

VILLAGE OF PALMETTO BAY
Minutes of the Special Council Meeting of Wednesday, August 18, 2010
Deering Estate Visitor's Center
16701 SW 72 Avenue

1. CALL TO ORDER, ROLL CALL, PLEDGE OF ALLEGIANCE

Vice Mayor Brian W. Pariser
Council Member Ed Feller
Council Member Howard Tendrich

Staff present:
Village Manager Ron E. Williams
Village Attorney Eve A. Boutsis
Village Clerk Meighan J. Alexander

Vice Mayor Pariser called the meeting to order at 7:10 p.m. He led the pledge of allegiance.

2. RESOLUTIONS

- A. A RESOLUTION OF THE MAYOR AND VILLAGE COUNCIL OF THE VILLAGE OF PALMETTO BAY, FLORIDA, RELATING TO COUNCIL MEETING PROCEDURES; AMENDING RESOLUTION 09-99, CONCERNING THE MEETING SCHEDULE OF THE VILLAGE COUNCIL FOR THE YEAR 2010; PROVIDING AN EFFECTIVE DATE.

Councilman Tendrich moved this item forward. Seconded by Councilman Feller.

Manager Williams provided staff report. Attorney Boutsis noted that the second reading would also be a "regular" council meeting; the scrivener's error would be corrected.

Councilman Feller remarked that the Village has an election taking place on November 2, and there is not another meeting until December. He opined that having these dates set is best for the newly-elected officials.

Vice Mayor Pariser asked if this Resolution would have any conflict with the Charter.

Attorney Boutsis replied that it would not.

Councilman Tendrich called the question. The Resolution was adopted unanimously (3 to 0.)

- B. A RESOLUTION OF THE MAYOR AND VILLAGE COUNCIL OF THE VILLAGE OF PALMETTO BAY, FLORIDA, RELATING TO THE ART-IN-PUBLIC PLACES (AIPP) PROGRAM, ACCEPTING THE RECOMMENDATION FROM THE AIPP ADVISORY BOARD TO APPROVE THE GLASS AND TILE MOSAIC MURAL AS DESIGNED BY ROBERT

MCKNIGHT FOR LUDOVICI PARK, LOCATED AT 17641 OLD CUTLER ROAD; AUTHORIZING THE VILLAGE MANAGER TO ISSUE A PURCHASE ORDER AND APPROVE EXPENDITURE OF FUNDS FROM THE ART-IN-PUBLIC PLACES FUND IN AN AMOUNT NOT TO EXCEED \$15,000; AND PROVIDING FOR AN EFFECTIVE DATE.

Manager Williams asked Director Perez to come forward.

Director Julian Perez, Planning & Zoning Department, provided staff report.

(Councilwoman Stanczyk entered the meeting.)

Mr. Efren Nunez, Zoning Administrator, offered a presentation of the artwork, display a piece entitled "Village by the Sea" by the artist Robert McKnight. He advised that the Board recommends the second option.

Vice Mayor Pariser returned the gavel to Mayor Flinn, who had entered the meeting.

Dana Pezoldt, member of the Art-in-Public-Places Advisory Board, provided the Board's opinion that the artwork is representative of the ethnicity of the area. She asked the artist to come forward.

Mr. Robert McKnight, 5005 N Miami Avenue, Miami, provided his history and how he was inspired to create the piece.

Mayor Flinn asked how the artist felt about the location of the artwork.

Mr. McKnight expressed that the location was a "perfect" location.

Councilman Feller stated that he felt the Village Council was to be given three choices by the Art-in-Public Places Board, not simply one artist with three different designs. He asserted that this belief is no reflection on the artist's work; however, he felt that this item should return to the Board to suggest three choices from three different artists.

Director Perez stated that this process was not part of a public art call.

Councilman Feller remarked that the artist's work is exceptional; however, he believes the Board is obligated to provide a selection to the Council.

Mr. Nunez noted that several types of procurement of art are allowed by the Ordinance and this would be considered a direct purchase. He stated that there is a cost associated with each call, a stipend provided to the artist.

Councilman Feller stated that he believes the Ordinance is clear, as is the information on the Village's website that he confirmed was drafted by Mr. Nunez. He stated that the Council represents all citizens of the village and we should be given the option of being able to choose between three choices.

Councilman Tendrich remarked that the artwork should be appropriately centered in the location on the building.

Mr. McKnight replied that he located the work to allow for a better view as you travel by the building.

Vice Mayor Pariser concurred with Councilman Feller. He stated that he liked the artwork; however, the Council should have three choices.

Councilman Feller moved to return the matter to the Art-in-Public-Places Advisory Committee to consider and return with three choices. Seconded by Vice Mayor Pariser. The Motion carried 3 to 2 (Councilwoman Stanczyk and Councilman Tendrich opposed.)

- C. A RESOLUTION OF THE MAYOR AND VILLAGE COUNCIL OF THE VILLAGE OF PALMETTO BAY, FLORIDA, RELATING TO THE ART-IN-PUBLIC PLACES (AIPP) PROGRAM, ACCEPTING THE RECOMMENDATION FROM THE AIPP ADVISORY BOARD TO APPROVE THE INTERPRETIVE ART WORKS AS DESIGNED BY HANS FEYERABEND TO MEET THE AIPP REQUIREMENTS FOR VILLAGE HALL, LOCATED AT 9705 EAST HIBISCUS STREET; AUTHORIZING THE VILLAGE MANAGER TO ISSUE A PURCHASE ORDER AND APPROVE EXPENDITURE OF FUNDS FROM THE ART-IN-PUBLIC PLACES FUND IN AN AMOUNT NOT TO EXCEED \$41,000; AND PROVIDING FOR AN EFFECTIVE DATE.

Mayor Flinn remarked that for consistency, this matter should also return to the Art-in-Public-Places Board in order for them to return three choices to the Council. Seconded by Vice Mayor Pariser.

Councilwoman Stanczyk remarked that she believes the Committee feels that its work is complete with regard to this site.

Councilman Feller added that he believes there may be a time constraint on this item due to the construction of Village Hall.

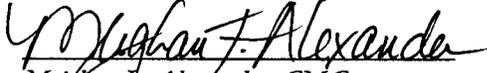
Mayor Flinn stated that the Council should be consistent. Councilman Tendrich noted that installation in the documents mentions 2011 for Village Hall.

All voted in favor of the motion. The motion carried unanimously (5-0.)

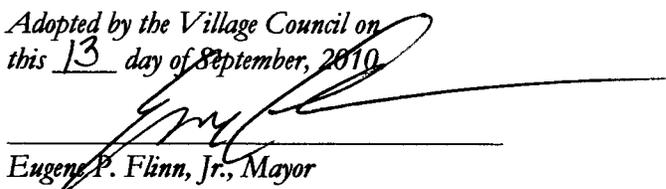
3. NEXT MEETING AND ADJOURNMENT

The Meeting was officially adjourned at 7:45 pm.

Prepared and submitted by:


Meighan J. Alexander, CMC
Village Clerk

*Adopted by the Village Council on
this 13 day of September, 2010*


Eugene P. Flinn, Jr., Mayor

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