

# STATE OF CALIFORNIA, COUNTY OF SACRAMENTO

BOARD OF SUPERVISORS MINUTES October 7, 19 81

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The Subcommittee for Cable Television met this seventh day of October, 1981, at four o'clock p.m.

Members Present: Collin, Isenberg, Pope, Sheedy

Members Absent: Connelly

Lee Elam, County Counsel, requested that the Subcommittee approve as to form the Cable Television Ordinance, Sub-Chapter 1 through Sub-Chapter 4, Article 4-b; and make policy decisions on the K.V.I.E. Community Use and Valuation of Cable Television System issues.

Bill Freeman, Assistant County Executive, distributed a CATV recommended time schedule.

Jim Jackson, City Attorney, informed the committee that a draft of the RFP was ready, that a meeting is scheduled with the operators for October 8, 1981, and that the RFP is expected to be distributed in the next week.

The Subcommittee and staff discussed whether or not approval as to form of the portion of the Ordinance before them should be considered in view of the comments which would come from the public hearings and since Councilman Connelly was not present. Staff pointed out the time deadline and delays which would occur if redrafts were necessary.

Member Collin voiced disagreement with the section of the Ordinance relating to Undergrounding.

Lee Elam responded that there was a provision written into the draft requiring that an EIR be done after submission of proposals, that the question of erection of poles and undergrounding would be a part of that EIR and the proposals were subject to review after the EIR.

## VALUATION OF THE CABLE TELEVISION SYSTEM

Lee Elam reviewed his memo dated October 2, 1981, explaining the three valuation concepts, the operators' concerns and staff's position. He further outlined the issue of whether or not subscriber lists should be a purchase item.

Member Pope asked about the purchase of the system at the end of the franchise term.

Lee Elam stated the purchase process begins immediately after refusal by the Cable Television Commission to renew the franchise. That the Commission may elect to operate the system and might float revenue bonds to do so, or may assign the right to a new franchise.

Member Pope discussed amending the Ordinance to assure specific language that any new franchisee would pay for the system.

Lee Elam stated the staff's position being that the system will be paid for by the subscribers. Repeated sale of the system at escalated prices would drive the overhead costs up and be passed on to subscribers in higher rates.

Member Isenberg moved to approve the staff's recommendations regarding valuation of the system, seconded by Member Collin and carried by the unanimous vote of those present. (Member Connelly absent)

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## COMMUNITY USE

The Committee discussed a request by K.V.I.E. for four (4) channels rather than the three (3) presently proposed for their use.

Member Pope moved to approve four channels for K.V.I.E., seconded by Member Collin and carried by the unanimous vote of those present. (Member Connelly absent)

Lee Elam asked if the channel was a subscriber channel; and pointed out that the Ordinance provided for only subscriber channels for K.V.I.E., not institutional channels.

Member Pope questioned the advisability of inclusion of a provision whereby K.V.I.E. would have access to an institutional channel in the event no RFP comes in providing for free access to subscriber channels.

Member Collin suggested she would like to see some provision in the Ordinance or the bidding process establishing the concept of a non-profit foundation which would be given, or buy, shares and put them to use in the community for some community service activities.

The Committee discussed whether such a provision should be included in the RFP; or an indication given that such a proposal would be looked upon favorably, without structuring it.

Member Isenberg suggested the staff look into it and report back.

Member Sheedy requested staff provide estimates of rates, one subsidizing City-County community activities and one that does not.

Member Isenberg directed staff to notify all interested parties of the hearing schedule and specifically invite them to appear and make comments. He further instructed staff to include in the notice that the series of meetings before the Subcommittee is the operators' opportunity to comment rather than to wait until the hearings before the Joint Bodies.

The Subcommittee adjourned to Wednesday, October 14, 1981, at 4:00 p.m.

A T T E S T

  
ASSISTANT CLERK, BOARD OF SUPERVISORS