

**PUBLIC ARTS COMMISSION
REGULAR MEETING
September 21, 2018
AGENDA**

- I. **CALL TO ORDER:** 8:00 AM, Siskiyou Room, 51 Winburn Way

- II. **INTRODUCTIONS**

- III. **APPROVAL OF MINUTES**
 - A. **Public Arts Commission regular meeting of August 17, 2018**

- IV. **PUBLIC FORUM** Business from the audience not included on the agenda.

- V. **COUNCIL LIAISON REPORT – Councilor Jensen**

- VI. **PROJECT UPDATES**
 - Fuhrmark - *Value of Public Art* update
 - Stallman – *Historic Markers Project* update

- VII. **PAC WORKPLAN**
 - Lunch orders for Workplan Day

- VIII. **DISCUSSION**
 - Distribution of “Restrictions on Political Campaigning”

- IX. **ADJOURNMENT**

Calendar

October 19th – Regular Meeting

November 13th – Strategic Planning Meeting

**CITY OF
ASHLAND**



In compliance with the Americans with Disabilities Act, if you need special assistance to participate in this meeting, please contact the Community Development office at 541-488-5305 (TTY phone is 1-800-735-2900). Notification 48 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 1).

**CITY OF
ASHLAND**
ASHLAND PUBLIC ARTS COMMISSION
MINUTES - *DRAFT*
August 17, 2018

CALL TO ORDER:

Chair Sandra Friend called the meeting to order at 8:00 a.m. in the Siskiyou Room, 51 Winburn Way.

Commissioners Present:

Dana Bussell
Sandra Friend
Thomas Fuhrmark
Richard Newman
Allison Renwick
Stanley Smith
Andy Stallman

Staff Present:

Fotini Kaufman, Assistant Planner

Absent Members:

Council Liaison:

Steve Jensen, absent

APPROVAL OF MINUTES:

Commissioner Bussell/Renwick m/s to approve the minutes of the Regular meeting July 20, 2018.

Voice Vote: all AYES. Motion passed.

PUBLIC FORUM - None

COUNCIL LIAISON REPORT – None

PROJECT UPDATES

- *Velocity* Installation Date and Welcoming Event

Chair Friend explained the installation of the art piece *Velocity* was slated for mid-October.

- *Value of Public Art* update

Commissioner Fuhrmark distributed an outline and narrative of the *Value of Public Art* presentation. The Commission viewed the presentation, provided feedback and clarified the intent.

PAC WORK PLAN

- Historic Markers Update

Commissioner Renwick explained the Historic Commission did not meet in August. They would ask for volunteers to join the sub-committee at their September meeting. Commissioners Stallman and Smith would attend the Historic Commission meeting in September with Commissioner Renwick. Ms. Kaufman would distribute GIS maps of City parklands to the Commission to determine site locations. The Commission discussed marker possibilities for the Railroad District. They went on to discuss re-naming the project to express the public art angle.

DISCUSSION ITEMS – None

ANNOUNCEMENTS & INFORMATIONAL ITEMS:

Chair Friend responded to an inquiry regarding the Welcoming Event for *Velocity*. She suggested discussing event details at a later date. She would send the Commission photos of the fabrication process currently underway in Gordon Huether's studio.

Audience member Dan Fellman was interested in joining the Commission when a vacancy became available. He had background in engineering and public construction. He thought the public art process could benefit from his experience navigating the technical and liability issues involved in putting structures in public spaces. He cited *Gather*, the first proposed art piece for the Gateway Island Project as an example. The Commission shared background on why the sculpture *Gather* was not chosen. They went on to explain the public art selection process, the role of the City's Engineering Division, and the decision making authority of the City Council.

Next meeting: September 21, 2018, at 8:00 a.m.

ADJOURNMENT

Meeting adjourned at 10:08 a.m.

*Submitted by,
Fotini Kaufman
Assistant Planner*



ORS 260.432 Quick Reference— Restrictions on Political Campaigning for Public Employees rev 12/13

Generally, ORS 260.432 states that a public employee* may not, while on the job during working hours, promote or oppose election petitions, candidates, political committee or ballot measures. Additionally, no person (including elected officials) may require a public employee (at any time) to do so.

*A “public employee” includes public officials who are not elected, whether they are paid or unpaid (including appointed boards and commissions).

As used in this Quick Reference

We use the phrase “advocate(s) a political position” to mean—

promote or oppose an initiative, referendum or recall petition, candidate, political committee or ballot measure.

The term “impartial” means equitable, fair, unbiased and dispassionate.

See the Secretary of State’s detailed manual on ORS 260.432 for specific factors to assist in ensuring impartiality in communications about ballot measures. It is posted on the website under Election Laws, Rules and Publications, Manuals and Tutorials.

For more detailed information about ORS 260.432 and information about other election laws, contact:

| | | |
|--------------------------|-------|--|
| Elections Division | phone | 503-986-1518 |
| Secretary of State | fax | 503-373-7414 |
| 255 Capitol St NE, Suite | tty | 1-800-735-2900 |
| Salem, OR 97310 | web | www.oregonvotes.gov |

Prohibited Activities

A public employee, while on the job during work hours may not:

- prepare or distribute written material, post website information, transmit emails or make a presentation that advocates a political position
- collect funds, prepare filing forms or correspondence on behalf of candidates or political committees
- produce or distribute a news release or letter announcing an elected official’s candidacy for re-election (except for an elections official doing so as an official duty) or presenting an elected official’s political position
- make outgoing calls to schedule or organize campaign events or other political activity on behalf of an elected official or political committee (however, a scheduler may, as part of official duties, take incoming calls about the official’s availability and add an event to the schedule)
- grant unequal access to public facilities to candidates or political committees
- direct other public employees to participate in political activities, when in the role of a supervisor
- draft, type, format or edit a governing body’s resolution that advocates a political position (except to conform the resolution to a standard format)
- prepare or give recommendations to the governing body urging which way to vote on such a resolution
- sign such a resolution, except if the signature is only ministerial and clearly included to attest the board took the vote
- announce the governing body’s position on such a resolution to the media
- include the governing body’s position or vote on such a resolution in a jurisdiction’s newsletter or other publication

A public employee who provides voter registration assistance under the federal National Voter Registration Act (NVRA) must not, when performing voter registration services, influence a client’s political choices. This means no display of political preferences, including a restriction that no political buttons may be worn. ORS 247.208(3)

Allowable Activities

A public employee, while on the job during working hours may:

- prepare and distribute impartial written material or make an impartial presentation that discusses election subjects (using the guidelines provided in the Secretary of State's detailed manual on ORS 260.432.)

The Secretary of State's Elections Division is also available for an advisory review of draft material about ballot measures produced by government agencies.

- perform standard job duties, such as taking minutes at a public meeting, maintaining public records, opening mail, inserting a proposed resolution into a board agenda packet, etc.
- impartially advise employees about possible effects of a measure, but not threaten them with financial loss to vote a particular way
- address election-related issues while on the job, in a factual and impartial manner, if such activity is legitimately within scope of employee's normal duties
- as staff of an elected official, handle incoming calls about the official's availability for political events
- prepare neutral, factual information for a governing body to use in determining what position to take on an issue (planning stage of a governing body's proposed issue before certified as a measure to a ballot is not subject to ORS 260.432)
- in a clerical manner, incorporate amendments into a finalized version of a governing body's resolution on an issue respond to public records request for information, even if the material advocates a political position
- wear political buttons subject to applicable employer policies unless the public employee is providing voter registration services under NVRA, where additional restrictions apply - see note on previous page about ORS 247.208(3)

A public employee, on their own, off duty time, may send letters to the editor that advocate a political position and may participate in any other lawful political activity.

It is advised that a salaried public employee keep records when appropriate in order to verify any such political activity that occurs while off duty.

Prohibited and Allowable Activities for Elected Officials*

*includes a person appointed to fill a vacancy in an elective public office

Elected officials may:

- advocate a political position at any time. Elected officials are not considered a "public employee" for purposes of ORS 260.432. ORS 260.432(4)(a).
- vote with the other elected officials of a governing body (such as a school board, city council or county commission) to support or oppose a measure, and publicly discuss such a vote—but must not use the public employee staff time to assist in this, except for ministerial functions
- perform campaign activity at any time, however must take caution not to involve any public employee's work time to do so

Elected officials may not:

- in the role of a supervisor, request a public employee—whether the public employee is on or off duty—to perform any political activity
A request made by a person in a position of supervisor or superior is viewed as a command for purposes of this election law.
- have an opinion piece or letter advocating a political position published in a jurisdiction's newsletter or other publication produced or distributed by public employees