

CITY OF OAK PARK
OAKLAND COUNTY, MICHIGAN *PN*

**RESOLUTION REQUESTING PRESERVATION OF EXISTING
CHANNEL LOCATIONS FOR PUBLIC, GOVERNMENTAL AND
EDUCATIONAL ACCESS CHANNELS, ALSO KNOWN AS PEG**

At a regular meeting of the City Council of the City of Oak Park, Michigan, held at 13600 Oak Park Boulevard, Oak Park, MI 48237, on the 17th day of December, 2007, commencing at 7:30 p.m.

PRESENT: Mayor Naftaly, Mayor Pro Tem Horton, Council Member Jackson,
Council Member Levine, Council Member Seligson

ABSENT: None

Motion by Seligson, seconded by Levine, CARRIED UNANIMOUSLY: To adopt the following resolution:

WHEREAS, Comcast Cablevision, is among the companies that furnish or will be furnishing cable television subscriptions to residential customers; and

WHEREAS, the City of Oak Park and other governmental entities have committed substantial resources to deliver programming on governmental and educational access channels, also known as PEG; and

WHEREAS, Comcast Cablevision has indicated that it intends to change the channel lineup and location of the public, educational and government access channels (PEG) from present locations, where they have been situated for many years, to the channel lineup in the 900's, which will require customers to have a digital converter set-top box, a cable card or a QAM* capable television; and

WHEREAS, the result is added costs, inconvenience, and confusion with respect to viewers who intend to view educational and governmental access channels;

WHEREAS, since Comcast's announcement, concerned residents have contacted the City in opposition to the news that Comcast intends to change the location of PEG channels and require customers to have a digital converter boxes to receive the channels;

NOW, THEREFORE, BE IT RESOLVED that:

1. Comcast Cablevision is requested to preserve the channel locations for public, educational and governmental access channels (PEG) and agree that they will not be changed in the future without the written consent of the City/or governmental entity or entities which provide programming on such channels;

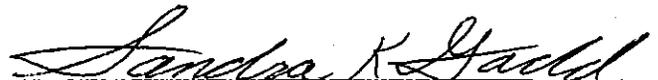
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2. The City of Oak Park requests that Comcast respond to the questions posed by the Michigan Chapter of the National Association of Telecommunications Officers and Advisors in its letter dated November 2007 addressing operational and legal issues related to Comcast's actions; and
3. The City of Oak Park requests that Public Act 480 of 2006 be immediately amended to require that public, educational and governmental access channels remain at the current locations and that the same not be subject to change unless the written consent of the affected governmental entity providing the programming is obtained and that the Act be further modified in order to require that new providers of cable and video services furnish public, educational and governmental access channel lineups and selections that are consistent with existing providers, as of January 1, 2007, with respect to channel locations, ease of access, availability of features, quality parameters, and similarity of surrounding channels.
4. The City of Oak Park requests that legal counsel explore sections of Michigan's Public Act 480 of 2006, for provisions that already exist to potentially assist the City in maintaining the best delivery of its programming to Oak Park residents via the cable TV and video systems. In addition, the City of Oak Park pledges to continue talks with local providers, as well as investigate appropriate measures, to protect the City's investment in providing programming for local access channels, as these channels are important means of communicating with residents.

BE IT FURTHER RESOLVED that copies of this resolution be forwarded to the Michigan Municipal League, Clinton Township, the City of Grand Rapids, the City of Warren, and other surrounding communities.

* QAM tuners in televisions enable direct reception of digital cable channels without the use of a set-top box.

RESOLUTION DECLARED ADOPTED.


Sandra K. Gadd, City Clerk

CERTIFICATION

I hereby certify that the foregoing is a true and complete copy of a resolution adopted by the Council of the City of Oak Park, Michigan, at a regular meeting held on the 17th day of December, 2007, and that said meeting was conducted and public notice of said meeting was given pursuant to and in full compliance with the Open Meetings Act, being Act 267 of the Michigan Public Acts of 1976, as amended.


Sandra K. Gadd, City Clerk
Oak Park, Michigan