



SACRAMENTO METROPOLITAN CABLE TELEVISION COMMISSION

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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 REGULAR BOARD MEETING

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

THURSDAY, DECEMBER 1, 2016 - 2:30 P.M.

ACTION SUMMARY

CALL TO ORDER / ROLL CALL

Chair Wolter called the meeting to order at 2:31 p.m. and introduced Board Alternate Matthew Bryant.

Board Member Turner led the Pledge of Allegiance.

Board Members Present: Ted Wolter (Alternate for MacGlashan), Matthew Bryant (Alternate for Larry Carr), Steve Detrick, Sarah Pollo (Alternate for Guerra), Consuelo Hernandez (Alternate for Steve Hansen), Isaac Gonzalez (Alternate for Kennedy), Andy Morin, Lisa Nava (Alternate for Serna), Don Nottoli, Mel Turner, Ex-Officio Dan Skoglund

Board Members Absent: Howard Schmidt (Alternate for Peters)

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

ITEM NO. 1) CONFERENCE WITH LEGAL COUNSEL

- A. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION
(Paragraph (1) of subdivision (d) of Section 54956.9)
Name of Case: SMCTC v. Pacific Bell Telephone Company
Case No: 34-2015-00181803
- B. 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
- C. CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION
(Government Code, section 54956.9) – Initiation of litigation pursuant
to Section 54956.9(d)(4): No. of Cases 2.

Board Action:

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

Board Member Nottoli arrived at 2:45 p.m.

Chair Wolter reconvened the regular meeting at 3:20 p.m. Legal Counsel Harriet Steiner stated there was no reportable action.

ITEM NO. 2) REVIEW OF FRANCHISE AND PEG FEES REMITTED BY CONSOLIDATED COMMUNICATIONS, INC. FOR THE PERIOD JANUARY 1, 2013 THROUGH DECEMBER 31, 2014

Executive Director Bob Davison provided an overview of the review of franchise & PEG fees remitted by Consolidated Communications, Inc. for the period January 1, 2013 through December 31, 2014, along with the findings. He reported that Consolidated Communications, Inc. has already sent in a check for the underpayment of fees that were identified for the period that was reviewed.

Board Action:

The Board received and filed the report of the review of franchise & PEG fees remitted by Consolidated Communications, Inc. for the period January 1, 2013 through December 31, 2014.

ITEM NO. 3) REVIEW OF FRANCHISE AND PEG FEES REMITTED BY COMCAST COMMUNICATIONS, INC. FOR THE PERIOD JANUARY 1, 2013 THROUGH DECEMBER 31, 2014

Executive Director Bob Davison provided an overview of the review of franchise & PEG fees remitted by Comcast Communications, Inc. for the period January 1, 2013 through December 31, 2014, along with the findings.

Board Action:

The Board received and filed the report of the review of franchise & PEG fees remitted by Comcast Communications, Inc. for the period January 1, 2013 through December 31, 2014.

On a motion by Director Wolter, seconded by Director Morin, the Board directed staff to issue an invoice to Comcast for the unpaid fees identified for the period reviewed, to include interest due.

AYES: Wolter (Alternate for MacGlashan), Bryant (Alternate for Carr), Detrick, Pollo (Alternate for Guerra), Hernandez (Alternate for Hansen), Gonzalez (Alternate for Kennedy), Morin, Nava (Alternate for Serna), Nottoli, Turner
NOES: None
ABSTAIN: None
ABSENT: Schmidt (Alternate for Peters)

ITEM NO. 4) RESOLUTION NO. 2016-019, AUTHORIZING THE ISSUANCE OF A SUBPOENA RELATING TO AN ANALYSIS OF CABLE TELEVISION FRANCHISE & PEG FEES PAID BY AT&T, INC. FOR THE PERIOD JANUARY 1, 2014 THROUGH DECEMBER 31, 2015

Executive Director Bob Davison explained the purpose of issuing a subpoena for the analysis of franchise and PEG fees paid by AT&T, Inc. for the period January 1, 2014 through December 31, 2015. He

reported Ashpaugh & Sculco, CPAs, PLC has been retained to perform the analysis of franchise and PEG fees paid by AT&T, Inc. for the period identified.

Board Action:

On a motion by Director Detrick, seconded by Director Morin, the Board approved Resolution No. 2016-019, Authorizing the Issuance of a Subpoena Relating to an Analysis of Cable Television Franchise & PEG fees paid by AT&T, Inc. for the period January 1, 2014 through December 31, 2015.

AYES: Wolter (Alternate for MacGlashan), Bryant (Alternate for Carr), Detrick, Pollo (Alternate for Guerra), Hernandez (Alternate for Hansen), Gonzalez (Alternate for Kennedy), Morin, Nava (Alternate for Serna), Nottoli, Turner
NOES: None
ABSTAIN: None
ABSENT: Schmidt (Alternate for Peters)

ITEM NO. 5) RESOLUTION NO. 2016-020, REAUTHORIZING A FEE TO SUPPORT PUBLIC, EDUCATION, AND GOVERNMENT CHANNEL FACILITIES IN THE AMOUNT OF ONE PERCENT OF GROSS REVENUES ON CABLE TELEVISION STATE FRANCHISEES HOLDING STATE FRANCHISES WITHIN THE JURISDICTION OF THE COMMISSION

Executive Director Bob Davison explained the purpose of reauthorizing a fee in the amount of one percent of gross revenues on franchisees holding state franchises within the Commission's jurisdiction.

Board Action:

On a motion by Director Detrick, seconded by Director Morin, the Board approved Resolution No. 2016-020, Reauthorizing a Fee to Support Public, Education, and Government (PEG) Channel Facilities in the Amount of One Percent (1%) of Gross Revenues on Cable Television State Franchisees Holding State Franchises Within the Jurisdiction of the Commission.

AYES: Wolter (Alternate for MacGlashan), Bryant (Alternate to Carr), Detrick, Pollo (Alternate for Guerra), Hernandez (Alternate for Hansen), Gonzalez (Alternate for Kennedy), Morin, Nava (Alternate for Serna), Nottoli, Turner
NOES: None
ABSTAIN: None
ABSENT: Schmidt (Alternate for Peters)

ITEM NO. 6) RESOLUTION NO. 2016-021, ADOPTING THE PARENTAL LEAVE POLICY

Executive Director Bob Davison stated the Parental Leave Policy was prepared based on direction from the Board at the September 1, 2016 meeting.

Board Action:

On a motion by Director Detrick, seconded by Director Morin, the Board approved Resolution No. 2016-021, Adopting the Parental Leave Policy.

AYES: Wolter (Alternate for MacGlashan), Bryant (Alternate to Carr), Detrick, Pollo (Alternate for Guerra), Hernandez (Alternate for Hansen), Gonzalez (Alternate for Kennedy), Morin, Nava (Alternate for Serna), Nottoli, Turner

NOES: None

ABSTAIN: None

ABSENT: Schmidt (Alternate for Peters)

ITEM NO. 7) GENERAL ADMINISTRATION REPORT

Executive Director Bob Davison stated Gary Martin will be providing a report of Access Sacramento's high definition truck and reported that he will be signing the Telecom Advocacy Coalition's MOU on behalf of the Cable Commission.

ITEM NO. 8) STATE FRANCHISEE REPORTS

There were no State Franchisee representatives present.

ITEM NO. 9) CHANNEL LICENSEE/GRANTEE REPORTS

Liz Rhodes, Executive Director of the Sacramento Educational Cable Consortium reported work is continuing on BESTNet sites; a video was shown of a skype call between Valley High School students and Carl Wilkens, the only American who chose to remain in Rwanda during the 1994 genocide.

Gary Martin, Executive Director of Access Sacramento reported his staff is working with the manufacturer on resolving the issues that resulted from a roof leak in their new high definition truck; it will be delivered back to Access Sacramento on December 12; a steel fence enclosure has been erected for the truck; high resolutions cameras have been installed at their building; the alarm system has been upgraded; a video was shown of programs produced by Access Sacramento.

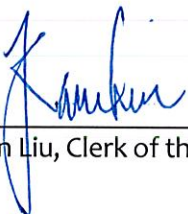
ITEM NO. 10) PUBLIC COMMENTS

There were no public comments received.

ADJOURNMENT

With no other business to conduct, Chair Wolter adjourned the regular meeting at 3:47 p.m.

Respectfully submitted,



Karen Liu, Clerk of the Board