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SACRAMENTO METROPOLITAN Cable Television Commission

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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, APRIL 3, 2014 - 2:30 P.M.

ACTION SUMMARY

CALL TO ORDER / ROLL CALL

Chair Detrick called the meeting to order at 2:31 p.m. Director Turner led the Pledge of Allegiance.

Board Members Present: Steve Detrick, Ted Wolter (Alternate for MacGlashan), Kevin McCarty, Howard Schmidt (Alternate for Peters), Lisa Nava (Alternate for Serna), Mel Turner, Allen Warren, Aaron Chong (Alternate for Yee)

Board Members Absent: Roberta MacGlashan, Andy Morin, Don Nottoli, Susan Peters, Phil Serna, Jay Schenirer, Jimmie Yee, Ex-Officio Donald Terry

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

ITEM NO. 1) AT&T CHANNEL 99 U-VERSE PEG LITIGATION SETTLEMENT

Legal Counsel Harriet Steiner presented the terms of the AT&T Channel 99 U-Verse PEG Litigation Settlement.

Board Action:

The Board received and filed the report of the AT&T Channel 99 U-Verse PEG Litigation Settlement.

ITEM NO. 2) REVIEW OF FRANCHISE AND PEG FEES REMITTED BY COMCAST CABLE COMMUNICATIONS, INC. FOR THE PERIOD JANUARY 1, 2011 TO DECEMBER 31, 2012

Executive Director Bob Davison presented the results of the review of the franchise and PEG fees remitted by Comcast Cable Communications, Inc. to the Commission for the period January 1, 2011 through December 21, 2012. Staff will notify Comcast of the two findings identified and invoice them for the unpaid fees and applicable interest owed for the period reviewed.

Board Action:

The Board received and filed the report of the review of franchise & PEG fees remitted to the Commission by Comcast Cable Communications, Inc. for the period January 1, 2011 through December 31, 2012.

ITEM NO. 3) TIME WARNER CABLE MERGER WITH COMCAST CORPORATION

Executive Director Bob Davison announced the merger announcement was forwarded to the Commission by Philip Arndt, Comcast's Director of Government Affairs. Staff will monitor the merger process and report back if there are any significant matters to address.

Board Action:

The Board received and filed the announcement of the Time Warner Cable merger with Comcast Corporation.

ITEM NO. 4) RESOLUTION NO. 2014-001, AUTHORIZING THE ISSUANCE OF A SUBPOENA RELATING TO AN ANALYSIS OF FRANCHISE & PEG FEES PAID BY AT&T, INC. FOR THE PERIOD JANUARY 1, 2012 THROUGH DECEMBER 31, 2013

Executive Director Bob Davison explained the purpose of the resolution is to authorize the issuance of a subpoena relating to an analysis of franchise and PEG fees paid by AT&T, Inc. to the Commission for the period identified. The analysis will be performed by Ashpaugh & Sculco, CPAs, PLC.

Board Action:

On a motion by Director McCarty seconded by Director Warren, the Board approved Resolution No. 2014-001, Authorizing the Issuance of a Subpoena Relating to an Analysis of Franchise & PEG Fees Paid by AT&T, Inc.'s for the Period January 1, 2012 through December 31, 2013.

AYES: Detrick, Wolter (Alternate for MacGlashan), McCarty, Schmidt (Alternate for Peters), Nava (Alternate for Serna), Turner, Warren, Chong (Alternate for Yee)
NOES: None
ABSTAIN: None
ABSENT: MacGlashan, Morin, Nottoli, Peters, Serna, Schenirer, Yee

ITEM NO. 5) RESOLUTION NO. 2014-002, APPROVING THE SECOND ADDENDUM TO THE BESTNet NETWORK PHASE II CONSTRUCTION AND MAINTENANCE AGREEMENT

Executive Director Bob Davison explained the purpose of the second addendum is to modify the BESTNet Network Phase II Construction and Maintenance Agreement which will reallocate the use of the BESTNet 10% contingency funds for upgraded, new, or replacement equipment and facilities for the benefit of BESTNet. The 10% contingency funds which were to be returned to the Commission will be retained instead in the contingency account established by SECC; the funds must be accounted for separately and used only for the purpose stipulated.

The Second Addendum also reallocates the use of the Phase II Carryover Funds (\$88,174) for the connection of two Los Rios Community College District sites, instead of the Twin Rivers' District office. Any remaining carryover funds will revert back to the Commission's General Fund budget.

Board Action:

On a motion by Director Turner seconded by Director Warren, the Board approved Resolution No. 2014-002, Approving the Second Addendum to the BESTNet Network Phase II Construction and Maintenance Agreement.

AYES: Detrick, Wolter (Alternate for MacGlashan), Schmidt (Alternate for Peters), Nava (Alternate for Serna), Turner, Warren, Chong (Alternate for Yee)
NOES: None
ABSTAIN: McCarty
ABSENT: MacGlashan, Morin, Nottoli, Peters, Serna, Schenirer, Yee

ITEM NO. 6) GENERAL ADMINISTRATIVE REPORT

Executive Director Bob Davison gave a verbal report on the following items:

- a) efforts made to enhance the image of Metro Cable included the rollout of a new logo, new Metro Cable staff shirts, and the placement of the new logo on the Metro Cable van;
- b) KVIE produced programs are now broadcast on Metro Cable 14, as well as member agency produced content;
- c) Fiscal Year 2014-15 call for PEG Fee funding request will be sent out to member agencies and channel licensees;
- d) Consolidated Communications' marketing department has initiated a corporate-wide effort to launch a common brand across all markets in all the states where they have operating entities as result of its acquisition of SureWest in July 2012;
- e) the May 1, 2014 Board meeting will be cancelled with the Chair's concurrence; the next regular Board meeting is scheduled for June 5, 2014.

ITEM NO. 7) STATE FRANCHISEE REPORTS

Philip Arndt, Comcast's Director of Government Affairs reported Comcast's Internet Essentials Program has been extended indefinitely – beyond its initial three-year period. The program allows low-income families to sign up for low-cost broadband internet services for \$9.95 a month. Sacramento is the top performing region in California.

ITEM NO. 8) CHANNEL LICENSEE/GRANTEE REPORTS

Sacramento Educational Cable Consortium's Executive Director Liz Rhodes thanked the Board for their continued support of the BESTNet project. Liz presented a DVD of the SEVA Lab Grand Opening at the Fern Bacon Middle School and announced the 2014 SEVA Award Night is scheduled at 7:00 p.m. on May 5th at the Sacramento State University Union Ballroom.

ITEM NO. 9) PUBLIC COMMENTS

There were no public comments received.

ADJOURNMENT

With no other business to conduct, Chair Detrick adjourned the regular meeting at 3:16 p.m.

Respectfully submitted,



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