A MEETING OF THE
ORDINANCE/LEGISLATIVE COMMITTEE

Monday, 7:00 A.M. February 22, 1982

J's Restaurant

Present:	Tom Tucker	Elvern Hall, Mayor
	Maybelle DeMay	Richard Faus, City Attorney
	Alan Halstead	Arvilla Page, City Recorder
	Richard Rementeria	

Also Present: Rick Schaal, Liberty Cable TV, System Manager
Judi Edwards, Office Manager, Liberty Cable TV

Mr. Faus presented copies of the articles of incorporation and by-laws of the City of Portland's Community Cable Corporation. He pointed out that the franchise agreement with Liberty Cable Television specifies creation of an advisory board and that Liberty Cable provide $5,000.00 per year operating funds for the board. The by-laws section is very important. They could be adopted using language as provided in the ordinance for the Newberg/Dundee Franchise. Reason for incorporating the Board is to limit personal liabilities of the board members.

Mr. Faus continued that the Board as an incorporation would have the power to purchase, etc. The Board could be structured to fit the needs and wishes of the two cities. The Board could be composed of members from special interest groups that would actively promote local access.

Mr. Tucker recommended that the Councilmembers that would be appointed to the Committee should be two members that did not have the same terms of office so that there would be a continuation of representation from the Council.

Mr. Rememteria suggested that a larger advisory group might be preferred to advise a smaller action group. There would be no need for elected representatives on the Board, they could be appointed by the Mayors with the Councils approval.

Mr. Tucker stated the Board would have nothing to do with the construction, complaints, etc. They would be concerned only with programming for local origination.

Mr. Rementeria suggested that the Committee meet during the evening to go over the proposal part-by-part. Mr. Tucker will meet with Mr. Faus to develop the proposed Committee structure.

Mr. Schaal stated that the Committee is essential to the operation of Liberty's operation to use dead space. An active group is needed, one that starts with a bang. Whatever originates locally would be under this group's control.

Mr. Schaal also stated that the funding of $5,000.00 is not very large. After the group is formed, it should consider other sources of revenue.

The Committee agreed to meet at an evening meeting after more material is gathered. Meeting adjourned.

A MEETING OF THE
ORDINANCE/LEGISLATIVE COMMITTEE

Monday, 7:00 A.M. J's Restaurant April 26, 1982

Present:	Tommy Tucker	Mike Warren, City Administrator
	Richard Rementeria	Arvilla Page, Recorder
	Alan Halstead	Rick Faus, City Attorney
	Clay Moorhead, Planner	Rick Schaal, Liberty Cable TV

Liberty Cable Television has requested an extension of completion time to November, 1982 because the miles of line needed were underestimated. The estimate was 42 miles and the actual will be 67 miles. The 42 miles will be installed ahead of schedule. Amending the ordinance will also extend the three year limitation on rate increases.

Mr. Warren reported Les Page, the TV Consultant, could see no problem in changing from 3/4" to 1/2" tape and to one disc instead of three. There is a remote possibility that signal may deteriorate with one disc. In that case, Liberty would be required to improve the quality.

Motion: Halstead-Rementeria to recommend the change to the new construction schedule and letters of approval on the changes to 1/2 inch tape and one disc versus 3 disc's. Carried unanimously.

Mr. Faus and Mr. Moorhead presented the rewritten Sections 614 and 616 of the Design Review ordinance. These sections change the Design Review Board to staff members.

Motion: Halstead-Rementeria to recommend the rewritten ordinance to the Council. Carried unanimously.

Mr. Warren asked the three members of the Council present for their advice on dealing with Ted Francis on the theater construction. They recommended requiring compliance with all the laws and agreements.

Meeting adjourned.

Monday, 7:00 A.M. August 23, 1982

A MEETING OF THE
ORDINANCE/LEGISLATIVE COMMITTEE

J's Restaurant Newberg, Oregon

Present:	Maybelle DeMay	Elvern Hall, Mayor
	Alan Halstead	Rick Faus, City Attorney
	Rick Rementeria	Mike Warren, City Administrator
		Arvilla Page, City Recorder

Also Present: Rick Schaal, Liberty Cable TV

Rick Faus stated that the ordinance for cable television requires that a board or commisssion be formed to promote and control public access. He presented a list of questions that need to be responded to.

1. Name of organization.
2. Form of organization:
   - A. Private - non-profit corporation.
   - B. Council established board or commission.
   - C. Other.
3. Composition of organization:
   - A. Number of directors or members.
   - B. Geographical requirements.
4. Terms of members or directors:
   - A. How long and how staggered.
5. Special requirements for members and directors:
   - A. Cable company representation.
   - B. Special skill and interest area representation.
6. How are members or directors appointed and by whom.
7. Staffing.
8. Ex-officio members or directors.

Mr. Warren stated that he had discussed the matter of the members with Mr. Tucker, who is the chairman of this committee, but is not present. He would recommend that the board members be nominated or recommended by the Ordinance Committee and that any members from the other cities would be separate. Mr. Schaal stated that the cities of Dayton and Lafayette will share the public access channels but the priority of programs would be to Newberg and Dundee.

The Committee discussed how many members should be on the board or commission and how many from each area. Recommendation of the Committee was that there be 3 from Newberg and 1 from Dundee and 1 shared by Dayton and Lafayette.

The Committee recommends that the name of the commission be Cable Communications Commission.

The Committee discussed limiting the number of terms that could be served on the board. The Committee's recommendation was that the term be for two years, with no more than 2 consecutive terms. Two of the Newberg/Dundee members would initially be appointed to a 1 year term and allowed to serve two additional terms.

The Committee recommends that the cable company be an ex-officio member of the commission.

The Committee discussed whether the commission members should be residents of the City and whether they could be councilmembers. The Committee recommends that the members be residents inside the cities and that councilmembers not be permitted to serve on the commission.

The Committee discussed who would propose the members of the commission. The Committee recommended that the Ordinance Committee be charged with nominating double the number of positions. The Mayor would then appoint with the Council's approval.

The Committee recommends that the staff contact the City Attorney.

The Committee recommended that the clerical support be provided by Liberty Cable Television.

The Committee recommends that funds for the commission be disbursed through the City's books and be part of the City's budget. Disbursment of funds would be by Cable Communications Commission approval.

The Committee recommends that the commission have meetings bimonthly at a minimum and at any time, at the request of two or more members, or as necessary.

The Committee recommends that the commission present its budget annually for inclusion in the City budget.

The Committee recommends that the commission present an annual report of activities with the budget proposal each year.

Meeting adjourned.

Monday, 7:00 A.M. November 15, 1982

A MEETING OF THE
ORDINANCE/LEGISLATIVE COMMITTEE

Oak Tree Restaurant Newberg, Oregon

The meeting was called to order at 7:00 a.m.

Present:

Maybelle DeMay
Alan Halstead
Richard Rementeria

Elvern Hall, Mayor
Richard Faus, City Attorney
Michael Warren, City Manager
Arvilla Page, Recorder - Newberg
Jeanne Livengood, Recorder - Dundee

Old Business: Cable Communications Commission Ordinance.

The Committee has previously reviewed the Cable Communications Commission ordinance. Mr. Faus stated he had sent a copy of the proposed ordinance to the cable company's attorney. Their attorney had recommended removal of wording which would seem to imply program content control by the cable commission. Such control would infringe upon first amendment rights. The cable company has stated they do not wish to provide the secretary for the commission. They would, however, be willing to provide duplicating and circulating services.

The Committee discussed the availability and control of the various cable channels. It was noted that the commission's powers would be coordination of programming and not control of contents. Mr. Faus stated he had not included, as a suggested revision, the request from the cable company that they be full-voting members of the commission. A cable representative is needed for education and advice only.

Under terms of office, Section 4 of the proposed ordinance, Mr. Halstead questioned whether the final line of the section is necessary. Mr. Faus stated the line removes any possible challenge to the terms of office.

The Committee recommends removal of the word "theme" in the third line, second paragraph of Section 1.

The Committee approved recommendation of the ordinance to the full Council.

New Business: Requests from Newberg Taxi Service.

Mr. Faus stated that Jerry Rutschman of Newberg Taxi Service has requested rate increases. The rate increase requested would be to comparable rates in nearby cities. Mr. Faus stated he had checked the rates in the other cities and the request is comparable and is reasonable.

On the matter of senior discounts, it would be up to Mr. Rutschman whether he wished to offer senior citizens discounts. Mr. Rutschman has also stated objections to the door-to-door service provided by Yamco. He feels this is in direct competition to the taxi service.

Mrs. DeMay provided statistics on the Yamco Bus Service. Yamco Bus provided in September, 481 trips. The Senior Shuttle Service provided over 700 trips in September.