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# SACRAMENTO METROPOLITAN Cable Television Commission

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ROBERT A. DAVISON, EXECUTIVE DIRECTOR

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**SACRAMENTO METROPOLITAN CABLE TELEVISION COMMISSION  
REGULAR BOARD MEETING  
Sacramento County Board Chambers – 700 H Street, Suite 1450  
Sacramento, California**

**THURSDAY, OCTOBER 4, 2012 - 2:30 P.M.**

**ACTION SUMMARY**

**CALL TO ORDER / ROLL CALL**

- A. Chair Turner called the meeting to order at 2:34 p.m.; Director Chong led the Pledge of Allegiance.
- B. Chair Turner introduced Celia Coronado, appointed Board Alternate for Supervisor Phil Serna.

Board Members Present: Mel Turner, Steve Detrick, Ted Wolter (Alternate for MacGlashan), Howard Schmidt (Alternate for Peters), Celia Coronado (Alternate for Serna) Aaron Chong (Alternate for Yee), Ex-Officio Robert McGarvey

Don Nottoli arrived at 3:30 p.m.

Board Members Absent: Roberta MacGlashan, Kevin McCarty, Andy Morin, Susan Peters, Phil Serna, Sandy Sheedy, Jay Schenirer, Jimmie Yee

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

**ITEM NO. 1) CLOSED EXECUTIVE SESSION:**

- A. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION (Pursuant to subdivision (a) of Government Code Section 54956.9) - CITY OF LOS ANGELES, SACRAMENTO METROPOLITAN CABLE TELEVISION COMMISSION, and CITY OF EL SEGUNDO vs. PACIFIC BELL TELEPHONE COMPANY, d/b/a SBC PACIFIC BELL TELEPHONE COMPANY, d/b/a AT&T CALIFORNIA, Los Angeles Superior Court, Central District, Case No. BC414272.

**Board Action:**

The Board adjourned to a closed session at 2:35 p.m.

Chair Turner reconvened the regular meeting at 2:47 p.m. Legal Counsel Harriet Steiner stated there was no reportable action.

**ITEM NO. 2) RESOLUTION NO. 2012-012, ADOPTING THE FISCAL YEAR 2012-13 FINAL GENERAL FUND BUDGET; AND RESOLUTION NO. 2012-013, ADOPTING THE FISCAL YEAR 2012-13 FINAL PEG FEE FUND BUDGET**

Executive Director Bob Davison reported the Fiscal Year 2012-13 General Fund and PEG Fee Fund final budgets includes minor adjustments to the proposed budgets, based on actual Fiscal Year 2011-12 revenues and expenditures and the resulting fund balances for Fiscal Year 2012-13. An adjustment of \$7,000 was added to the City of Galt's PEG fee funded project in the PEG Fee Fund budget.

**Board Action:**

On a motion by Director Detrick, seconded by Director Wolter, the Board approved Resolution No. 2012-012, Adopting the Fiscal Year 2012-13 Final General Fund (094A) Budget, and Resolution No. 2012-013, Adopting the Fiscal Year 2012-13 Final PEG Fee Fund (094B) Budget, to include all referenced documents in the budget staff report.

AYES: UNANIMOUS VOICE VOTE:

Steve Detrick, Ted Wolter (Alternate for MacGlashan), Howard Schmidt (Alternate for Peters), Celia Coronado (Alternate for Serna), Mel Turner, Aaron Chong (Alternate for Yee)

NOES: None

ABSENT: Roberta MacGlashan, Kevin McCarty, Andy Morin, Don Nottoli, Susan Peters, Phil Serna, Sandy Sheedy, Jay Schenirer, Jimmie Yee

ABSTAIN: None

**ITEM NO. 3) RESOLUTION NO. 2012-015, AMENDING THE EXECUTIVE DIRECTOR'S DELEGATION OF AUTHORITY TO EXECUTE AN OFFICE SPACE LEASE AGREEMENT WITH THE COUNTY OF SACRAMENTO**

Executive Director Bob Davison reported the Executive Director's Delegation of Authority to Execute an Office Space Lease Agreement was amended to incorporate the County's Department of Technology's support services cost, capped at \$229 per month. Since the additional cost exceeded the previously approved Executive Director's delegation, it delayed the execution of the Agreement by all parties. As a result, the Agreement will commence on November 1, 2012.

**Board Action:**

On a motion by Director Detrick, seconded by Director Chong, the Board approved Resolution No 2012-015, Amending the Executive Director's Delegation of Authority to Execute an Office Space Lease Agreement with the County of Sacramento.

AYES: UNANIMOUS VOICE VOTE:

Steve Detrick, Ted Wolter (Alternate for MacGlashan), Howard Schmidt (Alternate for Peters), Celia Coronado (Alternate for Serna), Mel Turner, Aaron Chong (Alternate for Yee)

NOES: None

ABSENT: Roberta MacGlashan, Kevin McCarty, Andy Morin, Don Nottoli, Susan Peters, Phil Serna, Sandy Sheedy, Jay Schenirer, Jimmie Yee

ABSTAIN: None

**ITEM NO. 4) RELOCATION OF RELIGIOUS COALITION FOR CABLE TELEVISION**

Executive Director Bob Davison reported Ron Hermann, Station Manager/Programmer Director for the Religious Coalition for Cable Television (RCCTV) contacted staff regarding the relocation of their offices from Sacramento to Rocklin. Although staff had concerns with the new location being outside of the Sacramento metropolitan area, the terms and conditions of their Channel License & Operations Agreement did not specifically address the issue of office relocation; nor did it preclude RCCTV from being located outside of the Sacramento area. With the understanding RCCTV will maintain a satellite office in Sacramento, staff recommended the Board support the relocation and review the matter after one year.

**Board Action:**

On a motion by Director Detrick, seconded by Director Coronado, the Board supported the relocation of the Religious Coalition for Cable Television to Rocklin, with review of the status after one year.

AYES: UNANIMOUS VOICE VOTE:  
Steve Detrick, Ted Wolter (Alternate for MacGlashan), Howard Schmidt (Alternate for Peters),  
Celia Coronado (Alternate for Serna), Mel Turner, Aaron Chong (Alternate for Yee)

NOES: None

ABSENT: Roberta MacGlashan, Kevin McCarty, Andy Morin, Don Nottoli, Susan Peters, Phil Serna,  
Sandy Sheedy, Jay Schenirer, Jimmie Yee

ABSTAIN: None

**ITEM NO. 5) RESOLUTION NO. 2012-014, APPROVING THE THIRD AMENDMENT TO THE CHANNEL LICENSE AND OPERATIONS AGREEMENT PERTAINING TO USE OF COMMUNITY PROGRAMMING CHANNEL(S)**

Executive Director Bob Davison explained the Channel License and Operations Agreements were inadvertently left out of the Fiscal Year 2012-13 budget packet as approved by the Board at their June 7, 2012 meeting. Consistent with the approved budget, adoption of Resolution No. 2012-014 would extend the term of the Agreements to June 30, 2014.

**Board Action:**

On a motion by Director Detrick, seconded by Director Chong, the Board approved Resolution No. 2012-014, Approving the Third Amendment to the Channel License and Operations Agreement Pertaining to Use of Community Programming Channel(s).

AYES: UNANIMOUS VOICE VOTE:  
Steve Detrick, Ted Wolter (Alternate for MacGlashan), Howard Schmidt (Alternate for Peters),  
Celia Coronado (Alternate for Serna), Mel Turner, Aaron Chong (Alternate for Yee)

NOES: None

ABSENT: Roberta MacGlashan, Kevin McCarty, Andy Morin, Don Nottoli, Susan Peters, Phil Serna,  
Sandy Sheedy, Jay Schenirer, Jimmie Yee

ABSTAIN: None

**ITEM NO. 6) AUDIT REPORT OF THE SACRAMENTO METROPOLITAN CABLE TELEVISION COMMISSION AS OF AND FOR THE FISCAL YEARS ENDED JUNE 30, 2010 & JUNE 30, 2011**

As a result of the Commission audit as of and for the fiscal years ended June 30, 2010 and June 30, 2011, Executive Director Bob Davison reported staff contacted Bickmore Risk Services to perform an actuarial valuation of other post-employment benefits (OPEB) to comply with GASB 45, relating to the accounting and financial reporting of those benefits for retirees. Staff took corrective action on the two audit findings which included modifying the current fixed asset policy to accurately present the depreciation calculation, to provide guidance for what should be included in the costs of capital assets, and to properly present capital assets in the government-wide financial statements. Staff will conduct annual physical inventory of fixed assets to determine asset impairment, identify obsolete equipment, and dispose of equipment in accordance with the Commission's Fixed Asset Disposal Policy; the fixed asset list will then be updated accordingly.

**Board Action:**

The Board received and filed the audit report of the Sacramento Metropolitan Cable Television Commission, as of and for the fiscal years ended June 30, 2010 and June 30, 2011.

**ITEM NO. 7) ACTUARIAL REPORT ON GASB 45 RETIREE BENEFIT VALUATION**

As recommended by the Auditor during the Fiscal Years 2009-10 & 2010-11 Audit, Executive Director Bob Davison explained staff contacted Bickmore Risk Services to perform an actuarial valuation of other post-employment benefits (OPEB), which pays for medical coverage for eligible retirees. The results of the valuation were prepared with the current pay-as-you-go funding policy for the Fiscal Years ended June 30, 2010, June 30, 2011, and June 30, 2012. Staff is asking the Board provide direction to proceed with back-to-back actuarial valuations through the fiscal year ending 2015-16 and return in June 2013 to present as part of the annual budget process, the findings to include OPEB funding methods and options.

**Board Action:**

On a motion by Director Detrick, seconded by Director Schmidt, the Board received and filed the July 1, 2009 actuarial valuation of the Commission's Other Post-Employment Benefit (OPEB) liabilities and directed staff to proceed with back-to-back actuarial valuations through Fiscal Year 2015-16.

AYES: UNANIMOUS VOICE VOTE:

Steve Detrick, Ted Wolter (Alternate for MacGlashan), Howard Schmidt (Alternate for Peters), Celia Coronado (Alternate for Serna), Mel Turner, Aaron Chong (Alternate for Yee)

NOES: None

ABSENT: Roberta MacGlashan, Kevin McCarty, Andy Morin, Don Nottoli, Susan Peters, Phil Serna, Sandy Sheedy, Jay Schenirer, Jimmie Yee

ABSTAIN: None

**ITEM NO. 8) RESOLUTION NO. 2012-016, AMENDING THE FIXED ASSETS CAPITALIZATION POLICY**

Executive Director Bob Davison explained Resolution No. 2012-016 amends the Commission's Fixed Assets Capitalization to accurately present the depreciation calculation, to provide guidance for what should be included in the costs of capital assets, and to properly present capital assets in the government-wide financial statements.

**Board Action:**

On a motion by Director Detrick, seconded by Director Schmidt, the Board approved Resolution No. 2012-016, Amending the Fixed Assets Capitalization Policy for the Sacramento Metropolitan Cable Television Commission.

AYES: UNANIMOUS VOICE VOTE:  
Steve Detrick, Ted Wolter (Alternate for MacGlashan), Howard Schmidt (Alternate for Peters), Celia Coronado (Alternate for Serna), Mel Turner, Aaron Chong (Alternate for Yee)

NOES: None

ABSENT: Roberta MacGlashan, Kevin McCarty, Andy Morin, Don Nottoli, Susan Peters, Phil Serna, Sandy Sheedy, Jay Schenirer, Jimmie Yee

ABSTAIN: None

**ITEM NO. 9) DECLARATION OF SURPLUS PROPERTY (FIXED ASSETS)**

Executive Director Bob Davison recommended the Board receive and file the list of fixed assets declared as surplus property, as a result of the Commission's Fiscal Year 2009-10 & Fiscal Year 2010-11 Audit.

**Board Action:**

The Board received and filed the list of fixed assets declared as surplus property.

**ITEM NO. 10) GENERAL ADMINISTRATIVE REPORT**

Executive Director Bob Davison provided an update of PEG Fee funded projects and reported County staff will present the Board Chambers Technology and Dais Upgrade project to the Board of Supervisors on October 16; it is anticipated construction will be scheduled during the Board's 2013 summer recess.

The Board recognized Metro Cable Technical Coordinator Bill Piper for his 20 years of service; Legal Counsel Harriet Steiner was acknowledged for being nominated by her peers as one of the Best Lawyers in 2012 for municipal law and litigation.

The Board received and filed the 2013 Board Meeting schedule; with the Chair's concurrence, staff will cancel meetings that are not needed for the remainder of 2012.

**ITEM NO. 11) STATE FRANCHISEE/LICENSEE REPORTS**

There were no reports from State Franchisees/Licensees.

**ITEM NO. 12) CHANNEL LICENSEE/GRANTEE REPORTS**

- A. Liz Rhodes, Executive Director for the Sacramento Educational Cable Consortium reported Phase III of the BESTNet project is moving along well; cost overruns are being absorbed by Comcast.
- B. Ron Cooper, Executive Director for ACCESS Sacramento reported Roger Niello, President and CEO of the Sacramento Metro Chamber will open the Alliance for Community Media Conference scheduled for October 18-20, 2012. Executive Director Bob Davison and Legal Counsel Harriet Steiner will participate on panels at the conference.

- C. David Lowe, General Manager for KVIE expressed concerns about statements made during the presidential debate related to cutting federal subsidies to PBS. Mr. Lowe stated the cuts would be a job killer in Sacramento; the public believes funding for PBS is considered to be the second most valuable use of public funds behind national defense.

**ITEM NO. 13) PUBLIC COMMENTS**

The Board received testimony from Michelle Allen, a Comcast cable subscriber regarding signal transmission quality and refresh rate issues related to her Samsung high definition television. Legal Counsel Harriet Steiner stated the Commission did not regulate signal quality. The Board asked staff to research the matter to determine if others are experiencing the same problem elsewhere in California and to keep the Board apprised on the matter.

**ADJOURNMENT**

With no additional business to conduct, Chair Turner adjourned the regular meeting at 4:01 p.m.

Respectfully submitted,



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Karen Liu, Clerk / Secretary to the Board  
Sacramento Metropolitan Cable Television Commission