

RESOLUTION NO. 1103

A RESOLUTION of the City Council of the City of Camas, Washington to the Federal Communications Commission (FCC) opposing Comcast Cable's Petition for Special Relief filed with the FCC for Determination of Effective Competition for "7 Vancouver, Washington, Franchise Areas", (CSR-7159 - E), and supporting the City of Vancouver's efforts opposing the Comcast Petition before the FCC.

WHEREAS, the City/County Cable Television Office (Cable TV Office) filed for Rate Regulation Certification with the FCC on FCC Form 328 on behalf of the City of Vancouver and Clark County, Washington, on September 1, 1993; and

WHEREAS, the FCC granted such authority for rate regulation and the certification became effective October 7, 1993; and

WHEREAS, the Cable TV Office has continued to be certified for local rate regulation of the basic service tier (Channels 1-29) and related equipment and installation services consistent with the Federal Cable Act of 1992 and the related rules adopted by the FCC in the absence of "effective competition"; and

WHEREAS, the Cable TV Office received a copy of a "Petition for Special Relief" filed by Comcast with the FCC which requests that the FCC find that Comcast faces "effective competition" in seven, Washington franchise areas", including the City of Vancouver and the City of Camas; and

WHEREAS, as more fully set forth in SR 110-07, if the FCC approves the Comcast petition, the City will lose the ability to

- Regulate cable rates for Basic Service, Equipment and Installations; and
- Enforce the Uniformed Rate provision of FCC rules which require that all customers within a franchise area (the City) be charged the same rates for the like services; and
- Enforce the Anti Buy-through provisions which prohibit cable operations from requiring customers to buy any tier of service, except Basic Cable, in order to purchase premium of pay-per-view services; and

WHEREAS, if the FCC approves the Comcast petition the company will no longer be subject to rules and customer service standards requiring notice to subscribers regarding rate and increases; and

WHEREAS, the City of Camas is located in Clark County Washington, is a City of

approximately 16,000 and has no local radio or television stations; and

WHEREAS, the local Public (FVTV), Education (TV ETC and Government (CVTV) (PEG) cable access channels on the cable system are the only local television programming and information available to Clark County residents; and

WHEREAS, DBS providers do not offer or provide the local PEG channels; and

WHEREAS, Comcast has not demonstrated that the Petition for Relief serves the public interest of the citizens of Camas as required by Section 76.7 (a)(4)(i) of FCC rules;

NOW, THEREFORE BE IT RESOLVED, by the Council of the City of Camas as follows:

Section I

The City states its opposition to the Comcast petition for Special Relief with the FCC regarding Effective Competition.

Section II

The City supports the efforts of the City of Vancouver in opposing the Comcast Petition for Special Relief regarding Effective Competition.

ADOPTED at a regular meeting of the Council of the City of Camas, this 21 day of May, 2007.

SIGNED: Paul D. ...
Mayor

ATTEST: John M. ...
Clerk

APPROVED as to form:
[Signature]
City Attorney