

Bill No. 8226-14

No. 13-14-OR

## AN ORDINANCE

An Ordinance of the County of Allegheny, Commonwealth of Pennsylvania, authorizing the extension of a Lease with Oliver Miller Homestead Associates to continue the establishment and operation of historical property in the County's South Park known as the Oliver Miller Homestead.

**Whereas**, Oliver Miller Homestead Associates, since on or about September 23, 1976, has established and developed the historical and architectural significance of the original Oliver Miller Homestead stone farmhouse; and

**Whereas**, the County deems it in the public interest to preserve, protect and improve the Oliver Miller Homestead; and

**Whereas**, Oliver Miller Homestead Associates and the County wish to continue their arrangement through December 31, 2016; 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 estate 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 of a lease for the use of County Real Property**

- A. Allegheny County Council hereby approved the continuation of a lease with the Oliver Miller Homestead Associates for the continued preservation, improvement, and developing of the Oliver Miller Homestead located in South Park.

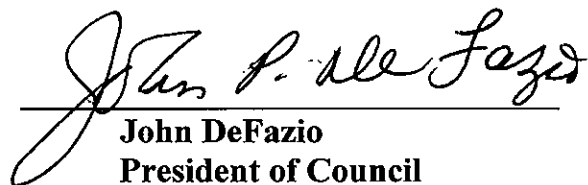
- B. Council hereby acknowledges the agreement entered into on or about September, 1976 and extends said agreement through December 31, 2016. Terms and conditions more fully outlined in the Contract.
- C. The appropriate County officers and officials are hereby authorized to execute any and all documents necessary to effectuate the lease of the property.

**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 continue in full force and effect.*

**SECTION 4. Repealer.** *Any Resolution and 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 19<sup>th</sup> day of August, 2014,

Council Agenda No. 8226-14

  
John DeFazio  
President of Council

Attest:   
Chief Clerk of Council

Chief Executive Office August 28, 2014

Approved:   
Rich Fitzgerald  
County Executive

Attest:   
Sonya Dietz  
Executive Secretary



ALLEGHENY COUNTY DEPARTMENT OF PARKS

SUMMARY OF LEGISLATION

**TO:** WILLIAM McKAIN, COUNTY MANAGER  
BARBARA M. PAREES, DEPUTY COUNTY MANAGER  
STEPHEN E. PILARSKI, DEPUTY COUNTY MANAGER  
JENNIFER LIPTAK, CHIEF OF STAFF

**CC:** ANDREW F. SZEFI, COUNTY SOLICITOR  
ROBERT BORGOYN, ASST. COUNTY SOLICITOR

**FROM:** Andrew G. Baechle, Director of Parks

**DATE:** April 2, 2014

**RE:** SOUTH PARK – Oliver Miller Homestead

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The Department of Parks respectfully requests authorization to permit the use of property located in the County's South Park for the Oliver Miller Homestead.

The term of the Agreement extends through December 31, 2016.

Please do not hesitate to contact Andrew Baechle at 412-350-2460 if you have any questions or need additional information.

AGB/lg

**MEMORANDUM**

**OFFICE OF THE COUNTY MANAGER**

TO: Jared E. Barker  
Allegheny County Council

FROM: <sup>wmm</sup> William D. McKain CPA  
County Manager

DATE: April 17, 2014

RE: Proposed Ordinance

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Attached is an ordinance authorizing the extension of a Lease with Oliver Miller Homestead Associates to continue the establishment and operation of historical property in the County's South Park known as the Oliver Miller Homestead.

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.

ALLEGHENY COUNTY COUNCIL

'14 APR 17 am 11:05