SIoux Falls Visual Arts Commission

November 19, 2019
9 a.m.

City Center - Falls #110
231 North Dakota Avenue
Sioux Falls, SD

Staff Liaisons: Russ Sorenson: 367-8888
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Meeting Assistance: Upon request, accommodations for meetings will be provided for persons with disabilities. Please contact the Human Relations Office, First Floor, City Hall, 224 West Ninth Street, Sioux Falls, SD, at 367-8745 (Voice) or 367-7039 (TDD) 48 hours in advance of the meeting.

Meeting Agenda

Item 1. Call to Order and Quorum Determination

Item 2. Welcome Members and Guests

Item 3. Approval of Regular Agenda

Item 4. Approval of Minutes from October 15, 2019, Meeting

Item 5. Public Input on Non-Agenda Items (Chairperson)
(5-minute comment period per individual)

Item 6. Unfinished Business - None

Item 7. New Business
   a) Art Discussion with Director Eckhoff

   b) Sioux Falls Arts Council Updates
      Presenter(s): Michael Jamison, Angelica Mercado — Sioux Falls Arts Council
      1) Cultural Plan Implementation
      2) City Hall Revolving Art Program
      3) Other?

   (over)
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c) Visual Arts Commission Projects - Updates
   1) Public Art Integration—Work Session Update;
      Subcommittee (Commissioners Oland, DeBoer, Zajicek)

   2) Sculpture Placements for SculptureWalk People's Choice Award
      Subcommittee (Commissioners Boice, DeBoer, Lapour)
      a) 2019 People's Choice Award "Under Construction" by Gary Hovey  OH
      b) 2017 People's Choice Award "When Buffalo Roamed" by Jerry McKellar WA

   3) Mural Ordinance Review & Discussion

   4) 2020 VAC Regular Meeting Calendar

   5) Website Updates—Completed

ITEM 8. Other Business
   a) DTSF Bloomberg Grant

ITEM 9. Announcements
   a) Next Meetings
      1) Working Session Meeting—Wednesday, December 11, 2019, 5:30–7:30 p.m., @ Downtown Library, 200 North Main Avenue
      2) Regular Meeting—Tuesday, December 17, 2019, 9 a.m., @ City Center, 231 North Dakota Avenue

ITEM 10. Adjournment

Posting: 11-14-2019 by rls
MEETING MINUTES
SIOUX FALLS VISUAL ARTS COMMISSION
OCTOBER 15, 2019
9:00 A.M.
CITY CENTER, 231 N. DAKOTA AVENUE, SIOUX FALLS SD

Staff Liaisons: Russ Sorenson: 367-8888 rsorenson@siouxfalls.org
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MEMBERS PRESENT: Kellen Boice; Zach DeBoer; Keith Lapour; Michael Jamison; Ivy Oland; James Zajicek;

MEMBERS ABSENT: Joe Schaefer - excused;

OTHERS PRESENT: Porter Williams, Sculptor;
Lisa Myhre, Bronze Age Art Casting;
Michael Patten – City Parks and Recreation Department;
Russ Sorenson – Staff Liaison;

ITEM 1. Call to Order and Quorum Determination: Commission Chairperson, Ivy Oland, called the meeting to order at approximately 9:04 a.m.

ITEM 2. Welcome New Members and Introductions: Commission Chairperson Ivy Oland welcomed the commissioners and guests. She then asked everyone to introduce himself or herself.

ITEM 3. Approval of Regular Agenda: Chairperson Oland asked if there were any changes to the agenda. Commissioner Zach DeBoer commented that since the artist is the same on two agenda items, he made a motion to approve the meeting agenda with moving Agenda Item 7c) 2) a) after Agenda Item 7a) 1). Commissioner Kellen Boice seconded the motion. The motion passed unanimously.

ITEM 4. Approval of Minutes from September 17, 2019 Meeting: Commissioner Keith Lapour made a motion to approve the September 17, 2019 meeting minutes subject to Agenda Item 7c) 3b, on page 4, a statement be added to read," Subcommittee will contact Jim Clark and discuss sculpture placement options for the People's Choice Award before any recommendation is made". Commissioner James Zajicek seconded the motion. The motion passed unanimously.

ITEM 5. Public Input on Non-Agenda Items. Commission Chairperson Oland asked if any guests would like to express any comments on non-agenda items. There were no public comments expressed on non-agenda items.

ITEM 6. Unfinished Business: None

VAC Minutes 10-15-2019
ITEM 7. New Business
   a) Review and Action on Sculpture Placement(s)
      1) “Martin Luther King” by Porter Williams, Sculptor, at Van Eps Park, 300 N Minnesota Avenue.
         Presenter(s): Angelica Mercado, Sioux Falls Arts Council – not present; Porter Williams, Sculptor;
         Lisa Myhre, Bronze Age Art Casting;
         Michael Patten, Park Development Specialist, Parks & Recreation

Porter Williams, Sculptor, presented a wax model for the proposed Martin Luther King sculpture and explained the sculpture would be a life-size bronze placed within Van Eps Park, at the south end of the existing sidewalk lawn area. The sculpture Martin Luther King would stand approximately 5’ 7” in height. Porter Williams mentioned the sculpture is of Dr. King standing on the edge of the sidewalk with an outstretched hand, so that it would be interactive for the public to walk up and shake his hand. The sculpture placement on the sidewalk edge is preferred and allow public engagement. There is existing park lighting and surveillance within the park and near the proposed placement location.

Michael Patten, Park Development Specialist, Park & Recreation, stated the existing sidewalk is eight (8) feet in width and that if the sculpture were placed upon the sidewalk that ADA accessibility would not be hindered. He also mentioned that another option is placement of the sculpture on a flat quartzite stone adjacent to the sidewalk as well. Michael Patten indicated that park lawn area is maintained by Parks & Recreation, while the sidewalks are maintained by City Facilities.

Lisa Myhre, Bronze Age Art Casting, described sculpture placement considerations for lawn mowing, fertilization, watering practices, and snow removal and de-icing precautions that may be necessary around the sculpture. Such seasonal practices may affect the sculpture finish and future maintenance practices. It was noted that City staffs for Parks & Recreation, along with Facilities, are cautious of their maintenance practices around public artwork displays.

A commissioner inquired about the placement schedule. The artist, Porter Williams, responded if the sculpture and it’s placement are approved by the city, hopefully the sculpture be completed and installed before January 20, 2020, Martin Luther King Day.

Commissioner Keith Lapour inquired about consideration to move the existing historical marker signage along Minnesota Avenue, about Martin Luther King, so that it would be closer to the proposed sculpture location. Michael Patten commented that Jim Carlson, Minnehaha County Historical Society, would need to be contacted and a request made to relocate the existing historical signage near
the proposed sculpture site. Michael Patten mentioned that Parks & Recreation could contact Mr. Carlson to determine if there was support for such a request.

There was no further public discussion. Commissioner Michael Jamison made a motion to approve the Martin Luther King sculpture and with placement on the sidewalk edge within Van Eps Park, at the south end of the existing sidewalk lawn area and the orientation be agreeable to Parks & Recreation and the artist. Commissioner Keith Lapour seconded the motion. The motion passed unanimously.

7 c ) 2) Sculpture Placements - Updates
   a) “Sacred Buffalo” by Porter Williams, Artist, @ Sherman Park, West Indian Mound Drive Retaining Wall;

Michael Patten, Parks Development Specialist, updated the Commission on agenda item 7 c) 2a). Sculpture Placements – Updates - for “Sacred Buffalo” by Porter Williams, Artist, @ Sherman Park, West Indian Mound Drive Retaining Wall.

Michael Patten updated the Commission about this stone artwork project. The Project’s General Contractor is Dakotaland Sod. Subcontractor(s)/Artists are Porter Williams & Chris Lee. Robbie Veurink (Midwest Engineering) is the City’s structural engineer consultant for this project. Mike Bassing – Public Works Engineering, is the Project Mgr. and Michael Patten – Parks Development Specialist, is the Parks Project Mgr.

Michael Patten expressed important project dates are:
- Sept. 24, 2019 Notice to Proceed (NTP) to be given for Project Start (wall demo portion of project – stones to be salvaged & reused) by Porter Williams & Chris Lee;
- Oct. 28, 2019 Artistic Wall installation begins – (pending executed agreement and funding by Parks and weather permitting);
- Nov. 15, 2019 Dakotaland Sod’s deadline to complete the remaining scope of work for the structural engineered retaining wall.

Porter Williams, Artist, explained the existing stone artwork removal is complete with the stones securely stored onsite. The construction of the T-footing for the engineered concrete wall is to begin this week. The engineered concrete wall will be constructed and backfilled with soil. The existing stone artwork will be attached to the new concrete wall. The artwork is planned to be completed this Fall.

Michael Patten left the meeting.

7) b) Sioux Falls Arts Council Updates
   *Michael Jamison – Sioux Falls Arts Council updated the Commission regarding the hiring of an Arts Council Director and the hiring process is well
underway. He indicated the Sioux Falls Arts Council would announce their new executive director in the near future.

Commissioner Jamison then stated how pleased the Sioux Falls Arts Council was to be involved in the City Hall Rotational Art Exhibit Program. He mentioned the Mayor’s Administrative staff is working on recognizing the selected artworks and artists in the near future.

A commissioner commented that for future rotational artwork exhibits that perhaps a pamphlet that depicts the artworks and artists could be printed and made available to the public.

c) Visual Arts Commission Project Updates
   1) Public Art Integration—Work Session Update; Subcommittee (Commissioners Oland, DeBoer, Jamison)
      Chairperson Ivy Oland updated the group regarding the work session that had taken place on September 11, 2019. She stated the group had approved the first two chapters of the document and encouraged committee members to continue working on the “Public Art Integration Draft Document” on the Google drive. Commissioner Michael Jamison commented the October 9, 2019 work session was a Q & A format with the commissioners for him to further explore the proposed one percent focus and better wordsmith Chapter three (3).

   2) Sculpture Placements - Updates
      b) “Sacred Buffalo” by Porter Williams, Artist, @ Sherman Park, West Indian Mound Drive Retaining Wall.
         (see previous discussion after agenda item 7 c) 2a) above.

c) Sculpture Placements for SculptureWalk People’s Choice Award Subcommittee (Commissioners Boice, DeBoer, Lapour).
   Commissioner Lapour explained how the subcommittee had explored options for the People's Choice SculptureWalk artworks. Commissioner Lapour emphasized that having a central downtown location was preferred by the subcommittee because having the artworks disbursed throughout the community made it more difficult for many to enjoy the art. He explained that Van Eps Park lends itself perfectly for a sculpture garden. He explained how Van Eps Park is visible from Minnesota Avenue, it is accessible has foot traffic. Commissioner Lapour went on to say that the last subcommittee meeting took place before the CIP presentation about the improvements to Minnesota Avenue; after hearing about the Minnesota Avenue visual improvements, the sculpture garden at Van Eps park made a lot of sense.

   The Commission then discussed the merits of establishing a sculpture garden.
Commissioner Keith Lapour commented the Subcommittee would contact Jim Clark and discuss sculpture placement options for the People’s Choice Award before making any recommendation(s).

Subcommittee members commented they would come up with a recommendation document and bring it forward at next month’s meeting.

d) Website Updates - Completed

ITEM 8. Other Business: None.

ITEM 9. Announcements: Next Meetings
  1) Working Session Meeting—Wednesday, November 13, 2019, 5:30–7:30 p.m., @ Downtown Library, 200 North Main Avenue
  2) Regular Meeting—Tuesday, November 19, 2019, 9 a.m., @ City Center, 231 North Dakota Avenue

ITEM 10. Adjournment: With no further business, the meeting adjourned at 9:48 am.
Under Construction by Gary Hovey
AN ORDINANCE OF THE CITY OF SIOUX FALLS, SD, AMENDING THE 2013 SHAPE PLACES ZONING ORDINANCE OF THE CITY OF SIOUX FALLS.

BE IT ORDAINED BY THE CITY OF SIOUX FALLS, SD:

Section 1. That subsection (j) is added to Section 160.576 EXEMPTIONS of the 2013 Shape Places Zoning Ordinance of Sioux Falls, SD and the Shape Places Zoning Ordinance is hereby amended to read:

160.576 EXEMPTIONS.

The following signs may be allowed in addition to the signs permitted in § 160.572 [Allowed and unauthorized sign types in each district]. Exempt signs do not require the issuance of a sign permit, but must be in conformance with all other state laws and local ordinances.

(a) Integral signs. Integral to the building structure, the sign shall be allowed up to 3 square feet in area.

(b) Pennants. Pennants shall be limited to a maximum sign area of 1 square foot per pennant. Pennants are allowed up to 60 days per calendar year at any one business location.

(c) Private traffic direction signs.

(1) Signs directing traffic movement onto and out of a commercial, industrial, institutional, office, recreational, apartment, town houses [in the AD 3-5 forms], and manufactured home park uses may have one 9-square-foot sign, 6 feet in height at each vehicular entrance onto a public way (street or alley). These uses may have two interior traffic directional signs of 6 square feet and 4 feet in height. One additional interior traffic directional sign may be added for each 43,560 square feet of lot area up to a maximum of six interior traffic directional signs.

(2) Fifty percent of the sign area of each sign shall be used for traffic information.

(d) Public signs. Signs of a noncommercial nature and in the public interest erected by or on the order of a public officer in the performance of his or her duties shall be allowed through public works based upon the adopted edition of the Manual of Uniform Traffic Control Devices.

Signs of a noncommercial nature and in the public interest erected by the property owner and on the owners property, shall be limited to 6 square feet.

Where a federal, state, or local law requires a property owner to post a sign on the owner's property to warn of a danger or to prohibit access to the property either generally or specifically, the owner must comply with the federal, state, or local law to exercise that authority by posting a sign on the property.

(e) Public utility signs. Public utility equipment including, but not limited to, utility boxes and utility service equipment, may have attached to them signs not exceeding a
total area of 6 square feet, provided the signs do not materially obstruct the vision at any street intersection.

(f) **Home occupations.** A one-square-foot wall sign.

(g) **Signs in parks.** Signs may be located on parks property [Open 1, Open 2]. Signs shall not exceed a total of 100 square feet.

(h) **Noncommercial yard signs.** Noncommercial signs shall not exceed 9 square feet per sign with two signs allowed in any residential parcel [DD1-7; AD1-4; MD1-3]. Signs shall not exceed 32 square feet and 8 feet in height in any nonresidential parcel [NF1-2; BCF1-4; RE1-6; WM1-4]. Signs shall be outside of the public right-of-way (see § 155.001 "Signs upon, over public ways"). Signs may be displayed for up to 60 days per calendar year per property.

(i) **Commercial yard signs.** Commercial signs shall not exceed 100 square feet and 8 feet in height per nonresidential parcel [NF1-2; BCF1-4; RE1-6; WM1-4]. Signs shall not exceed 32 square feet and 8 feet in height in any multifamily parcel [MD1-4]. Signs shall not exceed a total of 9 square feet in any residential parcel [DD1-7; AD1-4]. Signs shall be mounted as freestanding or portable and maintained in a legible manner as well as secured against overturning and shall be removed upon the completion of the project. The signs may be displayed 60 days prior to and 7 days after the event for which they are intended.

(ii) **Painted wall graphics and murals:** shall be permitted; however, The graphics and/or murals shall not contain any words or graphics advertising a business, product, or service. The mural information as to size and location shall be filed with the Planning and Development Services Department.

Section 2. That Section 160.578 Prohibited Signs of the 2013 Shape Places Zoning Ordinance of Sioux Falls, SD is hereby amended to read:

**160.578 PROHIBITED SIGNS.**

The following signs are prohibited and shall be removed within the time periods specified:

(a) **Miscellaneous signs and posters.** The tacking, pasting, or otherwise affixing of signs of a miscellaneous character, visible from a public way, located on walls of buildings, barns, sheds, trees, poles, posts, fences, or other structures is prohibited, and the sign shall be removed upon notice.

(b) **Painted wall signs.** Painted wall signs shall be prohibited except that existing signs may remain, provided the signs are maintained. Signs that are not maintained shall be removed or renovated within 60 days upon notice. Painted wall graphics and murals shall be permitted; however, the graphics and/or murals shall not contain any words or graphics advertising a business, product, or service.

(c) **Parking of advertising vehicles prohibited.** No person shall park any vehicle or trailer on a public right-of-way, or public property, or on private property so as to be
visible from a public right-of-way, which has attached thereto or located thereon any sign or advertising device for the basic purpose of providing advertisement of products or directing people to a business or activity located on the same premises or any other premises. This is not intended to prohibit any form of vehicular signage such as a sign attached to a bus or lettering on a motor vehicle.

(d) **Nuisance signs.** Signs that imitate an official traffic sign or signal or that are of a size, location, movement, content, coloring, or manner of illumination that may be confused with or construed as a traffic control device or that hide from view any traffic, street sign, or signal shall be removed upon notice. Signs that cause a safety or health issue to the public, including creating unsafe traffic conditions by confusing or distracting motorists; or by impairing the driver's ability to see pedestrians, obstacles, or other vehicles; or health concerns to occupants of adjacent and contiguous property by their brightness, size, height, or movement.
2020 Regular Meeting Calendar

January 21
February 18
March 17
April 21
May 19
June 16
July 21
August 18
September 15
October 20
November 17
December 15

The Visual Arts Commission meets monthly on the third Tuesday, at 9:00 a.m. at City Center located at 231 N Dakota Avenue in Sioux Falls, SD. The Commission is pleased to have visitors attend their meetings at any time.

For further information visit the Commissioner’s website page link at: http://www.siouxfalls.org/Mayor/boards_commissions/visual_arts_commission