



TOWN OF JEROME

POST OFFICE BOX 335, JEROME, ARIZONA 86331
(928) 634-7943 FAX (928) 634-0715

Founded 1876
Incorporated 1899

MINUTES

SPECIAL MEETING OF THE JEROME TOWN COUNCIL JEROME CIVIC CENTER - 600 CLARK STREET - COUNCIL CHAMBERS THURSDAY, JANUARY 31, 2013 AT 4:00 P.M.

<p>ITEM #1:</p>	<p>CALL TO ORDER/ROLL CALL</p> <p>Mayor/Chairperson to call meeting to order. Town Clerk to call and record the roll.</p> <p><i>Mayor Check called the meeting to order at 4:06 p.m.</i></p> <p><i>Town Manager/Clerk Candace Gallagher called roll. Present were Mayor Nikki Check, Vice Mayor Lew Currier and Councilmembers Anne Bassett, Bill Phinney and Randall Hunt.</i></p> <p><i>Other staff in attendance at roll call included Deputy Town Clerk Rosemarie Shemaitis and Zoning Administrator Carmen Ogden.</i></p>
<p>ITEM #2:</p>	<p>FILM PERMIT</p> <p>The Mayor and Council will review and may approve a film permit application from Force Quit Productions, Inc. for filming in Jerome beginning on February 5.</p> <p><i>Mayor Check noted that this production company came before Council a few months ago and there was confusion as to what category this film should fall under – documentary, feature, commercial, etc. The Mayor added that the storyline is included in the meeting packet, which should help to determine the category.</i></p> <p><i>Casey Brummel, owner of Force Quit Productions, introduced himself and explained that he had heard that there was confusion regarding the project and he wanted to be available to answer questions. He said that this is going to be a "docu-reality" show, as opposed to a scripted show, such as CSI, or a feature length movie. He said that they found a lot of fantastic characters in Jerome and they want to shoot a half-hour show to present to A&E.</i></p> <p><i>Mayor Check commented that this had made sense to her until she received the storyline. It is not really a documentary, she said, as that storyline is not reality.</i></p> <p><i>Vice Mayor Currier agreed with the Mayor and said that it seems more like a commercial production. He clarified that this would be a pilot, and he said that, if it flies, he believes that it would then become a feature production. Mr. Currier noted that there was a check submitted by Force Quit Productions for over \$1,000, and asked if that means that they are in agreement that it is a commercial production.</i></p> <p><i>Ms. Gallagher explained that they applied for a permit based on the documentary rate of \$250 per day. Their check covers five days of filming at that rate, plus the \$100 application fee. Vice Mayor Currier commented that it is <u>not</u> a documentary – it is set in an historical site but it is not a Jerome story ... it is the production company's story. He then asked Mr. Brummel how he defines</i></p>

"documentary." Mr. Brummel responded that this is called, in the industry, a "docu-reality" show¹ and he asked how Council would categorize it.

The Vice Mayor opined that since it (the pilot) is being produced to sell, it could be considered commercial. Discussion ensued.

Ms. Gallagher noted that the sample contract included in the meeting packet is not between the production company and the Town; it is between the production company and the participants. The Town is not contracting with the production company. It would merely be issuing a film permit.

Vice Mayor Currier voiced his concern regarding how the Town of Jerome will be portrayed in the production. He said that he would like the Town of Jerome to preview it before it is aired. Mr. Brummel said that the network (A&E) would probably not allow that -- even he does not have any say in it.

The category of the production and relevant fees were discussed at some length. The fee for a feature production would be \$7,500 per day, the fee for a commercial production would be \$1,000 per day, and the fee for a documentary production would be \$250 per day. Ms. Gallagher noted that these fees were set by Resolution years ago. She suggested that if this project is considered by Council to fall into a new category, perhaps a motion could be made to create a new category and fee, and it could be ratified by Resolution at the next meeting. Mayor Check said that, based on comments by Vice Mayor Currier, she would like to categorize the current project as a commercial production, at \$1,000 per day. Before it is a series, she added, it is not really a feature production.

Ms. Gallagher advised Mr. Brummel that, if the pilot is successful, and the project becomes a feature production, they could face film permit fees of \$7,500 per day unless Council opts to make a change in the fee structure between now and then.

It was discussed and generally agreed that the per diem fee is for days of filming only and would not include days of setting up, etc.

Councilmember Phinney said that the Council might be willing to create a new fee category if the Town is treated with respect and the production company staff are good citizens while they are here. Councilmember Bassett noted that previous filming in Jerome created problems. Mr. Brummel responded that the crew is very small and this project should not be disruptive.

Vice Mayor Currier asked once again about the Town's having some kind of control over the manner in which Jerome is portrayed. While he does not wish to censor anything, he asked Mr. Brummel if there could be some kind of compromise. Mr. Brummel responded, "That is a good question."

Ms. Gallagher noted that this permit would be issued only for the filming of the pilot. If the pilot is successful, the company would need to return for a permit to film the series, and, at that time, Council should be able to view the pilot before deciding whether to issue that permit. Mr. Brummel and his assistant, Brea, agreed.

Ms. Shemaitis commented that it may not just be an issue of the how the town is presented by the production company -- people may act like idiots on their own, she said, especially if they think that money may be involved. Mayor Check agreed, but noted that that can't be controlled. She said that films can change perception.

Councilmember Bassett pointed out that any art featured in the film will require permission from the artist as well as an acknowledgement. Mr. Brummel said that they are legally obligated to do that.

Vice Mayor Currier said that, based on the definition, he would consider this project a commercial production.

¹ It was noted during approval of these minutes that Mr. Brummel had also referred to the production as "documentary-style."

	<p>Ms. Gallagher suggested that they specify in the motion about to be made that this permit is for the pilot only and does not apply to the series.</p> <p>Motion: Mayor Check made a motion to approve this permit, for Force Quit Productions, as a commercial production at \$1,000 per day, and, any future filming will be readdressed through a different permit. It was seconded by Vice Mayor Currier and approved by all.</p> <p>It will be necessary for the company to provide additional fees, given the change in category from "documentary" to "commercial." Councilmember Phinney suggested that the production company re-file the application with the correct information on it.</p> <p>Councilmember Bassett suggested that they browse through the photo exhibit compiled by Librarian Kathleen Jarvis for the Centennial. She said that it would give them a good background of the town.</p>
4:30 pm	<p>Motion: Vice Mayor Currier made a motion to move into executive session. It was seconded by Mayor Check and approved by all.</p>
4:31 pm	<p>Council took a brief recess and then entered executive session.</p>
ITEM #3:	<p>"VACATION RENTALS"</p> <p>The Mayor and Council may go into Executive Session, pursuant to A.R.S. §38-431.03.A.3 and A.R.S. §38-431.03.A.4 for the purpose of consultation with the Town Attorney regarding the use of property commonly known as "vacation rentals." No action will be taken while in Executive Session.</p>
6:41 pm	<p>Council reconvened in open session.</p>
ITEM #4:	<p>ADJOURNMENT</p> <p>Upon motion by Councilmember Bassett, seconded by Councilmember Hunt and unanimously approved, the meeting was adjourned at 6:41 p.m.</p>

Edited by Town Manager/Clerk Candace Gallagher from minutes taken and transcribed by Deputy Town Clerk Rosemarie Shemaitis.

APPROVE:

ATTEST:

Nikki Check, Mayor

Candace B. Gallagher, CMC, Town Manager/Clerk

Date: _____