

MAY 7 1984

AN ORDINANCE TO AMEND AND REORDAIN CHAPTER 4-86.1, CABLE COMMUNICATIONS, OF THE CODE OF THE COUNTY OF JAMES CITY, VIRGINIA, ARTICLE IV, CABLE COMMUNICATIONS ADMINISTRATOR, BY AMENDING SECTION 4-86.1.6, CABLE COMMUNICATIONS ADMINISTRATOR'S AND CITIZENS COMMITTEE'S POWER AND RESPONSIBILITIES.

BE IT ORDAINED by the Board of Supervisors of the County of James City that Chapter 4-86.1, Cable Communications, of the Code of the County of James City, Article IV, Cable Communications Administrator, is hereby amended by amending Section 4-86.1.6, Cable Communications Administrator's and Citizens Committee's Power and Responsibilities.

Sec. 4-86.1.6 Cable communications administrator's and citizens committee's power and responsibilities.

(a) Day-to-day administration of cable television operations within the county may be assigned to a cable communications administrator. The cable communications administrator shall be designated by the county administrator and shall report directly to the county administrator. The cable communications administrator's powers and responsibilities shall include, but not be limited to, the following functions:

- (1) Assisting in the preparation of invitations to bid for a franchise; establishing criteria for review and ranking of franchise applications; reviewing and screening applications for franchises and making selection recommendations to the board of supervisors through the county administrator.
- (2) Monitoring the timely performance of the grantee in making application for and obtaining all certificates, permits and agreements as provided for in this chapter.
- (3) Monitoring the performance of the grantee in meeting the construction timetable as provided for in this chapter.
- (4) Advising and making recommendations to the board of supervisors, through the county administrator, on technical, engineering and police power regulations of cable operations within the county.
- (5) Cooperating with other systems, cable communications system operators and governmental units in the development of and in the supervision of the interconnection of systems.
- (6) Reviewing all franchise records, including the financial records as indicated in Article VI, section 4-86.1.15(b), and reports as required by this chapter, as well as all franchise reports filed with the FCC, and at the county administrator's discretion, requiring the preparation and filing of information in addition to that required therein, as may reasonably be required to accomplish the purposes of this chapter.
- (7) Monitoring performance of the grantee under any other terms of the franchise agreements and this chapter and making recommendations to the board of supervisors, through the county administrator, to ensure such compliance.
- (8) Making an annual report to the board of supervisors, through the county administrator, which shall include: An account of franchise fees received,

the total number of hours of utilization of public channels with hourly subtotals for various programming categories, and a review of any plans submitted during the year by the grantee for development of new services.

- (9) Conducting evaluations of the system at least every three (3) years, and pursuant thereto, making recommendations to the board of supervisors, through the county administrator, for amendments to this chapter or to the franchise agreement.
- (10) Receiving and investigating complaints against grantee by any person or upon direction of the board of supervisors.
- (11) Seeking recovery, with the assistance or through appropriate legal counsel, if necessary, of liquidated damages in accordance with this chapter.
- (12) Advising grantee of the receipt of subscriber complaints affecting the grantee's system.

(b) There shall be established a citizen's advisory board entitled the James City County Cable Communications Committee. The committee shall consist of seven (7) members.

Members shall be appointed by the board for terms of four (4) years; no member shall be appointed as a member of the committee for more than two (2) consecutive terms. The terms of the first appointees shall be as follows: Three (3) of the committee members shall be appointed for terms of two (2) years. Assignment of the individual terms of members shall be determined by lot by the board. In all appointments thereafter, all committee members shall be appointed for terms of four (4) years. The cable communications administrator shall provide staff support to the committee.


The committee shall adopt bylaws governing its procedures and actions on matters coming before it which shall include provision for selection and tenure of the committee chairman.

Responsibilities of the cable committee shall include, but not be limited to, the following:

- (1) Serve as regulatory and coordinating body for the public access and educational access channels of cable television and any institutional networks that may be developed.
- (2) Review, in association with the cable communications administrator, the required performance evaluations every three (3) years.
- (3) Advise the county government of objectives to be obtained in the county's cable communications system based upon its continued evaluation of the county's cable communications franchise and continued assessment of cable technology.
- (4) Review the annual report to the board prepared by the cable communications administrator.
- (5) Cooperate with the county and the grantee in fulfilling its responsibilities herein. (Ord. No. 141,

  
Stewart U. Taylor, Chairman  
Board of Supervisors

ATTEST:

  
James B. Oliver, Jr.  
Clerk to the Board

SUPERVISOR	VOTE
BROWN	AYE
EDWARDS	AYE
MAHONE	AYE
DEPUE	AYE
TAYLOR	AYE

Adopted by the Board of Supervisors of James City County, Virginia,  
this 7th day of May, 1984.

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