



Joined: 04 Jul 2002
Posts: 208
Location: Here Now

a \$3.7M cap that may increase annually based on the Consumer Price Index ("CPI"). This calculated cap amount is compared against the actual 3% calculation, and the lower amount is remitted to 'Olelo.

What is the rationale for this agreed upon limitation and who are the parties to this agreement?

Ed Coll - Asking questions is a human right!

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Wendy Arbeit
Prolific
■ ■ ■ ■

Joined: 17 Aug 2003
Posts: 22

Posted: 17 Aug 2003 07:17 pm Post subject: criteria on a case-by-case basis?



Additional channel criteria:

from page 2:

"The review criteria include items such as current use of channels in production, percentage of first time versus re-run programming, channel utilization by local producers, and other factors related to channel demand."

from page 9:

"Statistical data illustrating the use of existing channels, types of programming being cablecast on each channel, statistics on channel programming that is first run versus re-run, percentage of first run programming versus re-run programming twice?, and percentage of time used for "bulletin board"

Interesting that these don't completely match. Do they come from different sources? What? Why? Isn't it more appropriate (and transparent) that there be one set standard?

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digitaleye
Prolific
■ ■ ■ ■

Joined: 19 Jul 2003
Posts: 28



Posted: 31 Aug 2003 08:31 am Post subject: ISSUE #5: PEG Channel Resource

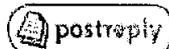
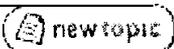


At least put back the 10% of channel capacity clause that the director removed from previous **D&O(s)**. A more advantageous allocation would be a clause inserted for the cable company to provide 10% of their bandwidth for Public, Education and Government use and that the I-NET provisions should also include use by the Public sector, not just Education and Government.

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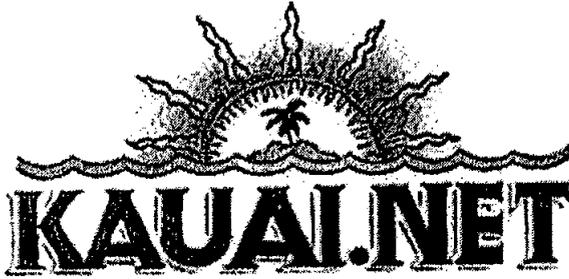
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ISSUE #6: Sustainability

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Author

Message

Comment on draft PEG plan
Regular



Joined: 18 Jul 2003
posts: 19

Comment on draft PEG plan Posted: 18 Jul 2003 05:14 pm Post subject: **ISSUE #6: Sustainability**

[quote](#) [edit](#)

[IP](#)

ISSUE #6: Sustainability (Click here to review - **ISSUE #6**)

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ys

RE

[pm](#)

Ed Coll
Hyper Active



Ed Coll Posted: 18 Jul 2003 06:48 pm Post subject: **Re: Who are these observers?**

[quote](#) [edit](#)

[IP](#)

DCCA wrote:

Some observers have suggested that there should be some mechanism to redistribute franchise fees so that neighbor islands receive a larger percentage of the statewide total. They suggest that absent such

oined: 04 Jul 2002
Posts: 208
Location: Here Now

redistribution, some areas of the neighbor islands are not able to receive even a minimal "baseline" of access services.

Whom are these observers? Are their observations public record? May I examine them?

Ed Coll - Asking questions is a human right!

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Posted: 21 Jul 2003 07:23 pm Post subject: reply quote edit IP

The "observers" were actually independent consultants contracted by the State to evaluate the cable regulatory regime. Experts studied the current disproportionate funding that keeps most of the PEG access resources locked up in Honolulu and recommended a better rationale and funding distribution method.

Of course, DCCA should make these studies and reports part of the public record and part of the foundation of this state plan.

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plelouser
Guest

Posted: 21 Jul 2003 07:27 pm Post subject: bogus question quote edit IP

On this issue the DCCA poses a bogus question! The REAL question is what is DCCA doing to secure future resources to ensure that PEG access continues as a critical and essential public service1

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Carol Bain
Hyper Active



Posted: 21 Jul 2003 07:40 pm Post subject: no money quote edit IP

When you review other PEG access facilities around the nation, those that get too much \$ have a harder time fulfilling their mission of training & facilitating the public to make their own messages. This is because the money attracts the worst

oined: 05 Jul 2002
Posts: 57

and start just doing their original mission: Turn speakers into video message makers and facilitating free speech. It really does not take a lot of \$ to do this, but a basic facility and the clear vision toward the goal of promoting (not pre-producing) free speech.

Seems the richer PEG's get, they tend to want to take over production "for" the people.

"Freedom of the press is the staff of life for any vital democracy." quote by Wendell Willkie

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V dude
uest

Posted: 14 Aug 2003 11:28 pm Post subject:

[quote](#) [edit](#) [IP](#)

If DCCA was doing their job, instead of sleeping with the cable company and giving away "public" bandwidth for free, this would be a non issue. (I know, the feds are doing this aiso). Who owns the airwaves? I don't know any telecom or cable company who's bandwidth doesn't pass through, at some point "public airwaves". As long as the telecoms, and cable companies can make money, and the government doesn't give away all the publics rights and royalties away, it would be impossible to loose funding for the future version of PEG's.

ack to top

Wendy Arbeit
roific


Posted: 22 Aug 2003 01:57 pm Post subject: even more money?

[quote](#) [edit](#) [IP](#)

Quote:

... should PEG access organizations pursue other sources of funding through various methods such as solicitation of grants, private - public joint ventures, and traditional fundraising activities?"

Joined: 17 Aug 2003
Posts: 22

No. There's enough funding state-wide if only the access organizations would concentrate on their mission, which is to facilitate members of the public to express themselves. We are seeing a degradation of this on Oahu where Olelo serves the Democratic party and non-profits to the detriment of the public. Olelo's current and increasing practice of producing its own programs cost more than facilitating the public to do their own thing. No PEG production is acceptable, whether up front or under the guise of facilitation (such as providing staff and trying to hide it...a frequent Olelo practice).

Another reason to not seek grants would be the obligation to commit to inappropriate goals.

PEGs should not compete with commercial businesses. Using tax monies to compete with private businesses is not acceptable.

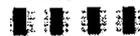
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igital eye
rolific

Posted: 31 Aug 2003 08:33 am Post subject: ISSUE #6: Sustainability

[quote](#) [edit](#) [IP](#)



oined: 19 Jul 2003

Option 1: Seek funding from other sources

Grants should be sought to supplement the access corporations and KHET's portion of franchise fees, but should be received and adminigtered in a manner that is transparent.

Posts: 28

Obviously some incentive is needed by the PEG corporations to seek additional funding in light of 'Olelo's refusal to even address the practice in the past. (see: 'Olelo's "Self Sufficiency Plan" <http://hDam.hi.net/olelo/selfsuff.htm>)

Option 2: Identify acceptable "for profit" activities as part of PEG mission

There are no acceptable "for profit" activities as part of the PEG Mission. All activities should be "not for profit". Any profitable activity such as becoming an internet provider for "members" should be required to use all proceeds for specified nonprofit purposes of the corporation.

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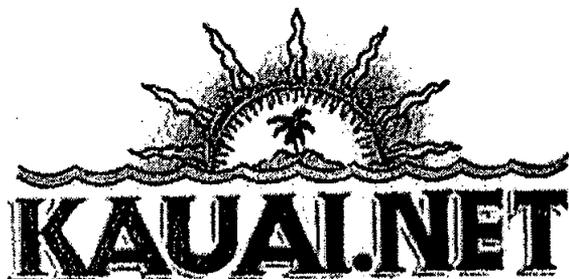
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ISSUE #7: Greater Community Participation

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Author

Message

Comment on draft PEG
plan
Regular



Joined: 18 Jul 2003
Posts: 19

Posted: 18 Jul 2003 05:12 pm Post subject: ISSUE #7:
Greater Community Participation



ISSUE #7: Greater Community Participation (Click her
to review - ISSUE #7)

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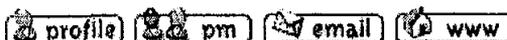
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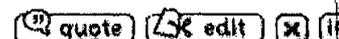
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Rob Reef
Regular



Posted: 29 Jul 2003 06:48 pm Post subject: Why Not
Eroadcast Board Meetings?



Olelo has five channels. Wouldn't it make sense to announce board meetings in
advance through simple PSA's to encourage people to attend? In fact why not
broadcast the board meetings to keep people informed of their activities



Has anyone thought of this simple solution

Rob Reef

Joined: 08 Sep 2002
Posts: 10
Location: Honolulu, HI

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Guest

Posted: 29 Jul 2003 09:07 pm Post subject:

[quote](#) [edit](#) [IP](#)

Yeah -- you have a problem with access to resources alright! The problem is, **your** programming is available only to people with CABLE TELEVISION. Hel-lo. This leaves out thousands and thousands of us who choose to not pay Bill, Ted and their friends in SiVal. So -- until you decide to provide your programs free (F-R-E-E, i.e., without charge) please refrain from calling your system PUBLIC access. It's a 100% PRIVATE Pay TV system, so don't suggest otherwise. Mahalo.

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Carol Bain
Hyper Active



Joined: 05 Jul 2002
Posts: 57

Posted: 30 Jul 2003 08:43 am Post subject: educating the public about the issues

[quote](#) [edit](#) [IP](#)

Most people do not understand the only reason any channels or funds are allocated at all for public use is because the cable companies are required to provide it when granted a monopoly, or franchise. A part of your cable bill goes to pay for PEG access, that is why it exists. So, if you do not pay for it, you don't get it. That seems to be the way capitalism operates. Sometimes you pay for it and still don't get it, however.

Many people get confused and think PEG access TV is another form of public television. True, if you don't have a TV, you don't get it. I have never seen any PEG access facility produce a program that explains this or other basic fundamentals of origin. As long as they keep the public befuddled, PEG facilities can avoid providing their mission: to encourage and train individuals to make their own messages.

I am all for getting the facilities out to rural areas. It has been discussed for over 10 years and I imagine it will still be discussed (promised but not delivered) for another 10.

Carol Bain
"Freedom of the press is the staff of life for any vital democracy." quote by Wendell Willkie

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digitaleye
Prolific

Posted: 30 Jul 2003 10:28 am Post subject: Re: Why Not Broadcast Board Meetings?

[quote](#) [edit](#) [IP](#)



Joined: 19 Jul 2003
Posts: 28

Rob Reef wrote:

Olelo has five channels. Wouldn't it make sense to announce board meetings in advance through simple PSA's to encourage people to attend? In fact why not broadcast the board meetings to keep people informed of their activities

Has anyone thought of this simple solution

Of course it has been thought of and suggested over and over. It is logical for a corporation that is supposed to provide ACCESS to video equipment, channels and training to give the public access to their board notices and meetings through the very medium they are charged with providing. That would set a good example right? They occasionally video tape one meeting out of 4 a year, but it is usually one at a satellite center when they call in their inexperienced skills to sing the praises of 'Olelo.

There is a board meeting tomorrow at the Kahuku satellite center, perhaps they will videotape it for the usual minimal airing of 3 times, if that many.

jg

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Yendy Arbeit
roific
■■■■■■■■■■

Posted: 22 Aug 2003 02:14 pm Post subject: extension of services



oined: 17 Aug 2003
Posts: 22

Quote:

"One of the primary goals of ail PEG access organizatlons today is the extension of their services to all areas of their communities."

And where is this written? I just looked at Olelo's bylaws and it isn't there. What I did find is:

"The specific and primary purpose of the corporation is to promote the creation production and cablecasting of programs by, for and about Hawaii."

So why would the PEG stations (or is it CATV Administrator Sonobe?) try this bit of revisionism? I think it's because the unweicoming and badly run primary center discourage the public from going there. So to bolster their numbers, Olelo (at least) must do something. One such shibai window-dressing approach is to pretend to extend service into the communities. Actually the satellite centers extend services to education without calling it or budgeting it as such. Years ago the CTPA suggested that Olelo take a roaming production van to various communities and the many categories of residents. It chose not to take this true equitable approach. Instead, it has taken the more costly approach of building studios for schools and for reaching only targeted communities.

Quote:

"On Oahu for example, 'Olelo has implemented remote sites in Kahuku and Waianae. Although these are not fully equivalent to 'Olelo's main facility in Honolulu, they do provide easier access for residents in the Leeward and North

Shore communities of Oahu."

These are tied up all day long by the schools. At the very least it would be safe to say that DOE curriculum is given priority for a large portion of facility usage.

Quote:

"Mobile Facilities: Equipping a mobile van with production capabilities is also being considered to address the needs for more outreach to remote geographic areas. This option provides tremendous opportunities for greater outreach."

This is the approach suggested over the last decade by CTPA. Ten years and counting and Olelo is still "working on it.."

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Wendy Arbelt
Prolific



joined: 17 Aug 2003
Posts: 22

Posted: 22 Aug 2003 02:27 pm Post subject: how to get even less for your money

Quote:

"It has been suggested that the PEGs explore working relationships with existing institutions that could extend the reach of their services. This could include collocating with an existing non-profit corporation ..."

"It has been suggested"? How coy! I'll bet it was Olelo, so it could facilitate non-profits even more than it does at present. The public is already being discriminated against big time when you consider how much of Olelo's assets and support go to non-profits vs. the independent producer.

Plus, Olelo has already created sites for public schools. How about public schools making their resources available to the public?

Quote:

PEGs currently provide the public with the option of creating programming without becoming a certified producer. Such easy access services include staff supported "open mike" sessions as well a volunteer supported facilitated productions."

Pulleeze! Open mike sessions' days and times are insufficient and inconvenient.

Worse, when individual members of the public request help they get referred to other volunteers. When non-profits request help they get staff as crew.

Quote:

I won't hurt your eyes repeating this gobbiygook paragraph on Equipment and Staffing.

There should be a uniform baseline of equipment throughout the state. Decisions regarding equipment should take into account (not just gather and forget it) input from the public. Recent decisions (such as conversion to digital equipment) by Olelo have made productions by the public more expensive. Despite its multi-

million budget Olelo has also increased training course costs 1700%, over the years. These fees should be nominal (as they were in the past) and should be the same for all islands.

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digitaleye
Prolific



joined: 19 Jul 2003
Posts: 28

Posted: 31 Aug 2003 08:36 am Post subject: ISSUE #7: Greater Community Participation

quote edit x

Mobile Facilities

It has long been suggested that a mobile vehicle with camera, mini-studio, edit facilities and computers could be sent to communities on an equitable basis as part of an outreach program designed to highlight a community event and bring in new media producers and techs at the same time,

Alternate Sites

All alternate sites to date have been placed in DOE facilities and are utilized mostly by DOE students without counting it as funding for the E in PEG. This is not equitable to the Public and that practice should be properly accounted for.

Facilitated Production

Without specific criteria spelled out as required by the IRS for selection of the recipients of fund and staff support, this option should not even be considered, or allowed by DCCA or whatever franchise authority. Government facilitated productions should always be provided for through grants, as are the Honolulu City Council and the Honolulu Mayor, with the criteria clearly spelled out. These grants should only be used for programs that inform the public with the intent to involve them in the democratic process rather than the creation of self ingratiating programs with the only intent to make an elected official look good in order to facilitate their reelection.

Equipment and Staffing

At the very least there should be consistent camera & playback equipment, and camera training statewide. This would enable clients to fly to any other neighbor island to acquire video content as cameras are forbidden to be taken off island. Inconsistent playback tape formats has proven to be a major barrier to accessing the channels. A statewide video server accessible via a PEG Access network, possibly utilizing the I-NET, could be used to store all statewide P, E, & G sector programming for inter Island use.

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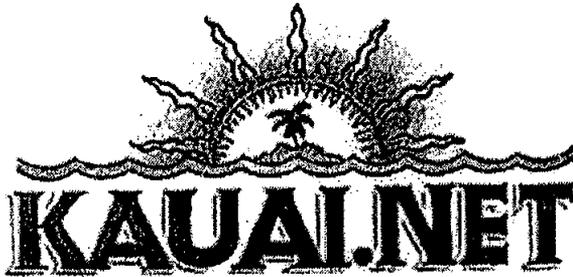


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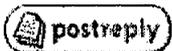
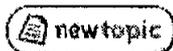


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ISSUE #8-Cooperation & Collaboration Among PEG Organ.. .



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Author

Message

Comment on draft PEG plan
Regular



Joined: 18 Jul 2003
Posts: 19

Posted: 21 Jul 2003 01:29 pm Post subject: ISSUE #8-Cooperation & Collaboration Among PEG Organ...



ISSUE #8: Cooperation and Collaboration Among PEG Organizations (Click here to review - ISSUE #8)

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Wendy Arbeit
Prolific



Joined: 17 Aug 2003
Posts: 22

Posted: 22 Aug 2003 02:31 pm Post subject: cooperation



I heartily agree with the paragraph on Equipment Resources. However, with regard to Personnel Resources, I'd like to know who's paying for those "roundtables"? Will the public be able to take advantage of them too? They should

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digitalaye
rollfic



joined: 19 Jul 2003
Posts: 28

Posted: 31 Aug 2003 08:44 am Post subject: #8 Cooperation and Collaboration Among PEG organizations quote edit save reply

ISSUE #8: Cooperation and Collaboration Among PEG Organizations

All statewide PEG media centers could have the same; equipment, training manuals and the many forms that clients are required to submit which would save money by eliminating duplication in their creation and updates. Some information in Community Bulletin Boards that should be distributed statewide could be done by one person and then distributed to all centers. Not only would this save time in duplication of efforts but the end result would provide even more information available to the public. In this day and age these PEG corporations should already be providing services online such as class registration, equipment reservations, the potential is almost limitless. By providing clients with a PIN number that could be used statewide they could provide information and requests in electronic format which would save a lot of staff time and potentially cut down on staff mistakes, not to mention provide more transparency and immediate response to client needs rather than leaving a message on an answering machine and sometimes waiting days for a response.

Unfortunately the corporation with the most funding does not consider neighbor islands as part of their "community building" and would rather hoard the funds to use for facilitating community members of her personal choice or putting in a trust fund that has benefited the bank employees on their board.

Equipment Resources

Retired equipment should be made available to schools and the public through an open auction. Could be an annual "fundraising" event broadcast statewide and/or done via a website.

Personnel Resources

Forms and Bulletin Board information could be more centralized to facilitate posting events of interest to all island communities' bulletinboards, both on the channels and on the PEG corporations' websites.

Programming Resources

Statewide PEG video Server

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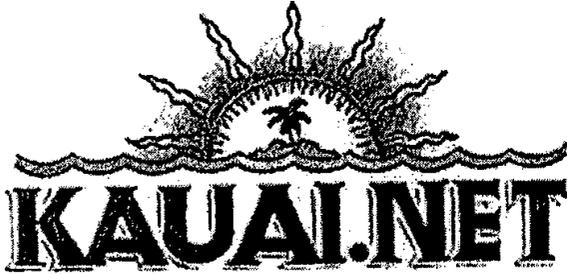
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ISSUE #9- PEG By-laws

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Comment draft PEG

Posted: 21 Jul 2003 01:31pm Post subject: ISSUE #9- PEG By-laws

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lan
regular



oined: 18 Jul 2003
Posts: 19

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Carol Bain
Hyper Active



Joined: 05 Jul 2002

Posted: 13 Aug 2003 03:52pm Post subject: bylaws not followed

[quote](#)

[edit](#)

Over the past few years, especially in 2000-2001, I wrote several letters to DCCA informing the director that the Hoike Board was violating its own bylaws repeatedly changing bylaws, going into executive session illegally, etc...many problems.

Hoike stripped off most sections of the original bylaws that supported HRS-92 laws. Just last month, in June, they totally removed the Program Committee, which

osts: 57

once were members of the public could have input at the committee level.

I tried to communicate with the Hoike boardmembers over the recent years... their attitude was the public was "interfering" and had no business being at board meetings anyway as they were a "private" non profit.

Deliberations and decisions now occur in private Committee meetings that are unannounced and no public is allowed.

Very poor practice; no accountability or respect for public participation.

Recommendations: DCCA should insist, through its annual Decision & Order process that HRS-92 and HRS-92F be followed by all PEG boards.

I also think that boards should be openly nominated and openly elected.

Carol Bain

"Freedom of the press is the staff of life for any vital democracy." quote by WE Willkie

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DV dude
Guest

Posted: 14 Aug 2003 09:44 pm Post subject:

[quote](#) [edit](#)

laws were broken
NOTHING about

private club at Ho'ike calling themselves PEG board members.

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Nendy Arbeit
Prolific



Posted: 22 Aug 2003 02:50 pm Post subject: Was that by-laws or bye-bye laws?

[quote](#) [edit](#)

Joined: 17 Aug 2003
Posts: 22

Quote:

"The DCCA expects each PEG access organization to comply with their by-laws to remove the potential for complaints and Inconsistent operations."

Really? Then why does DCCA always pass the buck back to Olelo whenever compliance violations are brought before CATV? This has been going on for more than a decade that I recall with no improvement in Olelo's behavior. How does DCCA plan to enforce compliance?

Quote:

"Specifically, the DCCA is concerned with the process by which its board meetings are conducted and strongly encourages the adoption and implementation of procedural rules, such as Roberts Rules of Order."

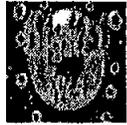
Whoever wrote this line is revealing DCCA CATV's ignorance of PEG operations that

ignores it whenever convenient for it.

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digitaleye
Prolific



Joined: 19 Jul 2003
Posts: 28

Posted: 31 Aug 2003 08:48 am Post subject: ISSUE #9: PEG By-laws

[quote](#) [edit](#)

Compliance to bylaws and adherence to Robert's Rules of Order

Neither of those have been respected in the past as witnessed by over 30 bylaw violations having been reported to DCCA to date as well as 8 months of mediation, to ignored. Nothing is acceptable other than insertion of and strict adherence to state "sunshine" law (HRS Chapter 92 Open Meetings law <http://hawaii1000friends.org/HRStatutes/HRS092.html#92>) in the bylaws.

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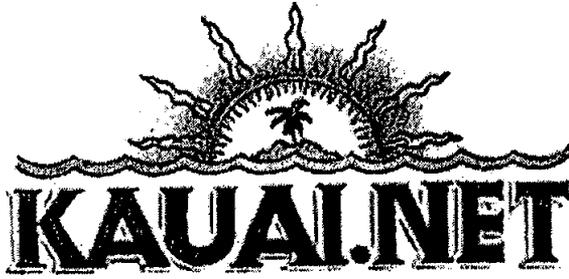
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ISSUE #10- Chapter 92F / Uniform information Practices Act

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Author

Message

Comment on draft PEG Plan
Regular
Joined: 18 Jul 2003
Posts: 19

Posted: 21 Jul 2003 01:32 pm
Post subject: ISSUE #10- Chapter 92F / Uniform Information Practices Act

[quote](#)



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Ed Coll
Hyper Active

Posted: 26 Jul 2003 08:26 am
Post subject:

[quote](#)



Quote:

Option 1: Legislative modifications to amend requirements

Some of the Chapter 92F requirements may be unduly burdensome and / or costly for non-profit entities such as the PEGs to comply with. Legislation could be proposed which would streamline these requirements as applied to the PEGs while still ensuring

joined: 04 Jul 2002
Posts: 208
Location: Here Now

openness on the part of the PEGs.

Is this quote the opinion of the DCCA ☹️☹️☹️

We need **MORE** Transparency, Oversight, and Accountability (TAO) to prevent the funded employees from creating virtual fildoms (they already have) pushing the)U serve even further away from the production equipment and channel access. Wit h the "**burdensome and / or costly**" just fund the publics right to TAO the same w gets it's money. Iust take the language below and make a "legislative modificati on PRGS just like DCCA (which is also covered by Chapter 92f)

Quote:

§440G-15 Annual Fees. (a) Each cable operator shall pay an annual Fee to be determ the director. The fees so collected under this section shall be used to offset the costs of administering this chapter.

Ed Coll - Asking questions is a human right!

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digitaleye
Prolific



joined: 19 Jul 2003
Posts: 28

Posted: 29 Jul 2003 03:16 pm Post subject: "burdensome and / or costly"

Yes, it is interesting that a DCCA document seems to express that it believes that a state law is too "burdensome and / or costly" for a PEG Access center **that used to** of the information now being requested in the past (when they had less funds).

I agree that it could be legislated that these PEGS shall give access to information i their channels and equipment, but we've tried for oh so many years.

See S.B. NO. 1229 SD1 Nonprofit Corporations; Sunshine Law; Information Practic
[http://www.capitol.hawaii.gov/sessioncurrent/bills/sb1229sd1 .htm](http://www.capitol.hawaii.gov/sessioncurrent/bills/sb1229sd1.htm)

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Carol Bain
Hyper Active



joined: 05 Jul 2002
Posts: 57

Posted: 11 Aug 2003 03:33 pm Post subject: Bad attitude creates the "burden"

The "burden" of following HRS-92 or HRS92F is often passed on to the public. **The I** corporation on Kauai, Hoike, has charged .50 cents per page for requested docume many hours of research just for finding past copies of board minutes, which certain on file and not take hours to find.

Their bad attitude is what causes the "burden". As long as you consider following st open records a burden, it will be one. Consider it an opportunity to share informati organization with the public. What have these organizations got to hide?

Basically, the idea is that the more open you are to the public, the more the public and trusts your organization. HRS-92 provides basic guidelines that any non-profit government created board can follow.

I have been to many PEG access board meetings and have actually hand-delivered HRS-92 Sunshine Laws and HRS-92F UIPA (open records laws) to the Ho'ike board. Nevertheless, when discussing these issues, I find most non-profit board members confused about what these laws are about.

Certainly, one criteria for selecting these board members is that they understand an Sunshine Laws (HRS-92) and Uniform Information Practices Act (HRS92F).

Carol Bain

"Freedom of the press is the staff of life for any vital democracy." quote by Wendell

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DV dude
Guest

 Posted: 14 Aug 2003 10:46 pm Post subject:

 [quote](#) 

It's clear with this one, DCCA DOESNT GET IT!

If PEG doesn't get help outside of the DCCA, public access just went bye-bye.

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Wendy Arbeit
Prolific



 Posted: 22 Aug 2003 03:09 pm Post subject: just trust me

 [quote](#) 

Joined: 17 Aug 2003
Posts: 22

streamline these requirements as applied to the PEGs while still ensuring openness is part of the PEGs."

Is it of no concern to DCCA that the PEGs find it "burdensome" to operating in a transparent manner? Why is it so eager to allow them to operate behind closed doors? Didn't the administration run on the platform of open government? Is the term "Streamline" C O lelo's? Can anyone really believe that Olelo could "streamline" and also operate in a transparent manner? And just what part of 92F could be eliminated without losing openness?

One more question, why there isn't an Option 2 calling for complete compliance?

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digitaleye
Prolific

 Posted: 31 Aug 2003 08:54 am Post subject:

 [quote](#) 



Joined: 19 Jul 2003
Posts: 28

ISSUE #10: Chapter 92F / Uniform Information Practices Act

All PEG corporations should be contractually obligated to abide by Chapter 92F / Uniform Information Practices Act (Open Records law <http://hpam.hi.net/HRS/hrs92f.htm>) Office of Information Practices and the State Attorney General's office have agreed Hawaii should be required to abide by HRS Chapter 92f.

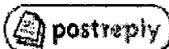
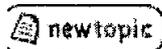
somehow managed to provide interested board attendees and clients with copies of and annual reports, audits, budgets, board initiatives and the like.

Today, with publications budgets being as much as \$150,000.00 a year, you would and it board and limitations ha

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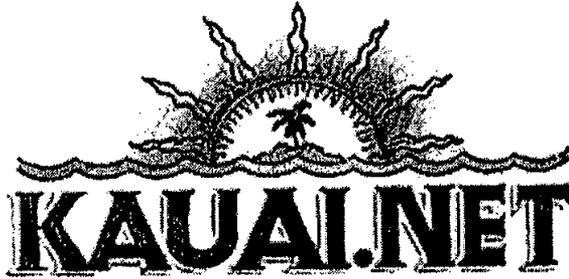
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ISSUE #1 I: Daily operational procedures - Responsibility...

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Author

Message

Comment on draft PEG
plan
Regular



Joined: 18 Jul 2003
Posts: 19

Posted: 21 Jul 2003 01:33 pm Post subject: ISSUE #11:
Daily operational procedures - Responsibility...

quote edit

ISSUE #11: Daily operational procedures -
responsibility of each PEG (Click here to review - ISSUE #11)

HOW TO COMMENT

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Wendy Arbeit
Prolific



Joined: 17 Aug 2003
Posts: 22

Posted: 22 Aug 2003 03:14pm Post subject: and DCCA's
responsibility?

quote edit

Quote:

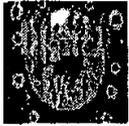
"Although the DCCA recognizes the unique needs of all four PEG access organizations, it strongly encourages the implementation of daily operational guidelines that address certain significant issues."

Oieio has guidelines -- that it implements in a discriminatory manner. That includes programming, equipment availability, abiding by disclaimers and other paperwork producers must sign, and things political. DCCA CATV has been made aware of this whenever it occurs (which is frequently). It has done nothing to date. What does it propose to do to insure that the PEGs carry out this "responsibility"?

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digitaleye
Prolific



Joined: 19 Jul 2003
Posts: 28

Posted: 31 Aug 2003 08:57 am Post subject: #11: Daily operation procedures, responsibility of each PEG

[quote](#) [edit](#) [IP](#)

Operating Procedures on Oahu are 60 plus pages, the neighbor island's are about 1/3 that size. 'Olelo does not follow its own Operating Procedures and only applies them "on a case by case basis". Having the same operating procedures and forms consistent statewide will not stop the use and abuse by access administrators. Without an impartial body to approve and track equitable administration of those rules, the inequity will continue.

see also: responses to Issue # 8
<http://kauai.net/phpBB2/viewtopic.php?t=357&sid=cd2d543159643e79ac34~606b145e293>

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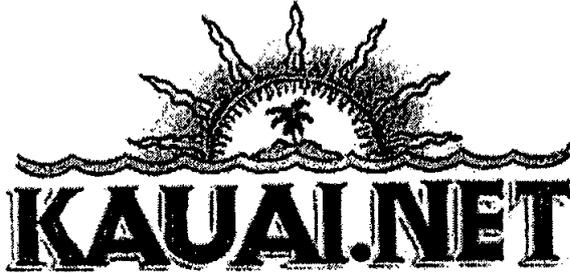
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ISSUE #12: Development of technical standards

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Author

Message

Comment on draft PEG plan
Regular



Joined: 18 Jul 2003
Posts: 19

Posted: 21 Jul 2003 01:33 pm Post subject: ISSUE #12:
Development of technical standards

[quote](#) [edit](#) [IP](#)

ISSUE # 12: Development of technical standards (Click here to review - ISSUE #12)

HOW TO COMMENT

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Wendy Arbeit
Prolific



Joined: 17 Aug 2003
Posts: 22

Posted: 22 Aug 2003 03:15pm Post subject: yes

[quote](#) [edit](#) [IP](#)

A uniform set of standards is most desirable.

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Carol Bain
Hyper Active



Joined: 05 Jul 2002
Posts: 57

Posted: 23 Aug 2003 06:58 am Post subject: standards

[quote](#) [edit](#) [IP](#)

All PEG facilities need to keep in mind whom they are serving: The Public.

For videotape submission, for instance, make it easy for the average person. **Don't** demand expensive tape formats, excessive forms and prohibitive standards. I believe all PEG's except 'Olelo for some strange reason, allow VHS format, with short presenter tags at the end.

PEG access is NOT PBS - nor should it ever strive to be.

I have worked at PBS stations and met engineers with very high broadcast standards who would stop a program from airing unless very strict technical standards were met ...this is simply not necessary for the audience PEG serves.

Remember, its the "Speakers" PEG primarily serves...not the "Viewers". Yes, the audio must be audible and the message should be viewable, but if its a big grainy or not perfect, that is OK.

Carol Bain

"Freedom of the press is the staff of life for any vital democracy." quote by Wendell Willkie

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digitaleye
Prolific



Joined: 19 Jul 2003
Posts: 28

Posted: 31 Aug 2003 08:59 am Post subject: ISSUE #12: Development of technical standards

[quote](#) [edit](#) [IP](#)

PEG access centers should be required to be purchasing cutting edge technology, not 5 year old technology. Our legislative committees have failed to support measures that have come before them that could have mandated this. Perhaps legislators' short sightedness is partially due to their awe at the special facilitation they get from 'Olelo that is not provided in the same "first come, non-discriminatory" manner to their constituents.

I have suggested for many years that PEG boards at least have a Technology Committee and I still get the same response, "that's a good idea".

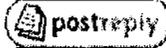
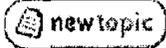
We know where there's a will there's a way. Have the Cable Advisory Committee mandate the standards to facilitate their will.

see also: responses to Issues #8 and #11

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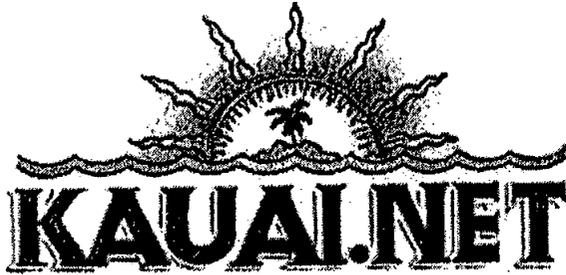
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ISSUE #13: Review of connectivity (PEG Network)...

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Author	Message
Comment on draft PEG plan Regular	Posted: 21 Jul 2003 01:34 pm Post subject: ISSUE #13: Review of connectivity (PEG Network)... quote edit IP



joined: 18 Jul 2003
posts: 19

ISSUE #13: Review of connectivity (PEG Network) currently provided by TWE (Click here to review - ISSUE #13)

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Carol Bain
 Hyper Active

Posted: 23 Aug 2003 07:07 am Post subject: connectivity

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The time to review connectivity was during the last cable franchise renewal. Good luck doing it now.

On Kauai, I do recall that the past cable company manager, Bill Harkins, told me



Joined: 05 Jul 2002
Posts: 57

that was why he was fired...? We will never know.

Carol Bain

"Freedom of the press is the staff of life for any vital democracy." quote by Wendell Wilkie

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digitaley
Prolific



Joined: 19 Jul 2003
Posts: 28

Posted: 31 Aug 2003 09:07am Post subject: ISSUE #13:
Review of connectivity currently provided by TVE

[quote](#) [edit](#) [IP](#)

Why review only the PEG network and not include the I-NET which is available to E & G but not available to the public? A comprehensive list of all connectivity acquired through franchise agreements to date should be posted on DCCA Cable Television Division's website.

If there were a centralized statewide PEG video server accessible to all island AOL

AOL
the
e

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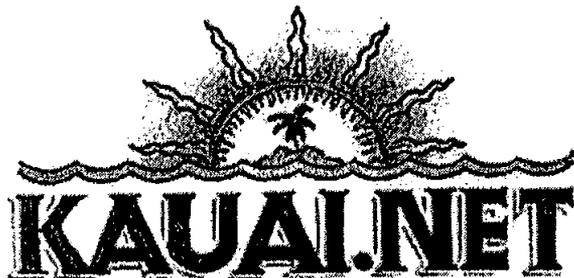
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ISSUE #14: Programming (CSPAN for Hawaii)

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Author

Message

Comment on draft PEG plan
Regular

Posted: 21 Jul 2003 01:36 pm Post subject: ISSUE #14: Programming (CSPAN for Hawaii)

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ISSUE #14: Programming (CSPAN for Hawaii) (Click here to review - ISSUE #14)

Joined: 18 Jul 2003
Posts: 19

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Carol Bain
Hyper Active

Posted: 21 Jul 2003 02:14 pm Post subject: CSPAN

[quote](#) [edit](#) [x](#)

The cable industry provides a fine service of programming called CSPAN and donates the channels for CSPAN & CSPAN2. Enjoy CSPAN and know it is opera and funded by Cable TV owners. It does not use government mandated franchise fees or PEG channels. If the monopoly Oceanic Time Warner Cable wants to

in these processes. Instead of throwing out good money after bad the question should be "why isn't this type of programming already being done by the government?"

Quote:

There are many alternative approaches to accomplish these objectives, such as the expansion and enhancement of "G" programming currently provided by each of the Four PEG access organizations.

That makes sense to me with increased government funding to outsource the production to competitive bidding by video professionals.

Quote:

Another option which has been suggested is the creation of a separate, independent non-profit entity which would produce and distribute public affairs programming in Hawaii, similar to what CSPAN does on a national level. This non-profit would be responsible for managing the creation and distribution of public affairs programming on a statewide basis. A source or sources of financial support would need to be identified. Also, there are issues concerning channel capacity which would need to be addressed.

This "CSPAN for Hawaii" sounds like a boondoggle idea from the access organization boards and their state funded employees attempting to distance themselves even further from the public they serve and their mission of turning passive viewers into active speakers.

CSPAN is voluntarily funded by cable television industry and receives no government or government mandated funds. It is not public access since the public does not produce nor exert editorial control over content. State mandated PEG monies should not be used for this purpose. If C-SPAN is the model then the source of financial support and channel capacity should be the monopoly cable television industry in Hawaii - Oceanic Time Warner Cable. If OTWC wants to voluntarily fund a CSPAN Hawaii as part of being a good corporate citizen that would be an excellent contribution to the community .

Ed Coll - Asking questions is a human right!

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Wendy Arbeit
rolific
■■■■

Posted: 22 Aug 2003 03:24 pm Post subject: double dipping? [quote](#) [edit](#) [x](#)

Quote:

Programming (CSPAN for Hawaii)

Joined: 17 Aug 2003
Posts: 22

If there were extra dedicated channels donated by Oceanic, and if production

services were procured by competitive bidding, and if funding for this increased coverage of official government meetings did not come out of the "public" part of the PEG pie, this would be desirable. But wait a minute...Isn't this what the G pa of PEG access is supposed to be doing already?

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digitaleye
Prolific

Posted: 31 Aug 2003 09:09 am Post subject: ISSUE #14: Programming (CSPAN for Hawaii)

[edit](#) [IP](#)



Joined: 19 Jul 2003
Posts: 28

network, but perhaps a volunteer commission comprised of members of each potential government program grant awardee and members from the public sector on each island involved in production of civic issues oriented programming. There would of course be some debate as to programming importance which could be open and easily facilitated by an online discussion forum. The forum interaction could be closed to the volunteer commissioners, but all their correspondences would be visible to anyone interested. Public comment could be provided for via email and/or a separate but connected online forum.

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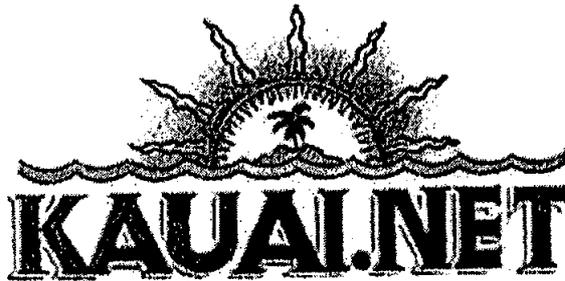
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ISSUE #15: Resolution of complaints concerning PEGs

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<p>Author</p> <p>Comment on draft PEG plan Regular</p>  <p>Joined: 18 Jul 2003 Posts: 19</p>	<p>Message</p> <p>Posted: 21 Jul 2003 01:37 pm Post subject: ISSUE #15: Resolution of complaints concerning PEGs</p>
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ISSUE #15: Resolution of complaints concerning PEGs

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digitaleye
Prolific



Posted: 01 Aug 2003 06:51 am Post subject: ISSUE #15: Resolution of complaints concerning PEGs

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"The appropriate resolution of complaints by the PEGs is a factor taken into account by the DCCA in evaluating the performance of each PEG. "

Quote:

oined: 19 Jul 2003
osts: 20

The majority of complaints to date have been bylaw violations by the board and self serving behaviour by both the board and administrators. Apparently DCCA and the PEGs feel "the appropriate resolution" is to change the bylaw(s) In question because the PEGs say they are too ambiguous. By the following definition you can see that the word "appropriate" could easily be misinterpreted by the PEGs &/or the DCCA so perhaps a less ambiguous, community based term should be used in place of "appropriate" like "pono".

From Webster's Revised Unabridged Dictionary (1913) (web1913)

Appropriate \Ap*pro"pri*ate\, v. t. [imp. & p. p. {Appropriated}; p. pr. & vb. n. {Appropriating}.] 1. To take to one's self in exclusion of others; to claim or use as by an exclusive right; as, let no man appropriate the use of a common benefit.

2. To set apart for, or assign to, a particular person or use, in exclusion of all others; -- with to or for; as, a spot of ground is appropriated for a garden; to appropriate money for the increase of the navy.

3. To make suitable; to suit. [Archaic] --Paley.

4. (Eng. Eccl. Law) To annex, as a benefice, to a spiritual corporation, as its property. --Blackstone.  [b]

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guest2
Guest

 Posted: 01 Aug 2003 07:56 am Post subject: really?

 [quote](#)  [edit](#)  

Of course bylaw violations and self-serving behaviors need to be addressed seriously and not just by changing the rules or ignoring them.

Note: It appears from public records that these are issues more for some islands than for others.

However important they are, one doubts that these sorts of ethical complaints are more than a tiny fraction of complaints received by PEGs.

Other important questions might include how PEGs address specific types of Complaints, such as viewer complaints about programming on channels and online, like political content, privacy issues, adult content, slander, commercialism, low quality picture or sound, etc.

Is consumer advocacy about cable TV service part of the PEG mission? If so, then customer complaints are part of the equation. What about complaints regarding cable TV operators billing practices, or their particular use of the public rights of way?

There are many different kinds of complaints that need to be addressed in order to serve the PEG mission. It doesn't appear that DCCA's cable office has any role as consumer advocate - if they do, it's time to audit that function.

What about complaints from elected officials, political insiders, established institutions and those who bankroll campaigns, about their loss of influence

because PEG's are doing their job! Empowering the community's voice changes the historic structure and diminishes power for the few in favor of the many. Surely the PEGs hear those complaints too.

Seems as though PEG's response to the last question is the true test of community access TV. How will they stand up for the disenfranchised?

Let's not ask this question of the PEG's too narrowly.

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Carol Bain
Hyper Active



Joined: 05 Jul 2002
Posts: 57

Posted: 08 Aug 2003 09:51 am Post subject: complaints [quote](#) [edit](#) [x](#) [ip](#)

On Sept. 7, 2001, when a PEG board was changing their bylaws to take out major sections of the open meetings (HRS-92 sunshine) laws, three people objected by speaking in a scolding voice for 3-5 minutes at the end of the meeting (the board offered no public input opportunity prior to their decision). No verbal or physical threats were made by the the three members of the public; just scolding.

I kept silent. I witnessed this, and those three who spoke were all immediately "terminated" from the PEG access facility, simply for speaking out which was considered "disruptive" at the board meeting. The next public board meeting, when these 3 showed up to speak again the police were called and they were threatened with trespass on private property.

Calling on uniformed police, who's police report shows the investigation found absolutely no threat or disruption, is extremely bad policy.

There was no grievance or complaint procedure...though they had a procedure in writing, none was followed. In fact, I attempted to find a mediator and the president of the board cancelled at the last day. The second attempt at mediation was refused again. DCCA refused to assist.

After about year, I found out 2 of the people terminated were send a letter sayir they were no longer terminated.

This is not a good complaint procedure. PEG access needs a CAC to oversee this entire issue.

Carol Bain

"Freedom of the press is the staff of life for any vital democracy." quote by Wendell Willkie

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digitaley
Prolific



[profile](#) [pm](#) [email](#) [www](#)

Posted: 08 Aug 2003 03:56 pm Post subject: ISSUE #15: Resolution of complaints concerning PEGs [quote](#) [edit](#) [x](#) [ip](#)

Issue # 15 states:



Joined: 19 Jul 2003
Posts: 28

by the **DCCA** in evaluating the performance of each **PEG**. "

It would appear so.

directors as the ones responsible for the discriminatory practices as they were a result of board unanimously approved initiatives. Discriminatory practices continue to this day even though **DCCA's** administrative rules mandate that access to the channels be on a "first come, non-discriminatory basis". In light of that it would appear **DCCA** is in violation of its own administrative rules amongst potential violations.

Perhaps if **DCCA** were to put in writing a bona fide process for and penalties for

ut
will

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Ed Coll
Hyper Active



Joined: 04 Jul 2002
Posts: 208
Location: Here Now

Posted: 09 Aug 2003 06:07 pm Post subject: The Kafka Wheel of Torture

[quote](#) [edit](#) [x](#) [ip](#)

Censorship is retroactive - You can say whatever you want - they will retaliate later ☹

Here is the template **DCCA** uses to "resolved" complaints

Quote:

Dear Complainer,

Your complaint has been recieved and forwarded to (Fill in access organization here). Please refer all further coorspondence regarding this matter to (fill in access organization here).

We feel sure (fill in name of access organization here) will resolve this matter to your satisfaction.

Of course nothing is done but exact further retaliation. After I resigned From the board in protest of repeated bylaw violations I complained to DCCA. In Retalitatlon Hoike "terminated" my access to facilities so I could no attend board meetings to bear witness of their repeated violations This was not to my satisfaction but apparently Hoike (and OCCA) were OK with this remedy

Ed Coll * Asking questions is a human right!

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id Coll
lyper Active



oined: 04 Jul 2002
Posts: 208
Location: Here Now

Posted: 11 Aug 2003 09:40 pm Post subject: DCCA does not regulate Access Organizations!! [quote](#) [edit](#) [IP](#)

DCCA does not regulate Access Organizations Then who does Nobody

See the letter from DCCA

<http://kauai.net/access/djunel9.html>

Ed Coll - Asking questions is a human right!

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DV dude
Guest

Posted: 14 Aug 2003 10:40 pm Post subject: [quote](#) [edit](#) [IP](#)

It looks like the fundamental problem is confusion over who "owns" PEG. I think it will take the courts or the legislature to clear this one up.

The publics position:
We pay for it all and don't get participate in how it is run. We only get one out of five

channels. That one channel is controlled and censored by local PEG. What does t
"P" in
PEG mean? What happened to America?

Ho'ike, local PEG position:

This is OUR private business. Screw the public, in fact, we are going to grow by
taking
ratepayers money to compete with private media production businesses. Wow,
that was a
tough boardroom meeting trashing the bylaws, sunshine and throwing out the
public, time for
our free pupus. Isn't thls a great country.

DCCA's position:

We just helped start PEG. Even though we receive close to **15%** of the entire
states PEG
budget and appoint the majority of the PEG boards, we really don't have oversight
of PEG's.
We just mediate problems between the boards and public through private closed
meetings that
the public can't attend. However we will fly to Kaua'i in person to listen to the
publics
complaints to tell them we can't do anything about them. Don't worry if I have
relatives
working at the cable company, we have the publics interest in mind at these tough
cable
negotiations in the bedroom, I mean boardroom. Maybe we need a legal opinion
what is
America?

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Yendy Arbeit
roific



oined: 17 Aug 2003
Posts: 22

Posted: 22 Aug 2003 03:49 pm Post subject: right!



Quote:

Resolution of complaints concerning PEGs
"DCCA will attempt to facilitate a reasonable solution compromise that address
the concerns raised while also respecting the policy and decision making of the
PEG's board of directors. To accomplish this objective, DCCA will relay
complaints to the PEGs and request a copy of the responses to those
complaints."

This is what DCCA CATV has been doing (ineffectively) for years: asking the fox
guard the henhouse.

Quote:

"The appropriate resolution of complaints by the PEGs is a factor taken into
account by the DCCA in evaluating the performance of each PEG."

Note there is nothing regarding what DCCA might do when it evaluates the
performance of each PEG and finds the concerns haven't been resolved equitabl

(Has such an evaluation ever been done?)

Since repeated complaints have not been resolved, then I would conclude that DCCA has not deemed repeated bylaw violations important.

It should be noted here that many members of the community have directly requested DCCA to order an independent financial and management audit of Olelo so that DCCA will truly know to what extent Olelo is carrying out its mission and operating equitably and in a fiscal appropriate manner. DCCA did not testify on any of the bills or resolutions before the Legislature this past year requesting an audit. It has not listed an audit as an option in this draft. CATV administrator Clyde Sonobe has said DCCA will not consider such an option until after the comment period on this Draft is passed. Since this is not listed as an option, how does he expect people to comment on it? More to the point, wouldn't it be more sensible to have the audit done before the comment period (and even before the draft plan) so everyone, DCCA and the public alike, can know truly what needs to be fixed. The present document has DCCA tinkering around the edges and in the dark.

Olelo has adamantly resisted such an audit for years; ever since it was originally proposed. What does it have to hide? And why does DCCA not want to know the truth as soon as possible?

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digitaleye
Prolific



joined: 19 Jul 2003
Posts: 28

Posted: 31 Aug 2003 09:14 am Post subject: ISSUE #15:
Resolution of complaints concerning PEGs

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You state "DCCA will attempt to facilitate a reasonable solution ... To accomplish this objective, DCCA will relay complaints to the PEGs and request a copy of their responses to those complaints. The appropriate resolution of complaints by the PEGs is a factor taken into account by the DCCA in evaluating the performance of each PEG. "

Reasonable solutions have yet to be witnessed so the question is: how does an inappropriate resolution affect the DCCA's evaluation of each PEG and will you please provide documentation of the past and future evaluations?

By making it clear that PEG entities should be considered "cable operators" providing a "cable service" for purposes of HRS 440g <http://hpam/hi/net/HRS/hrs440g.html> and HAR Title 16 Chapter 131 http://www.state.hi.us/dcca/pdf/har_131-c.pdf (PDF) then it would also make clear how they were to behave and how they were to resolve complaints.

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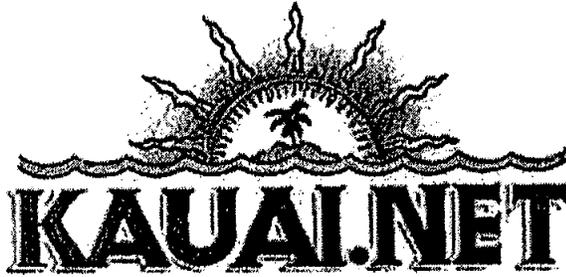


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ISSUE #16: Role of PEGs: Production versus Facilitation

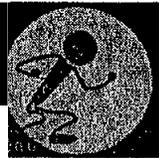
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Author

Message

Comment on draft PEG plan
Regular



oined: 18 Jul 2003
Posts: 19

Posted: 21 Jul 2003 01:38 pm Post subject: **ISSUE #16: Role of PEGs : Production versus Facilitation**

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ISSUE #16: Role of PEGs : Production versus Facilitation (Click here to review - ISSUE #16)

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Elitist
Guest

Posted: 21 Jul 2003 07:34 pm Post subject: Olelo looks like PBS wannabes

[quote](#) [edit](#) [x](#) [ip](#)

The idea that Olelo will unilaterally, and without open public proceedings, determine what the citizens of Hawaii need to see on TV is ludicrous and insulting!

It's particularly sad to see Oleio squandering serious money on thier poorly

conceived programs while communities across the State are lacking basic resources to have a voice! Even producers in Honolulu are getting short-changed by Olelo's misplaced priorities.

Olelo is elitist and arrogant, if they want to do 'in-house' productions, they should compete with independent producers who live in the real world.

Take Olelo funds away from the clique who control them and use the resources to build true access for every island!

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Ed Coll
 Hyper Active




Joined: 04 Jul 2002
 Posts: 208
 Location: Here Now

Posted: 21 Jul 2003 08:26 pm Post subject: Amature social engineers?

[quote](#) [edit](#) [x](#)

Quote:

As the needs of their clients have evolved, PEG access organizations have reviewed and assessed how they can continue to serve their unique communities. In addition to their mission of training, developing production skills, and providing a forum for exchange of ideas, PEG access organizations have also been Involved in activities that some have deemed non-traditional. Examples include: (1) responding to local government RFPs for video and captioning services which results in competition with private organizations, and (2) the development of programming utilizing the organization's resources, which could result in decreased availability of equipment or other resources (such as air time) to the public users of these access facilities. The development of such programming is sometimes referred to as "community building".

Finally the crux of the matter put off to the very end. Education and Government users largely take care of themselves having the resources to produce and provide programming content. PEGs simple need to manage scheduling of G and E.

When it comes to their Public mission of training individual members of the public to use production equipment to create programming and then air that programming on the public access channel, the access organizations have be abject failures.

Instead of calling it "Mission Failure" they engage in Orwellian doublespeak and say the "needs of their clients have evolved." Apparently the DCCA has swallowed this malarkey lock, stock, and barrel and are considering letting these failed access organizations engage in "community building."

Unless hubris has assumed the status of enabling legislation, by what authority d

engage in community building?

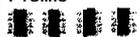
I see nothing in the congressional intent nor the mission of PEG access which allows State mandated public monies to be used by access corporations to monopolize the public resources they manage to engage in social engineering.

Ed Coll - Asking questions is a human right!

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digitaleye
Prolific



Joined: 19 Jul 2003
Posts: 20

Posted: 26 Jul 2003 08:32am Post subject: ISSUE #16: Role of PEGs : Production versus Facilitation [quote](#) [edit](#) [IP](#)

The question DCCA asks is:

"Should DCCA continue to allow them discretion to undertake such activities, and if so, should there be any limits on that discretion?"

Absolutely not! In-house productions should not be allowed other than PSAs for the PEG access corporations and their trained producers' programs.

The way things are now, the access center is choosing what messages to facilitate and that is in essence results in "content control" of the channels which is not what centers are supposed to be doing.

Any type of program facilitation should be overseen by an independent, impartial committee through an open process with the criteria for choice clearly spelled out, per IRS law.

jg

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Rob Reef
Regular



Joined: 08 Sep 2002
Posts: 10
Location: Honolulu. HI

Posted: 29 Jul 2003 02:34 pm Post subject: [quote](#) [edit](#) [IP](#)

Quote:

PEG access organizations have also been involved in activities that some have deemed non-traditional

Is this another way of saying engaging in activities not authorized by their mission? ie making \$\$\$\$\$\$ using public resources?

Rob Reef

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digitaleye
Prolific



Posted: 29 Jul 2003 02:59 pm Post subject: [quote](#) [edit](#) [IP](#)



Jcoined: 19 Jul 2003
Posts: 28

ie making \$\$\$\$\$\$ using public resources?

Code:

You may have a point there if you consider the two examples could result in political favoritism and a cost savings to the board representative's favorite nonprofit organization(s).

Examples include:

- (1) responding to local government RFPs for video and captioning services which results in competition with private organizations, and
- (2) the development of programming utilizing the organization's resources, which could result in decreased availability of equipment or other resources (such as air time) to the public users of these access facilities. The development of such programming is sometimes referred to as "community building".

[/quote]

jg

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digitaleye
Prolific



JDined: 19 Jul 2003
Posts: 28

Posted: 29 Jul 2003 03:02 pm Post subject: making \$\$\$\$\$\$ using public resources?

[quote](#) [edit](#) [x](#) [ip](#)

Rob Reef wrote:

Quote:

PEG access organizations have also been involved in activities that some have deemed non-traditional

Is this another way of saying engaging in activities not authorized by their mission? ie making \$\$\$\$\$\$ using public resources?

You may have a point there if you consider the two examples could result in political favoritism and a cost savings to the board representative's favorite nonprofit organization(s).

Examples include:

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- (2) the development of programming utilizing the organization's resources, which could result in decreased availability of equipment or other resources (such as air time) to the public users of these access facilities. The development of such programming is sometimes referred to as "community building".

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local campus auto center, and let's do business; at a fraction of the cost."

Does the above scenario sound plausible to you? What kind of reaction do you think King Auto Center, Sears, Kuhio Auto and all the garage and repair shops around the campus will have? Fortunately, the above scenerio is not true. However, it points out there is a serious problem if public resources are allowed to compete for contracts.

Unfortunately, the state Dept. of Commerce and Consumer Affairs (DCCA) is considering allowing this exact scenario for their PEG access facilities that they created in each county. The four PEG access organizations, which receive over \$6 million annually in state-mandated funds, must be not be allowed to compete for video production jobs and contracts. No private production companies could underbid Hoike or Oleio or any of the state-funded access facilities.

This is not a healthy, competitive environment. If a facility funded by state-mandated franchise fees is allowed to compete against private companies, they have an unfair advantage. Why am I concerned about this? Because I own a private video production company and have already lost contracts to Hoike: Kai Community TVpc. The DCCA should end this practice immediately, not promote it.

The PEG access non-profit corporations were created by the state to serve a public purpose: train people who do not have access to the medium to make their own free-speech messages. At this point, the state cannot just change the purpose and make it a competitive production company. Tell the DCCA not to allow PEG access corporations to "sustain" themselves by competing for video production contracts.

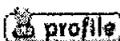
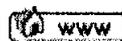
Email: cabletv@dcca.hawaii.gov before Sept. 5, 2003, deadline for submitting input on the latest DCCA Statewide Cable Television Access Plan. To read the entire plan (be sure to read Issue #16) visit: <http://kauai.net/planoutline.html> or <http://hpam.hi.net/2003PEGplan/>

Production companies around the state will be speaking against this bad idea. It is time to tell the DCCA to not allow the PEG access facilities to become predatory non-profits and take jobs and contracts away from private enterprise.

Carol Bain

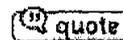
"Freedom of the press is the staff of life for any vital democracy." quote by Wendell Willkie

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DVdude
Guest

Posted: 14 Aug 2003 11:16 pm Post subject:

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Pull the plug on this one!

PEG has no business, being in business, competing with private business with public funds. I have been pitched for business by too many employees (after hours

producers) at Ho'ike.

These part time producers see the public learning video production (that they are supposed to be helping) as competition for their future outside jobs. This is the wrong attitude at PEG. They shouldn't even produce PSA's, there are plenty kids that could do a better job and need the experience.

I don't like PEG's producing for Government or Education. They are still competing with private business with public funds.

If Ho'ike just stuck to the mission of training the public, instead of giving them the bum rush out of PEG, then there would be plenty of "public" messages on TV.

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Wendy Arbeit
rolific



joined: 17 Aug 2003
Posts: 22

Posted: 22 Aug 2003 04: 10 pm Post subject: laundry list



Quote:

ISSUE #16: Role of PEGs : Production versus Facilitation
"As the needs of their clients have evolved..."

I am Impressed here at the extent to which DCCA has taken the word of Olelo (since it's the gorilla in the bunch, it's pretty safe to assume that it's Olelo that's making the assertion) and Ignored that of the public. The needs of the clients haven't evolved, the degree to which Olelo has attended to their needs of the clients has devolved. Over the years Olelo has erected quite a laundry list of barriers to access. They include (short list here)

poor training

1700% increase in training costs

no follow-up to training

poorly maintained equipment

inequitable equipment availability

staff not available, doesn't return phone calls in a timely manner, used to be within 4 hours on answering machines

programs not aired when scheduled

programs not re-aired as often as Olelo's own programs and that of its favorites

inequitable application of rules

access center not abiding by its own rules

not listing presenter at end of their shows

taking equipment off island

Olelo's productions come before clients

in equipment use, channel allocation

retaliation

undocumented policies

training cost waivers inequitable for independent producers vs. non-profits)

selective outreach

agenda setting for the community (not by it)

As a result of the above and more, the client base has dwindled almost to the

point of disappearing. Since this has been going on for years, I must assume that it is intentional and with **DCCA's** blessing.

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Wendy Arbeit

roific



Joined: 17 Aug 2003

Posts: 22

Posted: 22 Aug 2003 04:22 pm Post subject: indiscrete discretion

 [quote](#)  [edit](#)  

Quote:

"...PEG access organizations have reviewed and assessed how they can continue to serve their unique communities. In addition to their mission of training, developing production skills, and providing a forum for exchange of ideas, PEG access organizations have also been involved in activities that some have deemed non-traditional."

They are "non-traditional" because they run counter to the mission (in the bylaws -- here's just another of those violations), which is not to produce programming but to do the best they can to facilitate the public in producing for themselves.

Quote:

"Examples include: (1) responding to local government RFPs for video and captioning services which results in competition with private organizations,"

They can underbid and win because they have the cushion of the "welfare" money from your pockets that they don't have to do anything to receive. Effectively tax money from the public is helping Olelo take business away from local private businesses.

Quote:

"and (2) the development of programming utilizing the organization's resources, which could result in decreased availability of equipment or other resources (such as air time) to the public users of these access facilities."

Not could, does. **DCCA** knows this. Why did it parse this sentence in this manner?

Quote:

"The development of such programming is sometimes referred to as "community building".

It is by Olelo. Others would refer to it as building support for special interests -- on the public's dime.

Quote:

"The DCCA has given the PEGs discretion to determine whether, and to what extent, they should engage in such activities."

Why? Hasn't it read the establishing legislation? the PEGs bylaws?

Quote:

"Should DCCA continue to allow them discretion to undertake such activities,

and if so, should there be any limits on that discretion?

NO, without qualification.

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lob Reef

Regular



oined: 08 Sep 2002
Posts: 10
Location: Honolulu, HI

Posted: 25 Aug 2003 10:33 am Post subject: Discretion equals discrimination

[quote](#) [edit](#) [IP](#)

Discretion equals discrimination If your a "favored client" they put you on the "fast track" and employees all of the sudden become "unpaid volunteers" more than willing to facilitate productions (read produce programs FOR these special interests), while others spend their time jumping barriers erected to slow track productions to the back burner with play times limited to when no one is watchir

Quote:

"Should **DCCA** continue to allow them discretion to undertake such activities, and if so, should there be any limits on that discretion?"

Rob Reef

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digitaley

Prolific



oined: 19 Jul 2003
Posts: 28

Posted: 31 Aug 2003 09:17 am Post subject: ISSUE #16: Role of PEGs : Production versus Facilitation

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The "Building Community" vision the PEG boards have adopted can not be found access corporation's Articles of Incorporation, bylaws, contracts or is there any mention of it in state or federal laws regarding PEG Access. This reverse Robin Hood fable appears to be designed to get all to defocus from the true mission, which by the way 'Olelo has nowhere on their website or visible at their facility.

The mission statement that can be found in their Articles of Incorporation, bylaws but again are not available on their website or at the facility, states:

"The specific and primary purpose of the Corporation is to promote the creation, production and cablecasting of programs by, for and about Hawai' i.

To this end the Corporation shall:

maintain the channels in a manner that is free of censorship and control of program content."

Creating the content themselves does not sound like it's "free from control of program content", but quite the opposite.

"provide a range of resources for program production for the users of these channels."

I don't think the users referred to were meant to include the access corporation itself.

"develop and enforce such rules and policies that will ensure equitable access to these channels and production consistent with applicable state or federal laws."

If the corporations are giving preferential treatment to their choice of recipients without clear criteria for the process of choosing them then it would appear they are not "ensuring equitable access to the channels consistent with applicable state or federal laws".

If there are any facilitated productions, they should only be provided for through an open grant process.

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