

RESOLUTION No. 35443

Declare moratorium on issuance of phone booth permits (Resolution)

WHEREAS, the placement of public pay telephones on City of Portland ("City") City streets has historically been authorized by the City as a public convenience;

WHEREAS, while the City has issued permits for public pay telephones on a non-exclusive basis, the City has until this time only permitted one provider (Pacific Northwest Bell, now US WEST Communications) to place public pay telephones in City rights of way;

WHEREAS, the public pay telephone business has become highly competitive, and multiple providers now compete for the placement of booths within the City;

WHEREAS, competition by multiple providers for placement of telephone booths in the right of way can create sidewalk congestion, street management difficulties, and conflicts with adjacent property owners;

WHEREAS, the City needs to determine if the public interest will be served by authorizing more than one provider of public pay telephone booths in City right of way; and to that end will be authorizing one additional provider (Roof Tops) on an experimental basis;

NOW, THEREFORE, BE IT RESOLVED that the Council imposes a moratorium of three years on authorizing any additional providers of public pay telephone booth in City rights of way beyond the two providers (US West and Roof Tops) which the Council has separately authorized;

BE IT FURTHER RESOLVED that the Council will not authorize any additional providers of public pay telephone booths in the right of way until the trial period created by the moratorium is concluded and the results of the trial evaluated.

BE IT FURTHER RESOLVED that the Office of Cable Communications and Franchise Management and the Bureau of Transportation Engineering shall report to the Council by June 1, 1998 on:

- (a) whether the public interest is served by authorizing more than one provider of public pay telephone booths in City right of way;
- (b) whether competition among multiple providers can be managed in such a way as to enhance City revenues while reducing sidewalk congestion, street management difficulties, and conflicts with property owners; and
- (c) the Office's and Bureau's recommendation as to whether the moratorium imposed by this resolution should be extended, amended, or allowed to expire.

Adopted by the Council SEP 14 1995

Commissioner Blumenauer
David C. Olson
September 7, 1995

BARBARA CLARK
Auditor of the City of Portland
By *Britta Olson*
Deputy

1516

Agenda No

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Title

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INTRODUCED BY	DATE FILED SEP 8 1995
Commissioner Blumenauer	Barbara Clark Auditor of the City of Portland
NOTED BY COMMISSIONER	
Affairs	By <u>Carl Kershner</u> Deputy
Finance and Administration	For Meeting of _____
Safety	
Utilities	
Works <u>Carl Blumenauer</u>	ACTION TAKEN
BUREAU APPROVAL	SEP 13 1995 CONTINUED TO SEP 14 1995 2 P.M.
Bureau Cable & Franchise Mgmt	
Prepared by Date David C. Olson 9/7/95	
Budget Impact Review <input checked="" type="checkbox"/> Completed <input type="checkbox"/> Not Required	
Bureau Head. <u>David C. Olson</u>	

AGENDA		FOUR-FIFTHS AGENDA	COMMISSIONERS VOTED AS FOLLOWS	
Consent	Regular		YEAS	NAYS
	<input checked="" type="checkbox"/>	Blumenauer	Blumenauer	✓
NOTED BY		Hales	Hales	✓
City Attorney	<u>Benjamin Hales</u>	Kafoury	Kafoury	✓
City Auditor		Lundberg	Lundberg	—
City Engineer		Katz	Katz	✓