

City/County Telecommunications Commission

RESOLUTION 2023-04

Regarding Annual Review of Governmental Access Programming and Re-Designation of Clark Vancouver Television as Governmental Access Cable Provider

Section 1. Findings

- 1.1 The cable television franchise agreement between Comcast of Washington, V LLC ("Comcast"), the City of Vancouver ("City") and Clark County ("County"), requires that the Grantor (City and County) designate authorized entity or entities to manage or co-manage the Public, Educational and Government ("PEG") Access use channels on the cable system.
- 1.2 The City and County jointly fund and operate access channels on the local cable system, Clark/Vancouver Television (CVTV), which are the designated local government access channels. The Commission originally approved the designation under the cable television franchise agreement via Resolution 1998-04 on February 18, 1998. CVTV has been re-designated annually as the Governmental Access Provider since that time.
- 1.3 All designated access providers (public, educational, and government) will be evaluated and reviewed annually by the Commission consistent with the provisions of the cable franchise agreement, Section 5.19.300 of the Vancouver Municipal Code and Clark County Code 36.12.160 and Section 1.6 of this Resolution.
- 1.4 CVTV submitted an application to the Commission seeking designation as the authorized governmental access provider on April 21, 2023 (attached as EXHIBIT A).
- 1.5 The Commission reviewed the CVTV request for re-designation and representatives from CVTV made a presentation to the Commission on June 1, 2023, in support of the re-designation and to review governmental programming on CVTV.
- 1.6 The performance criteria for government access designation includes, but is not limited to the following:
 - a) Number of hours of locally produced original video programming/week per channel;
 - b) Number of hours of locally scheduled video programming/week per channel;
 - c) Number of days and hours per week the channel is programmed with locally produced and locally scheduled video programming;
 - d) Amount of operating budget which meets or exceeds the criteria of operating funds to capital funds established in section 9.6 of the franchise agreement with Comcast Corporation;
 - e) Extent to which locally produced and locally scheduled video programming focuses on the designated access category;
 - f) Extent to which the locally produced and locally scheduled video programming provides value added to cable television subscribers in meeting the demonstrated needs established in the community ascertainment study.

- 1.7 The Commission finds that CVTV, as the designated governmental access provider since June 2, 2022, has fully complied with the criteria and expectations for designation (as documented in the CVTV Annual Production Reports 2022 – EXHIBIT B) and recommends that the designation should remain in effect and that the designation will be reviewed and evaluated annually by the Commission.

NOW THEREFORE BE IT RESOLVED:

Section 2.

- 2.1 The City/County Telecommunications Commission, through this Resolution, recommends the continued designation of CVTV as the governmental access provider for the Comcast cable system, subject to annual review by the Commission as outlined in Section 1.3 and Section 1.6 of this Resolution.
- 2.2 The Commission recommends that CVTV continue to be allocated four channels, channels 21 and 23, and high-definition channels 321 and 323 on the Comcast cable system for governmental access use.
- 2.3 Staff is directed to forward this Resolution to the Vancouver City Council and Clark County Council.

APPROVED (Date): June 1, 2023

Paul Dicker, Chair, City/County Telecommunications Commission

Exhibits:

- Exhibit A** – Designated Access Provider Application Form from CVTV, dated April 21, 2023
Exhibit B – 2022 CVTV Annual Report