

January 2, 2014

As discussed, Connexus advised us upon receipt of the Franchise Agreement that there were a few discrepancies between the Agreement and what Connexus and the City had agreed to. In reviewing the matter, it was discovered that the correct Franchise Agreement/Ordinance was attached to the October 15, 2013 agenda for introduction by the City Council. However, when the matter was put on November 19th agenda for adoption a different incorrect version of the Agreement/Ordinance was attached to the agenda. Given that there were no changes to the Agreement/Ordinance after its introduction, the Council clearly intended to adopt the original/correct Agreement/Ordinance. In addition the error was clerical in nature and the differences between the documents were not material. For those reasons, the City Clerk and City Attorney believe the ordinance can be corrected administratively. The correct version has been attached to the agenda item and is correct in the permanent record

David J. Brodie
City Attorney
City of Coon Rapids
11155 Robinson Drive N.W.
Coon Rapids, MN 55433-3761
763.767.6495
763.767.6531