

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

June 4 2003 -- 7:00pm

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

Mayor Weatherby called the meeting to order at 7:02pm.

PRESENT: Mayor Mike Weatherby
Councilor Sherry Lillard
Councilor Steve Owen
Councilor Len Edwards
Councilor James Raze
Councilor Jim Trees

ABSENT: Councilor Darrell Cornelius

STAFF PRESENT: Mary Jo Briggs, City Administrator
Gilbert Jackson, Chief of Police
Doug Aden, Sergeant
Bob Cochran, Public Works Director
Roy Wall, Finance Director
Caren Huson, City Recorder
Anastasia Perry, Court Clerk

**II. CITIZEN
COMMUNICATIONS**

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

III. CONSENT AGENDA

Councilor Owen moved and Councilor Edwards seconded the motion to approve the Consent Agenda, consisting of ORDINANCE 6-2003, AN ORDINANCE AMENDING CHAPTER 13.25 WASTEWATER INDUSTRIAL PRETREATMENT PROGRAM OF THE FAIRVIEW MUNICIPAL CODE, and a Police Association Contract..

AYES: 6
NOES: 0
ABSTAINED: 0

IV. COUNCIL BUSINESS

**A. MT. HOOD CABLE
REGULATORY
COMMISSION
BUDGET APPROVAL**

Rich Goheen of the Mt. Hood Cable Regulatory Commission stated that he serves at the request of the City and that he has sat on the Commission for the past four years. Mr. Goheen commented that it has been an interesting experience, and provided a brief history on the Commission who was seeking Council approval of their

2003/2004 budget. Mr. Goheen introduced the Deputy Director of the Commission, Mary Beth Henry.

Ms. Henry reported on the I-Net which stands for "Institutional Network". The I-Net is a community communication network designed to provide services for schools and local governments in Multnomah County, and was required of the cable franchisee. For the City of Fairview, the signal currently being used to send live Council telecasts to cable subscribers was being run over the I-Net. The I-Net system was constructed by Comcast with the idea to have a good quality communication system provided at a lower cost than from a commercial provider such as Verizon or Qwest.

Mayor Weatherby questioned if any difficulties had been encountered with the continuous buy-out's of cable providers. Ms. Henry responded that the difficulties have not been that great, except presently there was one area of customer service that the Commission was concerned about regarding privacy. The Commission is working with Comcast to ensure that their policy is in compliance with their franchise agreement.

Councilor Owen questioned if I-Net was used for City internet services. Roy Wall, Finance Director, responded no.

Councilor Lillard asked if cable subscriptions were dropping off due to the dish satellites. Mr. Goheen responded that Fairview actually sees a growth in cable subscribership each year and that cable is not going away. Mr. Goheen introduced Rob Brading of MCTV.

Mr. Brading stated that MCTV provides public information access to Multnomah County, and has done so for about 20 years. It is anticipated that they will move into a new facility as they have purchased property near the light rail. Currently, they have about 300 volunteers who use the MCTV facility.

Mr. Goheen stated that it was projected that Fairview would receive about \$15,000 from the Comcast franchise for fiscal year 2003/2004. Councilor Owen commented that cable television is a complex subject and it has been a great benefit to have Mr. Goheen represent Fairview on the Commission.

Councilor Owen moved and Councilor Raze seconded the motion to approve the proposed budget for fiscal year 2003/2004 for the Mt. Hood Cable Regulatory Commission.

AYES: 6
NOES: 0
ABSTAINED: 0

**B. RESOLUTION 12-
2003 Property**

Bob Cochran, Public Works Director, reported that the enhancement of the Community center area is identified both in the Renaissance

**Purchase -
Community Center
Plaza**

Plan and the Visioning Document of the City, both having been adopted by Council. The addition of a Plaza at the Community Center has been a goal of these documents.

Director Cochran stated that earlier this year, City staff, along with the Parks Committee and neighborhood groups began "brain-storming" what the Plaza should become. The City has contracted with a landscape architect to assist in the design. As a result of these meetings, it became apparent that additional property added to the Plaza concept would be a great enhancement to the usability and functionality of the Plaza design. With this, the property owner at 305 Lincoln Street was contacted to determine her interest in selling 40 feet of her lot to the City for the Community Center Plaza. The owner showed interest in the possibility. Staff then contracted with a professional property negotiator to complete the agreement. An appraisal of the property was completed and a fair market value price of \$13,150 was determined. The owner accepted this offer and, with Council approval, the property will close the second week in June 2003. The funds for this purchase will come from Parks SDC funds.

Councilor Owen stated that he had attended a meeting at the Community Center to discuss potential uses, and asked if neighbors around the Community Center had been presented with the Plaza plan. Director Cochran responded that the neighbors had been attending Park Committee meetings and once the Council approves the property purchase, neighbors will be invited to review the plans.

Councilor Edwards questioned how the property appraisal was conducted. Director Cochran responded that they used bare land value as a basis, along with what is selling in the vicinity. Councilor Edwards asked if there would be any problem with the remaining square footage of the residential property. Director Cochran responded no, as a lot line adjustment had been previously approved and would be grandfathered in at a 6,000 square foot lot size.

Councilor Raze moved and Councilor Lillard seconded the motion to approval Resolution 12-2003, A RESOLUTION FOR PROPERTY PURCHASE.

AYES: 6
NOES: 0
ABSTAINED: 0

**C. MUNICIPAL COURT
ANNUAL REPORT**

Roy Wall, Finance Director, introduced Anastasia Perry, Municipal Court Clerk for the City of Fairview. Director Wall reported that the Municipal Court has been in existence since 1909, and that the court handles minor traffic violations and City Code violations. No complaints or appeals of the Judge have been received. Director Wall indicated that the written report in the Council's packet provides seven years worth of court operations, and that the City's Municipal Court tries to provide good service those who come through our court

system.

Ms. Perry provided information on court improvement initiatives, including an update of the parking citation process and notifications to police officers.

Councilor Owen stated that the report indicates that in 1998 there were 752 court activities, in 2002 there were only 531, yet the City has more police officers now than then. Director Wall responded that what the report shows is the actual number of individuals who attended court; it did not show those individuals who take care of their citations with the Court Clerk and never have to attend court. Councilor Lillard suggested that it might be a good idea to track those people who see the Court Clerk directly and not attend Court.

Mary Jo Briggs, City Administrator, commented that the Council would be very proud of the respect, empathy, and firmness in which Ms. Perry provides to the people she deals with. Mayor Weatherby stated that he was very impressed with Ms. Perry and the Municipal Court system.

VI. CITY ADMINISTRATOR REPORT

Administrator Briggs updated the Council on the Fairview Summertime Festival which would be held on July 26, 2003.

VII. MAYOR/COMMITTEE REPORTS AND COUNCIL CONCERNS

Councilor Lillard reported that she had attended the East Multnomah County Transportation Committee meeting on the previous Monday, and that a vote was taken, giving direction to Multnomah County to do some bartering to get the 223rd railroad underpass off of the "cut" list. Gresham was the only opposing vote. Councilor Lillard stated that she was very thankful for the support received from Mayor Paul Thalhofer of Troutdale, and Troutdale Councilor Dave Ripma.

Councilor Owen reported that he had attended the first Citizen/Council Alliance Committee meeting, and that they will meet on the second Wednesday of each month at 7:00pm. The Committee began a list of Issues that they would like to have addressed, such as water chlorination, crime, traffic, watershed and creek protection, and budgetary questions regarding the City. The Committee members provide a lot of diversity, and a Chair and Vice-Chair were elected. Everyone is invited to attend the Committee meetings.

Councilor Trees stated that local talent was still being sought for the Fairview Summertime Festival.

Councilors Raze and Edwards had no reports or concerns.

Mayor Weatherby reported that he had met with East County Mayors earlier in the day, and they understood the urgency in improving 223rd Avenue. Both Troutdale and Wood Village are advocates for us and will testify on our behalf at Metro tomorrow; we have been the squeaky wheel on this issue and will not give up. Mayor Weatherby added that Representative Karen Minnis is proposing an amendment to the transportation bill to allow everyone to be involved in the distribution of funds in Multnomah County. Councilor Lillard commented that Troutdale City Councilor Dave Ripma should be sent a letter of thanks for his support of the 223rd Avenue improvements. Troutdale is actually willing to remove one of their projects from the list for us, and that says a lot about what is important to the community as a whole.

VII. ADJOURNMENT

Councilor Raze moved and Councilor Lillard seconded the motion to adjourn. Mayor Weatherby adjourned the meeting at 8:00pm.

AYES: 6
NOES: 0
ABSTAINED: 0

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Mayor Mike Weatherby

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Dated:

Caren C. Huson Quiniones
City Recorder