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SACRAMENTO METROPOLITAN Cable Television Commission

ROBERT A. DAVISON
EXECUTIVE DIRECTOR

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REGULAR MEETING OF THE BOARD OF DIRECTORS THURSDAY, FEBRUARY 5, 2009 2:30 P.M.

Directors: Jimmie Yee, Don Nottoli, Roger Dickinson, Susan Peters, Roberta MacGlashan, Sandy Sheedy, Robbie Waters, Kevin McCarty, Steve Detrick, Andy Morin, James Shelby (Elected Alternates: Bonnie Pannell, Jeff Slowey). Ex-Officio: Robert McGarvey.

The Commission meeting will be held in the Board of Supervisors' Chambers, Room 1450, located at 700 H Street.

The Board may take up any agenda item at any time, regardless of the order listed. Members of the public coming for a specific agenda item are encouraged to arrive earlier than the schedule time. Public comment will be taken on the item at the time that it is taken up by the Board. We ask that members of the public complete a request to speak form, submit it to the Clerk of the Board, and keep their remarks brief. If several persons wish to address the board on a single item, the Chair may impose a time limit on individual remarks at the beginning of the discussion. Action may be taken on any item on this agenda.

Presentations supplemented with media (video, DVD, PowerPoint, laptop hookup, etc) must be coordinated in advance with the meeting Clerk. All media must be tested prior to the meeting date by Metro Cable (at 916-874-7685). Untested media will not be allowed on the date of the meeting. It is also highly advisable to bring a paper copy of presentations to the meeting as back up.

Meeting facilities are accessible to persons with disabilities. Requests for alternative agenda document formats, meeting assistive listening devices or other considerations should be made through the Commission office at (916) 874-6662.

Closed captioning of this meeting is available using your television's set up menu or some remotes include a one-touch button.

NOTE: SOME LENGTHY ATTACHMENTS / EXHIBITS MAY NOT BE INCLUDED IN THIS PACKAGE, COPIES AVAILABLE UPON REQUEST.

AGENDA

ROLL CALL

PLEDGE OF ALLEGIANCE

ITEM NO. 1) CLOSED EXECUTIVE SESSION: CONFERENCE WITH LEGAL COUNSEL REGARDING ANTICIPATED LITIGATION – SIGNIFICANT EXPOSURE TO LITIGATION PURSUANT TO SUBDIVISION (B) OF SECTION 54956.9: TWO CASES

Action: Executive Session Report Out (If Necessary)

ITEM NO. 2) INTRODUCTION OF NEW SMCTC BOARD MEMBERS / ELECT CHAIR AND VICE-CHAIR

Action: Introduce and welcome new Board members; elect a Chair and Vice Chair.

ITEM NO. 3) PEG INTERCONNECTION BETWEEN COMCAST AND AT&T (CONTINUED FROM DECEMBER 4, 2008)

- Action:**
- 1) Hold a public hearing on the question of the technical feasibility of interconnection between the Comcast and AT&T systems and the reasonableness of terms and conditions for interconnection;
 - 2) Consider adoption, or modification and adoption of Resolution 08-010, finding that interconnection between the parties' systems is technically feasible, and ordering the parties to interconnect within 30 days of the resolution's adoption; and
 - 3) Determine, and incorporate into the resolution, the reasonable terms and conditions upon which such interconnection shall be provided by Comcast, and paid for by AT&T.

ITEM NO. 4) IMPLEMENTATION AND COLLECTION OF A 1% PEG FEE ON ALL STATE-AUTHORIZED CABLE OPERATORS WITHIN THE JURISDICTION OF THE SACRAMENTO METRO CABLE TELEVISION COMMISSION (SMCTC), BEGINNING MAY 1, 2009

Action: Adopt Resolution No. 09-001, determining to implement and collect a fee to support public, education, and government (PEG) channel facilities in the amount of one percent (1%) of gross revenues on cable television state franchisees within the jurisdiction of the SMCTC, beginning May 1, 2009.

ITEM NO. 5) REQUEST FOR AUTHORITY TO ISSUE SUBPOENA FOR AUDIT RELATING TO AT&T INC. FRANCHISE FEES

Action: Adopt Resolution No. 09-002, authorizing the issuance of a subpoena relating to an audit of AT&T, Inc's franchise fees.

ITEM NO. 6) SACRAMENTO METRO CABLE TELEVISION COMMISSION AUDIT REPORT

Action: Receive and file the final audit report of the Sacramento Metro Cable Television Commission for Fiscal Years Ending June 30, 2004, 2005, and 2006.

ITEM NO. 7) STAFF STATUS REPORTS – MEETING SCHEDULE / ADOPTION OF THE SACRAMENTO COUNTY 2009 ANNUAL INVESTMENT POLICY OF THE POOLED INVESTMENT FUND

- Action:**
- 1) Adopt Resolution No. 09-003, canceling the regular meeting of March 5, 2009;
 - 2) Receive and file the revised 2009 SMCTC meeting schedule;

3) Approve Resolution No. 09-004, adopting the County of Sacramento's 2009 Annual Investment Policy of the Pooled Investment Fund.

ITEM NO. 8) FRANCHISEE / LICENSEE GENERAL STATUS PRESENTATIONS

- Comcast
- SureWest
- Frontier
- AT&T

Action: Receive and File Status Reports

ITEM NO. 9) CHANNEL LICENSEE / GRANTEE STATUS PRESENTATIONS

- Access Sacramento
- SECC / BESTNet
- KVIE
- RCCTV
- Capital Public Radio

Action: Receive and File Status Reports

ITEM NO. 10) PUBLIC OPPORTUNITY TO DISCUSS MATTERS NOT ON THIS AGENDA BUT WITHIN COMMISSION JURISDICTION

Action: Receive and File Public Comments

ADJOURNMENT

*This meeting of the Sacramento Metropolitan Cable Television Commission will be cablecast on METRO CABLE 14, the government affairs channel, **LIVE Thursday, February 5, 2009 at 2:30 p.m. and REPEATED Saturday, February 7, 2009, at 1:00 p.m.** In addition, a VHS video copy of this meeting is available for check out from the Sacramento City/County Library (each meeting is available for 60 days following the meeting).*