

Approved as to Form and Legality

Date


 Michael W. Herbst

July 26, 2012

Board Counsel

MERCER COUNTY BOARD OF CHOSEN FREEHOLDERS
 SUPPORTS H.R. 1746 THE COMMUNITY ACCESS
 PRESERVATION ACT (THE CAP ACT)

WHEREAS, public, educational and government (PEG) access channels are one of the last surviving sources of local television programming across the country and PEG channels play a significant role in the County of Mercer, New Jersey; and,

WHEREAS, PEG channels are a unique and valuable resource for local information and discourse for the residents of the County of Mercer, New Jersey; and,

WHEREAS, PEG channels televise local government meetings, including city commission, planning commission, county and school board meetings, so that citizens are informed about the actions taken by local officials; and,

WHEREAS, PEG channels are also utilized to communicate with citizens on municipal events and services, and also provide advisories and preparation directions to residents for emergency purposes; and,

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 Clerk to the Board

RECORD OF VOTE													
FREEHOLDER	Aye	Nay	N.V.	Abs	Res	Sec	FREEHOLDER	Aye	Nay	N.V.	Abs	Res	Sec
Cannon	X				✓		Frisby	X					
Carabelli	X					✓	Koontz	X					
Cimino	X						Walter	X					
Colavita				X									

X—Indicates Vote Abs.—Absent N.V.—Not Voting
 Res.—Resolution Moved Sec.—Resolution Seconded

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WHEREAS, PEG channels provide a window through which residents can view the diversity of cultures, educational information, recreational activities and artistic endeavors in their local community; and,

WHEREAS, PEG channels reflect the unique identity of the communities they serve; and,

WHEREAS, it is important to preserve PEG channels and funding for PEG channels, and to ensure that the channels continue to be available to the entire community to serve the residents of the County of Mercer, New Jersey; and,

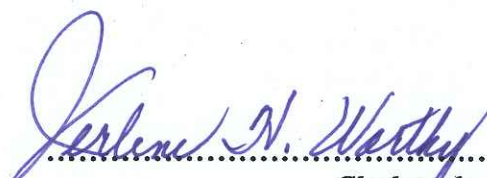
WHEREAS, H.R. 1746, the Community Access Preservation (ACAP@) Act, addresses critical and immediate threats to PEG; and,

WHEREAS, the CAP Act provides important solutions for critical and immediate threats to PEG channels and facilities across the country by removing use restrictions on PEG access fees, restoring PEG revenue streams, and preventing video providers from charging municipalities for the transmission of the PEG channels; and,

WHEREAS, the CAP Act would allow PEG fees to once again be used for any legitimate PEG expense, instead of restricting PEG fees to capital expenses only, now, therefore,

BE IT RESOLVED, by the Mercer County Board of Chosen Freeholders, that this Board does hereby urge United States Representative Rush Holt, Democrat from New Jersey's 12th District, to take all actions in support of the immediate passage of H.R. 1746, including, but not limited to, endorsing, co-sponsoring and voting for H.R. 1746, and that a copy of this Resolution be provided to United States Representative Holt; and

BE IT FURTHER RESOLVED, that the Clerk to the Board shall forward a certified copy of this Resolution to all Mercer County elected officials, to all other County governments, as well as the Governor of New Jersey.


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Clerk to the Board