

The City Council of the City of Mattoon held a regular meeting in the City Hall Council Chambers on April 17, 2012.

Mayor Gover presided and called the meeting to order at 6:30 p.m.

Mayor Gover led the Pledge of Allegiance.

The following members of the Council answered roll call physically present: YEA Commissioner Bob Becker, YEA Commissioner Randy Ervin, YEA Commissioner Rick Hall, YEA Commissioner Chris Rankin, and YEA Mayor Tim Gover.

Also physically present were City personnel: City Administrator Sue McLaughlin, Attorney & Treasurer J. Preston Owen, Community Development Coordinator Kyle Gill, Public Works Director Dean Barber, Assistant Fire Chief Sean Junge, Police Chief Jeff Branson, and City Clerk Susan O'Brien.

### CONSENT AGENDA

Mayor Gover seconded by Commissioner Hall moved to approve the consent agenda consisting of minutes of the regular meeting April 3, 2012; Financial reports for the month of March, 2012; payroll for the end of March and beginning of April and bills for the first half of April, 2012.

#### Payroll for the end of March and beginning of April and Bills for the first of April, 2012

<u>General Fund</u>		
Payroll		\$ 243,102.33
Bills		\$ 245,183.99
	Total	\$ 488,286.32
<u>Hotel Tax Fund</u>		
Payroll		\$ 1,987.99
Bills		\$ 39,275.38
	Total	\$ 41,263.37
<u>Festival Mgmt Fund</u>		
Bills		\$ 20,538.84
	Total	\$ 20,538.84
<u>Insurance &amp; Tort Judgment</u>		
Bills		\$ 86,011.25
	Total	\$ 86,011.25
<u>Capital Project Fund</u>		
Bills		\$ 6,910.42
	Total	\$ 6,910.42
<u>Water Fund</u>		
Payroll		\$ 28,916.15
Bills		\$ 13,508.62
	Total	\$ 42,424.77
<u>Sewer Fund</u>		
Payroll		\$ 31,967.96
Bills		\$ 20,187.48
	Total	\$ 52,155.44
<u>Motor Fuel Tax Fund</u>		
Bills		\$ 8,209.39
	Total	\$ 8,209.39

Health Insurance Fund

Bills		\$	48,805.33
	Total	\$	48,805.33

Mayor Gover opened the floor for discussion with no responders.

Mayor Gover declared the motion to approve the consent agenda carried by the following vote: YEA Commissioner Becker, YEA Commissioner Ervin, YEA Commissioner Hall, YEA Commissioner Rankin, and YEA Mayor Gover.

PRESENTATIONS, PETITIONS AND COMMUNICATIONS

Ms. Joyce St. Michael questioned whether there was consideration on signage on the citizens' boulevard. Coordinator Gill explained last year's process. Chief Branson explained the Police Department's process.

Mayor Gover opened the public hearing on the 2012/2013 Fiscal Year Budget at 6:35 p.m. in the City Hall Council Chambers. Administrator McLaughlin announced changes from the April 3<sup>rd</sup> meeting discussion and noted the budget was \$2,000 in the black. Attorney & Treasurer Owen agreed. Mayor Gover opened the floor for questions from the Council and Public with no responders. Mayor Gover closed the public hearing on the 2012/2013 Fiscal Year Budget at 6:36 p.m.

NEW BUSINESS

Commissioner Ervin seconded by Commissioner Hall moved to adopt Resolution No. 2012-2857, prescribing contributions required of Employees and Retirees who elect to participate in the group health and life insurance plan of the municipality.

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**CITY OF MATTOON, ILLINOIS  
RESOLUTION NO. 2012-2857**

**A RESOLUTION ESTABLISHING CONTRIBUTIONS REQUIRED OF EMPLOYEES AND RETIREES WHO  
ELECT TO PARTICIPATE IN THE CITY OF MATTOON'S GROUP HEALTH, DENTAL AND LIFE  
INSURANCE PLANS**

**WHEREAS**, the City of Mattoon is subject to three collective bargaining agreements which prescribe that employees shall pay 15% of the cost of the health insurance plan by payroll deduction beginning with the first paycheck of May after the cost for the preceding calendar year are disclosed by the Employer's health insurance administrator; and

**WHEREAS**, actual costs for stop loss insurance, fees, medical, prescription and dental claim expenditures for calendar year 2011 were \$426.86 per month for single coverage and \$927.50 per month for family coverage, as reported by Coventry/PersonalCare of Illinois and Delta Dental of Illinois, the Employer's health and dental insurance plan administrators; and

**WHEREAS**, State statutes do not presently require a municipality to pay any portion of the cost of post employment benefits for retired employees; and

**WHEREAS**, the City began to require retired employees, whose pensions are more than \$1,625 per month, to contribute a higher share of the cost of the health insurance plan by Resolution 2004-2548 adopted April 6, 2004; and

**WHEREAS**, group life insurance and coverage was bound by a continuation, Fort Dearborn Life Insurance Company for a two-year term effective May 1, 2011; and

**WHEREAS**, the time is now appropriate to prescribe contributions required of employees and retirees for the health and life insurance plans for the 2012/2013 fiscal year.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL FOR THE CITY OF MATTOON, COLES COUNTY, ILLINOIS, as follows:

**Section 1.** The following tables prescribe contributions required of eligible employees and retirees who elect to participate in the City of Mattoon's group health insurance plan.

Eligible Employees and Retirees Whose Pensions Are Less Than \$1,625 Per Month

	Total Monthly Cost	Employer Share 85%	Employee Share 15%
Single Coverage	\$ 426.86	\$ 362.84	\$ 64.02
Family Coverage	\$ 927.50	\$ 788.38	\$ 139.12

Eligible Retirees Whose Pensions Are More Than \$1,625 Per Month

	Total Monthly Cost	Employer Share 67.50%	Retiree Share 32.50%
Single Coverage	\$ 426.86	\$ 288.13	\$ 138.73
Family Coverage	\$ 927.50	\$ 626.06	\$ 301.44

**Section 2.** Retirees, who are currently enrolled, may participate in the City of Mattoon's group term life insurance plan by monthly withholdings from pensions, whether paid by the Illinois Municipal Retirement Fund, the Firefighters Pension Fund or the Police Pension Fund. The retiree contribution for life insurance shall be \$13.40 per month for retirees under 70. For retirees age 70 or over, the retiree contribution for life insurance shall be \$6.70 per month.

**Section 3.** Employee and retiree contributions adopted by this resolution shall become effective May 1, 2012.

**Section 4.** All contributions for payment of health and life insurance shall be deducted directly on a monthly basis from the pension benefits received by the retiree. The only exception to the direct deduction rule shall be when the IMRF rules and regulations do not allow for said direct deduction.

Upon motion by Commissioner Ervin, seconded by Commissioner Hall, adopted this 17<sup>th</sup> day of April, 2012, by a roll call vote, as follows:

AYES (Names): Commissioner Becker, Commissioner Ervin, Commissioner Hall, Commissioner Rankin, Mayor Gover

NAYS (Names): None

ABSENT (Names): None

Approved this 17<sup>th</sup> day of April, 2012.

/s/ Tim Gover  
 Tim Gover, Mayor  
 City of Mattoon, Coles County, Illinois

ATTEST:

APPROVED AS TO FORM:

/s/ Susan J. O'Brien  
 Susan J. O'Brien, City Clerk

/s/ J. Preston Owen  
 J. Preston Owen, City Attorney

Recorded in the Municipality's Records on April 17, 2012.

Mayor Gover opened the floor for discussion with no responders.

Mayor Gover declared the motion carried by the following vote: YEA Commissioner Becker, YEA Commissioner Ervin, YEA Commissioner Hall, YEA Commissioner Rankin, YEA Mayor Gover.

Commissioner Ervin seconded by Commissioner Rankin moved to adopt Resolution No. 2012-2858, authorizing \$266,000 of Motor Fuel Tax (MFT) funds for the resurfacing of 26th Street from Walnut Avenue to Charleston Avenue. [11-00223-00-RS]

CITY OF MATTOON  
RESOLUTION NO. 2012-2858



Resolution for Improvement by  
Municipality Under the Illinois  
Highway Code

BE IT RESOLVED, by the City Council of the  
City of Mattoon Illinois  
Council or President and Board of Trustees  
City, Town or Village

that the following described street(s) be improved under the Illinois Highway Code:

Name of Thoroughfare	Route	From	To
26 <sup>th</sup> Street	FAU-7688	Walnut Avenue	Charleston Avenue

BE IT FURTHER RESOLVED,

1. That the proposed improvement shall consist of Hot-Mix Asphalt Resurfacing, Sidewalk Construction,  
Sidewalk Patching, Curb & Gutter Repairs, and Driveway Repairs.

\_\_\_\_\_ and shall be constructed 34' wide

and be designated as Section 11-00223-00 RS

2. That there is hereby appropriated the (additional Yes  No) sum of Two Hundred Sixty-Six Thousand Dollars  
and 00 cents Dollars ( \$266,000.00 ) for the  
improvement of said section from the municipality's allotment of Motor Fuel Tax funds.

3. That work shall be done by contract ; and,  
Specify Contract or Day Labor

BE IT FURTHER RESOLVED, that the Clerk is hereby directed to transmit two certified copies of this resolution to the district office of the Department of Transportation.

Approved	I, <u>Susan J. O'Brien</u> Clerk in and for the <u>City</u> of <u>Mattoon</u> City, Town or Village County of <u>Coles</u> , hereby certify the
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Date

Department of Transportation

Regional Engineer

foregoing to be a true, perfect and complete copy of a resolution adopted

by the City Council

Council or President and Board of Trustees

at a meeting on April 17, 2012

Date

IN TESTIMONY WHEREOF, I have hereunto set my hand and seal this

18th day of April, 2012

(SEAL)

/s/ Susan J. O'Brien

City, Town, or Village Clerk

Mayor Gover opened the floor for discussion or comments with no responders.

Mayor Gover declared the motion carried by the following vote: YEA Commissioner Becker, YEA Commissioner Ervin, YEA Commissioner Hall, YEA Commissioner Rankin, YEA Mayor Gover.

Commissioner Becker seconded by Commissioner Ervin moved to approve Council Decision Request 2012-1312, approving the bid specifications and authorizing the solicitation for bids of the resurfacing projects. [11-00223-00-RS]

Mayor Gover opened the floor for discussion with no responders.

Mayor Gover declared the motion carried by the following vote: YEA Commissioner Becker, YEA Commissioner Ervin, YEA Commissioner Hall, YEA Commissioner Rankin, YEA Mayor Gover.

Commissioner Rankin seconded by Commissioner Hall moved to adopt Special Ordinance No. 2012-1479, authorizing the sale of surplus real estate; and authorizing the Mayor and City Clerk to sign all documents necessary to complete the transaction. (Connie Walton & Ronald Ghere)

**CITY OF MATTOON, ILLINOIS  
SPECIAL ORDINANCE NO. 2012-1479**

**AN ORDINANCE AUTHORIZING SALE OF SURPLUS REAL  
ESTATE OWNED BY THE MUNICIPALITY**

**WHEREAS**, state statute (65 ILCS 5/11-76-4.1) enables the corporate authorities to accept any contract proposal determined by them to be in the best interest of the municipality by a vote of two-thirds of the corporate authorities then holding office, but in no event at a price less than 80% of the appraised value; and

**WHEREAS**, the City Council hereby makes a finding that the real estate owned by the municipality that is the subject of this ordinance is no longer necessary or required for the use of the municipality; and

**WHEREAS**, Connie A. Walton and Ronald L. Ghere have made an offer to purchase the property for \$1,000.00; and

**WHEREAS**, Connie A. Walton and Ronald L. Ghere currently own property adjacent to this property and the purchase of this property will serve to increase and guarantee access to their property; and

**WHEREAS**, Stan Gordon of Gordon Appraisal Service, Inc., a State Certified General Real Estate Appraiser, determined \$1,000.00 was the fair market value of the real estate as of December 14, 2011 and the appraisal is available in the Mattoon City Clerk's of fice for inspection.

**NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL FOR THE CITY OF MATTOON, COLES COUNTY, ILLINOIS**, as follows:

**Section 1. Recitals.** The facts and statements contained in the preamble to this Ordinance are found to be true and correct

and are hereby adopted as part of this Ordinance

**Section 2.** The City Attorney is authorized to prepare closing documents in the standard form for real estate transactions and the Mayor and City Clerk are authorized to sign documents conveying by a Quit Claim Deed title to the real estate described in Section 3 of this ordinance to Connie A. Walton and Ronald L. Ghere subject to a payment in the amount of \$1,000.00 and the payment of the cost of the survey and appraisal.

**Section 3.** The real estate to be conveyed pursuant to this ordinance is legally described as:

COMMENCING AT AN IRON PIN WITH #2548 CAP MARKING THE SOUTHEAST CORNER OF LOT THIRTEEN (13) IN WOOLERY SUBDIVISION NUMBER TWO (2) LOCATED IN THE NORTHEAST QUARTER (NE 1/4 ) OF THE NORTHWEST QUARTER (NW 1/4 ) OF SECTION ONE (1), TOWNSHIP TEN NORTH (T10N), RANGE SIX EAST (R6E) OF THE THIRD P.M.; THENCE AZIMUTH 90 DEGREES 04 MINUTES 42 SECONDS (AZIMUTHS BASED ON ASSUMED NORTH ) ALONG THE SOUTH LINE OF SAID LOT 13 EXTENDED EASTERLY, 35.00 FEET TO AN IRON PIN WITH #2548 CAP AND THE POINT OF BEGINNING; THENCE AZIMUTH 0 DEGREES 00 MINUTES 00 SECONDS ALONG A LINE PARALLEL WITH THE EAST LINE OF SAID LOT 13 A DISTANCE OF 50.00 FEET; THENCE AZIMUTH 90 DEGREES 04 MINUTES 42 SECONDS ALONG THE NORTH LINE OF SAID LOT 13 EXTENDED EASTERLY, 35.00 FEET TO THE WEST LINE OF OUTLOT 14 OF SAID WOOLERY SUBDIVISION NUMBER TWO (2); THENCE AZIMUTH 180 DEGREES 00 MINUTES 00 SECONDS ALONG THE WEST LINE OF SAID OUTLOT 14 OF SAID WOOLERY SUBDIVISION NUMBER TWO (2); THENCE AZIMUTH 180 DEGREES 00 MINUTES 00 SECONDS ALONG THE WEST LINE OF SAID OUTLOT 14 A DISTANCE OF 50.00 FEET TO AN IRON PIN WITH #2548 CAP MARKING THE INTERSECTION OF THE SAID WEST LINE OF OUTLOT 14 WITH THE SOUTH LINE OF SAID LOT 13 EXTENDED EASTERLY; THENCE AZIMUTH 270 DEGREES 04 MINUTES 42 SECONDS ALONG THE SAID EXTENDED SOUTH LINE OF LOT 13 A DISTANCE OF 35.00 FEET TO THE POINT OF BEGINNING, CONTAINING 1750 SQUARE FEET, MORE OR LESS, ALL SITUATED IN SHELBY COUNTY, ILLINOIS.

**Section 4.** This ordinance shall be deemed published as of the day of its adoption and approval by the City Council.

**Section 5.** This ordinance shall be effective upon its approval as provided by law.

Upon motion by Commissioner Rankin, seconded by Commissioner Hall, adopted this 17<sup>th</sup> day of April, 2012, by a roll call vote, as follows:

AYES (Names): Commissioner Becker, Commissioner Ervin,  
Commissioner Hall, Commissioner Rankin,  
Mayor Gover  
NAYS (Names): None  
ABSENT (Names): None

Approved this 17<sup>th</sup> day of April, 2012.

/s/ Timothy D. Gover  
Timothy D. Gover, Mayor  
City of Mattoon, Coles County, Illinois

ATTEST: APPROVED AS TO FORM

/s/ Susan J. O'Brien  
Susan J. O'Brien , City Clerk

/s/ J. Preston Owen  
J. Preston Owen, City Attorney

Recorded in the Municipality's Records o n April 17, 2012.

Mayor Gover opened the floor for discussion with no responders.

Mayor Gover declared the motion carried by the following vote: YEA Commissioner Becker, YEA Commissioner Ervin, YEA Commissioner Hall, YEA Commissioner Rankin, YEA Mayor Gover.

Commissioner Rankin seconded by Commissioner Becker moved to adopt Special Ordinance No. 2012-1480, authorizing the sale of surplus real estate; and authorizing the mayor and city clerk to sign all documents necessary to complete the transaction. (Bill & Virginia Standerfer d/b/a Standerfer Properties)

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**CITY OF MATTOON, ILLINOIS  
SPECIAL ORDINANCE NO. 2012-1480**

**AN ORDINANCE AUTHORIZING SALE OF SURPLUS REAL  
ESTATE OWNED BY THE MUNICIPALITY**

**WHEREAS**, state statute (65 ILCS 5/11-76-4.1) enables the corporate authorities to accept any contract proposal determined by them to be in the best interest of the municipality by a vote of two-thirds of the corporate authorities then holding office, but in no event at a price less than 80% of the appraised value; and

**WHEREAS**, the City Council hereby makes a finding that the real estate owned by the municipality that is the subject of this ordinance is no longer necessary or required for the use of the municipality; and

**WHEREAS**, Bill and Virginia Standerfer, d/b/a Standerfer Properties, has made an offer to purchase the property for \$500.00; and

**WHEREAS**, Bill and Virginia Standerfer currently own property adjacent to this property and the purchase of this property will serve to increase and guarantee access to their property; and

**WHEREAS**, Stan Gordon of Gordon Appraisal Service, Inc., a State Certified General Real Estate Appraiser, determined \$500.00 was the fair market value of the real estate as of December 14, 2011 and the appraisal is available in the Mattoon City Clerk's office for inspection.

**NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL FOR THE CITY OF MATTOON, COLES COUNTY, ILLINOIS**, as follows:

**Section 1. Recitals.** The facts and statements contained in the preamble to this Ordinance are found to be true and correct and are hereby adopted as part of this Ordinance

**Section 2.** The City Attorney is authorized to prepare closing documents in the standard form for real estate transactions and the Mayor and City Clerk are authorized to sign documents conveying by a Quit Claim Deed title to the real estate described in Section 3 of this ordinance to Bill and Virginia Standerfer, d/b/a Standerfer Properties subject to a payment in the amount of \$500.00 and the payment of the cost of the survey and appraisal.

**Section 3.** The real estate to be conveyed pursuant to this ordinance is legally described as:

BEGINNING AT AN IRON PIN WITH #2548 CAP MARKING THE SOUTHEAST CORNER OF LOT THIRTEEN (13) IN WOOLERY SUBDIVISION NUMBER TWO (2) LOCATED IN THE NORTHEAST QUARTER (NE 1/4) OF THE NORTHWEST QUARTER (NW 1/4) OF SECTION ONE (1), TOWNSHIP TEN NORTH (T10N), RANGE SIX EAST (R6E) OF THE THIRD P.M.; THENCE AZIMUTH 0 DEGREES 00 MINUTES 00 SECONDS (AZIMUTHS BASED ON ASSUMED NORTH) ALONG THE EAST LINE OF SAID LOT 13 A DISTANCE OF 50.00 FEET TO THE NORTHEAST CORNER OF SAID LOT 13; THENCE AZIMUTH 90 DEGREES 04 MINUTES 42 SECONDS ALONG THE NORTH LINE OF SAID LOT 13 EXTENDED EASTERLY, 35.00 FEET; THENCE AZIMUTH 180 DEGREES 00 MINUTES 00 SECONDS PARALLEL WITH EAST LINE OF SAID LOT 13 A DISTANCE OF 50.00 FEET TO AN IRON PIN WITH #2548 CAP MARKING THE INTERSECTION WITH THE SOUTH LINE OF SAID LOT 13 EXTENDED EASTERLY; THENCE AZIUMTH 270 DEGREES 04 MINUTES 42 SECONDS ALONG THE SAID EXTENDED SOUTH LINE OF LOT 13 A DISTANCE OF 35.00 FEET TO THE POINT OF BEGINNING, CONTAINING 1750 SQUARE FEET, MORE OR LESS, ALL SITUATED IN SHELBY COUNTY, ILLINOIS.

**Section 4.** This ordinance shall be deemed published as of the day of its adoption and approval by the City Council.

**Section 5.** This ordinance shall be effective upon its approval as provided by law.

Upon motion by Commissioner Rankin, seconded by Commissioner Becker, adopted this 17<sup>th</sup> day of April, 2012, by a roll call vote, as follows:

AYES (Names): Commissioner Becker, Commissioner Ervin,  
Commissioner Hall, Commissioner Rankin,  
NAYS (Names): None  
ABSENT (Names): None

Approved this 17<sup>th</sup> day of April, 2012.

/s/ Timothy D. Gover  
Timothy D. Gover, Mayor  
City of Mattoon, Coles County, Illinois

ATTEST: APPROVED AS TO FORM

/s/ Susan J. O'Brien  
Susan J. O'Brien , City Clerk

/s/ J. Preston Owen  
J. Preston Owen, City Attorney

Recorded in the Municipality's Records on April 17<sup>th</sup>, 2012.

Mayor Gover opened the floor for discussion. Commissioner Hall inquired whether both property sales were at the appraised values with Commissioner Rankin replying affirmatively.

Mayor Gover declared the motion carried by the following vote: YEA Commissioner Becker, YEA Commissioner Ervin, YEA Commissioner Hall, YEA Commissioner Rankin, YEA Mayor Gover.

Mayor Gover seconded by Commissioner Hall moved to adopt Special Ordinance No. 2012-1481, establishing the 2012/2013 Compensation Plan for managerial and non-union non-managerial employees of the municipality.

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**CITY OF MATTOON, ILLINOIS**  
**SPECIAL ORDINANCE NO. 2012-1481**

**AN ORDINANCE ESTABLISHING THE 2012 - 2013 COMPENSATION PLAN FOR THE MANAGERIAL AND NON-UNION NON-MANAGERIAL EMPLOYEES OF THE MUNICIPALITY**

**WHEREAS**, negotiations have resulted in ratified agreements with two collective bargaining agents that represent employees of the municipality that provide an average of two percent (2%) pay increases at the beginning of each fiscal year beginning May 1, 2012 and ending April 30, 2013; and

**WHEREAS**, each of these collective bargaining agreements provide that City Council will amend its ordinances consistent with terms of the collective bargaining agreements; and

**WHEREAS**, the time is now appropriate to also establish rates of pay for the managerial employees and the non-managerial employees not represented by a collective bargaining agreement effective with the fiscal year that begins May 1, 2012.

**NOW, THEREFORE, BE IT ORDAINED** by the City Council of the City of Mattoon as follows:

**Section 1.** Non-Managerial, Non-Confidential & FLSA Exempt Employees shall be compensated in accordance with the schedule attached to this ordinance and marked Appendix A, which is consistent with the salary increases contained in the City's current collective bargaining agreements. Employees assigned to positions identified on the Schedule of Confidential

& FLSA Exempt Supervisory & Management Positions shall receive an average salary increase of 2% as outlined in Appendix B effective May 1, 2012.

**Section 2.** Management employees assigned to positions identified on the Schedule of Confidential & FLSA Exempt Supervisory & Management Positions shall receive a salary increase of 2% as outlined in Appendix C effective May 1, 2012.

**Section 3.** To the extent this ordinance conflicts with prior ordinances establishing a compensation plan for the City's employees, the prior ordinances shall control except where specifically amended by this ordinance.

**Section 4.** This ordinance shall be deemed published as of the day of its adoption and approval by the City Council.

**Section 5.** This ordinance shall be effective upon its approval as provided by law.

Upon motion by Mayor Gover, seconded by Commissioner Hall, adopted this 17<sup>th</sup> day of April, 2012, by a roll call vote, as follows:

AYES (Names): Commissioner Becker, Commissioner Ervin, Commissioner Hall, Commissioner Rankin, Mayor Gover

NAYS (Names): None

ABSENT (Names): None

Approved this 17<sup>th</sup> day of April, 2012

/s/ Timothy D. Gover  
Timothy D. Gover, Mayor  
City of Mattoon, Coles County, Illinois

ATTEST:

APPROVED AS TO FORM:

/s/ Susan J. O'Brien  
Susan J. O'Brien , City Clerk

/s/ J. Preston Owen  
J. Preston Owen, City Attorney

Recorded in the Municipality's Records on April 17, 2012.

Mayor Gover opened the floor for discussion and comments with no responders.

Mayor Gover declared the motion carried by the following vote: YEA Commissioner Becker, YEA Commissioner Ervin, YEA Commissioner Hall, YEA Commissioner Rankin, YEA Mayor Gover.

Mayor Gover seconded by Commissioner Becker moved to adopt Ordinance No. 2012-5350, amending Chapter 136, §136.01(D) for regulation of gaming devices and usage.

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**CITY OF MATTOON, ILLINOIS  
ORDINANCE NO. 2012-5350**

**AN ORDINANCE AMENDING THE MATTOON CODE OF ORDINANCES TO UPDATE THE GAMBLING PROVISIONS**

**WHEREAS**, the City of Mattoon currently has ordinances that deal with gambling within the City; and,

**WHEREAS**, over the last number of years the State of Illinois has legalized a number of different forms of gambling; and,

**WHEREAS**, the City desires to update its Code of Ordinances to reflect the legalization of these different forms of gambling and allow them within the City.

**NOW, THEREFORE, BE IT ORDAINED** by the City Council of the City of Mattoon as follows:

**Section 1. Recitals.** The facts and statements contained in the preamble to this Ordinance are found to be true and correct and are hereby adopted as part of this Ordinance.

**Section 2. Amendments.** Section 136.01 of Chapter 136 of the Code of Ordinances of the City of Mattoon are hereby amended by the addition of Section 136.01 (D) as follows:

**§ 136.01 ~~KEEPING A GAMBLING HOUSE~~ GAMBLING**

(D) Provided, however, that the game commonly known as "bingo", when conducted in accordance with the provisions of the Illinois Bingo License and Tax Act, "pull tabs" and "jar games" when conducted in accordance with the provisions of the Illinois Pull Tabs and Jar Games Act, "charitable games" when conducted in accordance with the provisions of the Illinois Charitable Games Act, "vide o gaming" when conducted in accordance with the provisions of the Illinois Video Gaming Act, "raffles" when conducted in accordance with the provision of the City of Mattoon's Code of Ordinances, and lotteries when conducted by the State of Illinois in accordance with the Illinois Lottery Law, shall be permitted and shall not be construed as a violation of this section (Section 136).

Section 3. This ordinance shall be deemed published as of the day of its adoption and approval by the City Council.

Section 4. This ordinance shall be effective upon its publication in pamphlet form and approval as provided by law.

Upon motion by Mayor Gover, seconded by Commissioner Becker, adopted this 17<sup>th</sup> day of April, 2012, by a roll call vote, as follows:

AYES (Names): Commissioner Becker, Commissioner Ervin,  
Commissioner Hall, Mayor Gover  
NAYS (Names): Commissioner Rankin  
ABSENT (Names): None

Approved this 17<sup>th</sup> day of April, 2012.

/s/ Timothy D. Gover  
Timothy D. Gover, Mayor  
City of Mattoon, Coles County, Illinois

ATTEST:

APPROVED AS TO FORM:

/s/ Susan J. O'Brien  
Susan J. O'Brien , City Clerk

/s/ J. Preston Owen  
J. Preston Owen, City Attorney

Recorded in the Municipality's Records on April 17, 2012.

Mayor Gover opened the floor for discussion. Commissioner Hall requested verification of State's regulations. Mayor Gover stated the current ordinance was outdated since its implementation in 1968 and the State now approves lotteries and bingo.

Mayor Gover declared the motion carried by the following vote: YEA Commissioner Becker, YEA Commissioner Ervin, YEA Commissioner Hall, NAY Commissioner Rankin, YEA Mayor Gover.

Commissioner Rankin seconded by Commissioner Hall moved to approve Council Decision Request 2012-1313, awarding the 2012 Water Treatment Plant chemical bids as follows:

General Chemical	Alum	\$0.22/dry pound;
Thatcher Co. of Montana	Ammonium Sulfate	\$0.3623/pound;
Continental Carbonic	Carbon Dioxide	\$0.0495/pound;
Polydyne, Inc	Cationic Polymer	\$0.54/pound;
JCI Jones Chemicals, Inc.	Chlorine	\$0.225/pound;
Hawkins	Fluoride	\$0.40/pound;
Mississippi Lime Co.	Lime	\$172.63/ton;
Hawkins	Permanganate	\$0.95/pound;
Hawkins, Inc.	Phosphate Blend	\$0.55/pound; and
Norit	Powdered Activated Carbon	\$0.53/pound.

Mayor Gover opened the floor for discussion with no responders.

Mayor Gover declared the motion carried by the following vote: YEA Commissioner Becker, YEA Commissioner Ervin, YEA Commissioner Hall, YEA Commissioner Rankin, YEA Mayor Gover.

Commissioner Becker seconded by Commissioner Ervin moved to approve Council Decision Request 2012-1314, awarding bids for 2012 Street Maintenance [12-0000-00-GM] to:

Howell Asphalt Co.	Hot Mix Asphalt	\$78.00/ton;
Howell Asphalt Co.	Cold Mix Asphalt	\$67.00/ton; and
Charles Heuerman Trucking	CA-6 Aggregate	\$13.95/ton

Mayor Gover opened the floor for discussion with no responders.

Mayor Gover declared the motion carried by the following vote: YEA Commissioner Becker, YEA Commissioner Ervin, YEA Commissioner Hall, YEA Commissioner Rankin, YEA Mayor Gover.

Commissioner Hall seconded by Commissioner Rankin moved to adopt Ordinance No. 2012-5351, amending the Mattoon Code of Ordinances to update the ambulance services charges.

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**CITY OF MATTOON, ILLINOIS  
ORDINANCE NO. 2012-5351**

**AN ORDINANCE AMENDING THE MATTOON CODE OF ORDINANCES TO UPDATE THE FIRE  
DEPARTMENT AMBULANCE FEE SCHEDULE**

**WHEREAS**, the City of Mattoon currently has ordinances that regulate fees assessed by the Mattoon Fire Department; and

**WHEREAS**, the City wishes to update those fees.

**NOW, THEREFORE, BE IT ORDAINED** by the City Council of the City of Mattoon as follows:

**Section 1. Recitals.** The facts and statements contained in the preamble to this Ordinance are found to be true and correct and are hereby adopted as part of this Ordinance.

**Section 2. Amendments.** Section 35.01(D)(2) of Chapter 35 of the Code of Ordinances of the City of Mattoon is hereby repealed. Section 35.01(D)(2) of Chapter 35 is reenacted as follows:

§35.01 Fees and Charges

(2) Municipal ambulance service; emergency rescue service charges.

- (a) Residents of the city shall pay \$425 plus ~~\$10.41~~ \$11.10 per mile from the scene to the hospital emergency room for BLS treatment “bas ic life support”.
- (b) Residents of the city shall pay \$650 plus ~~\$10.41~~ \$11.10 per mile from the scene to the hospital emergency room for ALS “ad vanced life support” treatment; residents shall pay \$800 plus ~~\$10.41~~ \$11.10 per mile for ALS II treatment.
- (c) Non-residents of the city shall pay ~~\$525~~ \$541 plus ~~\$10.41~~ \$11.10 per mile from the scene to the hospital emergency room for BLS treatment.
- (d) Non-residents of the city shall pay ~~\$775~~ \$798 plus ~~\$10.41~~ \$11.10 per mile from the scene to the hospital emergency room for ALS treatment, non-residents shall pay ~~\$950~~ \$979 plus ~~\$10.41~~ \$11.10 per mile for ALS II treatment.
- (e) Patients shall be charged for advanced life support non-transport services rendered. Rates for this service shall be \$75 for residents and ~~\$125~~ \$129 for a non-resident.
- (f) Disposable medical supplies used in patient treatment by the municipal ambulance service shall be charged to the patient(s) on a current cost basis as shall be determined by the Fire Chief.
- (g) Treatments that will be charged for in addition to the base rate are listed below: intraosseous (IO) is \$75, intravenous (IV) \$75, oxygen administration \$15, spinal packaging \$75, 12-lead EKG \$25, 3<sup>rd</sup> paramedic \$75.
- (h) The fee for non-emergency standby service to any commercial enterprise shall be \$75 per hour with the exception of special events authorized by the City Administration or the Fire Department and Mattoon Community Unit #2 sporting events.
- (i) \$500 charge shall be assessed for any vehicle accident that requires extrication for a non-resident.
- (j) Ambulance fees shall be evaluated on an annual basis and adjusted if deemed necessary by the city.

Section 3. This ordinance shall be in full force and effect from and after its passage, approval and publication in pamphlet form as provided by law.

Section 4. This ordinance shall be effective upon its approval as provided by law.

Upon motion by Commissioner Hall, seconded by Commissioner Rankin, adopted this 17th day of April, 2012, by a roll call vote, as follows:

AYES (Names): Commissioner Becker, Commissioner Ervin,  
Commissioner Hall, Commissioner Rankin,  
Mayor Gover  
 NAYS (Names): None  
 ABSENT (Names): None

Approved this 17th day of April, 2012

/s/ Timothy D. Gover  
 Timothy D. Gover, Mayor  
 City of Mattoon, Coles County, Illinois

ATTEST:

APPROVED AS TO FORM:

/s/ Susan J. O'Brien  
 Susan J. O'Brien , City Clerk

/s/J. Preston Owen  
 J. Preston Owen, City Attorney

Recorded in the Municipality's Records o n April 17, 2012.

Mayor Gover opened the floor for discussion and comments with no responders.

Mayor Gover declared the motion carried by the following vote: YEA Commissioner Becker, YEA Commissioner Ervin, YEA Commissioner Hall, YEA Commissioner Rankin, YEA Mayor Gover.

Commissioner Rankin seconded by Commissioner Ervin moved to adopt Ordinance No. 2012-5352, amending §50.096, Rates for Sewer Service, and §51.098, Rates for Water Service, of the municipal code to set water and sewer rates as recommended by the rate studies.

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**CITY OF MATTOON, ILLINOIS**

**ORDINANCE NO. 2012-5352**

**AN ORDINANCE MODIFYING WATER AND SEWER RATES**

**WHEREAS**, the City of Mattoon operates a water and sewer system that includes; Water Treatment, Water Distribution, Waste Water Collection, and Waste Water Treatment; and

**WHEREAS**, the City of Mattoon Water Fund and Sewer Fund are defined as Enterprise Funds by Illinois State Statute; and,

**WHEREAS**, the City of Mattoon has a legal obligation to establish rates for service for the Water Fund and the Sewer Fund which provide for Operating Expenses, Debt Service, and Capital Improvements.

**NOW, THEREFORE, BE IT ORDAINED** by the City Council of the City of Mattoon as follows:

**Section 1. Recitals.** The facts and statements contained in the preamble to this Ordinance are found to be true and correct and are hereby adopted as part of this Ordinance.

**Section 2.** That Section § 51.098 of the City of Mattoon, Illinois Code of Ordinances be replaced in its entirety with the following:

**§ 51.098 ~~METER CHARGES AND RATES FOR WATER SERVICE~~**

(A) Effective May 1, 2012, the user charge shall be levied according to the following:

(1) There shall be assessed a monthly meter charge according to the size of the meter installed for each customer's service, as follows:

(a) Residential:

1. For a 5/8" meter, the base fee shall be \$2.01
2. For a 3/4" meter, the base fee shall be \$6.80
3. For a 1" meter, the base fee shall be \$10.20

(b) Commercial-Industrial:

1. For a 5/8" meter, the base fee shall be \$6.80
2. For a 3/4" meter, the base fee shall be \$10.20
3. For a 1" meter, the base fee shall be \$13.60
4. For a 1-1/2" meter, the base fee shall be \$20.39
5. For a 2" meter, the base fee shall be \$27.19
6. For a 3" meter, the base fee shall be \$54.26
7. For a 4" meter, the base fee shall be \$81.32
8. For a 6" meter, the base fee shall be \$108.53
9. For an 8" meter, the base fee shall be \$135.97
- 10.

(2) Where there is more than one meter installation for any customer, the minimum shall apply to each meter.

(3) In addition to the meter charge, the following schedule of rates shall be used to calculate the monthly billing for each customer:

(a) For treated water usage inside the city limits for each billing period:

1. The first 2,000 cubic feet or less is \$3.37 per 100 cubic feet
2. The next 298,000 cubic feet is \$2.97 per 100 cubic feet
3. Usage over 300,000 cubic feet is \$2.35 per 100 cubic feet

(b) For treated water usage outside the city limits for each billing period:

1. The first 2,000 cubic feet or less is \$5.76 per 100 cubic feet
2. The next 298,000 cubic feet is \$4.53 per 100 cubic feet
3. Usage over 300,000 cubic feet is \$3.65 per 100 cubic feet

(B) Effective May 1, 2013, the user charge shall be levied according to the following:

(1) There shall be assessed a monthly meter charge according to the size of the meter installed for each customer's service, as follows:

(a) Residential:

1. For a 5/8" meter, the base fee shall be \$2.11
2. For a 3/4" meter, the base fee shall be \$7.14
3. For a 1" meter, the base fee be \$10.71

(b) Commercial-Industrial:

1. For a 5/8" meter, the base fee shall be \$7.14
2. For a 3/4" meter, the base fee shall be \$10.71
3. For a 1" meter, the base fee shall be \$14.28
4. For a 1-1/2" meter, the base fee shall be \$21.41
5. For a 2" meter, the base fee shall be \$28.55
6. For a 3" meter, the base fee shall be \$56.98
7. For a 4" meter, the base fee shall be \$85.39
8. For a 6" meter, the base fee shall be \$113.95
9. For an 8" meter, the base fee shall be \$142.77

(2) Where there is more than one meter installation for any customer, the minimum shall apply to each meter.

(3) In addition to the meter charge, the following schedule of rates shall be used to calculate the monthly billing for each customer:

(a) For treated water usage inside the city limits for each billing period:

1. The first 2,000 cubic feet or less is \$3.92 per 100 cubic feet
2. The next 298,000 cubic feet is \$3.12 per 100 cubic feet
3. Usage over 300,000 cubic feet is \$2.47 per 100 cubic feet

(b) For treated water usage outside the city limits for each billing period:

1. The first 2,000 cubic feet or less is \$6.05 per 100 cubic feet
2. The next 298,000 cubic feet is \$4.76 per 100 cubic feet.
3. Usage over 300,000 cubic feet is \$3.83 per 100 cubic feet

(C) Effective May 1, 2014, the user charge shall be levied according to the following:

(1) There shall be assessed a monthly meter charge according to the size of the meter installed for each customer's service, as follows:

(a) Residential:

1. For a 5/8" meter, the base fee shall be \$2.18
2. For a 3/4" meter, the base fee shall be \$7.35
3. For a 1" meter, the base fee shall be \$11.03

(b) Commercial-Industrial:

1. For a 5/8" meter, the base fee shall be \$7.35
2. For a 3/4" meter, the base fee shall be \$11.03
3. For a 1" meter, the base fee shall be \$14.70
4. For a 1-1/2" meter, the base fee shall be \$22.06
5. For a 2" meter, the base fee shall be \$29.41
6. For a 3" meter, the base fee shall be \$58.69
7. For a 4" meter, the base fee shall be \$87.95
8. For a 6" meter, the base fee shall be \$117.37
9. For an 8" meter, the base fee shall be \$147.05

(2) Where there is more than one meter installation for any customer, the minimum shall apply to each meter.

(3) In addition to the meter charge, the following schedule of rates shall be used to calculate the monthly billing for each customer:

(a) For treated water usage inside the city limits for each billing period:

1. The first 2,000 cubic feet or less is \$4.03 per 100 cubic feet
2. The next 298,000 cubic feet is \$3.21 per 100 cubic feet
3. Usage over 300,000 cubic feet is \$2.55 per 100 cubic feet

(b) For treated water usage outside the city limits for each billing period:

1. The first 2,000 cubic feet or less is \$6.23 per 100 cubic feet
2. The next 298,000 cubic feet is \$4.90 per 100 cubic feet

3. Usage over 300,000 cubic feet is \$3.95 per 100 cubic feet

(D) Effective May 1, 2015, the user charge shall be levied according to the following:

- (1) There shall be assessed a monthly meter charge according to the size of the meter installed for each customer's service, as follows:
  - (a) Residential:
    1. For a 5/8" meter, the base fee shall be \$2.24
    2. For a 3/4" meter, the base fee shall be \$7.57
    3. For a 1" meter, the base fee shall be \$11.36
  - (b) Commercial-Industrial:
    1. For a 5/8" meter, the base fee shall be \$7.57
    2. For a 3/4" meter, the base fee shall be \$11.36
    3. For a 1" meter, the base fee shall be \$15.15
    4. For a 1-1/2" meter, the base fee shall be \$22.72
    5. For a 2" meter, the base fee shall be \$30.29
    6. For a 3" meter, the base fee shall be \$60.45
    7. For a 4" meter, the base fee shall be \$90.59
    8. For a 6" meter, the base fee shall be \$120.89
    9. For an 8" meter, the base fee shall be \$151.46
- (2) Where there is more than one meter installation for any customer, the minimum shall apply to each meter.
- (3) In addition to the meter charge, the following schedule of rates shall be used to calculate the monthly billing for each customer:
  - (a) For treated water usage inside the city limits for each billing period:
    1. The first 2,000 cubic feet or less is \$4.15 per 100 cubic feet
    2. The next 298,000 cubic feet is \$3.31 per 100 cubic feet
    3. Usage over 300,000 cubic feet is \$2.62 per 100 cubic feet
  - (b) For treated water usage outside the city limits for each billing period:
    1. The first 2,000 cubic feet or less is \$6.42 per 100 cubic feet
    2. The next 298,000 cubic feet is \$5.05 per 100 cubic feet
    3. Usage over 300,000 cubic feet is \$4.07 per 100 cubic feet

**Section 3.** That Section §50.096 of the City of Mattoon, Illinois Code of Ordinances be replaced in its entirety with the following:

**§ 50.096 USER CHARGE; DEBT SERVICE CHARGE RATES FOR SEWER SERVICE**

- (A) Effective May 1, 2012, the user charges shall be levied according to the following:
  - (1) Sewer Service Inside the City Limits:
    - (a) A billing fee of \$1.54 per bill shall be charged for all users.
    - (b) A rate of \$5.50 per 100 cubic feet of potable water use shall be charged for Domestic Level Users as defined in § 50.002.
    - (c) Users, other than Domestic Level Users, shall be billed according to the following:
      - (1) A user fee of \$3.77 per 100 cubic feet
      - (2) A debt service fee of \$1.73 per 100 cubic feet
    - (3) A surcharge of \$0.51 per pound of BOD in excess of 200 mg/L
    - (4) A surcharge of \$0.78 per pound of SS in excess of 250 mg/L
  - (2) Sewer Service Outside the City Limits:
    - (a) A billing fee of \$1.54 per bill shall be charged for all users.
    - (b) A rate of \$7.81 per 100 cubic feet of potable water use shall be charged for Domestic Level Users as defined in § 50.002.
    - (c) Users, other than Domestic Level Users, shall be billed according to the following:
      - (1) A user fee of \$3.77 per 100 cubic feet
      - (2) A debt service fee of \$4.04 per 100 cubic feet
    - (3) A surcharge of \$0.51 per pound of BOD in excess of 200 mg/L
    - (4) A surcharge of \$0.78 per pound of SS in excess of 250 mg/L
- (C) Effective May 1, 2013, the user charges shall be levied according to the following:

- (1) Sewer Service Inside the City Limits:
    - (a) A billing fee of \$1.69 per bill shall be charged for all users.
    - (b) A rate of \$6.05 per 100 cubic feet of potable water use shall be charged for Domestic Level Users as defined in § 50.002.
    - (c) Users, other than Domestic Level Users, shall be billed according to the following:
      - (1) A user fee of \$4.15 per 100 cubic feet
      - (2) A debt service fee of \$1.90 per 100 cubic feet
      - (3) A surcharge of \$0.56 per pound of BOD in excess of 200 mg/L
      - (4) A surcharge of \$0.86 per pound of SS in excess of 250 mg/L
  - (2) Sewer Service Outside the City Limits:
    - (a) A billing fee of \$1.69 per bill shall be charged for all users.
    - (b) A rate of \$8.59 per 100 cubic feet of potable water use shall be charged for Domestic Level Users as defined in § 50.002.
    - (c) Users, other than Domestic Level Users, shall be billed according to the following:
      - (1) A user fee of \$4.15 per 100 cubic feet
      - (2) A debt service fee of \$4.44 per 100 cubic feet
      - (3) A surcharge of \$0.56 per pound of BOD in excess of 200 mg/L
      - (4) A surcharge of \$0.86 per pound of SS in excess of 250 mg/L
- (D) Effective May 1, 2014, the user charges shall be levied according to the following:
- (1) Sewer Service Inside the City Limits:
    - (a) A billing fee of \$1.78 per bill shall be charged for all users.
    - (b) A rate of \$6.35 per 100 cubic feet of potable water use shall be charged for Domestic Level Users as defined in § 50.002.
    - (c) Users, other than Domestic Level Users, shall be billed according to the following:
      - (1) A user fee of \$4.36 per 100 cubic feet
      - (2) A debt service fee of \$1.99 per 100 cubic feet
      - (3) A surcharge of \$0.58 per pound of BOD in excess of 200 mg/L
      - (4) A surcharge of \$0.90 per pound of SS in excess of 250 mg/L
  - (2) Sewer Service Outside the City Limits:
    - (a) A billing fee of \$1.78 per bill shall be charged for all users.
    - (b) A rate of \$9.02 per 100 cubic feet of potable water use shall be charged for Domestic Level Users as defined in § 50.002.
    - (c) Users, other than Domestic Level Users, shall be billed according to the following:
      - (1) A user fee of \$4.36 per 100 cubic feet
      - (2) A debt service fee of \$4.66 per 100 cubic feet
      - (3) A surcharge of \$0.58 per pound of BOD in excess of 200 mg/L
      - (4) A surcharge of \$0.90 per pound of SS in excess of 250 mg/L
- (E) Effective May 1, 2015, the user charges shall be levied according to the following:
- (1) Sewer Service Inside the City Limits:
    - (a) A billing fee of \$1.87 per bill shall be charged for all users.
    - (b) A rate of \$6.67 per 100 cubic feet of potable water use shall be charged for Domestic Level Users as defined in § 50.002.
    - (c) Users, other than Domestic Level Users, shall be billed according to the following:
      - (1) A user fee of \$4.58 per 100 cubic feet
      - (2) A debt service fee of \$2.09 per 100 cubic feet
      - (3) A surcharge of \$0.61 per pound of BOD in excess of 200 mg/L
      - (4) A surcharge of \$0.95 per pound of SS in excess of 250 mg/L
  - (2) Sewer Service Outside the City Limits:
    - (a) A billing fee of \$1.87 per bill shall be charged for all users.
    - (b) A rate of \$9.47 per 100 cubic feet of potable water use shall be charged for Domestic Level Users as defined in § 50.002.
    - (c) Users, other than Domestic Level Users, shall be billed according to the following:
      - (1) A user fee of \$4.58 per 100 cubic feet
      - (2) A debt service fee of \$4.89 per 100 cubic feet
      - (3) A surcharge of \$0.61 per pound of BOD in excess of 200 mg/L

(4) A surcharge of \$0.95 per pound of SS in excess of 250 mg/L

**Section 4. Severability.** If any provision of this Ordinance, or the application of any provision of this Ordinance, is held unconstitutional or otherwise invalid, such occurrence shall not affect other provisions of this Ordinance, or their application, that can be given effect without the unconstitutional or invalid provision or its application. Each unconstitutional or invalid provision, or application of such provision, is severable.

**Section 5.** This ordinance shall be effective upon its publication in pamphlet form and approval as provided by law.

Upon motion by Commissioner Rankin, seconded by Commissioner Ervin, adopted this 17th day of April, 2012, by a roll call vote, as follows:

AYES (Names): Commissioner Becker, Commissioner Ervin,  
Commissioner Hall, Commissioner Rankin,  
Mayor Gover

NAYS (Names): None

ABSENT (Names): None

Approved this 17th day of April, 2012.

/s/ Timothy D. Gover  
Timothy Gover, Mayor  
City of Mattoon, Coles County, Illinois

ATTEST:

APPROVED AS TO FORM:

/s/ Susan J. O'Brien  
Susan J. O'Brien, City Clerk

/s/ J. Preston Owen  
J. Preston Owen, City Attorney

Recorded in the Municipality's Records on April 17, 2012.

Mayor Gover opened the floor for discussion. Director Barber noted the comparisons of other communities, and the City's rates with the increase remain in the middle.

Mayor Gover declared the motion carried by the following vote: YEA Commissioner Becker, YEA Commissioner Ervin, YEA Commissioner Hall, YEA Commissioner Rankin, YEA Mayor Gover.

Commissioner Ervin seconded by Commissioner Hall moved to adopt Special Ordinance No. 2012-1482, adopting the budget for the fiscal year that begins May 1, 2012 and ends April 30, 2013.

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**CITY OF MATTOON, ILLINOIS**  
**SPECIAL ORDINANCE NO. 2012-1482**

**AN ORDINANCE ADOPTING THE BUDGET FOR THE FISCAL**  
**YEAR THAT BEGINS MAY 1, 2012 AND ENDS APRIL 30, 2013**  
**FOR THE CITY OF MATTOON**

WHEREAS, Sections § 35.50 through § 35.59 of the Mattoon Code of Ordinances approved by the City Council on February 19, 2002 adopted enabling state statutes for an annual budget in lieu of an appropriation ordinance; and

WHEREAS, the proposed budget was filed with the City Clerk and available for public inspection on March 30, 2012; and

WHEREAS, notice of a public hearing to consider review comments on the proposed budget was published in the *Mattoon Journal Gazette*; and

WHEREAS, a public hearing was held on April 17, 2012 at which hearing any taxpayer was given an opportunity to appear and be heard in favor of or against any of the proposed revenues and expenditures assumed in the tentative budget; and

WHEREAS, after the public hearing the City Council adopted changes to the tentative budget as outlined in the final budget which is attached to this ordinance and marked as "Final Budget – April 11, 2012"; and,

WHEREAS, the process and procedures for the annual budget have been completed in accordance with provisions of Illinois Statutes 65 ILCS 5/8-2-9.1 through 65 ILCS 5/8-2-9.10 and Ordinance 2002-5101.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL FOR THE CITY OF MATTOON, COLES COUNTY, ILLINOIS, as follows:

Section 1. Estimates of revenues and expenditures shown in the attached budget, as amended, are hereby adopted as the budget for the City of Mattoon's for the fiscal year that begins May 1, 2012 and ends April 30, 2013.

Section 2. The budget as it has been adopted is attached and incorporated herein by reference.

Section 3. This ordinance shall be deemed published as of the day of its adoption and approval by the City Council.

Section 4. This ordinance shall be effective upon its approval as provided by law.

Upon motion by Commissioner Ervin, seconded by Commissioner Hall, adopted this 17<sup>th</sup> day of April, 2012.

AYES (Names): Commissioner Becker, Commissioner Ervin,  
Commissioner Hall, Commissioner Rankin,  
Mayor Gover

NAYS (Names): None

ABSENT (Names): None

Approved this 17<sup>th</sup> day of April, 2012.

/s/ Tim Gover  
Tim Gover, Mayor  
City of Mattoon, Coles County, Illinois

ATTEST:

APPROVED AS TO FORM:

/s/ Susan J. O'Brien  
Susan J. O'Brien, City Clerk

/s/ J. Preston Owen  
J. Preston Owen, City Attorney & Treasurer

Recorded in the Municipality's Records on April 17<sup>th</sup>, 2012.

Mayor Gover opened the floor for discussion and comments with no responders.

Mayor Gover declared the motion carried by the following vote: YEA Commissioner Becker, YEA Commissioner Ervin, YEA Commissioner Hall, YEA Commissioner Rankin, YEA Mayor Gover.

#### DEPARTMENT REPORTS:

CITY ADMINISTRATOR – noted work on the budget changes, upcoming TIF meeting, meeting with EIU staff for regional cooperation efforts, and personnel code review with Department Heads. The floor was opened for questions from the Council or Public with no responders.

ATTORNEY & TREASURER – noted work on the budget, year-end budget, attendance at local government seminar and business as usual. Mayor Gover opened the floor for questions with no responders.

CITY CLERK – noted business as usual. Mayor Gover opened the floor for questions with no responders.

**PUBLIC WORKS** – noted the completion of smaller projects with implementation of larger projects (Pocket Park, Campground Shower House improvement, Kinzel Field electrical improvements). Director Barber thanked Doug Koester of Checker Top Taxi for volunteering to maintain area around the taxi stand. Director Barber announced the baseball game at Grimes Field between EIU and U of I, noted the Pioneer Club's volunteerism for planting and maintaining Progress Square and EIU's Volunteer Service Day participants also helping with the planting at Progress Square. He updated the Council on the South Side Drainage Project (piping and ditch work on 9<sup>th</sup> Street to railroad). Mayor Gover opened the floor for questions. Mrs. Jackie Record inquired when the Depot's parking lot improvements were to start. Director Barber stated other work was scheduled, but the Depot parking lot was on the schedule for potentially June with at least one-third to be open continuously. Mayor Gover opened the floor for additional questions with no responders. Mayor Gover noted many compliments on how the City's appearance had improved and thanked those involved with Operation Community Pride.

**COMMUNITY DEVELOPMENT** – noted work on the electrical improvements at Kinzel Field, attendance at an energy conference regarding 2012 Energy Code, construction permits, remodeling of a home, and nuisance work. Mayor Gover opened the floor for questions. Mrs. Record complimented the City for Coordinator Gill's attendance at a LifeSpan Center seminar, providing helpful information. Mayor Gover thanked Coordinator Gill and Sergeant Vanderport for their attendance at the seminar.

**FIRE** – informed the Council on EMS training involving helicopter assistance utilizing five pre-determined landing zones; Cross County Mall Knox-box program and emergency action plan review; and SBLHC's sponsor of the Bike Trail safety markers every 300 ft to allow faster location of emergencies. Mayor Gover opened the floor for questions with no responders.

**POLICE** – updated the Council on the Police Department's wellness program from May 15 – August 15 with the YMCA donating monitoring time; and detective squad car purchased with seizure money. Mayor Gover noted Inspections Department received the Police Department's surplus car and opened the floor for questions with no responders.

#### COMMENTS BY THE COUNCIL

Commissioners Becker, Hall, and Rankin had no further comments.

Commissioner Ervin received an inquiry on reflective stakes on boulevards and inquired as to regulations. Discussion ensued among those present with Mayor Gover concluding a subject to review.

Mayor Gover seconded by Commissioner Hall moved to recess to closed session at 7:08 p.m. pursuant to the Illinois Open Meetings Act for the purpose of the discussing the purchase or lease of real property (5 ILCS 120(2)(c)(5)); and litigation affecting or on behalf of the City of Mattoon (5 ILCS 120(2)(c)(11)).

Mayor Gover declared the motion carried by the following vote: YEA Commissioner Becker, YEA Commissioner Ervin, YEA Commissioner Hall, YEA Commissioner Rankin, YEA Mayor Gover.

Council reconvened at 7:59 p.m.

Commissioner Hall seconded by Commissioner Rankin moved to adjourn at 8:00 p.m.

Mayor Gover declared the motion carried by the following vote: YEA Commissioner Becker, YEA Commissioner Ervin, YEA Commissioner Hall, YEA Commissioner Rankin, YEA Mayor Gover.

/s/ Susan J. O'Brien  
City Clerk