

CLARK COUNTY  
STAFF REPORT

DEPARTMENT: City/County Cable Television Office

DATE: December 18, 2018

REQUEST: AWARD OF GRANT FUNDS FROM THE PEG CAPITAL SUPPORT  
FUND TO TV ETC AND CVTV

CHECK ONE:  Consent  Routine

**BACKGROUND:** The current franchise agreements between Clark County, the City of Vancouver, and Comcast Corporation provide for a capital contribution in the amount of \$1/month per subscriber for support of Public, Education, and Government (PEG) access and monthly transport costs for public iNET users. This contribution may only be awarded to designated access providers and public iNET users.

The Vancouver Educational Telecommunications Consortium (TV ETC), the Designated Access Provider for Education, Clark/Vancouver Television ("CVTV") the Designated Access Provider for Government and the City's Information Technology Department who oversees the City's iNet each submitted grant applications for PEG capital support funds under the criteria and requirements established by the City/County Telecommunications Commission ("Commission"). In total, fifteen proposals were received totaling \$699,425. Estimated funds available for distribution are approximately \$900,000. Unexpended funds will carry forward to the next annual grant cycle. The grant applications were reviewed by outside technical experts and the PEG Committee, a subcommittee of the Commission. Based on advice from the technical experts, the PEG Committee recommended adding a few small pieces of equipment to several of the grants including additional batteries, RAM for a computer, rain coverings for cameras, etc. which increased the total recommended grant funds to \$705,202.

The Telecommunications Commission through Resolution 2018-04 (attached) recommends that the Clark County Council award \$336,511 to TV ETC, \$288,267 to CVTV and \$80,424 to the City IT Department for purchase of certain capital expenditures. The funds, totaling \$705,202, will be used to purchase equipment for the Battle Ground, Evergreen and Vancouver School Districts, Educational Service District 112 and Clark/Vancouver Television and will provide fiber to expand the City's iNet system to Fire Stations #4 and #5. Contracts for the funds will be issued in January 2019. A list of grants and equipment is included in the Telecommunications Commission resolution.

**ACTION REQUESTED:** On December 18, 2018, adopt a resolution under the terms of the interlocal agreement between Clark County and the City of Vancouver, awarding PEG Capital Support Funds of \$336,511 to TV ETC, \$288,267 to CVTV and \$80,424 to the City IT Department. (Note: Under the terms of the Interlocal agreement between the County and the City, both Councils must approve the grants for funds to be awarded.)

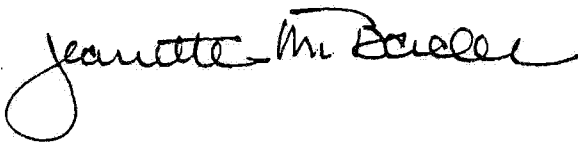
**POLICY/BUDGET IMPLICATIONS:** Monies have been separately appropriated for funding these capital projects.

**COMMUNITY OUTREACH:** The City/County Telecommunications Commission held a public hearing, on December 7, 2018 regarding the grant requests.

Attachments: Board Resolution plus attachments

**DISTRIBUTION:**

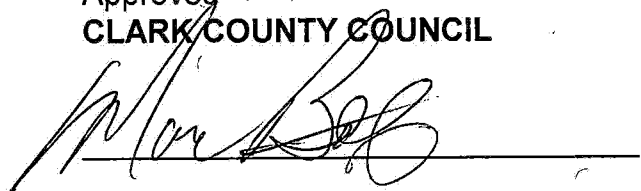
Christine Cook, Prosecuting Attorney's Office



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Jeanette Bader  
Program & Policy Development Manager

Approved Dec - 18, 2018  
CLARK COUNTY COUNCIL



SR 196-18



12-18-18

**RESOLUTION NO. 2018-12-67**

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A RESOLUTION relating to cable television and to the award of Public, Educational and Governmental (“PEG”) capital funds to The Vancouver Educational Telecommunications Consortium (“TV ETC”), Clark/Vancouver Television (“CVTV”) respectively, the designated educational, and government access providers for the City of Vancouver and Clark County and for the City of Vancouver Information Technology Department who provides iNet services for the City.

WHEREAS, the PEG Capital Support Fund, established by Ordinance 1999-10-15 has funds available and appropriated for the purpose of financing PEG capital purchases by designated access providers; and

WHEREAS, the Vancouver/Clark County Telecommunications Commission (“Commission”) by Resolution 1999-03 adopted criteria for the award and administration of PEG capital grants; and

WHEREAS, after review of applications for PEG capital grant awards from TV ETC, CVTV and the City IT Department, the Commission recommended in Resolution 2018-04 to the Vancouver City Council and the Clark County Council an award from the PEG Capital Support Fund of \$336,511 to TV ETC, \$288,267 to CVTV and \$80,424 to the City IT Department for purchase of certain capital expenditures; and

20 WHEREAS, Clark County and the City of Vancouver have entered into an  
21 interlocal agreement whereby all grants will require approval by both the County Council  
22 and the City Council; and

23 NOW, THEREFORE,

24 BE IT ORDERED AND RESOLVED BY THE CLARK COUNTY  
25 COUNCIL, STATE OF WASHINGTON, AS FOLLOWS:

26 Section 1. As recommended in the City/County Telecommunications  
27 Commission Resolution 2018-04 attached hereto as Exhibit "A", TV ETC, CVTV and  
28 the City IT Department are hereby awarded grants to be paid from funds appropriated by  
29 Ordinance 1999-10-15 from the PEG Capital Support Fund for the capital purchases  
30 described as follows

Applicant	Total Amount Requested	Total Amount Funded
City IT Department	\$80,424	\$80,424
TV ETC	\$330,733	\$336,511
CVTV	\$288,267	\$288,267
<b>Total PEG Access Capital Grant Funds</b>	<b>\$699,425</b>	<b>\$705,202</b>

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32 Section 2. Award of the grants described in Section 1 is conditioned upon:

- 33 (a) Approval of such grants by the City Council; and  
34 (b) Compliance by TV ETC, CVTV and the City IT Department with  
35 the PEG grant guidelines and criteria set forth in Vancouver/Clark  
36 County Telecommunications Commission Resolution 1999-03.

37 Section 3. The County Manager is authorized to execute all necessary  
38 agreements with the grantees consistent with Vancouver/Clark County

39 Telecommunications Commission Resolution 1999-03, to assure compliance with the  
40 terms of the grant.

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42 ADOPTED on this 18<sup>th</sup> day of December, 2018.

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44 Attest:

CLARK COUNTY COUNCIL

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Clerk to the Board

By:   
\_\_\_\_\_  
Marc Boldt, Chair

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51 Approved as to form only

By: \_\_\_\_\_

52 Anthony F. Golik

Jeanne E. Stewart, Councilor

53 Prosecuting Attorney:

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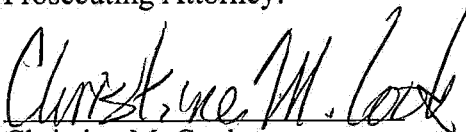
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\_\_\_\_\_  
Christine M. Cook  
Deputy Prosecuting Attorney

By: \_\_\_\_\_  
Julie Olson, Councilor

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By: \_\_\_\_\_  
John Blom, Councilor

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By: \_\_\_\_\_  
Eileen Quiring, Councilor

67 Attachments:

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Exhibit "A" – Telecommunications Commission Resolution 2018-04

## City/County Telecommunications Commission

### RESOLUTION 2018 -04

#### Regarding Recommendations to Award PEG Capital Support Funds to Designated Access Providers TV ETC and CVTV

##### Section 1. Findings.

- 1.1 Under the terms of the cable television franchise agreements between the City of Vancouver ("City"), Clark County ("County") and Comcast of Washington V, LLC ("Comcast") adopted June 2013, funding is available to support Public, Educational and Governmental ("PEG") Access capital costs and monthly transport costs by public users related to the Institutional Network ("iNET").
- 1.2 As stated in Section 9.9 "Support for Access Capital Costs" of the franchise, "During the term of this Agreement, Grantee (Comcast) shall provide for a maximum of one dollar (\$1.00) per month, per Residential Subscriber (the "Capital Contribution") for Public, Educational and Governmental ("PEG") Access capital.
- 1.3 The City/County Telecommunications Commission ("Commission") is authorized under Section 5.19.300 of the Vancouver Municipal Code and under Clark County Code 36.12.160 to administer Ordinances and any Franchise granted pursuant to the implementation of Franchise compliance procedures.
- 1.4 The Commission's authorized duties, pursuant to the codes mentioned in Section 1.3 of this Resolution, include "To have primary responsibility for advising the City and County regarding public, educational and governmental access programming including the development of processes for the selection of designated access providers, and for evaluating their performance, for assigning and designating access channels, for allocating access funds and for making written reports and recommendations to the City and County Councils."
- 1.5 The Commission Chair appointed a subcommittee of the Commission to review applications from Designated Access Providers and present recommendations to the Commission, which if approved by the Commission, are forwarded to the Vancouver City Council and Clark County Council for review and action.
- 1.6 The Vancouver Educational Telecommunications Consortium ("TV ETC"), the Designated Access Provider for Education, Clark/Vancouver Television ("CVTV"), the Designated Access Provider for Government and the City of Vancouver Informational Technology Department, who manages the City's iNET all submitted applications to the Commission for PEG Capital Support Fund consideration.
- 1.7 Grant applications were reviewed by the PEG Committee in concert with outside experts who reviewed the applications from a technical perspective. The PEG Committee also met with each designated access provider on November 1, 2018.

- 1.8 The Committee presented their recommendations and findings to the Commission in the **Recommendations Regarding the Award of PEG Capital Support Funds** (Exhibit A.) Estimated funds available for distribution in 2018 are approximately \$900,000. The Commission reviewed and approved the recommendations and findings of the PEG Committee as outlined in the report.

**NOW, THEREFORE BE IT RESOLVED:**

**Section 2.**

- 2.1 The Commission recommends, barring any substantial issues raised by the City and County governing boards, and upon signing the required PEG Capital Grant agreements, that TV ETC, CVTV and the City's Information Technology Department be awarded PEG Capital Support Funds as follows:

<b>Applicant</b>	<b>Total Amount Requested</b>	<b>Total Amount Funded</b>
City IT Department	\$80,424	\$80,424
TV ETC	\$330,733	\$336,511
CVTV	\$288,267	\$288,267
<b>Total PEG Grant Funds</b>	<b>\$699,425</b>	<b>\$705,202</b>

The City/County Telecommunications Commission, through this Resolution, adopts the findings and recommendations contained herein and as outlined in Exhibit A: **Recommendations regarding the 2018 Award of PEG Capital Support Funds**

- 2.2 The Commission directs staff to forward this Resolution and finalized copies of the **PEG Committee Recommendations Regarding the 2018 Award of PEG Capital Support Funds** to the Vancouver City Council and the Clark County Council, as well as to the applicants.
- 2.3 The Commission recommends that the Vancouver City Council and Clark County Council award funds to TV ETC and CVTV as outlined in this Resolution.

Approved (Date): December 5, 2018



Paul Dicker, Chair, City/County Telecommunications Commission