
Ripon City Council Special Meeting Minutes

JANUARY 25, 2016

The Special City Council meeting was called to order at 6:00 p.m. by Mayor Jacob Parks.

ROLL CALL: Council Members Leo Zuber, Michael Restuccia, Mark Winchell, Vice Mayor Dean Uecker, Mayor Jacob Parks.

OTHERS PRESENT: City Administrator Kevin Werner, City Attorney Tom Terpstra, Planning Director Ken Zuidervaart, Recreation Director Kye Stevens, Public Works Director Ted Johnston, Police Chief Ed Ormonde, City Clerk Lisa Roos, Deputy City Clerk Tricia Raymond.

PUBLIC DISCUSSION: No one from the public wished to speak.

IN THE MATTER OF:

1. ORDINANCES

First Reading and Introduction

A. ORDINANCE NO. 836

CABLE COMMUNICATION
FRANCHISE PROCEDURES

This ordinance repeals Chapter 5.28 of the Ripon Municipal Code and introduces a new Chapter 5.28, title "Cable Communication Franchise Procedures."

City Administrator Werner shared a brief history of cable communication and franchise procedures. Werner said Charter Communications currently installs equipment (bullets and amplifiers underground). Over the years the amplifiers have started to appear above ground and the City has to call Charter to inform that they need to be underground according to the city ordinance.

City Attorney Terpstra said Charter reached out via a letter and said the bullets and amplifiers can be above ground according to state law and would like to meet with city staff to discuss the Digital Infrastructure and Video Competition Act (DIVCA).

Terpstra said he is willing to meet with Charter to discuss DIVCA and address issues and work with Charter before the ordinance goes into effect.

Terpstra said the city's current ordinance which was adopted in 2008 is generic and the encroachment permit process needs to be strengthened to better control placement of cable equipment.

Council Member Restuccia asked if the state allows for an encroachment process.

Terpstra said there will be a process and timeframe that must be followed.

Werner said this process will address concerns of not being treated fairly with other utilities. Cable must be treated like telephone utilities, including undergrounding requirements. Another ordinance will follow this one that will more clearly define processes for telephone.

Terpstra has recommended staff come up with a master application to be submitted. This can streamline the process.

Mayor Parks said the goal is to be consistent.

MOTION: MOVED/SECONDED (ZUBER,WINCHELL) AND CARRIED BY A 5-0 VOTE TO WAIVE THE FIRST READING AND INTRODUCE ORDINANCE NO. 836.

There being no further business, the meeting was adjourned at 6:25 p.m.

(Signed) Jacob Parks
Mayor

ATTEST:

(Signed) Tricia Raymond
Deputy City Clerk