

AN ORDINANCE ENACTING A NEW CHAPTER 155, ENTITLED "CABLE TELEVISION ADVISORY COMMITTEE", OF THE CODIFIED ORDINANCES OF THE VILLAGE OF RICHFIELD

WHEREAS, citizen and general public interest in local cable television issues in the Village has increased in recent years; and

WHEREAS, the Village is certified by the Federal Communications Commission ("FCC") and periodically regulates the cable television rates in the Village pursuant to the Cable Television Act of 1992 and the FCC regulations promulgated in 47 C.F.R., Part 76.900 Subpart N; and

WHEREAS, goals, objectives and policies for cable television issues related to franchise compliance, subscriber complaints, customer service and cable television rates in the Village need to be developed; and

WHEREAS, this Council desires to have citizen and institutional input into such issues;

NOW, THEREFORE, BE IT ORDAINED by the Council of the Village of Richfield, State of Ohio, that:

SECTION 1: Title Five, Administration, of Part One, Administrative Code, of the Codified Ordinances of the Village of Richfield is hereby amended to add new Chapter 155, entitled "Cable Television Advisory Committee", to read as follows:

"CHAPTER 155
Cable Television Advisory Committee

155.01 PURPOSE AND INTENT.

It is the Village's intent to monitor through this Chapter 155 the provision of cable television service to the citizens of the Village in the general areas of cable television franchise compliance, customer service, rate regulation and government and public programming access distribution through the cable television system(s) serving the Village. The provisions of this Chapter shall supersede any inconsistent provisions of any franchise agreements for the provision of cable television service.

155.02 CABLE TELEVISION ADVISORY COMMITTEE

(a) Purpose. A Cable Television Advisory Committee is hereby created for the following purposes:

- (1) To assist the Village in monitoring the performance of any cable operator in meeting the requirements of its franchise agreement with the Village;

- (2) To assist the Village with the processing and resolution of subscriber complaints and in monitoring cable television rates;
- (3) Upon request of the Village Council or the Mayor, to make recommendations regarding the goals, objectives and policies of public or governmental access to subscribers utilizing a cable operator's system; and
- (4) Any other duties as assigned by the Village Council.

(b) Members. The Cable Television Advisory Committee shall consist of five (5) voting members appointed by Village Council for terms of three (3) years, except for the initial term. The initial terms shall be as follows: one (1) member for a term of one (1) year; two members for terms of two (2) years; and two members for terms of three (3) years. All subsequent appointments shall be for terms of three (3) years. One member shall be a member of the Village Council.

(c) Meetings. The Cable Television Advisory Committee shall meet on a regular basis and on an as-needed basis, but otherwise shall meet upon the request of the Village Council or the Mayor and shall meet at least once per year. The Committee may establish its own rules to govern the determination of when meetings shall be held and the conduct of its meetings. A quorum for the purposes of a Committee meeting shall be a majority of the then duly appointed voting members of the Committee."

SECTION 2. It is found and determined that all formal actions of this Council concerning and relating to the adoption of this Ordinance were adopted in an open meeting of this Council, and that all deliberations of this Council and any of its committees that resulted in such formal action, were in meetings open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

SECTION 3: This Ordinance shall take effect and be in force from and after the date of its passage.

PASSED:

July 21, 1998

Michael Lyons
President of Council

ATTEST:

Carol Gibson
Clerk of Council

Donald W. Larsen
Mayor

Dated:

7/23/98