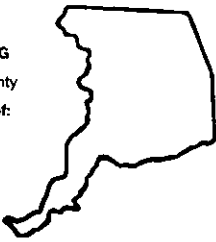


REPRESENTING
Sacramento County
and the Cities of:
Citrus Heights
Elk Grove
Folsom
Galt
Rancho Cordova
Sacramento



SACRAMENTO METROPOLITAN Cable television Commission

ROBERT A. DAVISON
EXECUTIVE DIRECTOR

901 H STREET, SUITE 206 • SACRAMENTO, CA 95814 • PHONE (916) 874-6661 • FAX (916) 447-1450
WWW.SACMETROCABLE.TV

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

ACTION SUMMARY

CALL TO ORDER/ROLL CALL

Acting Chair Sheedy called the meeting to order at 2:38 p.m.

Board Members Present: Robbie Waters, Don Nottoli, Andy Morin, Kevin McCarty, Art Gee (Alternate for Yee), Sandy Sheedy, Betty Williams (Alternate for Peters), James Shelby, Ted Wolter (Alternate for MacGlashan), Steve Detrick; Ex-Officio Robert McGarvey.

Board Members Absent: Roger Dickinson, Jimmy Yee, Susan Peters, Roberta MacGlashan

Staff Present: Executive Director Robert Davison, Legal Counsel Harriet Steiner, Administrative Services Officer Karen Liu

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

Legal Counsel Harriet Steiner announced there were two matters to address. The Board adjourned to closed session at 2:41 p.m. and reconvened at 2:54 p.m.

Legal Counsel Harriet Steiner announced the petition to FCC regarding Channel 99 has been filed and is now available to the public upon request.

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

Executive Director Davison introduced and welcomed newly appointed Board members Steve Detrick, representing the City of Elk Grove, and returning Board member James Shelby, representing the City of Citrus Heights. The departure of former Chair Mike Leary and Vice Chair Steve Miller necessitated the election of a new Chair and Vice-Chair.

Board Action:

On a motion by Robbie Waters, seconded by Kevin McCarty, the Board elected Don Nottoli as Chair.

AYES: UNANIMOUS VOICE VOTE: Waters, Nottoli, Morin, McCarty, Gee (Alternate for Yee),
Sheedy, Williams (Alternate for Peters), Shelby, Wolter (Alternate for MacGlashan), Detrick
NOES: None
ABSENT: Dickinson, Yee, Peters, MacGlashan
ABSTAIN: None

On a motion by Sandy Sheedy, seconded by Robert McGarvey, the Board elected Robbie Waters as Vice Chair.

AYES: UNANIMOUS VOICE VOTE: Waters, Nottoli, Morin, McCarty, Gee (Alternate for Yee),
Sheedy, Williams (Alternate for Peters), Shelby, Wolter (Alternate for MacGlashan), Detrick
NOES: None
ABSENT: Dickinson, Yee, Peters, MacGlashan
ABSTAIN: None

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

Executive Director Davison recommended continuance of the item.

Board Action:

On a motion by Sandy Sheedy, seconded by Robbie Waters, the Board continued the item to the April 2, 2009 regular meeting of the Sacramento Metro Cable Television Commission.

AYES: UNANIMOUS VOICE VOTE: Waters, Nottoli, Morin, McCarty, Gee (Alternate for Yee),
Sheedy, Williams (Alternate for Peters), Shelby, Wolter (Alternate for MacGlashan), Detrick
NOES: None
ABSENT: Dickinson, Yee, Peters, MacGlashan
ABSTAIN: None

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

Executive Director Davison presented an overview of staff's recommendation for the implementation and collection of a 1% PEG fee on all state-authorized cable operators within the jurisdiction of the Commission.

Board Action:

On a motion by Robbie Waters, seconded by Sandy Sheedy, the Board adopted 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. Staff will work with the local cable operators on the implementation and collection of the fee and outreach efforts.

AYES: ROLL CALL VOTE: Waters, Nottoli, Morin, McCarty, Gee (Alternate for Yee), Sheedy, Shelby, Detrick

NOES: Wolter (Alternate for MacGlashan)

ABSENT: Dickinson, Yee, Peters, MacGlashan

ABSTAIN: Williams (Alternate for Peters)

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

Betty Williams (Alternate for MacGlashan) departed at 3:24 p.m.

Legal Counsel Harriet Steiner presented the reasons for the request for authority to issue a subpoena.

Board Action:

On a motion by Sandy Sheedy, seconded by James Shelby, the Board adopted Resolution No. 09-002, authorizing the issuance of a subpoena relating to an audit of AT&T, Inc's franchise fees.

AYES: UNANIMOUS VOICE VOTE: Waters, Nottoli, Morin, McCarty, Gee (Alternate for Yee), Sheedy, Shelby, Wolter (Alternate for MacGlashan), Detrick

NOES: None

ABSENT: Dickinson, Yee, Peters, MacGlashan, Williams (Alternate for Peters)

ABSTAIN: None

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

Executive Director Davison gave a brief overview of the Sacramento Metro Cable Television Commission's Audit Report, as prepared by the Sacramento County Auditor's office.

Board Action:

The Board received and filed 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

The March 5, 2009 meeting will be left on the calendar and cancelled at the discretion of the Chair.

Board Action:

On a motion by James Shelby, seconded Sandy Sheedy, the Board approved Resolution No. 09-004, adopting the County of Sacramento's 2009 Annual Investment Policy of the Pooled Investment Fund.

AYES: UNANIMOUS VOICE VOTE: Waters, Nottoli, Morin, McCarty, Gee (Alternate for Yee), Sheedy, Shelby, Wolter (Alternate for MacGlashan), Detrick

NOES: None

ABSENT: Dickinson, Yee, Peters, MacGlashan, Williams (Alternate for Peters)

ABSTAIN: None

ITEM NO. 8) FRANCHISEE / LICENSEE GENERAL STATUS PRESENTATIONS

There were no Franchisee/Licensee presentations.

ITEM NO. 9) CHANNEL LICENSEE/GRANTEE STATUS PRESENTATIONS

The following Channel Licenses provided status reports:

Ron Cooper, ACCESS Sacramento Executive Director

Liz Rhodes, SECC Executive Director

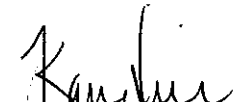
ITEM NO. 10) PUBLIC OPPORTUNITY TO DISCUSS MATTERS NOT ON THIS AGENDA BUT WITHIN COMMISSION JURISDICTION

There were no public requests to speak.

ADJOURNMENT:

With no additional business to conduct, the February 5, 2009 regular meeting was adjourned at 3:46 p.m.

Respectfully submitted,



KAREN LIU, Administrative Services Officer
Sacramento Metropolitan Cable Television Commission