

**AGENDA  
CITY OF SALEM  
REGULAR CITY COUNCIL MEETING  
JUNE 15, 2015  
6:00 PM**

- 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 – May 26, 2015 Special Meeting and June 1, 2015 Regular Meeting
    - 2. Approval of Bills Payable
    - 3. Approval of 2015-16 Prevailing Wage Ordinance
    - 4. Approval of Motor Fuel Tax (MFT) Resolution for Purchase of Oil & Chip Materials
    - 5. Approval of Disclosure Compliance Procedures (re City Bond Financing)
    - 6. Approval of Daffy Dills Budget
    - 7. Discussion – Liquor Ordinance Amendments, including Realignment of Licenses, Days when Liquor Sales are Permitted, among other changes
  
  - VI. City Manager Report**
  - VII. City Attorney Report**
  - VIII. Finance Director Report**
  - IX. City Council Report**
  - X. Executive Session**
    - 1. 5 ILCS 120/2 (c)(1) – Personnel
    - 2. 5 ILCS 120/2 (c)(21) – Minutes
  
  - XI. City Council Action**
    - 8. Approval of Action Pertaining to City Personnel
    - 9. Approval of Executive 2015 Session Minutes: February 2, February 17, April 20, May 4
  
  - XII. Adjournment**

Bill Gruen  
City Manager
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**MINUTES  
CITY OF SALEM  
REGULAR CITY COUNCIL MEETING  
JUNE 15, 2015**

**I. CALL TO ORDER**

A regular meeting of the Salem City Council was held on June 15, 2015. The meeting was called to order by Mayor Rex Barbee at 6:00 p.m.

**Council members present:**

**Councilman Jim Baity  
Councilman Nic Farley  
Councilman Craig Morton  
Councilwoman Sue Morgan  
Mayor Rex Barbee**

**Council member absent: None.**

**Others present:**

City Manager Bill Gruen	City Clerk Bev Quinn
City Attorney Mike Jones	Finance Director Ben Stratemeyer
Chief Sean Reynolds	Deputy Chief Susan Miller
Animal Control Officer Paul Wimberly	Economic Development Dir. Jeanne Gustafson
Public Works Director John Pruden	Recreation Director Sherry Daniels
Code Enforcement Officer Brian Hunt	Members of the Public and Media

**II. PRAYER AND PLEDGE OF ALLEGIANCE**

Opening Prayer was led by Councilwoman Morgan, followed by the Pledge of Allegiance to the Flag.

**III. MAYOR'S REPORT AND PRESENTATIONS**

**Daffy Dill Dedication of Pergola** – Mayor Barbee indicated he had attended the Daffy Dill dedication ceremony and garden party for the new pergola in Bryan Park at the Bryan Statue, and it was very nice and well attended.

#### **IV. PRESENTATION OF PETITIONS/PUBLIC COMMENTS**

**Presentation by Mark Decker** - Mayor Barbee recognized Historical Commission member Mark Decker. Mr. Decker indicated he had recently had an opportunity to visit Arlington National Cemetery in Arlington, VA, and he laid a wreath representative of Salem on the grave of William Jennings Bryan. The wreath incorporated many elements of Salem (*City Seal, miniature US flag from the American Legion, poppy from Poppy Day, etc.*) Mr. Decker presented the City with framed photographs of the wreath and the wreath on Mr. Bryan's grave. Mayor Barbee and Council members thanked Mr. Decker for representing Salem while in Arlington, and for the photographs.

**Comments from Pastor Phil Martin on Liquor License Changes** - Mayor Barbee recognized First Christian Church Minister Phil Martin. Mr. Martin indicated he is aware that City Council is discussing revisions to the liquor code. Pastor Martin indicated he is not here to discuss the economic impact liquor sales have on Salem, that he is just here as a pastor concerned with morals. Mr. Martin indicated if changes are made, including Sunday sales, most people will not care – but he is asking that Salem hold on to its moral fiber and treat Sunday as a holy day. Mayor Barbee indicated he would be interested in meeting with the Ministerial Alliance to discuss this. Pastor Martin indicated the Alliance generally does not meet between May and September, but they would be happy to schedule a special meeting.

Councilman Farley added that he appreciated Pastor Martin coming to the meeting, and he would like the opportunity to meet with him. Councilman Farley added that City Council does want the community's voices to be heard, and is not trying to rush changes through.

#### **V. CITY COUNCIL ACTION**

##### **1. Consent Agenda**

- a. Approval of Minutes – May 26, 2015 Special Meeting and June 1, 2015 Regular Meeting

***Motion was made by Councilman Farley and seconded by Councilman Morton to approve the Consent Agenda as presented, with the correction of three typos. Roll call vote:***

***AYES: Councilman Baity, Councilman Farley, Councilman Morton, Councilwoman Morgan, Mayor Barbee. NAYS: None. Motion carried.***

##### **2. Approval of Bills Payable**

Councilwoman Morgan noted a high charge for moving the excavator from one location in Salem to another, and asked if it would not be cheaper for the City to find a used trailer to move the excavator, rather than hiring people to move it. Public Works Director Pruden indicated they have checked into that, and it is less expensive to hire it moved.

Councilman Morton indicated there was a charge for a "Pool Closed" sign, and asked if it was for a one-time use or multiple uses. Recreation Director Daniels responded that it was a one-time use. Morton asked about swim team staff payroll on the bills payable. Director Daniels indicated the Swim Team parents do not want to do their own payroll for a couple of people, so the City does it and the Swim Team reimburses the City. Councilman Morton asked about the Hydro Kinetics bill. City Manager Gruen responded that the bill is for replacement of pumps at the Kell Rd. lift station.

Councilman Morton asked about the purchase of easements. City Manager Gruen indicated the easements on this bills payable list are for a waterline project. An engineer helps us determine the value of the easement by appraisal and Mike Jones' office prepares the documents. Gruen added that the property owner still owns the land and pays taxes on it, but the City is paying for the use of the land. The amounts are determined on a project by project, case by case basis.

City Manager Gruen indicated the USDI charge is for two regulator stations that were built on Spruce and Westgate, which were budgeted items.

***Motion was made by Councilman Baity and seconded by Councilwoman Morgan that the Bills Payable be approved as presented. Roll call vote: AYES: Councilman Farley, Councilman Morton, Councilwoman Morgan, Councilman Baity, Mayor Barbee. NAYS: None. Motion carried.***

**3. Approval of 2015-16 Prevailing Wage Ordinance**

City Manager Gruen indicated it is a requirement that the City adopt the prevailing wage in June each year. ***Motion was made by Councilwoman Morgan and seconded by Councilman Farley that Ordinance No. 2015-09 Adopting the Prevailing Wage for June 2015 be approved. Roll call vote: AYES: Councilman Morton, Councilwoman Morgan, Councilman Baity, Councilman Farley, Mayor Barbee. NAYS: None. Motion carried.***

**4. Approval of Motor Fuel Tax (MFT) Resolution for Purchase of Oil & Chip Materials**

City Manager Gruen indicated this is an annual resolution for street maintenance in the amount of \$132,440.00. This allocates funds through IDOT with the city's motor fuel tax fund. This will allow the bidding and purchasing of oil and chip materials. Public Works Director Pruden indicated once bids are received, he may need to come back to Council with new numbers or reduce the number of streets to be oiled and chipped. Mayor Barbee added that MFT is collected by the State per capita. Mr. Pruden concurred and indicated this just obligates the dollars – the City holds the funds, but the State approves how we spend it. ***Motion was made by Councilman Farley and seconded by Councilwoman Morgan that the MFT Resolution in the amount of \$132,440.00 be approved. Roll call vote: AYES: Councilwoman Morgan, Councilman Baity, Councilman Farley, Councilman Morton, Mayor Barbee. NAYS: None. Motion carried.***

**5. Approval of Disclosure Compliance Procedures (re City Bond Financing)**

City Manager Gruen indicated new regulations will require the City to undertake certain annual actions, including uploading the annual audit with the SEC for public review. Mr. Gruen had provided materials prepared by the City's disclosure counsel, Sean Flynn, who helped the City issue its latest bond issuance. ***Motion was made by Councilman Baity and seconded by Councilman Farley that the Disclosure Compliance Procedures be approved as presented. Roll call vote: AYES: Councilman Baity, Councilman Farley, Councilman Morton, Councilwoman Morgan, Mayor Barbee. NAYS: None. Motion carried.***

**6. Approval of Daffy Dills Budget**

City Manager Gruen indicated the City allocates so much in its budget for Community Appearance. The Daffy Dills then submit a request for approval of a portion of those funds. The budget submitted totals \$14,500.00. ***Motion was made by Councilwoman Morgan and seconded by Councilman Farley that the budget submitted by the Daffy Dill Garden Club be approved. Roll call vote: AYES: Councilman Farley, Councilman Morton, Councilwoman Morgan, Councilman Baity, Mayor Barbee. NAYS: None. Motion carried.***

**7. Discussion – Liquor Ordinance Amendments**

City Manager Gruen indicated he had provided City Council a compilation of notes on several possible liquor license amendments that the Council may wish to discuss. Relatively significant changes could be made to realign license holders in a manner that will group those that are most similar with each other (*differentiate between restaurants and amusement businesses.*) Changes are also proposed to allow license holders to sell seven days per week. The intent is to generate discussion among the Council on shared goals for change. Mr. Gruen indicated he is trying to determine if there is some consensus among the Council for some changes that could be drafted into ordinance form at a later date. Mr. Gruen also mentioned the possibility of limiting the number of licenses to be issued.

Councilman Farley indicated he would like to see some "leveling of the playing field" for the license holders, so that the fraternal organizations that give back to the community, such as the Moose and the Elks, are permitted to be open on Sundays, just like Nikki's can. Mr. Farley added that the Moose and Elks sponsor sports team, do fundraisers, etc. to help the community. City Manager Gruen indicated the Council needs to come up with a definition that covers "Amusements". City Attorney Jones indicated it would be very easy to amend the code to permit the fraternal clubs to be open on Sundays. Councilman Farley indicated he would like to see the package sales allowed on Sundays, too. Councilman Farley indicated he has started a dialogue with package license holders, and while one was opposed to Sunday sales, another would like the option of being open on Sundays.

Discussion ensued regarding definitions, such as the definition of “restaurant”, that requires that a restaurant have 51% of their sales for food. The onus is on the City to determine if this is the case. City Manager Gruen indicated the definitions will be very important.

Mayor Barbee indicated this agenda item is only for discussion tonight, and he expects Council will receive some commentary before the next meeting. Mayor Barbee indicated we do want to let our citizens know that we are discussing possible revisions. City Manager Gruen asked if City Council is ready to discuss limits on the current liquor license classifications. Consensus was that they would consider limits at the next meeting.

Councilman Farley indicated he has heard it said that Salem is a “retirement town”, and he would like to see changes made to Salem’s image that would make it inclusive of all ages.

**VI. CITY MANAGER REPORT** – None.

**VII. CITY ATTORNEY REPORT** – None.

**VIII. FINANCE DIRECTOR REPORT** – None.

**IX. CITY COUNCIL REPORT**

**Mayor Barbee** mentioned that the Boy Scouts held a flag retirement ceremony on Saturday at the Elks, and they retired 150 US Flags.

**Councilman Farley** indicated he had received some very positive comments on Family Fun Day, and he had attended some softball games in Bryan Park, and the park is looking very good.

**Councilman Farley** also indicated the Armory has some structural issues that are becoming a problem, and asked City Manager Gruen if he has any updates on the building. Mr. Gruen and Ms. Gustafson both indicated there are currently two leads interested in the building. Mr. Gruen indicated he has been trying to look at all angles regarding the building, with one being that the City would be willing to take possession of the building, but only if there was someone else willing to take possession of the building for an approved use. If their use would only be for five years, we would not want possession of the building. Mr. Gruen indicated he has also been looking at what funds might be available for demolition of the armory, and the budget situation in Springfield is not good. Councilman Farley indicated he has some concerns about the safety of the building.

City Manager Gruen indicated he wrote up a pamphlet about the building, including pictures, and sent it to Senator McCarter and Representative Cavaletto, as he is trying to work through our local legislators first, to see if they could help us find demolition funds. If the City Council chooses to endorse demolition, we would adopt a resolution and send it to our local legislators. Councilman Morton indicated the City needs to give the leads a deadline, as the building is continuing to get worse. Councilman Farley indicated there were four feet of standing water in the basement before the most recent rain.

**Councilman Morton** asked what the status of the Bryan Park Walking Trail is. City Manager Gruen responded that Shores Builders had originally given us a start date of June 15<sup>th</sup>, but recent rain has delayed start.

**Councilman Farley** indicated he is interested in the City using the Frala Ballpark (former Little League diamond in Bryan Park) as a dog park. Councilman Farley indicated he and Recreation Director Sherry Daniels recently met with Rob Marsh, home-school representative, regarding their use of the diamond. Mr. Marsh was agreeable to moving their games to the men’s diamond. Farley added that he is currently researching costs involved in developing the park.

**X. EXECUTIVE SESSION**

1. 5 ILCS 120/2 (c)(1) – Personnel
2. 5 ILCS 120/2 (c)(21) – Minutes

***Motion was made by Councilwoman Morgan and seconded by Councilman Farley to enter into executive session at 7:15 p.m. Roll call vote: AYES: Councilman Baity, Councilman***

**Farley, Councilman Morton, Councilwoman Morgan, Mayor Barbee. NAYS: None. Motion carried.**

***City Council reconvened to open session at 7:32 p.m.***

**XI. CITY COUNCIL ACTION**

**8. Approval of Action Pertaining to City Personnel**

***Motion was made by Councilman Farley and seconded by Councilwoman Morgan to approve entering into a Confidential Agreement for a Severance Package for Tim Tyler. Roll call vote: AYES: Councilman Farley, Councilman Morton, Councilwoman Morgan, Councilman Baity, Mayor Barbee. NAYS: None. Motion carried.***

**9. Approval of 2015 Executive Session Minutes: February 2, February 17, April 20, and May 4.**

***Motion was made by Councilwoman Morgan and seconded by Councilman Baity that the executive session minutes of February 2, 2015, February 17, 2015, April 20, 2015 and May 4, 2015 be approved as presented, and that they remain closed. Roll call vote: AYES: Councilman Farley, Councilman Morton, Councilwoman Morgan, Councilman Baity, Mayor Barbee. NAYS: None. Motion carried.***

**XII. ADJOURNMENT**

***As there was no further business for discussion, motion was made by Councilman Morton and seconded by Councilwoman Morgan that the meeting be adjourned at 7:36 p.m. Roll call vote: AYES: Councilwoman Morgan, Councilman Baity, Councilman Farley, Councilman Morton, Mayor Barbee. NAYS: None. Motion carried.***

Bev Quinn, CMC  
City Clerk

*Minutes approved: July 6, 2015*