



**Town of Fairview
Special Called Meeting
May 25, 2015
6:30 PM**

The following Council members were present: Mayor Elizabeth Long, John Biggers, Bradley Purser, Phil Thomas and Jerry Clontz (Mr. Clontz arrived at 6:35 PM)

Others present: Joe McCollum, Town Attorney; Ed Humphries, Land Use Administrator / Town Clerk and Teresa Gregorius, Deputy Clerk

The Purpose of this Special Called Meeting - "Discuss the legality of new web page"

Mayor Long opened with a statement regarding the new website. (Exhibit A)

Phil Thomas presented information regarding the background of the new website and the Social Media Committee process in establishing the website.

John Biggers made a motion to approve the current logo and website until the next Council meeting at which time the logo would be reviewed. Bradley Purser seconded the motion. Before voting, further discussion by council resulted in Mr. Biggers and Mr. Purser withdrawing the motion and second.

The Council members and the attorney, Joe McCollum discussed legal specifics of using the new logo and website.

John Biggers made a motion to approve the new logo that is currently residing on the new website as it is. Bradley Purser seconded the motion. Councilmen Biggers, Purser and Thomas voted yes; Councilman Clontz voted no. Motion passed (3-1).

Jerry Clontz stated that the Park & Rec. meeting scheduled for Thursday, May 28, 2015 has been cancelled.

Mayor Long stated there will be a NCDOT meeting Thursday evening, May 28, 2015 at Fairview Elementary regarding Clear Creek Bridge closure.

John Biggers made a motion to adjourn. Bradley Purser seconded the motion. Councilmen Biggers, Purser, Thomas and Clontz voted yes (4-0).

Respectfully submitted,

Teresa Gregorius
Deputy Clerk

Elizabeth Long
Mayor

Approved this 10th day of August, 2015

Exhibit A

1. The website for Town of Fairview is the name domain of Town of Fairview, not town council nor social media committee.
2. Town Council is the elected or appointed representatives of the Town of Fairview - not social media committee.
3. Social Media Committee has no authority to enter into any contracts or agreements - only to make recommendations back to Council.
4. New webpage went live on Saturday, May 16, with an unauthorized and unapproved town seal.
5. I have discussed this matter with Institute of Government, Town Attorney and Mayor Pro Tem. I have also contacted Representative Brody's Office concerning any violations of state statutes concerning Social Media's actions as well as any copyright or trademark infringement violations. They, in turn, have contacted Representative Hudson's Office in Washington regarding any federal violations.
6. Our contract with Etasks makes no mention of any change of logo/seal. Again, Etask's contract is with the Town of Fairview - not town council nor social media, and I signed only as an elected official of the Town.
7. There were no requests made to Town Council nor did Town Council ask Social Media Committee to change the Town Seal as part of the directive to update website. The matter of town seal is a separate item.
8. No minutes or reports from Social Media Committee have been provided to Town Council, even though I asked several months ago that written reports be provided from each Committee to Town Council and be included as part of Town Council's minutes.
9. Therefore, I am calling for a motion from Town Council to shut down Webpage and simply put it "under construction" until the matter of the town seal is rectified. If Council refuses to take this action, then Town Council is abdicating its duties as the elected representatives of the people of Fairview to protect and act in the best interest of those that elected them.