

CHAPTER 6

JOINT CATV REGULATORY BOARD

SECTION:

- 2-6-1: Establishment, Membership, and Organization
- 2-6-2: Meetings
- 2-6-3: Powers and Duties
- 2-6-4: Inconsistent Ordinances
- 2-6-5: Effective Date

2-6-1: ESTABLISHMENT, MEMBERSHIP, AND ORGANIZATION:

(1) Establishment: A Joint CATV Regulator Board is hereby established.

(2) Membership:

(a) The Board shall consist of seven members, which shall be appointed by the Town and City of Lake Mills in accordance with the following formula: The number of Board members to which each municipality shall be entitled shall be determined by multiplying the total number of Board members by a fraction, the numerator of which shall be the number of dwelling units located in a given municipality which units have subscribed to the CATV service, and the denominator of which shall be the total number of dwelling units in the municipalities who are appointing authorities to the Lake Mills Joint CATV Regulatory Board, which dwelling units have subscribed to the CATV service. If the product resulting from application of the foregoing formula is not a whole number, then the product shall be rounded off to the nearest whole number. Notwithstanding anything contained herein to the contrary, each municipality appointing members to the Lake Mills Joint CATV Regulatory Board shall be entitled to at least one representative on said Board.

(b) The Town members of the Board shall annually be appointed by the Town Board in April. The City members of the Board shall be appointed in April to one-year terms by the Council President, subject to confirmation of the Council.

(c) The total number of Board members may be reduced to five, provided the formula in paragraph (a) is followed, and provided the Council and Town Board both pass resolutions approving the reduction in the number of Board members.

(d) Members of the Board shall not receive compensation for their service on the Board. Each member shall take and file the oath from sec. 19.01, Wis. Stats., prior to performing his or her duties.

(e) The Chairperson of the Town Board shall be a delegated alternate member. This would allow the Chairperson to attend and engage in any meeting or event held by the CATV Board including the right to vote for any one Town of Lake Mills Board member if that person cannot be present.

(3) Organization:

(a) The Board shall annually elect a chairperson and a secretary from among its members, and may elect such other officers as the Board deems appropriate.

(b) The Board may adopt such rules or policies as it deems necessary to carry out the duties of the Board, provided such rules do not contravene any provision of this section or any other ordinances enacted by the Town or City of Lake Mills, and provided all such rules or policies shall not be in effect unless and until they have been approved by majority votes of both the Town Board and the Council.

2-6-2: MEETINGS

(1) Time and Place: Meeting of the Board shall be held monthly and they shall be noticed and held at a public building located in either the Town or City. Special meetings may also be called by the chairperson.

(2) The chairperson of the Board shall provide public notice of meetings, and the secretary of the board shall record the minutes of all meetings of the Board. Copies of the minutes of meetings shall be filed with both the Town and City Clerks for distribution to the Town Board and Council. The original copy of the minutes shall be filed with the City Clerk.

(3) The Town Clerk shall act as records custodian for any Town meetings videotaped by cablecasters. The City Clerk shall act as records custodian for all reports, policies, notices, minutes, correspondence, and other records, including any videotapes of City meetings.

2-6-3: POWERS AND DUTIES: The powers and duties of the Board shall be the following:

(1) Resolve disputes or disagreements between subscribers and the franchisee after investigation if the subscriber and the franchisee are not able to resolve their dispute or disagreement.

(2) Receive and audit reports and other correspondence submitted by the franchisee to the Town and City, as required under the municipalities' ordinances, for the purpose of insuring that necessary reports are completed and filed pursuant to the terms of the ordinances.

(3) Review rules and regulations adopted by the franchisee incident to providing service to subscribers.

(4) Assure that all tariffs, rates, and rules pertinent to the operation of the CATV service in both municipalities are made available for inspection by the public at reasonable hours and upon reasonable request.

(5) Review rates and make recommendations regarding any proposed rate change to the Council and Town Board.

(6) Solicit and review comments and provide recommendations to the Town Board and Council regarding compliance with the Town and City CATV ordinances by the franchisee.

(7) Insure that the franchisee makes public access channels available to all residents of the Town and City on a non-discriminatory basis and to advise the franchisee of procedural rules for this purpose.

(8) Assure that the operation of the public access channels are free of program censorship to the extent provided by law.

(9) Plan and develop production and programming on any dedicated public access channels.

(10) Perform such other duties as the Town Board and Council may assign.

(11) Annually prepare and submit by September 1st a joint operating budget to the Town and City.

2-6-4: INCONSISTENT ORDINANCES: All ordinances or parts of ordinances inconsistent with or contravening the provisions of this ordinance are hereby repealed.

2-6-5: EFFECTIVE DATE: This ordinance shall be in full force and effect from and after its passage and publication as provided by law and from and after the Charter Ordinance it implements if effective.

Adopted: May 12, 1998

2-6-4