

No. 19-17-OR

AN ORDINANCE

An Ordinance of the County of Allegheny, Commonwealth of Pennsylvania, authorizing Cinatit LLC to use certain County-owned real and personal property in connection with filming a motion picture.

Whereas, Cinatit LLC plans to film a motion picture in Allegheny County tentatively titled “Unsinkable” (hereinafter the “Motion Picture”); and

Whereas, Cinatit LLC has requested to use certain County-owned real property situate in and around North Park and Settlers Cabin Park including the North Park swimming pool and the Settlers Cabin Park dive pool and such other sites as mutually agreed and certain personalty owned by the County (collectively the “County Property”), in connection with filming the Motion Picture;

Whereas, the County of Allegheny (hereinafter the “County”) has negotiated an agreement with Cinatit LLC which will govern its use of the County Property and will provide specific protections for the County as a result thereof; and

Whereas, the County deems it in the public interest to permit Cinatit LLC to use the County Property in connection with filming the Motion Picture; 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 permits Cinatit LLC to use the County Property in connection with filming the Motion Picture, pursuant to the terms of an agreement between Cinatit LLC and the County; and

B. The proper officers of the County are hereby authorized to execute any and all documents necessary to effectuate the use of the County Property relating to the filming of the Motion Picture.

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 Any Resolution or Ordinance or part thereof conflicting with the provisions of this Ordinance is hereby repealed so far as the same affects this Ordinance.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 11th day of July, 2017

Council Agenda No. 10234-17

John P. DeFazio
John DeFazio
President of Council

Attest: [Signature]
Jared Barker
Chief Clerk of Council

Chief Executive Office July 18, 2017

Approved: [Signature]
Rich Fitzgerald
County Executive

Attest: [Signature]
Sonya Dietz
Executive's Secretary

SUMMARY OF LEGISLATION

The attached legislation would permit Cinatit LLC to use certain County owned real and personal property situated in and around North Park and Settlers Cabin Park, including but not limited to the North Park swimming pool and the Settlers Cabin Park dive pool and such other sites as mutually agreed in connection with filming a motion picture tentatively titled "Unsinkable," which tells the story of the U.S. Senate inquiry into the sinking of the Titanic.

Tentative filming is scheduled for 7/31/17-8/3/17 at North Park and 8/4/17 at Settlers Cabin Park or at such other times and dates as mutually agreed subject to weather and availability. Cinatit 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.

MEMORANDUM
OFFICE OF THE COUNTY MANAGER

TO: Jared E. Barker
Allegheny County Council

FROM: William D. McKain CPA
County Manager

DATE: June 29, 2017

RE: Proposed Ordinance

Attached is an Ordinance of the County of Allegheny, Commonwealth of Pennsylvania, authorizing Cinatit LLC to use certain County-owned real and personal property in connection with filming a motion picture.

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.

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