



## City of Grass Valley City Council Agenda Action Sheet

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**Title:** Introduction of an ordinance repealing and replacing Chapters 5.16 “Cable Television Franchise”, 5.18 “Cable Systems and Open Video Systems”, and 5.19 “State Video Franchises” of the Grass Valley Municipal Code.

**CEQA:** Not a Project.

**Recommendation:** That Council: 1) review the proposed ordinance to repeal and replace Municipal Code Chapters - 5.16 “Cable Television Franchise”, 5.18 “Cable Systems and Open Video Systems”, and 5.19 “State Video Franchises”; and 2) introduce Ordinance No. 825, waive full reading, and read by Title only.

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**Prepared by:** Timothy M. Kiser, City Manager

**Council Meeting Date:** May 9, 2023

**Date Prepared:** May 3, 2022

**Agenda:** Public Hearing

**Background Information:** The California State Legislature adopted the Digital Infrastructure and Video Competition Act of 2006 which became effective as of January 1, 2007. The Digital Infrastructure and Video Competition Act (DIVCA) established a regulatory structure for the State to issue franchises to video service providers and made the California Public Utilities Commission (CPUC) the sole franchising authority for cable television video service providers. DIVCA also converted local cable franchises to State franchises upon expiration of existing local franchise agreements. Under DIVCA, the City is responsible for the administration and implementation of certain provisions of the act and is permitted to establish financial support provisions for Public, Educational, and Governmental Access (PEG) channel facilities.

The proposed ordinance modifies the City’s current ordinance to comply with DIVCA and is attached for City Council consideration.

**Council Goals/Objectives:** The execution of this action attempts to achieve Strategic Goal #5 - High Performance Government and Quality Service.

**Fiscal Impact:** None.

**Funds Available:** N/A

**Account #:** N/A

**Reviewed by:** Tim Kiser, City Manager

**Attachments:** Ordinance No. 825 repealing and replacing Municipal Code Chapters - 5.16 “Cable Television Franchise”, 5.18 “Cable Systems and Open Video Systems”, and 5.19 “State Video Franchises”