

Bill No. 4821-09

No. 25-09-02

AN ORDINANCE

An Ordinance of the County of Allegheny, Commonwealth of Pennsylvania, authorizing the County to lease certain real estate located in White Oak Park to the United States Department of Transportation Federal Aviation Administration (the "FAA").

Whereas, the FAA wishes to extend and enter into a land lease agreement with the County of Allegheny, Department of Parks to lease approximately 0.90 acres of land of real estate located in White Oak Park, as more fully described in the attached property Supplemental Lease Agreement (the "Agreement");

Whereas, the Agreement will grant the FAA, among other things, a right of way for ingress and egress establishing and maintaining a pole line or pole lines for extending electric power and or telecommunication lines to the premises and a right of way for subsurface power, communication and/or water lines to the premises;

Whereas, the term of this land lease agreement shall be October 1, 2009 through September 30, 2019;

Whereas, the County is of the belief that the extended land lease agreement will inure to the benefit of the citizens of the County by providing airport light beacons for the directional assistance for air traffic to the Allegheny County Airport and there will be no costs to the County and no revenues generated from this lease; and

Whereas, pursuant to Article IV, Section 2(k) of the Allegheny County Home Rule Charter, County Council is vested with the authority, by ordinance, to lease, convey, vacate or abandon, or permit the use of County Land, buildings or other real or 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 of a lease for the use of County Real Property.

The County Council of Allegheny County does hereby grant authority to lease that certain real estate to the FAA for the use of a certain parcel of property in White Oak

Park for the placement of the non-directional airport beacons according to the terms and conditions as outlined in the Agreement.

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.

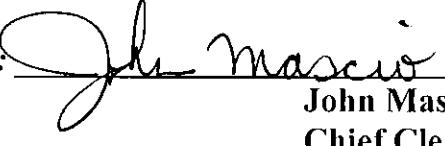
SECTION 4. Repealer. Any Resolution or Ordinance or part thereof with the provisions of this Ordinance is hereby repealed so far as the same affects this Ordinance.

Enacted in Council, this 20th day of May, 2009

Council Agenda No. 4821-09

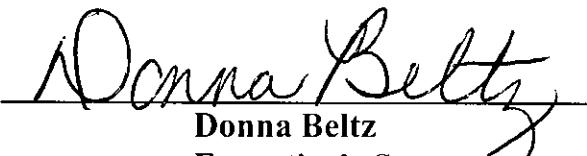


Rich Fitzgerald
President of Council

Attest: 
John Mascio
Chief Clerk of Council

Chief Executive Office MAY 29, 2009

Approved: 
Dan Onorato
Chief Executive

Attest: 
Donna Beltz
Executive's Secretary

U.S. Department of Transportation Federal Aviation Administration SUPPLEMENTAL LEASE AGREEMENT	SUPPLEMENTAL AGREEMENT No. 1	DATE
TO LEASE NO. DTFA05-90-L-61590		

ADDRESS OF PREMISES: Township of Versailles, white Oaks Borough, Allegheny County, Commonwealth of Pennsylvania

THIS AGREEMENT, made and entered into this date by and between County of Allegheny,
 whose address is County Office Building, 542 Forbes Avenue, Pittsburg, PA 15219
 hereinafter called the Lessor, and the UNITED STATES OF AMERICA, hereinafter called the Government:

WHEREAS, the parties hereto desire to amend the above Lease.

NOW THEREFORE, these parties for the considerations hereinafter mentioned covenant and agree that the said Lease is amended, as follows:

The term of the lease is extended from 10/01/2009 to 09/30/2019

Equipment name changed from "H" to "NDB"

All other terms and conditions of the lease shall remain in force and effect.

Important: Lessor is, is not required to sign this document and return 3 copies to the issuing office. Return receipt requested.

IN WITNESS WHEREOF, the parties subscribed their names as of the above date.

LESSOR: .

BY _____
 (Signature) _____
 (Title) _____

IN THE PRESENCE OF (witnessed by:)

 (Signature) _____
 (Address) _____

UNITED STATES OF AMERICA

BY _____
 (Signature) _____
 Contracting Officer _____
 (Official Title) _____

ALLEGHENY COUNTY DEPARTMENT OF PARKS

SUMMARY OF LEGISLATION

TO: JAMES M. FLYNN, JR. COUNTY MANAGER
MIKE WOJCIK, COUNTY SOLICITOR
ROBERT BORGOYN, ASSISTANT COUNTY SOLICITOR
CC: DEREK UBER, ASST. COUNTY MANAGER

FROM: Andrew G. Baechle, Director of Parks

DATE: March 27, 2009

RE: NON-DIRECTIONAL BEACON

The U. S. Transportation, Federal Aviation Administration wishes to renew the contract with the Department of Parks for the placement of the Non-Directional Beacons located in White Oak Park. These beacons are placed in an area that does not interfere with the operation or activities of the Park. The Department of Aviation maintains the site and small structure.

The contract will be for a period of ten years, expiring September 30, 2019.

No costs to the County.

M E M O R A N D U M

OFFICE OF THE COUNTY MANAGER

ALLEGHENY COUNTY COUNCIL

TO: John Mascio
Chief Clerk

09 APR 30 AM 10:00

FROM: James M. Flynn, Jr.
County Manager

DATE: April 30, 2009

RE: Proposed Ordinance

Attached is an Ordinance authorizing the County to lease certain real estate located in White Oak Park to the United States Department of Transportation Federal Aviation Administration (the "FAA").

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.