



**VILLAGE OF BISCAYNE PARK**  
640 NE 114TH STREET  
BISCAYNE PARK, FL 33161  
TEL: 305 899 8000 FAX: 305 891 7241  
www.biscayneparkfl.gov

**AGENDA**  
**SPECIAL COMMISSION MEETING**  
Ed Burke Recreation Center - 11400 NE 9th Court  
Biscayne Park, FL 33161  
Thursday, December 2, 2010 at 6:30PM

Mayor and Commission

Roxanna Ross  
Mayor

Bryan Cooper  
Vice Mayor

Robert "Bob" Anderson  
Commissioner

Steve Bernard  
Commissioner

Albert Childress  
Commissioner

Ana Garcia  
Village Manager

John J. Hearn  
Village Attorney

Maria Camara  
Village Clerk

 Indicates documents are attached to this agenda.

- 1 Call to Order
- 2 Roll Call
- 3 Pledge of Allegiance
- 4 Presentations
- 5 Additions, Deletions or Withdrawals to Agenda
- 6 Public Comments Related to Agenda Items / Good & Welfare
- 7 Old Business
  - 7.a  Manager Garcia's report on the location and installation of donated art piece.
- 8 Adjournment

In accordance with the provisions of F.S. Section 286.0105, should any person seek to appeal any decision made by the Commission with respect to any matter considered at this meeting, such person will need to ensure that a verbatim record of the proceedings is made; which record includes the testimony and evidence upon which the appeal is to be based.

In accordance with the Americans with Disabilities Act of 1990, persons needing special accomodation to participate in the proceedings should call Village Hall at (305) 899 8000 no later than four (4) days prior to the proceeding for assistance.

**DECORUM** - Any person making impertinent or slanderous remarks, or who becomes boisterous while addressing the Commission, shall be barred from further audience before the Commission by the presiding officer, unless permission to continue or again address the commission is granted by the majority vote of the Commission members present. No clapping, applauding, heckling or verbal outbursts in support or in opposition to a speaker or his/her remarks shall be permitted. No signs or placards shall be allowed in the Commission Chambers. Please mute or turn off your cell phone or pager at the start of the meeting. Failure to do so may result in being barred from the meeting. Persons exiting the Chamber shall do so quietly.



# Village of Biscayne Park

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Biscayne Park, FL 33161

Tel: 305 899 8000  
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## Mayor and Commission

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Mayor

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November 30, 2010

To: Mayor Roxana Ross  
Vice Mayor Bryan Cooper  
Commission Bob Anderson  
Commissioner Steve Bernard  
Commissioner Al Childress

From: Ana Garcia, Village Manager

**Re: Art Sculpture Donation**

### **Background:**

This past summer, a group of Biscayne Park residents generously donated an art sculpture to the Village of Biscayne Park. At a special commission meeting held on June 22, 2010, Resolution 2010-19 was adopted by the Commission accepting the donation. At the same meeting a motion was made as follows:

*Motion to accept the gift of the art piece. Manager to decide where to place the piece of art. With the caveat that the Manager reach out to residents, talk to the Planning Board, the Parks & Parkway Advisory Board, form a committee if needed, then come back and report to the Commission on her decision. Go ahead and put in storage during the hurricane season. She is the Manager, so let her manage. Let her decide on lighting, base, etc.*

The motion passed 3/2.

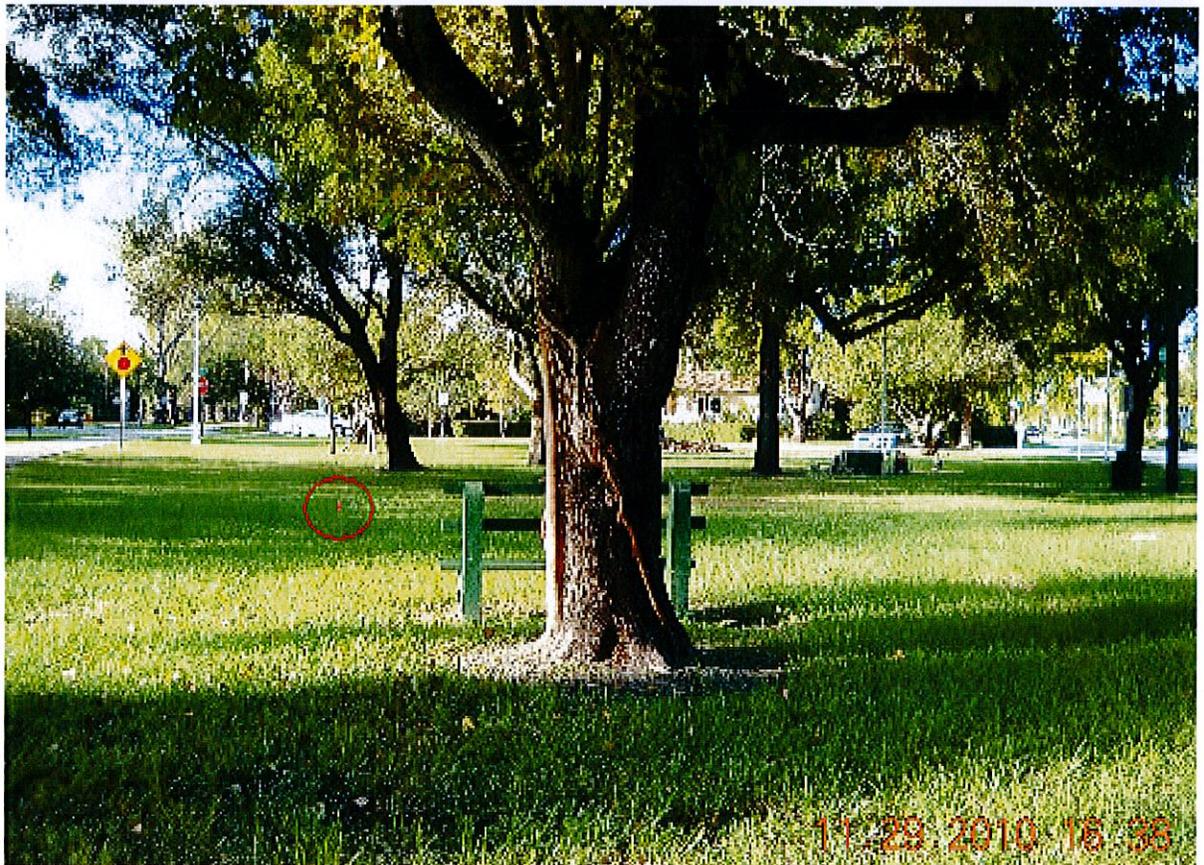
### **The Process:**

The sculpture has been in storage at the Recreation Center. For the past several months, the following has taken place.

- Several discussions on sculpture and location during Parks & Parkway meetings.
- Manager and Mayor visited residents in the proximity of Griffing Park.
- Clerk Camara sent e-mail to boards to encourage their attendance and participation in the discussion of the art sculpture at the Parks & Parkway meeting on November 17<sup>th</sup>, and an e-mail blast through the Village website regarding the meeting.
- Regular meeting on November 17<sup>th</sup> of the Parks & Parkway board which included the discussion of the art sculpture and their official recommendation.
- By a majority of the Parks & Parkway board, recommendation made to locate the sculpture in the southwest quadrant of Griffing Park. Supportive of the decision were the chairs of Planning & Zoning and Ecology Board who were present, and several residents in attendance including one resident who spontaneously donated \$100 towards landscaping around the sculpture

### **Manager Decision:**

Based on all of the above and on the majority of those that chose to participate in this process, we are proud and excited to move forward with the installation of the donated art sculpture at Griffing Park. We will begin to plan the installation and unveiling which will include the artist, Bilhenry Walker, and our residents.



The marker for the sculpture location is shown here. It is in the southwest quadrant of the park, approximately 6 feet inside the right of way line of the park (an area that would be 6 feet behind where a sidewalk would be placed if one were to be installed). The spot is approximately 20 feet off of the road surface of north bound Griffing Boulevard.

The Minutes of the Parks & Parkway  
Advisory Board meetings follow:

September 22, 2010 (approved)

October 20, 2010 (pending approval)

November 17, 2010 (pending approval)

November 22, 2010 (pending approval)



# Village of Biscayne Park

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Tel: 305 899 8000  
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## Board Members

Dan Keys  
Chair

Barbara Kuhl  
Randy Wagoner

## Alternates

Lynn Fisher  
Mary Ann Jones

## PARKS AND PARKWAYS ADVISORY BOARD MINUTES

September 22, 2010, 6 P.M.  
Village Hall  
640 NE 114 Street

*Approved*

### I. CALL TO ORDER AND ROLL CALL

Present: Dan Keys, Barbara Kuhl, Randy Wagoner, Lynn Fischer  
Absent: David Tunnel

### II. AGENDA ADDITIONS AND DELETIONS

We read, discussed, and appreciated Ana Garcia's update to Dan. (an addendum to the minutes)

### III. PUBLIC COMMENT (PERMITTED FOR EACH AGENDA ITEM)

### IV. APPROVAL OF MINUTES

August 18, 2010 - Approved

### V. OLD BUSINESS

#### A. Report and discussion on Recreation Center Projects/ Grants

Construction is on schedule. Noted that ribbon cutting is expected by October 30<sup>th</sup>. A shade structure will be installed over the Tot Lot as part of grant.

#### B. Status and discussion of tree removal permit

Need to prioritize trees for removal. Will meet in addition to regular meeting to survey trees in order to make recommendations.

#### C. Report and discussion on median maintenance issues - athletic field, NE 6<sup>th</sup> Ave., Village sign, etc.

We discussed the idea to privatize maintenance of selected medians. Generally the smaller medians are more difficult to maintain. As our village develops more parks, personnel will be needed to maintain them. It was decided that our manager must evaluate who will do a better job - a private contractor or Village employees? It was decided that precise specifications have to be developed and presented as a contract so continuing maintenance will be satisfactory. Also a person must be designated who will oversee the work and ensure that the specifications

are met. Randy stated that Country Bill, a private contractor, does work for North Miami. It is suggested that prices are compared and the possibility of privatizing is investigated.

D. Report and discussion of Recreation Center tree planting  
Still monitoring trees to see if they will live.

E. Discussion - next steps in planning process for median landscaping  
1. Medium sized trees

2. Moving trees in conflict with newly planted trees

3. Tree removals

4. Entrance projects

Developing entrance points is a priority:

107<sup>th</sup> Street and railroad tracks

121<sup>st</sup> Street and 8<sup>th</sup> Ave.

121<sup>st</sup> Street and 10<sup>th</sup> Ave.

121<sup>st</sup> Street and Griffing

NE 6<sup>th</sup> Ave - north and south approaches

Canal Parks - east and west of bridge

Village should focus first on landscaping since this will be relatively inexpensive. Flowering trees and shrubbery are envisioned. Signage can come later as funds are available. Barbara made a motion, seconded by Randy, to write a memo to the manager, with a copy to each commissioner, suggesting that the Village focus on its entrances.

5. Mini Park development - Canal Parks and Griffing Park

a. Canal Parks

Gary Kuhl presented a sketch envisioning a plan for the east Canal Park. Cutting into existing land, water would flow from the river to develop a wetland. The water's depth would be fairly shallow but deep enough to keep the surrounding land wet throughout the year. Cypress, pond apples, and other wetland plants would provide a natural habitat. Questions posed were: Is there money available from DOT to develop this lot? Does the Village have a survey? Who could advise on the regulations for water hydrology? Can the South Florida Water Management guide us? What are the grant opportunities? Who could give design assistance and be knowledgeable of the best aquatic plants? It was wondered if Ted Baker from FIU could be of assistance. Kayak/ canoe access was mentioned. A drop off area could be provided and cars could park in the church lot.

b. Griffing Park

Developing a sculpture garden at Griffing Park was discussed.

Randy suggested a walkway winding throughout the park where donors' names could be displayed - poured or bricks.

- F. Report and discussion on Gumbo Limbo and Oak tree treatment - it is urged that the trees continue to be monitored. They need to continue receiving the proper treatments.
- G. Report and discussion on tree removal, trimming, and relocation grant.  
Work is progressing well. The new grant will allow for additional work.
- H. Report and discussion Tree City USA application  
Our Board urges the Village to apply for it. The necessary paperwork is extremely easy; the necessary information is in the Village's files.
- I. Discussion of swale planting policies/ parking relating to this issue – development of code to regulate  
No new information

## VI. NEW BUSINESS

Budget proposal as it effects Parks and Parkways

### A. Athletic Field

\$5,000 in the budget for maintaining the athletic field is not enough. The field is worn out, not having been properly maintained and being overused. It is the training site for our young people. In poor condition it can be a liability issue. It cannot take such heavy use; it needs to be saved for the Village's programs and not be rented out. It needs to be immediately cared for with a scheduled program or it will be lost.

### B. Front of log cabin

\$5,000 allocated for landscaping in front of log cabin. It can be accomplished inexpensively.

### C. Board's personal funds

There is money (approximately \$1500) from selling oak trees and a small amount from the owl houses. These funds can be used for landscaping the Recreation Center.

## VII. NEXT MEETING DATES

- A. October 13, 2010 at 5:00 at the log cabin - to drive through the Village prioritizing trees to be removed and tagging dead bushes that need to come out.
- B. October 20, 2010 at 6:00 - regular meeting

## VIII. ADJOURNMENT - 7:30 PM

TWO OR MORE MEMBERS OF THE VILLAGE OF BISCAIYNE PARK COMMISSION AND OTHER CITY BOARDS MAY BE IN ATTENDANCE AT THIS MEETING.



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## Board Members

Dan Keys  
Chair

Barbara Kuhl  
Randy Wagoner

## Alternates

Lynn Fisher

## PARKS AND PARKWAYS ADVISORY BOARD MINUTES

October 20, 2010, 6 P.M.  
Village Hall  
640 N.E. 114 Street

*Pending  
Approval*

1. CALL TO ORDER AND ROLL CALL  
Dan Keys, Barbara Kuhl and Randy Wagoner were present.
2. AGENDA ADDITIONS AND DELETIONS  
Approval of minutes of October 13, 2010.
3. PUBLIC COMMENT (PERMITTED FOR EACH AGENDA ITEM)  
None
3. APPROVAL OF MINUTES OF AUGUST 18, 2010.
  - Motion was made by Barbara Kuhl and seconded by Randy Wagoner approve the minutes of August 18, 2010 as presented to the Board. Motion passed unanimously.
  - After discussion as item 5A, a motion was made by Barbara Kuhl and seconded by Randy Wagoner to approve the minutes of October 13, 2010 with the following changes to the listing of recommendations related to right of way trees – “add the relocation of two (2) coconut palms which are located on NE 8<sup>th</sup> Avenue between 114 Street and 115 Street”. Motion passed unanimously.
4. OLD BUSINESS
  - C. Report and discussion on median maintenance issues – athletic field, NE 6<sup>th</sup> Ave, Village sign medians, etc.
    - Dan Keys reported that he had been informed that the Village had treated the Ed Burke Park field for Mole Crickets and that the Public Works Director had advised that they would resod the bare spots.
  - F. Report and discussion on Gumbo Limbo and Oak tree treatment (current condition – status of control).
    - Board was advised of a new Whitefly insect that was now active in parts of Miami-Dade County and that it would likely soon be in Biscayne Park.
  - H. Report and discussion Tree City USA application.
    - Dan Keys advised that he would speak with the Manager regarding completing the application process.

## 5. NEW BUSINESS

### A. Discussion of Special meeting of 10.13.2010.

- Board discussed the field survey of median trees that had been undertaken. Barbara Kuhl presented her notes (attached) of the meeting and it was noted that some information was missing from the list provided in the draft minutes. The board agreed and added the relocation of the two (2) coconut palms which are located on 8<sup>th</sup> Ave between 114 street and 115 street” to the list. The Board discussed the prioritization of the list such that a permit for either removal or relocation as recommended could be obtained, possibly utilizing the section of the tree permit process that did not require an official tree survey. No final prioritization was decided upon as the Board felt that it needed more information, as to how the Village could move forward with any recommendation.
- It was generally agreed that the Village should investigate the costs of implementing the recommendations regardless as to whether there was funding at this time so that future Village or alternate funding opportunities could be explored. It was noted that there was a total of \$1,400.00 at the BP Foundation that was donated for the purpose of working on tree projects including the Recreation Center entrance landscape.
- Mr. Keys advised that he would speak with the Manager regarding the tree survey recommendations and all of the pending issues that had been previously discussed by the Board so as to get a report on what actions may have been taken with regard to them. He advised that he would ask the Manager what the capabilities of the Village were with regard to transplanting trees. He would advise that Public works might need to do an exploratory dig at the base of the trees recommended for transplanting in order to locate any buried utilities as this may impact the feasibility to relocate the trees.
- The board discussed the possibility of asking North Miami for assistance with the relocations along 121 Street. The Board wondered if these trees could be permitted by North Miami under their Ordinance as the trees are shared by both municipalities. This would also be referred to the Manager for investigation.
- While discussing the survey, the previous recommendation of the Board to relocate the new Poinciana tree that was planted in Griffing Park was discussed and the Board also briefly discussed the possible development of the Park and possible locations for the donated sculpture. Mr. Keys sketched out a possible plan for the park, the basis of which was briefly discussed at an earlier meeting regarding park development. The sketched plan incorporated a walkway with locations for landscaped areas that could contain benches and sculptures situated along it. It was mentioned that the

landscape/sculpture/bench areas could be incorporated regardless as to whether a walkway was ever installed.

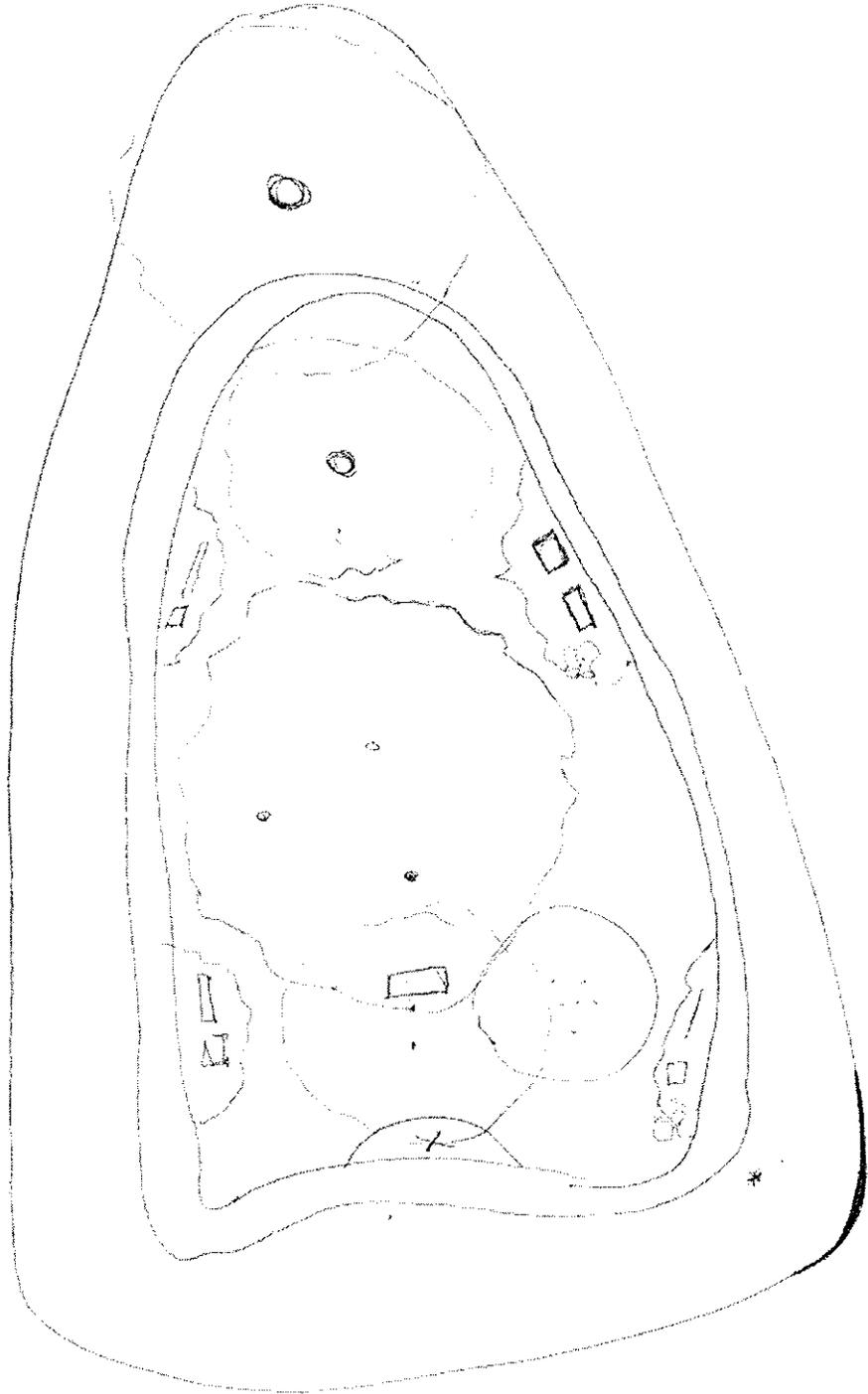
6. NEXT MEETING DATE

- It was agreed that the next meeting date would be November 17, 2010.

7. ADJOURNMENT

TWO OR MORE MEMBERS OF THE VILLAGE OF BISCAYNE PARK  
COMMISSION AND OTHER CITY BOARDS MAY BE IN ATTENDANCE AT THIS  
MEETING

Oct 20, 2010



Golfing Park  
D. Keys

Oct 20, 2010 Barbara Kuhl

Tree Relocation & Removal List October 2010

Median east of village hall

Relocate Mahogany, Loquat, Sabal Palms

111 St between 8<sup>th</sup> Ave. & Griffing

Relocate 3 Coconut Palms (water line is very shallow)

8<sup>th</sup> Ave. & 114 st.

Remove Gumbo Limbo -almost dead

8<sup>th</sup> Ave between 114 & 115 street

Relocate 1 coconut palm & remove dead palms

117<sup>th</sup> Street between 8<sup>th</sup> & 9<sup>th</sup> Ave.

Remove Black olive (890 NE 117<sup>th</sup> st) poor condition

Remove Surinam Cherry, crotons, Sea Grape & Schefflera (no permit needed for Schefflera)

117<sup>th</sup> Street between 7<sup>th</sup> & 8<sup>th</sup> Ave

Remove Bottle Brush, relocate Chinese Fan Palm

10<sup>th</sup> Ave between 115<sup>th</sup> & 114<sup>th</sup> Street

Remove / relocate Pandanus

121 St. between 9<sup>th</sup> & 10<sup>th</sup> Ave

Relocate 2 Coconut Palms, one in the middle & one at 960 NE 121 st.

Relocate Chinese Fan Palm & remove Areca Palm

10<sup>th</sup> Ave between 112 & 113 street

Relocate larger Oak (2 Oaks together at 11220 NE 10 Ave)

Relocate smaller Oak (2 Oaks together at 11201 NE 10<sup>th</sup> Ave)

10<sup>th</sup> Ave between 112 & 111 street

Relocate middle oak (3 small oaks together at 11120 NE 10<sup>th</sup> Ave)

8<sup>th</sup> Court between 113<sup>th</sup> St & 114<sup>th</sup> St

Remove dying Black Olive

835 NE 115<sup>th</sup> Street

Remove Black Olive – poor condition

115<sup>th</sup> St between 8<sup>th</sup> & 9<sup>th</sup> Ave

Remove Areca Palm & Croton

Biscayne Park entrance sign

Relocate 3 Coconut Palms



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Chair

Barbara Kuhl  
Randy Wagoner  
John Zoeller

## Alternate

Lynn Fischer

## PARKS AND PARKWAYS ADVISORY BOARD

### DRAFT MINUTES

November 17, 2010 6 P.M.  
Ed Burke Recreation Center  
11400 NE 9<sup>th</sup> Court

*Pending  
Approval*

#### I. CALL TO ORDER AND ROLL CALL

Present: Dan Keys, Barbara Kuhl, Randy Wagoner, John Zoeller, Lynn Fischer

#### II. AGENDA ADDITIONS AND DELETIONS - None

#### III. PUBLIC COMMENT (PERMITTED FOR EACH AGENDA ITEM)

#### IV. APPROVAL OF MINUTES

October 20, 2010 – deferred

#### V. OLD BUSINESS

A. Report and discussion on Recreation Center Projects/ Grants  
Our committee wishes to know when funds in the Foundation will be available. There is approximately \$1500 from the sale of oak trees and a small profit from the owl house project; landscaping around the Recreation Center can proceed when this money is available.

B. Status and discussion of tree removal permit - deferred

C. Report and discussion on median maintenance issues - athletic field, NE 6<sup>th</sup> Ave., Village sign, etc. Ana discussed these areas with Dan. Trees on medians are being trimmed; some of the dead trees have been removed. Privatization of maintenance is being considered. The recreation field has been treated for mole cricket, but possibly not sufficiently. These areas need to be re-sodded; there are 2 companies that have been called on to provide necessary maintenance. It needs more water, fertilization, weed control, and down time to recover. It will probably be worked on in the spring.

D. Report and discussion of Recreation Center tree planting  
Two trees are struggling. They will be replaced, if needed.

- E. Discussion - next steps in planning process for median landscaping – deferred.
  - 1. Medium sized trees
  - 2. Moving trees in conflict with newly planted trees
  - 3. Tree removals – dead trees.
  - 4. Entrance projects
  - 5. Mini Park development – Canal parks and Griffing Park. The Development of Griffing Park is included with placement of the sculpture (item VI-B).
  
- F. Report and discussion on Gumbo Limbo and Oak tree treatment - deferred
  
- G. Report and discussion Tree City USA application  
It is in the process.

## VI NEW BUSINESS

- A. Chairman's discussions with the Village Manager about pending issues
  
- B. Recommendation for placement of donated sculpture:

The sculpture is approximately 5'9" high.

Considering its placement in Griffing Park – a walkway around the perimeter was discussed. A possible location – south end / west side – about 15' from the street - there is a large open area in front of an existing bench. Another suggestion – along 115<sup>th</sup>. St. at the north end.

A few ideas/ viewpoints that the audience presented:

The Recreation Center as a possible location – with children playing, is liability more of an issue there?

Have planners been involved to ensure visual cohesion - benches, walkways, landscaping, lighting, etc.? The Board offered the information that it has discussed the possibility of a future interior walkway that would bring people closer to pieces in addition to providing an additional amenity to the park. Simple landscaping could both separate the piece from park users and establish a landscape theme for the rest of the park even if a walkway is not installed.

Could there be a contest to develop a plan for Griffing Park? If so, should it be open to students, such as, DASH students? No additional Board commentary was offered specific to this comment.

Is this being hurried through to be ready for Art Basel? Can it be temporarily set up for ribbon cutting by the artist?

The Canal Parks were mentioned as a possible location. Commentary was offered to the effect that Griffing Park is an established park that just needs to be refreshed and enhanced, unlike the Canal Parks.

Landscaping, which is not expensive, will make the sculpture stand out.

Has a poll been taken of the neighbors of Griffing Park? Audience members advised that the Mayor had spoken to the residents around Griffing Park; most approved of the sculpture being located in the park. A Board member gave the opinion that one of the reasons Griffing Park was a good location is that it was located such that it had a broader ownership feel as opposed to some of the “horseshoe” parks elsewhere in the Village.

It's too small for Griffing Park. The addition of landscaping and the possibility of a walkway bringing park users in close proximity to the sculpture was mentioned by the Board as mitigating any concern over this issue.

Is liability an issue for children playing at Griffing Park? Without commenting on the liability issue, the Board advised that the suggested planting around the base will keep people from getting too close to the sculpture.

Griffing Park can become an art park with sculptures, walks, benches, and landscaping – a quiet area to be enjoyed.

Griffing Park is the entrance to our community; thus, a perfect place for an art park.

The sculpture will be an incentive to improve Griffing Park. It has been neglected and placement of the sculpture will be a first step in improving it.

Should sculpture be located in front of Village Hall be the art park? Is the modern sculpture in conflict with the log cabin? Various opinions were expressed by the board and residents regarding this issue. Some on the Board expressed the opinion that the Log Cabin location might become more controversial and it did not offer the opportunity to add sculptures as did the Griffing Park location.

An audience member offered the information that the concrete slab that anchors and levels the sculpture will be small, about 1' square. If it is decided to move the sculpture at some future date, it would not be difficult to do so.

Griffing Park has the traffic for the sculpture; it wouldn't be sufficiently noticed in other spots in Biscayne Park.

A Board member asked if the sculpture needed lighting and the suggestion was made to recommend that money needed to be set aside for maintenance. Other Board members pointed out that the Board had been asked by the Commission to recommend a location for the sculpture and that these other concerns could be addressed at a later date. The fact that

the park had electrical service serving the flag pole lighting and irrigation pump was mentioned.

A motion was made by Barbara Kuhl and seconded by Lynn Fischer:  
The sculpture should be placed in the southwest quadrant of Griffing Park with minimal landscaping around the base to protect it.  
Passed - 4 to 1 ( John Zoeller opposed)

Linda Dillon offered \$100 donation towards the landscaping.

A motion was made by John Zoeller: The sculpture, with lighting, should be placed in the front of Village Hall where it will be an enhancement of the Village being a bird sanctuary. Motion died for lack of second.

#### VII. NEXT MEETING DATES

A. The Board decided to meet on November 22, 2010 at 5:30 at Griffing Park to stake out the exact location for the sculpture.

B. December 8, 2010 at 6:00 - regular meeting

#### VIII. ADJOURNMENT - 7:30 PM



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## Board Members

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Chair

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Randy Wagoner  
John Zoeller

## Alternate

Lynn Fischer

## PARKS AND PARKWAYS ADVISORY BOARD SPECIAL MEETING

### DRAFT MINUTES

November 22, 2010 5:30 P.M.  
Griffing Park  
Sixth Avenue & 115<sup>th</sup> Street

*Pending  
Approval*

#### I. CALL TO ORDER AND ROLL CALL

Present: Dan Keys, Randy Wagoner, John Zoeller, Lynn Fischer  
Visitors: Maria Camara, Linda Dillon, Fred Jonas, Chuck Ross

#### II. OLD BUSINESS

Placement of marker at Griffing Park for the location of the art sculpture that was discussed at the regular meeting of the Parks and Parkways Advisory Board on November 17, 2010.

Based on the motion made at the meeting on November 17<sup>th</sup> a marker was placed in the southwest quadrant of Griffing Park. Public right of way and the possibility of a future walkway were taken into consideration. A motion was made by Lynn Fischer that the small staked flag marked the exact location of the concrete foundation that the sculpture would be fastened to. The motion was seconded by Randy Wagoner. The motion passed 3 to 1. John Zoeller opposed. He would like to see the sculpture centered (east/west) close within the southern boundary of the Park with the sculpture facing north.

#### III. ADJOURNMENT – 6:15 PM

TWO OR MORE MEMBERS OF THE VILLAGE OF BISCAYNE PARK  
COMMISSION AND OTHER CITY BOARDS MAY BE IN ATTENDANCE AT THIS  
MEETING.