

Issue Paper

DATE:

11/18/24

AGENDA ITEM (ACTION ITEM):

Consider/Approve the contract with Scott High School and Music Theatre International to perform the production of Shrek The Musical in March 2025. The Show will be produced by the Scott Drama Department and be held at Scott High School.

APPLICABLE BOARD POLICY:

.01.1 Legal Status of the Board

HISTORY/BACKGROUND:

Scott Drama Department produces and performs a variety of shows a few times a year and would like to perform Shrek The Musical as their spring show in March of 2025.

FISCAL/BUDGETARY IMPACT:

All Expenses for the show will be paid from the Scott drama Department. The production cost will be approximately \$3200. Proceeds from tickets sales will benefit the Scott Drama Department.

RECOMMENDATION:

Approval to sign the contract with Scott High School and Music Theatre International to perform the production of Shrek The Musical in March 2025. The Show will be produced by the Scott Drama Department and be held at Scott High School.

CONTACT PERSON:

Sydney Long, Sponsor and Mr. Cody Wolf, Interim Principal

Principal dministrator

District Administrator

Superintendent

Use this form to submit your request to the Superintendent for items to be added to the Board Meeting Agenda.

Principal -complete, print, sign and send to your Director. Director -if approved, sign and put in the Superintendent's mailbox.

CONTRACT CONFIRMATION COMPLETE AND RETURN TO MTI

Your MTI Rep: ROSEANNE GEORGE Your MTI Account Number: 6785070 Contract #: 9934475 Printed on: 11/01/24

CONFIRMATION OF PERFORMANCE INFORMATION

Name and address of performance space/venue: AUDITORIUM 5400 OLD TAYLOR MILL, TAYLOR MILL, KY 41015 Date(s) of performance(s): 03/28/2025 - 03/30/2025 Please (ist number of performance): 03/28/2025 - 03/30/2025 for each calendar month:	Name of Organization: SCOTT HIGH SCHOOL Name of Show: SHREK THE MUSICAL		
Please list number of performances for each calendar month: SHIP WITH: Standard Orchestration (traveles) was performanced to the Covernment Droug state, and return a copy with your digned certains. ROYALTY: Royalty A for performance(s)	Name and address of performance space/venue: AU 5400 OLD TAYLOR MILL , TAYLOR M	DITORIUM MLL, KY 41015	
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ADDITIONAL MATERIALS

Your MTI Rep: ROSEANNE GEORGE Your MTI Account Number: 6785070

Contract #: 9934475 Printed on: 11/01/24

THEATRICAL RESOURCE MATERIALS ORDER FORM

You can order additional materials and theatrical resources at the following rates.

To order: Indicate the quantity of each item you would like and add the Grand Total of your entire

Additional Materials order to the Confirmation Page of this Producton Contract

	Additional Materials order to the Confirm									
	ITEM	QUANTITY COST EACH				TOTAL				
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ADDITIONAL MATERIALS GRAND TOTAL (add this total to Contract Confirmation Page) You MUST return this form along with your contract to receive materials.						\$ 825	<u>00</u>			

***See next page for pricing information

ADMATTH_1

RETURN THIS PAGE IF ORDERING ADDITIONAL MATERIALS

> For shows offering Customized Poster, the purchase of a Customized Poster requires purchase of Logo Pack. If you order a Customized Poster without ordering a Logo Pack, a Logo Pack (at \$75) will automatically be added to your order.

LIMITED STREAMING LICENSE

Your MTI Rep: ROSEANNE GEORGE Your MTI Account Number: 6785070

Contract #: 9934475 Printed on: 11/01/24

LIMITED STREAMING LICENSE

Defined Terms Used in this License:	MTI Access Code: SHR3395871
Licensee: SCOTT HIGH SCHOOL	Streaming License Fee: \$ 75.00
Play: SHREK THE MUSICAL	
Minimum Per Performance Royalty of \$ 35.00	against 15.00% of gross receipts, whichever is greater

When signed by Licensee in the space indicated below, and upon receipt by Music Theatre International ("MTI") of Licensee's payment of the Streaming License Fee, the following terms shall constitute an agreement between the Licensee and MTI with respect to the Play.

Licensee has requested the right to record its AMATEUR production of the Play to make it <u>solety available for viewing remotely</u> on the CURS.com streaming platform ("MTI Authorized Streaming Platform"), and MTI has agreed, insofar as it is concerned, to permit such recording and streaming, strictly on the terms and conditions set forth in this Limited Streaming License and the associated Production Contract.

Accordingly, the Licensee agrees as follows:

A. GRANT OF RIGHTS AND STREAMING OPTIONS

- 1. Grant of Capture and Streaming Rights. Notwithstanding any prohibition against video recording in the associated Production Contract for the Play, this Streaming License grants Licensee permission to capture its live stage production of the Play, solely for the purpose of streaming it on the MTI Authorized Streaming Platform to remote audience members who have purchased tickets to view the stream through the MTI Authorized Streaming Platform ("Stream Viewers"). Licensee acknowledges and agrees that (i) all terms and conditions of the Production Contract and any associated riders, including the prohibition on making changes to the book, music and lyrics of the Play, apply to any performance livestreamed or recorded pursuant to this Streaming License (each, a "Video Performance"), and (ii) all Video Performances may be distributed only via the MTI Authorized Streaming Platform, and streaming, broadcasting or any other distribution of the Video Performance is not permitted on any other platform or service (e.g., YouTube, Vimeo, Google Classroom, Facebook, Zoom or other social media).
- 2. Streaming Options for the Play: This Streaming License permits the Licensee to do the following using the MTI Authorized Streaming Platform:
 - (a) Livestream: Licensee may livestream one or more performances of its live stage production solely to Stream Viewers broadcast live in real-time. Livestreams may be shown only live, although the MTI Authorized Streaming Platform will permit Stream Viewers a limited period of time to pause or restart from the beginning.
 - (b) Scheduled Stream: Licensee may live-capture one or more performances of its live stage production of the Play (either at a live performance in front of an audience and/or at an onstage, recording session scheduled for this purpose, all of which may be edited into one Video Performance provided that no changes or additions in the book, lyrics or music of the Play may be made in the editing process) and make such capture available for viewing solely by Stream Viewers who have purchased tickets to view at limited, scheduled times during the Term of Licensee's Production Contract.
- 3. Streaming Platform: As a condition of this Streaming License, all streams must take place on the MTI Authorized Streaming Platform and Licensee must make arrangements with the MTI Authorized Streaming Platform separately. Licensee acknowledges that the MTI Authorized Streaming Platform will be password-protected and will not permit downloading, copying or other duplication or redistribution of the Video Performance.
- 4. Royalties and Fees: Licensee acknowledges that in addition to the royalties payable pursuant to the Production Contract for the right to produce and present the Play and the Streaming License Fee to acquire the rights granted in this Streaming License, Licensee must pay the Streaming Royalty listed at the top of this Streaming License. The Streaming Royalty is the greater of (a) the gross proceeds from all streaming tickets sold times the streaming royalty percentage set forth above and (b) the Per Performance Minimum Royalty set forth above. For example, if you are not charging for streaming tickets, you must still pay the Per Performance Minimum Royalty for each streaming performance. The aggregate Streaming Royalty will be deducted from the proceeds of all streaming tickets sales and paid directly to MTI by the MTI Authorized Streaming Platform. Additional per ticket charges may be imposed by the MTI Authorized Streaming Platform.

Your MTI Rep: ROSEANNE GEORGE Your MTI Account Number: 6785070

Contract #: 9934475 Printed on: 11/01/24

LIMITED STREAMING LICENSE continued

expenses, or damages arising out of this Limited Streaming License, even MTI has been advised of the possibility of such losses, costs, expenses, or damages. MTI's and the rightsholders' total liability is limited to the total compensation paid to MTI under this Limited Streaming License.

15. Miscellaneous. All other provisions, terms and conditions of the Production Contract and Riders shall continue in full force and effect.

ACCEPTANCE

By signing this Streaming License, you represent that you are authorized to sign this Streaming License on behalf of the Licensee, that you have read and understand the terms and conditions set forth in this Streaming License and that the Licensee agrees to abide by the terms and conditions contained herein.

PRINT YOUR NAME	TITLE
AUTHORIZED SIGNATURE	DATE
EMAIL	DAY PHONE

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VIDEO LICENSE

Your MTI Rep: ROSEANNE GEORGE
Your MTI Account Number: 6785070
Contract #: 9934475 Printed on: 11/01/24

VIDEO LICENSE

LIMITED HOME USE VIDEO RECORDING PERMISSION

WHEN SIGNED IN THE SPACES INDICATED BELOW, AND UPON RECEIPT BY MTI OF LICENSEE'S PAYMENT OF SEVENTY-FIVE DOLLARS (\$75.00), THE FOLLOWING TERMS SHALL CONSTITUTE AN AGREEMENT BETWEEN SCOTT HIGH SCHOOL (THE "LICENSEE") AND MUSIC THEATRE INTERNATIONAL ("MTI"), GRANTING LICENSEE LIMITED PERMISSION TO MAKE ONE VIDEO RECORDING OF LICENSEE'S PRODUCTION OF THE PLAY ENTITLED SHREK THE MUSICAL (THE "PLAY").

If Licensee wishes to purchase a video license, please sign and return this form and pay the \$75 fee (see Additional Materials Order Form).

- 1. Notwithstanding the general prohibition against any video recording whatsoever in the License, MTI hereby grants permission for your organization to permit one authorized videographer (who can be an individual associated with your production or a commercial videographer as set forth in Paragraph 2 below) to record a single performance of your production of the Play, subject to Licensee's strict observance of the conditions set forth herein.
- 2. A video recording of the Play (the "Video Recording") may be created by Licensee as a non-commercial venture for archival purposes, which video recording may not be sold, leased or rented except as provided as herein. Alternatively, Licensee may hire an outside party to professionally make one video recording of the Play provided that such video recording may only be used (a) for archival purposes, and/or (b) to make additional copies of the recording that may be provided to participants in the Play or their families for their own personal, athome (i.e., non-commercial use). It is permissible to charge the participants in the Play or their families the duplication costs of the copies, but the videos cannot be sold for a profit and may not be distributed online or to the general public. Such outside party may not use the name of the owner of the Play or any other trademarks of the Owner in any way, except to indicate the content of the video recording. In addition, Licensee may authorize participants in the Play (i.e., cast, crew, creative team) or their families to create a video recording of the Play solely for their own personal, athome (i.e., non-commercial) use.
- 3. As a condition to the rights granted herein, Licensee agrees to use good faith efforts to inform all audience members of the restrictions and limitations on video recording and the subsequent use thereof, as set forth herein. At a minimum, Licensee agrees to include a statement in the Play's program substantially in the form provided below and shall further inform audience members of the below limitations by way of an announcement prior to the start of each performance of the Play:

ANY VIDEO RECORDING MADE OF THIS PERFORMANCE IS AUTHORIZED FOR PERSONAL, AT-HOME, NON-COMMERCIAL USE ONLY. THE SALE OR DISTRIBUTION OF SUCH RECORDING IS STRICTLY PROHIBITED UNDER FEDERAL COPYRIGHT LAW.

In addition, the following notice must be displayed as the opening 45 seconds of the video:

WARNING! THIS VIDEO RECORDING HAS BEEN CREATED SOLELY FOR PERSONAL, NON-COMMERCIAL PURPOSES WITH THE SPECIAL PERMISSION OF MUSIC THEATRE INTERNATIONAL UNDER FEDERAL COPYRIGHT LAW, IT MAY NOT, IN WHOLE OR IN PART, BE SOLD, STREAMED, BROADCAST, DUPLICATED OR DISSEMINATED TO THE PUBLIC IN ANY WAY, BY ANY MEANS NOW KNOWN OR INVENTED IN THE FUTURE.

- 4. In no event may any video recording of the Play authorized herein, either in whole or in part, be otherwise reproduced and/or disseminated in any way, including broadcasting, televising, sale and/or electronic transmission and/or posting on the Internet.
- 5. Licensee understands that its failure to follow the above requirements, even if inadvertent, will incur liability for statutory copyright infringement under federal law. Licensee agrees that, without limiting any other recovery that MTI may obtain against Licensee, whether at law or at equity, for its breach of this Agreement, Licensee shall, at a minimum, reimburse MTI for its out-of-pocket legal fees and shall pay to MTI damages equal to three times the total license royalty fees paid or payable to MTI by Licensee for its production of the Play. In addition, Licensee shall indemnify MTI and the authors and owners of the Play and hold them harmless from any costs or expenses arising out of claims made by third parties appearing in the video, or whose work is used in the video (such as performers, musicians, directors, choreographers or designers).
 - All other provisions, terms and conditions of the License Agreement shall continue in full force and effect.

SIGN AND RETURN THIS PAGE TO MTI ONLY IF YOU WISH TO PURCHASE A VIDEO LICENSE. A FEE OF \$75 APPLIES.

	A CCEPTANCE
By signing below, you agree that you have accompanying Performance License and ag	read and that you understand the terms and conditions set forth in this Production Contract and the ree to abide by terms and conditions contained therein.
PRINT YOUR NAME	TITLE
AUTHORIZED SIGNATURE	DATE
EMAIL	DAY PHONE
VIDEO_1_4	
MUSIC THEATRE INTERNATIONAL • 423 V	Vest 55th Street, New York, NY 10019 • (212) 541-4684 • Fax (212) 397-4684 • vavv.mlishows.com PAGE18

Form W-9
(Rev. March 2024)
Department of the Treasury
Internal Revenue Service

Request for Taxpayer identification Number and Certification

Go to www.ke.gov/FormW9 for instructions and the latest information.

Give form to the requester. Do not send to the IRS.

Befor	e you begin. For guidance related to the purpose of Form W-9, see										
	Nume of entity/individual. An entry is required. (For a sole proprietor or entity's name on line 2.)	disregarded entity, enter the	OMMER'S I	18:176	on So	o 1, an	d enter t	he busi	iness/di	aregarded	
	MTI ENTERPRISES INC.										
	2 Business nams/diaregarded entity name, if different from above.										
	dba MUSIC THEATRE INTERNATIONAL										
ಕ	3e Check the appropriate box for federal tax classification of the entity/indi-	ridual whose name is entere	ed on line	1. Ch	neck	4 B	xemption	12 (000	es appi	only to	
3	only one of the following seven boxes.						eripin en				
5	Individual/sole proprietor	ion 🔲 Partnership	Trus	t/est	ate	see instructions on page 3):					
4 8	LLC. Enter the tax classification (C = C corporation, 8 = 8 corporation	on, P = Partnership)				Exer	npt paye	e code	(If arry)		
rum or type.	Note: Check the "LLC" box above and, in the entry space, enter the appropriate code (C, S, or F) for the tax classification of the LLC, unless it is a digregarded entity. A digregarded entity should hateed check the appropriate							nus Cou	-i	count Tax	
5 8	box for the tax classification of its owner.	red orthy should method crit	new map enha	htoh	*****		plance				
	Other (see instructions)					code	(If any)				
Specific instructions on page	ib if on line 3s you checked "Partnership" or "Trust/estate," or checked "LLC" and entered "P" as its tax classification, and you are providing this form to a partnership, trust, or estate in which you have an ownership interest, check this box if you have any foreign partners, owners, or beneficiaries. See instructions						(Applies to accounts maintained outside the United States.)				
See	5 Address (number, street, and apt. or suits no.). See instructions.		Request	ter's	_	and ed	idress (o	otional			
	423 W 55th STREET FLOOR 2		1				•	,			
ı	6 City, state, and ZIP code		1								
h	NEW YORK, NY 10019		1								
	7 List account number(s) here (optional)										
Part	Taxpayer Identification Number (TIN)										
	our TIN in the appropriate box. The TIN provided must match the na			Sec	ial se	purity I	number				
	withholding. For individuals, this is generally your social security or		ora					7. [
	t allen, sole proprietor, or disregarded entity, see the instructions fo							1-1			
Kries N, lat	, it is your employer identification number (EIN). If you do not have s	i number, see How to ge	RA C	or						-	
			[Emp	player	identii	lication	numbe	1		
	the account is in more than one name, see the instructions for line To Give the Requester for guidelines on whose number to enter.	1. See also What Name	and	1	3 -	2	9 7	8	4 6	8	
Part	Certification										
nder p	enaities of perjury, I certify that:										
The r	rumber shown on this form is my correct texpayer identification num	nber (or I am waiting for	a numbe	r to I	be iss	wed to	me); a	nd			
Servi	not subject to beckup withholding because (a) I am exempt from ba se (IRS) that I am subject to backup withholding as a result of a falk nger subject to backup withholding; and										
am a	a U.S. citizen or other U.S. person (defined below); and										
The F	ATCA code(s) entered on this form (if any) indicating that I am exert	ipt from FATGA reportin	g is come	ect.							
rtifica	stion instructions. You must cross out item 2 above if you have been	notified by the IRS that y	CO BUTO CU	rien	tly sul	oject to	o backu	p within	olding		
	you have falled to report all interest and dividends on your tax return.										
	on or abandonment of secured property, cancellation of debt, contribute in interest and dividends, you are not required to sign the certification,										
gn ere	Signature of U.S. person		ate .	17	K	12	1	HE IQI P	ert II, i	ator.	
	eral Instructions	New line Sb has be									
	references are to the Internal Revenue Code unless otherwise	required to complete foreign partners, own									
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	evalopments. For the latest information about developments	change is intended to								ממ	
	Form W-9 and its instructions, such as legislation enacted	regarding the status of beneficiaries, so that							OF		
	y were published, go to www.irs.gov/FormN/9.	requirements. For ex-	ample, a	part	nemh	to that	has ar	ry indin	ect fore	algn	
nať	's New	Partners may be required to partnership instruction	aired to co	omp	Nete S	chedi	ries K-2	and K	-3. Set	the	
3e l	as been modified to clarify how a disregarded entity completes	4. 10-10-10-10-10-10-10-10-10-10-10-10-10-1		لپاتات مے	- Cres	E MI	~ 1.~⇔ (I	will (000).		
	An LLC that is a disregarded entity should check the ate box for the tax classification of its owner. Otherwise, it	Purpose of Fo	orm								
	neck the "LLC" box and enter its appropriate tax classification.	An individual or entity	Form W	V-9 r	eque:	ster) w	tho is re	quired	to file	en ,	

Cat. No. 10231X