



Council Agenda Report

Item 5g

Department: Administration
Cost Center: 1021
For Agenda of: 8/24/2021
Placement: Consent
Estimated Time: N/A

FROM: Greg Hermann, Deputy City Manager
Prepared By: Teresa Purrington, City Clerk

SUBJECT: AUTHORIZE AN AGREEMENT WITH THE SAN LUIS OBISPO COASTAL UNIFIED SCHOOL DISTRICT FOR RELEASE OF PUBLIC, EDUCATION, AND GOVERNMENT ACCESS FUNDS

RECOMMENDATION

Authorize the Mayor to execute an Agreement by and between the City of San Luis Obispo and San Luis Obispo Coastal Unified School District for release of Public, Education, and Government (PEG) Access Funds (education portion) for a term ending September 1, 2024.

DISCUSSION

PEG funds are collected pursuant to Municipal Code Section 5.72.010, and permissible uses of the funds are dictated by the California Public Utilities Code Section 5860. PEG funds, which are currently collected from Charter Communications through a surcharge on City resident's cable television bills, may only be used for costs associated with the purchase and maintenance of equipment and facilities used in the production of PEG programming. State and federal law contain no directives regarding the share of funding allocated to the public, educational, or governmental channels.

Since August 4, 2009, the City has had an agreement with San Luis Coastal Unified School District (SLCUSD) for the use of the "education" portion of PEG access funds. That agreement expired in August of 2018. Per the agreement, SLCUSD is required to complete an Operating Plan for the use of the education access funds prior to funds being release. SLCUSD was in the process of preparing a new plan when the COVID-19 pandemic began, and it was put on hold. The Operating Plan has now been finalized and SLCUSD would like to enter into a new Agreement (Attachment A) with the City.

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There is \$315,298.65 available in PEG access funds allocated for education. As reflected in the Operating Plan (Attachment B), the first year provides for the following improvements:

Description of specific actions to improve education practice	Persons involved
1. Receive administrative direction to develop a plan to use PEG funds	Central Administration Principals Director – Instructional Services: Learning and Achievement
2. Discuss PEG background and requirements	Central Administration PEG Committee
3. Discuss vision for the program	Career Technical Education (CTE) Committee
4. Discuss draft of multi-year plan	CTE Committee
5. Develop an articulated curriculum plan for CTE: Arts, Media and Entertainment strand	CTE Committee
6. Consult with other video production educational programs	CTE Committee
7. Establish video production skills	Middle and High School Video Production Teachers
8. Further develop video production courses	Site CTE Administration
9. Establish equipment needs for middle school and high school courses	Chris Bonin
10. Present the plan to the SLO City Clerk with the proposed budget	
11. Finalize plan for approval to SLO City Council	
12. Implement middle school and high school courses	Middle and High School teachers and administration

Previous Council or Advisory Body Action

On August 4, 2009, City Council approved an agreement releasing the education portion of the PEG funds to San Luis Coastal Unified School District.

On May 20, 2014, the first amendment to the August 4, 2009, contract was approved by City Council for a term expiring August 4, 2015.

On February 17, 2015, the second amendment to the August 4, 2009, contract was approved by City Council for a term expiring August 4, 2018.

Policy Context

PEG funds are collected pursuant to Municipal Code Section 5.72.010, and permissible uses of the funds are dictated by the California Public Utilities Code Section 5860.

Public Engagement

This is an administrative item, so no outside public engagement was completed. Public comment can be provided to the City Council through written correspondence, received prior to the meeting, or through public testimony at the meeting.

ENVIRONMENTAL REVIEW

The California Environmental Quality Act does not apply to the recommended action in this report, because the distribution on PEG funds is not a “project” as defined by CEQA Guidelines Section 15378.

FISCAL IMPACT

Budgeted: No

Budget Year:

Funding Identified: Yes/No

Fiscal Analysis:

Funding Sources	Total Budget Available	Current Funding Request	Remaining Balance	Annual Ongoing Cost
General Fund	\$	\$	\$	\$
Other PEG funds:	\$315,298.65			
Total	\$315,298.65	\$	\$	\$

There are no fiscal impacts to the General Fund associated with approval of the Agreement or disbursement of funds to SLCUSD. Subject to the eligibility terms of the City's franchise agreement with Charter Communications and in accordance with the City's agreement with SLCUSD, these funds can only be used by SLCUSD.

ALTERNATIVES

Do not approve the Agreement with SLCUSD. Given that the City has already established that SLCUSD would be the entity to receive the education portion of the PEG funds, this is not recommended.

ATTACHMENTS

- A – Draft Agreement between City of San Luis Obispo and SLCUSD for use of PEG Funds
- B – SLUCSD PEG Plan