

**ITEM 8 ATTACHMENT  
RESOLUTION NO. 2017-1572**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF  
CALABASAS, CALIFORNIA, REAUTHORIZING THE PUBLIC,  
EDUCATIONAL, AND GOVERNMENT (PEG) FEE ON STATE  
CABLE FRANCHISEES OPERATING WITHIN THE CITY.**

**WHEREAS**, the City Council previously adopted Section 5.14.010 of the Calabasas Municipal Code ("CMC"), which imposes a public, educational, and governmental ("PEG") fee on state cable franchisees operating within the City as authorized in the Digital Infrastructure and Video Competition Act of 2006; and

**WHEREAS**, Section 5870(n) of the California Public Utilities Code states that a PEG fee ordinance must be reauthorized upon expiration of an applicable state franchise; and

**WHEREAS**, as of December 31, 2006, there were three (3) City franchised cable operators providing cable service within the City; and

**WHEREAS**, two (2) of the cable franchises in the City are held by Time Warner NY Cable LLC serving the Calabasas Park area of the City and CAC Exchange I., LLC serving the Saratoga Hills area of the City (collectively Time Warner Cable); and

**WHEREAS**, the cable franchise in the City held by Falcon Cablevision, doing business in the City as Charter Communications, is for serving the areas of the City commonly referred to as Lost Hills and Mulwood; and

**WHEREAS**, Charter Communications' state franchise expired on December 31, 2017; and

**WHEREAS**, the City Council wishes to adopt a resolution expressly declaring that the City's PEG fee is reauthorized

**NOW THEREFORE, THE CITY COUNCIL OF THE CITY OF CALABASAS DOES  
ORDAIN AS FOLLOWS:**

**SECTION 1. PEG Fee Reauthorization.** The City's PEG channel facilities fee authorized Section 5.14.010(C) of the Calabasas Municipal Code is hereby reauthorized to the extent required by Section 5870(n) of the California Public Utilities Code.

**SECTION 2. EFFECTIVE DATE.** This Resolution shall take effect upon its adoption.

**SECTION 6. CERTIFICATION.** The City Clerk shall certify to the passage and adoption of this Resolution and shall cause the same to be published or posted according to law.

**PASSED, APPROVED AND ADOPTED** this 13<sup>th</sup> day of December, 2017.

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Fred Gaines, Mayor

ATTEST:

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Maricela Hernandez, MMC  
City Clerk

APPROVED AS TO FORM:

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Scott H. Howard, City Attorney  
Colantuono, Highsmith & Whatley, PC