

**AGENDA
CITY OF SAEM
6:00 PM REGULAR CITY COUNCIL MEETING
February 3, 2020 - 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. City Council Minutes – 1/20/20 – Review for Approval
 - 2. Request for Approval on Gas Purchase contract with Utility Gas Management on Discounted Gas Purchase
 - 3. Request for Approval of Ordinance to Allow Off-Highway Utility Vehicles (UTV) to Operate on City Streets
 - 4. Discussion on Recreational Cannabis Business and Directing the Planning Commission to set a Public Hearing for Special Use Zoning Amendments in Business and Industrial Districts
- 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)(6) Sale of Real Estate
- XI. Motion to Adjourn**

Rex A. Barbee
City Manager

**MINUTES
CITY OF SALEM REGULAR CITY COUNCIL MEETING
February 3, 2020**

- I. CALL TO ORDER**
The regular February 3, 2020 meeting of the City Council was convened at 6:00 pm, and called to order by Mayor Sue Morgan.
- Council members present:**
Councilman Jim Koehler
Councilman Nic Farley
Councilman Craig Morton
Councilman Jacob Hockett
Mayor Sue Morgan
- Council members absent:** None.
- Others present:**
- | | |
|---|---------------------------------------|
| City Manager Rex Barbee | City Clerk Bev Quinn |
| City Attorney Mike Jones | Public Works Director John Pruden |
| Asst. Public Works Director Annette Brushwitz | Finance Director Keli Barrow |
| Chief of Police Sean Reynolds | Economic Dev. Director Tabitha Meador |
| Deputy Chief of Police Susan Miller | Webelo Den of Cub Scout Pack 262 |
| Members of the Media and Public | |
- II. PRAYER AND PLEDGE OF ALLEGIANCE**
Opening prayer was offered by Councilman Koehler. Weblo Den of Cub Scout Pack 262, with leader Lisa Wherrit, led the Pledge of Allegiance.
- III. PRESENTATION OF PETITIONS/PUBLIC COMMENTS** - None.
- IV. MAYOR’S REPORT AND PRESENTATIONS** – None.
- V. CITY COUNCIL ACTION**
1. Consent Agenda

a. City Council Minutes – 1/20/2020

Motion was made by Councilman Farley and seconded by Councilman Hockett to approve the minutes of January 20, 2020, as presented. Roll call vote: AYES: Councilman Farley, Councilman Hockett, Councilman Koehler, Mayor Morgan. NAYS: None. Motion carried.

2. Request for Approval on Gas Purchase Contract with Utility Gas Management on Discounted Gas Purchase

City Manager Barbee indicated the City was offered a chance to participate in a natural gas discount purchase program earlier that provided a term of up to 30 years, with a minimum of 7 years required prior to opting out. The Council at that time voted to pass on the offer. One of the participants in the program, the small community of Frohna, MO, has closed their municipal gas service and opted to allow a private company to service their community. The contract is only available to municipalities, and we can pick up the remainder of their contract. This would represent a savings on purchasing gas of about \$2,711.50 per year based on their contracted usage. For the remainder of the 6 year term, that would represent a savings of \$16,269 to the City. After the end of the 6 year term, the City could opt out of the contract without penalty.

Public Works Director Pruden indicated the approximate 10,000 Btu amount is a very small percentage of the City's total usage, similar to 4-5 second tier gas users. It's not a large usage, but will provide some savings.

Councilman Farley indicated he would like to see the actual contract before taking action on the agreement. City Manager Barbee indicated he would try to get a copy of the contract and send it out to Council for review before the next meeting. City Manager Barbee thanked John Pruden and Annette Brushwitz for their assistance on this project.

3. Request for Approval of Ordinance to Allow Off-Highway Utility Vehicles (UTV) to Operate on City Streets

Councilman Farley indicated he had requested this item be placed on the agenda, and while he is not expecting action tonight, he has been approached by a number of citizens who would like to see UTVs be allowed on city streets. Farley added that he is not in favor of allowing three and four-wheelers. Councilman Farley indicated our current ordinance require that drivers of golf carts have a driver's license, but he would like to see a requirement that drivers of UTVs be 21 years of age or older. Farley added that he has sent some sample ordinances to the City Manager for further review.

City Manager Barbee indicated the top speed of golf carts is 20 mph, which requires them to have the "slow moving vehicle" placards. UTVs are able to go much faster, and would be restricted to meet the speed limits posted for City streets, which are 30 mph or less.

Councilman Farley indicated he would like to see people who violate the City's regulations and take their vehicles off-road onto the City trails; sidewalks, parks, etc. lose their permits for a period of three years. Councilman Morton added that other communities are allowing UTVs on city streets, and he would like to see Salem do the same. Additionally, this would be supporting a local business.

Chief Reynolds indicated some UTVs have keys or governors that electronically regulate speed. Olney and Newton have recently enacted ordinances to allow UTVs, and Flora, Carlyle and Breese also permit UTVs.

Discussion ensued regarding the UTVs being required to have rear view mirrors and turn signals, and the need for all permitted vehicles to be inspected. Chief Reynolds said each permitted UTV or golf cart will be inspected by himself or one of his officers.

City Manager Barbee indicated he would bring a draft ordinance to the next meeting.

4. Discussion on Recreational Cannabis Business and Directing the Planning Commission to set a Public Hearing for Special Use Zoning Amendments in Business and Industrial Districts

City Manager Barbee indicated that before the City "opts in or out", it must hold a public hearing to receive input from the community. The next regular Planning Commission meeting date is the second Tuesday in March. Barbee added that the public hearing would probably need to be held at the theater, to accommodate a larger number of attendees. Councilman Farley added that he would like to see Adult Use Cannabis businesses allowed with a Special Use Permit in all of the Business or Industrial zones, and he would like to see the Planning Commission accept input for those perimeters. Discussion ensued regarding the State requirements for locations, i.e. 250 ft. from a residential district, 1,000 ft. from schools, etc. ***Motion was made by Councilman Koehler***

and seconded by Councilman Farley to direct the Planning Commission to hold a public hearing to receive input on allowing Adult Use Cannabis businesses in the Commercial and Industrial zoning districts, with a Special Use Permit, contingent upon the applicants location meeting all State requirements. Roll call vote: AYES: Councilman Hockett<, Councilman Koehler, Councilman Farley, Councilman Morton, Mayor Morgan. NAYS: None. Motion carried.

VI. CITY MANAGER REPORT

- City Manager Barbee indicated it was nice to see so many Schutt helmets on both teams in the Super Bowl.
- Mr. Barbee thanked Public Works Director Pruden and Asst. Public Works Dir. Brushwitz for their assistance on the gas rates.
- The city has closed on the sale of land in the Industrial Park to Aaron Robb.
- Mr. Barbee indicated he is seeing improvements in the Animal Control operations, and there were 30 animals adopted out during the past Month.
- The Economic Development Director has been contacted by two prospects.
- Kudos to the Salem Theatre for presentation of their two one-acts, “What a Nice Little Kitty” and “The Great Nursing Home Escape”. Barbee added that the shows introduced two new talents, Councilman Farley’s significant other Kendra Hermann and Telecommunicator Brad Crow, and they both did a great job. Councilman Farley added that the shows had great casts and were great shows.

VII. CITY ATTORNEY REPORT - No report.

VIII. FINANCE DIRECTOR REPORT – No report.

IX. CITY COUNCIL REPORT

Councilman Koehler indicated he would like to see Schutt and Salem get some publicity for the helmets they produce. Schutt Helmets are used by high schools, colleges and pro football teams. Schutt also makes the softball helmets that are used in the Olympics. Koehler added that Schutt is very good to the Salem High School and this is a very positive thing.

Councilman Farley indicated the next regular meeting date is on February 17th, which is the President’s Day holiday. The City would normally hold its meeting the Tuesday after the holiday, but several members of Council cannot be present. Farley suggested the meeting be held on either the President’s Day holiday or Wednesday. Following discussion, Council agreed by consensus to hold the meeting on Wednesday, February 19th. City Manager Barbee indicated the City will make sure the proper notices are provided to the media.

X. EXECUTIVE SESSION

1. 5 ILCS 120/2(c)(6) Sale of Real Estate
Motion was made by Councilman Koehler and seconded by Councilman Farley to enter into executive session at 6:30 pm for the purpose of discussing sale of real estate. Roll call vote: AYES: Councilman Koehler, Councilman Farley, Councilman Morton, Councilman Hockett, Mayor Morgan. NAYS: None. Motion carried.

(Mayor Morgan called a 10 minute break.)

Return to open session at 7:00 pm.

XI. ADJOURNMENT

As there was no further business to discuss, ***motion was made by Councilman Hockett and seconded by Councilman Morton to adjourn the meeting at 7:00 pm. Roll call vote: AYES: Councilman Morton, Councilman Hockett, Councilman Koehler, Councilman Farley, Mayor Morgan. NAYS: None. Motion carried.***

Bev Quinn, CMC
City Clerk

Approved: _____