

**AGENDA  
CITY OF SALEM  
REGULAR CITY COUNCIL MEETING  
MONDAY, MAY 7, 2012**

- I. Call to Order
  - II. Prayer and Pledge of Allegiance
  - III. Presentation of Petitions and Public Comments
  - IV. Mayor's Report and Presentations
  - V. City Council Action
    1. Consent Agenda:
      - a. Approval of Minutes – April 17, 2012 and Special Meeting of April 23, 2012
    2. Legal Interpretation of Tax Levies on behalf of the Library
    3. Bid Award – Water Main Replacement on Main Street
    4. Change Order No. 1 – 2012 Quarterly and Annual Groundwater Compliance Reporting
    5. Proposal for Annual Auditing Services for Fiscal Year Ended April 30, 2012
    6. Ordinance Authorizing the Transfer of Monies from Capital Projects Fund to Gas Fund to complete payment of final construction costs from Kinney Boulevard (Mitchell Street Extension), effective April 30, 2012
- AFTER REPORTS:**
7. Executive Session – 5 ILCS 120/2 (c) (3 ), (21)
    - Consideration of Appointments to Various Boards and Commissions
    - Review of Closed Session Minutes
- Following Closed Session:
8. Appointments to Authorities, Boards and Commissions
  9. Approval of Closed Session Minutes of February 20, February 28, and March 5, 2012
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- VI. City Manager Report
  - VII. City Attorney Report
  - VIII. Finance Director Report
  - IX. City Council Report
  - X. Adjournment

Bill Gruen  
City Manager

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**MINUTES  
CITY OF SALEM  
REGULAR CITY COUNCIL MEETING  
MAY 7, 2012  
6:00 P.M.**

**I. CALL TO ORDER**

The Salem City Council met in regular session on Monday, May 7, 2012, at the hour of 6:00 p.m. in the Council Chambers of Salem City Hall. Mayor John Raymer called the Meeting to order.

**Council Members present upon roll call:**

Councilman Royce Bringwald	Councilman Kip Meador
Councilman Steve Huddleston	Councilman David E. Black
Mayor John Raymer	

**Others Present:**

City Manager Bill Gruen	City Attorney Michael R. Jones
City Clerk Jane Marshall	Finance Director Marilyn Shook
Public Works Director John Pruden	Chief of Police Ron Campo
Assistant to the City Manager Bev West	Recreation Director Sherry Daniels
Economic Dev Director Tracey McDaneld	Library Director Kim Keller
Code Enforcement Officer Brian Hunt	

Absent: DOEM Director Terry Mulvany

Also present: Media: Salem Times Commoner, WJBD Radio, Centralia Sentential, Marion County Observer; and US Sonet; along with members of the Public

**II. PRAYER AND PLEDGE OF ALLEGIANCE**

Opening prayer led by Councilman Black, followed by the Pledge of Allegiance to the Flag.

**III. PRESENTATION OF PETITION/PUBLIC COMMENTS**

Denise Burke, 320 W. Allmon, addressed Council on behalf of her neighbors who were in attendance, regarding an issue in their neighborhood. They have concerns about a resident who they say has not been seen for weeks, but trash continues to be placed in the front yard, along with clothing thrown in the yard, and trash cans and bags. They commented that the car has not been moved for weeks. They also complained that the house stinks. They were

asking Council if something could be done about the problem because it is distracting to the neighborhood. They were advised that the Code Enforcement Officer has been issuing citations daily in an effort to handle the matter properly.

#### IV. MAYOR'S REPORT AND PRESENTATIONS

Mayor Raymer Reported:

- He thanked everyone in the City for displaying the "Save Murray Center" signs last week; adding it is now up to the Governor. He also thanked the media for their coverage of the hearings.
- He thanked Public Works Director Pruden, the Tree Board and all who participated in the Arbor Day ceremony and the Keep Salem Beautiful cleanup in Bryan Park on April 28<sup>th</sup>.
- He also reported that City Clerk Jane Marshall celebrated her 40 year anniversary with the City on May 1<sup>st</sup>.
- Marion County Drug Court date is May 16<sup>th</sup> at 7:00 p.m.

#### V. CITY COUNCIL ACTION

##### 1. Consent Agenda:

a. Approval of Minutes – April 17, 2012 and Special Meeting of April 23, 2012  
Councilman Huddlestun called attention to a correction in the April 23<sup>rd</sup> minutes, City Council Action Item 1. (Levy extension for the building fund should be .02) **Councilman Black moved and Councilman Huddlestun seconded the motion to approve the minutes of April 17, 2012 as written and the minutes of the Special Meeting of April 23, 2012 as corrected. Roll call vote. AYES: Councilmen Bringwald, Meador, Huddlestun, Black, and Mayor Raymer. NAYS: None. Motion carried.**

##### 2. Legal Interpretation of Tax Levies on behalf of the Library

The City Attorney provided copies of Memorandum addressed to the Board of Library Trustees from Phillip B. Lenzini, dated May 18, 2009, regarding Public Library Taxation, with Sections highlighted summarizing the legal argument that library boards determine tax levies for public libraries and corporate authorities must approve them. Given the law and the opinion from City Attorney Jones, City Manager Gruen recommended that the Council ratify future levies approved by the Library Board. Discussion continued regarding the Library Board's levy request and the amount that was levied by the City. Library Board Member Gaston asked if it is possible for the City to make a transfer to the Library fund to make up the difference in the amount that should have been levied for the Library. Mayor Raymer suggested that this be left to the City Manager to study and bring back.

##### 3. Bid Award – Water Main Replacement on Main Street – Tri-S Excavating

Advertisement for bids was published and five bids were received for water main replacement project that would replace a six-inch water main from Illinois Ave to Westgate on Main Street with at ten-inch main. The lowest bid was from Tri-S Excavating for a total amount of \$351,015.00. City Manager Gruen advised that this was a budgeted item with \$150,000 from a State of Illinois Capital grant and the remaining amount from Fund 18 (Capital Projects – ½ cent sales tax) and he recommended approval.

**Councilman Black moved and Councilman Meador seconded the motion to approve acceptance of the low bid from Tri-S Excavating for West Main Street water main replacement for a total amount of \$351,015.00. Roll call Vote. AYES: Councilmen Meador, Huddlestun, Black, Bringwald and Mayor Raymer. NAYS: None. Motion carried.**

##### 4. Change Order No. 1 – 2012 Quarterly and Annual Groundwater Compliance Reporting – AECOM

A Change Order No. 1/Contract for 2012 Quarterly and Annual Groundwater Compliance Reporting for Salem Landfills from AECOM in the amount of \$29,300 was presented. City Manager Gruen indicated that this item is actually a new annual contract. Public Works Director Pruden explained the difference in this contract and the prior contracts involves a new gas vent trench monitoring report that is now required by the IEPA. The contract amount of \$29,300 is included in the FY13 annual budget. **Councilman Black moved and Councilman Meador seconded the motion to approve acceptance of the annual contract agreement with AECOM for 2012 Quarterly and Annual Groundwater Compliance Reporting. Roll call Vote. AYES: Councilmen Huddlestun, Black, Bringwald, Meador and Mayor Raymer. NAYS: None. Motion carried.**

**5. Proposal for Annual Auditing Services for Fiscal Year Ended April 30, 2012 – Glass & Shuffett, LTD**

A contract proposal was presented for annual auditing services for Fiscal Year Ended April 30, 2012 from Glass & Shuffett, LTD. Certified Public Accountants for an amount of \$25,950. City Manager Gruen commented they have performed auditing services for the City for several years and he is familiar with their work from his previous work in Carlyle and he recommended approval. **Councilman Black moved and Councilman Huddlestun seconded the motion to approve the contract proposal from Glass & Shuffett for annual auditing services for FYE2012 for an amount of \$25,950.00. AYES: Roll call Vote. AYES: Councilmen Black, Bringwald, Meador, Huddlestun and Mayor Raymer. NAYS: None. Motion carried.**

**6. Ordinance 2012-08 – Ordinance authorizing transfer of Monies from Capital Projects Fund to Gas Fund to complete payment of final construction costs from Kinney Boulevard (Mitchell Street Extension), effective April 30, 2012**

City Manager Gruen indicated the City Council approved a loan in 2010 in the amount of \$87,000 from the gas fund to the TIF #1 Fund to pay for final costs generated from Kinney Blvd construction projects completed prior to termination of TIF #1. He recommended approval of the transfer. **Councilman Black moved and Councilman Meador seconded the motion to approve ordinance 2012-08, Ordinance authorizing transfer of Monies from Capital Projects Fund to Gas Fund to complete payment of final construction costs from Kinney Boulevard (Mitchell Street Extension), effective April 30, 2012. Roll call vote: AYES: Councilmen Bringwald, Meador, Huddlestun, Black, and Mayor Raymer. NAYS: None. Motion carried.**

**7. Executive Session – 5 ILCS 120/2 (c) (3), (21)**

- **Consideration of Appointments to Various Boards and Commissions**
- **Review of Closed Session Minutes**

At 6:35 P.M., **Councilman Black moved and Councilman Meador seconded the motion to enter into Closed Session for consideration of appointments to various boards and commissions and to review closed session minutes of February 20, 28, and March 5, 2012. AYES: Roll call Vote. Councilmen Meador, Huddlestun, Black, Bringwald and Mayor Raymer. NAYS: None. Motion carried.**

Following Closed Session:

**8. Appointments to Authorities, Boards and Commissions**

Upon return to open session, **Councilman Meador moved and Councilman Black seconded the motion to approve the appointments as presented.** Mayor Raymer read the list of those to be re-appointed as follows:

Library Board – Term thru 4/30/15:

Jack McGuire, Jane Mordecai, & Joyce Raver

Planning Commission – Term thru 4/30/17:

Harold Hunzicker, Kathy Matthews, & Neil Chance

Board of Police Commissioners – Term thru 4/30/15

Michael Phillips

Police Pension Board – Term thru 4/30/14

Jim Wheller

Recreation Board – Term thru 4/30/17

Todd Woodruff, Mark Ferguson, Tina Rinehart

Salem Historical Commission – Term thru 4/30/15

Robert Raver, Jerry Nix, Frank Brinkerhoff

Tree Board – Term thru 4/30/15

Bob Kane

Tourism Board – Term thru 4/30/16

Rick Russ, Leon Chapman, Sandie Phillips

**Roll call Vote. AYES: Councilmen Bringwald, Meador, Huddlestun, Black and Mayor Raymer. NAYS: None. Motion carried.**

**9. Approval of Closed Session Minutes of February 20, February 28, and March 5, 2012**

**Councilman Black moved and Councilman Meador seconded the motion to approve Closed Session Minutes of February 20, February 28, and March 5, 2012. AYES: Roll call Vote. Councilmen Meador, Huddlestun, Black, Bringwald, and Mayor Raymer. NAYS: None. Motion carried.**

**VI. CITY MANAGER REPORT**

City Manager Gruen reported:

- He has met with 20 local business and community leaders and taken tours of their facilities. He expressed appreciation for the time that people took to meet with him and the welcoming shown to him.
- He thanked Jason Weber, water treatment plant operator who did a very good job representing the city testifying at the Animal Disease Lab Hearing on April 25th
- He met with Clinton County animal control and discussed their animal control operations that has given him some ideas and recommendations of other people to meet with as well.

**VII. CITY ATTORNEY REPORT – no report**

**VIII. FINANCE DIRECTOR REPORT – no report**

**IX. CITY COUNCIL REPORT**

Councilman Huddleston commented on the new shelter that was constructed at the south entrance to the Nature Trail.

Councilman Black reported he has received comments from people who were upset about the sign-up process for Family Aquatic Pool reservations that began on Saturday. The complaint was that several days were already taken by the City and the Chamber. Black suggested that a list of dates that are already taken be given prior to the sign-up date so that people would not have to wait in line for hours to find out that the date they want was not available. Recreation Director Daniels indicated the dates taken by the City were for swim lessons and swim meets and that a list could be available in the future.

Councilman Black also suggested that Council recognize Deborah McKinney Huff for the service to the City during her time as Interim City Manager. Mayor Raymer commented that the City Hall staff did have a party for her and a plaque of appreciation was presented to her before she left.

**X. ADJOURNMENT**

There being no further business for discussion at 7:07 P.M., Councilman Black moved and Councilman Meador seconded the motion to adjourn. Motion carried.

Jane Marshall, CMC  
City Clerk

*Minutes approved by City Council as written on May 21, 2012.*