

**MOORPARK CITY COUNCIL
AGENDA REPORT**

TO: Honorable City Council

FROM: Hugh R. Riley, Assistant City Manager 

DATE: November 21, 2006 (CC Meeting of 12/6/06)

SUBJECT: Progress Report – Time Warner Cable Television

BACKGROUND:

Time Warner has completed the transition and taken over all aspects of the Cable TV Franchise and operating system in Moorpark. Staff has received confirmation that Time Warner has notified Bank of New York (BNY) in writing that the purchase of Adelphia's assets has in fact taken place. Therefore the new Irrevocable Letter of Credit from Time Warner to secure customer service performance based on the franchise agreement has been accepted.

The City has received numerous calls from subscribers about channel realignment and discontinued channels. Very few calls have been received about rate changes. A number of popular channels like Animal Planet and the Travel Channel have been moved from the Basic Cable Lineup (now called Broadcast Basic) to the Digital Tiers. These changes are a result of programming negotiations between the programmers and Time Warner.. Many cable customers electing to move to the new TW digital packages may actually see reduced monthly fees. This has produced a few calls. There have also been a few calls about the High-speed Internet service referred to as High Speed On-Line (HSO) and the conversion from "Adelphia.net" to "Roadrunner.net" as an e-mail address for those affected subscribers. The HSO migration will begin on December 4th.

Concerning the October 9 letter from Time Warner about the possible loss of two Fox Network Channels (KTTV – 11 and KCOP- 13), Patricia Fregoso-Cox, Community Affairs Vice President for our North Division, reports that two contract extensions have been made. The original letter was sent because, at the time they did not have signed contracts for these channels and the current contracts were due to expire in less than 30 days. FCC Regulations require that anytime there is less than a 30 day window between expiration and renewal commitments the company must notify franchising agencies. Time Warner feels very sure that they will be able to secure agreements with Fox before the expiration of the extension agreements and that there will be no interruption in service for these channels.

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Patricia Fregoso-Cox will be present at the meeting in order to respond to questions from the City Council.

STAFF RECOMMENDATION

Direct staff as deemed appropriate.