



# CITY of NOVI CITY COUNCIL

Agenda Item P  
December 15, 2008

**SUBJECT:** Adopt revision to Schedule A of the Resolution Establishing Fees For Motion Picture, Television, Radio, and Photographic Production (Filming Permit) Review, Property Use and Monitoring to reflect adjusted fee schedule.

**SUBMITTING DEPARTMENT:** City Manager's Office *puta*

**CITY MANAGER APPROVAL:** *[Signature]*

**BACKGROUND INFORMATION:**

In October, staff brought to Council ordinance changes and a fee schedule related to the City's new film permit process. Since that time, staff has reviewed and processed a few film permit applications for movie and commercial advertisement productions. As a result, staff has done a quick operational review and determined that some of the adopted fees could be lowered without any impact on staff time or resources. In addition, staff had previously distinguished between productions on public and private property, but from a permit processing perspective, there is very little difference in the time to complete the review. As a result, staff recommends removing this factor. Also, it has been determined that a lower fee is appropriate for short (4 hours or less) commercial advertisement shoots. Specifically, the fees are recommended to be changed as follows:

	<u>CURRENT</u>	<u>REVISED</u>
Motion Picture, Television, or Video on Private Property	\$ 250.00	\$ 150.00
Motion Picture, Television, or Video on Public Property	750.00	\$ 150.00
Still photography on Private Property	\$ 75.00	\$ 50.00
Still photography on Public Property	175.00	\$ 50.00
Commercial Advertisement Production of four (4) hours or less	<b>(NEW)</b>	\$ 75.00

**RECOMMENDED ACTION:** Adopt revision to Schedule A of the Resolution Establishing Fees For Motion Picture, Television, Radio, and Photographic Production (Filming Permit) Review, Property Use and Monitoring to reflect adjusted fee schedule.

	1	2	Y	N
Mayor Landry				
Mayor Pro Tem Capello				
Council Member Crawford				
Council Member Gatt				

	1	2	Y	N
Council Member Margolis				
Council Member Mutch				
Council Member Staudt				

**RESOLUTION ESTABLISHING FEES FOR  
MOTION PICTURE, TELEVISION, RADIO AND PHOTOGRAPHIC PRODUCTION (FILMING  
PERMIT) REVIEW, PROPERTY USE, AND MONITORING,**

WHEREAS, the City Council has determined that the fees and charges set forth in Schedule A, attached hereto and incorporated herein, are sufficient to defray the costs to the City of the performance of necessary acts and services in connection with the review and issuance of a permit for film production, including the cost of employee time, materials, and equipment necessary for performing such review and issuance, and also to defray the costs to the City for the staff time required to monitor the production activity and to compensate the City for the use of public property and its unavailability for ordinary and usual purposes resulting from production activity; and

WHEREAS, the City Council has determined that the review fees set forth in Schedule A, shall be waived for charitable and nonprofit organizations that qualify under Section 501(c)(3) of the United States Internal Revenue Code: and

WHEREAS, the City Council has determined that the review fees and the property use fees shall be waived for the following:

- Productions conducted by a cable television company operating under a franchise granted by the city which are not conducted on public property, do not interfere with public right-of-ways, and which involve fewer than two motor vehicles;
- Productions for wholly charitable or educational purposes and from which no profit is derived, either directly or indirectly; and
- Student filming productions directed or produced by a person currently enrolled in courses related to the production; and

WHEREAS, the City Council has determined that, under certain circumstances, the City Manager or his/her designee may deem it necessary to provide monitoring activities by City personnel (e.g., for additional police, code enforcement, fire, DPW, and other City services) for the purpose of protecting, assisting and regulating the proposed activity. The cost of providing such additional services shall be paid in advance to the City by the applicant, as provided/coordinated through the City Manager or his/her designee.

***NOW, THEREFORE, IT IS RESOLVED AS FOLLOWS:***

The City Council of the City of Novi hereby adopts the new permit processing fees, property use fees and monitoring fees, as attached hereto in Schedule A, effective October 20, 2008.

Vote: Ayes  
Nays  
Absent  
Abstain

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Maryanne Cornelius, City Clerk

I, Maryanne Cornelius, do hereby certify that the foregoing is a true and complete copy of a resolution adopted by the Novi City Council at a regular meeting held on Monday, October 20, 2008.

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Maryanne Cornelius, City Clerk

**SCHEDULE A**

**FEE SCHEDULE:  
 MOTION PICTURE, TELEVISION, RADIO AND PHOTOGRAPHIC PRODUCTION (FILMING PERMIT),  
 PROCESSING FEE AND DAILY PROPERTY USE FEE**

**FEE SCHEDULE:**

**Permit Application Fee (non-refundable):**

<del>Motion Picture, Television, or Video on Private Property</del>	\$ 250.00
	<del>(new)\$ 150.00</del>
<del>Motion Picture, Television, or Video on Public Property</del>	<del>750.00</del>
<del>Commercial Advertisement Production of four (4) hours or less</del>	<del>(new)\$ 75.00</del>
Still photography on Private Property	\$ 75.00
	<del>(new)\$ 50.00</del>
<del>Still photography on Public Property</del>	<del>175.00</del>

Additional fee for expedited processing if less than normal processing time is required (Late applications processed at the discretion of the City Manager or his/her designee) \$ 150.00

**Daily Public Property Use Fee (From Prep to Clean-up Time)**

Motion Picture, Television, or Video – per day \$ 1,000 – 2,000.00\*  
 Public Property Location Holding – per day 75.00

**Extended Hours of Permitted Filming Activity (Public or Private Property)**

Any film permitted activity beyond 7 a.m. to 7 p.m., Monday through Saturday OR driving scenes on major, minor or neighborhood roads requiring special barricades, noticing, and/or public safety personnel (hourly rates for staff time to be calculated and charged separately). \$ 75.00

**Security Deposit**

A refundable security deposit may be required to cover any unanticipated City staff costs, clean-up costs, refund fees to user groups affected by the film permit activities, and/or other expenses not included/anticipated in the initial film permit fee calculation. \$ Varies

**Staff Costs**

Monitoring fee for additional police, fire, ordinance enforcement, public works, recreation & parks, or other staff as determined by the City Manager or his/her designee; Fee will be estimated based on hours needed and scheduled. \$ Varies\*\*

\* Fee could vary depending upon actual property used and the impact on regularly scheduled events.

\*\* Staff time to be based on most current City overtime rate schedule and calculated and paid in advance of film permit activities.