

AGENDA ITEM SUMMARY

Electric Utility Enterprise Board

September 3, 2019

STAFF

Delynn Coldiron, City Clerk

SUBJECT

Consideration and Approval of the Minutes from the July 16, 2019 Electric Utility Enterprise Board Meeting.

EXECUTIVE SUMMARY

The purpose of this item is to approve the minutes from the July 16, 2019 Electric Utility Enterprise Board meeting.

ATTACHMENTS

1. July 16, 2019 (PDF)

ELECTRIC UTILITY ENTERPRISE BOARD

July 16, 2019

10:45 PM

• CALL MEETING TO ORDER

PRESENT: Troxell, Cunniff, Stephens, Summers, Pignataro, Gorgol
ABSENT: Gutowsky
Staff Present: Atteberry, Daggett, Coldiron

1. Consideration and Approval of the Minutes of the July 2, 2019 Electric Utility Enterprise Board Meeting. (Adopted)

The purpose of this item is to approve the minutes from the July 2, 2019 Electric Utility Enterprise Board meeting.

Vice Chair Stephens made a motion, seconded by Boardmember Cunniff, to approve the minutes of the July 2, 2019 Electric Utility Enterprise Board meeting.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Kristin Stephens, District 4
SECONDER:	Ross Cunniff, District 5
AYES:	Troxell, Cunniff, Stephens, Summers, Pignataro, Gorgol
ABSENT:	Gutowsky

2. Second Reading of Ordinance No. 006, Authorizing Long-Term License Contracts for the Acquisition of Video Content Rights in Furtherance of Fort Collins Connexion's Delivery of Telecommunication Services. (Adopted on Second Reading)

This Ordinance, unanimously adopted on First Reading on July 2, 2019, Approves long-term license contracts for rights to deliver cable or other subscriber video content, programming, and streaming services from local channels, individual channels and channel families, and video content aggregators for the telecommunication services division ("Fort Collins Connexion" or "Connexion") to be offered to subscribers purchasing video services. Such video content is only available from certain providers under terms and conditions set forth in their standard form contracts, which in many cases may require long-term contracts. The Electric Utility Enterprise is authorized by state law, City Charter Article XII Section 7(b) and City Code Section 26-392 and Section 26-398 (being amended to appear at Section 26-572) to enter into long-term license contracts payable solely from the revenues of Fort Collins Connexion, as a division of the Electric Utility Enterprise.

Eric Sutherland stated the final passage of this Ordinance is not occurring at a regular City Council meeting as it has been adjourned. It is a violation of the open meetings law to not hold this meeting concurrently with that of Council.

Chair Troxell requested staff input as to this action being in accordance with the City Charter. City Attorney Daggett replied this is in accordance with the Charter and these issues have been raised repeatedly by Mr. Sutherland despite the fact this has occurred for decades.

Vice Chair Stephens made a motion, seconded by Boardmember Cunniff, to adopt Ordinance No. 006, on Second Reading.

Mayor Troxell commented on Mr. Sutherland's repeated failed attempts to find fault in this structure.

RESULT:	ORDINANCE NO. 006 ADOPTED ON SECOND READING [UNANIMOUS]
MOVER:	Kristin Stephens, District 4
SECONDER:	Ross Cunniff, District 5
AYES:	Troxell, Cunniff, Stephens, Summers, Pignataro, Gorgol
ABSENT:	Gutowsky

- **ADJOURNMENT**

The meeting adjourned at 10:52 PM.

Chair

ATTEST:

Secretary