

The City Council of the City of Mattoon held a regular meeting in the City Hall Council Chambers on July 2, 2013.

Mayor Gover presided and called the meeting to order at 6:31 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, Public Works Director Dean Barber, Fire Chief Tony Nichols, Police Chief Jeff Branson, and City Clerk Susan J. O'Brien.

CONSENT AGENDA

Mayor Gover seconded by Commissioner Hall moved to approve the consent agenda consisting of minutes of the regular meeting June 18, 2013; and bills and payroll for the last half of June, 2013.

**Bills and Payroll for the last half of June, 2013**

	<b><u>General Fund</u></b>		
Payroll		\$	270,778.94
Bills		\$	<u>83,294.45</u>
	Total	\$	354,073.39
	<b><u>Hotel Tax Administration</u></b>		
Payroll		\$	2,486.55
Bills		\$	<u>20,967.73</u>
	Total	\$	2,486.55
	<b><u>Festival Management</u></b>		
Bills		\$	<u>7,255.61</u>
	Total	\$	7,255.61
	<b><u>Insurance &amp; Tort</u></b>		
Bills		\$	<u>38,507.54</u>
	Total	\$	38,507.54
	<b><u>Capital Projects</u></b>		
Bills		\$	<u>70,686.96</u>
	Total	\$	70,686.96
	<b><u>Water Fund</u></b>		
Payroll		\$	40,563.13
Bills		\$	<u>52,040.27</u>
	Total	\$	92,603.40
	<b><u>Sewer Fund</u></b>		
Payroll		\$	28,792.26
Bills		\$	<u>162,268.86</u>
	Total	\$	191,061.12

**Heath Insurance Fund**

Bills		\$	119,662.69
	Total	\$	119,662.69

**Motor Fuel Fund**

Bills		\$	8,235.66
	Total	\$	8,235.66

Mayor Gover opened the floor for discussion 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 or questions. There were no public comments.

Mayor Gover acknowledged the retirement of Captain James Norviel from the Mattoon Fire Department after 26 years of service with the City, who was not in attendance of the meeting. Chief Nichols was to have plaque sent to Capt. Norviel. Mayor Gover extended his appreciation of Capt. Norviel's service.

Presentation: Acknowledging the retirement of Captain Gregory Voudrie from the Mattoon Police Department after more than 24 years of service with the City. Chief Branson expressed accolades of Captain Voudrie's service. Mayor Gover expressed his personal thank you to Captain Voudrie on his service.

**NEW BUSINESS:**

Commissioner Cox seconded by Commissioner Owen moved to adopt Special Ordinance No. 2013-1526, authorizing the purchase of real estate in the amount of \$4,609.00 from Gani Imeri and Fetije D. Imeri for the 9<sup>th</sup> Street Drainage Project. [Permanent Easement]

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CITY OF MATTOON, ILLINOIS

**SPECIAL ORDINANCE NO. 2013-1526**

**AN ORDINANCE AUTHORIZING THE PURCHASE OF REAL ESTATE**

**WHEREAS**, the City of Mattoon is preparing to construct a set of drainage improvements known as the South 9th Street Drainage Project; and

**WHEREAS**, additional public right-of-way and permanent easements are required for the construction and maintenance of a drainage ditch from 9th Street to the Tate & Lyle Railroad; and

**WHEREAS**, the owners of a portion of said property, Gani Imeri & Fetije D. Imeri, and the mortgage holder for the same property, Crossroads Bank, have agreed to compensation in the amount of \$4,609 in return for said property and permanent easement; and

**WHEREAS**, said property rights are further described on the attached Plat of Survey, Warranty Deed, and Permanent Easement marked as Exhibits 'A', 'B', and 'C' respectively.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF MATTOON, COLES COUNTY, ILLINOIS, that the purchase of the right-of-way and permanent easement detailed on the attached Plat of Survey, Warranty Deed, and Permanent Easement be approved in the amount of \$4,609.00.

NOW, THEREFORE BE IT ORDAINED BY THE CITY COUNCIL FOR THE CITY OF MATTOON, COLES COUNTY, A MUNICIPAL CORPORATION, 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 purchase of the right-of-way and permanent easement detailed on the attached Plat of Survey, Warranty Deed, and Permanent Easement be approved in the amount of \$4,609.00.

**Section 3.** The Mayor and City Clerk are authorized and directed to execute any and all documents necessary to affect the purchase the permanent easement from Gani Imeri & Fetije D. Imeri, and the mortgage holder for the same property in accordance with Exhibit "C."

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

Upon motion by Commissioner Cox, seconded by Commissioner Owen, adopted this 2nd day of July, 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 2nd day of July, 2013.

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

Recorded in the Municipality's Records on July 2, 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.

Commissioner Graven seconded by Commissioner Cox moved to approve Council Decision Request 2013-1427, awarding the bid in the amount of \$169,675.00 from EJ Equipment for the purchase of a Street Sweeper.

Mayor Gover opened the floor for discussion or comments. Director Barber elaborated on the purchase with a bank loan. Commissioner Owen inquired as to a resolution for the loan. Director Barber would contact the bank.

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

Commissioner Hall seconded by Commissioner Graven moved to approve Council Decision Request 2013-1428, approving a \$2,200 grant by the Tourism Advisory Committee from hotel/motel tax funds to the Coles County Modified Midget Racing Association for hosting the Non-Wing Classic event on August 9-10, 2013; and authorizing the Mayor to sign the agreement.

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.

Commissioner Hall seconded by Commissioner Owen moved to approve Council Decision Request 2013-1429, approving a \$2,500 grant by the Tourism Advisory Committee from hotel/motel tax funds to Lake Land College for hosting the Illinois Community College Resource Development (ICCRD) Annual Conference on September 19-20, 2013; and authorizing the Mayor to sign the agreement.

Mayor Gover opened the floor for discussion or comments. Commissioner Cox announced his abstain vote due to his employment and involvement with the event.

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

Commissioner Hall seconded by Commissioner Cox moved to approve Council Decision Request 2013-1430, approving a \$3,500 grant by the Tourism Advisory Committee from hotel/motel tax funds to Coles County Airport for hosting the Coles County Airshow on August 24, 2013; and authorizing the Mayor to sign the agreement.

Mayor Gover opened the floor for discussion or comments. Commissioner Graven announced her abstain vote due to her employment.

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

Commissioner Hall seconded by Commissioner Cox moved to approve Council Decision Request 2013-1431, approving a \$5,000 grant by the Tourism Advisory Committee from hotel/motel tax funds to Percy's ATA Martial Arts for hosting the ATA Regional Taekwondo Tournament on October 4-5, 2013; and authorizing the Mayor to sign the agreement.

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 announced Council Decision Request 2013-1432, approving Interfund Loan #2 in the amount Mayor Gover announced of \$40,000 from the General Fund to the Mattoon Library, was not to be considered due to the Library's receipt of tax monies.

Mayor Gover seconded by Commissioner Graven moved to approve Council Decision Request 2013-1433, approving the plans and specifications for the parking lot on the west side of the Police Station.

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 Hall moved to approve Council Decision Request 2013-1434, awarding the bid in the amount of \$41,855 from D&M Electrical of Neoga for the purchase of the City Hall generator and 5-year service plan.

Mayor Gover opened the floor for discussion or comments. Administrator Gill acknowledged the replacement of the current generator which was not functioning properly. Chief Nichols noted missed calls due to a recent power loss when the generator failed to operate.

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 work on zoning ordinance changes, preliminary costs associated with the Szczesniak property, generator bids, TIF application for former Time Theater, building permits and nuisances. Administrator Gill elaborated on the structural engineers’ work regarding the Szczesniak property. Mayor Gover opened the floor for questions with no further discussion.

CITY ATTORNEY – updated Council on the former Young’s Radiator property and the State of Illinois Attorney General’s involvement. Mayor Gover opened the floor for questions with no responses.

CITY CLERK – noted renewal of liquor licenses and various reports. Mayor Gover opened the floor for questions with no responses.

FINANCE – absent due to vacation.

PUBLIC WORKS – updated Council on the second part of Broadway Avenue sidewalk project. Council and Director Barber discussed the east side of town sidewalks. Mayor Gover opened the floor for further questions with no responses.

FIRE – noted walkthroughs, fire extinguisher testing, and document training by Attorney William Tapella as well as public service events. Mayor Gover extended appreciation of Mr. Tapella’s services. Mayor Gover opened the floor for questions with no responses.

POLICE – expounded on the attendance of the award ceremony honoring Officer Scott Johnson of the Bryant Arkansas Police Department, who was injured while enforcing murder suspect jurisdiction; and commended MFD and MPD staff professionally handling the I-57 fatal accident. Mayor Gover opened the floor for questions with no responses.

#### COMMENTS BY THE COUNCIL

Commissioner Cox – reminded everyone of the 4<sup>th</sup> of July activities around Mattoon.

Commissioner Graven – had no further comments.

Commissioner Hall – noted his attendance at the Coles County Regional Planning committee meeting and upcoming Rt. 16 Corridor Committee meeting on July 12<sup>th</sup>.

Commissioner Owen – had no further comments.

Mayor Gover seconded by Commissioner Cox moved to recess to closed session at 6:59 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)); 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 Cox, YEA Commissioner Graven, YEA Commissioner Hall, YEA Commissioner Owen, YEA Mayor Gover.

Council reconvened at 7:38 p.m.

Council with Administrator Gill and Director Barber discussed corridor committee development standards and agreements.

Mayor Gover discussed appointing Kyle Gill as City Administrator with Council consideration at a future meeting. Mayor Gover opened the floor for comments with no responders.

Commissioner Hall seconded by Commissioner Cox moved to adjourn at 8:01 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