ASHLAND CITY COUNCIL BUSINESS MEETING AGENDA Tuesday, October 4, 2022

View on Channel 9 or Channels 180 and 181 (Charter Communications) or live stream via rvtv.sou.edu select RVTV Prime.

HELD HYBRID (Limited In-Person Social Distancing Seating and Zoom Meeting Access)
The Special Business Meeting will be held in Council Chambers, 1175 E. Main Street.

Written and oral testimony will be accepted for public input. For written testimony, email public-testimony@ashland.or.us using the subject line: Ashland City Council Public Testimony.

For oral testimony, fill out a Speaker Request Form at <u>ashland.or.us/speakerrequest</u> and return to the City Recorder.

6:00 PM Regular Business Meeting*

I. CALL TO ORDER

Mayor Akins called the Business Meeting to order at 6:00 PM.

II. PLEDGE OF ALLEGIANCE

Council Moran led the Pledge of Allegiance.

III. ROLL CALL

Councilors' Hyatt, Graham, Moran, Seffinger, DuQuenne and Jensen were present.

IV. MAYOR'S ANNOUNCEMENTS

Land Acknowledgement**

Proclamation: Indigenous Peoples' Day

Mayor Akins read the proclamation into the record (see attached).

Mayor Akins read a statement into the record (see attached).

V. APPROVAL OF MINUTES

- 1. Study Session of September 19, 2022
- 2. Business Meeting of September 20, 2022

Jensen/Hyatt moved to approve the Minutes. Discussion: None. All Ayes. Motion passed unanimously.

VI. PUBLIC FORUM

Linda Peterson-Adams – Ashland - Read a letter into the record regarding climate friendly communities (*see attached*).

Minutes of Boards, Commissions and Committees***

VII. SPECIAL PRESENTATIONS PUBLIC FORUM

1. Public Arts Committee Annual Report

Public Arts Commission Chair Ken Engelund and Staff Liaison Johanna Tuthill went over a PowerPoint Presentation.

Items discussed were:

- Power of Public Art
- Accomplishments
 - o The Power of Public Art Video
 - o Oregon Fringe Festival Banner Endorsement
 - o AHS Truth to Power Club Mural
 - o Map Hub Sculpture: Railroad Park
 - o Hub Medallions: Railroad District
 - Otterlifter canoe at AHS
 - o Public Art through an Equity Lense
 - o Ancestor's Future: Crystallizing our Call
- Work in Progress
 - o Public Forums and Additional Considerations for crystallizing our Call
 - o Railroad District Medallions Installation
 - o MAP II: Hub and Medallions
 - o Clarification and update of review process for gifts or donations in AMC 2.29
 - o Elks Mural: John Pugh
 - ODOT Utility Boxes Project
 - o Plaque for Nourishing our Community
- Future Activities
 - o Request for reconsideration of balance reports
 - New Gateway Project
 - o Public Forums
 - o Change to Public Arts Advisory Committee

Council discussed timelines.

Council thanked the Public Arts Commission and

2. Community Budget Survey

Eva Skuratowicz, Ph.D., introduced Karen Miller-Loessi, Ph.D., Dan Rubenson, Ph.D., and Pat Acklin, M.S who presented Council and Staff to go over a PowerPoint Presentation discussion the Community Budget Survey *(see attached)*

Items discussed were:

- Research Team
- Overview
- Survey Design
- Issues in Survey Design

- Methodology
- Demographics
- Willingness to reduce specific City services or activities
- Reduce spending or increase fees to balance the budget
- Support for additional public safety spending
- Summary:
 - Wide range of options represented
 - o Not an overwhelming mandate for any specific service cuts
 - o Maintain quality of life, pursue opportunities to control costs
 - Expect City to find a balance
 - o Support for citizen involvement and volunteerism
- Going Forward

It was discussed that all comments and the report will be sent to Staff and Council. Ms. Skuratowicz spoke that this will be sent in November.

VIII. CITY MANAGER REPORT

City Manager Joe Lessard gave a Staff Report. Items discussed were:

- Testing for mold at City Hall has been complete. Mildew was found in an air conditioner. There was some water damage but no mold in the building. Staff will continue looking at this and come back to Council with a future action.
- PRIDE and Indigenous People Day will be this weekend.

DuQuenne questioned when Council will get a list of what each Departments provides. Lessard spoke that Staff will work on this and bring back to Council.

Council discussed software updates in Council Chambers. Lessard spoke that Staff is looking into the system and costs.

Moran spoke regarding the biking community and ways to make more accessible for families.

IX. CONSENT AGENDA

X. PUBLIC HEARINGS

XI. UNFINISHED BUSINESS

1. Comprehensive Sanitary Sewer Collection System Master Plan Adoption

Public Works Director gave a brief Staff report.

Hyatt questions the project list and how to revamp the priority of projects and affordability measurements. Fleury explained the process.

Moran spoke to importance of priotizing the CIP list. Council discussed the timeline.

Council discussed rate analysis.

Jensen/Graham moved to adopt the Comprehensive Sanitary Sewer Collection System Master Plan as the current planning document. Discussion: None. Roll Call Vote: Seffinger, DuQuenne, Jensen, Hyatt, Graham: YES. Moran: NO. Motion passed 5-1.

2. Stormwater and Drainage Master Plan Adoption

Fleury gave a brief Staff report.

Jensen/Hyatt moved to adopt the Stormwater and Drainage Master Plan as the current planning document. Discussion: Hyatt spoke that these plans are the road map for what is most optimal for the whole system. Hyatt spoke to the importance of meeting mandatory requirements and to disregard things like the Federal Clean Water Act is reckless. Hyatt spoke that this is a planning document that will be used to inform the broader project list. Hyatt spoke that she just wants to ensure that we continue to act with integrity and trustworthiness with regard to the regulations and regulatory bodies the Council reports to. Graham spoke that the City has invested a significant amount of money in this planning process and to go through all this work and not take the step to go forward is not a good idea. She spoke that we have to be careful about stranding investments. Moran spoke that master plans are not full proof. He spoke that CIP list needs to be prioritized. He spoke that he will vote no on this and will be in support in advocating a deeper look at this in January. He spoke in in support investment in infrastructure but spoke in concern on how we optimize the money. Roll Call Vote: Roll Call Vote: Seffinger, Jensen, Hyatt and Graham: YES. DuQuenne and Moran: NO. Motion Passed 4-2.

3. City Attorney Report on City Council/City Manager Authority Respecting Park and Recreation

City Attorney Doug McGeary gave a Staff report.

City Manager Joe Lessard presented Council with a PowerPoint Presentation (see attached).

Items discussed were:

- Current Circumstance Charts Responsibility vs. Control
- Potential Circumstances Charts Responsibility vs. Control
- Proposed Circumstance Parks & City Manager
- Strategic Choices Next Steps

Council discussed insurance rates.

Council discussed the relationship of Parks and Recreation Commission guidance and direction to City Manager.

Council discussed possible outcomes of the results the upcoming ballot measures.

Council directed Staff to bring this item back for discussion to a future Agenda.

XII. NEW AND MISCELLANEOUS BUSINESS

1. LiUNA 737- Three Year Agreement

Deputy City Manager, Acting HR Director and Acting Finance Director Sabrina Cotta gave a Staff report.

Staff explained that this agreement is inclusive.

Moran spoke in concerned about the longevity pay program of this agreement. Cotta explained that this is a sum that changes and can give a point in time number.

Graham spoke in support of this program.

Moran spoke in concern of how this program would be paid for. Cotta explained there would be no raising of fees for this.

Mayor Akins questioned Section 10 regarding Mercy Flights. She questioned why pay Mercy Flights when paying Ashland Fire & Rescue. Cotta explained this was negotiated a while ago and this applies to many who live outside of City Limits.

Jensen/Graham moved to approve the three- year labor agreement between the City of Ashland and the Laborers Union Local 737 and authorize the City Manager to sign the three-year agreement. Discussion: Jensen thanked Sabrina Cotta on a job well done. Graham spoke that there is always tension in labor negotiations and spoke that our Staff has done a good job of managing the tension. She spoke that structurally there have been great moves to get all in agreement. She spoke in support of the motion and thanked Staff. DuQuenne suggested that a Councilor be present for Labor Negotiations.

Mayor Akins spoke that questions made about air ambulance were not made for lack of appreciation for those who work at the City of Ashland. She spoke that the questions are asked are because it is Councils job to be careful with the people's money, to ask questions and get clarity and do the best work for all that live in Ashland and for who work in our city. Graham spoke reminding all that City Manager has the task of negotiating contracts. Roll Call Vote: Seffinger, Jensen, Hyatt, Graham: YES. Councilor DuQuenne and Moran: NO. Motion passed 4-2.

- XIII. ORDINANCES, RESOLUTIONS AND CONTRACTS
- XIV. OTHER BUSINESS FROM COUNCIL MEMBERS/REPORTS FROM COUNCIL LIAISONS
- XV. ADJOURNMENT OF BUSINESS MEETING

The Business Meeting was adjourned at 9:30 PM

Respectfully submitted by:	
City Recorder Melissa Huhtala	
Attest:	
Mayor Akins	

* Items on the Agenda not considered due to time constraints are automatically continued to the next regularly scheduled Council meeting [AMC 2.04.030.(D)(3)]

** LAND ACKNOWLEDGEMENT

We acknowledge and honor the aboriginal people on whose ancestral homelands we work—the Ikirakutsum Band of the Shasta Nation, as well as the diverse and vibrant Native communities who make their home here today. We honor the first stewards in the Rogue Valley and the lands we love and depend on: Tribes with ancestral lands in and surrounding the geography of the Ashland Watershed include the original past, present and future indigenous inhabitants of the Shasta, Takelma, and Athabaskan people. We also recognize and acknowledge the Shasta village of K'wakhakha - "Where the Crow Lights" - that is now the Ashland City Plaza.

***Agendas and minutes for City of Ashland's Boards and Commissions meetings may be found at the City's website, https://www.ashland.or.us/Agendas.asp. Use the View By box to select the Board or Commission information you are seeking.

In compliance with the Americans with Disabilities Act, if you need special assistance to participate in this meeting, please contact the City Manager's office at (541) 488-6002 (TTY phone number 1-800-735-2900). Notification 72 hours prior to the meeting will enable the City to make reasonable arrangements to ensure accessibility to the meeting (28 CFR 35.102-35.104 ADA Title I).

PROCLAMATION

- The City Council of the City of Ashland recognizes that the Indigenous Peoples of the lands (later known as the Americas) have lived on these lands since time immemorial.
- The City Council honors the fact that the community of Ashland is built upon the traditional homelands of the Takelma, Shasta and Klamath Basin Peoples and affirms the legal rights of the nine federally recognized tribal nations in the State of Oregon and all Indigenous Peoples everywhere.
- Indigenous Peoples' Day was first proposed in 1977 by a delegation of Native Nations to the United Nations sponsored International Conference on Discrimination Against Indigenous populations in the Americas.
- The City of Ashland is committed to protecting and advocating for justice, human rights, and the dignity of all people who live, work and visit in Ashland, and to supporting the principles contained in the United Nations Declaration on the Rights of Indigenous Peoples (the "Declaration") endorsed by the United States on December 16, 2010.
- The Declaration recognizes the right of Indigenous Peoples "to the dignity and diversity of their cultures, traditions, histories and aspirations which shall be appropriately reflected in education and public information," and places an obligation on States to "take effective measures, in consultation and cooperation with the Indigenous Peoples concerned, to combat prejudice and eliminate discrimination and to promote tolerance, understanding and good relations among Indigenous Peoples and all other segments of society".
- On August 1, 2017, the Ashland City Council unanimously approved a
 resolution establishing the second Monday in October as Indigenous
 Peoples' Day as an opportunity for the community to reflect on the
 ongoing struggles of Indigenous People of this land, to celebrate the
 thriving cultures and values of the Indigenous Peoples of our region, and
 to stand in solidarity with Indigenous Peoples everywhere
- Furthermore, the resolution encourages other businesses, organizations and public institutions to recognize Indigenous Peoples' Day in Ashland the second Monday of each October.

NOW THEREFORE, THE City Council and Mayor, on behalf of the citizens of Ashland, hereby proclaim October 10, 2022 as:

"Indigenous Peoples' Day"

in the City of Ashland and encourage all residents, businesses, organizations and public institutions to acknowledge, honor, value and celebrate Indigenous Peoples' historic and current contributions locally and beyond, while also recognizing the ongoing and interconnected struggles of all Indigenous communities locally and beyond.

Signed this 3 rd day of	October 2022.	
	Julia Alvina Mayon	_
	Julie Akins, Mayor	
		_
	Melissa Huhtala, City Recorder	

Statement from Mayor Akins:

It's come to my attention in speaking with OSF's Artistic Director Nataki Garrett and Executive Director David Schmitz that Ms. Garrett has receive death threats and as a result, they've had to hire a private security detail. And furthermore, as a black woman Ms. Garrett confirms that she has been subjected to racism and this community and so have members of her staff.

This lands particularly hard. I struggled at first to accept this ugliness as real. I didn't want to believe it. But after to speaking with her and others it strikes me that denial innocence if you will, actually promotes greater racism

It's not enough to do our personal work against racism, we must as a community speak to it and be clear: we re antiracist.

To this end, I have spoken to our Police Chief Tighe O'Meara about reaching out to Ms. Garrett and OSF and her security detail so that we may ascertain the nature of threats against her and her staff and naturalize them. He has already begun the process.

In conversation with City Manager Joe Lessard, I have supported the recommendation by our Social Equity and Racial Justice Committee to hire a diversity, equity and inclusion officer for the City of Ashland because the work must get done here.

It's job one to keep all of our residents safe. It is vital we do anti racism work. It cannot be reserved for later - it must be now.

I want to thank Nataki Garrett and David Schmitz for having the courage to speak truth.

I'm open to any input you may have so together we can do better.

We are so fortunate to have a Council that has the interests of everyone in our community and in our communities goals for both climate adaptation and mitigation in planning for the future of our town. The Climate and Energy Action Plan was developed over years with the engagement of scores of citizens, the work of City Commissions and Staff and the final unanimous approval of the CEAP by Council.

In July of 2021, a majority decision was made by Council aimed at strengthening alignment of Oregon Administrative Rules with existing city goals and plans, especially the soon to be updated Transportation System Plan as well as the CEAP. This decision sent recommendations regarding the State Transportation Planning Rule to the Land Conservation and Development Commission as they deliberated adopting the Climate Friendly and Equitable Communities Rulemaking.

These rules by the State, now adopted, will guide planning for housing and commercial development especially in regards to the transportation network. These changes, already brought forward in an August Planning Commission meeting are made to "promote the development of safe, convenient and economic transportation systems designed to reduce reliance on the automobile."

These will influence work on our own Transportation System Plan Update and through that, the Croman Mill property development as discussed last night, the Transit Triangle and Normal Avenue zones as well as any expansion of the Urban Growth boundary or annexation process like Grandview Terrace.

To not include a Standing Committee on Transportation based on the already codified establishment of a Transportation Commission under AMC 2.13.o10 whose codified role states that the Transportation Commission advises the City Council on transportation related issues specifically as they relate to safety, planning, funding and advocacy for bicycles, transit, parking, pedestrian and all other modes of transportation. Makes absolutely no sense. Thank you for establishing the Management Advisory Committee for Transportation. And thank you for reconsidering Transportation as a Standing Committee.

Ashland Municipal Code Chapter 2.13 Transportation Commission Established by Ordinance 2975 (November 2008)

AMC 2.13.010 - Established - Generally

Role - The Transportation Commission advises the City Council on transportation related issues specifically as they relate to safety, planning, funding and advocacy for bicycles, transit, parking, pedestrian and all other modes of transportation.

Linda Adams

642 Oak Street

(541)554-1544

lindaforashland@gmail.com

City of Ashland
Public Art
Commission
2022 Report

The Power of Public Art

IGNITE THE IMAGINATION
STIMULATE THOUGHT & DISCOURSE
ENCOURAGE PUBLIC ENGAGEMENT
EXPRESS LOCAL IDENTITY
CELEBRATE PLACE MAKING
HONOR CULTURALLY ICONIC SITES





Accomplishments

PAC 2021-22

Accomplishments:

- "The Power of Public Art" Video Distribution
- Oregon Fringe Festival Banner Endorsement

AHS Truth to Power Club Mural







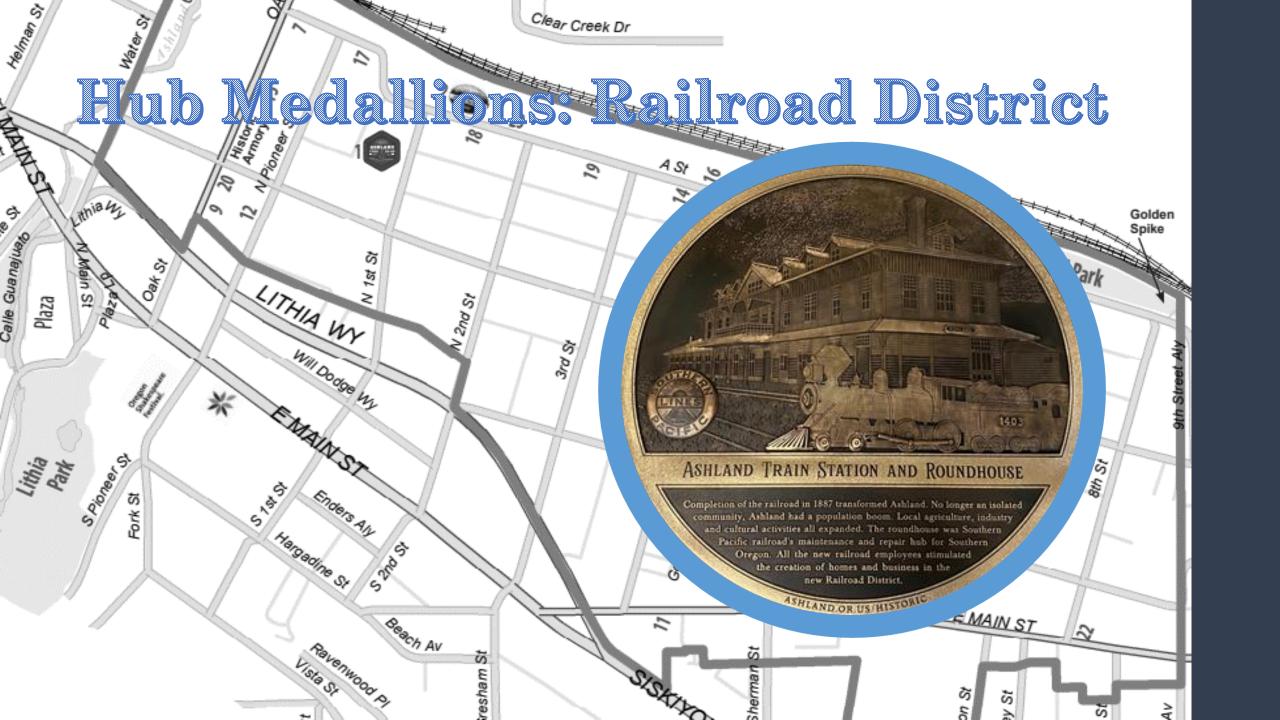




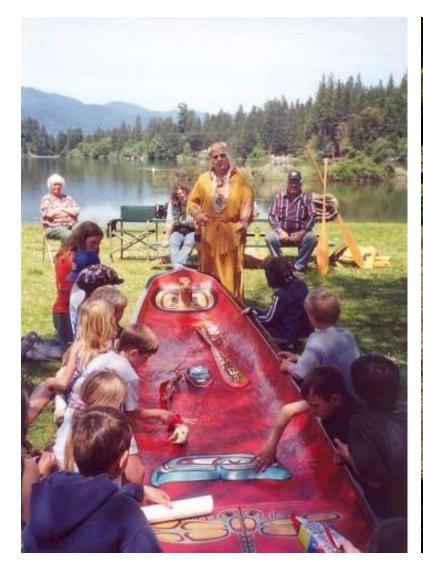


MAP Hub Sculpture: Railroad Park





Otterlifter Canoe at AHS





Public Art through an Equity Lens

- Two presentations by Commissioner Cassie Preskenis at regular PAC meetings
- Meeting with the Social Justice and Racial Equity Commission
- Adoption of a Land Acknowledgement at the start of each PAC meeting

Ancestor's Future: Crystallizing Our Call





Works in Progress

PAC 2021-2022

Works in Progress:

- Public Forums and Additional Considerations for *Crystallizing Our Call*
- Railroad District Medallions Installation
- MAP II: Hub and Medallions
- Clarification and update of Review process for gifts or donations in AMC 2.29

Elks Mural: John Pugh



ASHLAND ELKS

MAIN STREET

JOHN PUGH

ODOT Utility Boxes Project





Plaque for Nourishing Our Community

 Assistance from the Ashland Public Works Department



Future Activities

PAC 2022-2023

Future Activities:

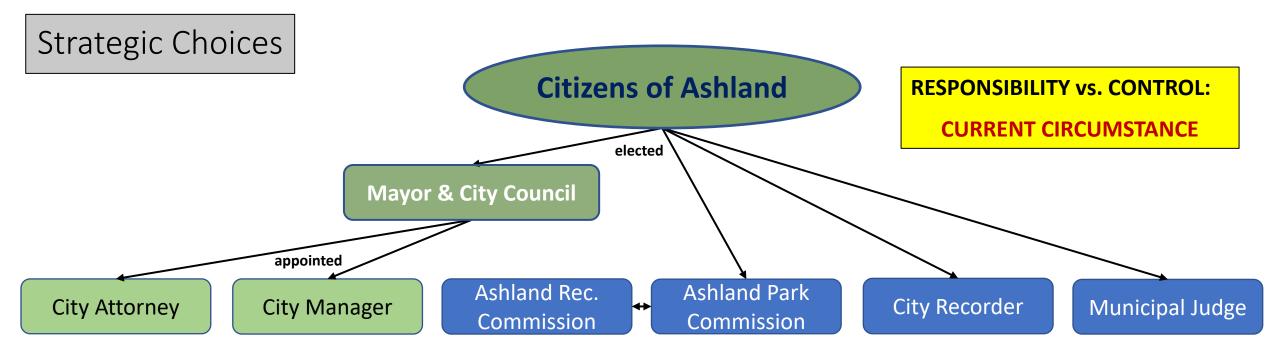
- Request for reconsideration of balance reports
- New Gateway Project
- Public Forums
- Change to Public Arts Advisory Committee

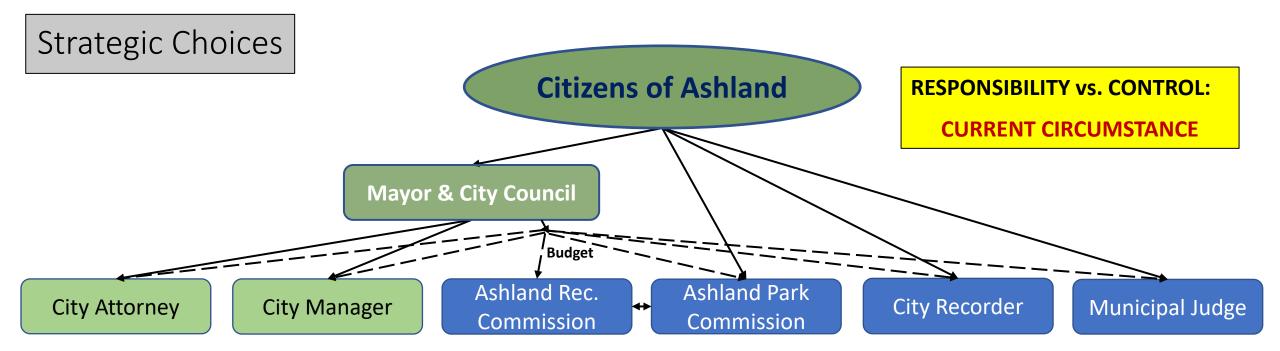
Questions? Observations? Suggestions?

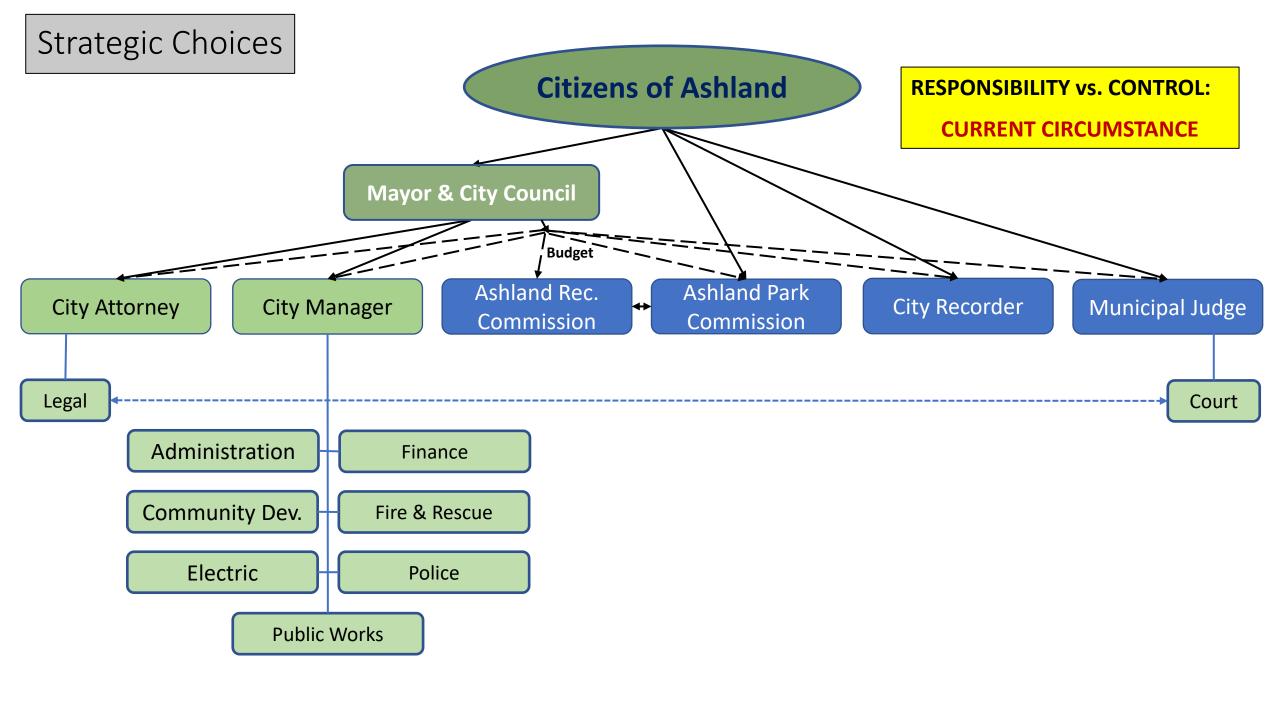


ASHLAND

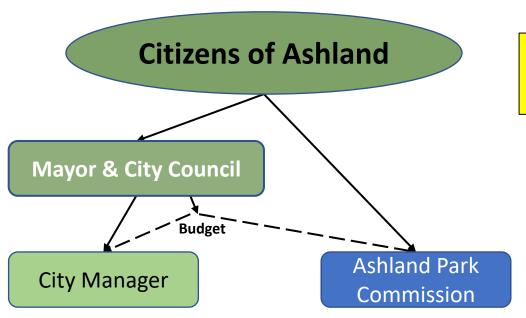
Mayor and City Council Business Meetings
October 4







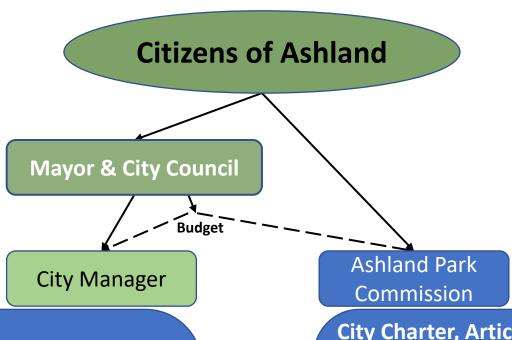
Strategic Choices



RESPONSIBILITY vs. CONTROL:

CURRENT CIRCUMSTANCE

Strategic Choices



RESPONSIBILITY vs. CONTROL:

CURRENT CIRCUMSTANCE

City Charter, Article 8-A

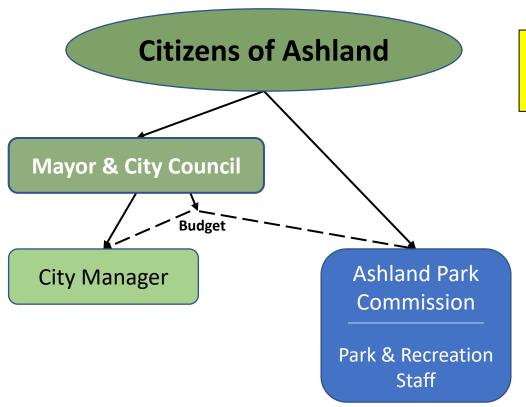
"The City Manager must:"

- "Administer and enforce ... city decisions"
- "Appoint, supervise & remove all non-elected department heads and other city employees ..."
 - Except Park and Recreation Commission employees subject to ... AMC, written agreements, formal City admin. policies, etc.
- Prepare and Administer City Budget
- Organize City Departments
- Administer City Property

City Charter, Article 19 & 19-A & 8-A

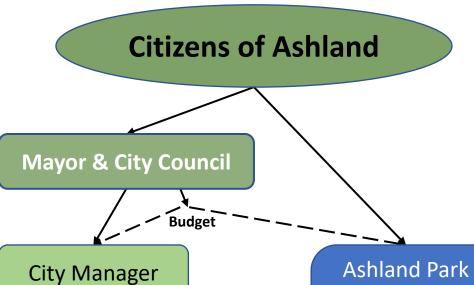
- Control and Manage:
 - Park Lands (Charter 19)
 - Park Funds (Charter 19)
 ('shall expend ... for beautifying and improving the City's parks")
 - Open Space Park Land (Charter 19-A)
- Manage Park and Recreation Commission employees (Charter 8-A)

Strategic Choices



RESPONSIBILITY vs. CONTROL:

CURRENT CIRCUMSTANCE



RESPONSIBILITY vs. CONTROL:

CURRENT CIRCUMSTANCE

Asset Management

- City Charter
 - Administer City Funds
 - Administer City Property
 - Manage City staff

Asset Management

- City Charter
 - Manage Park Lands
 - Manage Park Funds
 - Manage Open Space
 - Manage assigned Park & Rec. staff

Commission

Park & Recreation Staff

Asset Management

Administer City Funds

Administer City

Manage City staff

Property

City Charter

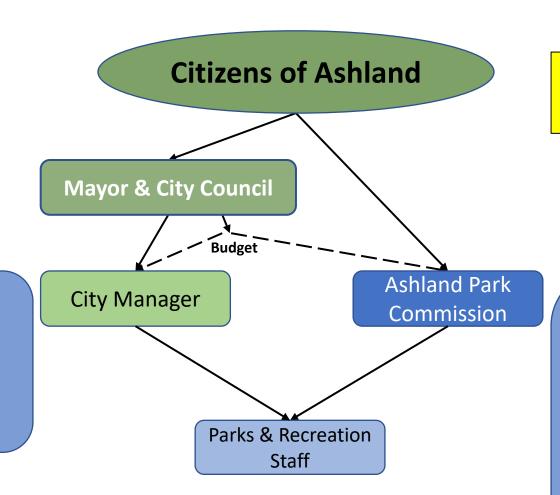
Citizens of Ashland Mayor & City Council Budget **Ashland Park** City Manager Commission Parks & Recreation Staff

RESPONSIBILITY vs. CONTROL:

CURRENT CIRCUMSTANCE

Asset Management

- City Charter
 - Manage Park Lands
 - Manage Park Funds
 - Manage OpenSpace
 - Manage assignedPark & Rec. staff
- Manage assigned staff
 - Resolution 2013-25
 - O Aug. 19, 2014, MOU
 - o AMC 2.16



RESPONSIBILITY vs. CONTROL:

CURRENT CIRCUMSTANCE

Asset Management

- City Charter
 - Administer City Funds
 - Administer CityProperty
 - Manage City staff

Asset Management

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Citizens of Ashland Mayor & City Council Budget Ashland Park City Manager Commission Parks & Recreation Staff

RESPONSIBILITY vs. CONTROL:

CURRENT CIRCUMSTANCE

<u>Asset Management</u>

- City Charter
 - Administer City Funds
 - Administer CityProperty
 - Manage City staff

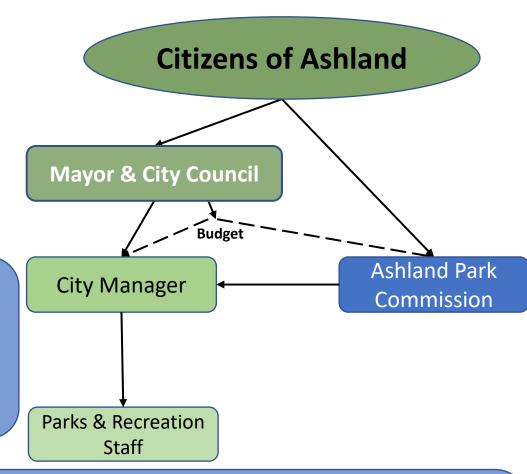
Property/Program Management

- Park Lands & Park Funds (Improve & maintain City parks, open space & trails)
- <u>Non-Park Funds/Programs</u> (AMC 2.16: Recreation Commission; Resolution 2007-14: Senior programs)
- <u>Non-Park City Facilities</u> (MOU of Mar. 20, 2012 Community Center, Pioneer Hall, The Grove, City Hall Plaza, Downtown entry areas, Siskiyou Boulevard, Ashland Street, Airport and substations)

Asset Management

- City Charter
 - Manage Park Lands
 - Manage Park Funds
 - Manage OpenSpace
 - Manage assignedPark & Rec. staff
- Manage assigned staff
 - Resolution 2013-25
 - o Aug. 19, 2014, MOU
 - o AMC 2.16

Strategic Choices **Citizens of Ashland RESPONSIBILITY vs. CONTROL: POTENTIAL CIRCUMSTANCE Mayor & City Council** Budget Ashland Park **Asset Management Asset Management** City Manager Commission City Charter City Charter Manage Park Lands Administer City Funds Manage Park Funds Administer City Manage Open **Property** Manage City staff **Recreation &** Space **Parks Staff Public Facilities** Manage assigned Park & Rec. staff Property/Program Management Manage assigned staff Non-Park Funds/Programs (AMC 2.16: Recreation Commission; Resolution 2007-14: Senior programs) Property/Program Management Non-Park City Facilities (MOU of Mar. 20, 2012 -Park Lands & Park Funds (Improve & maintain Community Center, Pioneer Hall, The Grove, City City parks, open space & trails) Hall Plaza, Downtown entry areas, Siskiyou Boulevard, Ashland Street, Airport and substations)



RESPONSIBILITY vs. CONTROL:

PROPOSED CIRCUMSTANCE

Asset Management

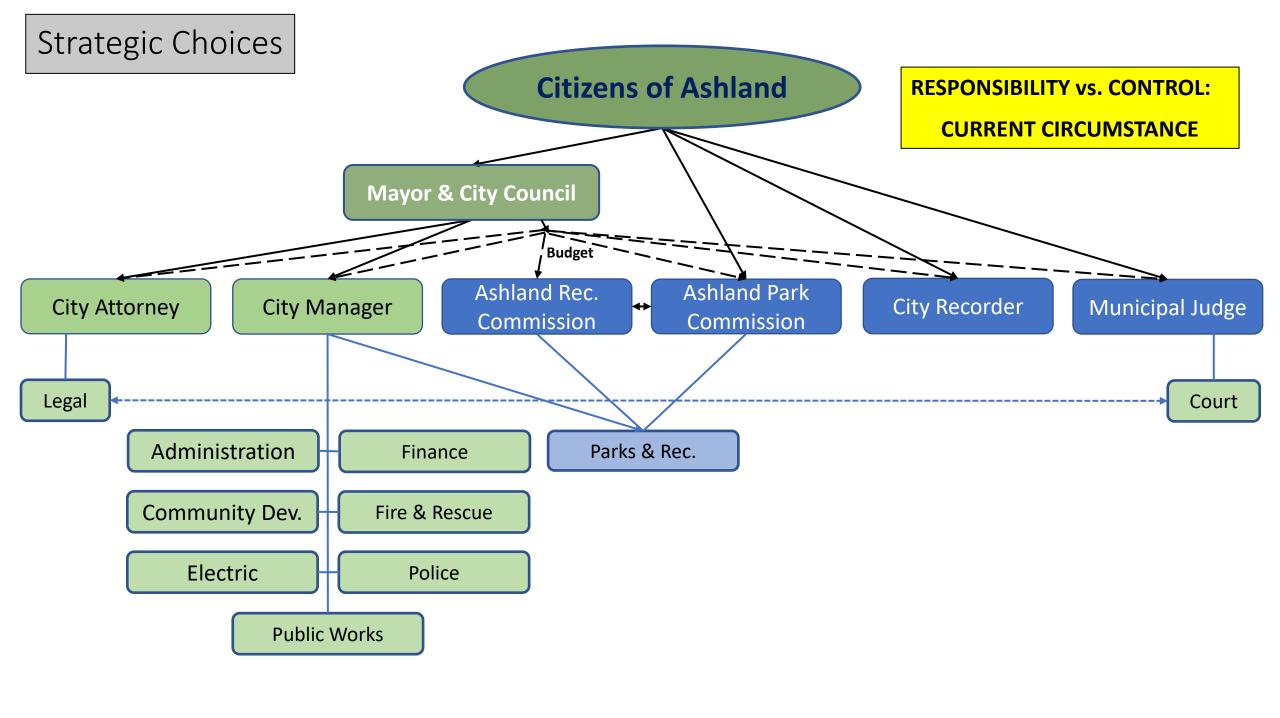
- City Charter
 - Administer City Funds
 - Administer CityProperty
 - Manage City staff

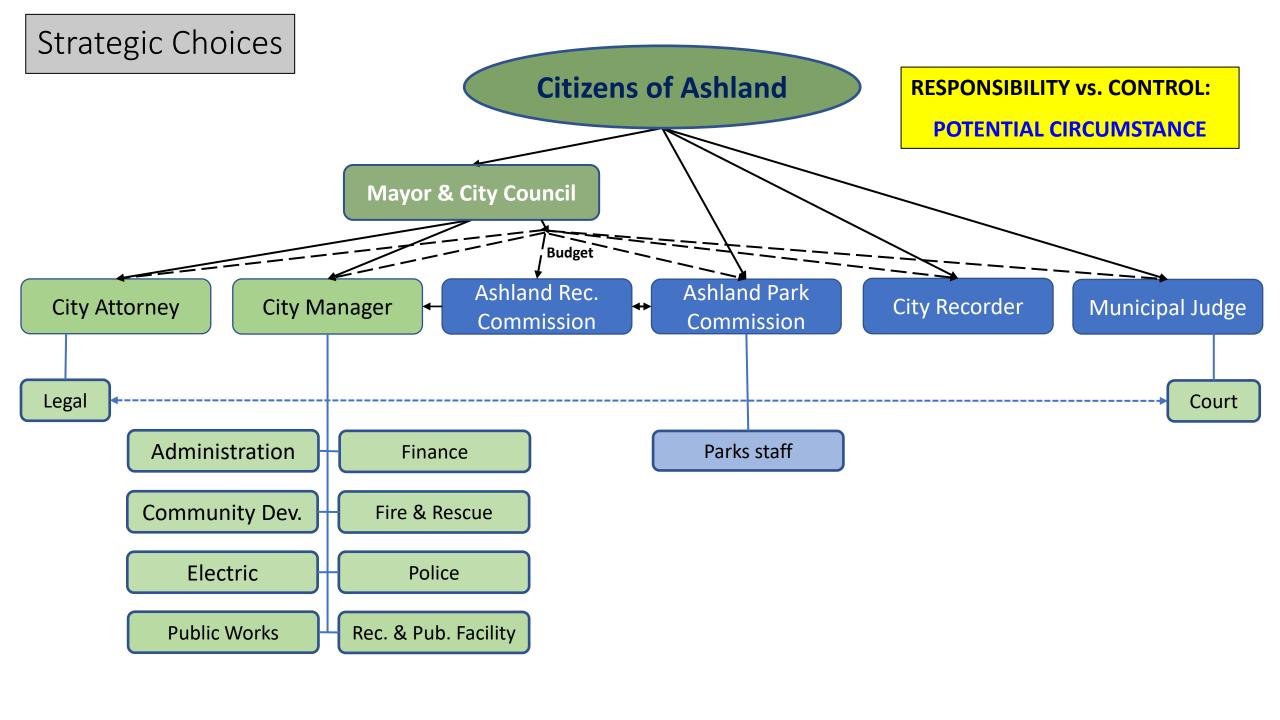
Asset Management

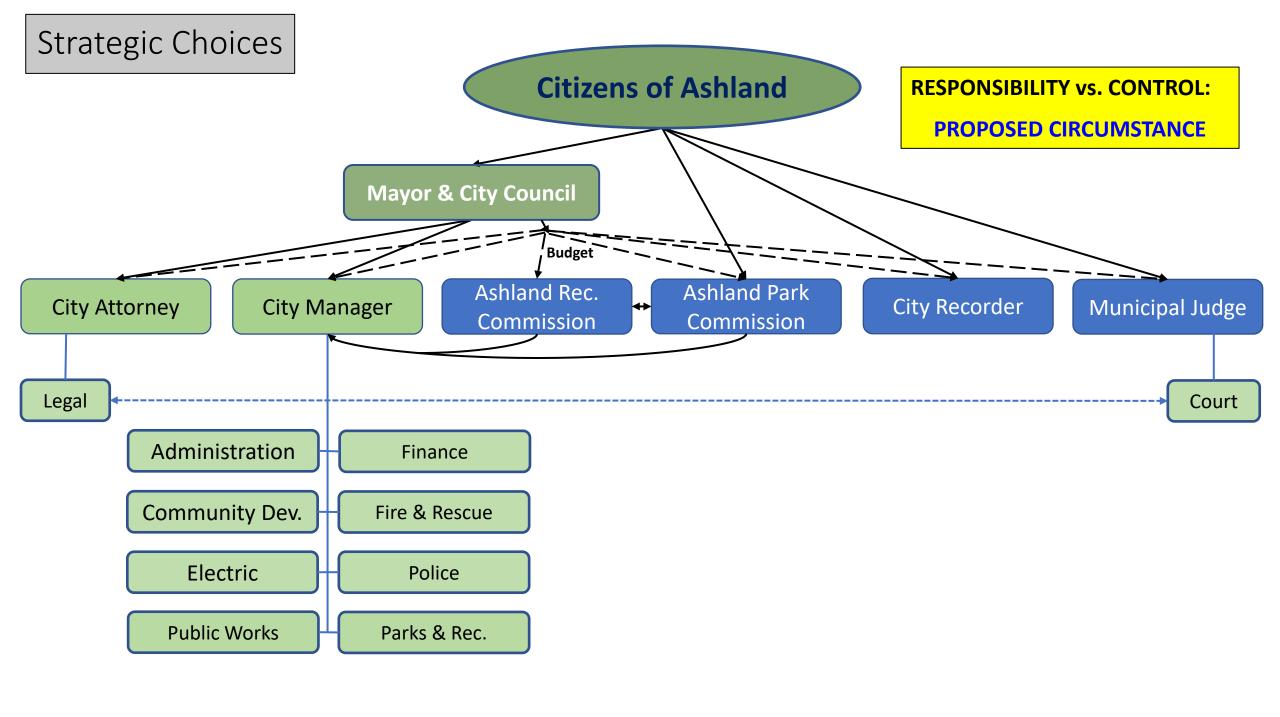
- City Charter
 - Manage Park Lands
 - Manage Park Funds
 - Manage Open Space
 - Manage assignedPark & Rec. staff

Property/Program Management

- Park Lands & Park Funds (Improve & maintain City parks, open space & trails)
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City Charter, Article 19

- Control and Manage:
 - Park Lands (Charter 19)
 - Park Funds (Charter 19; 'shall expend ... for beautifying and improving the City's parks")
 - Open Space Park Land (Charter 19-A)

AMC 10.68.030

- Make rules and regulations for control and management of parks
- Manager and control Butler Band Shell

August 2014 MOU

- Create rules and regulations for use of park land and facilities
- Nature of structural divisions of Parks Department
- Allocate resources within budget limits
- Hire the Parks and Recreation Director
- Set recreation fees and rental rates for all Parks-related facilities
- Establish priorities for Parks staff
- Implement procedural work policies for Parks staff
- Adopt rules, regulations, procedures and administrative policies that are specific to Parks operations
- Parks will evaluate employee performance (supervisors) and conduct annual reviews; The Parks Commission will evaluate the
 performance of the director

March 2012 MOU

- Park and Recreation Commission assigned/accepts Community Center, Pioneer Hall, The Grove coordination, repair and maintenance
- Park and Recreation Commission assigned/accepts City Hall Plaza, Downtown entry areas, Siskiyou Boulevard, Ashland Street, Airport and substations mowing and landscape maintenance

Resolution 2007-14

"Park and Recreations Department" assigned senior programs facilitation

RESPONSIBILITY vs. CONTROL:

PROPOSED CIRCUMSTANCE

Park Commission & City Mgr.

RESPONSIBILITY vs. CONTROL

Reconsider/Update

- AMC 2.16 Recreation Commission on power to "appoint" a "recreation director"
- AMC 2.28.040 City Manager-Administrative Responsibilities for "responsibility for the general administrative coordination ... except ... the Ashland Park and Recreation Department"
- City facilities and ROW management and maintenance MOU of March 20, 2012, with "Parks and Recreation Commission"
- Management MOU of August 19, 2014, with "Park and Recreation Commission" to clarify management roles and assigned employees of Park and Recreation Commission
- Resolution 2013-25 assigning "Park director" selection to "Park Commission"
- Resolution 2007-14 assigning "senior programs" facilitation to "Park and Recreation Department"

Establish City Departments in AMC

- City Recorder's Office
- Information Technology and Innovation
- o Parks and Recreation or Parks & Recreation and Public Facilities

Questions?