

- I. **Call to Order**
- II. **Prayer and Pledge of Allegiance**
- III. **Executive Session**
  1. Real Estate – 5 ILCS 120/2(c)(6)
  2. Personnel – 5 ILCS 120/2(c)(1)
  3. Minutes – 5 ILCS 120/2(c)(21)

- IV. **Presentation of Petitions/Public Comments**
- V. **Mayor's Report and Presentations**
- VI. **City Council Action**
  1. Consent Agenda:
    - a. Approval of Regular Session Minutes – June 9, 16, and 30, 2014
    - b. Approval of Executive Session Minutes – June 16 and 30, 2014
  2. Second Reading – Ordinance Expanding Enterprise Zone at Patoka “Tank Farm” for Sales Tax Purposes
  3. Extension of Management Agreement with Salem Theater
  4. Purchase Approval - Feed Hopper at Water Plant
  5. Purchase Approval - Gas System Improvement Bids
  6. Elks Lodge TIF Request for Parking Lot Reconstruction
  7. Sale of City Owned Real Estate
- VII. **City Manager Report**
- VIII. **City Attorney Report**
- IX. **Finance Director Report**
- X. **City Council Report**
- XI. **Adjournment**

**MINUTES  
CITY OF SALEM  
RESCHEDULED CITY COUNCIL MEETING  
JULY 8, 2014**

***Return to open session at 5:25 p.m. (Five minute break.)***

In addition to those present for the Executive Session, the following were present for the open session:

Public Works Director John Pruden  
Code Enforcement Officer Brian Hunt

Recreation Director Sherry Daniels

Members of the media: Bruce Kropp, WJBD Radio; Dennis Rosenberger, Salem Times-Commoner

**IV. Presentation of Petitions/Public Comments**

Heidi See and Billy Ross of 421 W. Sanger were present, representing their business, **Vapor 101**. Ms. See indicated she does not disagree with City Council's concerns regarding tobacco products, but she would object to being required to obtain a tobacco license, as none of her products contain tobacco. Ms. See indicated many of her customers use the vapor cigarettes to help them stop smoking, and she and Mr. Ross have used the product and have now been tobacco free for six months. Ms. See added that she does not see a need for the City ordinances to be changed, as the vapor products are controlled by State law. Discussion ensued regarding nicotine, with Ms. See indicating some of her products do contain nicotine, but no tobacco. Ms. See indicated she does not sell any product to anyone under 18, whether it contains nicotine or not. Ms. See provided a copy of a letter from the Director General of the World Health Association regarding e-cigarettes, and added that she will comply with any decision City Council makes. Sgt. Miller indicated the Police Department can currently do spot checks in vapor businesses for sales to customers under 18. Chief Campo added that revising the tobacco ordinance to include vapor products would allow the City to prosecute, rather than the States Attorney. City Manager Gruen complimented Ms. See on how attractive her store is.

**V. Mayor's Report and Presentations - None.**

**VI. City Council Action**

**1. Consent Agenda:**

- a. Approval of Regular Session Minutes – June 9, 16, and 30, 2014
- b. Approval of Executive Session Minutes – June 16 and 30, 2014

***Motion was made by Councilman Black and seconded by Councilwoman Morgan that the Consent Agenda be approved and the executive session minutes remain closed. Roll call vote: AYES: Councilman Baity, Councilman Black, Councilman Bringwald, Councilwoman Morgan, Mayor Raymer. NAYS: None. Motion carried.***

**2. Second Reading – Ordinance Expanding Enterprise Zone at Patoka "Tank Farm" for Sales Tax Purposes**

***Motion was made by Councilman Black, seconded by Councilman Baity that Ordinance #2014-08 authorizing amendments to the Greater Salem Enterprise Zone be approved. Roll call vote: AYES: Councilman Black, Councilman Bringwald, Councilwoman Morgan, Councilman Baity, Mayor Raymer. NAYS: None. Motion carried.***

**3. Extension of Management Agreement with Salem Theatre**

City Manager Gruen indicated the current management agreement with the Salem Theatre Board has expired and it being brought to City Council for renewal. The only changes to the agreement are extending the period of the agreement from three years to five years, and changing a section at the end that provides that, should the Board disband and the agreement not be renewed, selection of the not-for-profit organization to take over their funds will be selected by the City and the Theatre Board. The previous agreement indicated the City would make the choice, and the Theatre Board's bi-laws indicated they would make the decision. The revision will allow for a joint decision. ***Motion was made by Councilman Black and seconded by Councilman Bringwald that the City Manager be authorized to execute the management agreement with the Salem Theatre Board, as presented. Roll call vote: AYES: Councilman Bringwald, Councilwoman Morgan, Councilman Baity, Councilman Black, Mayor Raymer. NAYS: None. Motion carried.***

**4. Purchase Approval – Feed Hopper at Water Plant**

City Manager Gruen indicated the request is to purchase a Volumetric Feeder (carbon machine) for the Water Plant in the amount of \$32,760 from Brooks and Associates. This is a budgeted item, and City Manager recommends approval. ***Motion was made by Councilman Black and seconded by Councilwoman Morgan that purchase of the Volumetric Feeder be approved as presented. Roll call vote: AYES: Councilwoman Morgan, Councilman Baity, Councilman Black, Councilman Bringwald, Mayor Raymer. NAYS: None. Motion carried.***

**5. Purchase Approval – Gas System Improvement Bids**

City Manager Gruen indicated the City accepted bids for construction and materials for budgeted system improvements at Southern Gardens, Country Club Estates and S. Broadway. The low bid for construction was from USDI at \$279,099.50 and the low bid on materials was

\$25,242.20. **Motion was made by Councilman Black and seconded by Councilman Bringwald to accept the low bids, as presented. Roll call vote: AYES: Councilman Baity, Councilman Black, Councilman Bringwald, Councilwoman Morgan, Mayor Raymer. NAYS: None. Motion carried.**

6. Elks Lodge TIF request for Parking Lot Reconstruction  
City Manager Gruen indicated a request had been submitted by Leon Chapman on behalf of the Elks for TIF assistance in replacing their asphalt parking lot with a new concrete parking lot. The low bid received was for \$38,095. City Manager Gruen indicated he would recommend granting no more than 50%, or \$15,000 for this project. Discussion ensued regarding loaning the Elks half of the project at 3% interest, and granting the other half.  
**Motion was made by Councilman Black and seconded by Councilwoman Morgan that half of the low bid of \$38,095 be granted to the Elks, and the other half be loaned to the Elks at 3% interest. Roll call vote: AYES: Councilman Black, Councilman Bringwald, Councilwoman Morgan, Councilman Baity, Mayor Raymer. NAYS: None. Motion carried.** Michael Phillips of the Elks asked if the Elks had to take the loan, if they didn't need it. The City Manager responded that they did not.
7. Sale of City Owned Real Estate  
City Manager Gruen indicated this item is not ready for action.

**VII. City Manager Report**

Gas Purchasing Seminar - City Manager Gruen indicated he would be attending a gas purchasing seminar on Thursday, July 10, and invited Council members to attend.

Special Meeting – City Manager Gruen indicated the special meeting scheduled for Tuesday, July 15<sup>th</sup> to hear presentations from gas purchasing consultants will begin at 5:00 p.m. The Salem Township Hospital has requested the opportunity to address City Council on an unrelated matter.

**VIII. City Attorney Report - (Not present.)**

**IX. Finance Director Report – None.**

**X. City Council Report**

**Councilman Black** indicated he had received a complaint from Steve Bandy of Bandy's Pharmacy, regarding the discrepancy between the downtown being able to put up sign boards and the other districts not being able to.

**Mayor Raymer** indicated he will be attending an Economic Development meeting in Effingham on July 10<sup>th</sup> with Councilwoman Morgan and Economic Development Director Gustafson. Mayor Raymer also indicated that on Wednesday, July 9<sup>th</sup>, Rally North America will be coming through town at approximately noon, and invited Council and others to join him at the Bryan Statue to greet them. The Chamber of Commerce Eggs and Issues program will be held next Tuesday, July 15<sup>th</sup> at the Marion County Savings Bank Annex at 7:30 a.m. Senator Kyle McCarter and Representative John Cavaletto will be on hand to update those present.

**VI. Adjournment**

**Motion was made by Councilwoman Morgan and seconded by Councilman Black that the meeting be adjourned at 6:05 p.m. Roll call vote: AYES: Councilman Bringwald, Councilwoman Morgan, Councilman Baity, Councilman Black, Mayor Raymer. NAYS: None. Motion carried.**

Bev Quinn, CMC  
City Clerk

Minutes approved: \_\_\_\_\_