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SACRAMENTO METROPOLITAN Cable Television Commission

901 H Street, Suite 206 ♦ Sacramento, CA 95814 ♦ www.sacmetroable.tv

Phone: (916) 874-6661 ♦ Fax: (916) 854-9666

ROBERT A. DAVISON, EXECUTIVE DIRECTOR

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

THURSDAY, JUNE 7, 2012 - 2:30 P.M.

ACTION SUMMARY

CALL TO ORDER / ROLL CALL

- A. Chair Morin called the meeting to order at 2:32 p.m. and led the Pledge of Allegiance.
- B. Newly appointed Board Alternate Celia Coronado for Phil Serna was not present, since he was able to attend the meeting.

Board Members Present: Andy Morin, Steve Detrick, Ted Wolter (Alternate for MacGlashan), Howard Schmidt (Alternate for Peters), Phil Serna, Mel Turner, Aaron Chong (Alternate for Yee), Ex-Officio Robert McGarvey; Don Nottoli arrived at 2:40 p.m.

Board Members Absent: Roberta MacGlashan, Kevin McCarty, Susan Peters, 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. Board Alternate Howard Schmidt recused himself due to a conflict of interest.

Chair Morin reconvened the regular meeting at 2:42 p.m. Legal Counsel Harriet Steiner stated there was no reportable action.

Due to a conflict in his schedule, Director Mel Turner left the meeting at 3:26 p.m.

ITEM NO. 2) RESOLUTION NO. 2012-002, ADOPTING THE FISCAL YEAR 2012-13 PROPOSED GENERAL FUND BUDGET; AND RESOLUTION NO. 2012-003, ADOPTING THE FISCAL YEAR 2012-13 PROPOSED PEG FEE FUND BUDGET

Executive Director Bob Davison presented an overview of the proposed Fiscal Year 2012-13 General Fund and PEG Fee Fund Budgets. The General Fund (094A) Budget proposes \$12.7 million in expenditures to be funded with \$12 million of projected franchise fee revenue and the balance of Fiscal Year 2011-12 carryover funds. The proposed PEG Fee Fund (094B) Budget is based on \$2.35 million of PEG fee revenue, with expenditures of \$4.65 million; the budget includes Fiscal Year 2011-12 carryover funds of approximately \$2.3 million.

Discussion ensued about the County of Sacramento's Board of Supervisors' Council Chambers project. The Board concurred PEG Fee funding requested for the project can be set aside, with the stipulation County staff is to present the proposed project to the Board of Supervisors before work commences.

Board Action:

On a motion by Director Don Nottoli, seconded by Director Phil Serna, the Board approved Resolution No. 2012-002, Adopting the Fiscal Year 2012-13 Proposed General Fund (094A) Budget, and Resolution No. 2012-003, Adopting the Fiscal Year 2012-13 PEG Fee Fund (094B) Budget, to include the following documents:

- Resolution No. 2012-004, Confirming the Employer's Contribution under the PEMHCA
- Resolution No. 2012-005, Approving an Amendment to the Commission Legal Counsel Services Retainer Agreement
- Resolution No. 2012-006, Approving an Amendment to the Commission Consulting Services Agreement
- Resolution No. 2012-007, Approving an Amendment to the Caption Colorado Agreement
- Staffing for Fiscal Year 2012-13
- Channel Licensees' Annual Funding and Performance Agreements
- RCCTV's Annual Performance Agreement
- Resolution No 2012-008, Approving and Authorizing Execution of the PEG Fee Funding Agreement for Member Agencies of the Sacramento Metropolitan Cable Television Commission
- Fiscal Year 2012-13 PEG Fee Funding Pro Forma Agreement for Member Agency of the Sacramento Metropolitan Cable Television Commission

AYES: UNANIMOUS ROLL CALL VOTE:

Andy Morin, Steve Detrick, Ted Wolter (Alternate for MacGlashan), Howard Schmidt (Alternate for Peters), Phil Serna, Aaron Chong (Alternate for Yee)

NOES: None

ABSENT: Roberta MacGlashan, Kevin McCarty, Susan Peters, Jay Schenirer, Sandy Sheedy, Mel Turner, Jimmie Yee

ABSTAIN: None

ITEM NO. 3) RESOLUTION NO. 2012-009, APPROVING ADOPTION OF GOVERNMENTAL ACCOUNTING STANDARDS BOARD STATEMENT 54 STANDARDS AND APPLICATIONS

Executive Director Bob Davison reported the County Auditor informed staff during a recent audit the Commission is required to implement Statement 54 issued by the Governmental Accounting Standards Board (GASB), relating to fund balance reporting and governmental fund type definitions. The intent of the Statement is to bring greater transparency and consistency to fund balance reporting in the governmental sector. There are no fiscal impacts with implementation of Statement 54.

Board Action:

On a motion by Director Andy Morin, seconded by Director Steve Detrick, the Board approved Resolution No. 2012-009, Approving Adoption of GASB Statement 54 Standards and Applications.

AYES: UNANIMOUS VOICE VOTE:
Andy Morin, Steve Detrick, Ted Wolter (Alternate for MacGlashan), Howard Schmidt (Alternate for Peters), Phil Serna, Aaron Chong (Alternate for Yee)

NOES: None

ABSENT: Roberta MacGlashan, Kevin McCarty, Susan Peters, Jay Schenirer, Sandy Sheedy, Mel Turner, Jimmie Yee

ABSTAIN: None

ITEM NO. 4) RESOLUTION NO. 2012-010, DELEGATING AUTHORITY TO THE EXECUTIVE DIRECTOR TO EXECUTE AN OFFICE SPACE LEASE AGREEMENT WITH THE COUNTY OF SACRAMENTO

With the Commission office lease expiring September 30, 2012, Executive Director Bob Davison explained staff contacted the County of Sacramento to discuss renting available office space. The County is agreeable to leasing space at the same cost per square feet the Commission currently pays, with no escalation to square footage cost should the Commission sign a five-year lease. Staff will work with County staff to final a lease agreement for an occupancy date of October 1, 2012.

Board Action:

On a motion by Director Andy Morin, seconded by Director Steve Detrick, the Board approved Resolution No. 2012-010, Delegating Authority to the Executive Director to Execute an Office Space Lease Agreement with the County of Sacramento for a 5-year term.

AYES: UNANIMOUS VOICE VOTE:
Andy Morin, Steve Detrick, Ted Wolter (Alternate for MacGlashan), Howard Schmidt (Alternate for Peters), Phil Serna, Aaron Chong (Alternate for Yee)

NOES: None

ABSENT: Roberta MacGlashan, Kevin McCarty, Susan Peters, Jay Schenirer, Sandy Sheedy, Mel Turner, Jimmie Yee

ABSTAIN: None

ITEM NO. 5) RESOLUTION NO. 2012-011, AUTHORIZING THE COMMISSION TO TERMINATE PARTICIPATION IN CALIFORNIA STATE ASSOCIATION OF COUNTIES - EXCESS INSURANCE AUTHORITY'S INSURANCE PROGRAMS AND ENTER INTO MEMBERSHIP WITH GSRMA TO PARTICIPATE IN GSRMA'S INSURANCE PROGRAMS

Executive Director Bob Davison reported at the request of the County's Risk Management office, the Golden State Risk Management Authority (GSRMA) prepared proposals to provide coverage to the Commission for workers' compensation, general liability and property insurance. The premiums quoted are considerably less than can be obtained with the current provider. The rates will be locked for three years with a three-year commitment on the Commission's part to join GSRMA.

Board Action:

On a motion by Director Don Nottoli, seconded by Director Steve Detrick, the Board approved Resolution No. 2012-011, Authorizing the Commission to terminate participation in California State Association of Counties – Excess Insurance Authority's insurance programs and enter into membership with Golden State Risk Management Authority (GSRMA) to participate in their insurance programs; authority was granted to the Chair and Executive Director to execute all documents for a July 1, 2012 effective date.

AYES: UNANIMOUS VOICE VOTE:
Andy Morin, Steve Detrick, Ted Wolter (Alternate for MacGlashan), Howard Schmidt (Alternate for Peters), Phil Serna, Aaron Chong (Alternate for Yee)

NOES: None

ABSENT: Roberta MacGlashan, Kevin McCarty, Susan Peters, Jay Schenirer, Sandy Sheedy, Mel Turner, Jimmie Yee

ABSTAIN: None

ITEM NO. 6) FISCAL YEAR 2012-13 CHAIR AND VICE-CHAIR ELECTION

Director Don Nottoli thanked outgoing Chair Andy Morin for his services in the past two years.

Board Action:

On a motion by Director Andy Morin, seconded by Director Don Nottoli, Director Mel Turner was nominated Chair for Fiscal Year 2012-13.

AYES: UNANIMOUS VOICE VOTE:
Andy Morin, Steve Detrick, Ted Wolter (Alternate for MacGlashan), Howard Schmidt (Alternate for Peters), Phil Serna, Aaron Chong (Alternate for Yee)

NOES: None

ABSENT: Roberta MacGlashan, Kevin McCarty, Susan Peters, Jay Schenirer, Sandy Sheedy, Mel Turner, Jimmie Yee

ABSTAIN: None

On a motion by Director Don Nottoli, seconded by Director Ted Wolter, Director Steve Detrick was nominated Vice-Chair for Fiscal Year 2012-13.

AYES: UNANIMOUS VOICE VOTE:
Andy Morin, Steve Detrick, Ted Wolter (Alternate for MacGlashan), Howard Schmidt (Alternate for Peters), Phil Serna, Aaron Chong (Alternate for Yee)

NOES: None

ABSENT: Roberta MacGlashan, Kevin McCarty, Susan Peters, Jay Schenirer, Sandy Sheedy, Mel Turner, Jimmie Yee

ABSTAIN: None

ITEM NO. 7) STAFF STATUS REPORT / MISCELLANEOUS ITEMS

Executive Director Bob Davison provided status reports on PEG fee funded projects. Board meetings for the remainder of 2012 will be scheduled on an as needed basis; meetings will be cancelled with the Chair's concurrence.

ITEM NO. 8) STATE FRANCHISEE / LICENSEE REPORTS

Representatives from AT&T, Comcast, and SureWest were not in attendance.

ITEM NO. 9) CHANNEL LICENSEE / GRANTEE REPORTS

Liz Rhodes, Executive Director of the Sacramento Educational Cable Consortium thanked the Board for approval of the budgets and shared a DVD of the annual SEVA Awards night.

Ron Cooper, Executive Director of Access Sacramento expressed appreciation to the Commission staff during the budget process; he acknowledged the collective efforts of all the agencies that provide invaluable programs for the benefit of the community.

David Lowe, General Manager of KVIE thanked the Board for their continued support.

ITEM NO. 10) PUBLIC COMMENTS

There were no public comments.

ADJOURNMENT

With no additional business to conduct, Chair Morin adjourned the regular meeting at 4:04 p.m.

Respectfully submitted,



Karen Liu

Clerk / Secretary to the Board