

**AGENDA
CITY OF SALEM
REGULAR CITY COUNCIL MEETING
NOVEMBER 19, 2012
6:00 P.M.**

- I. Call to Order**
- II. Prayer and Pledge of Allegiance**
- III. Presentation of Petitions/Public Comments**
- IV. Mayor's Report and Presentations**
- V. City Council Action**
 - 1. Consent Agenda:
 - a. Approval of Minutes – November 5, 2012
 - 2. Bills Payable for Period Ending November 19, 2012
 - 3. Acceptance of Real Estate at 400 S. Broadway for Historical Commission Museum – Use of UDAG Funds for Repairs
 - 4. First Reading Ordinance – Liquor License Limits and Video Gaming
 - 5. Property Tax Levy for 2013 Collections
 - 6. Agreements for Purchase of Natural Gas with Illinois Public Energy Agency (IPEA) and ProLiance
 - 7. Deed Transfer of the Salem Armory, 531 N. College Street, to the City of Salem
 - 8. Water Treatment Plant Filter Repair Purchase Orders
 - 9. Executive Session – 5 ILCS 120/2 (c) (1) Employees Compensation
 - 10. Approval of Executive Session Minutes of November 5, 2012
- VI. City Manager Report**
- VII. City Attorney Report**
- VIII. Finance Director Report**
- IX. City Council Report**
- X. Adjournment**

Bill Gruen
City Manager

**MINUTES
CITY OF SALEM
REGULAR CITY COUNCIL MEETING
NOVEMBER 19, 2012
6:00 P.M.**

I. CALL TO ORDER

The Salem City Council met in regular session on November 19, 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

Mayor John Raymer

Absent: Councilman David E. Black

Others Present:

City Manager Bill Gruen

Public Works Director John Pruden

City Clerk Jane Marshall

Finance Director Ben Stratemeyer

Chief of Police Ron Campo

Library Director Kim Keller

Assistant to the City Manager Bev West

Code Enforcement Officer Brian Hunt

Recreation Director Sherry Daniels

DOEM Director Terry Mulvany

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

Absent: City Attorney Michael R. Jones

II. PRAYER AND PLEDGE OF ALLEGIANCE

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

III. PRESENTATION OF PETITION/PUBLIC COMMENTS

IV. MAYOR'S REPORT AND PRESENTATIONS

Mayor Raymer recognized the Daffy Dill Garden Club for their hard work in preparing and decorating the planter boxes downtown and at the Bryan Memorial Statue Gardens for the Christmas Season.

There will be several holiday activities for people to enjoy again this season. The Salem Recreation Department has planned horse-drawn trolley rides with Santa, "Little Obie" CN

locomotive rides downtown, free holiday movies, Breakfast or Lunch with Santa, and Calls from Santa.

V. **CITY COUNCIL ACTION**

1. Consent Agenda:

1. Approval of Minutes – November 5, 2012

Councilman Meador moved and Councilman Huddlestun seconded the motion to approve the minutes of the November 5, 2012 City Council Meeting as written. Roll call vote. AYES: Councilman Bringwald, Meador, Huddlestun, and Mayor Raymer. NAYS: None. Motion carried.

2. Bills Payable for Period Ending November 19, 2012

Bills Payable listing for period ending November 19, 2012 for a total amount of \$670,434.25 was presented. **Councilman Meador moved and Councilman Bringwald seconded the motion to approve the bills payable as presented. Roll call vote. AYES: Councilmen Meador, Huddlestun, Bringwald, and Mayor Raymer. NAYS: None. Motion carried.**

3. Acceptance of Real Estate at 400 S. Broadway for Historical Commission Museum – Use of UDAG Funds for Repairs

City Manager Gruen explained the City Council discussed the request at earlier Council Meeting to accept the donation of real estate located at 400 S. Broadway for a Museum for the Salem Historical Commission. An inspection report was received from Bill Lueking, Rhutasel & Assoc. of his building inspection. The report estimated the repairs at a total of \$47,600. The repairs included roof work at \$8,800; tuck pointing at \$28,800; handicapped accessible entrance at \$5,000; and floor joist work at \$5,000. He suggested that the City has Approx. \$54,000 of federal UDAG money which appears could possibly be used to make necessary repairs to the building. He indicated conversation with HUD representative in Chicago left open the possibility that the UDAG money could be used if the City finds that the project will benefit low-to-moderate income persons.

Historical Commission Member Diane Eller discussed the Commission's request for Council acceptance of the donation of property to be used for a museum and possible use of UDAG funds for repairs. She also reported that there are people who are willing to donate labor for installation of the handicapped accessible ramp.

Councilman Meador expressed concern if the building would be big enough for the museum. Mr. Brinkerhoff indicated that they would not want to display everything at the same time; items should be rotated on a selective basis to continue interest. Also, Ms. Eller indicated they are working on a draft policy regarding what items would be accepted.

Councilman Huddlestun indicated he likes the idea of a museum; however he does not think this is the right building and based upon his research of UDAG funds, it is not the right funds to use for the project. Mayor Raymer expressed opinion that when these funds were received, it was to benefit low-to-moderate income persons and that it could be used for this project.

City Manager Gruen indicated the Historical Commission has prepared a position paper detailing the benefit to low-to-moderate income persons in Salem it sees a museum would have; and if Council agrees with them, he would present Council's findings to HUD for their confirmation prior to using UDAG funds.

Councilman Meador moved and Councilman Bringwald seconded the motion in support of a Salem City Museum to address continuity of the History of Salem as a benefit to low-to-moderate income persons. Roll call vote: AYES: Councilmen Bringwald, Meador, and Mayor Raymer. NAYS: Councilman Huddlestun. Motion carried.

4. First Reading Ordinance – Liquor License Limits and Video Gaming

City Manager Gruen explained that Video Gaming devices are now regulated by the State of Illinois Video Gaming Act and it is permissible for liquor license holders in Salem to operate video gaming devices because the City Code of Ordinances does not prohibit video gaming. He indicated that the draft ordinance as presented is intended to limit the number of Class D liquor licenses issued which offer licensed video gaming; however he suggested that this be changed to limit the absolute number of Class D liquor licenses issued. His reason being, that it could be possible that an applicant apply for a Class D liquor license for restaurant use only and later decide to apply to the State for video gaming license.

Councilman Meador expressed concern about limiting the number of Class D Liquor Licenses for restaurants.

Mayor Raymer explained the intent is to exercise control of how wide spread the City wants to see video gaming; he has had people express that they don't want to see us overrun by video gaming and it seems we need to have some control to maintain community comfort. He indicated we have some obligation to the restaurants that have been here for years. He commented he is uncomfortable with being in control of who gets liquor licenses which would allow them to have video gaming; it is fairer to have City Council to help control and have some say in the number of licenses issued.

Councilman Meador and Huddlestun agreed.

This being first reading; no action was taken.

5. Property Tax Levy for 2013 Collections

City Manager Gruen presented a proposal to set the tax levy for 2013 and explained that it represents a 2.49% increase over the 2012 total extension and that it meets the city's statutory obligation to the Library Board.

Councilman Huddlestun recommended that the levy be set for the full amount of 4.99%. He questioned the process that was followed in the past concerning the Library tax levy. He suggested that the Library Board could file a certified copy of its resolution advising the City to include the library levy amounts in the municipal levy ordinance.

City Manager Gruen indicated that he has discussed the library levy with them and will get a letter from the Library Board requesting the amount in dollars to be extended on their behalf for the Library.

Following discussion, consensus of Council was to levy at rate of 4.99%

6. Agreements for Purchase of Natural Gas with Illinois Public Energy Agency (IPEA) and ProLiance

City Manager Gruen explained the agreements for purchase of Natural Gas with Illinois Public Energy Agency and ProLiance and recommended that the contract end in 2015. This being first reading, no action was taken.

7. Deed Transfer of the Salem Armory, 531 N. College Street, to the City of Salem

City Manager Gruen gave an update on the acceptance of the Salem Armory. He reported that in response to the City's request for proposals, one and only proposal received was from US Sonet. Legislation was passed to give the property to Salem once the new armory building is constructed in *Salem*. Due to a typo, which should have stated "when the new armory is constructed in *Mt. Vernon*", a new legislation has to be passed with the correction. He commented, if Council is still favorable with accepting the property, he would send a letter or go to Springfield in behalf of the City to let them know we are still interested and try to get them to pass the legislation in next Veto Session. He also indicated that the Planning Commission would need to take action on any proposed zoning changes. Steve requested that an agreement be drawn up for US Sonet to sign concerning their intent to accept the property. City Manager Gruen indicated he would have an agreement drawn up.

8. Water Treatment Plant Filter Repair Purchase Orders

City Manager Gruen explained that at September 17th meeting Council approved low bid from TEK Construction in the amount of \$10,400.00 to remove filter media at the Water Treatment Plant to expose a drain for repair. The initial work has been completed and the drain work has been priced with TEK Construction in the amount of \$9,650.00 for labor and from Tonka Equip. Co. for the amount of \$5,121.00 for parts for a total cost of \$14,771.00.

Councilman Meador moved and Councilman Huddlestun seconded the motion to approve the expenditure in the amount of \$14,771.00 for drain repairs at the Water Treatment Plant. Roll call vote. Councilmen Bringwald, Meador, Huddlestun, and Mayor Raymer. NAYS: None. Motion carried.

9. Executive Session – 5 ILCS 120/2 (c) (1) Employees Compensation

Call for motion to enter into Executive Session at 7:20 p.m. **Councilman Meador moved and Councilman Huddlestun seconded the motion to enter into closed session to discuss employee's compensation. Roll call vote. AYES: Councilmen Meador, Huddlestun, Bringwald, and Mayor Raymer. NAYS: None. Motion carried.**

RETURN TO OPEN SESSION AT 7:37 p.m.

10. Approval of Executive Session Minutes of November 5, 2012

Councilman Meador moved and Councilman Huddlestun seconded the motion to approve the Executive Session Minutes of November 5, 2012. Roll call vote.

AYES: Councilmen Meador, Huddlestun, Bringwald, and Mayor Raymer. NAYS: None. Motion carried.

VI. CITY MANAGER REPORT

City Manager Gruen reported:

- Health Care and Risk Management contracts will be considered at next meeting
- Public Hearing scheduled for Monday, November 26, 2012 for Government Aggregation Opt-Out Program and Plan of Operations and Governance

VII. CITY ATTORNEY REPORT

VIII. FINANCE DIRECTOR REPORT

IX. CITY COUNCIL REPORT

Councilman Huddlestun commented concerning an e-mail that was received from Dana Dunlap of Ohio who was in Salem for the PKC hunts in which her son won his first world championship. She expressed appreciation to our community, Denny's and Village Gardens for helping make their weekend stay welcoming.

X. ADJOURNMENT

There being no further business for discussion at 7:40 p.m., **Councilman Huddlestun moved and Councilman Meador seconded the motion to adjourn. Roll call vote.**

AYES: Councilmen Bringwald, Meador, Huddlestun, and Mayor Raymer. NAYS: None. Motion carried.

Jane Marshall, CMC
City Clerk

Approved as written by City Council December 3, 2012.