

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

Date: Tuesday, May 15, 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

CITY STAFF PRESENT:

Jane Yee, Assistant City Attorney
Danyel Mayer, Paralegal

OTHER ATTENDEES:

Nann Winter (Stelzner & Winter Firm)
Mike Swick
Sonny Haqani
Tammy

CALL TO ORDER:

The meeting was called to order by Chair White at approximately 5:43 p.m. with all of the members present.

ITEM 1: APPROVAL OF MINUTES OF APRIL 17, 2018 MEETING

A motion was made by Member Haqani to approve the April 17, 2018 Cable Franchise and Hearing Board's Meeting Minutes, and it was seconded by Member Barnhart y Chavez. 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, briefed the board on the status of the renewal. As per Mrs. Winter:

- The City and Comcast will meet Monday, May 21st to discuss their respective draft ordinances and continue meeting through June with the anticipation of providing City Council the agreed ordinances in July for its review and vote; and
- Mrs. Winter will give an update to this board on the Comcast Franchise renewal at the June 2018 board meeting.

ITEM 3: DISCUSSION AS TO HOW THE MAYOR AND CITY CLERK RECEIVED THE BOARD'S RESOLUTION 2018-02 (RECOMMENDING THE ENACTMENT AND ACCEPTANCE BY COMCAST OF CONSUMER PROTECTION PROVISIONS IN THE CABLE FRANCHISE TELEVISION RENEWAL ORDINANCE)

The board's Resolution 2018-02 was delivered to the Mayor's office and the City Clerk.

ITEM 4: RESOLUTION 2018-03 (RECOMMENDING AN AMENDMENT TO THE ENACTMENT AND ACCEPTANCE BY COMCAST OF CONSUMER PROTECTION PROVISIONS IN THE CABLE FRANCHISE TELEVISION RENEWAL ORDINANCE)

Resolution 2018-03 was presented to the board for consideration. Member Barnhart y Chavez moved to approve Resolution 2018-03 and it was seconded by Member Haqani. The motion was carried by a vote of 3-0, and so, Resolution 2018-03 was approved and it will be submitted to the Mayor's office and the City Clerk.

ITEM 5: PRESENTATION ON NET NEUTRALITY

Assistant City Attorney Jane Yee discussed how Mayor Keller signed the "Cities' Open Internet Pledge" and explained what the pledge meant. There was further discussion on net neutrality. Member Barnhart y Chavez stated she would like to see more presenters on net neutrality at future meetings, and Chair White agreed.

ITEM 6: PUBLIC ACCESS CHANNELS

Nann Winter explained to the board that the City currently has nine channels under the existing Comcast franchise ordinance; and the City is using four of those channels. Mrs. Winter further explained that Comcast is currently proposing in the renewal negotiations to take back five of the nine channels. The City is opposed to giving any of the channels back to Comcast. Mrs. Winter further explained how the City could consider lending its unused channels to nearby municipalities. Member Barnhart y Chavez suggested the board draft a new resolution that proposes keeping the nine channels, and Mrs. Winter indicated that the board's support would be a good idea.

ITEM 7: STATUS OF PUBLIC ACCESS RFP

The board maintained its position that discussion related to the City's RFP for public access was premature since the application deadline was still pending, and tabled further discussion on this topic until the next board meeting.

ITEM 8: CABLE BOARD'S WEBPAGE

Member Barnhart y Chavez wondered if the City's Cable Board website could be configured to send out notifications to the Cable Board members in the event a message or complaint is submitted online. Ms. Yee said she would relay this request to City employee Matt Maez.

The board discussed providing a portal on the Cable Board webpage that will test internet speeds. Chair White believes a link to test internet speeds on the Cable Board's website would draw traffic.

ITEM 9: PUBLIC COMMENT

Public comment was received from Mike Swick and Sonny Haqani.

ITEM 10: AGENDA ITEMS FOR NEXT MEETING

The board identified the following items for the next meeting's agenda:

- Update from the Comcast Negotiating Team;
- Appraisal of the Public Access Channels;
- Possible presenters on net neutrality;
- Status of Public Access RFP; and
- Progress on email alerts regarding submissions on the cable board website.

ITEM 11: ADJOURNMENT. NEXT MEETING SCHEDULED FOR JUNE 12, 2018

A motion was made by Member Barnhart y Chavez to adjourn the meeting, and the motion was seconded by Member Haqani. The motion was carried by a vote of 3-0, and so, the meeting was adjourned at approximately 7:22 p.m.

/s/ Brian White, Chair (6-19-2018)