

*No. 28-20-OR*

**AN ORDINANCE**

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

**Whereas**, Netflix Productions LLC (hereinafter the “Production Company”) is filming a television series in Allegheny County currently referred to as “Untitled Netflix Drama” (hereinafter the “Television Series”); and

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

**Whereas**, the County of Allegheny (hereinafter the “County”) has agreed to let the Production Company film the Television Series in and Hartwood Acres Park and such other County locations as mutually agreed pursuant to a Location Agreement that 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 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.***

Enacted in Council, this 20<sup>th</sup> day of October, 2020

Council Agenda No. 1630-20

  
\_\_\_\_\_  
Patrick Catena  
President of Council

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

Chief Executive Office October 20<sup>th</sup>, 2020

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

Attest:   
\_\_\_\_\_  
Jennifer M. Liptak  
Chief of Staff

## **SUMMARY OF LEGISLATION**

The attached legislation would permit Netflix Productions LLC to use certain County-owned real and personal property situated in and around Hartwood Acres Park and such other sites as mutually agreed in connection with filming a Television Series currently referred to as "Untitled Netflix Drama."

The tentative filming schedule for the Television Series in the region is November 2020-March 2021. Specific filming dates on County Property will be established and mutually agreed upon pursuant to a Location Agreement that will govern the Production Company's use of the County Property. Netflix Productions LLC will be required to provide insurance and indemnify the County against any claims, as well as to reimburse the County for its out-of-pocket costs.

**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: October 1, 2020

RE: Proposed Ordinance

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Attached is an Ordinance of the County of Allegheny, Commonwealth of Pennsylvania, authorizing Netflix 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.