

SACRAMENTO METROPOLITAN CABLE TELEVISION COMMISSION

799 G Street, 4th Floor, Sacramento, CA 95814 ♦ (916) 874-6661 ♦ Fax: (916) 854-9666 ♦ www.sacmetroable.tv

A Joint Powers Agency Representing Sacramento County and the Cities of Citrus Heights, Elk Grove, Folsom, Galt, Rancho Cordova and Sacramento

SACRAMENTO METROPOLITAN CABLE TELEVISION COMMISSION SPECIAL BOARD MEETING

Sacramento County Board Chambers
700 H Street, Suite 1450
Sacramento, California

WEDNESDAY, JULY 19, 2017 - 2:30 P.M.

ACTION SUMMARY

CALL TO ORDER / ROLL CALL

Chair Detrick called the meeting to order at 2:30 p.m. and welcomed Councilmember Albert J. Fox, representing the City of Citrus Heights.

Director Fox led the Pledge of Allegiance.

Board Members Present: Steve Detrick, Albert J. Fox, Matt Hedges (Alternate for Sue Frost), Sarah Pollo (Alternate for Eric Guerra), Consuelo Hernandez (Alternate for Steve Hansen), Lori Heuer, Susan McKee (Alternate for Kennedy), Howard Schmidt (Alternate for Peters), Lisa Nava (Alternate for Serna)

Board Member Matt Bryant (Alternate for Larry Carr) arrived at 2:39 p.m.;
Board Member Don Nottoli arrived at 2:42 p.m.

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

ITEM NO. 1) CONFERENCE WITH LEGAL COUNSEL

- A. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION
Government Code Section 54956.9
Name of Case: Comcast of Sacramento I, LLC, ET AL. v. SMCTC
Case No. 2:16-CV-01264-WBS-EFB
- B. CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION
Initiation of Litigation Pursuant to Paragraph (4) of Subdivision (d) of
Section 54956.9: 2 Cases

Board Action:

The Board adjourned to a closed session at 2:33 p.m.

Chair Detrick reconvened the meeting at 3:05 p.m. and announced there was nothing to report.

ITEM NO. 2) FISCAL YEAR 2017-18 GENERAL FUND & PEG FEE FUND PROPOSED BUDGETS

Executive Director Bob Davison provided an overview of the components of the Fiscal Year 2017-18 Proposed Budgets for the General Fund (094A) and the PEG Fee Fund (094B).

Board Action:

On a motion by Director Nottoli, seconded by Director Hedges, the Board approved Resolution No. 2017-002, Adopting the Fiscal Year 2017-18 Proposed General Fund (094A) Budget and Resolution No. 2017-003, Adopting the Fiscal Year 2017-18 Proposed PEG Fee Fund, to include the following documents in the staff report:

- Fiscal Years 2016-17 Budgeted/Actuals and 2017-18 Proposed General Fund Budget (Exhibit 1)
- Fiscal Years 2016-17 Budgeted/Actuals and 2017-18 Proposed PEG Fee Fund Budget (Exhibit 2)
- Fiscal Year 2017-18 PEG Fee Funding Proposal – Member Agencies/Metro Cable/Channel Licensees (Exhibit 3)
- Resolution No. 2017-004, Approving an Amendment to the Commission Legal Counsel Services Retainer Agreement (Attachment 3)
- Fiscal Year 2017-18 Amendment to Legal Counsel Retainer Agreement (Attachment 4)
- Resolution No. 2017-005, Approving an Amendment to the VITAC (formerly Caption Colorado) Agreement (Attachment 5)
- Fiscal Year 2017-18 Amendment to Closed Captioning Agreement (Attachment 6)
- Caption Colorado Agreement for Closed Captioning Services - (Attachment 7)
- Resolution No. 2017-006, Approving and Authorizing Execution of the PEG Fee Funding Agreement for Member Agencies of SMCTC (Attachment 8)
- Fiscal Year 2017-18 PEG Fee Pro Forma Funding Agreement for Member Agency (Attachment 9)
- Resolution No. 2017-007, Approving and Authorizing Execution of the Annual Funding and Performance Agreement for Channel Licensees of SMCTC (Attachment 10)
- Fiscal Year 2017-18 Annual Funding & Performance Pro Forma Agreement for Channel Licensee (Attachment 11)
- Fiscal Year 2017-18 Annual Funding & Performance Pro Forma Agreement for SECC (Attachment 12)
- Fiscal Year 2017-18 Annual Performance Agreement for Interfaith Service Bureau DBA Sacramento Faith TV (Attachment 13)
- Fiscal Year 2017-18 Proposed Staffing (Attachment 14)
- Fiscal Year 2017-18 PEG Fee Funding Requests – Members Agencies (Attachments 15-21)
- Fiscal Year 2017-18 PEG Fee Funding Requests – Channel Licensees (Attachments 22-25)

Staff was directed to schedule a discussion at the September Board meeting on the completion of the BESTNet project, and to extend a formal invitation to representatives at Comcast, SECC, and the School Districts to attend the meeting so they can join in on the discussion.

The Board also directed staff to come back with a proposal by the end of the year on modifying the current policy for recommended annual adjustments to the operations base for the Channel Licensees, which could take into account factors such as minimum wage requirements and higher insurance premiums.

AYES: Detrick, Bryant (Alternate for Carr), Fox, Hedges (Alternate for Frost), Pollo (Alternate for Guerra), Hernandez (Alternate for Hansen), Heuer, McKee (Alternate for Kennedy), Nottoli, Schmidt (Alternate for Peters), Nava (Alternate for Serna)

NOES: None

ABSTAIN: None

ABSENT: None

Director Pollo departed at 4:00 p.m.

ITEM NO. 3) RESOLUTION NO. 2017-008, APPROVING THE SEVENTH AMENDMENT TO THE LICENSE & OPERATIONS AGREEMENTS PERTAINING TO USE OF COMMUNITY PROGRAMMING CHANNEL(S)

Executive Director Bob Davison stated the purpose of the seventh amendment to the License and Operations Agreement pertaining to the use of community programming channels, is to amend the term end date to June 30, 2018.

Board Action:

On a motion by Director Heuer, seconded by Director Nottoli, the Board approved Resolution No. 2017-008, Approving the Seventh Amendment to the License & Operations Agreements Pertaining to Use of Community Programming Channel(s).

AYES: Detrick, Bryant (Alternate for Carr), Fox, Hedges (Alternate for Frost), Hernandez (Alternate for Hansen), Heuer, McKee (Alternate for Kennedy), Nottoli, Schmidt (Alternate for Peters), Nava (Alternate for Serna)

NOES: None

ABSTAIN: None

ABSENT: Pollo (Alternate for Guerra)

ITEM NO. 4) AUDITED FINANCIAL STATEMENTS AND OTHER REPORTS FOR THE FISCAL YEARS ENDED JUNE 30, 2014 AND JUNE 30, 2015

Executive Director Bob Davison reviewed the findings from the Cable Commission's audited financial statements for the Fiscal Years ended June 30, 2014, and reported on management responses to the findings.

Board Action:

The Board received and filed the audited financial statements and other reports for the Sacramento Metropolitan Cable Television Commission as of and for the fiscal years ended June 30, 2014 and June 30, 2015.

ITEM NO. 5) COUNTY OF SACRAMENTO'S CALENDAR YEAR 2017 INVESTMENT POLICY FOR THE POOLED INVESTMENT POOL

Executive Director Bob Davison stated since the Commission's funds are invested in the County's Pooled Fund, it is recommended the Board receive and file the County's 2017 Investment Policy for the Pooled Investment Fund.

Board Action:

The Board received and filed the County of Sacramento's Calendar Year 2017 Investment Policy for the Pooled Investment Pool.

Director Nottoli departed at 4:06 p.m.

ITEM NO. 6) REVIEW OF FRANCHISE & PEG FEES PAID BY AT&T FOR CALENDAR YEARS 2014 AND 2015

Executive Director Bob Davison provided an overview of the review of franchise & PEG fees paid by AT&T for Calendar Years 2014 and 2015, along with the findings. He reported that AT&T has already issued payment for the amounts owed to the Commission as a result of the review performed.

Board Action:

The Board received and filed the review of franchise and PEG fees remitted to the Sacramento Metropolitan Cable Television Commission by AT&T, Inc. for the period January 1, 2014 through December 31, 2015.

ITEM NO. 7) GENERAL ADMINISTRATION REPORT

Executive Director Bob Davison reported on the following items:

- Quarterly meetings are scheduled for September 7, 2017 and December 7, 2017 for the remainder of the year.
- CPS HR Consulting has been retained to perform a compensation and classification study; it is anticipated a report will be presented to the Board at either the September or December 2017 meeting;
- an update on the lobbying efforts of Telecom Advocacy Coalition.

ITEM NO. 8) CHANNEL LICENSEE REPORTS

Brian Weitzel, the Video Production and Broadcasting teacher at Del Campo High School thanked the Cable Commission for the SEVA lab grant, which resulted in the implementation of a TV studio at Del Campo High. A video was shown of students working in the studio.

David Lowe, President of KVIE thanked the Board for the approving the PEG equipment funding for the new fiscal year. A video showcasing the use of PEG equipment approved in past years was shown; a clip of Ken Burns' special on the Vietnam War was also shown. The Vietnam War special will premiere on September 17, 2017; the PR material will be disseminated to staff when available.

Gary Martin, Executive Director for Access Sacramento announced that have a new Board chair; Access Sacramento will host the ACM western state regional conference which will be held in March 2018 at the Embassy Suites. Gary invited the Board to tour the Coloma Center, which houses new PEG equipment that have been purchased.

ITEM NO. 9) STATE FRANCHISEE REPORTS

There were no representatives present from the State franchisees.

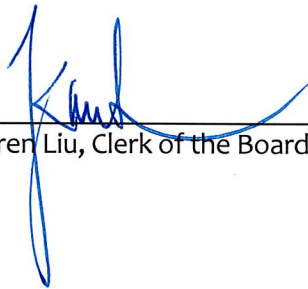
ITEM NO. 10) PUBLIC COMMENTS

There were no comments received from the public.

ADJOURNMENT

With no other business to conduct, Chair Detrick adjourned the Special Meeting at 4:27 p.m.

Respectfully submitted,



Karen Liu, Clerk of the Board