

MONTEREY COUNTY BOARD OF SUPERVISORS

MEETING:	July 21, 2009 - Consent	AGENDA NO: 22
SUBJECT:	<ul style="list-style-type: none">a. Approve and authorize the transfer of up to \$350,000 from the Cable TV Funds Restricted Revenue Account 020-2883 to Budget Unit (BU) 1930-8140 Telecommunications for Public, Education, and Government (PEG) access projects for the Monterey County Government Channel and I-NET projects including procurement and installation of a generator at the Fort Ord I-NET site during Fiscal Year (FY) 2009-10; andb. Approve and authorize the purchase of fixed assets up to \$250,000.00; andc. Approve and authorize the Contracts / Purchasing Officer to sign amendments to extend the term of existing agreements with vendors supporting PEG projects provided that the total value of those amendments does not exceed \$100,000.00 for projects taking place in FY 2009 / 10; andd. Direct the Information Technology Department to continue to deposit PEG fees from any cable provider into funds to restricted revenue account 020-2883 consistent with past practice and federal law; ande. Approve and authorize an increase in FY 09-10 estimated revenue and appropriations by \$350,000 in BU 1930-8140 as detailed on the attached Board Order (4/5th vote required); andf. Direct the Auditor-Controller to transfer restricted revenue funds as expended and increase FY 09-10 estimated revenue and appropriations as detailed on the attached Board Order.	
DEPARTMENT:	Information Technology Department	

RECOMMENDATIONS:

It is recommended that the Board of Supervisors:

- a. Approve and authorize the transfer of up to \$350,000 from the Cable TV Funds Restricted Revenue Account 020-2883 to Budget Unit (BU) 193-8140 Telecommunications for Public, Education, and Government (PEG) access projects for the Monterey County Government Channel and I-NET projects including procurement and installation of a generator at the Fort Ord I-NET site during Fiscal Year (FY) 2009-10; and
- b. Approve and authorize the purchase of fixed assets up to \$250,000.00; and
- c. Approve and authorize the Contracts / Purchasing Officer to sign amendments to extend the term of existing agreements with vendors supporting PEG projects provided that the total value of those amendments does not exceed \$100,000.00 for projects taking place in FY 2009 / 10; and
- d. Direct the Information Technology Department to continue to deposit PEG fees from any cable provider into funds to restricted revenue account 020-2883 consistent with past practice and federal law; and
- e. Approve and authorize an increase in FY 09-10 estimated revenue and appropriations by \$350,000 in BU 1930-8140 as detailed on the attached Board Order (4/5th vote required); and
- f. Direct the Auditor-Controller to transfer restricted revenue funds as expended and increase FY 09-10 estimated revenue and appropriations as detailed on the attached Board Order.

SUMMARY / DISCUSSION:

Information Technology Department (ITD) Staff works with County public information staff to coordinate technical and programming support for the Monterey County Government Channel, which provides for the production of programming to educate and inform county residents in a timely manner about County issues and services. The programming is broadcast on Channel 28 of the Comcast system, Channel 26 of the Charter system through the Education System, and AT&T's U-verse service. ITD is requesting transfer of funds from the Cable TV Fund

Restricted Revenue Account 020-2883 to ITD BU 1930-8140 to finance Monterey County's share of limited Government Television Channel activities and for projects supporting the County fiber optic network (I-NET). The County of Monterey share of costs for projects supporting the government channel and for I-NET projects for 2009-10 is estimated not to exceed \$350,000. Operation activities include video recording of public meetings held in the Board Chambers, production and editing of programs for the government channel, and support for direct broadcast of the channel including hardware and software support and equipment needs. Existing agreements with outside vendors resulted from an RFP process in 2007 for 3 years of support have cumulatively exceeded the Contracts / Purchasing Officer's authority. Therefore, ITD requests that the Board of Supervisors authorize the Contracts / Purchasing Officer to sign amendments to the existing agreements provided that no amendment exceeds \$100,000.00 for work done in fiscal year 2009 / 2010.

Financial support for PEG television facilities and programming is collected from cable subscribers in unincorporated Monterey County. The County deposits PEG funds received from its franchises into a restricted revenue account established for the purpose of supporting Government Channel activities. On March 17, 2009; the Board of Supervisors adopted Ordinance 5128 setting PEG fees for providers of digital video services under the State Digital Infrastructure and Video Competition Act of 2006 (DIVCA). Currently two providers (Charter Cable and AT&T) are providing services under state franchise as established by DIVCA while Comcast continues to provide services under a local franchise. PEG fee payments from those providers should continue to be deposited into a reserve fund for PEG activities.

It is requested that your Board approve the transfer of funds from the restricted revenue Cable TV Funds Account to provide for the costs of government channel activities as those costs are incurred. The actual transfer will not be performed until after the PEG costs are incurred to ensure that PEG funds are applied to their designated purpose. Board approval in advance will establish a PEG expenditure limit for the fiscal year and ensure that the General Fund is reimbursed for PEG expenses from the PEG funds.

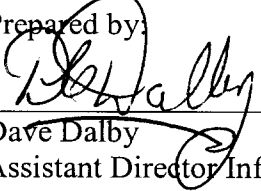
OTHER AGENCY INVOLVEMENT:

The County Administrative Office, Intergovernmental and Legislative Affairs Division will oversee content, programming, and scheduling for the Monterey County Government Channel. The ITD will oversee equipment purchase, technical specifications, and contract management. The individual agreements for the specific programming and services to be funded have been approved by County Counsel as to legal form and pending this Board action, will be submitted to the County Contracts / Purchasing Officer for execution.

FINANCING:

Approval of recommended actions will have no impact on the General Fund. Monies collected by cable television companies under state or county franchises for the purpose of PEG access are deposited into a special revenue account for funding agreements for services. The FY 2009-10 operational costs are not estimated to deplete the Cable TV-PEG fund account, as the transferred dollars will be replaced by quarterly payments from the cable television franchisees. The Cable TV-PEG fund receives approximately \$225,000 per year and the balance in the account as of June 26, 2009, is approximately \$1,538,000.

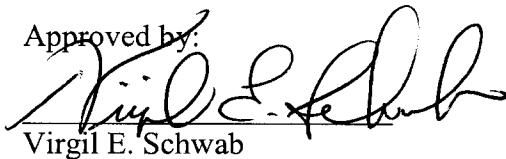
Prepared by:


Dave Dalby
Assistant Director Information Technology
759-6919

Date: June 25, 2009

Attachment: Proposed Board Order

Approved by:


Virgil E. Schwab
Director of Information Technology
759-6923