

The City Council of the City of Mattoon held a regular meeting in the City Hall Council Chambers on June 18, 2013.

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 Dave Cox, YEA Commissioner Sandra Graven, YEA Commissioner Rick Hall, YEA Commissioner Preston Owen, and YEA Mayor Gover.

Also physically present were City personnel: Interim City Administrator Kyle Gill, City Attorney Janett Winter-Black, Finance Director/Treasurer Beth Wright, Public Works Director Dean Barber, Fire Chief Tony Nichols, Police Chief Jeff Branson, Library Director Ryan Franklin, and City Clerk Susan J. O'Brien.

CONSENT AGENDA

Mayor Gover seconded by Commissioner Graven moved to approve the consent agenda consisting of minutes of the regular meeting June 4, 2013; and bills and payroll for the first half of June, 2013 and HOME Rehab Expenditures.

Bills and Payroll for the first half of June, 2013

General Fund

Payroll		\$	265,729.51
Bills		\$	<u>176,209.57</u>
	Total	\$	441,939.08

Hotel Tax Administration

Payroll		\$	2,573.37
Bills		\$	<u>1,837.50</u>
	Total	\$	2,573.37

Festival Management

Bills		\$	<u>190.62</u>
	Total	\$	190.62

Insurance & Tort

Bills		\$	<u>3,539.00</u>
	Total	\$	3,539.00

Midtown TIF Fund

Bills		\$	<u>1,113.75</u>
	Total	\$	1,113.75

Capital Projects

Bills		\$	<u>4,348.76</u>
	Total	\$	4,348.76

I -57 East TIF Dist

Bills		\$	<u>437.59</u>
	Total	\$	437.59

		<u>Broadway East Bus TIF</u>	
Bills		\$	<u>2,288.99</u>
	Total	\$	2,288.99
		<u>Water Fund</u>	
Payroll		\$	39,506.21
Bills		\$	<u>43,314.07</u>
	Total	\$	82,820.28
		<u>Sewer Fund</u>	
Payroll		\$	30,166.15
Bills		\$	<u>56,813.96</u>
	Total	\$	86,980.11
		<u>Heath Insurance Fund</u>	
Bills		\$	<u>105,263.11</u>
	Total	\$	105,263.11
		<u>Motor Fuel Fund</u>	
Bills		\$	<u>11,221.59</u>
	Total	\$	11,221.59

Mayor Gover opened the floor for discussion or comments and was followed with no discussion.

Mayor Gover declared the motion to approve the consent agenda carried by the following vote: YEA Commissioner Cox, YEA Commissioner Graven, YEA Commissioner Hall, YEA Commissioner Owen, YEA Mayor Gover.

PRESENTATIONS, PETITIONS, AND COMMUNICATIONS:

Mayor Gover opened the floor for public comments. There were no comments from the public.

NEW BUSINESS:

Commissioner Hall seconded by Commissioner Cox moved to adopt Special Ordinance No. 2013-1524, approving a five-year contract with Central States Fireworks, Inc. of Athens, Illinois for 4th of July firework observances; and authorizing the Mayor and City Clerk to execute the documents.

**CITY OF MATTOON, ILLINOIS
SPECIAL ORDINANCE NO. 2013-1524**

**AN ORDINANCE APPROVING A CONTRACT WITH CENTRAL STATES FIREWORKS, INC OF
ATHENS, ILLINOIS.**

WHEREAS, the City of Mattoon has previously contracted with Central States Fireworks for five years and has developed a solid working relationship; and,

WHEREAS, Central States Fireworks has served the City of Mattoon with consistent and safe displays with the best of interest of the City of Mattoon in mind; and,

WHEREAS, the City of Mattoon considers Central States Fireworks a beneficial partner in the Fourth of July Fireworks event.

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

Section 1. The Mayor and City Clerk are hereby authorized to enter into a contract with Central States Fireworks, Inc. of Athens, Illinois for 4th of July fireworks observances in the years 2014, 2015, 2016, 2017 and 2018 without further consideration or approval by the Mattoon, Illinois City Council.

Section 2. This ordinance shall be effective upon its approval as provided by law.

Upon motion by Commissioner Hall, seconded by Commissioner Cox, adopted this 18th day of June, 2013, by a roll call vote, as follows:

AYES (Names) : Commissioner Cox, Commissioner Graven,
Commissioner Hall, Commissioner Owen,
Mayor Gover

NAYS (Names): None

ABSENT (Names): None

Approved this 18th day of June, 2013.

/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/ Janett S. Winter-Black
Janett S. Winter-Black, City Attorney

Recorded in the Municipality's Records on June 18, 2013.

Mayor Gover opened the floor for discussion or comments and was followed with no discussion.

Mayor Gover declared the motion carried by the following vote: YEA Commissioner Cox, YEA Commissioner Graven, YEA Commissioner Hall, YEA Commissioner Owen, YEA Mayor Gover.

Mayor Gover seconded by Commissioner Owen moved to adopt Special Ordinance No. 2013-1525, approving the Final Plat for Covington Subdivision. Beth Covington - Petitioner

**CITY OF MATTOON, ILLINOIS
SPECIAL ORDINANCE NO. 2013-1525**

**AN ORDINANCE APPROVING THE FINAL SUBDIVISION PLAT OF
COVINGTON SUBDIVISION**

WHEREAS, Beth Covington, owner of the following described property:

(PARCEL 1): PART OF THE SOUTH HALF (S.1/2) OF THE SOUTHEAST QUARTER (SE.1/4) OF THE NORTHEAST QUARTER (NE.1/4) OF SECTION SIXTEEN (16), TOWNSHIP TWELVE (12) NORTH, RANGE SEVEN (7) EAST OF THE THIRD PRINCIPAL MERIDIAN, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE SOUTHEAST CORNER OF THE NORTHEAST QUARTER (NE.1/4) OF SECTION SIXTEEN (16), TOWNSHIP TWELVE (12) NORTH, RANGE SEVEN (7) EAST OF THE THIRD PRINCIPAL MERIDIAN; THENCE ON AZIMUTH FROM GRID NORTH 0 DEGREES 27 MINUTES 23 SECONDS ALONG THE EAST LINE OF SAID NORTHEAST QUARTER (NE.1/4), 354.50 FEET TO A POINT FOR A PLACE OF BEGINNING; THENCE AZIMUTH 270 DEGREES 11 MINUTES 18 SECONDS PARALLEL WITH THE SOUTH LINE OF SAID NORTHEAST QUARTER (NE.1/4), 350.00 FEET; THENCE AZIMUTH 0 DEGREES 27 MINUTES 23 SECONDS, A DISTANCE OF 131.50 FEET; THENCE AZIMUTH 90 DEGREES 11 MINUTES 18 SECONDS, A DISTANCE OF 350.00 FEET TO THE EAST LINE OF SAID NORTHEAST QUARTER (NE.1/4); THENCE AZIMUTH 180 DEGREES 27 MINUTES 23 SECONDS ALONG SAID EAST LINE, 131.50 FEET TO THE PLACE OF BEGINNING;

AND, (PARCEL 2): PART OF THE SOUTH HALF (S.1/2) OF THE SOUTHEAST QUARTER (SE.1/4) OF THE NORTHEAST QUARTER (NE.1/4) OF SECTION SIXTEEN (16), TOWNSHIP TWELVE (12) NORTH, RANGE SEVEN (7) EAST OF THE THIRD PRINCIPAL MERIDIAN, MORE PARTICULARLY DESCRIBED AS:

BEGINNING AT THE NORTHEAST CORNER OF THE SOUTH HALF (S.1/2) OF THE SOUTHEAST QUARTER (SE.1/4) OF THE NORTHEAST QUARTER (NE.1/4) OF SECTION SIXTEEN (16), TOWNSHIP TWELVE (12) NORTH, RANGE SEVEN (7) EAST OF THE THIRD PRINCIPAL MERIDIAN; THENCE ON AZIMUTH FROM GRID NORTH 180 DEGREES 27 MINUTES 10 SECONDS, A DISTANCE OF 180.40 FEET FOR THE PLACE OF BEGINNING; THENCE AZIMUTH 270 DEGREES 11 MINUTES 18 SECONDS TO AN EXISTING SURVEY MARKER, A DISTANCE OF 350.15 FEET; THENCE AZIMUTH 180 DEGREES 27 MINUTES 10 SECONDS PARALLEL WITH THE EAST LINE OF SAID SECTION SIXTEEN (16), 98.10 FEET, SAID POINT BEING ON A LINE OF A DESCRIBED TRACT, DEED RECORD BOOK 366 PAGE 13; THENCE AZIMUTH 270 DEGREES 10 MINUTES 05 SECONDS PARALLEL WITH THE SOUTH LINE OF THE NORTHWEST QUARTER (NW.1/4) OF SAID SECTION SIXTEEN (16), 225.00 FEET; THENCE AZIMUTH 0 DEGREES 22 MINUTES 22 SECONDS PARALLEL WITH THE WEST LINE OF THE SOUTHEAST QUARTER (SE.1/4) OF THE NORTHEAST QUARTER (NE.1/4) OF SAID SECTION SIXTEEN (16), 278.25 FEET; THENCE AZIMUTH 90 DEGREES 08 MINUTES 09 SECONDS ALONG THE NORTH LINE OF THE SOUTH HALF (S.1/2) OF THE SOUTHEAST QUARTER (SE.1/4) OF THE NORTHEAST QUARTER (NE.1/4) OF SAID SECTION SIXTEEN (16), 225.70 FEET; THENCE AZIMUTH 180 DEGREES 27 MINUTES 10 SECONDS PARALLEL WITH THE EAST LINE OF THE NORTHEAST QUARTER (NE.1/4) OF SECTION SIXTEEN (16), 145.10 FEET; THENCE AZIMUTH 90 DEGREES 11 MINUTES 18 SECONDS, A DISTANCE OF 350.15 FEET; THENCE AZIMUTH 180 DEGREES 27 MINUTES 10 SECONDS ALONG THE EAST LINE OF THE NORTHEAST QUARTER (NE.1/4) OF SECTION SIXTEEN (16), 35.00 FEET TO THE PLACE OF BEGINNING, SITUATED IN THE COLES COUNTY, ILLINOIS;

AND, (PARCEL 3): PART OF THE SOUTH HALF (S.1/2) OF THE SOUTHEAST QUARTER (SE.1/4) OF THE NORTHEAST QUARTER (NE.1/4) OF SECTION SIXTEEN (16), TOWNSHIP TWELVE (12) NORTH, RANGE SEVEN (7) EAST OF THE THIRD PRINCIPAL MERIDIAN, MORE PARTICULARLY DESCRIBED AS:

BEGINNING AT THE NORTHEAST CORNER OF THE SOUTH HALF (S.1/2) OF THE SOUTHEAST QUARTER (SE.1/4) OF THE NORTHEAST QUARTER (NE.1/4) OF SECTION SIXTEEN (16), TOWNSHIP TWELVE (12) NORTH, RANGE SEVEN (7) EAST OF THE THIRD PRINCIPAL MERIDIAN; THENCE ON AZIMUTH FROM GRID NORTH 180 DEGREES 27 MINUTES 10 SECONDS ALONG THE EAST LINE OF THE NORTHEAST QUARTER (NE.1/4) OF SAID SECTION SIXTEEN (16), 145.40 FEET; THENCE AZIMUTH 270 DEGREES 11 MINUTES 18 SECONDS, A DISTANCE OF 350.15 FEET; THENCE AZIMUTH 0 DEGREES 27 MINUTES 10 SECONDS PARALLEL WITH THE EAST LINE OF THE NORTHEAST QUARTER (NE.1/4) OF SAID SECTION SIXTEEN (16), 145.10 FEET; THENCE AZIMUTH 90 DEGREES 08 MINUTES 09 SECONDS ALONG THE NORTH LINE OF THE SOUTH HALF (S.1/2) OF THE SOUTHEAST QUARTER (SE.1/4) OF THE NORTHEAST QUARTER (NE.1/4) OF SAID SECTION SIXTEEN (16), 350.15 FEET TO THE PLACE OF BEGINNING, SITUATED WITHIN THE CITY OF MATTOON, COLES COUNTY, ILLINOIS;

has caused said premises to be surveyed and subdivided into two lots shown on the plat submitted to the City Council for approval in accordance with the Statute of the State of Illinois in such made and provided; and

WHEREAS, said plat of the subdivision to be known as Covington Subdivision, City of Mattoon, Coles County, Illinois has been submitted to the City Council of the City of Mattoon for approval in the manner as by law required, which plat is attached hereto as Exhibit "A" and made a part hereof by reference thereto; and

WHEREAS, it appears from an examination of said plat that the same is in due form as required by law and complies with all rules, regulations, and requirements relative to subdivisions and zoning in the City of Mattoon, Illinois, and that by said plat should be approved; and

WHEREAS, the Planning Commission of the City of Mattoon, on June 11, 2013 recommended said plat be approved.

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

Section 1. Pursuant to enabling authority, that the plat, of **Covington Subdivision**, to the City of Mattoon, Coles County, Illinois, be hereby approved and certificate of such approval be endorsed upon said plat signed by the Mayor and the City Clerk in the manner as provided by law.

Section 2. This ordinance shall be deemed published as of the day of its adoption and approval by the City Council.

Section 3. This ordinance shall be effective upon its approval as provided by law.

Upon motion by Mayor Gover, seconded by Commissioner Owen, adopted this 18th day of June, 2013, by a roll call vote, as follows:

AYES (Names): Commissioner Cox, Commissioner Graven,
Commissioner Hall, Commissioner Owen,
Mayor Gover

NAYS (Names): None

ABSENT (Names): None

Approved this 18th day of June, 2013.

/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/ Janett S. Winter-Black
Janett S. Winter-Black, City Attorney

Recorded in the Municipality's Records on June 18, 2013.

Mayor Gover opened the floor for discussion or comments. Administrator Gill noted the subdivision as a minor subdivision located at 43rd Street.

Mayor Gover Declared the motion carried by the following vote: YEA Commissioner Cox, YEA Commissioner Grave, YEA Commissioner Hall, YEA Commissioner Owen, YEA Mayor Gover.

Commissioner Graven seconded by Commissioner Hall moved to adopt Resolution No. 2013-2891, establishing the prevailing rate of wages in the Coles County Area as determined by the Illinois Department of Labor as the wages that must apply to public works of the City of Mattoon consistent with mandates of Illinois statute.

**CITY OF MATTOON, ILLINOIS
RESOLUTION NO. 2013-2891**

RESOLUTION ESTABLISHING THE PREVAILING RATE OF WAGES IN THE COLES COUNTY AREA AS DETERMINED BY THE ILLINOIS DEPARTMENT OF LABOR AS THE WAGES THAT MUST APPLY TO PUBLIC WORKS CONSTRUCTION OF THE CITY OF MATTOON CONSISTENT WITH MANDATES OF ILLINOIS STATUTE

WHEREAS, the State of Illinois has enacted "An Act regulating wages of laborers, mechanics and other workers employed in any public works by the State, County, City or any public body or any political subdivision or by anyone under contract for public works," approved June 26, 1941, as amended, being Chapter 820 ILCS 130/1-12 Illinois Compiled Statutes, commonly referred to as The Prevailing Wage Act, and,

WHEREAS, the aforesaid Act requires that the City Council of the City of Mattoon, Illinois investigate and ascertain the prevailing rate of wages as defined in said Act for laborers, mechanics and other workers in the locality of said City of Mattoon, Illinois employed in performing construction of public works, for said City of Mattoon, Illinois.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF MATTOON, COUNTY OF COLES, AND STATE OF ILLINOIS:

SECTION 1: To the extent and as required by "An Act regulating wages of laborers, mechanics and other workers employed in any public works by State, County, City or any public body or any political subdivision or by anyone under contract for public works," approved June 26, 1941, as amended, the general prevailing rate of wages in this locality for laborers, mechanics and other workers engaged in construction of public works coming under the jurisdiction of the City of Mattoon, Illinois is hereby ascertained to be the same as the prevailing rate of wages for construction work in the Coles County area as determined by the Department of Labor of the State of Illinois as of June 2013, a copy of that determination being attached hereto as Exhibit "A" and incorporated herein by reference. The definition of any terms appearing in this Resolution which are also used in aforesaid Act shall be the same as in said Act.

SECTION 2: Nothing herein contained shall be construed to apply said general prevailing rate of wages as herein ascertained to any work or employment except public works of the City of Mattoon, Illinois to the extent required herein by the aforesaid Act.

SECTION 3: The City Clerk shall publicly post or keep available for inspection by any interested party in the main office of the City of Mattoon, Illinois this determination of such prevailing rate of wage.

SECTION 4: The City Clerk shall mail a copy of this determination to any employer, and to any association of employers and to any person or association of employees who have filed or file their names and addresses, requesting copies of any determination stating the particular rates and the particular class of workers whose wages will be affected by such rates.

SECTION 5: The City Clerk shall promptly file a certified copy of this Resolution with both the Secretary of State Index Division and the Department of Labor of the State of Illinois.

SECTION 6: The City Clerk shall cause a notice to be published in a newspaper of general circulation within the area that the determination of prevailing wages has been made. Said notice shall conform substantially to

the notice attached hereto. Such publication shall constitute notice that this is the determination of the City of Mattoon, Illinois and is effective.

Upon motion by Commissioner Graven, seconded by Commissioner Hall adopted this 18th day of June, 2013, by a roll call vote, as follows:

AYES (Names): Commissioner Cox, Commissioner Graven,
Commissioner Hall, Commissioner Owen,
Mayor Gover

NAYS (Names): None

ABSENT (Names): None

Approved this 18th day of June, 2013.

/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/Janett S. Winter-Black
Janett S. Winter-Black City Attorney

Recorded in the Municipality's Records on June 18, 2013.

Published this 20th day of June, 2013.

Mayor Gover opened the floor for discussion or comments and was followed with no discussion.

Mayor Gover declared the motion carried by the following vote: YEA Commissioner Cox, YEA Commissioner Graven, YEA Commissioner Hall, YEA Commissioner Owen, YEA Mayor Gover.

Mayor Gover seconded by Commissioner Graven moved to approve Council Decision Request 2013-1425, authorizing the employment of a Michael Allan Johnson as probationary patrol officer pending successful medical and psychological exams to fill the vacancy created by the retirement of Capt. Greg Voudrie.

Mayor Gover opened the floor for discussion and was followed with no discussion.

Mayor Gover declared the motion carried by the following vote: YEA Commissioner Cox, YEA Commissioner Graven, YEA Commissioner Hall, YEA Commissioner Owen, YEA Mayor Gover.

Commissioner Graven seconded by Commissioner Cox moved to approve Council Decision Request 2013-1426, approving the quote of \$30,535.00 from Consolidated Communications for the relocation of three telephone cables for the 9th Street Drainage project.

Mayor Gover opened the floor for discussion or comments and was followed with no discussion.

Mayor Gover declared the motion carried by the following vote: YEA Commissioner Cox, YEA Commissioner Graven, YEA Commissioner Hall, YEA Commissioner Owen, YEA Mayor Gover.

DEPARTMENT REPORTS:

CITY ADMINISTRATOR/ COMMUNITY DEVELOPMENT- noted a job summary survey from Effingham; updated Council on video gaming for May, Depot flooring, TIF applications and outline for updating the zoning ordinance. Commissioner Hall inquired as to the flooring with Administrator Gill stating just the subfloor was currently being replaced. Mayor Gover opened the floor for further questions with no discussion.

CITY ATTORNEY – had no contributions.

CITY CLERK- returned from vacation; and noted liquor licenses renewals, updating codification, retiree and new hire processing. Mayor Gover opened the floor for questions with no further discussion.

FINANCE – reviewed the monthly financial report, installation of next budget in Incode, and no benefit to refunding bonds. Mayor Gover opened the floor for questions with no further discussion.

PUBLIC WORKS – updated Council on Public Works projects, overnight stays for softball tournaments, and landscaping staff for Downtown area. Commissioners Graven and Hall inquired as to landscaping entrances and Elm Ridge residents. Director Barber stated the landscaping staff's future work, and no communication on dissatisfaction with Elm Ridge work. Mayor Gover inquired as to the progress on the former Thrifty building wall. Administrator Gill updated the Council on its progress. Mayor Gover opened the floor for further discussion with no responders.

FIRE – noted a fire system inspection for the remodeled Walmart and other public service events including a tabletop exercise at General Electric. Mayor Gover opened the floor for discussion. Commissioner Graven inquired whether the fire hydrants were to be painted this year. Chief Nichols stated reflow testing needed to be complete before repainting.

POLICE – noted newly hired Mike Johnson's absence due to previous employer obligations; informed Council of a ceremony honoring the Arkansas officer who was injured when apprehending a suspect in the Mattoon murder; and noted business as usual.

COMMENTS BY THE COUNCIL:

Commissioners Cox, Graven, and Hall had no further comments. Commissioner Owen announced good comments from Downtown businesses regarding the performance of the landscaping employee.

Commissioner Hall seconded by Commissioner Cox moved to adjourned at 6:51 p.m.

Mayor Gover declared the motion carried by the following vote: YEA Commissioner Cox, YEA Commissioner Graven, YEA Commissioner Hall, NAY Commissioner Owen, YEA Mayor Gover.

/s/ Susan J. O'Brien
City Clerk