

**MINUTES OF THE REGULAR CITY COUNCIL MEETING OF 27 MAY 2014**

**14C-0197 – CALL TO ORDER**

Mayor Terry Renner called the regular meeting to order at 6:30 p.m. in the Board Chambers at 101 Green Street on 12 May 2014.

**14C-0198 – ROLL CALL**

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

**14C-0199 – ESTABLISHMENT OF QUORUM**

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

**14C-0200 – PLEDGE OF ALLEGIANCE**

The Pledge was recited.

**14C-0201 - REPORTS OF STANDING COMMITTEES**

No reports.

**14C-0202 – PUBLIC COMMENTS**

**Amelia Roth, Amelia's Galena Ghost Tours** – Roth thanked the Council for placing an item for a temporary unrestricted license on the agenda. She advised she delivered a binder to Mark Moran demonstrating her qualifications to be in compliance with City, State and Federal guidelines.

**Kim Monk 108 N. Dodge St.** – Monk thanked the City Council their leadership in making the new City Hall facility happen. He understands they took a lot of heat. He added the city could never have replicated this building anywhere else for near that amount of money with prevailing wage requirements.

Monk stated the deer issue is not a new issue. While he understands there is a lot of sentiment toward deer, they are also dangerous. The City has experienced deer running into Main Street windows as well as numerous car accidents. Monk urged the Council to look at it as a public safety issue and land value issue vs. sentiments.

**Dave Hoefler, 1002 N. Division Street** – Hoefler stated 200 names on a piece of paper isn't going to make the deer problem go away. He feels the deer issue needs to be addressed or things will continue to get worse. Hoefler explained the process a sharpshooter must go thru in order to qualify. The Department of Natural Resources will tell us where we can and cannot shoot.

**Anna Hem 226 S. High Street** – Hem stated she was against the culling of deer. She believes when the survey was sent out it was to find out how people felt about it. She doesn't feel the City received enough responses to the survey. She feels the culling isn't right as there are many more citizens talking against it. She urged the Council to do the right thing.

**Christine Baxter, 215 S. Prospect Street** – Baxter spoke against the culling of deer. She doesn't understand why we would go down this path when we live in the middle of fields and forests. Once we do this it be requested again and again at what expense? Baxter feels sharpshooters aren't cheap and this money could be better spent elsewhere.

**Jim Clark, 701 Dewey** – Clark voiced concern with a potential public safety issue of crude oil being shipped through Galena. He raised the following questions: Do we know whether or not the railroads are shipping crude oil through Galena? If they are shipping crude oil thru Galena, in light of recent accidents that have been happening around the country, shouldn't the City be communicating with the railroad addressing these types of situations? Specifically in the instances of derailment and the need for evacuation. The Federal Safety Commission has issued a warning to railroads that they must inform communities thru which crude oil is traveling. Clark urged the Council to look into this matter.

**Anna Hem, 226 S. High Street** – Hem hopes the City will support the TNR (Trap, Neuter, Return) Program. She would like to form a committee of people to do this. She doesn't want to work with Animal Control as their policy is to trap and destroy. She urged the Council to work on some type of program where we can do something good for the animals that live here.

**Kelly Walters, 504 S. Prospect St.** – Walters shared information from the DNR with regard to deer. Walters stated he has been told some people are feeding deer. He advised there is a fine of \$1,000 through the DNR for feeding deer. He recommended contacting the DNR hotline in instances where people are feeding the deer so they can investigate.

**PUBLIC HEARING**

**Motion:** Lincoln moved, seconded by Bernstein, to open the Public Hearing on the proposed federally funded Community Development Block Grant for Third and Rives sewer project.

**Discussion:** None.

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

The motion carried.

**14C-0203 – PUBLIC HEARING ON PROPOSED FEDERALLY FUNDED COMMUNITY DEVELOPMENT BLOCK GRANT FOR THIRD AND RIVES SEWER PROJECT**

**Testimony:** Jill Wood of Community Funding and Planning Services was sworn in for the Public Hearing by City Attorney.

The Council meeting was then turned over to Jill Wood of Community Funding & Planning Services who passed out an attendance sheet to the council and asked everyone in attendance to sign. Ms. Wood then read the following public hearing information.

The City of Galena is holding a Public Hearing to obtain citizens' views on the submission of a Community Development Block Grant (CDBG) from the Illinois Department of Commerce & Economic Opportunity (DCEO) for a community development project that will include constructing new Sanitary Sewer service to a residential neighborhood on Third and Rives Streets that have failing septic systems. This public hearing is a requirement of the grant program, and is the first of two Citizen Participation Public Hearings. Specific program and project information is discussed below.

**Range of Activities Funded Through These Grant Programs -**

The CDBG program is funded by Title I of the Federal Housing & Community Development Act of 1974, as amended. The State of Illinois' CDBG program is known as the Community Development Assistance Program (CDAP). Through this program, funds are available to assist Illinois communities to meet their greatest economic and community development needs, with an emphasis upon helping persons of low-to-moderate income.

To ensure the State's CDAP program meets the intent of the Federal Housing & Community Development Act, Congress has required the program meet at least one of the following three

national objectives: benefiting low-to-moderate income persons; aiding in the prevention or elimination of slums and blight; or meeting other community development needs that pose a serious and immediate threat to the health and welfare of the community.

To complement these federally-mandated objectives, DCEO has established the following specific objectives for the CDAP program: Strengthening community economic development through the creation of jobs, Stimulation of private investment and strengthening the tax base; Improvement of public infrastructure and elimination of conditions which are detrimental to health, safety and public welfare; and, Conservation and expansion of the state's housing stock in order to provide a decent home and a suitable living environment for persons of low-to-moderate income and the developmentally disabled.

Eligible activities funded under the Public Infrastructure component include water, sanitary sewer and storm sewer projects that involve the acquisition, construction, reconstruction, rehabilitation, demolition or installation of public infrastructure and improvements.

Amount of Funds Available -

Each year, the Illinois Department of Commerce & Economic Opportunity establishes funds for each of their CDAP program categories. This year, the state's allocation is estimated at \$26,000,000. A breakdown of each program category's funding allotment is as follows: Economic Development - \$4,600,000, maximum grant amount is \$750,000; Public Infrastructure - \$11,000,000, maximum Construction grant amount is \$450,000, maximum Design Engineering & Construction grant amount is \$450,000; Housing Rehabilitation - \$6,000,000, maximum grant amount is \$400,000; and Emergency Public Infrastructure - \$4,000,000, maximum grant amount is \$200,000; Approximately \$900,000 is set aside for State administration.

Proposed Benefit To Low-and-Moderate Income Persons -

The City conducted a targeted income survey in 2013 that documented a 57.06% low-to-moderate income benefit to residents. The City's proposed grant application project includes construction of sanitary sewer services to a residential neighborhood with failing septic systems for which 100% of the targeted area will benefit.

Plans For Minimizing Displacement -

No displacement is anticipated as a result of this project.

Detailed Prioritized List of Community Development Needs -

In the City's capital improvement plan, the following community development projects were identified:

- Sanitary sewer extension along Third & Rives Streets
- Sanitary sewer extension along Madison & Fifth Streets
- Installation of a lift station on Bouthillier Street
- Construction of new well and pump house at Horseshoe Mound
- Water tower painting and upgrades
- Downtown sidewalk and crosswalk Improvements
- Residential sidewalk improvements
- Depot improvements
- Construction of Galena River Trail – Phase 3 to Aiken

The City of Galena is working on some of the above projects identified in their capital plan. The City is currently focusing its efforts on extending sanitary sewer services to a residential neighborhood that is being serviced by private septic systems that are old and failing. There are other issues associated with the type of sewer service on these properties. Some of the private systems were installed prior to 1969 and don't meet current code requirements, some are utilizing a surface discharge system which is illegal, and some are undersized due to lot sizes. The City is looking to construct roughly 2700 l.f. of new sewer piping and connect the residents and one

business located in the Third and Rives Street neighborhood. The project also entails the installation of grinder pumps at each location that will feed into the force main to reach the existing gravity sewer within the City's collection system. This project will ensure that all sanitary wastewater is properly transported and treated at the City's treatment plant.

The City's Sanitary Sewer Extension Project is estimated to cost \$262,258.00. Galena is applying to DCEO for a CDAP Public Infrastructure grant in the amount of \$199,443.00, which is 76% of the project cost and includes funds for the administration of the grant. The amount of CDAP funds to be used for sanitary sewer extension that will benefit low-to-moderate income persons is roughly \$107,525.00. The City of Galena will be contributing 24% of the project cost, or roughly \$62,815.00. These non-CDAP funds will be derived from the City's Sewer Fund.

The public may access Galena's CDAP grant application by contacting the City at 815-777-1050 between the hours of 9:00 and 4:00. A complete copy of the grant application will be available at City Hall after June 2, 2014.

Questions / Comments

There were no questions or comments from the Council or Public.

**Motion:** Lincoln moved, seconded by Painter, to close the Public Hearing on the proposed federally funded Community Development Block Grant for Third and Rives sewer project.

**Discussion:** None.

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

The motion carried.

**CONSENT AGENDA CA14-10**

**14C-0204 – APPROVAL OF THE MINUTES OF THE REGULAR CITY COUNCIL MEETING OF MAY 12, 2014**

**14C-0205 – FIRST READING OF AN ORDINANCE AMENDING CHAPTER 79 OF THE GALENA CODE OF ORDINANCES TO RESTRICT TRUCK PARKING ON TECHNICAL DRIVE BETWEEN INDUSTRIAL DRIVE AND DANDAR STREET**

**14C-0206 – APPROVAL OF CHANGE ORDER SUMMARY #8 FOR CITY HALL PROJECT TO REDUCE FINAL COST**

**14C-0207 – ACCEPTANCE OF MARCH 2014 FINANCIAL REPORT**

**Motion:** Greene moved, seconded by Kieffer, to approve Consent Agenda CA14-10.

**Discussion:** None.

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

The motion carried.

**UNFINISHED BUSINESS**

**14C-0034 – DISCUSSION AND POSSIBLE ACTION ON RECONSIDERATION OF A REPORT FROM THE DEER POPULATION CONTROL COMMITTEE**

**Motion:** Fach moved, seconded by Painter, to step back and reconsider the initial action taken with regard to controlling the deer population and to not submit the application to the DNR.

**Discussion:** Fach stated he feels 200 signatures is significant. They should be taken seriously. Fach stated we also need to do something about citizens feeding the deer. There has to be a stop to feeding the deer. The citizens should be aware that it is against state law. They can be fined \$1,000. A goodly portion of the citizens don't want the deer. If they were put to the environmental standards where they could only get so much food in this district they wouldn't be coming around here. Fach was in favor of having an active enforcement program against making pets out of these animals.

Painter agreed stating we need to be much more vigilant in watching for people feeding the deer. They should be warned and/or fined. She also feels people in the survey were in favor of looking into plantings that would deter the deer. Painter was in favor of looking into that before going forward with the permit.

Kieffer advised he still receives complaints in his ward. He was in favor of going ahead with the DNR application.

Greene believes we have to do something to cull them down. He noted it has been done in Dubuque as well as Chicago. We can't have that many deer in town.

Lincoln questioned if there would be help from the DNR should we move forward with the application. Renner advised the DNR would be in charge of the program.

Painter feels a part of the application would question what we have been doing to discourage the deer in other ways. We have no documentation that we have done that.

Fach stated he would like to see it go to referendum. At that point he would feel the community had a chance to weigh in on it. Renner was opposed to a referendum.

Bernstein agrees we need to do what we can to solve the problem before going to the extreme of culling.

Greene stated it is not a problem of too many people feeding the deer. It is a problem of too many deer and they are coming in from outside of town and staying.

Bernstein feels there is a likely possibility if we do cull we will have the same population in a year.

Bernstein questioned if we could get a count. The DNR feels the City is too urban to do a flyover. They recommended doing the survey.

Painter felt the survey was not a statistically significant sample. She feels we have a very mixed message from the community. She feels the council needs to make sure we have a clear indication that this is what the people want. She was in favor of holding off.

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

The motion was denied.

**NEW BUSINESS**

**14C-0208 – DISCUSSION AND POSSIBLE ACTION ON REQUEST BY AMELIA'S GHOST TOURS FOR A TEMPORARY UNRESTRICTED TOUR SERVICE LICENSE**

**Motion:** Lincoln moved, seconded by Fach, to approve the request by Amelia's Ghost Tours to occupy the unused license the City of Galena currently has with the stipulation that the license be

relinquished within 7 days of the City receiving notification from the Illinois Department of Transportation that Brill's Trolley Tours is back in operation.

**Discussion:** Lincoln voiced concern with saying the license is Brill's Trolley Tours. He feels it is a city license and should be filled with someone having vehicles deemed by the state to be safe to travel.

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

The motion carried.

**14C-0209 – DISCUSSION AND POSSIBLE ACTION ON A RESOLUTION OF SUPPORT AND COMMITMENT OF FUNDS FOR THE COMMUNITY DEVELOPMENT ASSISTANCE PROGRAM PUBLIC INFRASTRUCTURE GRANT FOR THE THIRD AND RIVES SEWER PROJECT**

**Motion:** Painter moved, seconded by Greene, to approve the Resolution of Support and Commitment of Funds for the Community Development Assistance Program Public Infrastructure Grant for the Third and Rives Sewer Project.

**Discussion:** Council was pleased it is finally happening.

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

The motion carried.

**14C-0210 – DISCUSSION AND POSSIBLE ACTION ON A REQUEST BY ANNA HEMM FOR SUPPORT OF A FERAL CAT TRAP, NEUTER, AND RETURN PROGRAM**

This item died for lack of a motion.

**14C-0211 – DISCUSSION AND POSSIBLE ACTION ON THE PURCHASE OF A NEW TRUCK AND EQUIPMENT FOR PUBLIC WORKS DEPARTMENT**

The following bids were received:

Supplier	Manufacturer	Price \$	Options \$
Galena Chrysler	Dodge	\$37,296.00	With tank: 37,506.00
Bird Chevrolet	Chevy	\$34,986.00	
Runde Auto Group	Ford	\$33,367.60	
	Dodge	\$38,972.00	
	Chevy	\$35,424.00	

**Motion:** Kieffer moved, seconded by Lincoln to approve the purchase of a new truck from Runde Auto Group in the amount of \$33,367.60.

**Discussion:** None.

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

The motion carried.

Equipment:

The following bids were received:

Supplier	Price \$	Options \$	Total with Options 1-4
Monroe Truck Equipment	\$29,362.00	1. Switch panel: \$716 2. Fold down sides: \$360 3. Stainless steel tool box: \$554 4. Tie Rails: Included	\$30,992
Henderson Truck Equipment	\$31,075	1. Switch panel: \$305 2. Fold down sides: \$705 3. Stainless steel tool box: Included 4. Tie rails: Included	\$32,085
Bonnell Industries	\$29,525	1. Switch panel: Included 2. Fold down sides: \$585 3. Stainless steel tool box: \$595 4. Tie rails: \$125	\$30,830

**Motion:** Fach moved, seconded by Kieffer, to approve the purchase of the snow plow and equipment from Bonnell Industries in the amount of \$30,830.

**Discussion:** The City will receive \$17,500 for the trade-in.

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

The motion carried.

**14C-0212 – DISCUSSION AND POSSIBLE ACTION ON THE PURCHASE OF AN EXCAVATOR FOR PUBLIC WORKS DEPARTMENT**

The following bids were received:

Supplier	Manufacturer	Price \$*	Options \$
Miller Bradford	Case	\$23,300	NA
Sloan Implement	John Deere	\$23,700	NA

**Motion:** Fach moved, seconded by Kieffer, to approve the purchase of the excavator for the Public Works Department from Miller Bradford in the amount of \$23,300.

**Discussion:** None.

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

The motion carried.

**14C-0213 – DISCUSSION AND POSSIBLE ACTION ON A CONTRACT FOR ENGINEERING STUDY OF DEWEY AVENUE BRIDGE**

**Motion:** Greene moved, seconded by Bernstein, to approve the contract with IIW Engineering for the engineering study of the Dewey Avenue bridge in an amount not to exceed \$11,100.

**Discussion:** None.

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

The motion carried.

**14C-0214 – WARRANTS**

**Motion:** Kieffer moved, seconded by Painter, to approve the Warrants as presented.

**Discussion:** None.

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

The motion carried.

**14C-0215 – ALDERPERSONS’ COMMENTS**

**Deer** – Fach stated he was disappointed with the vote on deer. He feels 200 people is a significant indicator on how the community feels. He added he would feel better if we came up with 200 names to kill the deer to counter the 200 names to save the deer.

**Trolley Ordinance** – Fach feels the Trolley Ordinance needs to be overhauled. He would like to see it placed on a future agenda.

**Deer** – Lincoln stated the City has taken action before and had one or two people complain. He feels the action is warranted. It is an emotional issue.

**Public Works Department/All Departments** – Lincoln sent a shout out to the Public Works Department. The trade in value on the old truck was almost half of the cost of the new one. It goes to show they keep up with the maintenance on equipment. He is proud of the way we keep our equipment up to date, up to speed and looking decent.

**Thank you** – Painter thanked the VFW for the Memorial Day parade and festivities.

**Thank you** – Painter thanked Anna Hemm for her efforts with the TNR Program. Painter feels at this time there is no clear plan. She hopes to be able to look at it again in the future. Painter advised she contacted the County Highway Department to find out what they are doing with regard to feral animals. She has also reached out to Anna Hemm to see if she is aware of the kinds of programs other communities have.

**River**- Painter commented on how wonderful it is to see so many people using the river. There were kayaks, canoes and paddle boards on the river all weekend long.

**Trains** – Bernstein thanked Mr. Clark for bringing up the issue of the trains carrying crude oil. She would like the city to look into it.

**No Dumping Sign** – Bernstein thanked the City for the “No Dumping” sign on High Street.

**14C-0216 – CITY ADMINISTRATOR’S REPORT**

**Crude Oil Issue** – Moran advised he has been contacted about this issue. The Fire Department has been on top of it for some time. The Hazmat team trains for these types of disasters. They

will present information on preparedness and what we do and don't know. There is a new order from the federal government which deals with shipments of 100 cars or more of crude oil and notifications to communities. Moran believes crude oil is being shipped thru Galena right now.

**14C-0217 – MAYOR'S REPORT**

**Railroad** – The City is watching it.

**Expo** – The expo went well.

**14C-0218 – MOTION FOR EXECUTIVE SESSION**

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

- Selection, appointment, performance, discipline or removal of a public official, Section 2 (c) (3)
- Review of Executive Session Minutes, Section 2 (c) (21)

**Discussion**: None.

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

The motion carried.

The meeting recessed at 7:35 p.m.

The meeting reconvened at 7:46 p.m.

**14C-0219 – DISCUSSION AND POSSIBLE ACTION ON HIRING POLICE OFFICER**

**Motion**: Lincoln moved, seconded by Greene, to approve hiring Devin Halstead to fill the vacant police officer position, 14C-0219.

**Discussion**: None.

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

The motion carried.

**14C-0220 - ADJOURNMENT**

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

**Discussion**: None.

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

The motion carried.

The meeting adjourned at 7:46 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