

MINUTES OF THE REGULAR CITY COUNCIL MEETING OF 26 DECEMBER 2012

12C-0523 – 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 26 December 2012.

12C-0524 – ROLL CALL

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

Absent: Murphy, Painter

12C-0525 – ESTABLISHMENT OF QUORUM

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

12C-0526 – PLEDGE OF ALLEGIANCE

The Pledge was recited.

12C-0527 - REPORTS OF STANDING COMMITTEES

None.

12C-0527B – PUBLIC COMMENTS

James Wirth, 121 S. High Street – Wirth read a brief summary outlining his objections to allowing ghost tours in the city cemeteries.

Rick Pariser, 113 S. High Street – Pariser urged the council to deny the request for after hour tours of the cemetery noting there are no pathways or lighting. Pariser stated he was opposed to using the city cemetery for commercial ventures.

Amelia Roth, Amelia’s Galena Ghost Tours – Roth advised she was requesting to use the corner of the cemetery near the gazebo. She listed several cemeteries that allowed organized tours and urged the Council to vote in favor of her request.

Steve Repp, 227 S. Dodge Street – Repp urged the Council to deny the request for special permission to use the cemetery at night for ghost tours and urged those applying to use the cemetery during the daylight hours.

PUBLIC HEARING

12C-0528 – PUBLIC HEARING ON A REQUEST BY SAM AND AMBER ROTI, 3935 N. COUNCIL HILL ROAD, TO VACATE APPROXIMATELY 2.5 ACRES OF STREET RIGHT-OF-WAY ADJACENT TO THEIR PROPERTY

Motion: Fach moved, seconded by Greene, to open the Public Hearing on a request by Sam and Amber Roti, 3935 N. Council Hill Road, to vacate approximately 2.5 acres of street right-of-way adjacent to their property.

Discussion: None.

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

The motion carried.

Testimony: None.

Motion: Fach moved, seconded by Greene, to close the Public Hearing on a request by Sam and Amber Roti, 3935 N. Council Hill Road, to vacate approximately 2.5 acres of street right-of-way adjacent to their property.

Discussion: None.

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

The motion carried.

CONSENT AGENDA CA-21

12C-0529 – APPROVAL OF THE MINUTES OF THE DECEMBER 10, 2012 CITY COUNCIL MEETING

12C-0530 – APPROVAL OF BUDGET AMENDMENT BA13-05 FOR WEBSITE UPDATE AND MUSEUM UTILITIES AND MAINTENANCE

12C-0531 – ACCEPTANCE OF NOVEMBER 2012 FINANCIAL REPORT

Motion: Cording moved, seconded by Lincoln, to approve Consent Agenda CA-21 as presented.

Discussion: None.

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

The motion carried.

UNFINISHED BUSINESS

12C-0514 – SECOND READING AND POSSIBLE ACTION ON AN ORDINANCE REVISING CHAPTER 110.39, “STREET PERFORMERS” OF THE GALENA CODE OF ORDINANCES

Motion: Greene moved, seconded by Fach, to approve the second reading of an ordinance revising Chapter 110.39, “Street Performers” of the Galena Code of Ordinances.

Discussion: None.

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

The motion carried.

12C-0515 – SECOND READING AND POSSIBLE ACTION ON AN ORDINANCE AMENDING CHAPTER 111 “ALCOHOLIC BEVERAGES” OF THE GALENA CODE OF ORDINANCES TO CREATE A NEW CLASS OF LIQUOR LICENSE FOR HOTELS WITHOUT RESTAURANTS OR BAR FACILITIES

Motion: Cording moved, seconded by Greene, to approve the second reading of an ordinance amending Chapter 111 “Alcoholic Beverages” of the Galena Code of Ordinances to create a new class of liquor license for hotels without restaurants or bar facilities.

Discussion: None.

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

The motion carried.

NEW BUSINESS

12C-0532 – DISCUSSION AND POSSIBLE ACTION ON A REQUEST BY SAM AND AMBER ROTI TO VACATE APPROXIMATELY 2.5 ACRES OF STREET RIGHT-OF-WAY ADJACENT TO THEIR PROPERTY

Motion: Fach moved, seconded by Greene, to open discussion on a request by Sam and Amber Roti to vacate approximately 2.5 acres of street right-of-way adjacent to their property.

Discussion: None.

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

The motion carried.

Discussion: Council agreed it looks like a good deal for the City. A question was raised with regard to accessing the utilities. Moran advised in a vacation ordinance the city maintains the right to install utilities. A portion of the property purchased will overlay an existing sewer main.

Council noted the city did not receive any objections to the request.

Motion: Cording moved, seconded by Fach, to close discussion on the request by Sam and Amber Roti to vacate approximately 2.5 acres of street right-of-way adjacent to their property.

Discussion: None.

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

The motion carried.

Motion: Cording moved, seconded by Greene, to approve the request by Sam and Amber Roti to vacate approximately 2.5 acres of street right-of-way adjacent to their property with the terms set up by staff.

Discussion: None.

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

The motion carried.

12C-0533 – DISCUSSION AND POSSIBLE ACTION ON REQUEST BY AMELIA’S GHOST TOURS FOR PERMISSION TO CONDUCT TOURS IN THE CITY CEMETERY AFTER CLOSING TIME

Motion: Greene moved, seconded by Fach, to deny the request by Amelia’s Ghost Tours for permission to conduct tours in the city cemetery after closing time.

Discussion: Fach felt the testimonies given were very impressive and came from people who are respected in the community and have done their homework. Fach was opposed to allowing tours after closing time. Lincoln agreed adding if they wished to go up to the fence that would be fine.

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

The motion carried.

12C-0534 – DISCUSSION AND POSSIBLE ACTION ON FINAL BOUNDARY FOR NATIONAL REGISTER HISTORIC DISTRICT APPLICATION

Motion: Greene moved, seconded Fach, to open discussion on the final boundary for the National Historic District Application.

Discussion: None

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

The motion carried.

Discussion: Daryl Watson stated that the State of Illinois felt that the Marine Hospital was too far out to be included in the boundaries. Council discussed the proposed boundaries and agreed to remove the Marine Hospital. The City will seek Landmark Status for the building only.

Motion: Cording moved, seconded Greene, to close discussion on the final boundary for the National Historic District Application.

Discussion: None

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

The motion carried.

Motion: Cording moved, seconded Greene, to approve the final boundaries as presented with the exception of the old Marine Hospital which the City will request to have Landmarked.

Discussion: None

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

The motion carried.

12C-0535 – DISCUSSION AND POSSIBLE ACTION ON ZONING CALENDAR NO. 12A-03. A REQUEST BY THE CITY OF GALENA FOR A TEXT AMENDMENT TO SECTION 154.406 OF THE ZONING ORDINANCE

Motion: Cording moved, seconded by Greene, to approve the request by the City of Galena for a text amendment to Section 154.406 of the Zoning Ordinance.

Discussion: Council felt the request makes sense.

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

The motion carried.

12C-0536 – FIRST READING OF AN ORDINANCE AMENDING SECTION 154.406 OF THE ZONING ORDINANCE

Motion: Greene moved, seconded by Lincoln, to approve the first reading and waive the second reading of an ordinance amending Section 154.406 of the Zoning Ordinance.

Discussion: None.

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

The motion carried.

12C-0537 – DISCUSSION AND POSSIBLE ACTION ON A REQUEST BY THE IFIBER RESOURCES GROUP FOR A PERMIT TO INSTALL A FIBER OPTIC SYSTEM WITHIN CITY RIGHTS-OF-WAY

Motion: Greene moved, seconded Fach, to open discussion on the request by IFiber Resources Group for a permit to install a fiber optic system within city rights-of-way.

Discussion: None

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

The motion carried.

Discussion: Council questioned who would be liable if they were to hit a water or sewer line. Moran advised he would double check but he was certain IFiber Optic Systems would be liable. Most likely we would do the repair and they would pay the costs incurred.

Moran advised IFiber Optic Systems plans to coordinate Gear Street with the construction. Lines will be located under streets, sidewalk and grassy areas. The majority of the downtown will be under actual pavement. There is some conduit on Commerce Street that they will be able to utilize.

Council directed staff to check into the liability issues.

Motion: Greene moved, seconded Fach, to close discussion the request by IFiber Resources Group for a permit to install a fiber optic system within city rights-of-way.

Discussion: None

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

The motion carried.

Motion: Cording moved, seconded by Greene, to approve the request by the IFiber Resources Group for a permit to install a fiber optic system within City rights-of-way, item 12C-0537.

Discussion: None.

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

The motion carried.

12C-0538 – WARRANTS

Motion: Fach moved, seconded by Greene to approve the Warrants as presented.

Discussion: None.

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

The motion carried.

12C-0539 – ALDERPERSONS' COMMENTS

Alderman Fach wished everyone a "Happy New Year".

Snow – Greene commended the Public Works crew for a great job with the recent snow storm.

Alderwoman Cording wished everyone a "Happy New Year and best wishes for the season".

Citizens Comments – Cording expressed her appreciation for those that come to meetings and politely express their opinions. She appreciates the fact that they are concerned and care about the city.

12C-0540 – CITY ADMINISTRATOR'S REPORT

Illinois Clean Energy – Moran reported the City has received a check from Illinois Clean Energy that was just shy of \$800,000. They noted the application was the best reimbursement application they have ever received. Moran commended Andy Lewis on a job well done.

Capital Improvement Plan – Moran reported the Capital Improvement Plan is coming along nicely. He hopes to have a draft available at the next meeting. This year the plan will include an actual map for each year to show which streets and alleys would be resurfaced.

Public Works – Moran advised the Public Works Department has taken on a new "green" attitude. They have been looking for ways to be more efficient. They have recently installed

three new lights in the tunnel under Highway 20. Staff installed and wired new LED lights. The old lights were on 24 hours per day. The new lights are synced with the light sensors on the bridge lights above.

12C-0541 – MAYOR’S REPORT

Mayor Renner wished all a “Happy New Year” and thanked the street crew, police and fire department along with mutual aid departments who came to help with the recent house fire. The fire was contained very well.

12C-0542 - ADJOURNMENT

Motion: Fach moved, seconded by Lincoln, to adjourn.

Discussion: None.

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

The motion carried.

The meeting adjourned at 7:32 p.m.

Respectfully submitted,



Mary Beth Hyde
City Clerk