TIME & PLACE:
The Public Art Advisory Board of the City of Truth or Consequences, New Mexico met in the conference room in the Administration Annex at 401 McAdoo, Truth or Consequences, New Mexico on Monday, October 17, 2016 at 4:00 P.M.

PRESIDING OFFICER:
The meeting was called to order at 4:04 PM by James Durham.

ATTENDANCE:

James Durham, Sierra Arts Council
Eduardo Alicea, Art Representative
Jia Apple, Business Community
Sid Bryan, Tourism
Juan Fuentes, City Manager

Other Staff Present: Linda Sparks, Secretary
Visitors Present: Jeff Barbour, Jagger Gustin, Linda DeMarino

QUORUM: There being a quorum present, the Board proceeded with the meeting.

APPROVAL OF MINUTES:
A motion to approve the minutes of the August 15, 2016 meeting with the correction to change Sophie to Sazi was made by Jia Apple, seconded by Sid Bryan, and it carried.

COMMENTS FROM THE PUBLIC:
James Durham began by stating that he told David Packard that he would represent Mr. Packard’s case regarding the addition of the chimes to the Reed Rockets. Mr. Packard operates a business a lot away from the proposed park and is deeply disturbed about the noise the chimes would generate. Mr. Packard had also spoken to Sid Bryan about his concerns over the chimes. James suggested cutting the chimes out.

Jeff Barbour replied that he can take the chimes out, take the chimes out of some of them, or make it so that it takes a major wind for them to ring at all. He will remove the chimes if he is ordered to do so. It would take him a couple of days to do it. Jeff would like to get the Reed Rockets installed.
Sid Bryan stated that he has a lot there too. He is an immediate neighbor next to it now. He is also someone who doesn’t live in their place either. However, his feeling is that it is a commercial space and whether or not it’s decided to have the chimes in or out, he doesn’t want to set a precedent where no noise is allowed on a commercial space. A commercial space should be allowed a certain level of noise. He doesn’t want it to be that if he ever chose to build something there or sell it that he has to have absolute silence. Mr. Packard affirmed that he didn’t want any noise. Sid can’t understand how you cannot have any noise on a commercial piece of property. Sid lives on Broadway and noise from traffic does not stop at 7:00 PM.

Juan Fuentes stated that the City has a noise ordinance. The ordinance allows noise up to certain decibel levels. Juan does not know what the decibel levels are only that they dictate the level of noise. Juan commented that the Board was not presented with data on what that decibel level is. A discussion ensued. Jeff stated he does not have a decibel tester to find out the decibel of the chimes. Eduardo added that the other catch is the echo and the possibility of differing decibels. Juan stated that it is this Board’s decision to leave the chimes in or take them out. James repeated that they should be taken out. Jia stated that she would be for them. Just knowing the nature of the beast, she saw this coming way back and the only way this was going to succeed was based on the amount of noise they would make. The chimes seemed like a good idea. Jeff added that one of the things he liked about the sculpture is that a blind person could appreciate it.

Jia Apple made a motion to remove the chimes. Juan Fuentes seconded the motion. Roll was called: Juan-yes, James-yes, Eduardo-yes, Jia-yes, Sid no. Motion carried.

Sid would like to know what the decibel level is for commercial property and see it not changed. Jia asked if this is going to set a precedent that is going to support Mr. Packard in the future for any commercial venture that came in under the decibel level. Juan answered, regardless of what is installed out there, it’s fine as long as it meets that criteria. It’s a noise ordinance that covers everything. Jia stated that her first choice would be to build the thing, test the decibel level and if it came in under, it stays. However, if it came in over the decibel level, it’s out. Sid stated that was his first choice as well. Juan was asked if the City has a tester. Juan thought that either Robbie or Ray has one.

Linda DeMarino reported that Will Powell, architect with NM MainStreet, came and they walked through the space again. He had a difficult time trying to visualize what this space could be. At one point, he basically said he didn’t think we could do this. This is a terrible place for this. The people that were there started throwing out ideas that helped him overcome some of the obstacles that he was dealing with as far as
conceptualizing it. He is now working up the plan. Linda informed the Board that she got a $3,000.00 grant from the New Mexico Resiliency Alliance for specifically building the park. Our understanding was that it had to be used by December. Linda spoke with Lisa Roach with the Resiliency Alliance and she said we have a little bit more time. It really depends on what Will comes back with to determine if we can do it in phases.

Jia asked about Sabina. Linda stated that there are several different people, like engineers, surveyors, that they need to get through first before they get to the actual construction. She said there’s the possibility of Sabina doing a conceptual design. Then they also need a landscape architect that can draw it all up.

Jeff asked if they have a realistic time frame. Linda said she couldn’t begin to guess. He asked if most of the work is going to be done in the back part of the property. Without a concept, she didn’t know.

Jagger asked about drainage. Linda has no idea what they will come up with for any part of the property.

Jeff asked if the sculpture as to wait until February to be installed. He also asked if the site plan on the Art Park has to be completed before the sculpture can be installed. Juan was called upon to answer. Juan replied that grading needs to be done along with deciding where things are going to go. Jeff replied that the spot for the sculpture has been selected. The 14 reeds will go on 4 cement walls. Jeff met with Will the other day and he gave him the design as to where they’re going to go. Will had a couple of suggestions on the wall themselves. He reviewed the actual spot because it’s pretty flat.

Linda asked Jeff if Will told him about his idea of possibly not putting them all in one spot. Jeff replied that was not an option. They are designed to go together and move in relationship to each other. If they are spread throughout the park, it defeats the purpose of why he built them so no, they’re not going to be moved around the park. The location for it has already been set up. The best place to put it is where the story poles are because that’s the best view from the street. Jia commented that in respect to the artist, it should be treated as a unit. However, she feels the installation shouldn’t be rushed or we might live to regret it. The grading should be done first, unless, storage is a problem. Jeff is storing them on his property.

Jagger stated that he also met with Will and that he’s an expert. He thinks Will is on board with us. He is developing a plan for it. He agreed with Jia, you can’t rush it. There are drainage problems that have to be solved and an overall plan made.
Eduardo expressed his frustration at the Board rushing Jeff to finish the sculpture and now we are telling him to wait on the installation. Eduardo is not pleased that it took a year.

Linda replied that the Healing Waters Plaza took 3 years and honestly, the reeds were not done until last month, September.

Linda stated that she hopes to talk to Will this week and will ask him when our next meeting is which is when he will present his concept. He comes down and meets with them and they talk about the concept.

Juan asked if MainStreet's vision is to have this project funded by other funding. He also asked if MainStreet is treating this park like the Plaza in that the conceptual plan is developed and then a formal architect puts it together. Linda replied that there are certain pieces of the park that definitely need to be addressed, like the drainage. They have people from the Museum coming up to them saying that the water that drains from the park flows down into the Museum and causes problems down there. Therefore, it has to be addressed in what we are doing with the Art Park so it doesn't continue to be a problem. That's why we talked about getting engineers and surveyors to look at the park. Bill knew an engineer he was going to talk to and Jagger was going to talk to a surveyor he knew. Jagger interjected that he spoke to a local surveyor, but that he declined to do it. He has one other person that he knows personally that he will ask if he can do the survey for us.

Sid noted that we know where the artist wants the Reed Rockets sculpture installed. Why can't we do that part and the other things can be done later. Originally, he thought we started just trying to use the space, we decided on the art project that was going to be on it, and the rest would be more of a living thing that would change as needs and desires happened. Linda interjected that part of the problem is that it is a City project so you have ADA issues to address. Sid replied that if we start out with Jeff's sculpture already in place, we can then design those ADA things around it and the space Jeff wants will not affect the drainage flow from above. We already paid a good part of the money for the art, but not all of it. We already agreed that it was the Reed Rockets that we were getting and the space has been picked. He doesn't understand how that now is incumbent upon all the other stuff because we are not going to be changing that factor anyway, are we.

Jia asked how much of this as the Public Art Advisory Board are we responsible for as far as making decisions on the installation and the logistics of this. We decided to take the chimes out, but what next are we responsible for. Do we have any responsibility over the timing of this? Juan replied that he thought so as far as expressing the need to
move forward with the project if that is the will or whether to give MainStreet time to work with the State. I say yes because this was an art park and part of the property was for the Reed Rockets, and it is also part of MainStreet. Both the Board and MainStreet have equal say on this project.

Jia moved to vote on whether to move forward immediately or to wait and go with the natural progression of the development of the park because that seems to be the 2 sides which are being discussed right now. However, she later withdrew her motion.

Juan stated that he would have Traci help out as well because when they were building these projects, he had Bill on staff and he worked with the State, Will, and tried to get a quicker response from them. That way we know if we’re talking about a real complex project because when I hear of drainage and engineers, you’re talking about a project that funding has not been identified. The idea of this property was just to put in the Reed Rockets, but now it’s become a bigger and more complicated project.

Linda interjected to clarify some things. She stated that this park was thought about before Reed Rockets. This park was not identified for Reed Rockets to go on. The Park was identified as an art park and then we decided that a sculpture there would be nice. They wrote an RFP that they then disregarded and went with Reed Rockets.

Juan suggested that staff and MainStreet be given a month to come back with more information to determine the scope of what they’re envisioning. It’s going to be at least a couple of years because funding hasn’t been identified at all. So either we move forward in phases which could first be the grading and installation. Linda brought up some issues that may have to be addressed. Some of those issues may be addressed in house at a very minimum and the rest can be phase 2. Those are some things that can be discussed with Will. Juan will talk to Don Armijo, Public Works Director, about what the City can do about the grading out there and come back with more information or options. Linda also felt that in 2 months she can come back with more information. She was encouraged to put some pressure on Will for the conceptual plan.

James stated that clearly the Public Arts Board is frustrated.

Jagger tried to encourage the Public Arts Board by giving them some background information. He said things like this take a long time. The colorful fountain at the Museum took almost 6 years from conception to completion. Jagger reminded the Board that the public supports this project. Money was raised to buy trees for the park and just a few nights ago money was raised to buy benches. Linda added that there is someone who is donating $1,000.00 towards the project.
Sid informed the Board that the Museum is trying to get a grant in by 11/05/16 for the land in the back where they are trying to extend the Healing Waters Trail. That meeting went really well. They all walked the land. That land is owned by the Museum too. They have the drainage to deal with too so it's not just the City having to deal with the drainage alone. That work will also have to be done in phases. The City owns lots back there too. An architect and that woman had already built an amphitheater in Cerrillos, NM. All of it would just blend in with the Art Park. The trail would be nice to take and some of the rocks up there are amazing.

Juan asked Jeff if he has identified where the walls will go on that piece of property so that someone can visually see exactly where they're going to go. Jeff answered that they will all go within the space of the 4 poles that are up there. Juan asked if he has delineated where the walls are going to be. Jeff answered no. Juan asked if he could do it for the reason being that it would be helpful to visually see it when they work on the conceptual plan. Jeff asked what he would put down. Juan told him he could use stakes. Sid added that it would be interesting to know how wide the cement will be too. Jeff answered that is something the architect is working on. Jeff had one idea for 12" and Will is saying it should be more. Jeff continued, 2 walls are already delineated because the poles are there. Juan said it doesn't have to be delineated to spec, just to visually see where the rows will be. Jeff asked if the City has flags on wires. Juan asked Linda Sparks to check with Don on the flags. Jeff said that if we can find the flags or paint, he will put them up.

James asked Linda if she preferred to have Jeff at her meeting with Will. Jia asked Linda if she wanted a Public Art Board member present at their meeting to relay the sentiment of the Board. Linda answered that everyone is invited. She tries to let people know when their meetings are.

Sid asked where the entrance to the park would be. Linda remarked that the entrance is part of the issue. That sidewalk is weird and ADA requirements have to be considered. Different options were discussed, but none seemed viable.

Eduardo asked for more information on the decibels for future projects to avoid the problem Jeff had or proper guidelines for the future for artists in the community. Juan said that we can print copies of the code for the decibels.

**COMMENTS FROM THE PUBLIC ARTS ADVISORY BOARD:**
No other comments were made other than those made above.

**TIME, PLACE AND DATE OF NEXT MEETING:**
After some discussion, it was decided to hold the next meeting in January. Some members will be gone for the holidays and it would also give Will time to work on the
conceptual plan. The 3rd Monday falls on a holiday, therefore, the meeting will be held on Tuesday, January 17th.

ADJOURN:
There being no further business to come before the Board, the meeting was adjourned at 4:52 P.M. Jia Apple moved to adjourn, seconded by Eduardo Alicea, and it carried.

ATTEST:
Minutes were approved on January 17, 2017 on a motion made by Juan Fuentes and seconded by Jagger Gustin, and it carried.

[Signature]
Linda Sparks
Secretary