

MINUTES OF THE VISUAL ARTS COMMISSION MEETING

November 18, 2008

Carnegie Town Hall
235 W 10th Street
Sioux Falls SD 57104

(Staff Liaison: Russ Sorenson: 367-8888)

MEMBERS PRESENT: Ceca Cooper, Ann Marie Davis Lary Etten, Jerry Hauck, Anita Kealey, and Kris Carmody Reaves

MEMBERS ABSENT: Lyle Pudwill (excused).

OTHERS PRESENT: Matthew Kargol, and Russ Sorenson - Planning Office Staff Liaison.

ITEM 1. Welcome & Introductions

Lary Etten called the meeting to order at 9:05 a.m. and welcomed the Commissioners.

ITEM 2. REVIEW & ACTION on the October 21, 2008 Meeting Minutes

Commissioner Anita Kealey made a motion to approve the October 21, 2008 meeting minutes as presented. Commissioner Ceca Cooper seconded the motion. The motion passed unanimously.

Commissioner Jerry Hauck arrived at the meeting and presided as chairperson.

ITEM 3. NORTH PHILLIPS AVENUE VISUAL ART WALL PROJECT – *In Varietate Concordia*

Presenter: Artist Matthew Kargol

- a) Visual Art Wall – N Phillips Ave – Nov. 31st Project Completion Deadline
Artist Matthew Kargol presented project photographs depicting the fabrication of the frameworks, panels, and birds. Mr. Kargol explained that he is trying to make the November 30th deadline but was present at the meeting to request a time extension.

Mr. Kargol explained that he submitted plans to his engineer who was completing his project review when the engineer had an emergency medical condition that warranted major surgery. That incident ultimately caused initial delays in ordering materials and working on the project. While working on the visual art wall project he is also teaching classes at Northern State University. Mr. Kargol provided an update on the project. He stated that he estimates 12 hours of work remain on framework construction, two of the birds are welded together, and that the halves of two of the birds need to be welded. Mr. Kargol anticipates sending the birds out for powder coating next Monday (November 24th). Relative to the cube panels Mr. Kargol stated that rather than utilizing individual 2' X 2' panels he has cut larger panels and will paint the panel lines on and finish with a clear coating. He indicated the massive cubes provide better structural stability and strength. Project lighting was discussed by the artist and Commissioners. The project lighting will include solar lighting to be ground mounted at the base edge, rather than interior down lighting. It was discussed that an interior top down lighting fixture onto the birds would produce a negative shadow effect. Commissioners felt the entire visual art wall needs to be illuminated rather than just the birds.

Russ Sorenson stated that he invited the artist to the Commission meeting to provide a project update and explain his request for a time extension. Mr. Sorenson mentioned that he has consulted with the City Finance and Attorney's Offices about this matter. A contract time extension to December 31, 2008, without penalties, is proposed.

The Commission discussed recommending a time extension, with out penalties, from November 30th 2008, to no later than December 31st 2008, to complete the N Phillips Avenue Visual Art Wall Project, known as *In Varietate Concordia*. In addition, the VAC also discussed established their own project and reporting deadlines (Dec. 5 and Dec. 19th) for the artist. Those dates include:

- December 5th Items for completion include: All framework construction and powder coating to be completed. An engineer report/plan is submitted for city approval. The artist is to report back to the Commission on the status of this work.
- December 19th Items for completion include: All installation completed, including installation of four (4) solar lights to up light the artwork. The artist is to report back to the Commission on the status of this work. There is the understanding between artist and the Visual Arts Commission that the artist will complete (tweak) the solar lighting as needed, post the December 31st, 2008 project deadline.

The Commission also discussed that if the project is not completed by the December 31st 2008 project deadline, then liquidated damages and penalties would apply per the contract.

Commissioner Ann Marie Davis made a motion to recommend a time extension, with out penalties, from November 30th 2008, to no later than December 31st 2008, to complete the N Phillips Avenue Visual Art Wall Project, known as *In Varietate Concordia*. In addition, the Commission also discussed established their own project and reporting deadlines (Dec. 5 and Dec. 19th) for the artist. Those dates include:

- December 5th Items for completion include: All framework construction and powder coating to be completed. An engineer report/plan is submitted for city approval. The artist is to report back to the Commission on the status of this work.
- December 19th Items for completion include: All installation completed, including installation of four (4) solar lights to up light the artwork. The artist is to report back to the Commission on the status of this work. There is the understanding between artist and the Visual Arts Commission that the artist will complete (tweak) the solar lighting as needed, post the December 31st, 2008 project deadline.

The Commission also emphasized that if the project is not completed by the December 31st 2008 project deadline, then liquidated damages and penalties would apply per the contract.

Commissioner Lary Etten seconded the motion. The motion passed unanimously. A commissioner asked the artist if he understood the Commissioners action. Mr. Kargol responded that he did.

Russ mentioned that he would continue to keep the Commissioners informed about this project.

ITEM 4. PROJECT UPDATES & ACTIONS

a) Call for Art - Art Racks – Nov. 20th Submittal Deadline

Russ Sorenson mention the submittal deadline is November 20th. He distributed copies of the Commission's active list of jury panel candidates (alphabetical by last name and alphabetical by art specialty) for their consideration regarding establishing a jury panel for the Art Bicycle Racks Call for Art. The Commissioner's recommend the subcommittee, consisting of Commissioners Ceca Cooper, Jerry Hauck and Lyle Pudwill oversee the jury

panel process for this particular call for art. Depending upon the submittals received, commissioners expressed this particular jury panel should include persons representing the general community interests of the visual arts, downtown businesses and marketing, architectural, cycling, and civic parking areas.

Russ Sorenson commented that city staffs representing risk management, ADA, engineering, parks & recreation and planning entities will provide their project review comments to the jury panel.

Commissioner Kris Carmody Reaves left the meeting.

b) CommUnity Youth Mosaic (Phase III) - Spring 2009

Russ Sorenson indicated the students and art teachers are continuing to working on fundraising efforts for Phase III of the project. Installation of the capstones is complete. Tile installation is now planned for the Spring of 2009, along with a dedication ceremony. Russ commented he would continue to keep the Commissioners informed about this project.

c) Helen McKennan Bust Sculpture – Nov. 18th Parks & Rec Board Consideration

Russ Sorenson reported the Commissioner's have taken affirmative action on this project and that the Parks & Recreation Board were meeting later in the afternoon to consider the project. If final action is taken by the Parks & Recreation Board today, then a resolution could be presented to the Mayor and City Council for their consideration at their December 1, 2008 regular meeting. Russ commented he would continue to keep the Commissioners informed about this project

d) Website Updates – Completed

Russ indicated that monthly updates to the commission's website page are completed.

ITEM 5. PUBLIC INPUT

No public input was received.

ITEM 6. ANNOUNCEMENTS

NEXT MEETING – Tuesday, December 16, 2008, 9:00 a.m., Carnegie Town Hall

ITEM 7. MEETING ADJOURNMENT

With no further business, the meeting adjourned at 10:10 am

HANDOUTS – October 21, 2008 Meeting

- o November 18, 2008 Meeting Agenda
- o October 21, 2008 Meeting Minutes
- o Handouts for Item 3.