

ITEM	SUPPLEMENTARY	18
MANAGER'S REPORT NO.		36
COUNCIL MEETING	1980 05	12

Re: PROPOSED RENTAL FOR FILM SET - 6110 PRICE STREET  
LOT "C" EXPL. PLAN 12891, BLK. 5, D.L. 79, PL. 6336 AND  
5055 SPERLING AVENUE - LOT "R", REM. OF 6, D.L. 85, PL. 11109  
(THE LOFTUS AND RILEY HOUSES)

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Following is a report from the Municipal Solicitor regarding the proposed rental of the above properties.

RECOMMENDATION:

1. THAT the recommendation of the Municipal Solcitor be adopted.

\* \* \* \*

May 9th, 1980.

TO: MUNICIPAL MANAGER

FROM: MUNICIPAL SOLICITOR

SUBJECT: PROPOSED RENTAL FOR FILM SET - 6110 PRICE STREET, LOT "C"  
EXPL. PLAN 12891, BLK 5, D.L. 79, PL. 5336 AND  
5055 SPERLING AVENUE, LOT "R", REM. OF 6, D.L. 85, PL. 11109  
(THE LOFTUS AND RILEY HOUSES)

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RECOMMENDATION:

1. THAT Council authorize the short term rental to Filmways Productions Inc. of 6110 Price Street and 5055 Sperling Avenue for a period of 17 days, commencing May 19th, 1980 and terminating July 5th, 1980 on the terms and conditions outlined in their letter, together with the additional terms set out in the report, at a flat rental of \$3,000.00.

REPORT

Further to enquiries received from Mr. Justis Green, Trade and Development Officer for the Ministry of Tourism for the Province of British Columbia, we have received a letter from Filmways Productions Inc., copy attached, requesting a short term lease of the municipal properties described above. In addition to the conditions set out in their letter, we propose to inspect the properties before and after use and take pictures of all removable items having antique value, that a cash bond be posted in the amount of \$10,000.00 to cover restoration of rooms redecorated for the film set and that during the rental period of both houses, a caretaker liaison security officer be employed at the expense of the film company to ensure that both properties and contents are secure throughout the rental period.

The proposed rental for the purpose of making a film has been circulated to all Departments and no negative response has been received.

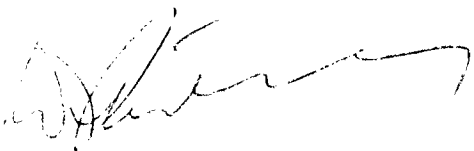
Although the film company is American financed, approximately 65% of the directors and technicians will be Canadian. The total expenditure will be around One Million Dollars.

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RENTAL:

The rental period is for 17 days, of which approximately four days will be filming, the remainder is required for preparing the set.

Although no rental has been mentioned in the letter, we have discussed a flat rate of \$3,000.00, which appears to be acceptable.



W. L. Stirling,  
MUNICIPAL SOLICITOR

FAE:re

- CC- MAYOR
- MUNICIPAL TREASURER
- PARKS & REC. ADMIN.
- DIRECTOR OF PLANNING
- CHIEF BLDG. INSPECTOR
- MUNICIPAL ENGINEER

FILMWAYS PRODUCTIONS INC

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2217 South Purdue  
West Los Angeles, CA 90064

May 8, 1980

Mr. Fred Evans  
Legal & Lands Department  
Municipality of Burnaby  
4949 Canada Way  
Burnaby, B.C. V5G 1M2

Dear Mr. Evans:

Further to our conversation, this letter is a formal request to the Municipality of Burnaby for a short-term lease on the Deer Lake properties known as the Loftus House and Riley House for the purpose of filming sequences for the television Movie of the Week tentatively entitled "The Babysitter".

Our director requires a large house as his major location and after extensive searching has requested the two Burnaby houses and a house near Deep Cove. By selectively shooting areas of each house he will make the three houses appear in the movie as one house.

Filmways Productions Inc. requests the following:

- i) that the Municipality of Burnaby agree to permit use of the properties for filming purposes during the period of May 19, 1980 to July 5, 1980.
- ii) that the Municipality permit Filmways to make minor cosmetic alterations to the interior of the buildings along the line of painting and carpeting of selected rooms in both houses. It is understood that no structural changes will be made without the Municipality's permission and that the premises will be repainted to their original colour scheme or the redecoration will be left as permanent improvements at the sole discretion of the Municipality.

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Mr. Fred Evans  
Municipality of Burnaby

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In consideration of the foregoing, Filmways agrees:

- i) to hold the Municipality harmless from any claims arising out of personal injury and property damage arising out of Filmways use of the above properties by naming the Municipality of Burnaby as an additional insured party to Filmway's insurance policies.
- ii) to post a bond in a mutually agreeable amount to ensure the premises are returned in the condition they were received and that the redecoration mentioned above is carried out to the satisfaction of the Municipality.

In the past when negotiating filming permission with publicly owned facilities such as parks, the Provincial Government Building and the former R.C.M.P. headquarters at 15th Ave. and Main Street, the government bodies involved have helped to encourage the fledgling motion picture industry in British Columbia by waiving a rental fee in lieu of maintenance costs and out of pocket expenses being picked up by the production company. In the case of this request, the Municipality would benefit by having utilities and grounds maintenance off the tax roll for the period of the lease. For continuity of maintenance, it is suggested that municipal employees continue to maintain the grounds and bill Filmways on a direct cost basis.

It is hoped that this proposal is acceptable to the Municipality, subject to the draughting of a agreement including the clause:

" The Municipality of Burnaby grants to Filmways Productions Inc. permission to use the properties located at (insert address) for the purpose of rehearsal, photography and filming and recording scenes and sounds for the program. Filmways Productions Inc. and its licensees, sponsors, assignees and successors may exhibit, advertise and promote the program and any portion thereof whether or not the foregoing contains audio and/or visual reproductions of the property and whether or not the property is identified in any and all media and manners which currently exist or which may exist in the future in all countries of the world and in perpetuity.

The local Filmways office will be established next week. In the meantime contact can be made through Gordon Mark at 873-6156.

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Mr. Fred Evans  
Municipality of Burnaby

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We trust that this information is sufficient to the Municipality and look forward to meeting you at your earliest convenience to sign the agreement.

Yours sincerely,

FILMWAYS PRODUCTIONS INC.

per:

*G Mark*  
Gordon Mark

GM:mcg

