



**MINUTES
KEIZER CITY COUNCIL
WORK SESSION
Monday, December 13, 2021
Keizer, Oregon**

**CALL TO
ORDER**

Mayor Clark called the work session to order at 6:00 p.m. Attendance was taken as follows:

Present:

Cathy Clark, Mayor
Laura Reid, Councilor
Dan Kohler, Councilor
Kyle Juran, Councilor
Roland Herrera, Councilor

Staff Present:

Shannon Johnson, City Attorney
Tracy Davis, City Recorder

Also Present:

Spencer Parsons, Special Telecom
Counsel

Absent:

Elizabeth Smith, Councilor
One Position Vacant

DISCUSSION

**a. Right of Way
Ordinances**

City Attorney Shannon Johnson introduced Spencer Parsons, Special Telecom Counsel.

Mr. Parsons provided an overview of the benefits and drawbacks of adoption of a right of way ordinance noting that it would be an alternative to entering into individual franchise agreements for use of the right of way and that a right of way ordinance streamlines the process in the cases that still require an agreement. Additionally with an adopted ordinance, the City would have a default rule that Council has approved and adopted until it is explicitly changed by the federal government. This is efficient and fair to all providers. By having a right of way ordinance in place, the City would have a privilege tax or franchise fee (both the same) that offsets and creates an even playing field.

Discussion followed regarding the fee amount, other entities exploring this concept, right-of way users, the fee becoming due and payable from the beginning of the right of way use, and using a contractor to administer.

Council agreed by consensus that they wanted staff to move forward with this.

ADJOURN

Mayor Clark adjourned the work session at 6:29 p.m.

APPROVED:

MAYOR:

Cathy Clark

Debbie Lockhart, Deputy City Recorder

COUNCIL MEMBERS

Councilor #1 – Laura Reid

Councilor #4 – Roland Herrera

~ Absent ~

Councilor #2 – Vacant

Councilor #5 – Elizabeth Smith

Councilor #3 – Kyle Juran

Councilor #6 – Daniel R. Kohler

Minutes approved: 01-03-22