

ORDINANCE NO. 3142

AN ORDINANCE to amend and reordain Sections 9-3-162, 9-3-163 and 9-3-164, Article M, Chapter 3, Title 9 of The Code of the City of Alexandria, Virginia, 1981, as amended; which Title 9 relates to LICENSING AND REGULATION, which Chapter 3 relates to CABLE TELEVISION REGULATION, which Article M relates to ALEXANDRIA CABLE TELEVISION ADVISORY COMMISSION, which Section 9-3-164 relates to FUNCTIONS OF THE COMMISSION, which Section 9-3-163 relates to OFFICERS; QUORUM; MEETINGS; ACTION BY MAJORITY and which Section 9-3-162 relates to MEMBERS AND TERM.

THE CITY COUNCIL OF ALEXANDRIA HEREBY ORDAINS:

Section 1. That Section 9-3-162, Article M, Chapter 3, Title 9 of The Code of the City of Alexandria, Virginia, 1981, as amended, be and the same hereby is amended and reordained to read as follows:

Sec. 9-3-162. Members and term.

The city council shall appoint eight (8) members to the commission who shall be residents of the city. Five (5) members shall be citizen at-large members. One (1) member shall be a representative of the Alexandria Campus of Northern Virginia Community College, one (1) member shall be a representative of the Alexandria City Public Schools, and one (1) member shall be a representative of the Alexandria Library system. Each member shall serve a three-year term. Any interim vacancy shall be filled by the city council for the unexpired portion of the term. No employee of or person with any ownership interest in a cable television franchise granted pursuant to this chapter shall be eligible for membership on the commission.

Section 2. That Section 9-3-163, Article M, Chapter 3, Title 9 of The Code of the City of Alexandria, Virginia, 1981, as amended, be and the same hereby is amended and reordained to read as follows:

Sec. 9-3-163. Officers; quorum; meetings; action by majority.

A quorum of four (4) members present shall be required before the commission may take official action. A member present but not voting shall be considered in counting a quorum. The commission shall meet at least six (6) times per year. Additional meetings may be held when necessary and called by the chairperson or any two (2) members with 48 hours' notice to all members. All meetings shall be open to the public in accordance with state law. All members shall be entitled to vote and decisions of the commission shall be determined by majority vote of the members present. Members shall serve without compensation

but may receive reimbursement for expenses subject to the availability of funds.

Section 3. That Section 9-3-164, Article M, Chapter 3, Title 9 of The Code of the City of Alexandria, Virginia, 1981, as amended, be and the same hereby is amended and reordained to read as follows:

Sec. 9-3-164. Functions of the commission.

The commission shall have the following functions:

(1) Make recommendations and advise the city government in the formulation and implementation of general cable communications policy and promote citizen participation through public information programs;

(2) Encourage the use of public channels among the widest range of institutions, and public agencies on programming and policies with regard to the development of the community access channels;

(3) Advise the city council concerning the use of funds for (a) cable television access programming; (b) construction and maintenance of facilities for production; and (c) education of the public in the availability and use of such facilities if they become available;

(4) Request the cable television administrator to provide additional information on complaints against the franchisee where injury to the public interest is deemed by the commission to have occurred. Such complaints will be investigated according to the procedures in section 9-3-126. Complaints not resolved in a manner deemed satisfactory by the commission will be so noted in the permanent files maintained by the cable television administrator;

(5) Perform such other duties and functions relative to support of the community access channels as may be appropriate in order to maximize use among the widest range of individuals, institutions and community groups; and

(6) Make an annual report to the city council that shall include a review and evaluation of the activities of the commission, along with any comments or recommendations relative to its functions that it may choose to make.

Section 4. The initial terms of the two (2) new representatives added to the commission shall expire in December, 1989.

Section 5. That the title of and an informal memorandum explaining this ordinance shall be published in a newspaper of general circulation published in the city not later than five days following its introduction together with a notice containing the time and place for a public hearing. The city clerk shall have the full text of this ordinance printed in sufficient numbers to supply copies to meet request. The city clerk shall note the date of introduction and first reading, the date of publication, the date of the public hearing, and the date of the second reading and final passage in the minutes of the meeting. This ordinance shall become effective the date of its final passage.

JAMES P. MORAN, JR.
Mayor

Final Passage: June 14, 1986