

Resolution No.:	<u>19-880</u>
Introduced:	<u>May 27 2021</u>
Adopted:	<u>May 27, 2021</u>

**COUNTY COUNCIL
FOR MONTGOMERY COUNTY, MARYLAND**

By: County Council

SUBJECT: Approval of the FY 2022 Cable Communications Plan

Background

1. Section 8A-27(a) of the County Code provides that “All access grants, franchise fees, and other moneys received by the County from any franchisee may be spent only under a budget approved by the Council and in accordance with the County Cable Communications Plan.”
2. Section 8A-27(b) of the County Code provides that “The Cable Communications Plan must be proposed by the County Executive to the Council annually and may be amended at any time.”
3. Section 6.2.2 of the 2016 Cable Franchise Agreement with Comcast of Potomac, LLC. provides that Comcast must pay a grant to the County of 3% of Gross Revenues each quarter to be used for PEG and institutional network capital expenses. Paragraph 8 of Exhibit D of the Franchise Agreement provides that this grant may be used for capital and non-capital support for PEG purposes, including expenditures on PEG and FiberNet.
4. Section 8(b)(1) of the 2016 Franchise Agreement with Starpower Communications, LLC (doing business as RCN) provides that Starpower must pay a grant to the County of 3% of Gross Revenues to the County to be used for PEG and Institutional Network. Paragraph 3 of Exhibit F of the Franchise Agreement provides that this grant may be used for capital or non-capital support for PEG purposes.
5. Section 6.2.2 of the 2006 Franchise Agreement with Verizon provides that Verizon must pay a grant to the County of 3% of Gross Revenues each quarter to be used for PEG and institutional network purposes.
6. Section 8 of the Franchise Agreement with Starpower (doing business as RCN) and Section 7 of the Franchise Agreements with Verizon and Comcast provides that each franchisee must pay, for the life of the franchise, a franchise fee of 5% of annual gross revenues.

General Provisions

1. **Purpose and Effect:** This Cable Communications Plan constitutes the County's formal direction for the use of resources required to be provided under Sections 7 and 8 of the Franchise Agreements with Comcast and Starpower (doing business as RCN); and Sections 3, 6, and 7 of the Franchise Agreement with Verizon.

In FY 2022, these resources must be deposited by the County in its Cable TV Special Revenue Fund, and this Cable Communications Plan directs the use of the revenues in this Fund.
2. **Spending Authority under the Time Period Governed by This Plan:** This Cable Communications Plan provides spending authority for FY 2022. Resources appropriated in FY 2022 that are not encumbered by the County on or before June 30, 2022 must remain in the Cable TV Special Revenue Fund and be available for spending in future years.
3. **Carryover:** Resources provided to the County as a result of the requirements of the Franchise Agreements with Comcast, Starpower (doing business as RCN), and Verizon, but not specifically allocated in the Cable Communications Plan to the General Fund, must remain in the Cable TV Special Revenue Fund and be available to be allocated in future years.
4. **Future Fiscal Years:** No estimate shown for any fiscal year after FY 2022 reflects any commitment or decision by the Council, and any such estimate should not be taken as prejudging any decision regarding activities or allocations, either in absolute or relative amounts, of expenditures for future years.
5. **Management of Funds:** All equipment, personnel, and other resources approved in the Cable Communications Plan for funding from the Cable TV Special Revenue Fund must be managed so that the resources are reasonably available to all users of the cable system and provide benefits to the subscribing public and the franchisee.
6. **Affirmative Action and MFD Procurement Procedures:** The Board of Directors of Montgomery Community Television, Inc. (MCT), doing business as Montgomery Community Media (MCM), must adopt and follow an Affirmative Action Plan and procedures for procurements from minority, female, and disabled-owned businesses (MFD) that take into account both the requirements of the Franchise Agreements with Comcast, Starpower (doing business as RCN), and Verizon and relevant provisions of the County Code.
7. **Financial Disclosure:** The County must not spend any FY 2022 funds allocated to MCT until all members of the Board of Directors and the Executive Director of MCT have filed a financial disclosure statement with the Ethics Commission for the 2020 calendar year.
8. **Future Cable Plan strategy:** The Executive must submit to the Government Operations and Fiscal Policy Committee a Connect Montgomery Alliance Strategic Plan that will frame FY 2023 budget allocations no later than January 15, 2022.

9. Reporting Requirements: The Executive must submit a separate quarterly fiscal report to the Council detailing revenues received by source for the Cable Plan and the levels of the Cable Fund Balance no later than 60 days after the end of each quarter.

FY2022 Cable Communications Plan Description

The FY 2022 Cable Communications Plan provides funding to Community Technology for the Transmission Facility Coordinating Group and to Cable Franchise Administration (Department of Technology and Enterprise Business Solutions), to the County Attorney's Office, and outside professional service providers; for municipal equipment and operating support; for public, educational, and government access programming (Office of Community Engagement, Office of Public Information, Council, Montgomery College, Montgomery County Public Schools, and Montgomery Community Television, Inc.); for Digital Equity; for FiberNet; to the Interagency Technology Fund (ITF); and for other miscellaneous cable, broadband, technology and digital equity-related activities.

The attached table details the approved expenditures from the Cable Television Communications Plan Special Revenue Fund for the following purposes in FY 2022:

Community Technology

- A. Funds are allocated to the Department of Technology and Enterprise Business Solutions to administer the Franchise Agreements with Comcast, Starpower (doing business as RCN), and Verizon, including inspecting construction, testing signal quality, responding to residents' complaints, budgeting franchise fee and grant funds received from the cable operator, managing the contract to provide public access services, supporting an advisory committee, administering Federal Communications Commission rules and regulations, preparing for and negotiating franchise agreements, and advising elected officials on related policy matters.
- B. Funds are allocated to the County Attorney's Office to support the in-house staff costs associated with advising the Department of Technology and Enterprise Business Solutions and elected officials on related matters.
- C. Funds are allocated to hire outside professional services, in areas of specialized telecommunications needs, to (1) advise or represent the County and (2) file grant applications on behalf of the County and consumers.

Municipal Support

- D. Funds are allocated for sharing franchise fee revenue with the municipal co-franchisors in accordance with the formula in Section 8A-29 of the County Code.
- E. Funds are allocated to support the four PEG channels allocated to (1) the City of Rockville; (2) the City of Takoma Park; and (3) the Montgomery County Chapter of the Maryland Municipal League. Funds are allocated from the Capital Equipment Support Grants, according to the requirements of Section 8(b)(1) of the Franchise Agreement with

Starpower (doing business as RCN), the requirements of Section 6.2 and Exhibit D Section 8 of the Franchise Agreement with Comcast, the requirements of 6.2 of the Franchise Agreement with Verizon, and from the Municipal Operating Support portion of the Cable Fund. Funds are allocated from the Cable Fund to the extent that the Participating Municipalities meet all applicable matching-fund requirements in the Comcast Settlement Agreement (Exhibit D of the Franchise Agreement).

County Government Access Programming

- F. Funds are allocated to the Office of Community Engagement for managing the Community Cable Montgomery (CCM), maintaining CCM video equipment, closed captioning of PEG programming, and for the operation of the Technical Operations Center to monitor and support technical quality and distribution of PEG Programming.

Funds are allocated to the Office of Public Information for in-house staff and contractors to produce Executive Branch programming for the County Government Channel.

Funds are allocated to the Council for in-house staff and contractors to produce programming for the Council and Legislative Branch agencies.

Funds are allocated to the Montgomery County portion of the Maryland-National Capital Park and Planning Commission for contractors to provide cable-related services, including webcasting and services needed to produce programming for the Planning Board and the Parks Department.

Educational Access Programming

- G. Funds are allocated to Montgomery College to produce educational programs and operate a cable channel with in-house staff.
- H. Funds are allocated to Montgomery County Public Schools to produce educational programs for children, parents, and teachers; carry Board of Education meetings; and run other educational programming of interest to County residents.

Community Media Programming

- I. Funds are allocated for Montgomery Community Television, Inc., to perform services in FY 2022 as specified in its contract with the County or the Cable Communications Plan, including the following:
- (1) produce and schedule three public access channels, including disseminating information on the daily program schedule;
 - (2) train community producers and technicians in program production and assist residents and community organizations in developing locally produced or locally sponsored programming;
 - (3) provide and maintain a central access studio, field production equipment, and editing facilities for use by community producers in program production;

- (4) maintain all video equipment provided to MCT or purchased by MCT with cable company or County funds;
- (5) produce local interest and public affairs programming;
- (6) promote and encourage programming representing a diversity of community interests and needs; and
- (7) perform outreach and create programming in the down-county area.

Connect Montgomery Alliance

- J. For FY 2022, funds are allocated for PEG equipment replacement, for joint PEG programming/promotion, PEG network engineering and administration, closed captioning of select PEG programming, and for PEG programming to provide access to cable by community organizations.

The Council wishes to encourage the most cost-effective operations of the PEG Channels and has directed the Montgomery Alliance to enhance the sharing of equipment, facilities, and personnel, and to jointly support digital equity. All funds appropriated for PEG equipment replacement must be administered by the Office of Broadband Programs and Infrastructure Modernization. Before spending any funds for this purpose, the Connect Montgomery Alliance must report to the Council and the Executive on their plans for the purchase and allocation of replacement equipment. The Council intends that preference be given to purchases of equipment and facilities that can be shared by more than one PEG Channel.

The Council encourages the municipal co-franchisors to develop plans for purchasing equipment, using engineering expertise available from the other PEG Channels and the Office of Community Engagement, and acquiring equipment that facilitates the sharing of resources with other PEG channels.

Before the Connect Montgomery Alliance may spend funds allocated for PEG joint Programming/Promotion, the Alliance must report its Work Plan for FY2022 to the Council and the Executive.

Institutional Telecommunications

- K. The County continues to expand the FiberNet network to meet the telecommunications needs of County agency facilities. The Department of Technology and Enterprise Business Solutions must develop and implement a FiberNet buildout plan that identifies facilities with the greatest need for high-speed voice, data, and video transmissions and for which FiberNet offers lower cost service than private sector telecommunications providers. User agencies must notify the Council before paying any fee to or entering into any agreement with any private provider, if using FiberNet to serve specific facilities is more advantageous to the County. The Council will then consider if adjustments to the funded FiberNet buildout schedule are warranted to avoid paying excessive fees to private providers for telecommunications service to any specific facility.

Allocation of FiberNet fibers to Montgomery College from the County FiberNet is subject to a construction memorandum of understanding between the College and the County signed on December 26, 2012, as well as approval by the Interagency Technology Policy and Coordination Committee.

FiberNet and ultraMontgomery may be used to support digital equity initiatives under the Cable Communications Plan.

Support of the Interagency Technology Fund (ITF)

- L. In FY 2022, the Interagency Technology Fund will not receive any funding to support priority projects as approved by the ITPCC.

Action

The County Council for Montgomery County, Maryland approves the following resolution:

The Council approves the attached Cable Communications Plan as described in this resolution and appropriates cable communications grant resources and settlement funds as provided in the Cable Communications Plan and this resolution and any amendments to either that the Council adopts for FY 2022.

This is a correct copy of Council action.



Selena Mendy Singleton, Clerk
Clerk of the Council

FY22 APPROVED CABLE COMMUNICATIONS PLAN (in \$000's)

	ACT FY20	APP FY21	Est FY21	APP FY22	Proj. FY23	Proj. FY24	Proj. FY25	Proj. FY26	Proj. FY27				
1	BEGINNING FUND BALANCE				346	1,064	1,844	2,711	140	(4,485)	(10,395)	(18,046)	(26,604)
2	REVENUES												
3	Franchise Fees	15,792	15,185	14,854	13,768	12,687	11,569	10,428	10,103	10,103			
4	Gaithersburg PEG Contribution	-	-	-	-	-	-	-	-	-			
5	PEG Operating Grant	3,610	3,489	3,489	3,444	3,272	3,108	2,953	2,805	2,665			
6	PEG Capital Grant	5,914	5,622	5,530	5,254	4,991	4,741	4,504	4,279	4,065			
7	Interest Earned	222	159	159	153	153	153	153	153	153			
8	TFCG Application Review Fees	96	250	250	250	250	250	250	250	250			
9	Miscellaneous	-	-	-	-	-	-	-	-	-			
10	TOTAL ANNUAL REVENUES	25,633	24,706	24,283	22,869	21,353	19,822	18,289	17,590	17,236			
11	TOTAL RESOURCES-CABLE FUND	25,979	25,769	26,127	25,579	21,493	15,336	7,893	(456)	(9,368)			
12	EXPENDITURE OF RESTRICTED FUNDS												
13	A. EXPENDITURE OF RESTRICTED CAPITAL FUNDS												
14	Municipal Capital Support												
15	Rockville Equipment	845	847	790	751	713	677	643	611	581			
16	Takoma Park Equipment	197	198	184	175	166	158	150	143	136			
17	Municipal League Equipment	197	198	184	175	166	158	150	143	136			
18	MUNICIPAL PEG/INET CAPITAL SUBTOTAL	1,231	1,243	1,159	1,101	1,046	993	944	897	852			
19	PEG Network Capital Grant	759	759	759	759	759	759	759	759	759			
20	NON-CIP PEG CAPITAL SUBTOTAL	759	759	759	759	759	759	759	759	759			
21	ultraMontgomery - CIP	680	680	680	680	680	680	680	680	680			
22	FiberNet - CIP	3,856	3,081	3,081	3,592	3,888	3,496	3,496	3,496	3,496			
23	CIP EXPENDITURE SUBTOTAL	4,536	3,761	3,761	4,272	4,568	4,176	4,176	4,176	4,176			
24	CAPITAL SUBTOTAL (Must be > or = to Line 6)	6,526	5,763	5,678	6,132	6,373	5,928	5,879	5,832	5,787			
25	B. EXPENDITURE OF RESTRICTED MUNICIPAL FUNDS												
26	Municipal Franchise Fee Distribution												
27	City of Rockville	725	739	676	626	633	601	569	561	561			
28	City of Takoma Park	223	227	208	193	194	184	175	172	172			
29	Other Municipalities	246	250	229	212	210	199	189	186	186			
30	SUBTOTAL	1,186	1,216	1,113	1,031	1,037	984	932	918	918			
31	Municipal Operating Support												
32	Rockville PEG Support	248	250	227	224	246	246	246	246	246			
33	Takoma Park PEG Support	423	428	388	383	421	420	420	420	420			
34	Muni. League PEG Support	423	428	388	383	421	420	420	420	420			
35	SUBTOTAL	1,050	1,105	1,002	989	1,087	1,087	1,086	1,086	1,086			
36	SUBTOTAL	2,235	2,321	2,115	2,020	2,124	2,071	2,019	2,005	2,005			
37	TOTAL EXPENDITURES OF RESTRICTED FUNDS	8,761	8,083	7,793	8,152	8,497	8,000	7,897	7,836	7,791			
38	NET TOTAL ANNUAL REVENUES	16,872	16,622	16,490	14,717	12,856	11,822	10,391	9,754	9,444			
39	NET TOTAL RESOURCES-CABLE FUND	17,218	17,686	18,334	17,427	12,996	7,337	(4)	(8,292)	(17,159)			
40	EXPENDITURES OF NON-RESTRICTED FUNDS												
41	OFFICE BROADBAND PROGRAMS												
42	C. OBP FIBERNET OPERATING												
43	FiberNet - DTS Personnel Charges	627	1,115	1,011	1,157	1,183	1,218	1,255	1,293	1,293			
44	FiberNet - DTS Operations & Maintenance	1,417	1,391	1,817	1,786	1,391	1,391	1,391	1,391	1,391			
45	FiberNet - DTS Network Operations Center	910	910	1,041	910	910	910	910	910	910			
46	FiberNet - DOT Personnel Charges	112	99	108	115	119	122	126	130	130			
47	FiberNet - DOT Operations & Maintenance	291	291	190	291	291	291	291	291	291			
48	FiberNet - DOT Miss Utility	488	488	395	488	488	488	488	488	488			
49	SUBTOTAL	3,845	4,294	4,562	4,747	4,382	4,421	4,461	4,503	4,503			
50	D. OBP COMMUNITY TECHNOLOGY												
51	TFCG Application Review	250	230	230	350	350	300	300	250	250			
52	B. FRANCHISE ADMINISTRATION												
53	Personnel Costs - Charges for County Atty	804	748	748	771	794	818	842	868	868			
54	Personnel Costs - OBP Community Technology	125	114	114	118	121	125	128	132	132			
55	Operating	68	144	170	248	248	248	248	248	248			
56	Engineering & Inspection Services	78	-	-	-	-	-	-	-	-			
56	Legal and Professional Services	475	475	345	375	250	250	250	250	250			
57	SUBTOTAL	1,799	1,712	1,608	1,861	1,763	1,741	1,769	1,748	1,748			
58	E. OBP DIGITAL EQUITY												
59	Personnel Costs	-	200	200	206	212	219	225	232	232			
60	Youth and Arts Community Media	-	100	127	-	100	100	100	100	100			
61	SUBTOTAL	-	300	327	206	312	319	325	332	332			
62	F. OBP COMMUNITY ENGAGEMENT												
63	Personnel Costs	908	546	546	562	579	597	614	633	633			
64	Operating Expenses	31	99	99	99	99	99	99	99	99			
65	Contracts - TV Production	87	87	87	87	87	87	87	87	87			
66	Community Engagement	91	91	91	91	91	91	91	91	91			
67	Closed Captioning	-	163	163	163	163	163	163	163	163			
67	Technical Operations Center (TOC)	-	-	-	-	-	-	-	-	-			
68	New Media, Webstreaming & VOD Services	58	-	-	-	58	58	58	58	58			
68	SUBTOTAL	1,176	986	986	1,002	1,077	1,094	1,112	1,131	1,131			
69	G. MEDIA - Connect Montgomery Alliance												
70	Operating Expenses	181	181	181	206	206	206	206	206	206			
70	Community Engagement	-	-	-	-	-	-	-	-	-			
70	Closed Captioning	-	-	-	-	283	283	283	283	283			
70	Technical Operations Center (TOC)	-	-	-	-	9	9	9	9	9			
70	Youth and Arts Community Media	100	-	-	-	31	31	31	31	31			
71	SUBTOTAL	281	181	181	206	529	529	529	529	529			

FY22 APPROVED CABLE COMMUNICATIONS PLAN (in \$000's)

	ACT FY20	APP FY21	Est FY21	APP FY22	Proj. FY23	Proj. FY24	Proj. FY25	Proj. FY26	Proj. FY27
72 H. MEDIA - PIO, COUNCIL, M-NCPPC									
73 Public Information Office									
74 Personnel Costs	867	832	832	857	883	909	937	965	965
75 Operating Expenses	11	11	11	11	11	11	11	11	11
76 SUBTOTAL	879	843	843	868	894	921	948	976	976
77 County Council									
78 Personnel Costs	660	663	663	680	700	721	743	765	765
79 Operating Expenses	124	11	11	11	11	11	11	11	11
80 Contracts - TV Production	163	253	175	253	153	153	153	153	153
81 General Sessions and Committee Meetings	-	-	-	-	100	100	100	100	100
82 SUBTOTAL	947	927	850	943	964	985	1,006	1,029	1,029
83 MNCPPC									
84 Operating Expenses	24	24	24	24	24	24	24	24	24
85 Contracts - TV Production	99	99	39	99	99	99	99	99	99
86 SUBTOTAL	123	123	64	123	123	123	123	123	123
87 SUBTOTAL	1,949	1,893	1,757	1,935	1,981	2,028	2,077	2,128	2,128
88 I. MEDIA - MONTGOMERY COLLEGE									
89 Personnel Costs	1,555	1,588	1,588	1,588	1,588	1,588	1,588	1,588	1,588
90 Operating Expenses	209	209	209	209	209	209	209	209	209
91 SUBTOTAL	1,764	1,797	1,797	1,797	1,797	1,797	1,797	1,797	1,797
92 J. MEDIA - MONTGOMERY CO PUBLIC SCHOOLS									
93 Personnel Costs	1,678	1,648	1,648	1,694	1,749	1,801	1,855	1,911	1,911
94 Operating Expenses	121	121	121	76	121	121	121	121	121
95 SUBTOTAL	1,800	1,770	1,770	1,770	1,870	1,923	1,977	2,032	2,032
96 K. MEDIA - MONTGOMERY COMMUNITY MEDIA									
97 Personnel Costs	2,231	2,240	2,240	2,394	2,463	2,534	2,607	2,682	2,759
98 Operating Expenses	54	54	54	54	54	54	54	54	54
99 Rent & Utilities	502	535	535	383	397	411	425	441	456
100 New Media, Webstreaming & VOD Services	23	-	-	-	-	-	-	-	-
100 SUBTOTAL	2,811	2,829	2,829	2,832	2,914	2,999	3,086	3,176	3,269
101 L. COMPENSATION ADJUSTMENTS									
102 MCG Personnel Cost Adjustments	-	-	-	-	-	-	-	-	-
103 FY20 Collective Bargaining Agreement	-	-	-	-	-	-	-	-	-
104 TOTAL EXPENDITURE OF UNRESTRICTED FUNDS	15,426	15,763	15,817	16,356	16,626	16,851	17,134	17,376	17,469
105 TOTAL EXPENDITURE OF RESTRICTED FUNDS	8,761	8,083	7,793	8,152	8,497	8,000	7,897	7,836	7,791
106 TOTAL EXPENDITURES - PROGRAMS	24,187	23,846	23,610	24,508	25,123	24,850	25,031	25,212	25,260
107 M. OTHER									
108 Indirect Costs Transfer to Gen Fund	880	843	843	831	856	882	908	935	935
109 Telecom Transfer to the Gen Fund	-	-	-	-	-	-	-	-	-
110 Transfer to the General Fund	-	-	-	-	-	-	-	-	-
111 Legislative Community Communications NDA	-	-	-	-	-	-	-	-	-
112 Transfer to the Gen Fund-M-NCPPC	100	-	-	100	-	-	-	-	-
113 SUBTOTAL	980	843	843	931	856	882	908	935	935
114 TOTAL EXPENDITURES	25,167	24,689	24,453	25,439	25,978	25,732	25,939	26,147	26,195
115 N. ADJUSTMENTS									
116 Prior Year Adjustments	(1,033)	-	(1,037)	-	-	-	-	-	-
117 Encumbrance Adjustment	-	-	-	-	-	-	-	-	-
125 CIP - Designated Claim on Fund	-	-	-	-	-	-	-	-	-
118 TOTAL ADJUSTMENTS	(1,033)	-	(1,037)	-	-	-	-	-	-
119 FUND BALANCE	1,844	1,080	2,711	140	(4,485)	(10,395)	(18,046)	(26,604)	(35,563)
120 FUND BALANCE PER POLICY GUIDANCE	1,289	1,248	1,221	1,134	1,047	958	867	840	840
121 O. SUMMARY - EXPENDITURES BY FUNDING SOURCE									
122 Transfer to Gen Fund-Indirect Costs	880	843	843	831	856	882	908	935	935
123 Transfer to Gen Fund-Mont College Cable Fund	1,764	1,797	1,797	1,797	1,797	1,797	1,797	1,797	1,797
124 Transfer to Gen Fund-Public Schools Cable Fund	1,800	1,770	1,770	1,770	1,870	1,923	1,977	2,032	2,032
125 Transfer to CIP Fund	4,536	3,761	3,761	4,272	4,568	4,176	4,176	4,176	4,176
126 Transfer to Gen Fund-Other	-	-	-	-	-	-	-	-	-
127 Transfer to Gen Fund-Telecom	-	-	-	-	-	-	-	-	-
128 Transfer to the General Fund-Legislative Branch NDA	-	-	-	-	-	-	-	-	-
129 Transfer to the Gen Fund-M-NCPPC	100	-	-	100	-	-	-	-	-
130 FUND TRANSFERS SUBTOTAL	9,080	8,171	8,171	8,769	9,091	8,777	8,857	8,940	8,940
131 Cable Fund Expenditure of Unrestricted Funds	11,862	12,196	12,251	12,789	12,959	13,131	13,361	13,547	13,640
132 Cable Fund Direct Expenditures	16,087	16,519	16,283	16,670	16,888	16,955	17,082	17,207	17,255
133 Cable Fund Personnel	4,104	4,318	4,223	4,466	4,591	4,729	4,871	5,017	5,017
134 Cable Fund Operating	11,983	12,200	12,260	12,204	12,296	12,226	12,211	12,190	12,238

- Notes:**
- These revenues and expenditures are based on the Executive's recommended budget. The projected future expenditures, revenues, transfers, and fund balances may vary based on changes not assumed here to fee or tax rates, usage, inflation, future labor agreements and other factors.
 - Franchise fees and PEG revenues are subject to municipal pass-through payment. Municipal payments are estimates. Actual payments will be calculated based upon actual revenue received, subscriber numbers and formulas specified within the Municipal MOUs.
 - Restricted revenue and expenditures: Certain Cable Fund revenues other than franchise fees, and corresponding expenditures (Municipal Franchise Fees/Pass-throughs, PEG Capital/Equipment Grants, and PEG Operating Revenue) are contractually required by franchise, municipal, and settlement agreements, and by the County Code, and may only be used for permissible federal purposes and in a manner consistent with applicable agreements.
 - Montgomery Community Television, Inc., d/b/a Montgomery Community Media, is designated as a sole source contractor to provide community access media services.
 - Fund balance per policy guidance should be calculated as 8% of total non-restricted revenues (franchise fees, tower fees, and investment income).
 - The Cable Television Communications Fund provides a fund transfer to Montgomery County Public Schools and Montgomery College and to support MCPS-TV and Montgomery College Television.

FY22 APPROVED CABLE COMMUNICATIONS PLAN (in \$000's)

	ACT FY20	APP FY21	Est FY21	APP FY22	Proj. FY23	Proj. FY24	Proj. FY25	Proj. FY26	Proj. FY27
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7. Row 44 FY22 (Fibernet Operations & Maintenance) previously reflected (\$700K) in the FY22 Recommended version. This expenditure has been realigned to the Grant Fund (American Rescue Plan Act funding).
 8. Row 60 FY22 (Youth and Arts Community Media) previously reflected (\$100K) in the FY22 Recommended version. This expenditure has been realigned to the Grant Fund (American Rescue Plan Act funding).
 9. Row 110 FY22 (Transfer to the General Fund) previously reflected a (\$700K) in the FY22 Recommended version. This transfer is no longer necessary and has been removed in the Approved version, as the related FiberNet expenditures have been realigned to the Grant Fund (American Rescue Plan Act funding).
 10. Subtotals may be adjusted due to rounding.