

**MINUTES OF THE
MONDAY, APRIL 9, 2007
DATV BOARD OF TRUSTEES MEETING**

MEMBERS PRESENT

Gabrielle Williamson, Vice-Chair
Margaret Barlow, Secretary

Tim Gardner
Dennis Greene
Mark Madry
Bob Mullins
Comm. Nan Whaley

ALSO PRESENT

Rick Hayes, DATV Executive Director
Randy Bellinger of the City of Dayton
Mike Gray, Time Warner Cable
Pat Jessee, DATV Staff

EXCUSED

L. Estes, and R. Taylor

NOT EXCUSED

T. Ritchie

Vice-chair G. Williamson called the meeting to order at 11:30 a.m.

ROLL CALL

Roll call read by P. Jessee

APPROVAL OF AGENDA

G. Williamson asked for approval of the agenda as presented. B. Mullins made the motion and G. Williamson seconded. Motion passed unanimously.

BOARD CHAIR COMMENTS

G. Williamson told the Board that Commissioner N. Whaley had been recognized as an up and coming community leader by the Forty Under Forty organization.

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APPROVAL OF BOARD MINUTES – FEBRUARY 12, 2007

G. Williamson asked for a motion to approve the February 12, 2007 board minutes.
B. Mullins made the motion and M. Barlow seconded. The motion passed unanimously.

OPPORTUNITY FOR PUBLIC COMMENT

None.

APPROVAL OF TREASURER'S REPORT

G. Williamson asked for approval of the Treasurer's Report. R. Hayes said that at this time there was no Treasurer, however, the statements for January 31, 2007 and February 28, 2007 were in the Board packets for the approval of the Board.

The motion to approve the Treasurer Report as presented was made by T. Gardner and seconded by M. Madry. Motion passed unanimously.

COMMITTEE REPORTS

A. Executive Committee – Did not meet.

B. Nominating Committee – Did not meet. However, R. Hayes told the Board there had been only one applicant for the vacant seat on the Board. M. Barlow, Chair of the Nominating Committee, said generally there is an interview process and the Committee will be convened to instigate this process.

C. Investment Committee – Did not meet.

D. Personnel Committee – Did meet by e-mail in reference to the Executive Director's evaluation and a report will be given in the Executive Session.

EXECUTIVE DIRECTOR'S REPORT

R. Hayes told the Board that because of Ohio SB117 the Strategic Planning Retreat had been postponed until a later date.

R. Hayes mentioned that the roof was done and that the name of the company was Nations Roof of Ohio. As stated in the ED report R. Hayes is attending Neighborhood Leadership Institute classes, he said he was very impressed by the City sponsoring this program.

At this time, R. Hayes said he did want to mention the two Bills, the FCC and the OHIO SB 117. An update on the FCC ruling as it stands and if nothing else happens, take effect by April 20. NATOA and the Alliance for Community Media have filed a lawsuit seeking a stay. Handouts were passed out and discussion followed.

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R. Hayes mentioned that within the board packets was the newsletter "Client Briefing" from Walter & Haverfield, L.L.P., and that D. Suffoletto and R. Hayes did go to the State House on the day Senator Jacobson presented the Bill to the Committee and immediately the next day wrote letters to each committee member.

R. Hayes continued by telling them about the statewide organization, "Local Voices Ohio, Inc.," a 501c(4) that has been formed and that he had contacted DATV's tax attorney in regards to what is permissible as far as lobbying.

At this time, the Board asked to sign the petition that read:

"Senate Bill 117 Is Bad For OHIO"

We the undersigned believe SB 117 is bad for all Ohio. We specifically, want to keep our PEG Access Channels and the funding that make them possible.

We therefore ask you not to pass SB 117 as written.

Commissioner N. Whaley commented that if this Bill passes as presented then DGTV is gone, DATV is gone and MVCC is gone. She continued by saying paying attention and being an activist individually, collectively for the next few months will be vitally important.

CITY OF DAYTON CABLE ADMINISTRATOR

R. Bellinger discussed the City of Dayton Fact Sheet in reference to SB117. He presented the highlights of how SB117 would seriously affect the City of Dayton. The bottom line of the Fact Sheet is: Cities like Dayton are the big losers under SB117, through lost Franchise Fee revenue; reduced Access television support; reduced public right of way controls; reduced or negated public service requirements; and only token, limited say in how providers could build-out and operate within our community.

TIME WARNER REPRESENTATIVE

M. Gray told the Board that Time Warner's position in regards to SB117 is to remind neutral. This is an AT&T issue.

G. Williamson asked for a motion to adjourn into Executive Session to discuss personnel issues. M. Madry made the motion and M. Barlow seconded. Motion passed unanimously and the Board adjourned into Executive Session at 12:30 pm.

Returned to Board Meeting and continued the regular meeting.

OLD BUSINESS

G. Williamson asked for the approval of the motion that would appoint M. Barlow to the status of Secretary/Treasurer for the reminding term of 2007.

T. Gardner made the motion and M. Madry seconded. Motion passed unanimously.

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NEW BUSINESS

After discussion, G. Williamson asked for the approval of the Executive Director's Performance Evaluation. M. Barlow made the motion and Commissioner N. Whaley seconded. Motion passed unanimously.

G. Williamson asked for the approval of the revised 2007 Operating Budget as presented by R Hayes. After some discussion, Commissioner N. Whaley made the motion and B. Mullins seconded. Motion passed unanimously.

ADJOURNMENT

Meeting adjourned at 12:50 PM.

The next board meeting will be Monday, June 11, 2007, at 11:30 AM in the DATV conference room.

Respectfully submitted,

Margaret Barlow, Secretary/Treasurer

Rick Hayes, Executive Director

/plj