

**MINUTES OF THE REGULAR CITY COUNCIL MEETING OF 13 AUGUST 2012**

**12C-0321 – CALL TO ORDER**

Mayor Terry Renner called the regular meeting to order at 6:30 p.m. in the Board Chambers at 312½ North Main Street on 13 August 2012.

**12C-0322 – ROLL CALL**

Upon roll call the following members were present: Cording, Fach, Greene, Lincoln, Murphy, Painter and Renner

**12C-0323 – ESTABLISHMENT OF QUORUM**

Mayor Terry Renner announced a quorum of Board members present to conduct city business.

**12C-0324 – PLEDGE OF ALLEGIANCE**

The Pledge was recited.

**12C-0325 - REPORTS OF STANDING COMMITTEES**

None.

**12C-0326 – PUBLIC COMMENTS**

**Carol Sullivan, 7211 W. Buck Hill Road** – On behalf of the Vision 2020 Center for the Arts Committee, Sullivan expressed the importance of raising awareness of the beneficial impact of the arts. Sullivan invited all to a meeting on August 28, 2012, 7:00 p.m. at the DeSoto Hotel to share ideas on how the arts can impact the community.

**Rick Pariser, 113 S. High Street** – Pariser commended city staff for the work they do and complimented the Finance Director on a job well done.

**James Wirth 121 S. High Street** – Wirth gave some suggested changes to the Tour Operator Ordinance shown on page 41-58 of the packet.

**Steve Repp, 227 S. Dodge Street** – Repp talked about the importance of giving true and accurate information on tours. He suggested requiring operators give an outline of what their tour is going to encompass.

**Matthew Blaum** – Blaum advised they are requesting an amendment to the current liquor ordinance to add a Craft Distiller's License. They are looking to open a Craft Distillery in Galena. They would manufacture up to 15,000 gallons of spirits annually. This would include on-site tours as well as tastings. He and his brother will both be relocating their families to Galena. They feel the distillery would complement the current vibe of Galena with tourism, the micro-brewery and various wineries. They will be looking for a building with a minimum 3000 square feet. They may be looking for a downtown facility with an off-site building for the aging barrels; however, they would prefer to have a building large enough to do everything in one place.

**Motion:** Greene moved, seconded by Fach, to open the public hearing on an application by Deborah Daly, 407 S. High Street, to vacate a portion of an unnamed alley on Warren Street and adjacent to 407 S. High Street.

**Discussion:** None.

**Roll Call:** AYES: Fach, Greene, Lincoln, Murphy, Painter, Cording, Renner  
NAYS: None

The motion carried.

**PUBLIC HEARING**

**12C-0327 – PUBLIC HEARING ON AN APPLICATION BY DEBORAH DALY, 407 S. HIGH STREET, TO VACATE A PORTION OF AN UNNAMED ALLEY ON WARREN STREET AND ADJACENT TO 407 S. HIGH STREET**

**Testimony:** No testimony.

**Motion:** Greene moved, seconded by Fach, to close the public hearing on an application by Deborah Daly, 407 S. High Street, to vacate a portion of an unnamed alley on Warren Street and adjacent to 407 S. High Street, adjourn as the City Council and reconvene as the Liquor Commission.

**Discussion:** None.

**Roll Call:** AYES: Greene, Lincoln, Murphy, Painter, Cording, Fach, Renner  
NAYS: None

The motion carried.

**LIQUOR COMMISSION**

**12C-0328 – DISCUSSION AND POSSIBLE ACTION ON AN APPLICATION FOR A CORPORATION LIQUOR LICENSE MANAGER APPLICATION BY MARGARET J. SAAM FOR R & L GAS MART, 9927 U.S. ROUTE 20 WEST**

**Motion:** Cording moved, seconded by Painter, to approve an application for a Corporation Manager Liquor License for Margaret J. Saam for R & L Gas Mart, 9927 U.S. Route 20 West, 12C-0328.

**Discussion:** None.

**Roll Call:** AYES: Lincoln, Murphy, Painter, Cording, Fach, Greene, Renner  
NAYS: None

The motion carried.

**12C-0329 – DISCUSSION AND POSSIBLE ACTION ON AN APPLICATION FOR A CLASS A LIQUOR LICENSE APPLICATION BY ANGIE HAHN, 9351 POWDER HOUSE HILL ROAD, GALENA, ILLINOIS, FOR THE GOLD ROOM 249 N. MAIN STREET**

**Motion:** Murphy moved, seconded by Lincoln, to approve an application for a Class A Liquor License for Angie Hahn, 9351 Powder House Hill Road, Galena, Illinois, for the Gold Room 249 N. Main Street contingent upon the City Attorney receiving a proper lease agreement.

**Discussion:** None.

**Roll Call:** AYES: Murphy, Painter, Cording, Fach, Greene, Lincoln, Renner  
NAYS: None

The motion carried.

**Motion:** Greene moved, seconded by Murphy, to adjourn as the Liquor Commission and reconvene as the City Council.

**Discussion:** None.

**Roll Call:** AYES: Painter, Cording, Fach, Greene, Lincoln, Murphy, Renner  
NAYS: None

The motion carried.

**CONSENT AGENDA CA-15**

**12C-0330 – APPROVAL OF THE MINUTES OF THE JULY 23, 2012 CITY COUNCIL MEETING**

**12C-0331 – APPROVAL OF A REQUEST BY THE GALENA STUDIO TOUR NOT-FOR-PROFIT FOR THREE STUDIO TOUR EVENTS IN MAY, JULY AND AUGUST 2013**

**12C-0332 – ACCEPTANCE OF JUNE 2012 FINANCIAL REPORT**

**Motion:** Lincoln moved, seconded by Painter, to approve Consent Agenda CA-15.

**Discussion:** None.

**Roll Call:** AYES: Cording, Greene, Lincoln, Murphy, Painter, Renner  
NAYS: None  
ABSTAIN: Fach

The motion carried.

**UNFINISHED BUSINESS**

**12C-0311 – DISCUSSION AND POSSIBLE ACTION ON REQUEST BY THE GALENA AREA CHAMBER OF COMMERCE FOR HALLOWEEN PARADE PARKING RESTRICTIONS AND STREET CLOSURES FOR VENDING**

**Motion:** Fach moved, seconded by Cording, to open discussion on the request by the Galena Area Chamber of Commerce for Halloween Parade parking restrictions and street closures for vending.

**Discussion:** None.

**Roll Call:** AYES: Fach, Greene, Lincoln, Murphy, Painter, Cording, Renner  
NAYS: None

The motion carried.

**Discussion:** Katie Murphy was present on behalf of the Chamber of Commerce for any questions.

Murphy advised they propose to eliminate parking both the east and west side of the street. Their reasoning is that in places the street becomes very narrow which makes it difficult for floats. Murphy also stated they have a concern for safety because the people push all the way out to the edge of the cars. Moran has checked into the possibility of renting taller cones that would have a circular hole to run the ropes thru for the east side. Parking would be closed beginning at 4:00 p.m. until the end of the parade. They would like to designate one side of the street from Green to Wahington for elderly/handicapped parking. The Chamber would provide a pass for cars that wished to park there to allow them to watch the parade from their vehicle.

Murphy advised they are requesting to close Washington and Perry streets. It is their hopes to make this more of a day event with a festival atmosphere. Washington Street would be set up as a family friendly children's zone. Each street would have up to four vendors. The kid's area

might include Happy Joe's Pizza, Culver's Ice Cream, face painting and/or a bounce house. Perry Street would be more of an adult section that would include food and alcohol sales.

Painter questioned how the other downtown businesses felt. Murphy advised they have not put the idea out to the membership as of yet as they don't want to start selling something that hasn't passed. Painter voiced concern this might take away business from another business that might not have the resources to have a booth.

Council preferred to keep the sidewalk from Commerce Street to Main Street open on both streets.

Fach stated he was opposed to the idea of having the alcohol sales as this is more of a family affair.

Lincoln stated he wasn't opposed to the alcohol noting no one goes door to door to check if Oktoberfest should be allowed. He feels this is one more thing that would add to the event. Fach disagreed stating a parade is an entirely different event than Oktoberfest due to the mechanized entries.

Greene felt this would be much like the VFW corn boil. He wasn't concerned either way.

Painter recommended putting some limits on the time that alcohol could be served.

Murphy stated if people want alcohol they are going to have it. There is no way we are going cut alcohol out of it. Cording agreed and felt, since it is available in bars, it doesn't need to be outside on the street as well. She liked the idea of making it a family friendly festival. She advised she would be opposed if it includes alcohol outside.

Murphy advised they have eliminated the fees for walking groups. All motorized floats will pay an entry fee of \$25 and all politicians will pay an entry fee of \$100. This fee helps cover the cost of publicity and time and work that goes into the parade.

**Motion:** Murphy moved, seconded by Greene, to approve the request by the Galena Area Chamber of Commerce for Halloween Parade parking restrictions and street closures for vending as presented which was later amended to exclude the sale of alcohol from the vending area.

**Discussion:** Council liked the idea of leaving some parking for the handicapped and elderly.

Cording stated she would vote no with alcohol included.

#### **Amended**

**Motion:** Fach moved, seconded by Painter, to amend the motion to exclude the sale of alcohol from the vending area.

**Discussion:** None.

**Roll Call:** AYES: Painter, Cording, Fach, Renner  
NAYS: Murphy, Greene, Lincoln

The amended motion carried.

#### **Main**

#### **Motion**

**Roll Call:** AYES: Lincoln, Murphy, Painter, Cording, Fach, Greene, Renner  
NAYS: None

The motion carried.

**NEW BUSINESS**

**12C-0333 – MONTHLY REPORT FROM THE ENVIRONMENTAL MANAGEMENT CORPORATION (EMC)**

Saylor pointed out there was a definite increase in usage about the middle of the month. As he did the water loss calculations, they are in line with what is being billed.

Saylor advised the water system does work off of deep wells. While the water level is slightly down in the wells, it is nothing to be concerned about.

The solar project is continuing. All of the panels have been installed. The building has sheeting and is ready for roofing.

Mayor Renner commended Saylor on the excellent no accident/time loss record.

**12C-0334 – FIRST READING OF AN ORDINANCE PROVIDING FOR THE VACATION OF A PORTION OF AN UNNAMED ALLEY BETWEEN S. HIGH STREET AND S. DODGE STREET**

**Motion:** Fach moved, seconded by Painter, to approve the first reading of an ordinance providing for the vacation of a portion of an unnamed alley between S. High Street and S. Dodge Street, item 12C-0334.

**Discussion:** None.

**Roll Call:** AYES: Painter, Cording, Fach, Greene, Lincoln, Murphy, Renner  
NAYS: None

The motion carried.

**12C-0335 – FIRST READING OF AN ORDINANCE ESTABLISHING A CRAFT DISTILLER LIQUOR LICENSE**

**Motion:** Painter moved, seconded by Lincoln, to approve the first reading of an ordinance establishing a Craft Distiller Liquor License, item 12C-0335.

**Discussion:** Nack advised there was a typo in the ordinance. The request is to manufacture up to 15,000 gallons annually.

Fach advised he would like to take a look at the fee. He would like to see a list of fees charged from other areas for a Craft Distiller License to compare.

**Roll Call:** AYES: Cording, Fach, Greene, Lincoln, Murphy, Painter, Renner  
NAYS: None

The motion carried.

**12C-0336 – DISCUSSION AND POSSIBLE ACTION ON A REQUEST BY TRI-STATE SCREEN PRINTING AND EMBROIDERY FOR A BUSINESS LOAN FROM THE ECONOMIC DEVELOPMENT REVOLVING LOAN FUND**

**Motion:** Murphy moved, seconded by Greene, to approve the request by Tri-State Screen Printing and Embroidery for a business loan from the Economic Development Revolving Loan Fund subject to the proper paperwork being submitted.

**Discussion:** None.

**Roll Call:** AYES: Fach, Greene, Lincoln, Murphy, Painter, Cording, Renner  
NAYS: None

The motion carried.

**12C-0337 – DISCUSSION AND POSSIBLE ACTION ON A CONTRACT WITH CIVIL CONTRACTORS FOR THE PAVING OF THE PROSPECT STREET ALLEY AND THE INTERSECTION OF FRANKLIN STREET AT HILL STREET**

**Motion:** Painter moved, seconded by Fach, to approve the contract with Civil Contractors in the amount of \$29,121 for the paving of the Prospect Street Alley and the intersection of Franklin Street at Hill Street.

**Discussion:** Lincoln advised he would vote no on this issue as there are two alleys that are in worse shape than the one being proposed to be fixed.

**Roll Call:** AYES: Greene, Painter, Cording, Fach  
NAYS: Lincoln, Murphy

The motion carried.

**12C-0338 – DISCUSSION AND POSSIBLE ACTION ON A REQUEST BY CHRIS AND COURTNEY TIMP TO POSTPONE FINAL STREET SURFACING IN PHASE 2 OF THE TIMP SUBDIVISION UNTIL SPRING 2013**

**Motion:** Greene moved, seconded by Fach, to approve the request by Chris and Courtney Timp to postpone final street surfacing in Phase 2 of the Timp Subdivision until spring 2013.

**Discussion:** None.

**Roll Call:** AYES: Lincoln, Murphy, Painter, Cording, Fach, Greene, Renner  
NAYS: None

The motion carried.

**12C-0339 – DISCUSSION AND POSSIBLE ACTION ON CONTRACT WITH IIW FOR FINAL ENGINEERING OF PHASE 23 OF THE GALENA RIVER TRAIL**

**Motion:** Cording moved, seconded by Painter, to approve a contract amendment with IIW Engineers to complete final design of the Phase 3 of the Galena River Trail for an amount of \$16,400 funded by the budget items detailed in the memo in the packet.

**Discussion:** City Engineer Lewis advised this would be the final design for engineering on the project.

**Roll Call:** AYES: Murphy, Painter, Cording, Fach, Greene, Lincoln, Renner  
NAYS: None

The motion carried.

**12C-0340 – DISCUSSION AND POSSIBLE ACTION ON A CONTRACT FOR PAINTING THE RAILINGS ON THE APPROACHES OF THE MEEKER STREET PEDESTRIAN BRIDGE**

The following bids were received:

Wienen Excavating and Landscaping	\$ 7,370
Petsche Painting	\$12,660

**Motion:** Lincoln moved, seconded by Painter, to approve the contract for painting the railings on the approaches of the Meeker Street Pedestrian Bridge to Wiene Excavating and Landscaping in the amount of \$7,370.

**Discussion:** Lewis advised the purpose of the project is to give the whole area a new look. The existing railings are currently looking shabby.

**Roll Call:** AYES: Painter, Cording, Fach, Greene, Lincoln, Renner  
NAYS: Murphy

The motion carried.

**12C-0341 – FIRST READING OF AN ORDINANCE AMENDING CHAPTER 114 OF THE CODE OF ORDINANCES TO REQUIRE TOUR GUIDE BUSINESSES AND TOUR SERVICE BUSINESSES TO STATE WHETHER THE INFORMATION PROVIDED IN THEIR TOURS IS DOCUMENTED AS FACTUAL**

**Motion:** Cording moved, seconded by Painter, to approve the first reading of an ordinance amending Chapter 114 of the code of ordinances to require tour guide businesses and tour service businesses to state whether the information provided in their tours is documented as factual with the consideration of some of the wording changes presented tonight.

**Discussion:** Council agreed to have the City Attorney review the recommended changes.

**Roll Call:** AYES: Cording, Fach, Greene, Painter, Renner  
NAYS: Lincoln, Murphy

The motion carried.

**12C-0342 – FIRST READING OF AN ORDINANCE AUTHORIZING THE SALE OF MUNICIPALLY OWNED SURPLUS PROPERTY**

**Motion:** Lincoln moved, seconded by Painter, to approve an ordinance authorizing the sale of municipally owned surplus property and waive the second reading.

**Discussion:** None.

**Roll Call:** AYES: Fach, Greene, Lincoln, Murphy, Painter, Cording, Renner  
NAYS: None

The motion carried.

**12C-0343 – FIRST READING OF AN ORDINANCE FOR THE HIRING OF PART-TIME POLICE OFFICERS**

**Motion:** Fach moved, seconded by Cording, to approve the first reading and waive the second reading of an ordinance for the hiring of part-time police officers, item 12C-0343.

**Discussion:** Council questioned the number of hours a part-time officer could work per year.

**Roll Call:** AYES: Greene, Lincoln, Murphy, Painter, Cording, Fach, Renner  
NAYS: None

The motion carried.

**12C-0344 – WARRANTS**

**Motion:** Greene moved, seconded by Cording, to approve the warrants as presented with the addition of a warrant to KRT Productions, Inc. in the amount of \$1,500 for the City's share of the Project Galena filming production.

**Discussion:** None.

**Roll Call:** AYES: Lincoln, Murphy, Painter, Cording, Fach, Greene, Renner  
NAYS: None

The motion carried.

**12C-0345 – ALDERPERSONS' COMMENTS**

**Weeds** – Lincoln reported the weeds in front of Wal-Mart are out of hand and need to be cut.

**Economic Development** – Painter noted we heard about some nice economic development items this evening regarding the arts and she looks forward to welcoming a new business to town as well as the continuation of the successful business of Tri-State Screenprint.

**Water Main Break** – Cording reported she had a water main break close to her home over the weekend. She expressed her appreciation for the Public Works crew who moved very quickly to get it taken care of.

**Car Wash** – Greene reported it was good to see the old carwash was coming down. It will be a plus to the area when it is done.

**Welcome** – Fach welcomed the new business to town and the sustaining Tri-State Screenprint.

**Service Line Leak** – Fach reported the leak he reported at the last meeting was due to the power company nicking a coupling on the main.

**12C-0346 – CITY ADMINISTRATOR'S REPORT**

No report.

**12C-0347 – MAYOR'S REPORT**

Mayor Renner welcomed the new economic growth and thanked all for their hard work in keeping the town running.

**12C-0348 – MOTION FOR EXECUTIVE SESSION**

**Motion:** Cording moved, seconded by Painter, to recess to Executive Session to discuss the following:

- Pending, probable or imminent litigation, Section 2 (c) (11)
- Review of Executive Session Minutes, Section 2 (c) (21)

**Roll Call:** AYES: Cording, Fach, Greene, Lincoln, Murphy, Painter, Renner  
NAYS: None

The motion carried.

The meeting recessed at 7:40 p.m.

The meeting reconvened at 8:07 p.m.

**12C-0349 - ADJOURNMENT**

**Motion:** Painter moved, seconded by Lincoln, to adjourn.

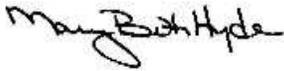
**Discussion:** None.

**Roll Call:** AYES: Fach, Greene, Lincoln, Murphy, Painter, Cording, Renner  
NAYS: None

The motion carried.

The meeting adjourned at 8:07p.m.

Respectfully submitted,



Mary Beth Hyde  
City Clerk