

OWOSSO CABLE ACCESS ADVISORY COMMISSION

JULY 13, 2009

5:00 PM

PRESIDING OFFICER: CITY CLERK, AMY KOHAGEN

PLEDGE OF ALLEGIANCE: CITY CLERK, AMY KOHAGEN

PRESENT: Commissioners James Gutting, Christopher Hardwick, Jack Johnson, Michael Tillotson and Eddie Urban.

ABSENT: Commissioner Christopher Perry

SET TIME LIMIT AND RE-AFFIRM RULES OF CONDUCT

Motion by Commissioner Tillotson to reaffirm the Rules of Conduct and set the time limit for 1 hour.

Motion supported by Commissioner Urban and concurred in by unanimous vote.

APPROVE AGENDA

Motion by Commissioner Hardwick to approve the agenda.

Motion supported by Commissioner Johnson and concurred in by unanimous vote.

APPROVAL OF THE MINUTES OF THE MEETING OF JUNE 8, 2009

Motion by Commissioner Hardwick to approve the minutes of the meeting of June 8, 2009.

Supported by Commissioner Tillotson and concurred in by unanimous vote.

CITIZEN COMMENTS

There were no citizen comments.

ELECTION OF COMMISSION CHAIRPERSON

Commissioner Tillotson nominated Commissioner Gutting for Chairperson.
Commissioner Hardwick nominated Commissioner Johnson for Chairperson.

Roll Call Vote.

Gutting: Gutting
Hardwick: Johnson
Johnson: Johnson
Tillotson: Gutting
Urban: Gutting

Absent: Commissioner Perry

Commissioner Gutting was elected Chairperson.

City Clerk Kohagen turned the meeting over to Chairperson Gutting.

ELECTION OF COMMISSION VICE CHAIRPERSON

Commissioner Hardwick nominated Commissioner Johnson for Vice Chairperson.
Commissioner Urban nominated Commissioner Tillotson for Vice Chairperson.

Roll Call Vote.

Hardwick:	Johnson
Johnson:	Johnson
Tillotson:	Tillotson
Urban:	Tillotson
Gutting:	Tillotson

Absent: Commissioner Perry

Commissioner Tillotson was elected Vice Chairperson.

REVIEW OF COMMISSION BY-LAWS

City Clerk Kohagen explained that there were no changes in the by-laws but the Commission By-laws dictated they be reviewed each year.

There was a discussion regarding the number of members required for a quorum and the number of members required to pass a motion. The current By-laws state the quorum at four and the number of members needed to pass a motion also at four requiring 100% concurrence for a motion to pass if the minimum number of members are present.

Motion by Commissioner Johnson to amend the by-laws to lower the number of affirmative votes needed to pass a motion: Article 3, section 6 and paragraph C should read: Any decision of the commission shall require the concurrence of a majority of the quorum.

Motion supported by Commissioner Hardwick and concurred in by unanimous vote.

MANAGEMENT STRUCTURE – DISCUSSION

There was a discussion regarding the three types of management structure presented: municipal management, non-profit management, and municipal consortium.

Motion by Vice Chairperson Tillotson to approve the Municipal Management Structure.

Motion supported by Commissioner Urban.

It was pointed out that the municipal consortium idea may not be practical at the given time but could prove to be a highly effective way to manage the system in the future once the product is more developed. Commissioners Johnson and Hardwick showed support for the non-profit management structure indicating a non-profit may be more effective at fund raising, may have a wider range of fund raising opportunities in the future, may be able to operate the channels with little to no funding from the City, private industry tends to be more creative and efficient in their operations, and the city has no in-house experts on cable broadcasting. There was discussion regarding concerns that a non-profit entity could discriminate against potential programmers. Commissioner Johnson also expressed his concern that there were inequities in that OCTS and KoK programmers had to make a donation to have their programs aired while those submitting programs to the City do not. He asked that be looked at and resolved.

Roll Call Vote:

AYES: Commissioner Urban, Vice Chairperson Tillotson, and Chairman Gutting.

NAYS: Commissioners Hardwick and Johnson.

ABSENT: Commissioner Perry.

PROGRAMMING RULES – COPYRIGHT DISCUSSION

There was discussion regarding copyrighted material.

Motion by Commissioner Hardwick accept option #3 as follows:

“The sponsor affirms all appropriate arrangements and clearances have been obtained from broadcast stations, networks, sponsors, music licensing organizations, performers’ representatives and without limitation by the above any and all persons (natural and otherwise) as may be necessary for authorization to transmit the program materials.”

Motion supported by Commissioner Johnson.

Chairperson Gutting asked the motion be amended to include language asking for written proof of permission upon request.

Motion by Chairperson Gutting to amend option #3 to add:

“Written proof these rights have been granted must be provided upon request.”

Motion supported by Commissioner Urban and concurred in by unanimous vote.

Vote on amended motion to approve copyright language as follows:

“The sponsor affirms all appropriate arrangements and clearances have been obtained from broadcast stations, networks, sponsors, music licensing organizations, performers’ representatives and without limitation by the above any and all persons (natural and otherwise) as may be necessary for authorization to transmit the program materials. Written proof these rights have been granted must be provided upon request.”

The motion was concurred in by unanimous vote.

CITIZEN COMMENTS

There were no citizen comments.

ADJOURNMENT

Motion by Commissioner Urban for adjournment at 6:00pm.

Motion supported by Vice Chairperson Tillotson and concurred in by unanimous vote.

Roxane Cramer, Clerk’s Assistant