

CHAPTER 19

**CABLE TELEVISION AND COMMUNICATIONS
ADVISORY BOARD**

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[HISTORY: Adopted by the Common Council of the City of Dunkirk 10-4-1983 as Local Law No. 3-1983. Amendments noted where applicable.]

§ 19-1. Creation.

There is hereby created a board which shall be referred to and known as the “Dunkirk Cable Television and Communications Advisory Board”

§ 19-2. Membership; terms; officers; vacancies; quorum. [Amended 3-20-1984 by L.L. #1,-1984; Amended 6-6-1989 by L.L. #2-1989]

The Board shall be composed of seven (7) members appointed by the Mayor of the City of Dunkirk for two-year terms; provided, however, that of the original seven (7) members first appointed, four (4) shall be for two-year periods and three (3) for one-year periods. Their successors shall be appointed for terms of two (2) years each. Members shall continue in office until their successors have been appointed and qualified. The Board members shall select a Chairman, Vice Chairman, Secretary and any other officers from their membership as the Board may determine. Vacancies in the Board shall be filled in the same manner as original appointments. The quorum for the transaction of business shall consist of at least four (4) Board members; provided, however, that no official action of the Board may be taken with less than the concurring vote of three (3) members of said Board.

§ 19-3. (Reserved)

§ 19-4. Qualifications for membership.

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Board members shall be residents of the City of Dunkirk and shall be representative of various interests of the community, including, so far as possible, members representative of education, business, government, general citizenry and minority interest.

§ 19-5. Compensation.

Members of the Board shall serve without compensation, except for actual and necessary expenses incurred in the course of their duties and responsibilities upon prior approval by the Common Council. Such expenses may include those expenses which at the discretion of the Common Council of the City of Dunkirk are deemed to be actual and necessary in the discharge of said Board members' duties.

§ 19-6. Removal from office.

Members may be removed from office at any time by the appointing authority of the City of Dunkirk.

§ 19-7. Powers and duties.

The Dunkirk Cable Television and Communications Advisory Board shall have the following duties:

- A. Make recommendations to the Common Council of the City of Dunkirk concerning any aspect of the cable television franchise with the City of Dunkirk or any proposed franchise or amendment thereto.
- B. Review and make recommendations to the Common Council of the City of Dunkirk pertaining to public access channel programming and the use of the public access channel pursuant to the terms of the franchise agreement or any proposed franchise or amendment thereto
- C. Review and make recommendations to the Common Council of the City of Dunkirk on state and federal laws and regulations concerning cable television.
- D. Prepare and make public a written annual report on its activities and programming during the previous year.
- E. Recommended local laws, ordinances, rules and regulations and franchise amendments necessary to carry out the functions of the Advisory Board.

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- F. Act as a hearing board and advisory board to the Common Council of the City of Dunkirk on items concerning cable line extension, service, access to public channels, quality or programming, ads sponsorship, underwriting rates, franchise rates and requests for increases, franchise fees, etc.
- G. Review and make recommendations to the Common Council on franchise amendments and renewals.
- H. Submit annually to the Mayor and City of Dunkirk Common Council any budgetary requests for inclusion in any subsequent year's budget.
- I. Take minutes of every meeting of the Advisory Board and file minutes of said meetings within ten (10) days with the City Clerk of the City of Dunkirk.
- J. Establish, consistent with this local law, such rules and regulations as may be necessary for the conduct of the meetings of the Advisory Board in the performance of its duties.

§ 19-8. Funds for operation.

The Common Council of the City of Dunkirk is hereby authorized to set forth, in any subsequent City budgets, such sum of money as the City Council may approve for the purpose of the operation of the Dunkirk Cable Television and Communications Advisory Board.

§ 19-9. When effective.

This local law shall take effect immediately.