

MINUTES OF THE REGULAR CITY COUNCIL MEETING OF 28 MAY 2013

13C-0197 – CALL TO ORDER

Mayor Pro-tem LaVerne Greene called the regular meeting to order at 6:30 p.m. in the Board Chambers at 312½ North Main Street on 28 May 2013.

13C-0198 – ROLL CALL

Upon roll call the following members were present: Bernstein, Fach, Greene, Kieffer, Lincoln, Painter

Absent: Renner

13C-0199 – ESTABLISHMENT OF QUORUM

Mayor Pro-tem Greene announced a quorum of Board members present to conduct City business.

13C-0200 – PLEDGE OF ALLEGIANCE

The Pledge was recited.

13C-0201 - REPORTS OF STANDING COMMITTEES

None.

13C-0202 – PUBLIC COMMENTS

Jerry Murdock, 1005 Campbell Street – Murdock urged the Council to consider doing something to control the deer population.

Rick Pariser, 113 S. High Street – Pariser voiced concern with some recent vandalism in town. He questioned if something is being done and requested someone with first-hand knowledge give a brief report at a future meeting to let citizens know.

Dave Hoeffler, 1002 N. Division Street – Hoeffler expressed concern with the deer population stating there are safety issues as well as a disease concern. He urged the Council to find a way to curtail the problem.

Kathy Pearson, 715 McBreems Lane – Pearson agreed with the previous comments with regard to the deer population. She too urged the Council to consider action to reduce the deer population.

PUBLIC HEARING

Motion: Fach moved, seconded by Painter, to open the public hearing on the possibility of controlling the deer population in the City Limits.

Discussion: None.

Roll Call:
AYES: Fach, Kieffer, Lincoln, Painter, Bernstein, Greene
NAYS: None
ABSENT: Renner

The motion carried.

13C-0203 – PUBLIC HEARING ON THE POSSIBILITY OF CONTROLLING THE DEER POPULATION IN THE CITY LIMITS

Testimony: None.

Motion: Fach moved, seconded by Painter, to close the public hearing on the possibility of controlling the deer population in the City Limits.

Discussion: None.

Roll Call: AYES: Kieffer, Lincoln, Painter, Bernstein, Fach, Greene
NAYS: None
ABSENT: Renner

The motion carried.

Motion: Fach moved, seconded by Painter, to open the public hearing on an Annexation Agreement with Lloyd Gronner for a 0.345 acre parcel adjacent to 1015 Spring Street (former Ron’s Amoco).

Discussion: None.

Roll Call: AYES: Kieffer, Lincoln, Painter, Bernstein, Fach, Greene
NAYS: None
ABSENT: Renner

The motion carried.

13C-0204 – PUBLIC HEARING ON AN ANNEXATION AGREEMENT WITH LLOYD GRONNER FOR A 0.345 ACRE PARCEL ADJACENT TO 1015 SPRING STREET (FORMER RON’S AMOCO)

City Attorney Nack swore in those wishing to testify.

Testimony: Sam Roti, Applicant, stated he is proposing the annexation. The annexation is to expand the former Ron’s Amoco property to a more marketable site for general commercial. Painter questioned Roti if he had any similar projects in terms of development. Roti advised his background is broad in real estate. His last project was a 57 story condo in downtown Chicago. He stated he has pretty much done everything in between but never anything this small. He feels it will be a nice improvement for the town.

Motion: Fach moved, seconded by Bernstein, to close the public hearing on an Annexation Agreement with Lloyd Gronner for a 0.345 acre parcel adjacent to 1015 Spring Street (former Ron’s Amoco).

Discussion: None.

Roll Call: AYES: Lincoln, Painter, Bernstein, Fach, Kieffer, Greene
NAYS: None
ABSENT: Renner

The motion carried.

Motion: Fach moved, seconded by Painter, to adjourn as the City Council and reconvene as the Liquor Commission.

Discussion: None.

Roll Call: AYES: Painter, Bernstein, Fach, Kieffer, Lincoln, Greene
NAYS: None
ABSENT: Renner

The motion carried.

LIQUOR COMMISSION

13C-0205 – DISCUSSION AND POSSIBLE ACTION ON AN APPLICATION BY WAL-MART SUPERCENTER #5044, 10000 BARTELL BOULEVARD, FOR A CHANGE OF CORPORATION LIQUOR LICENSE MANAGER TO MELISSA MCCULLY

Motion: Painter moved, seconded by Fach, to approve the application by Wal-Mart Supercenter #5044, 10000 Bartell Boulevard, for a change of Corporation Liquor License Manager to Melissa McCully.

Discussion: None.

Roll Call: AYES: Bernstein, Fach, Kieffer, Lincoln, Painter, Greene
NAYS: None
ABSENT: Renner

The motion carried.

Motion: Fach moved, seconded by Painter, to adjourn as the Liquor Commission.

Discussion: None.

Roll Call: AYES: Fach, Kieffer, Lincoln, Painter, Bernstein, Greene
NAYS: None
ABSENT: Renner

The motion carried.

Motion: Painter moved, seconded by Fach, to reconvene as the City Council.

Discussion: None.

Roll Call: AYES: Kieffer, Lincoln, Painter, Bernstein, Fach, Greene
NAYS: None
ABSENT: Renner

The motion carried.

CONSENT AGENDA CA13-10

13C-0206 – APPROVAL OF MINUTES OF THE MAY 13, 2013 CITY COUNCIL MEETING

13C-0207 – SECOND READING AND POSSIBLE APPROVAL OF AN ORDINANCE DESIGNATING SURPLUS PROPERTY

13C-0208 – APPROVAL OF FIRE INSPECTOR HOURLY PAY7 RATE OF \$13.50 PER HOUR

13C-0209 – APPROVAL OF THE APRIL 2013 FINANCIAL REPORT

Motion: Lincoln moved, seconded by Kieffer, to approve Consent Agenda CA13-10 as presented.

Discussion: None.

Roll Call: AYES: Kieffer, Lincoln, Painter, Bernstein, Fach, Greene
 NAYS: None
 ABSENT: Renner

The motion carried.

UNFINISHED BUSINESS

13C-0153 – DISCUSSION AND POSSIBLE ACTION ON APPROVAL OF A CONTRACT FOR GRANT PARK GAZEBO RESTORATION

Option 1:	
Scrape ceiling, not paint removal	\$- 3,400.00
Replace column bases, not repair	\$- 450.00
Less sanding at ceiling	\$- 500.00
Keep existing steps	\$- 7,455.00
No concrete work	\$- 2,490.00
Total Savings	\$14,295.00

Motion: Painter moved, seconded by Fach to approve the contract for the Grant Park Gazebo Restoration using Option 1, item 13C-0153.

Discussion: Painter stated she is concerned with not going ahead with the replacement of the steps with a more aesthetic option; however, she understands the need to get started. It is her hopes we might get this going with the funds we have along with the funds from the Community Fund of Galena and that at some point in the future we might look at getting the step improvements in a future budget.

Bernstein questioned if it is in fact less expensive to replace the column bases vs. repairing them. Johnson explained the column bases are rotted out and to repair them would require removing the bad wood and putting in a wood epoxy which would become more expensive.

Roll Call: AYES: Lincoln, Painter, Bernstein, Fach, Kieffer, Greene
 NAYS: None
 ABSENT: Renner

The motion carried.

13C-0177 – DISCUSSION AND POSSIBLE ACTION ON THE POSSIBILITY OF CONTROLLING THE DEER POPULATION IN THE CITY LIMITS

Motion: Fach moved, seconded by Painter, to continue to do research on the basis of doing some kind of controlling of the deer numbers in the city.

Discussion: Painter questioned if there are any legal boundaries we need to be aware of. Nack advised there are several that would need to be looked into.

Council agreed they would like to bring in someone from the Department of Natural Resources to get an idea and prospective on what we need to do as a municipality. Council agreed to assess the situation to determine how to effectively handle it.

Bernstein suggested exploring the possibility of expanding the limit on the number of deer during the hunting season rather than addressing this in the municipality.

Roll Call: AYES: Painter, Bernstein, Fach, Kieffer, Lincoln, Greene
NAYS: None
ABSENT: Renner

The motion carried.

NEW BUSINESS

13C-0120 – MONTHLY REPORT BY ENVIRONMENTAL MANAGEMENT CORPORATION (EMC)

Saylor reported Well #6 is back on file. A sales representative recommended a product called Earth Tech and it worked!

Saylor announced he has been working with American Water to hire a summer intern, Andrew Schuler. Schuler is a local boy pursuing his degree. In order to receive it, he needs to do an internship. This is a program American Water will look at in the future.

Lincoln questioned if there were going to be some needed inspections and or repair to Well #5. Saylor advised while it probably took a little bit of the life out of the pump, it is working fine.

Fach questioned how the buildings were metered for electricity. Saylor advised all buildings are metered separately.

13C-0211 – DISCUSSION AND POSSIBLE ACTION ON FESTIVAL PERMIT APPLICATION BY TRI-STATE HISTORICAL PRESENTATIONS, MARCEL DIDIER, EVENT COORDINATOR, FOR A CIVIL WAR ENCAMPMENT IN DEPOT PARK, APRIL 25, 26, AND 27 2014 AND AUGUST 21, 22 AND 23, 2015

Motion: Painter moved, seconded by Fach, to approve the festival permit application by Tri-State Historical Presentations, Marcel Didier, for a Civil War Encampment in Depot Park, April 25, 26 and 17, 2014 and August 21, 22 and 23, 2015.

Discussion: Council voiced some concern with approving a festival so far in advance. Didier advised the August dates for 2015 mark the 150th anniversary of Grant's triumph and return to Galena. They are in the process of planning a big event which takes a lot of planning.

Roll Call: AYES: Bernstein, Fach, Kieffer, Painter, Greene
NAYS: Lincoln
ABSENT: Renner

The motion carried.

13C-0212 – DISCUSSION AND POSSIBLE ACTION ON A REQUEST BY STILLMAN INN TO AMEND THE CODE OF ORDINANCES TO INCLUDE SMALL INNS AS AN ELIGIBLE APPLICANT FOR THE CLASS P LIQUOR LICENSE

Motion: Painter moved, seconded by Fach, to approve the request by Stillman Inn to amend the Code of Ordinances to include Small Inns as an eligible applicant for the Class P Liquor License.

Discussion: None.

Roll Call: AYES: Fach, Kieffer, Lincoln, Painter, Bernstein, Greene
NAYS: None
ABSENT: Renner

The motion carried.

13C-0213 – DISCUSSION AND POSSIBLE ACTION ON THE FIRST READING OF AN ORDINANCE AUTHORIZING THE EXECUTION OF AN ANNEXATION AGREEMENT WITH LLOYD GRONNER FOR 0.345 ACRES

Motion: Painter moved, seconded by Kieffer, to approve the first reading and waive the second reading of an ordinance authorizing the execution of an annexation agreement with Lloyd Gronner for 0.315 acres, item 13C-0213.

Discussion: None.

Roll Call: AYES: Kieffer, Lincoln, Painter, Bernstein, Greene
NAYS: None
ABSTAIN: Fach
ABSENT: Renner

The motion carried.

13C-0214 – DISCUSSION AND POSSIBLE ACTION ON ZONING CALENDAR NO. 13A-01, AN APPLICATION BY SAM ROTI TO REZONE 0.335 ACRES IMMEDIATELY SOUTH OF 1015 SPRING STREET FROM COUNTY AGRICULTURAL TO CITY OF GALENA GENERAL COMMERCIAL

Motion: Painter moved, seconded by Bernstein, to approve Zoning Calendar No. 13A-01, an application by Sam Roti to rezone 0.335 acres immediately south of 1015 Spring Street from County Agricultural to City of Galena General Commercial, item 13C-0214.

Discussion: None.

Roll Call: AYES: Kieffer, Lincoln, Painter, Bernstein, Greene
NAYS: None
ABSTAIN: Fach
ABSENT: Renner

The motion carried.

13C-0215 – DISCUSSION AND POSSIBLE ACTION ON THE FIRST READING OF AN ORDINANCE ANNEXING 0.345 ACRES AS PETITIONED BY LLOYD GRONNER

Motion: Bernstein moved, seconded by Kieffer, to approve the first reading and waive the second reading of an ordinance annexing 0.345 acres as petitioned by Lloyd Gronner, item 13C-0215.

Discussion: None.

Roll Call: AYES: Lincoln, Painter, Bernstein, Kieffer, Greene
NAYS: None
ABSTAIN: Fach
ABSENT: Renner

The motion carried.

13C-0216 – DISCUSSION AND POSSIBLE ACTION ON ZONING CALENDAR NO. 13PDA-01, AN APPLICATION BY THE JO DAVIESS COUNTY WORKSHOP FOR A MAP AMENDMENT TO AMEND THE DEFAULT ZONING OF THE PROPERTY AT 708 S. WEST STREET FROM

HEAVY INDUSTRIAL TO NEIGHBORHOOD COMMERCIAL FOR THE BUILDING KNOWN AS THE PUBLIC SERVICE BUILDING AT THE SITE

Motion: Fach moved, seconded by Lincoln, to approve Zoning Calendar No. 13PDA-01, an application by the Jo Daviess County Workshop for a map amendment to amend the default zoning of the property at 708 S. West Street from heavy industrial to neighborhood commercial for the building known as the Public Service Building at the site.

Discussion: They are requesting this change in order to be able to sell shirts and/or wares out of this building.

Roll Call: AYES: Painter, Bernstein, Fach, Kieffer, Lincoln, Greene
NAYS: None
ABSENT: Renner

The motion carried.

13C-0217 – WARRANTS

Motion: Fach moved, seconded by Painter, to approve the Warrants as presented, item 13C-0217.

Discussion: None.

Roll Call: AYES: Bernstein, Fach, Kieffer, Lincoln, Painter, Greene
NAYS: None
ABSENT: Renner

The motion carried.

13C-0218 – ALDERPERSONS’ COMMENTS

Thank you – Painter thanked Craig Albaugh for his years of service and wished him “Happy Fishing”.

Vegetation – Fach advised he has received a complaint about the vegetation encroaching on South High Street between Highway 20 and Gear Street.

Power Outage – Fach voiced concern when we had the power outage he called City Hall to find out what was going on and no one could answer the phone nor could the Police Department. He voiced concern with the phone system going down during a power outage.

Safe Room – Fach feels it would be nice to have a space within the new City Hall that would be deemed a safe room where in the event of a tornado staff could retire to and not be in jeopardy of being bombarded by flying objects. He also recommended looking at the possibility of mandating that new construction provide within the structure a safe room for people to retire.

Emergency Generating Capacity – Fach stated he would like to have a tour of our Emergency Generating Capacity. He feels the Council should be aware of where these generators are and should see them fired up to get a real feel about what we have to provide the people of Galena when something does happen to us.

NOAH Weather Radios – Fach stated it would be nice if we could find a grant to give every household in Galena a NOAH Weather Radio.

13C-0219 – CITY ADMINISTRATOR’S REPORT

City Hall Project – Moran reported the City Hall Project is coming along. Bids are due back Monday. Four general contractors and several subs have taken out plan sets.

Zoning Administrator Search – Moran reported the search is ongoing. He hopes to wrap it up by the end of the week.

Website Redesign – Moran reported the redesign is going well. He hopes to have everything up and running this Friday. While the site won't be 100 percent complete, it will be close.

Phones – Moran advised the phones at City Hall do have a battery backup which lasted for a while.

Safe Room – Moran advised he will check into the possibility of a safe room at the new City Hall.

13C-0220 – MAYOR’S REPORT

No report.

12C-0221 – MOTION FOR EXECUTIVE SESSION

Motion: Lincoln moved, seconded by Kieffer, to recess to Executive Session to discuss the following:

- Purchase or lease of real estate, Section 2 (c) (5)
- Pending, probable or imminent litigation , Section 2 (c) (11)
- Review of Executive Session Minutes, Section 2 (c) (21)

Discussion: None.

Roll Call: AYES: Kieffer, Lincoln, Painter, Bernstein, Fach, Greene,
NAYS: None
ABSENT: Renner

The motion carried.

The meeting recessed at 7:25.

The meeting reconvened at 8:08.

13C-0222 - ADJOURNMENT

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

Discussion: None.

Roll Call: AYES: Lincoln, Painter, Bernstein, Fach, Kieffer, Greene
NAYS: None
ABSENT: Renner

The motion carried.

The meeting adjourned at 8:08 p.m.

Respectfully submitted,

A handwritten signature in black ink that reads "Mary Beth Hyde". The signature is written in a cursive style with a large initial "M".

Mary Beth Hyde
City Clerk

