

MINUTES
FAIRVIEW CITY COUNCIL REGULAR MEETING
FAIRVIEW CITY HALL
1300 NE VILLAGE STREET
FAIRVIEW, OREGON 97024

AUGUST 1, 2001 -- 7:30pm

**I. CALL TO ORDER/
ROLL CALL**

Mayor Vonderharr called the meeting to order at 7:30pm.

PRESENT: Mayor Roger Vonderharr
Councilor Ken Quinby
Councilor Steve Owen
Councilor Len Edwards
Councilor Barbara Jones

ABSENT: Councilor Sherry Lillard
Councilor James Raze

STAFF PRESENT: Marilyn Holstrom, City Administrator
Caren Huson, City Recorder

II. CONSENT AGENDA

Councilor Owen moved and Councilor Jones seconded the motion to approve the Consent Agenda, consisting of the Minutes of July 18, 2001.

AYES: 5
NOES: 0
ABSTAINED: 0

**III. CITIZENS WISHING TO
SPEAK ON NON-AGENDA
ITEMS**

Mayor Vonderharr called for persons wishing to speak on non-agenda items. As there was no response, the session continued.

IV. PUBLIC HEARING

**A. EMPLOYMENT OF
NEW CITY
ADMINISTRATOR**

Marilyn Holstrom, City Administrator, reported that Oregon Revised Statutes (ORS) allows a governing body to hold an Executive Session to discuss the employment of a public officer, employee, or staff member, if the body has satisfied certain prerequisites. Those prerequisites include: 1) advertisement of the vacant position; 2) regular procedures for hiring have been adopted; and, 3) there has been opportunity for public input into the employment of such an officer.

Administrator Holstrom stated that, to date, two of the three prerequisites had been performed, and tonight's public hearing was to receive input from the public regarding the city's standards, criteria,

and policy directives to be used in the hiring of the next Fairview City Administrator.

Mayor Vonderharr opened the public hearing; receiving no testimony, Mayor Vonderharr closed the public hearing.

V. COUNCIL BUSINESS

F. ORDINANCE 7-2001 - Termination of RCN Franchise

Rich Goheen, Fairview's representative on the Mt. Hood Cable Regulatory Commission (MHCRC), reported that the City had previously granted a long-term franchise to RCN Telecom Services of Oregon (RCN) to construct, operate and maintain a cable system in the streets of Fairview. Since that agreement was granted, RCN's business plans have changed and it no longer intends to construct a cable system in the Portland metro area. Accordingly, RCN has requested that its franchise be terminated and that the company be released from its obligations under the franchise.

Mr. Goheen stated that the MHCRC has worked with RCN to arrange RCN's orderly exit from Fairview, and was recommending that the City terminate the franchise.

Mayor Vonderharr commented that the article Mr. Goheen had previously provided to the Council was very interesting and that it had explained quite a bit about the cable television industry.

Councilor Edwards questioned if the surrounding cities had also cancelled their agreements with RCN. Mr. Goheen responded that it was on Gresham's and Troutdale's Council agenda for this week, and Wood Village would consider it the following week.

Councilor Owen stated that he appreciated Mr. Goheen's representing Fairview on the MHCRC.

Councilor Owen moved and Councilor Edwards seconded the motion to read Ordinance 7-2001 by title only.

AYES: 5
NOES: 0
ABSTAINED: 0

Caren Huson, City Recorder, read Ordinance 7-2001 by title only.

Councilor Owen moved and Councilor Edwards seconded the motion to approve Ordinance 7-2001, AN ORDINANCE REPEALING ORDINANCE NO. 17-2000, TERMINATING THE FRANCHISE OF RCN TELECOM SERVICES OF OREGON, INC., AND RELEASING THE COMPANY FROM ITS OBLIGATIONS UNDER THE FRANCHISE OF THE CITY OF FAIRVIEW, OREGON.

AYES: 5
NOES: 0
ABSTAINED: 0

VI. CITY
ADMINISTRATOR
REPORT

Administrator Holstrom stated that the City was in the process of hiring a new Maintenance Worker I position, and that the Administrative Assistant position in Public Works was currently advertised. In addition, the Police Department was accepting in-house applications for the position of Sergeant.

VII. MAYOR/COMMITTEE
REPORTS AND
COUNCIL CONCERNS

Councilor Jones commented that she thought the Watermelon Daze event in the Community Center was very exciting.

Councilors Quinby, Owen, and Edwards had no reports or concerns.

Mayor Vonderharr stated that he would be attending the annual Mayor's Conference the week of August 13th, and that Council President Owen will preside over the August 15th Council meeting.

VIII. ADJOURNMENT

Councilor Owen moved and Councilor Quinby seconded the motion to adjourn. Mayor Vonderharr adjourned the meeting at 7:50pm.

AYES: 5
NOES: 0
ABSTAINED: 0

Mayor Roger Vonderharr

Dated:

Caren C. Huson Quiniones
City Recorder