

Council Member Clarke introduced the following:

ORDINANCE 15.62.22

AN ORDINANCE AMENDING PART 38 (PUBLIC, EDUCATION AND GOVERNMENT ACCESS OVERSIGHT BOARD [PEGAOB]) OF CHAPTER 42 (DEPARTMENTS AND COMMISSIONS) OF THE CODE OF THE CITY OF ALBANY IN RELATION TO THE COMPOSITION OF THE PUBLIC, EDUCATION AND GOVERNMENT ACCESS OVERSIGHT BOARD

The City of Albany, in Common Council convened, does hereby ordain and enact:

Section 1. Subsection (A) of section 42-376 (Membership; term; compensation; vacancies; quorum.) of Part 38 (Public, Education and Government Access Oversight Board) of Chapter 42 (Departments and Commissions) of Part I (Administrative Legislation) of the Code of the City of Albany is hereby amended to read as follows:

- A. The PEGAOB shall be composed of 11 voting members, four of whom shall be appointed by the Common Council and ~~two~~ three of whom shall be appointed by the Mayor; however one such Mayoral appointee shall be subject to the restrictions described below. The term of each member shall be three years; provided, however, that of the initial members, two appointed by the Common Council shall serve for a one-year term; one appointed by the Common Council and one appointed by the Mayor shall serve for a two-year term; and one appointed by the Common Council and one appointed by the Mayor shall serve for a three-year term. The remaining members of the Board shall be composed of the following: one representative from the Albany City School District; one representative from the College of St. Rose; ~~one representative from the New School of Radio and Television;~~ one representative from the Albany Community Development Agency; ~~and~~ one representative from the Albany Public Library District; and one current or former member of the local radio or television broadcast community who shall be appointed by the Mayor upon consultation with the PEGAOB Chairperson.

Section 2. This ordinance shall take effect immediately.

**APPROVED AS TO FORM THIS
8TH DAY OF JUNE, 2022**

Corporation Counsel

To: Danielle Gillespie, City Clerk
From: Brett Williams, Esq., Senior Assistant Corporation Counsel
Re: Common Council Legislation
Supporting Memorandum
Date: June 8, 2022
Sponsor: Clarke

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TITLE

AN ORDINANCE AMENDING PART 38 (PUBLIC, EDUCATION AND GOVERNMENT ACCESS OVERSIGHT BOARD [PEGAOB]) OF CHAPTER 42 (DEPARTMENTS AND COMMISSIONS) OF THE CODE OF THE CITY OF ALBANY IN RELATION TO THE COMPOSITION OF THE PUBLIC, EDUCATION AND GOVERNMENT ACCESS OVERSIGHT BOARD

GENERAL PURPOSE OF LEGISLATION

As it is currently written, the Public, Education and Government Access Oversight Board's ("PEGAOB") enabling legislation requires that one seat out of the Board's 11-person membership must be dedicated to a "representative from the New School of Radio and Television."

Having been located in Albany since the 1970s, the New School of Radio and Television (now called the New School Center for Media) recently left Albany for New York City and no longer has a presence in the Capital Region, rendering it difficult, if not impossible, to fulfill this mandate of the Code.

NECESSITY FOR LEGISLATION AND CHANGES TO EXISTING LAW

This ordinance does away with the requirement that a representative from the New School sit on the PEGAOB, and replaces it with a requirement that a "current or former member of the local broadcasting community" sit on the Board. This language does not change the number of members to the PEGAOB but instead will replace the Code's current unworkable mandate with that of a more flexible stakeholder position to be appointed by the Mayor upon consultation with the Chairperson of the PEGAOB.

FISCAL IMPACT(S)

None.