

MINUTES OF THE REGULAR CITY COUNCIL MEETING OF 9 JULY 2012

12C-0279 – 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 9 July 2012.

12C-0280 – ROLL CALL

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

12C-0281 – ESTABLISHMENT OF QUORUM

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

12C-0282 – PLEDGE OF ALLEGIANCE

The Pledge was recited.

12C-0283 - REPORTS OF STANDING COMMITTEES

None.

12C-0284 – PUBLIC COMMENTS

Ron Leinen, Vincent, Roth & Toepfer, 122 ½ N. Main Street – Leinen advised he was present on behalf of Galena Trolley Tours with regard to item 12C-0267, reconsideration of a request by the Galena Historical Society and Museum for a bus loading zone in front of the Gateway to History Museum at 403 South Main Street. Leinen advised Galena Trolley Tours is opposed to the loading zone. It is their feeling the current ordinance was carefully worked out by the operators and provides balance for all operators. Galena Trolley Tours feels this changes the dynamic of the ordinance and throws it out of balance. This change did not come as a result of all of the tour operators. Galena Trolley Tours feels there is an unequal impact when you look at various operators. Leinen urged the Council reconsider the temporary loading zone.

Bill Karberg, 408 S. Main Street – Karberg stated there are a host of legitimate reasons the museum decided to partner with the tour operator they did. He advised a year ago Galena Trolley Tours was approached about this opportunity or a very similar opportunity. They were not interested. The museum has chosen to do business with someone else. He reminded Council the decision before them is about two parking spaces and not who does business with whom. The loading zone has proven to be very beneficial over the first couple of weeks. They feel it is much safer than the alternative. Karberg advised they have gone on based upon the decision at the last meeting and urged the Council to uphold that decision.

CONSENT AGENDA CA-13

12C-0285 – APPROVAL OF THE MINUTES OF THE JUNE 25, 2012 CITY COUNCIL MEETING

12C-0286 – APPROVAL OF THE APPOINTMENT OF BOB CARLISLE TO THE ZONING BOARD OF APPEALS FOR THE PERIOD OF JULY 11, 2012 TO JULY 31, 2014 (TO FILL THE UNEXPIRED TERM OF DON PORTER)

Motion: Fach moved, seconded by Greene, to approve Consent Agenda CA-13.

Discussion: None.

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

The motion carried.

UNFINISHED BUSINESS

12C-0267 – POSSIBLE RECONSIDERATION OF A REQUEST BY THE GALENA HISTORICAL SOCIETY AND MUSEUM FOR A BUS LOADING ZONE IN FRONT OF THE GATEWAY TO HISTORY, 403 SOUTH MAIN STREET

No action was taken.

NEW BUSINESS

12C-0287 – DISCUSSION AND POSSIBLE ACTION ON REQUEST BY KEITH FOWLER, 304 MONROE STREET FOR ASSISTANCE WITH SEWER REPAIR

Motion: Painter moved, seconded by Cording, to approve a portion of the request by Keith Fowler, 304 Monroe Street for assistance with sewer repair in the amount of \$1,000 with the condition that this will be the only payment made.

Discussion: Painter stated she would like to see the City cover a portion of the cost as the damage was caused because the City paved the street after the sewer line was installed and also because the sewer line runs parallel to the street. Fowlers were advised when they installed the line other property owners in the area would be allowed to hook on to this line.

During construction a truck went off the edge of the road and could possibly have damaged the line.

Lewis advised tree roots had grown into the line via a crack and was blocking the flow. The line was a thin 4" plastic pipe which was typical for a residential line in that time period.

Cording was concerned with paying for repairs that other citizens have been paying for themselves.

Fach questioned if the original work was overseen by the City. Lewis advised there were no records in the building file going back to the original installation. Kathy Folwer advised Kenny Sproule installed the line in 1971. The work was permitted thru the city at that time. They were told at that time that the line would belong to the city.

Roll Call: AYES: Painter, Cording, Lincoln
NAYS: Murphy, Fach, Greene, Renner

The motion was denied.

12C-0288 – DISCUSSION AND POSSIBLE ACTION ON REPLACEMENT OF WAYFINDING SIGNS BY THE JO DAVIESS COUNTY CONVENTION AND VISITORS BUREAU

Motion: Murphy moved, seconded by Greene, to deny the request for the replacement of wayfinding signs by the Jo Daviess County Convention and Visitors Bureau.

Discussion: Murphy advised the signs haven't been approved by the Historic Preservation Board. He also advised the signs were too large and they cannot put signs on city property telling how to get to other businesses. They don't fit the current ordinance.

Moran advised the existing signs are 2' x 2'. They are requesting 2' x 3' for the new signs. They will be replacing existing signs which are located strategically in the downtown and nearby so visitors can look at the map to determine where various sites are located.

Council agreed the signs should be reviewed by the Historic Preservation Board and the CVB should partner with VisitGalena to make sure all visitor services are included.

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

The motion carried.

12C-0289 – DISCUSSION AND POSSIBLE ACTION ON CONTRACT FOR THE REPLACEMENT OF THE MEEKER STREET PEDESTRIAN BRIDGE

The following bids were received:

Ref #	Company	Base Bid \$	Addendum #1	Total (Base Bid + Addendum #1)
1	Civil Constructors	159,201	7,450	166,651
2	Moring Construction	74,354	3,482	77,836
3	Louie's Trenching Service	59,700	1,891	61,591

Motion: Cording moved, seconded by Greene, to designate Louie's Trenching Service as the contractor to replace the Meeker Street foot bridge in the amount of \$61,591.

Discussion: Cording advised she has spoken with Andy Lewis. Louie's Trenching Service was the low bid and is a hometown business. While they have not had much experience with bridge construction, IIW Engineers will be inspecting the project step by step so the work can be easily guided and monitored. She feels they have done a good job for the City in the past.

Painter felt the City should consider Moring Construction as they have more experience with bridge construction. She voiced concern with burdening the engineering department with supervision when we could hire someone with a lot more experience for not a lot more money.

Murphy advised we wouldn't be putting anything extra on our engineers as IIW would be monitoring the project.

Roll Call: AYES: Cording, Fach, Greene, Lincoln
 NAYS: Murphy, Painter

The motion carried.

12C-0290 – DISCUSSION AND POSSIBLE ACTION ON THE IMPLEMENTATION OF A BUSINESS LICENSE

Motion: Lincoln moved, seconded by Greene, to take no action on the implementation of a business license.

Discussion: Lincoln advised this has been talked about before and the reasons were stated as to why we cannot do a business license. He recommended looking at doing some type of inspection license in the future.

Painter stated after reading the information, she hoped the City might move down the path of a bi-annual inspection license to help the Fire Department from a life safety point of view.

Roll Call: AYES: Fach, Greene, Lincoln, Murphy
NAYS: Painter, Cording

The motion carried.

12C-0291 – DISCUSSION AND POSSIBLE ACTION ON MODIFICATION TO SWIMMING POOL ORDINANCE

Motion: Lincoln moved, seconded by Painter, to open discussion on modifications to the swimming pool ordinance.

Discussion: None.

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

The motion carried.

Discussion: Duff Stewart, Building Inspector, explained the conflicts between the City of Galena Pool Barrier Ordinance and the International Building Code. He recommended removing section 150.21 of the Galena Code of Ordinances and following the International Building Code as it relates to swimming pool barriers.

Council agreed to make the necessary changes to the ordinance to follow the International Building Code.

Motion: Lincoln moved, seconded by Painter, to close discussion on modifications to the swimming pool ordinance.

Motion: Painter moved, seconded by Cording, to go with the recommendation of the Building Official to modify the language regulating pools to be consistent with the 2009 International Building Code.

Discussion: None.

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

The motion carried.

12C-0292 – WARRANTS

Motion: Greene moved, seconded by Painter, to approve the warrants as presented with the addition of a warrant to the Galena Public Library in the amount of \$5,292.12 for the Personal Property Replacement Tax.

Discussion: None.

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

The motion carried.

12C-0293 – ALDERPERSONS' COMMENTS

Trolley Loading Zone – Cording hopes that, as we go forward with the loading zone issue, everything is equitable for all of our trolleys to have access to these particular spaces.

Street Musicians – Cording advised she has heard from one downtown merchant. Cording feels when we work on the new ordinance for street performers, we need to establish some guidelines that weren't in the original ordinance. She stated she would hate to see this activity thrown out because there are a lot of people who enjoy the performances along Main Street.

Trolley Parking Spaces – Painter stated she doesn't feel Council explored all of the issues linked to this. She would like assurance that each trolley service has equitable access to the space so it is truly a benefit for all.

Thank you – Painter thanked the Kiwanis for a good job with the Fourth of July celebration. She thanked the Fire Department for hosing down the area to allow us to have the fireworks. Her visitors from Canada were impressed with the festivities and the nice atmosphere.

Street Performers Ordinance – Painter appreciates the opportunity to look at the Street Performers Ordinance.

Franchise Agreements – Lincoln advised he noticed crews installing junction boxes in the ground and was advised this was AT&T installing boxes for their fiber optic services. Lincoln asked that before renewing contracts with utility companies, he would like to see something added that they let us know when they are doing something. He feels the City should know when streets are getting dug up. He would like to see the City made more aware of situations.

12C-0294 – CITY ADMINISTRATOR'S REPORT

Franchise Agreements – In response to Alderman Lincoln, Moran advised Franchise Agreements are broad in giving companies access to right-of-ways. Moran advised AT&T did provide a plan and the city did permit the work.

Apology – Moran apologized to the CVB and their staff. He has been working with them via email on the interpretive signs. It wasn't until a couple of weeks ago that he was made aware the signs would be changing. He will work with them to come to an agreement.

Clint Sitzmann – Moran advised former pool employee, Clint Sitzmann passed away last night. The services will be held on Thursday from 4:00 – 8:00 p.m. at the Galena Bible Church with the funeral being held on Friday morning at 10:00. He stated if there was no objection the pool will be closed on Friday to allow staff to attend the funeral. The Friday evening fun night will be moved to Saturday evening.

12C-0295 – MAYOR'S REPORT

Mayor Renner thanked all for their help with the great fireworks.

12C-0296 – MOTION FOR EXECUTIVE SESSION

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

- Purchase or lease of real estate, Section 2 (c) (5)
- Sale or lease of public property, Section 2 (c) (6)
- Pending, probable or imminent litigation, Section 2 (c) (11)
- Review of Executive Session Minutes, Section 2 (c) (21)

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

The motion carried.

The meeting recessed at 7:30 p.m.

The meeting reconvened at 8:14 p.m.

12C-0297 - ADJOURNMENT

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

Discussion: None.

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

The motion carried.

The meeting adjourned at 8:14 p.m.

Respectfully submitted,



Mary Beth Hyde
City Clerk