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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, JUNE 4, 2009 - 2:30 P.M.

ACTION SUMMARY

CALL TO ORDER / ROLL CALL

Chair Nottoli called the meeting to order at 2:34 p.m. and led the Pledge of Allegiance.

Board Members Present: Don Nottoli, Robbie Waters, Cortez Quinn (Alternate for Dickinson), Kevin McCarty, Art Gee (Alternate for Yee), Sandy Sheedy, James Shelby, Wolter (Alternate for MacGlashan), and Ex-Officio Robert McGarvey

Board Members Absent: Roger Dickinson, Andy Morin, Jimmy Yee, Susan Peters, Roberta MacGlashan, Steve Detrick

Staff Present: Executive Director Robert Davison, Legal Counsel Harriet Steiner, 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.
- B) CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION (Pursuant to subdivision (a) of Government Code Section 54956.9) - Petitions for Declaratory Ruling Regarding Public, Educational, and Governmental Programming, Federal Communications Commission: CSR-81126, CSR-8127, CSR-8128 (MB DOCKET NO. 09-13).

Legal Counsel Harriet Steiner announced there were two matters to address. The Board adjourned to a closed session at 2:38 p.m. and reconvened at 2:49 p.m.

Board Action:

Chair Nottoli announced there was no reportable action.

ITEM NO. 2) SACRAMENTO METRO CABLE TELEVISION COMMISSION'S PROPOSED/FINAL FISCAL YEAR 2009-10 BUDGET

Executive Director Bob Davison provided an overview of the budget and summarized the five major components of the budget as follows: Component 1 – Administration and Regulation, Component 2 – Closed Captioning, Component 3 – Metro Cable, Component 4 – Community Programming, and Component 5 – Franchise Fee Revenue Distribution to Parental Entities.

Channel Licensee representatives voiced their support of the proposed budget.

Board Action:

On a motion by James Shelby, seconded by Kevin McCarty, the following action was taken:

- 1) The Board adopted Resolution No. 09-007, approving the proposed/final Fiscal Year 2009-10 budget totaling \$13,825,200; and approved the Channel Licensee-Grantee Annual Funding and Performance Agreements for Sacramento Educational Cable Consortium, Access Sacramento, KVIE, Religious Coalition for Cable Television, and Capital Public Radio.
- 2) The Board authorized the Chair to execute the Service Agreement Amendments for Legal Counsel McDonough Holland & Allen and Consultant Rich Esposto.
- 3) The Board adopted the following Resolutions:
 - a) Resolution No. 09-008, confirming the Employer's Contribution Under the Public Employees' Medical and Hospital Care Act;
 - b) Resolution No. 09-009, approving an agreement for Legal Counsel Service with McDonough Holland & Allen;
 - c) Resolution No. 09-010, approving an agreement for Consulting Service with Richard Esposto.

AYES: UNANIMOUS VOICE VOTE: Nottoli, Waters, Cortez Quinn (Alternate for Dickinson), McCarty, Gee (Alternate for Yee), Sheedy, Shelby, Wolter (Alternate for MacGlashan)

NOES: None

ABSENT: Dickinson, Morin, Yee, Peters, MacGlashan, Detrick

ABSTAIN: None

ITEM NO. 3) ELECT CHAIRPERSON AND VICE CHAIRPERSON**Board Action:**

On a motion by Kevin McCarty, seconded by Sandy Sheedy, the Board nominated Robbie Waters as Chair for Fiscal Year 2009-10.

AYES: UNANIMOUS VOICE VOTE: Nottoli, Waters, Cortez Quinn (Alternate for Dickinson), McCarty, Gee (Alternate for Yee), Sheedy, Shelby, Wolter (Alternate for MacGlashan)

NOES: None

ABSENT: Dickinson, Morin, Yee, Peters, MacGlashan, Detrick

ABSTAIN: None

On a motion by James Shelby, seconded by Kevin McCarty, the Board elected Andy Morin as Vice-Chair for Fiscal Year 2009-10. Executive Director Bob Davison will inform Director Morin of his appointment, as he was not present at the meeting.

AYES: UNANIMOUS VOICE VOTE: Nottoli, Waters, Cortez Quinn (Alternate for Dickinson), McCarty, Gee (Alternate for Yee), Sheedy, Shelby, Wolter (Alternate for MacGlashan)

NOES: None

ABSENT: Dickinson, Morin, Yee, Peters, MacGlashan, Detrick

ABSTAIN: None

ITEM NO. 4) STAFF REPORT: LEGISLATIVE UPDATE / MEETING SCHEDULE / MISCELLANEOUS

Executive Director Robert Davison recommended the Board cancel the July 2, 2009 regular meeting, due to the Board of Supervisors' summer recess. Cancellation of the August 6, 2009 meeting would be at the discretion of the Chair based on the need to meet.

Bill Piper, Metro Cable's Technical Director was recognized for his contributions with the recent replacement of switchers in the control room and Metro Cable van.

Staff reported eleven complaints have been received as a result of the PEG Fee implementation.

Board Action:

On a motion by James Shelby, seconded by Cortez Quinn, the Board adopted Resolution No. 09-011, cancelling the July 2, 2009 regular meeting.

AYES: UNANIMOUS VOICE VOTE: Nottoli, Waters, Cortez Quinn (Alternate for Dickinson), McCarty, Gee (Alternate for Yee), Sheedy, Shelby, Wolter (Alternate for MacGlashan)

NOES: None

ABSENT: Dickinson, Morin, Yee, Peters, MacGlashan, Detrick

ABSTAIN: None

ITEM NO. 5) FRANCHISEE / LICENSEE PRESENTATIONS

- Comcast
- SureWest
- Frontier
- AT&T

Board Action:

The Board received a report from Marian Jackson, Comcast's Director of Government Affairs, indicating Comcast is renewing the PEG Interconnect Agreement with SureWest.

Ted Wolter (Alternate for MacGlashan) left at 3:29 p.m.

ITEM NO. 6) CHANNEL LICENSEE / GRANTEE PRESENTATIONS

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

Board Action:

The Board received status reports from SECC Executive Director Liz Rhodes, Capital Public Radio Director of Development and Marketing Arla Gibson, and Access Sacramento Executive Director Ron Cooper.

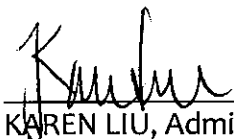
ITEM NO. 7) PUBLIC OPPORTUNITY TO DISCUSS MATTERS NOT ON THIS AGENDA BUT WITHIN COMMISSION JURISDICTION

The Board did not receive any requests to speak.

ITEM NO. 8) ADJOURNMENT

With no additional business to conduct, the June 4, 2009 regular meeting was adjourned at 3:40 p.m.

Respectfully submitted,



KAREN LIU, Administrative Services Officer
Sacramento Metropolitan Cable Television Commission