

STATE PROPERTIES COMMITTEE

SPECIAL MEETING

MONDAY, OCTOBER 2, 2006

A special meeting of the State Properties Committee was called to order at

1:32 p.m. by Chairman Jerome F. Williams. Other members present were Mr. Robert Griffith, representing the Rhode Island Department of Administration, Attorney Genevieve Allaire Johnson representing the Rhode Island Department of Attorney General and Robert Kay, Public Member. Also in attendance were Attorney Cheryl Asquino from the Rhode Island Department of Administration; Attorney Mary Kay of the Rhode Island Department of Environmental Management; Carol Conley from the Rhode Island Film and Television Office; Stephen G. Tocco from the Rhode Island Capitol Police; and Sam DeVincenzo from the Rhode Island State House; Benjamin Thomas and Peter McIntosh from Waterfront Pictures, LLC; and Adam McCarthy from Evening Films, LLC.

ITEM A – Department of Administration/Rhode Island Film and Television Office – A request was made for approval of and signatures on a Film License Agreement between Waterfront Pictures, LLC and the State of Rhode Island for filming certain scenes for the Television Series entitled “Waterfront”. Ms. Asquino explained that the actual request from Waterfront Pictures, LLC is attached to the Film License Agreement as Exhibit A. There will only be dialogue scenes filmed with approximately forty (40) extras. The term will be as follows: October 3, 2006, from 8:00 a.m. to 4:00 p.m.

for preparation, October 4, 2006, from 9:00 a.m. to 9:00 p.m. for filming and restoration and October 5, 2006, from 8:00 a.m. to 4:00 p.m. for restoration. There is a \$10,000.00 damage deposit. Waterfront Pictures, LLC has furnished a Certificate of Insurance, which has been reviewed and approved by Kevin Carvahlo. Also being submitted is a copy of the Articles of Organization for Waterfront Pictures, LLC, as the original Articles of Organization were submitted in March 2006. The form of the Film License Agreement is essentially the same agreement, which was approved for filming the Television Pilot of "Waterfront" at the State House in April 2006. Waterfront Pictures, LLC has obtained the necessary approvals from the Rhode Island Department of Transportation to film on Smith Street. Ms. Conley has the approvals obtained for filming at the State House by the Offices of the Governor, the Senate and the Speaker. Ms. Asquino indicated said approvals may need to be amended based upon the filming activities requested, although Ms. Conley represented by email that all parties are aware and have approved the corrected times and areas. Chairman Williams asked if anyone from Waterfront Pictures, LLC wished to add anything to Ms. Asquino's presentation. Mr. McIntosh indicated that if filming in Rhode Island works out for Waterfront Pictures, LLC, which he believes it will, it will want to return to the State of Rhode Island over the next thirteen (13) episodes five (5) or six (6) times for additional filming. Chairman Williams indicated that depending upon the needs of the State House as well as the needs of Waterfront Pictures, LLC, the State Properties Committee is happy to oblige when it can. Chairman Williams

indicated that there have been some issues relative to filming at the State House in the past, so the Committee has to be very careful as it is a public building. Chairman Williams stated that the State House is quiet at the present time; however, it will get very busy beginning in January. Chairman Williams asked if the damage deposit has been received. Ms. Asquino indicated that Mr. McIntosh brought the check with him today. Chairman Williams asked if there will be any parking issues in light of the forty (40) extras. Mr. Thomas indicated that everyone will park at the Armenian Church on Jefferson Street. Chairman Williams asked if any interruption in service is expected either at the State House or on Smith Street. Mr. McIntosh indicated that there would be intermittent traffic control, with the assistance of the Providence Police Department, no other interruption is expected. Chairman Williams asked if the Providence Police has been notified. Mr. Thomas indicated Waterfront Pictures, LLC has engaged the services of two (2) detail officers. Chairman Williams asked if the City of Providence has any objections. Mr. Thomas indicated that there are no objections from the City of Providence. Chairman Williams asked Chief Tocco and Sam DeVincenzo if they had any comments or concerns. Both Chief Tocco and Sam DeVincenzo indicated they approve of the filming. A motion was made to approve by Mr. Griffith and seconded by Mr. Kay.

Passed Unanimously

Chairman Williams stressed that if Waterfront Pictures, LLC does intend to return for additional filming, to please let the Office of Film and Television know so that the request can be included on the

regular agenda alleviating the need for special meetings.

ITEM B – Department of Environmental Management – A request was made for approval of and signatures on a Film License Agreement between the Rhode Island Department of Environmental Management and Evening Films, LLC to film at Fort Wetherill and Brenton Point State Parks. Ms. Kay explained that the filming will be done from October 4, 2006, through October 10, 2006. The arrangements were made through the Department of Environmental Management’s Division of Parks and Recreation to ensure that the filming will not interfere with the public’s use of the parks over the Columbus Day weekend. Steven Feinberg of the Rhode Island Film and Television Office has reviewed and approved the Film Location Agreement together with the contents of the script. The Special Use Requests are attached to the agreement for both facilities. There is also an attachment, concerning specific safety requirements of Wetherill State Park relative to park rangers, porta johns, environmental police and traffic control which were approved by Robert J. Paquette, Regional Park Manager. Ms. Kay indicated that several provisions were added to the agreement after review by Kevin Carvalho including, but not limited to, the requirement that Evening Films coordinate with the Town of Jamestown relative to a safety vehicle and boat being present during certain portions of the filming. Mr. McCarthy indicated that Evening Films has coordinated with Chief Briar of the Town of Jamestown regarding a safety boat being present during the execution of certain stunts. Mr. McCarthy indicated he has also contacted Michael DiMascola relative to a propane effect;

however, the Jamestown Fire Department will be present during that segment as well. Chairman Williams asked if the insurance requirements have changed. Ms. Kay indicated that the insurance requirements have not changed, but language was included in the agreement regarding safety in accordance with the recommendations of Mr. Carvalho. Ms. Allaire Johnson clarified that the agreement contains certain language regarding portions of Fort Wetherill Park, which are not to be utilized. Ms. Kay indicated that the agreement does contain language relative to those areas. Chairman Williams asked if any impact on the public is expected. Mr. McCarthy indicated no impact on the public is expected. Mr. Kay inquired about the propane which Evening Films, LLC intends to use. Mr. McCarthy explained that it was a fire effect which is well contained within a can, which will simulate a barn fire. Mr. McCarthy indicated that the Rhode Island State Fire Marshal prefers the use of propane and that the Fire Marshall will be involved throughout this process. Mr. McCarthy also indicated that a state registered pyrotechnic expert will be on staff. Ms. Kay stated that a fire engine and a rescue vehicle will be on the site. It was also noted that in the event of inclement weather, the Rhode Island Department of Environmental Management shall have the authority to approve alternative days for filming provided the terms and conditions remain the same. A motion was made to approve by Mr. Griffith and seconded by Ms. Allaire Johnson.

Passed Unanimously

Chairman Williams mentioned to the Committee and to Ms. Conley that in light of the potential use of the State of Rhode Island for

filming, primarily the State House and other public buildings, he would like to see a user fee implemented. Chairman Williams stated that rather than the money going into the General Fund, it would be preferable if said fees were applied to the Restoration Fund.

There being no further business to come before the State Properties Committee, the meeting was adjourned at 1:54 p.m. Mr. Griffith made a motion to adjourn, which was seconded by Ms. Allaire Johnson.

Passed Unanimously

Holly H. Rhodes, Executive Secretary