

The City Council of the City of Mattoon held a regular meeting in the City Hall Council Chambers on May 15, 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, Assistant Fire Chief Sean Junge, Police Chief Jeff Branson, Deputy Police Chief Jason Taylor, Library Director Ryan Franklin, Tourism Director Angelia Burgett, 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 May 1, 2012; Fire Department reports for the months of March and April, 2012; Fire and Police Pension reports; bills and payroll for the first half of May, 2012; Ordinance No. 2012-5354, correcting Ordinance No. 2012-5354, Sections 51.098 & 50.096 of the municipal code due to a scrivener's error relating to the water and sewer rates; Ordinance No. 2012-5355, amending Section 35.01 (G)(14) of the municipal code to increase the fee for death certificates due to State mandates.

Bills and Payroll for the first half of May, 2012

	<u>General Fund</u>		
Payroll		\$	253,029.21
Bills		\$	<u>97,019.43</u>
		Total	\$ 350,048.64
	<u>Hotel Tax Fund</u>		
Payroll		\$	2,229.41
Bills		\$	<u>9,300.77</u>
		Total	\$ 11,530.18
	<u>Festival Mgmt Fund</u>		
Bills		\$	<u>3,000.00</u>
		Total	\$ 3,000.00
	<u>Insurance &amp; Tort Judgment</u>		
Bills		\$	<u>44,120.25</u>
		Total	\$ 44,120.25
	<u>Capital Project Fund</u>		
Bills		\$	114,859.39
		Total	\$ 114,859.39
	<u>Broadway East Bus Dist Fund</u>		
Bills		\$	96,556.25
		Total	\$ 96,556.25
	<u>Midtown TIF Fund</u>		
Bills		\$	<u>9,352.57</u>
		Total	\$ 9,352.57

	<u>Water Fund</u>	
Payroll		\$ 26,645.29
Bills		<u>\$ 302,390.06</u>
	Total	\$ 329,035.35
	<u>Sewer Fund</u>	
Payroll		\$ 34,233.10
Bills		<u>\$ 29,285.48</u>
	Total	\$ 63,518.58
	<u>Motor Fuel Tax Fund</u>	
Bills		<u>\$ 23,030.73</u>
	Total	\$ 23,030.73
	<u>Health Insurance Fund</u>	
Bills		<u>\$ 97,050.98</u>
	Total	\$ 97,050.98

**CITY OF MATTOON, ILLINOIS**  
**ORDINANCE NO. 2012-5354**

**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

(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~~ \$3.73 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

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

**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 Mayor Gover, seconded by Commissioner Hall, adopted this 15th day of May, 2012, by an omnibus vote, as follows:

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

Approved this 15<sup>th</sup> day of June, 2012.

/s/ Timothy 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 May 15, 2012.

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**CITY OF MATTOON, ILLINOIS**  
**ORDINANCE NO. 2012-5355**

**AN ORDINANCE AMENDING DEATH CERTIFICATE FEES SCHEDULE**  
**OF THE MUNICIPAL CODE**

**WHEREAS**, the City of Mattoon issues death certificates for Coles County, and

**WHEREAS**, the State of Illinois Department of Financial and Professional Regulation regulates vital records and has mandated a \$4.00 per death certificate fee to be collected for the Death Certificate Surcharge Fund (DCSF) (\$2.00) and the Cemetery Oversight Licensing and Disciplinary Fund (COLDF) (\$2.00) pursuant to 410 ILCS 535/25(1) effective July 1, 2012.

**NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF MATTOON, ILLINOIS;**

**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.** §35.01 G (14) is amended to the following:

(14) Death certificates fees are ~~\$16.00~~ \$18.00 for the first copy and ~~\$6.00~~ \$8.00 for each additional copy, including the ~~\$2.00~~ \$4.00 fee remitted to the Illinois Department of ~~Vital Records~~ Financial and Professional Regulation (IDFPR) as mandated by Public Act 92-0141 and PA 97-0679. External corrections of death certificates are assessed an additional \$4.00 fee for the correction and reprinting purposes.

**Section 3.** This ordinance shall be in full force and effect as of July 1, 2012, 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 Mayor Gover, seconded by Commissioner Hall, adopted this 15<sup>th</sup> day of May, 2012, by an omnibus vote, as follows:

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

Approved this 15<sup>th</sup> day of May, 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 May 15, 2012.

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

- Presentation: Stephen Thayer of Simec Company – residential aggregation program for electricity  
Mr. Stephen Thayer of the Simec Company spoke to the Council regarding a community aggregation plan which would require a city ordinance for a referendum on the ballot. Mr. Thayer described potential savings, other communities in buying group as Johnson City, Benton, and Christopher, community meetings to inform the public, and process of implementation. Mr. Thayer opened the floor for questions of the Council. Commissioner Hall inquired as to the difference between the discounted programs offered by Ameren and his proposal. Mr. Thayer stated those customers who participate in those programs would automatically be removed from the program, and co-ops or other contracted customers would not be affected. Mayor Gover opened the floor for public questions. Mr. J. T. Slaughter of 1009 Wabash stated Ameren raised their rates in other communities, citing Elgin, IL, and asked how this proposal would be better. Mr. Thayer noted the plan would simply have a flat rate. He further stated the City could opt out if there were no cost savings, and noted the providers can increase their land distribution lines (TND) which is independent of the supply charge. With no further questions, Mayor Gover thanked Mr. Thayer for his presentation.

Mayor Gover announced Council's closed session at the end of the meeting and would accept comments or questions before going into closed session.

- Discussion: Personnel Code  
Administrator McLaughlin presented an outline of the changes made to the Personnel Code, reviewed the procedure for updating the policy, and noted outstanding policy questions to be determined. Mayor Gover opened the floor for questions. Commissioner Hall inquired as to the incorporation of the policy. Administrator McLaughlin stated upon Council's review and with answered outstanding policy questions, a final draft would be presented for Council's approval.

### NEW BUSINESS

Mayor Gover seconded by Commissioner Hall moved to approve Council Decision Request 2012-1322, ratifying the Mayor's re-appointments of Brandon Kimberlin and Clint Mausehund to the Mattoon Public Library Board for terms ending 06-30-15.

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 Becker moved to approve Council Decision Request 2012-1323, approving an interfund loan in the amount of \$40,000 from the General Fund to the Mattoon Library.

Mayor Gover opened the floor for discussion. Commissioner Hall inquired as to the loan. Commissioner Ervin noted the Library's dependency on property tax funds to operate and repayment upon receipt of those funds.

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 Rankin moved to approve Council Decision Request 2012-1324, approving plans and specifications for the Broadway Avenue Sidewalk Project.

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 2012-1325, awarding the bid for street maintenance concrete in the amount of \$84.00/cubic yard to Mid-Illinois Concrete. [12-00000-00-GM]

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 Ervin moved to approve Council Decision Request 2012-1326, approving a \$3,000 grant by the Tourism Advisory Committee from hotel/motel tax funds to Mattoon Area Family YMCA for the YMCA Run for the Bagel 2012 event to be held on July 21, 2012; and authorizing the Mayor to sign the agreement.

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 approve Council Decision Request 2012-1327, approving a \$1,000 grant by the Tourism Advisory Committee from hotel/motel tax funds to Lake Land College for the Illinois Datael Users Group Conference to be held on May 21-22, 2012; and authorizing the Mayor to sign the agreement.

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.

Mayor Gover seconded by Commissioner Hall moved to approve Council Decision Request 2012-1328, approving the expenditure of \$19,210 to AB Gossard for exterior maintenance to the Police Department building.

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.

#### DEPARTMENT REPORTS:

CITY ADMINISTRATOR – announced Speaker Madigan’s introduction of using personal property replacement tax monies to fund State pensions jeopardizing approximately a half million dollars for the City and her call to Representative Chapin Rose; noted attendance at Mears Automotive ribbon cutting, an upcoming comprehensive plan review on Thursday, and Coles Together’s annual meeting on Thursday as well. Mayor Gover opened the floor for questions with no responders.

ATTORNEY & TREASURER – had nothing to report.

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

PUBLIC WORKS – with Director Barber’s absence, Mayor Gover reviewed Director Barber’s in-house projects and other miscellaneous projects. Mayor Gover opened the floor for questions. Commissioner Hall voiced concerns of businesses which have service trailers delivering to businesses west of Wolf Park and their inadequate accessibility to their delivery areas. Mayor Gover would notify Director Barber of the concern.

COMMUNITY DEVELOPMENT – updated Council on plan reviews, building inspections, nuisances, a house slated for demolition, and a work stoppage on the salvaging of the church on Western Avenue. Mayor Gover opened the floor for questions with no responders.

FIRE – Assistant Chief Junge updated the Council on childrens’ station tours, Walmart’s pre-plan walkthroughs by all shifts, and otherwise business as usual. Mayor Gover opened the floor for questions with no responders.

POLICE – announced the Police Department’s wellness program had 28 participants, thanked the YMCA for their assistance with the wellness program, and commended the Police Department and other entities for their efforts in dealing with the major accident on I-57. Mayor Gover opened the floor for questions with no responders.

COMMENTS BY THE COUNCIL:

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

PUBLIC COMMENTS/ PRESENTATIONS AND NON-AGENDA ITEMS:

Mayor Gover opened the floor for public discussion.

Mr. David Schilling spoke about previous councils’ public announcements of property to be sold by the municipality well in advance of the actual sale, appraisals for land, the value of Lake Mattoon properties, the appearance of the city administrator’s actions, and call for property auctions. Mr. Gary Switts spoke on his property west of the lake property, his previous rejected proposal, his proposal process, and disappointment in lack of auction. Mr. John T. Slaughter spoke on his citizenry entitlement to be notified of land sales. Mr. Jerry Groniger spoke on an article in the Journal Gazette, the illegality of municipal employees purchasing property, value of Lake Mattoon property, Council’s duty to safeguard assets, and removal of city administrator. Mr. Tom Donnell spoke on FutureGen, David Wortman and Preston Owen’s efforts, and the resignation of Preston Owen. Mr. Scott Sweet spoke on ethics, the removed land sale, and Mayor Gover’s resignation.

Mayor Gover seconded by Commissioner Hall moved to recess to closed session at 7:22 p.m. pursuant to the Illinois Open Meetings Act for the purpose of considering the employment, performance or dismissal of employees of the municipality (5 ILCS 120(2)(c)(1)).

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.

Council reconvened at 9:00 p.m.

Commissioner Hall seconded by Commissioner Rankin moved to adjourn at 9:00 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