 07-04-OR

AN ORDINANCE

An Ordinance of the County of Allegheny, Commonwealth of Pennsylvania, authorizing the ratification and execution of a lease of County owned real property with Dennis and Mary Beth Cillo, including the operation and management of the South Park Pony Ring on Corrigan Drive, South Park Township, Allegheny County, Pennsylvania.

Whereas, the County of Allegheny Parks Department advertised for the continued management and operation of a pony ring in South Park, utilizing an existing pony ring; and

Whereas, the award of this contract was for a period from May 15, 2003 through December 30, 2006; and

Whereas, the County deems it to be in the public interest to grant continued use of this site to Dennis and Mary Beth Cillo because the park patrons have long enjoyed pony rides and the Cillos have expanded the use by offering carriage rides; and

Whereas, by permitting this use, the County enjoys increased revenues from this service and property improvements by the concessionaire; 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 property.

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

SECTION 1. Incorporation of 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 of a Lease of County Real Property.

The County hereby authorizes the ratification and execution of a lease with Dennis and Mary Beth Cillo for their use, operation and management of the pony ring located on Corrigan Drive, South Park Township, Allegheny County, Pennsylvania.

SECTION 3. Acknowledgement and Ratification of Lease of County Real Property.

The County hereby acknowledges and ratifies the lease, contemplated by this Ordinance, for the period May 15, 2003 through December 30, 2006..

SECTION 4. Additional Authority.

The proper officers of the County are hereby authorized to execute any and all documents necessary to effectuate the consummation of the lease contemplated by this Ordinance.

SECTION 5. 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 6. 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 Resolution.

Enacted in Council this 6th day of APRIL, 2004.

Council Agenda No. 1450-04



Rich Fitzgerald
President of Council

Attest: John Mascio
John Mascio
Chief Clerk of Council

Chief Executive Office April 15, 2004.

Approved: Dan Onorato
Dan Onorato
Chief Executive

Attest: Donna Beltz
Donna Beltz
Executive Secretary

ALLEGHENY COUNTY DEPARTMENT OF PARKS

SUMMARY OF LEGISLATION

The Department Parks respectfully requests authorization for the continuing use of property located on Corrigan Drive in South Park for a vendor to provide pony and carriage rides to park patrons.

This site was advertised for bids and awarded to Dennis & Mary Beth Cillo d.b.a. Lady Grace.

The contract for the management and operation of the pony ring is from May 30, 2003 through May 1, 2006, with the possible extension to May 1, 2008 pending the construction of a small stable on the property site by the concessionaire.

Please do not hesitate to contact Peter J. Wagner at 350-3167 if you have any questions or need additional information.

MEMORANDUM
OFFICE OF THE COUNTY MANAGER

TO: John Mascio
Chief Clerk

FROM: James M. Flynn, Jr. *JA*
County Manager

DATE: February 12, 2004

RE: Proposed Ordinance—South Park Pony Rink

Attached is a Proposed Ordinance permitting the use of County land in South Park for the purpose of entering into a lease agreement with a vendor to provide for the operation and management of the South Park Pony Rink.

An RFP was issued, and the vendor selected will return additional revenues to the County as compared to the previous vendor.

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

Please place this on the next agenda for County Council approval.

Thank you.