

Bill No. 8851-15

No. 12-15-OR

AN ORDINANCE

An Ordinance of the County of Allegheny, Commonwealth of Pennsylvania, authorizing Screaming Spirit Productions LLC to use certain County owned real and personal property in connection with filming a television series.

Whereas, Screaming Spirit Productions LLC (the “Production Company”) plans to film a television series in Allegheny County titled “Banshee” (hereinafter the “Television Series”) for Home Box Office, Inc.; and

Whereas, the Production Company, has requested to use certain County-owned real property situate in and around Hartwood Acres Park, including the Hartwood Acres Park Mansion and such other County sites as mutually agreed and use certain personalty owned by the County (collectively the “County Property”), in connection with filming the Television Series;

Whereas, the County of Allegheny (hereinafter the “County”) has agreed to let the Production Company film the Television Series in and around Hartwood Acres Park, including the Hartwood Acres Park Mansion and such other County locations as mutually agreed pursuant to a Location Agreement which will govern the Production Company’s use of the County Property and will provide specific protections for the County; and

Whereas, the County deems it in the public interest to permit the Production Company the right to use the County Property in connection with filming the Television Series; 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 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 the right to use the County Property in connection with filming the Television Series, 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 any and all documents necessary to effectuate the use of 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.

SUMMARY OF LEGISLATION

The attached legislation would permit Screaming Spirit Productions LLC to use certain County owned real and personal property situated in and around Hartwood Acres Park, including Hartwood Acres Mansion, and such other sites as mutually agreed upon, in connection with filming an HBO television series entitled "Banshee".

Tentative filming is scheduled for some time between April and July 2015 and may thereafter be on a reoccurring basis. Filming dates will be flexible to provide for weather, cast availability, County events and other factors. Screaming Spirit 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.

This television series was formerly filmed in North Carolina and has been moved to Pennsylvania because North Carolina has lost its tax credits.

M E M O R A N D U M
OFFICE OF THE COUNTY MANAGER

TO: Jared E. Barker
Allegheny County Council

FROM: William D. McKain CPA
County Manager

DATE: March 19, 2015

RE: Proposed Ordinance

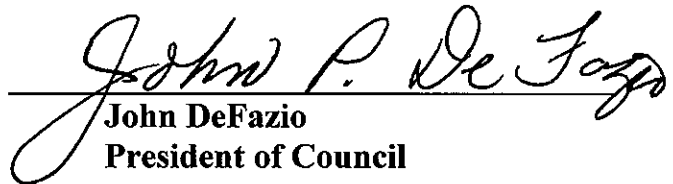
Attached is an Ordinance authorizing Screaming Spirit Productions LLC to use certain County owned real and personal property in connection with filming a television series.

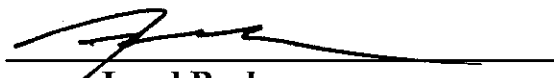
The Allegheny County Law Department has reviewed this legislation prior to submitting it to Council.

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

Enacted in Council, this 7th day of April, 2015


Council Agenda No. 8851-15


John DeFazio
President of Council

Attest: 
Jared Barker
Chief Clerk of Council

Chief Executive Office April 14, 2015

Approved: 
Rich Fitzgerald
County Executive

Attest: 
Sonya Dietz
Executive's Secretary