

MINUTES OF THE REGULAR CITY COUNCIL MEETING OF 24 JUNE 2013**13C-0246 – 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 24 June 2013.

13C-0247 – ROLL CALL

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

13C-0248 – ESTABLISHMENT OF QUORUM

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

13C-0249 – PLEDGE OF ALLEGIANCE

The Pledge was recited.

13C-0250 - REPORTS OF STANDING COMMITTEES

None.

13C-0251 – PUBLIC COMMENTS

Dana Meadows - 130 S. Main Street – Meadows addressed item 13C-0257, reconsideration of the request by the Downtown Business Association for a festival permit for the “Galena Unsigned Artist Music Festival” in Depot Park, August 23, 24 and 25, 2013. Meadows stated he wasn’t exactly sure what the issues or concerns were. He feels they went through the proper channels. He added they are not affiliated with any other musical event happening anywhere else in Galena. There was no opposition to the event at the last meeting. He advised nothing in their plans has changed. The event will be at the Depot Park. They have signed contracts and hired a promoter. The Belvidere Mansion and Otto’s Place have agreed to be sponsors. Posters have been printed and the event has been posted on social media sites and various websites. Six local vendors have rented booths for Saturday. Eight businesses on Main Street are sponsoring 32 bands. Over 600 bands have applied for those 32 positions. The 32 bands will play on four Thursdays at various businesses downtown. They are trying to promote Galena in order to bring people of all ages here. They have already invested \$25,000 into the event. It is not a rock concert. Meadows urged the Council to allow them to go ahead with the event.

Jess Farlow, 411 Meeker Street – Farlow noted that on May 13, 2013 there was a unanimous approval for the festival permit for the “Galena Unsigned Artist Music Festival”. There were no points of discussion other than if there were any other events happening that weekend. Based on that approval, many local dollars have been spent as well as promotional dollars have been spent that can have a major positive economic impact on the City of Galena. Farlow urged the Council uphold the original approval of the festival and not reverse their decision.

Lisa Parr, 105-107 N. Main Street – On behalf of the “Galena Unsigned Artists Music Festival”, Parr stated they have already made a financial investment for the festival. She listed numerous businesses already in support of the festival and advised there were many more to come. She advised these businesses have made a financial investment in the festival.

Charlotte Kennedy, 1022 Fourth Street – Kennedy spoke with regard to changing the zoning at the poor farm. She advised the only way in and out of Galena is the use of Blackjack and Irish Hollow Roads. She is concerned all of the people would have to use that road to get in and out. This would impact traffic to a very large degree. She advised, as a homeowner, she is opposed to this application.

Jim Boho, 1477 S. Rocky Hill Road – Boho agreed with Kennedy. He feels the County Comprehensive Plan fully supports the decision to say no to this venue. He stated he has talked to the Sheriff’s Department, State Police and the Local Police with regard to traffic. Traffic cannot be stopped on the highway coming down the hill. He urged the Council to go along with the recommendation of the Zoning Board and vote no on this issue.

Phil Eichler, 1203 S. Third Street – Eichler spoke in opposition to the “Galena Unsigned Artist Music Festival”. Eichler stated he feels the festival is an incredibly poorly planned event. It is being created by the Downtown Business Association with a commercial promoter who is not paying any rent for the depot property, has posted no kind of bond that they are not going to trash the depot lot or made any provisions for traffic control or police. He feels this is the sort of thing we shouldn’t bring to this community. This is a for profit organization therefore they should have some “skin” in the game and they don’t. He urged the Council to be vigilant in maintaining the aura of Galena being one of the “Best Small Towns in America”. He feels this event does not do that.

CONSENT AGENDA CA13-12

13C-0252 – APPROVAL OF MINUTES OF THE REGULAR CITY COUNCIL MEETING OF JUNE 10, 2013

13C-0253 – SECOND READING AND POSSIBLE APPROVAL OF AN ORDINANCE AMENDING CHAPTER 111.20 TO EXTEND THE CLASS P LIQUOR LICENSE TO SMALL INNS

13C-0254 – APPROVAL OF THE RENEWAL OF A CONTRACT WITH PROFESSIONAL ACCOUNT MANAGEMENT FOR PARKING CITATION PROCESSING

Motion: Lincoln moved, seconded by Kieffer, to approve Consent Agenda CA13-12 as presented.

Discussion: None.

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

The motion carried.

NEW BUSINESS

13C-0255 – DISCUSSION AND POSSIBLE ACTION ON A COUNTY ZONING APPLICATION BY STEPHEN WALKER TO REZONE 1300-1301 NORTH IRISH HOLLOW ROAD (FORMER LOCATION OF FRIED GREEN TOMATOES AND THE COUNTY POOR FARM) FROM RESIDENTIAL DISTRICT TO PD PLANNED DEVELOPMENT MIXED DISTRICT TO ALLOW FOR A RECREATION AND ENTERTAINMENT OUTDOOR VENUE

Motion: Greene moved, seconded by Painter, to send a resolution of objection to the County Board on the application by Stephen Walker to rezone 1300-1301 North Irish Hollow Road from Residential District to PD Planned Development Mixed District to allow for a recreation and entertainment outdoor venue.

Discussion: Renner stated he has talked to people in the Police Department and, at this time, he feels the County and the City are not ready for something like this.

Painter advised she has looked at the VisitGalena calendar of events. There are 14 other events going on in Galena, 7 of which impact traffic. She felt approving this would be setting us up with a conflict of priorities in terms of police and other resources in the town. She felt it would also

potentially be setting the developer up to not succeed. She supported the Zoning Board's recommendation to object to the rezoning. Fach agreed.

Bernstein stated her concern with the proposal is the thought of 800 cars on Blackjack Road. She felt that would really be a problem.

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

The motion carried.

13C-0256 – DISCUSSION AND POSSIBLE ACTION ON A COUNTY ZONING APPLICATION BY CARL SCHOENHARD FOR A SPECIAL USE PERMIT TO ALLOW FOR A SINGLE FAMILY RESIDENCE IN THE AGRICULTURAL DISTRICT AT 9641 N. BUCKHILL ROAD

Motion: Fach moved, seconded by Bernstein, to make a positive recommendation for the Special Use Permit to allow for a single family residence in the Agricultural District at 9641 N. Buckhill Road, item 13C-0256.

Discussion: None.

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

The motion carried.

13C-0257 – DISCUSSION AND POSSIBLE ACTION ON RECONSIDERATION BY THE GALENA DOWNTOWN BUSINESS ASSOCIATION FOR A FESTIVAL PERMIT FOR THE “GALENA UNSIGNED ARTIST MUSIC FESTIVAL” IN DEPOT PARK, AUGUST 23, 24 AND 25, 2013

Motion: Fach moved, seconded by Bernstein, to reconsider the festival permit for the “Galena Unsigned Artist Music Festival” in Depot Park, August 23, 24 and 25, 2013 in light of new information that has come to light.

Discussion: Fach stated when this event was presented to the City Council it was presented as a multiple day event but Thursday and Friday would be a contest. It wasn't mentioned who the judges were but the judges would pick the contestants that were going to perform on Saturday. Fach stated it has come to light that there is no contest and that it is his understanding this has been turned over to a promoter and the promoter will pick the bands. The promoter will do the organizing of the talent. Fach feels there is a lot of confusion. Fach also noted the advertisement announces the use of two stages. He didn't think the original application indicated two stages.

Greene stated he doesn't have a problem with allowing them to go ahead as planned.

Meadows explained the contest. It will be held at eight venues in Galena on Thursday evenings in August. Parr explained over 400 bands submitted applications. The judges will be professors from Loras College, Clarke College and the University of Dubuque. She advised typically the music will be bluegrass, folk and country. This will give a lot of local people an opportunity to play in the venue. With the process of elimination four bands will make it to the local stage and four bands will make it to the main stage. Parr advised the reason they went with a promoter is for promotional purposes. The University of Platteville band will come down for a pre-performance on one of the stages. The Loras College Drum Line will be performing as well. Parr stated they do not want this to be anything other than what Galena is known for. It will be a quality event. Parr stated she, Dana Meadows and Lehn Duhack will also be participating in the selection process.

A grand opening will be held in a local hotel on Friday evening. The group has over 30 confirmed sponsors to date.

Painter questioned if they have seen references for Sunset Island to know the kind of things they have done before. Parr advised the Galena Downtown Business Association has the insurance for this event. Sunset Island will not be given any money until the goods are produced.

The ticket charge will be \$10 per person with \$5.00 to the promoter, \$4 to the Downtown Business Association and \$1.00 to Special Olympics. Meadows advised 12 bands will be playing from 10:00 a.m. to 10 p.m. in Depot Park on Saturday. All music will stop at 10:00 p.m. Bernstein questioned if they had any plans for controlling the volume. The main stage will be placed under the bridge so the music would go straight down the dike area. The local stage will be near Otto's place with a minimal sound system. Otto's Place will be the main sponsor of that stage. Parr stated she doesn't see it being any louder than any other event held at Depot Park.

Moran advised typically the City would require \$1 million dollars of insurance, \$2 million aggregate with the city named additionally insured.

13C-0258 – DISCUSSION AND POSSIBLE ACTION ON APPEAL BY DON AND SANDI WEARMOUTH OF A HISTORIC PRESERVATION COMMISSION DECISION REGARDING THE USE OF VINYL SIDING ON THEIR HOUSE AT 308 PARK AVENUE

Motion: Kieffer moved, seconded by Greene, to reverse the decision of the Historic Preservation Commission regarding the use of vinyl siding on the house at 308 Park Avenue.

Discussion: Stewart advised the Wearmouth's came before the Historic Preservation Board on May 16, 2013 asking for an exterior change from the current siding situation. The Commission denied their request for vinyl siding due to the historic nature of the surrounding neighborhood. Stewart advised the Illinois Historic Preservation Commission states that changes that occur to one property cannot negatively impact the house next door or down the block.

Wearmouth explained when they purchased the home there were no signs of bug infestation or bird damage. Within a few months, the problems began and continue to get worse every day. She advised they financially cannot afford cement board siding. The cost is three times that of vinyl siding. Their plea is totally from an economic standpoint. The house was built in the 1950's and is considered to be a non-contributing structure within the boundaries of the Historic District.

Painter stated while she feels for the economic issue, she is concerned with going along with that. She felt the Council should uphold the Historic Preservation Commission's decision.

Bernstein questioned how the vinyl siding would look and if it would replicate the look of the house as it is today. They will try to match the color as closely as possible. The new siding would be 4" reveal vs. a 10" reveal. Stewart advised the texture would be one of the problems. A property that sits closer to the street becomes more of a problem. Stewart advised if the order were reversed they would ask that they use a 4 inch corner board and a more standard window wrap so it could look as normal as possible.

Bernstein stated while she understands the concerns expressed by Painter, she feels the Council needs to look at things on a case by case basis and she feels there is justification for the appeal.

Fach questioned if they could do a wood wrap around the window. Stewart advised they could and that would be a condition on the approval of the vinyl siding.

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

The motion carried.

13C-0260 – DISCUSSION AND POSSIBLE ACTION ON THE LOCATION OF THE GALENA DOG PARK

Motion: Painter moved, seconded by Lincoln, to support the possibility of finding a new Dog Park location amended to include directing City Staff to continue to research the 1 acre property located on South Main Street by the old power plant. .

Discussion: Painter stated she was sad to hear the location on South Main Street was contaminated. She expressed her thanks to the Dog Park people for continuing to work on this project. She feels it is a very worthy project and hopes they can find a place soon.

Fach questioned if there was anything that could be done with the contaminated property such as adding four feet of good soil on top. Council discussed and agreed to direct staff to check into what it would take to clean up the contaminated property.

Amended

Motion: Fach moved, seconded by Bernstein, to amend the motion to including directing City Staff to continue to research the 1 acre property located on South Main Street by the old power plant.

Amended

Motion

Roll Call:

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

The motion carried.

Main

Motion

Roll Call:

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

The motion carried.

13C-0261 – DISCUSSION AND POSSIBLE ACTION ON RESCHEDULING PARK AVENUE SURFACING PROJECT

In a memo to Council, City Engineer, Andy Lewis, recommended the following street program in the event the Park Avenue reconstruction is deferred.

#	Item Description	Estimated Cost \$
1	Alley from Dodge to High Street – 2” overlay	15,000
2	Alley from High to Prospect - 2” overlay	15,000
3	Hickory from Hill to Elk Street - 2” overlay	20,000
4	Division from Franklin to Mc Breams Street - 2” overlay	50,000
5	Seal coat to various streets	25,000
	TOTAL	125,000

Motion: Painter moved, seconded by Lincoln, to reschedule the Park Avenue street resurfacing project to a later date to allow for a total replacement including water and sewer mains.

Discussion: Painter stated while it may be sad for Park Avenue, it is the wisest move to delay the project until such time as it can be done completely, thoroughly and done once. Council agreed to put the project on the schedule for May 2014.

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

The motion carried.

Motion: Lincoln moved, seconded by Kieffer, to reallocate money from the Park Avenue project to other streets as outlined.

Discussion: None.

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

The motion carried.

13C-0262 – WARRANTS

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

Discussion: Bernstein questioned what the bill from Farner Bocken in the amount of \$2,132.06 was for. Moran advised it was for food for the concession stand at the pool. She also questioned whether or not the Health Care Services Bill was an annual bill. Moran advised it was not. It is a one month bill for employee health insurance.

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

The motion carried.

13C-0263 – ALDERPERSONS' COMMENTS

Thank you – Painter thanked the citizens who have taken an active interest in the “Unsigned Artist Music Festival” as well as the rezoning of the poor farm. She appreciates the input and their taking the time to contact the council.

Hickory Street House – Lincoln questioned the status of the house at Hill and Hickory Streets following the recent fire. Stewart advised he had written the owner a letter that by June 24 the house needs to be demolished and removed or a plan had to be in hand. That was not received. A certified letter was sent today giving them until August 2nd to have it down or we will start the process through the courts. The City could take down the property lien it and hope to recover any the costs when the property is sold. Stewart stated it is his understanding that the City would be second in line after the mortgage company.

Deer Problem – Kieffer questioned if anything was being done on the deer problem. Renner advised he would like to put a committee together at the next meeting.

Reconsideration – Fach thanked the Council for their reconsideration of the Unsigned Artist Festival. He had had lots of communication about it and was very concerned.

13C-0264 – CITY ADMINISTRATOR'S REPORT

Deer Population – Moran reported he has been in touch with the Assistant City Manager in Rock Island. They have conducted a lot of research which he hopes to have for the next meeting.

13C-0265 – MAYOR'S REPORT

Mayor Renner thanked everyone for coming.

13C-0266 - ADJOURNMENT

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

Discussion: None.

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

The motion carried.

The meeting adjourned at 7:44 p.m.

Respectfully submitted,



Mary Beth Hyde
City Clerk