



DATE: June 6, 2017

CATEGORY: Consent

DEPT.: City Manager's Office

TITLE: **Authorization to Execute an Agreement with KMVT for Public and Government Access Channel Management**

RECOMMENDATION

Authorize the City Manager or his designee to execute an agreement with KMVT Community Television for public and government access channel management.

BACKGROUND

The City of Mountain View contracts with KMVT for public and government access channel management as well as recording and broadcasting services.

Key KMVT service areas include:

- Government access – recording and broadcast of City events, public meetings, and emergency alert services.
- Electronic bulletin board – display of community messages on the City's community access channel.
- Community access – producing and providing public access programming.
- Production training – providing facilities and instruction for residents to produce programs.
- Equipment maintenance – preventative maintenance, repair, and replacement.
- Technical assistance – advise City and community on video production.

ANALYSIS

KMVT provides a variety of programs and services that are very important to the City. The City's May 2009 agreement with KMVT expired March 30, 2017. The proposed agreement reflects KMVT and the City's commitment to providing high-quality access to government and community information as well as video facilities. It maintains the service levels from the May 2009 agreement and is for a five-year term through March 2022.

In 2016, KMVT requested an additional \$85,000 from the Public, Educational, and Governmental (PEG) fund to purchase a high-definition live television unit for mobile broadcasts, updated radio equipment, and two portable high-definition digital switchers. Through the Fiscal Year 2016-17 Adopted Budget, the City Council authorized a one-time payment of \$42,500 for these purchases, and directed staff to negotiate the other half of the cost with KMVT during negotiations for a new agreement and appropriate as part of the Fiscal Year 2017-18 budget. This agreement will include payment terms for the entire \$85,000.

FISCAL IMPACT

For the term of this agreement, the City will pay \$25,000 per fiscal year from the General Fund for recording and broadcasting City Council and Environmental Planning Commission meetings. The agreement also authorizes the City to pay KMVT \$170,000 per fiscal year from the designated PEG fund for public and government access services for PEG-related capital costs in accordance with the Digital Infrastructure and Video Competition Act (DIVCA). In addition to the \$195,000 per fiscal year payments to KMVT, this agreement includes two payments of \$42,500 from the PEG Fund for KMVT capital purchases.

In total, the fiscal impact of this agreement is \$125,000 General Operating Fund, and \$935,000 PEG Fund over five years. The funding for PEG support is contingent upon continued quarterly payments from cable providers. The agreement is subject to termination should quarterly payments from cable providers cease, or if sufficient funds are unavailable by any means. The City or KMVT may terminate the agreement at any time by providing a 60-day advance written notice to KMVT or the City.

ALTERNATIVES

The City could use an independent contractor to provide video services; however, the City's technical infrastructure for video services is under the auspices of KMVT studios as part of a long-standing partnership for community television.

PUBLIC NOTICING – Agenda posting and a copy of report to KMVT.

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Attachments: 1. May 12, 2009 Council Report – Approval of a Renewal of Agreement