

MINUTES OF THE REGULAR CITY COUNCIL MEETING OF 12 DECEMBER 2016

16C-0494 – CALL TO ORDER

Mayor Renner called the regular meeting to order at 6:30 p.m. in the Board Chambers at 101 Green Street on 12 December 2016.

16C-0495 – ROLL CALL

Upon roll call the following members were present: Bernstein, Fach, Hahn, Kieffer, Lincoln (arrived at 6:31p.m.), Westemeier and Renner

16C-0496 – ESTABLISHMENT OF QUORUM

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

16C-0497– PLEDGE OF ALLEGIANCE

The Pledge was recited.

16C-0498 - REPORTS OF STANDING COMMITTEE

Turner Hall Committee – A meeting was held at Turner Hall with representatives of the Joe Miller Trust Fund. They presented the City with a check from the trust in the amount of \$33,971. This is the second installment of the \$180,000 as defined in the memo of understanding with the Galena Foundation for Turner Hall projects.

16C-0499 – PUBLIC COMMENTS

Bill Grosshans, 418 Harrison Street - Grosshans read a prepared statement with regard to the work of the 2015 Deer Committee. They did a lot of hard work, research and scientific study. Grosshans advised he attended every meeting and learned a lot. He noted while the majority of residents do not support culling, they were in support of an aerial count. He also urged the Council to enact an ordinance with teeth which bans feeding of deer. The current DNR rules are not sufficient for enforcement.

Barb Bertsch, 126 S. Main Street – Bertsch advised the residents of the Coatsworth are concerned with the sale of the property. They have a number of things they want to clear up. They want to see it kept as senior housing with a minimum age of 60. They want it to continue as a HUD subsidized building. They would like to see them make the building smoke free. It is not at the present time. The residents would like to have Rock Island Economic Development Corporation sit down with current residents so they can get to know and understand where they are coming from and what the residents would like in the long run.

CONSENT AGENDA CA16-23

16C-0500 – APPROVAL OF THE MINUTES OF THE REGULAR CITY COUNCIL MEETING OF NOVEMBER 28, 2016

16C-0501 – APPROVAL OF BUDGET AMENDMENT BA17-06 FOR ELECTRONIC FILING FEES AND PARK FUND DEFICIT TRANSFER

16C-0502 – APPROVAL OF AN AGREEMENT WITH JO DAVIESS COUNTRY FAIR CHARITIES, INC. FOR THE USE OF GRANT PARK FOR THE 2017 COUNTRY FAIR, OCTOBER 5-8, 2017

16C-0503 – APPROVAL OF CONTRACT WITH LOUIE’S TRENCHING SERVICE FOR EMERGENCY SNOW REMOVAL SERVICES

Motion: Kieffer moved, seconded by Westemeier, to approve Consent Agenda CA16-23 as presented.

Discussion: None.

Roll Call: AYES: Fach, Kieffer, Lincoln, Westemeier, Bernstein, Renner
NAYS: None
ABSTAIN: Hahn

The motion carried.

UNFINISHED BUSINESS

16C-0484– SECOND READING AND POSSIBLE APPROVAL OF AN ORDINANCE AMENDING CHAPTER 93, “FIRE PREVENTION AND SAFETY REQUIREMENTS FOR BED AND BREAKFAST ESTABLISHMENTS” AND CHAPTER 112, “BED AND BREAKFAST ESTABLISHMENTS” OF THE CODE OF ORDINANCES

Motion: Hahn moved, seconded by Lincoln, to approve the second reading of an ordinance amending Chapter 93, “Fire Prevention and Safety Requirements for Bed and Breakfast Establishments” and Chapter 112, “Bed and Breakfast Establishments” of the Code of Ordinances amended to include a requirement that all absentee license holders be required to present themselves once per year for review and renewal of the annual license.

Discussion: None.

Amended

Motion: Fach moved, seconded by Bernstein, to amend the motion to include a requirement that all absentee license holders be required to present themselves once per year for review and renewal of the annual license.

Discussion: None.

Amended

Motion

Roll Call: AYES: Kieffer, Lincoln, Westemeier, Bernstein, Fach, Hahn, Renner
NAYS: None

The motion carried.

Main

Motion

Roll Call: AYES: Hahn, Kieffer, Lincoln, Westemeier, Bernstein, Fach, Renner
NAYS: None

The motion carried.

16C-0487 – SECOND READING AND POSSIBLE APPROVAL OF AN ORDINANCE ESTABLISHING A TRAVEL REIMBURSEMENT POLICY IN ACCORDANCE WITH THE LOCAL GOVERNMENT TRAVEL EXPENSE CONTROL ACT

Motion: Bernstein moved, seconded by Lincoln, to approve the second reading of an ordinance establishing a Travel Reimbursement Policy in accordance with the Local Government Travel Expense Control Act.

Discussion: None.

Roll Call: AYES: Lincoln, Westemeier, Bernstein, Fach, Hahn, Kieffer, Renner
NAYS: None

The motion carried.

16C-0488 – SECOND READING AND POSSIBLE APPROVAL OF THE 2016 TAX LEVY ORDINANCE FOR TAXES TO BE COLLECTED IN 2017

Motion: Hah moved, seconded by Kieffer, to approve the second reading of the 2016 Tax Levy Ordinance for taxes to be collected in 2017, 16C-0488.

Discussion: None.

Roll Call: AYES: Westemeier, Bernstein, Fach, Hahn, Kieffer, Lincoln, Renner
NAYS: None

The motion carried.

NEW BUSINESS

16C-0504– DISCUSSION AND POSSIBLE ACTION ON APPEAL OF A DECISION BY THE ZONING BOARD OF APPEALS ON ZONING CALENDAR NO. 16S-05, A REQUEST BY ADAM JOHNSON, BRET TERRELL AND KIM EASTMAN FOR A SPECIAL USE PERMIT TO ALLOW OUTDOOR COMMERCIAL ENTERTAINING AND COMMERCIAL ANIMAL BOARDING IN A LIMITED AGRICULTURAL DISTRICT AT 1141 NORTH WEST STREET

Motion: Hahn moved, seconded by Westemeier, to deny the appeal of a decision by the Zoning Board of Appeals on Zoning Calendar No. 16S-05, A request by Adam Johnson, Bret Terrell and Kim Eastman for a Special Use Permit to allow outdoor commercial entertaining and commercial animal boarding in a Limited Agricultural District at 1141 North West Street.

Discussion: Bernstein feels the decision made by the Zoning Board was in part based on testimony that was based on supposition. Some of the testimony that was against was based on what was perceived might happen and not on fact.

Kieffer noted the area is zoned limited ag so the only variance would be an ag related business.

Bernstein noted there is a whole list of activities that are preapproved for limited and some others that can be done by special use permit. This request fell under two of those items, Commercial Outdoor Entertainment and Commercial Animal Boarding.

Roll Call: AYES: Fach, Hahn, Kieffer, Lincoln, Westemeier
NAYS: Bernstein

The motion carried.

16C-0505– PRESENTATION OF “FINAL REPORT TO THE CITY COUNCIL” BY THE 2015 DEER COMMITTEE

John Cox, Carmen Ferguson and Kirk Foecking, on behalf of the 2015 Deer Committee, presented the final Deer Committee report. The Committee presented the following list of recommendations:

Committee Recommended Deer Management Program

Based on the above-itemized findings, the committee recommends the following options to the City Council and urges adoption of as many as the council deems appropriate to assist in managing deer and other wildlife in the city limits:

1. Count the deer

The City should:

- Conduct an aerial deer count, working in conjunction with the Galena Territory Association's deer count.
- Evaluate the number of deer counted against the 20 deer per square mile reference point.
- Estimate the degree of accuracy of the driving count for future counts.
- Conduct annual driving counts on a regular basis.
- Conduct an aerial count again in 2 years (winter 2018-19) if the number of deer-vehicle accidents
- in the 2018 calendar year exceeds 20.

2. Educate Citizens

The City should:

- Contract with the University of Illinois Extension to provide natural resource education presentations at City Hall each winter that are free to the public. Topics might be drawn from those in the Extension's Master Naturalist program, such as "Urban Areas and Wildlife," "Agricultural Lands and Wildlife," "Understanding the Natural World," and "Understanding Prairie in the Prairie State." The Master Gardeners program on Deer Resistant Plantings should be repeated on a regular basis. Include education along the lines of the "Veer for Deer" program used successfully in Rochester, MI.
- Invite the formation of a citizen advisory committee to make ongoing recommendations to the City Council on natural resource issues (including wildlife management), and to assist in educating the public on natural resource matters.
- Offer a survey to the citizens each year (see recommended survey in Appendix D). Evaluate the number of responses to the question, "Are levels of deer damage tolerable?"

3. Install Deer Warning Signage

The Illinois Department of Transportation will not install deer warning signs, but the City may do so in consultation with the department. The City should install deer-warning signs along roadways with high deer-vehicle incident rates (e.g. Gear St., U.S. 20, Franklin St., and Stagecoach Trail - see Fig. 3, p. 7).

4. Maintain Deer Health

The City should:

- Follow the progression of Chronic Wasting Disease in deer in Jo Daviess County and cooperate with the Illinois Department of Natural Resources should infected animals be documented in or near the City.

- Manage the deer population by encouraging increased hunting on private properties surrounding the City of Galena, and open City properties on the periphery of the City (e.g. Gateway Park, the acreage north of Indian Ridge subdivision) to hunting during the regular hunting season.
- Determine the number of deer within the city limits (through aerial or driving counts, or both) per square mile each year. If the number is found to exceed 20 deer per square mile, consider special City permission working with the IDNR to implement a bow-hunting program in select areas within the city. Neither the hunters interviewed nor the committee recommends using firearms within the city limits to reduce the deer population. The Apple Canyon Lake program for testing and certifying bow hunters is a good reference. The City of Dubuque's program for identifying areas within the City limits suitable for deer hunting is a good reference.

5. Improve the Ability to Enforce the Prohibition of Deer Feeding

The City of Galena should pass an ordinance that will assist law enforcement in stopping the feeding of deer inside the City limits. Recommended sample ordinance language is provided in Appendix E.

6. Monitor Overall Situation

The City should annually review information about the number of deer, number and nature of deer incidents, status of Chronic Wasting Disease in the area, and citizen opinion. A sample annual report is provided as Appendix F.

7. Evaluate the Galena Deer Management Plan

In 3 years (December 2019) evaluate the effectiveness of the Galena Deer Management Plan as written and modify as appropriate.

Bernstein questioned if there is a law which requires the meat from any culling be donated to a food pantry. Cox advised they are suggesting regular bow hunting during deer season. The hunter would obtain the proper permit and would be allowed to hunt in designated areas within the city limits. There are rules to stop people from hunting in the City Limits but there are no rules that prohibit it.

Mayor Renner thanked the committee for doing their due diligence. He asked the Council to review the information. An item will be added to the next agenda to make a decision on the aerial counting.

16C-0506– FIRST READING OF AN ORDINANCE AUTHORIZING THE SALE OF CERTAIN PERSONAL PROPERTY – THE COATSWORTH PROPERTY – OWNED BY THE CITY OF GALENA

Motion: Kieffer moved, seconded by Westemeier, to approve the first reading and waive the second reading of an ordinance authorizing the sale of certain real estate known as the Coatsworth Property owned by the City of Galena, 16C-0506.

Discussion: Council would like to see the new owners sit down with the tenants and talk over the proposed changes. They have indicated a willingness to commit to elderly housing.

Fach stated he would like to see the money received put in a fund for economic development, i.e., a bowling alley.

Roll Call: AYES: Kieffer, Lincoln, Westemeier, Bernstein, Hahn, Renner

NAYS: Fach

The motion carried.

16C-0507 – DISCUSSION AND POSSIBLE ACTION ON A RESOLUTION CONFIRMING RESERVATION OF FUNDS FOR PHASE 3 OF THE GALENA RIVER TRAIL PROJECT

Motion: Westemeier moved, seconded by Bernstein, to approve a resolution confirming reservation of funds for Phase 3 of the Galena River Trail Project.

Discussion: None.

Roll Call: AYES: Westemeier, Bernstein, Fach, Kieffer, Lincoln, Renner
NAYS: None
ABSTAIN: Hahn

The motion carried.

16C-0508– FIRST READING OF AN ORDINANCE IN CONNECTION WITH RIGHTS AND RESPONSIBILITIES RELATED TO LOCALLY IMPOSED AND ADMINISTERED TAXES OF THE CITY OF GALENA, ILLINOIS

Motion: Hahn moved, seconded by Kieffer, to approve the first reading and waive the second reading of an ordinance in connection with rights and responsibilities related to locally imposed and administered taxes of the City of Galena, Illinois.

Discussion: None.

Roll Call: AYES: Bernstein, Fach, Hahn, Kieffer, Lincoln, Westemeier, Renner
NAYS: None

The motion carried.

16C-0509 – WARRANTS

Motion: Westemeier moved, seconded by Lincoln, to approve the Warrants as presented with the addition of the following:

Civil	Street Paving	\$4,408.00
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Discussion: None.

Roll Call: AYES: Fach, Lincoln, Westemeier, Bernstein, Renner
NAYS: None
ABSTAIN: Hahn, Kieffer

The motion carried.

16C-0510 – ALDERPERSONS’ COMMENTS

Deer Committee – The Council thanked John Cox and the Committee for all of their work on the Deer Committee. They did an excellent job and the Council hopes to be able to implement some of the ideas.

Thank you – Hahn thanked the Public Works crew for a tremendous job with the snow.

Luminaria – Hahn commended the group involved with holding the Luminaria this past weekend. It was excellent.

Bus Route – Fach noted an article in the Telegraph Herald which talks about adding a bus route to Indian Ridge. This is in part due to the lack of sidewalks and narrow streets in the subdivision. This will now cost the district \$6,000.

The Council wished all a Merry Christmas!

16C-0511 – CITY ADMINISTRATOR’S REPORT

Capital Improvement Plan – Staff has been working on the Capital Improvement Plan. The first draft will be presented at the next meeting which will be held Tuesday, December 27th.

16C-0512 – MAYOR’S REPORT

Meeting - Mayor Renner reminded all the next meeting will be held on Tuesday, December 27th due to the holiday.

Luminaria - The downtown luminaria and wedding in the window were great.

Deer Committee - Mayor Renner thanked John Cox and his committee for the work on the Deer Committee.

Mayor Renner wished all a Merry Christmas!

16C-0513 - ADJOURNMENT

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

Discussion: None.

Roll Call: AYES: Hahn, Kieffer, Lincoln, Westemeier, Bernstein, Fach, Renner
NAYS: None

The motion carried.

The meeting adjourned at 7:32 p.m.

Respectfully submitted,



Mary Beth Hyde, MMC
City Clerk