

The City Council of the City of Mattoon held a regular meeting in the City Hall Council Chambers on September 3, 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, Absent Commissioner Rick Hall, YEA Commissioner Preston Owen, and YEA Mayor Tim Gover.

Also physically present were City personnel: 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, Tourism Director Angelia Burgett and City Clerk Susan J. O'Brien.

CONSENT AGENDA

Mayor Gover seconded by Commissioner Owen moved to approve the consent agenda consisting of minutes of the regular meeting August 20, 2013; and bills and payroll for the last half of August, 2013.

Bills and Payroll for the last half of August, 2013

General Fund

Payroll	\$	258,869.59
Bills	\$	<u>473,212.71</u>
Total	\$	732,082.30

Hotel Tax Administration

Payroll	\$	2,351.24
Bills	\$	<u>31,874.85</u>
Total	\$	34,226.09

Festival Management

Bills	\$	<u>3,352.47</u>
Total	\$	3,352.47

Mobile Equipment

Bills	\$	<u>64,452.33</u>
Total	\$	64,452.33

Insurance & Tort Judgment

Bills	\$	<u>38,153.00</u>
Total	\$	38,153.00

Capital Project Fund

Bills	\$	<u>41,333.65</u>
Total	\$	41,333.65

Water Fund

Payroll	\$	31,690.97
Bills	\$	<u>34,972.62</u>
Total	\$	66,663.59

Sewer Fund

Payroll		\$	29,438.45
Bills		\$	<u>111,014.26</u>
	Total	\$	140,452.71

Heath Insurance Fund

Bills		\$	<u>146,932.92</u>
	Total	\$	146,932.92

Motor Fuel Fund

Bills		\$	<u>16,809.90</u>
	Total	\$	16,809.90

Mayor Gover opened the floor for discussion or comments which 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, Absent Commissioner Hall, YEA Commissioner Owen, YEA Mayor Gover.

PRESENTATIONS, PETITIONS, AND COMMUNICATIONS:

Mrs. Vicky McCall voiced her concern of traffic issues at 9th and Broadway. Director Barber stated his procedure for determining signage. Chief Branson stated he would have patrol stepped up in the area.

NEW BUSINESS:

Mayor Gover seconded by Commissioner Graven moved to adopt Ordinance No. 2013-5364, amending the municipal code to update the Rules and Regulations of the Board of Fire & Police Commissioners be approved.

CITY OF MATTOON, ILLINOIS

ORDINANCE NO. 2013-5364

AN ORDINANCE RATIFYING THE MATTOON CODE OF ORDINANCES TO AMEND THE RULES AND REGULATIONS FOR THE OPERATION OF THE BOARD OF FIRE & POLICE COMMISSIONERS

WHEREAS, the City of Mattoon currently has an ordinance that established the rules and regulations for the Board of Fire and Police Commissioners; and,

WHEREAS, the Board of Fire and Police Commissioners wishes to amend and update the rules and regulations for the Board of Fire and Police Commissioners; and,

WHEREAS, the City wishes to ratify the amended rules and regulations for the Board of Fire and Police Commissioners.

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 34.002 of Chapter 34 of the Code of Ordinances of the City of Mattoon is hereby repealed. Section 34.002 of Chapter 34 is reenacted in accordance with the attached and incorporated Exhibit A.

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 Graven, adopted this 3rd day of September, 2013, by a roll call vote, as follows:

AYES (Names): Commissioner Cox, Commissioner Graven,
Commissioner Owen, Mayor Gover
NAYS (Names): None
ABSENT (Names): Commissioner Hall

Approved this 3rd day of September, 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 September 3, 2013.

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

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

Mayor Gover seconded by Commissioner Cox moved to adopt Special Ordinance No. 2013-1534, granting a special use for the operation of the Word of Life Baptist Church located at 700 Shelby Avenue in Mattoon. Tom Butler – Petitioner

CITY OF MATTOON, ILLINOIS
SPECIAL ORDINANCE NO. 2013-1534

**AN ORDINANCE GRANTING A SPECIAL USE FOR OPERATION OF A SMALL COMMUNITY CHURCH AT
700 SHELBY AVENUE**

WHEREAS, there has been filed a written Petition for Tom Butler requesting a special use permit, respecting the property legally described as:

LOTS EIGHT (8), NINE (9), TEN (10), ELEVEN (11), and TWELVE (12), BLOCK FIFTY-NINE (59) OF THE ORIGINAL TOWN OF MATTOON, NOW THE CITY OF MATTOON, COLES COUNTY, ILLINOIS, commonly known as 700 Shelby Avenue, Mattoon, Illinois.

WHEREAS, said premises is zoned C3, Service Commercial District which does allow the operation of a church with the granting of a special use permit; and

WHEREAS, the property is well suited for the operation of a small church; and

WHEREAS, the Planning Commission held a public hearing for the City of Mattoon, Coles County, Illinois, and has recommended that the requested special use permit be granted; and

WHEREAS the City Council for the City of Mattoon, Coles County, Illinois, deems that it would be in the public interest to approve a special use permit to allow the operation of a small community church at 700 Shelby Avenue.

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 provided at Section §159.05 of the Mattoon Code of Ordinances, the property legally described as aforesaid, be and the same is granted a special use permit allowing for lawful right to operate a church known as the Word of Life Baptist Church thereat.

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.

Section 4. The City Clerk shall make and record a duly certified copy of this ordinance with the Clerk and Recorder's Office of Coles County, Illinois.

Upon motion by Mayor Gover, seconded by Commissioner Cox, adopted this 3rd day of September, 2013, by a roll call vote, as follows:

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

NAYS (Names): None

ABSENT (Names): Commissioner Hall

Approved this 3rd day of September, 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 September 3, 2013.

Mayor Gover opened the floor for discussion or comments. Administrator Gill noted similar businesses previously located at the same area. Mayor Gover noted approval by the Planning Commission.

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

Mayor Gover seconded by Commissioner Owen moved to adopt Special Ordinance No. 2013-1535, approving the Final Plat for R.P. Lumber Subdivision. Nathan Miller – Petitioner

CITY OF MATTOON, ILLINOIS

SPECIAL ORDINANCE NO. 2013-1535

**AN ORDINANCE APPROVING THE FINAL SUBDIVISION PLAT OF
R.P. LUMBER SUBDIVISION**

WHEREAS, Robert Plummer, owner of the following described property:

Part of the East Half (E. ½) of the Northeast Quarter (NE. ¼) of Section Two (2), Township Eleven (11) North, Range Seven (7) East of the Third Principal Meridian, Coles County, Illinois, described as follows:

Commencing at the Northwest corner of the Northeast Quarter (NE. ¼) of the Northeast Quarter (NE. ¼) of Section Two (2), Township Eleven (11) North, Range Seven (7) East of the Third Principal Meridian, thence Azimuth 180 degrees 14 minutes 18 seconds, 857.17 feet along the West line of the East Half (E. ½) of the Northeast Quarter (NE. ¼) of said Section Two (2); thence Azimuth 90 degrees 18 minutes 28 seconds, 556.84 feet to the point of beginning; thence continue 90 degrees 18 minutes 28 seconds, 477.16 feet to the Westerly Right of Way line of relocated S.B.I. Rte. 25 (U.S. Route 45); thence Azimuth 177 degrees 42 minutes 57 seconds, 531.22 feet along the said Right of Way line; thence Azimuth 214 degrees 23 minutes 23seconds, 96.11 feet along said Right of Way line; thence Azimuth 251 degrees 07 minutes 43 seconds, 296.83 feet along the Northerly Right of Way line of F.A.I Route 57 and relocated U.S. Route 45 Interchange; thence Azimuth 214 degrees 29 minutes 40 seconds, 295.1 feet along said Northerly Right of Way line; thence Azimuth 0 degrees 14 minutes 18 seconds, 951.92 feet to the point of beginning, in 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 Statutes of the State of Illinois in such made and provided; and

WHEREAS, said plat of the subdivision to be known as R.P. Lumber 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 R.P. Lumber 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 3rd day of September, 2013, by a roll call vote, as follows:

AYES (Names	<u>Commissioner Cox, Commissioner Graven</u>
	<u>Commissioner Owen, Mayor Gover</u>
NAYS (Names):	<u>None</u>
ABSENT (Names):	<u>Commissioner Hall</u>

Approved this 3rd day of September, 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 September 3, 2013.

Mayor Gover opened the floor for discussion or comments. Administrator Gill explained the separate ownership between RP Lumber and RP Storage and request for the subdivision.

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

Mayor Gover seconded by Commissioner Cox moved to adopt Resolution No. 2013-2895, authorizing an extension of a lease of office space to the East Central Illinois Task Force for the 3rd Floor of the Police Department.

CITY OF MATTOON, ILLINOIS

RESOLUTION NO. 2013-2895

A RESOLUTION AUTHORIZING AN EXTENSION TO THE LEASE OF OFFICE SPACE IN THE POLICE DEPARTMENT BUILDING TO EAST CENTRAL ILLINOIS TASK FORCE

BE IT RESOLVED BY THE CITY COUNCIL FOR THE CITY OF MATTOON, COLES COUNTY, ILLINOIS THAT THE MAYOR IS AUTHORIZED TO SIGN A LEASE OF OFFICE SPACE IN THE POLICE DEPARTMENT BUILDING TO THE EAST CENTRAL ILLINOIS TASK FORCE IN THE FORM OF THE DOCUMENT ATTACHED HERETO AND INCORPORATED HEREIN BY REFERENCE AS EXHIBIT "A."

Upon motion by Mayor Gover, seconded by Commissioner Cox, adopted this 3rd day of September, 2013, by a roll call vote, as follows:

AYES (Names): Commissioner Cox, Commissioner Graven,
Commissioner Owen, Mayor Gover
NAYS (Names): None
ABSENT (Names): Commissioner Hall

Approved this 3rd day of September, 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 September 3, 2013.

Mayor Gover opened the floor for discussion or comments. Mayor Gover noted the newspaper's reporting of a dollar lease, and explained the Task Force's payment of \$1,000 for utilities each month.

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

Mayor Gover seconded by Commissioner Graven moved to approve Council Decision Request 2013-1452, approving the solicitation of bids and bid specifications for the replacement of two Mattoon squad cars.

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

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

DEPARTMENT REPORTS:

CITY ADMINISTRATOR/ COMMUNITY DEVELOPMENT –noted review of the RP Subdivision, several rezonings, demolition specs, and receipt of reimbursement of a demolition on 21st Street. Mayor Gover opened the floor for questions. Commissioner Graven inquired about backyard nuisances and the City’s authority. Administrator Gill explained the City’s authority. Commissioner Cox inquired as to the property north of the Post Office. Administrator Gill noted the owner and contractor should have the situation resolved very soon. Mayor Gover called for further questions with no responses.

CITY ATTORNEY- had nothing to report. Mayor Gover opened the floor for questions with no responses.

CITY CLERK – noted many reports this month, personnel issues, and audit inquiries. Mayor Gover opened the floor for questions with no responses.

FINANCE – updated Council on audit processing, audit fieldwork, and policy for taxation on City-owned vehicles. Mayor Gover opened the floor for questions with no responses.

PUBLIC WORKS – updated Council on the Elm Ridge project, and State Right-of-Way and Lake causeway mowings. Mayor Gover inquired about the completion date for the Elm Ridge project with Director Barber stating Thanksgiving. Mrs. Jackie Record inquired if that included the road repaving with Director Barber answering affirmatively. Mayor Gover opened the floor for further questions with no responses.

FIRE – noted business as usual with the exception of 36 ambulance calls in three days. Mayor Gover opened the floor for questions with no responses.

POLICE- had nothing significant to report.

TOURISM – announced upcoming events and shared billing with Charleston on fireworks display. Mayor Gover inquired when the Budweiser Clydesdales were going to be in Mattoon. Director Burgett noted the date and time. Mayor Gover opened the floor for questions with no responses.

COMMENTS BY THE COUNCIL

Commissioners Cox and Owen had no further comments. Commissioner Graven thanked the Mattoon Police Department, Mattoon Fire Department, and Parks Department for their cooperation with Relay for Life.

Commissioner Cox seconded by Commissioner Graven moved to adjourn at 6:47 p.m.

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

/s/ Susan J. O'Brien
City Clerk