

**CITY OF ELK RIVER
RESOLUTION NO. 19-04
A RESOLUTION OF THE
CITY OF ELK RIVER,
MINNESOTA APPROVING
SUMMARY PUBLICATION
OF ORDINANCE NO. 19-02
AND ORDINANCE NO. 19-03**

WHEREAS, the City Council for the City of Elk River, Minnesota adopted a lengthy ordinance repealing and replacing an ordinance titled the "Cable Ordinance" which established regulations governing cable service; and

WHEREAS, the City Council adopted a lengthy ordinance granting a 15-year renewal of the cable franchise to CC VIII Operating LLC d/b/a Charter Communications which authorizes operation of a cable system and delivery of cable services in the City pursuant to the Cable Ordinance; and

WHEREAS, as authorized by Minnesota Statutes, Section 412.191, subd. 4, the City Council has determined that publication of the title and summary of the ordinances will clearly inform the public of the intent and effect of the ordinances; and

WHEREAS, a printed copy of both ordinances is available for inspection during regular office hours in the office of the city clerk-administrator.

NOW THEREFORE, BE IT RESOLVED that the following summaries of the ordinances, by at least four-fifths vote, are approved for publication:

City of Elk River, Minnesota

Ordinance No. 19-02

The Cable Ordinance establishes certain regulations governing the delivery of cable service in the City to ensure that all cable providers are subject to comparable obligations and burdens. The Cable Ordinance generally sets forth the conditions for the delivery of cable service and requirements for cable franchises under Minnesota Statutes, Chapter 238. The ordinance is effective the day after publication.

City of Elk River, Minnesota

Ordinance No. 19-03

The Charter franchise ordinance grants a 15-year cable television franchise to CC VIII Operating LLC d/b/a Charter Communications authorizing operation of a cable system and delivery of cable services in the City pursuant to the Cable Ordinance. The franchise ordinance authorizes Charter to use rights-of-way in the City to construct, operate and maintain a system to provide cable services, imposes a franchise fee, and sets-forth certain other agreements concerning operation of the system and delivery of cable services. The franchise ordinance is effective upon acceptance by Charter.

The motion for adoption of the foregoing resolution was duly seconded by Councilmember Christianson, and upon vote being taken thereon, the following voted in favor thereof: Mayor Dietz, Councilmembers Christianson, Westgaard, Oval, and Wagner and the following against: none, whereupon said resolution was declared duly passed and adopted.

The following members were present: Mayor Dietz, Councilmembers Christianson, Westgaard, Oval, and Wagner and the following absent: none.

By Order of the City of Elk River, Minnesota

Passed and adopted this 4th day of February 2019.

John J. Dietz, Mayor

ATTEST: Tina Allard, City Clerk

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