

**CITY OF ALBUQUERQUE
MEETING MINUTES
CABLE FRANCHISE AND HEARING BOARD**

Date: Tuesday, June 19, 2018
Time: 5:30 p.m.
Location: City Council Government Center
City Council Committee Room, Room 9081

Board Members Present:

Brian White, Chair
Giovanni Alexander Haqani
Sandy Barnhart y Chavez

Staff:

Jane Yee, Assistant City Attorney
Danyel Mayer, Paralegal

Other Attendees:

Nann Winter (Stelzner & Winter Firm)
Willard Hunter
Steve Ranieri
Edward Tavasci
Steve Davis
Adam Diehl
Sarah Haqani
Collen Gorman
Carlos Barros
Salvador Barros
Lara Dale

CALL TO ORDER:

The meeting was called to order by Chair White at approximately 5:37 p.m. with all three members present.

ITEM 1: APPROVAL OF MINUTES OF MAY 15, 2018 MEETING

A motion was made by Member Barnhart y Chavez to approve the May 15, 2018 Cable Franchise and Hearing Board's Meeting Minutes as drafted, and it was seconded by Member Haqani. The motion was carried by a vote of 3-0, and so, the minutes were approved.

ITEM 2: COMCAST CABLE FRANCHISE RENEWAL

Nann Winter, the lead negotiator for the City in the Comcast franchise renewal process, provided the board with an update on the Comcast Cable Franchise renewal. Mrs. Winter

explained that her next step would be to meet with the City administration to talk about Comcast's recent counter-proposal.

ITEM 3: COMCAST CABLE FRANCHISE RENEWAL/RESOLUTIONS 2018-02 AND 2018-03 –RECOMMENDING THE ENACTMENT AND ACCEPTANCE BY COMCAST OF CONSUMER PROTECTION PROVISIONS IN THE CABLE FRANCHISE TELEVISION RENEWAL ORDINANCE

Ms. Yee explained that Resolutions 2018-02 and 2018-03 had been provided to the City administration and has taken the board's recommendations under advisement.

ITEM 4: NET NEUTRALITY

The members discussed presenters on the topic of net neutrality and will continue the discussion at the July meeting.

Member Barnhart y Chavez stated she would like to have the board draft a resolution on net neutrality, and would like to see it as a topic on the next meeting agenda. Ms. Yee said she would provide a draft Resolution with language similar to the net neutrality pledge the Mayor recently signed for the board to consider at its July meeting.

ITEM 5: CITY'S REQUEST FOR PROPOSALS (RFP) FOR PUBLIC ACCESS

Discussion pertaining to the RFP for public access was limited. Ms. Yee explained the Cable Board will not be able to review the proposals until the City awards the public access contract or contracts because the proposals are confidential until then. The board inquired as to how many submissions the City received, but Ms. Yee could not provide that information.

The Board discussed Comcast's proposal to take some of the channels back as part of the terms of the franchise renewal. Mrs. Winter explained that Comcast takes the position that the City should not have access to nine channels when it is currently using only four. The City takes the position that Comcast's system was built with nine channels set aside for public, educational and government access ("PEG") and therefore the City should continue to have access to all nine of those PEG channels. Member Haqani asked that there be further discussion on the City's public access channels at the next meeting.

Ms. Yee asked that discussion on the appraisal of the public access channels be tabled for the next meeting and the board agreed.

ITEM 6: STATUS OF EMAIL ALERTS TO THE BOARD MEMBERS REGARDING PUBLIC COMMENT SUBMISSIONS ON THE CABLE BOARD'S WEBPAGE

The Cable Board's webpage has been set up to allow for electronic public comment submissions. Chair White inquired about an ISP speed test link being on the webpage. Mrs. Winter indicated that Comcast has its own ISP speed test on Comcast's website. Chair White said the Cable Board's webpage should use a third party speed tester and not Comcast's. The board tabled further discussion on this matter until the next meeting.

ITEM 7: PUBLIC COMMENT

Public comment was received from Willard Hunter, Steve Ranieri, Adam Diehl (ProView Networks), Steve Davis (ProView Networks), Colleen Gorman (Quote UnQuote), and Lara Dale.

The Board discussed Quote Unquote, Inc. possibly missing the RFP submission deadline. Member Barnhart y Chavez moved to propose to the Mayor’s office and the purchasing department that Quote Unquote, Inc. be allowed to submit its proposal for public access, and the motion was seconded by Member Haqani. The motion was carried by a vote of 3-0. Ms. Yee recommended that the board convey its proposed recommendation to the Mayor’s office and purchasing by way of giving them a copy of the approved meeting minutes. The board agreed.

ITEM 7: ADJOURNMENT. NEXT MEETING SCHEDULED FOR JULY 10, 2018

The meeting was adjourned at approximately 7:49 p.m.

/s/ Brian White
Brian White, Chair

Date: 7-10-2018