

The City Council of the City of Mattoon held a regular meeting in the City Hall Council Chambers on September 18, 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 Attorney Janett Winter-Black, Finance Director/Treasurer Beth Wright, Community Development Coordinator Kyle Gill, Public Works Director Dean Barber, Deputy 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 September 4, 2012; and bills and payroll for the first half of September, 2012.

Bills and Payroll for the first half of Sept. 2012

General Fund

Payroll		\$ 254,812.15
Bills		<u>\$ 153,367.91</u>
	Total	\$ 408,180.06

Hotel Tax Administration

Payroll		\$ 1,810.91
Bills		<u>\$ 17,062.12</u>
	Total	\$ 18,873.03

Festival Management

Bills		<u>\$ 4,556.03</u>
	Total	\$ 4,556.03

Insurance & Tort Judgment

Bills		<u>\$ 40,088.00</u>
	Total	\$ 40,088.00

Midtown TIF Fund

Bills		<u>\$ 117,907.35</u>
	Total	\$ 117,907.35

Capital Project Fund

Bills		<u>\$ 40,954.64</u>
	Total	\$ 40,954.64

S Rte 45 TIF Fund

Bills		<u>\$ 6,054.00</u>
		\$ 6,054.00

Broadway East TIF Fund

Bills		<u>\$ 6,505.00</u>
		\$ 6,505.00

	<u>Water Fund</u>		
Payroll		\$	31,656.33
Bills		\$	<u>40,018.69</u>
	Total	\$	71,675.02
	<u>Sewer Fund</u>		
Payroll		\$	27,764.64
Bills		\$	<u>28,960.23</u>
	Total	\$	56,724.87
	<u>Heath Insurance Fund</u>		
Bills		\$	<u>77,759.70</u>
	Total	\$	77,759.70
	<u>Motor Fuel Tax</u>		
Bills		\$	<u>22,130.15</u>
	Total	\$	22,130.15

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, YEA Mayor Gover.

PRESENTATIONS, PETITIONS AND COMMUNICATIONS:

- Public comments/presentations and non-agenda items

Mrs. Linda Henderson of 500 Richmond voiced concern of a front-yard water meter issue. Director Barber was to find resolve to the issue.

NEW BUSINESS:

Mayor Gover seconded by Commissioner Ervin moved to adopt Special Ordinance No. 2012-1497, approving an interest rate and terms for a \$38,200 loan from the Revolving Loan Fund (RLF) to Scott and Patricia Thompson for an inventory and equipment purchase, pending a successful environmental review.

**CITY OF MATTOON, ILLINOIS
SPECIAL ORDINANCE NO. 2012-1497**

**AN ORDINANCE APPROVING AN INTEREST RATE AND TERMS FOR A \$38,200 LOAN FROM THE
REVOLVING LOAN FUND TO SCOTT L. AND PATRICIA L. THOMPSON FOR INVENTORY/EQUIPMENT
PURCHASE**

WHEREAS, the City of Mattoon has a Community Development Assistance Program (CDAP) Revolving Loan Fund (RLF) Program; and,

WHEREAS, Scott and Patricia Thompson of Hickory Ridge Outfitters have submitted a Revolving Loan Fund (RLF) Application for RLF funds in the amount of thirty-eight thousand two hundred dollars (\$38,200) for inventory, safe, equipment purchase; and,

WHEREAS, the Mattoon Revolving Loan Fund (RLF) Committee has reviewed said RLF Application and recommends City Council approval in accordance with applicable Federal, State and Local guidelines.

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

Section 1. The City Council hereby approves the Scott and Patricia Thompson of Hickory Ridge Outfitters' RLF loan request in the amount of thirty-eight thousand two hundred dollars (\$38,200) for a fixed annual interest rate of 1.625% for a term of five (5) years for the purchase of their inventory, safe and equipment.

Section 2. The Municipal Clerk is hereby directed to file a certified copy of this ordinance in the City Revolving Loan File.

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 Mayor Gover, seconded by Commissioner Ervin adopted this 18th day of September, 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 18th day of September, 2012.

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

ATTEST:

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

APPROVED AS TO FORM:

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

Recorded in the Municipality's Records on September 18, 2012.

Attachment (1)
Report from the Coordinator of the Revolving Loan Fund

516 DeWitt Avenue East

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 Ervin moved to adopt Resolution No. 2012-2869, approving a real estate purchase agreement between the City of Mattoon, Illinois and Gordon and Lisa Reynolds; and authorizing certain actions by City Officials.

CITY OF MATTOON, ILLINOIS
RESOLUTION NO. 2012-2869

A RESOLUTION APPROVING A PURCHASE AGREEMENT BETWEEN THE CITY OF MATTOON, ILLINOIS AND GORDON AND LISA REYNOLDS AND AUTHORIZING CERTAIN ACTIONS BY CITY OFFICIALS

WHEREAS, the City of Mattoon ("City ") previously approved Lisa Shult as a lake leaseholder for 2984 E Lake Paradise Road; Mattoon, Illinois; and

WHEREAS, Lisa Shult has married Gordon Reynolds and desires to purchase the leased real estate declared as Lot 50 and Lot 51 in Lake Paradise Subdivision in Exhibit A; and,

WHEREAS, the City has specific covenants, restrictions, and limitations for Lake Paradise Subdivision, Paradise Township, Coles County Illinois in Exhibit B to be abided by homeowners.

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

Section 1. That the document attached hereto and marked as "Purchase Agreement" be and is hereby approved; and,

Section 2. That the Mayor and City Clerk be and are hereby authorized to execute Exhibit "A" and any and all other documents necessary to give effect thereto.

Upon motion by Commissioner Rankin, seconded by Commissioner Ervin, adopted this 18th day of September, 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 18th day of September, 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/ Janett S. Winter-Black
Janett S. Winter-Black, City Attorney

Recorded in the Municipality's Records on September 18, 2012.

Mayor Gover opened the floor for questions 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 Rankin seconded by Commissioner Becker moved to adopt Special Ordinance No. 2012-1498 SUBSTITUTE, authorizing the sale of Lots 50 & 51 in Lake Paradise Subdivision to Gordon and Lisa Reynolds, owners of a home on leased premises at Lots 50 & 51, Lake Paradise Subdivision, and authorizing the Mayor to sign all documents necessary to complete the transaction. (Commonly known as 2984 E Lake Paradise Road)

CITY OF MATTOON, ILLINOIS
SPECIAL ORDINANCE NO. 2012-1498 SUBSTITUTE
AN ORDINANCE AUTHORIZING SALE OF SURPLUS REAL
ESTATE OWNED BY THE MUNICIPALITY

WHEREAS, State Statute 65 ILCS 5/11-76-4.1 enables 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, Gordon Monroe Reynolds and Lisa Dalene Reynolds, owners of a cabin located on premises leased from the municipality located at 2984 East Lake Paradise Road, also known as Lots 50 and 51 of Lake Paradise Subdivision, have requested to purchase the leased real estate at the appraised value of \$14,500.00; and

WHEREAS, the City Council declared Lot 50 and Lot 51 “no longer necessary or required for the use of the municipality” and “authorized management staff to negotiate contracts to sell said lots” by virtue of Resolution No. 2006-2642.

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

Section 1. The City Council determines that it would be inappropriate to offer this property to competitive bidding since the leasee has already invested in permanent improvements on the premises that can not be conveniently separated.

Section 2. The City by its Mayor and City Clerk are hereby authorized to execute on behalf of the City the Purchase Agreement attached as Exhibit ‘A’ detailing the terms of the property transfer.

Section 3. The Mayor and City Clerk are authorized to sign documents conveying, by Warranty Deed in the form of the Warranty Deed attached hereto as Exhibit ‘B’, title to the real estate described in Section 4 of this ordinance to Gordon Monroe Reynolds and Lisa Dalene Reynolds subject Buyers’ execution of said Purchase Agreement and making payment in the amount of \$14,500.00.

Section 4. The real estate to be conveyed pursuant to this ordinance is legally described as:

Lot 50 and Lot 51 of Lake Paradise Subdivision, Paradise Township, Coles County, Illinois.

Commonly known as 2984 E Lake Paradise Road; Mattoon, Illinois

PIN#: 10-0-00978-000

Section 5. This ordinance shall be deemed published as of the day of its adoption and approval by the City Council.

Section 6. This ordinance shall be effective upon its approval as provided by law.

Upon motion by Commissioner Rankin, seconded by Commissioner Becker, adopted this 18th day of September, 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 18th day of September, 2012.

/s/ Timothy D. Gover

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

ATTEST:

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

Recorded in the Municipality’s Records on September 18, 2012.

Mayor Gover opened the floor for discussion. Commissioner Ervin inquired as to the number of lots previously sold. Staff would notify him.

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 2012-1368, ratifying the re-appointments of Scott Gradle, Justin Grady, Mike Kallis, Bruce Karmazin, and Janahn Kolden to the Mattoon Arts Council for a two-year terms, expiring September 30, 2014.

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 Becker moved to approve Council Decision Request 2012-1369, approving a \$5,000 grant by the Tourism Advisory Committee from hotel/motel tax funds to the EIU Club Softball for hosting the 2nd Annual Fall Frenzy Tournament to be held October 5-7, 2012; and authorizing the Mayor to sign the agreement.

Mayor Gover opened the floor for discussion. Commissioner Hall stated the tournament conducted in Mattoon has at least 12 teams which consist of local and out-of-state participants.

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 2012-1370, approving a \$5,000 grant by the Tourism Advisory Committee from hotel/motel tax funds to the Mattoon Youth Wrestling Club for hosting the Mattoon Santa Chase Half Marathon and 5K Race to be held November 17, 2012; and authorizing the Mayor to sign the agreement.

Mayor Gover opened the floor for discussion. Commissioner Hall noted the Club's fundraising opportunity with half of the participants from outside of Mattoon.

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 2012-1371, approving a grant for up to \$6,500 by the Tourism Advisory Committee from hotel/motel tax funds for hotel costs associated with the Lake Land College Men's Basketball Quality Inn Laker Classic to be held November 9-11, 2012 to be paid directly to the Quality Inn hotel.

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 ATTORNEY – had nothing to report.

CITY CLERK - noted business as usual.

FINANCE – announced the disbursements of TIF payments and reported on the TIF balances. Director Wright noted the upcoming annual TIF report and volunteered to complete the report this year. Mayor Gover inquired as to the amount the State owes the City. Director Wright did not have that amount. Mayor Gover opened the floor for additional questions with no responders.

PUBLIC WORKS – updated the Council on various public works projects and schedules. Commissioner Hall inquired as to the re-opening of 17th Street and the lake level. Director Barber noted after a meeting with Mike Croy, the street should be open with partial closure by the end of the week; and no water over the dam but lake has bounced back. Commissioner Rankin inquired as to the status of the Public Works Building Project. Director Barber stated the engineering

of the building would start in November. Mayor Gover noted Mr. Lumpkin's appreciation of the closing of 17th Street during demolition of Consolidated Communications' building. Mayor Gover inquired as to the completion of the Depot parking lot. Director Barber reported by the end of the year, but could be completed before the end of the year. Mayor Gover opened the floor for further discussion with no responders.

COMMUNITY DEVELOPMENT – provided the Council with the status of the comprehensive plan and noted business as usual with plan reviews and nuisances. Mayor Gover announced Coordinator Gill and Mayor Gover's upcoming attendance at an economic development conference. Mayor Gover opened the floor for questions with no responders.

FIRE – Assistant Chief Junge reported on the Fire Department's attendance at public service events, safety luncheons, carbon monoxide awareness, hotel walkthroughs, school fire drills, and calls for service. Mayor Gover opened the floor for questions. Commissioner Hall inquired about public carbon monoxide testing. Assistant Chief Junge stated the Department handles public requests within homes.

POLICE – noted the Police Department's attendance at public service events, Police building façade work, and eligibility list testing required by Statutes this weekend. Mayor Gover noted there were no vacancies.

COMMENTS BY THE COUNCIL

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

Commissioner Ervin - requested an update on the deteriorating church on Western Avenue. Coordinator Gill stated the notice to repair had no effect on the property owner, so citations will be issued providing due process. Mayor Gover inquired as to the former Villa Pizza property with Coordinator Gill stating he and the City Attorney were communicating with the owners.

Mayor Gover – thanked the audience for their attendance.

Commissioner Hall seconded by Commissioner Rankin moved to adjourned at 7:00 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