

The City Council of the City of Mattoon held a regular meeting in the City Hall Council Chambers on October 20, 2015.

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 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, 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 October 6, 2015; bills and payroll for the first half of October, 2015.

Bills and Payroll for the first half of October, 2015

	<u>General Fund</u>		
Payroll		\$	263,832.33
Bills		\$	<u>178,516.81</u>
	Total	\$	442,349.14
	<u>Hotel Tax Administration</u>		
Payroll		\$	2,451.11
Bills		\$	<u>934.37</u>
	Total	\$	3,385.48
	<u>Insurance & Tort Judgment</u>		
Bills		\$	<u>47,187.61</u>
	Total	\$	47,187.61
	<u>Arts Council</u>		
Bills		\$	<u>50.00</u>
	Total	\$	50.00
	<u>Midtown TIF Fund</u>		
Bills		\$	<u>2,162.65</u>
	Total	\$	2,162.65
	<u>Broadway East Bus Dist</u>		
Bills		\$	<u>251,110.54</u>
	Total	\$	251,110.54
	<u>Capital Project Fund</u>		
Bills		\$	<u>450,841.44</u>
	Total	\$	450,841.44
	<u>Water Fund</u>		
Payroll		\$	31,125.83
Bills		\$	<u>21,931.07</u>
	Total	\$	53,056.90

	<u>Sewer Fund</u>		
Payroll	\$		34,258.47
Bills	\$		<u>7,415.00</u>
	Total	\$	41,673.47
	<u>Heath Insurance Fund</u>		
Bills	\$		<u>107,319.54</u>
	Total	\$	107,319.54
	<u>Motor Fuel Tax Fund</u>		
Bills	\$		<u>131,330.20</u>
	Total	\$	131,330.20

Mayor Gover opened the floor for comments/discussion/questions with no response.

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.

PRESENTATIONS, PETITIONS AND COMMUNICATIONS

Mayor Gover opened the floor for comments from the Public with no response.

Commissioner Graven seconded by Commissioner Owen moved to recess to closed session at 6:32 p.m. pursuant to the Illinois Open Meetings Act for the purpose of discussing the appointment, employment, compensation, discipline, performance, or dismissal of specific employees of the City (5ILCS/20 (2)(C)(1)).

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 6:50 p.m.

NEW BUSINESS

Commissioner Cox seconded by Commissioner Graven moved to adopt Special Ordinance No. 2015-1606, authorizing a permanent utility easement to construct and maintain the electrical service to the new Public Works Building to be located at 401 DeWitt Avenue East; and authorizing the mayor to sign the easement.

CITY OF MATTOON, ILLINOIS

SPECIAL ORDINANCE NO. 2015-1606

**A SPECIAL ORDINANCE APPROVING A UTILITY EASEMENT
WITH AMEREN ILLINOIS**

WHEREAS, the City of Mattoon is preparing to construct a new Public Works Building at 401 Dewitt Avenue East; and

WHEREAS, Ameren Illinois has requested a Permanent Easement to construct and maintain the electrical service to the proposed building; and

WHEREAS, said Easement is attached as Exhibit ‘AA’.

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Mattoon that the Easement for the Electrical Service to the proposed Public Works Building at 401 Dewitt Avenue East be approved.

Upon motion by Commissioner Cox, seconded by Commissioner Graven, adopted this 20th day of October, 2015, 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 20th day of October, 2015.

/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 October 20, 2015.

Mayor Gover opened the floor for comments/questions/discussion with no response.

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 Owen seconded by Commissioner Cox moved to adopt Special Ordinance No. 2015-1607, authorizing the Mayor to sign an outright grant agreement by and between the City of Mattoon and Mike Kallis reimbursing up to \$6,884.00 from Mid-town TIF Revenues for the purpose of repairing a portion of the side masonry wall on the building located at 1607 Broadway Avenue; and authorizing the mayor to sign the grant agreement.

CITY OF MATTOON, ILLINOIS

SPECIAL ORDINANCE NO. 2015-1607

AN ORDINANCE APPROVING A GRANT AGREEMENT BY AND BETWEEN THE CITY OF MATTOON, ILLINOIS AND MIKE KALLIS IN CONNECTION WITH THE MATTOON MID-TOWN REDEVELOPMENT PROJECT AREA

WHEREAS, Mike Kallis (the "**Grantee**"), has submitted a proposal to the City of Mattoon, Illinois (the "**Municipality**") for redevelopment of a part of the Municipality's Mattoon Mid-town Redevelopment Project Area (the "**Redevelopment Project Area**"); and, thereafter, the Municipality and the Grantee have engaged in negotiations related to a Grant Agreement (including all exhibits and attachments in connection therewith, the "**Grant Agreement**") concerning redevelopment incentives and assistance related to the preservation, development and redevelopment of a part of the Redevelopment Project Area.

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

Section 1. The Grant Agreement, in substantially the form thereof presented before the meeting of the City Council at which this ordinance is adopted, shall be and is hereby ratified, confirmed and approved, and the Mayor and City Clerk are authorized to execute and deliver the Grant Agreement for and on behalf of the Municipality; and upon the execution thereof by the Municipality and the Grantee, the appropriate officers, agents, attorneys and employees of the Municipality are authorized to take all supplemental actions, including the execution and delivery of related supplemental opinions, certificates, agreements and instruments not inconsistent with the Grant Agreement, desirable or necessary to implement and otherwise give full effect to the Grant Agreement. Upon full execution thereof, the Grant Agreement shall be attached to this ordinance as EXHIBIT "A".

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 Commissioner Owen, seconded by Commissioner Cox, adopted this 20th day of October, 2015, by a roll call vote, as follows:

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

Approved this 20th day of October, 2015.

/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 Winter-Black
Janett Winter-Black, City Attorney

Recorded in the Municipality's Records on October 20, 2015.

Mayor Gover opened the floor for questions/comments/discussion. Administrator Gill noted a similar grant for windows, but found issues when replacing windows which lead to this request. Commissioner Owen inquired whether it was the outside wall with Administrator Gill answering affirmatively.

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 approve Special Ordinance No. 2015-1608: Updating the compensation ordinance to reflect increases for the management in the Fire and Police Departments and Code Enforcement.

Commissioner Graven seconded by Commissioner Hall moved to amend the Electrical Inspector/Zoning and Code Enforcement Officer position from \$51,329.76 to \$52,829.76 which is \$1,500 over the proposed salary.

Mayor Gover opened the floor for comments/discussion/questions with no response.

SPECIAL ORDINANCE NO. 2015-1608

**AN ORDINANCE AMENDING SPECIAL ORDINANCE NO. 2015-1592, THE 2015-2016
COMPENSATION PLAN FOR THE MANAGERIAL AND NON-UNION NON-MANAGERIAL
EMPLOYEES OF THE MUNICIPALITY**

WHEREAS, The City Administrator has surveyed, reviewed salaries and proposed adjustments to salaries of certain supervisory and management positions; and

WHEREAS, The City Council of the City of Mattoon has reviewed said salaries and proposed adjustments to the salaries; and

WHEREAS, The City Council deems the update to JOB CLASSIFICATION and ANNUAL SALARY in APPENDIX B and APPENDIX C of Special Ordinance 2015-1592 to be appropriate at this time.

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. The total annual salary of “Electrical Inspector/Zoning and Code Enforcement Officer” is increased to ~~\$51,329.76~~ (\$52,829.76) which is within the range stated in Appendix B. The total annual salary of the “Assistant Fire Chief” is increased to \$81,588.95, “Deputy Police Chief” is increased to \$81,899.05, “Fire Chief” is increased to \$85,668.39, and “Police Chief” is increased to \$88,047.65 as outlined in Appendix C.

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 Owen, adopted this 20th day of October, 2015, 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 20th day of October, 2015.

/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 October 20, 2015.

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

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

Commissioner Cox seconded by Commissioner Graven moved to adopt Resolution No. 2015-2946, approving the Reserve Distribution Capacity Agreement between the City of Mattoon and Ameren Illinois for a backup source to the Waste Water Treatment Plant at 820 South 5th Place; and authorizing the mayor to sign the agreement.

CITY OF MATTOON, ILLINOIS

RESOLUTION NO. 2015-2946

A RESOLUTION APPROVING A “RESERVE DISTRIBUTION CAPACITY AGREEMENT” WITH AMEREN ILLINOIS

WHEREAS, the City of Mattoon owns and operates a Waste Water Treatment Plant at 820 South 5th Place; and

WHEREAS, Ameren Illinois serves electricity to said Waste Water Treatment Plant; and

WHEREAS, Ameren Illinois has a second electrical line partially dedicated as a back-up supply source for said Waste Water Treatment Plant; and

WHEREAS, there are infrastructure costs associated with maintaining reserve capacity in the distribution system for customers that are absorbed by Ameren Illinois and not passed on to the City of Mattoon; and

WHEREAS, Ameren Illinois wishes to formalize an agreement regarding their continued obligation to hold said second line in “reserve” for the City of Mattoon.

NOW, THEREFORE, BE IT RESOLVED by the City Council for the City of Mattoon, Coles County, Illinois, that the Reserve Distribution Capacity Agreement attached as Exhibit ‘A’ be approved.

Upon motion by Commissioner Cox, seconded by Commissioner Graven, adopted this 20th day of October, 2015, 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

ABSTAIN (Names): None

Approved this 20th day of October, 2015.

/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 October 20, 2015

Mayor Gover opened the floor for comments/discussion/questions. Director Barber explained the need for the agreement due to no backup generator, Ameren and IEPA wanted the agreement for a backup generator in the form of an agreement, and City intended to do this the next time there was a plant improvement. Council discussed the system and failure of the grid. Director Barber stated there would be a diesel generator to power the entire plant and Ameren could refuse reserve capacity without the agreement.

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 Owen seconded by Commissioner Graven moved to adopt Resolution No. 2015-2947, approving an Intergovernmental Agreement by and between the Illinois Office of the Comptroller and the City of Mattoon to allow access to the Comptroller's Local Debt Recovery Program; and authorizing the mayor to sign the agreement.

CITY OF MATTOON, ILLINOIS

RESOLUTION 2015-2947

A RESOLUTION APPROVING AN INTERGOVERNMENTAL AGREEMENT BY AND BETWEEN THE ILLINOIS OFFICE OF THE COMPTROLLER AND THE CITY OF MATTOON REGARDING ACCESS TO THE COMPTROLLER'S LOCAL DEBT RECOVERY PROGRAM

WHEREAS, the Illinois Office of the Comptroller has a Local Debt Recovery Program for the purposes of collecting both tax and nontax debts owed to a named local unit; and,

WHEREAS, the City of Mattoon believes it is in the best interest of the City to sign the Intergovernmental Agreement attached hereto.

NOW, THEREFORE, BE IT RESOLVED by the City Council for the City of Mattoon, Coles County, Illinois:

Section 1. That the **Intergovernmental Agreement by and between the Illinois Office of the Comptroller and the City of Mattoon regarding access to the Comptroller's Local Debt Recovery Program** attached hereto be and is hereby approved; and,

Section 2. That the Mayor is hereby authorized to execute and sign the Intergovernmental Agreement by and between the Illinois Office of the Comptroller and the City of Mattoon regarding access to the Comptroller's Local Debt Recovery Program and any and all other documents necessary to give effect thereto.

Section 3. This resolution shall be in full force and effect from and after its adoption and approval as provided by law.

Upon motion by Commissioner Owen, seconded by Commissioner Graven, adopted this 20th day of October, 2015, 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 20th day of October, 2015.

/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 October 20, 2015.

Mayor Gover opened the floor for questions/comments/discussion. Director & Treasurer Wright noted the use of a collection agency in the past and this agreement would allow us an additional avenue to collect debts to the City.

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 business as usual with several meetings including one with the insurance broker regarding the property casualty workers comp insurance renewal. Mayor Gover opened the floor for questions. Commissioner Cox inquired as to an update on the former Young's Radiator lawsuit. Administrator Gill needed to conference with the attorney. Mayor Gover opened the floor for further questions with no response.

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

CITY CLERK reported processing a number of FOIAs, an insurance renewal meeting, and preparation of the compilation of the ACA 1095-C insurance information. Mayor Gover opened the floor for questions with no response.

FINANCE reviewed the September Financial Report, noted no State disbursements since August on Motor Fuel Tax, Gaming, or Use tax, and processing of the Unclaimed Property report for 1991-2008 to the State. Mayor Gover inquired whether the City had received all of its taxes last year at this time with Director & Treasurer Wright stating not last year but are ahead this year. Mayor Gover opened the floor for further questions with no response.

PUBLIC WORKS reviewed the process of the loan agreement for the Satellite Treatment Facility and the need to have a special meeting upon receipt of the IEPA information in order to take advantage of October's low interest rates. Mayor Gover opened the floor for questions with no response.

FIRE noted attendance by the Chief and Assistant Chief Sean Junge of Dylan Johnson's graduation from his firefighting training, and updated the Council on flow testing/painting of the hydrants and school tours of the Department. Mayor Gover opened the floor for questions with no response.

POLICE described an ongoing investigation and the number of man hours involved by the Department and several agencies. Mayor Gover opened the floor for questions with no response.

ARTS AND TOURISM Commissioner Hall described the successful production of Dracula in the Lone Elm Room of the Depot over the weekend. Mayor Gover opened the floor for questions with no response.

COMMENTS BY THE COUNCIL

Commissioner Cox complimented the Council for wearing pink in support of breast cancer awareness month. Commissioners Graven, Hall and Owen had no further comments.

Commissioner Hall seconded by Commissioner Cox moved to adjourn at 7:12 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