

The City Council of the City of Mattoon held a regular meeting in the City Hall Council Chambers on November 5, 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 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 & Arts Director Angelia Burgett (6:43 p.m.) 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 October 15, 2013 and Joint Council Meeting October 29, 2013; and bills and payroll for the last half of October, 2013.

Bills and Payroll for the last half of October, 2013

General Fund

Payroll		\$	251,363.72
Bills		\$	<u>117,689.15</u>
	Total	\$	369,052.87

Hotel Tax Administration

Payroll		\$	2,897.24
Bills		\$	<u>12,133.58</u>
	Total	\$	15,030.82

Festival Management

Bills		\$	<u>299.00</u>
	Total	\$	299.00

Insurance & Tort Judgment

Bills		\$	<u>41,256.31</u>
	Total	\$	41,256.31

Midtown TIF Fund

Bills		\$	<u>371.25</u>
	Total	\$	371.25

South Rte 45

Bills		\$	<u>60,616.97</u>
	Total	\$	60,616.97

Broadway East Bus Dist

Bills		\$	<u>238,856.25</u>
	Total	\$	238,856.25

<u>Capital Projects Fund</u>			
Bills		\$	391,003.89
	Total	\$	391,003.89
<u>Water Fund</u>			
Payroll		\$	33,985.09
Bills		\$	46,964.67
	Total	\$	80,949.76
<u>Sewer Fund</u>			
Payroll		\$	31,577.06
Bills		\$	35,863.55
	Total	\$	67,440.61
<u>Heath Insurance Fund</u>			
Bills		\$	155,823.44
	Total	\$	155,823.44
<u>Motor Fuel Fund</u>			
Bills		\$	10,253.20
	Total	\$	10,253.20

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

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.

Mayor Gover opened the floor for public discussion. Mr. Paul John Dhermy recounted an incident at his home with the Police Department, contact with Police Chief Branson, meeting with the Mayor and incident in the Mayor's office, and Mr. Dhermy's concern of the Chief's actions. Mayor Gover indicated the issue was addressed. Chief Branson recounted each incidence with Mr. Dhermy, noted his directive due to residential burglaries, and stated his actions were within legal rights. Ms. Patricia Hicks stated her observations of the incident and recanted the Officer's actions. Mayor Gover called for further comments. Commissioner Hall noted he had heard what was stated.

Presentation: West & Company

Mr. Brian Daniell, Partner of West & Company, introduced auditing staff, Heather Wolke, Supervisor, and Michael Grant. Mr. Daniell's presentation of the City's unmodified (clean) 2012/2013 Audit consisted of the nature of services provided, Auditors' opinion and results, Statement on Auditing Standards (SAS) with required communications, observations and recommendations, and new accounting and auditing standards. Mr. Daniell opened the floor for questions or comments which was followed by no responses. Mr. Daniell thanked the City staff for their cooperation and assistance with the audit.

NEW BUSINESS

Commissioner Cox seconded by Commissioner Graven moved to adopt Special Ordinance No. 2013-1541, authorizing the purchase of 6.19 acres of real estate in the amount of \$100,000 from Portugal Properties L.L.C. for the new Public Works Building.

**CITY OF MATTOON, ILLINOIS
SPECIAL ORDINANCE NO. 2013-1541**

AN ORDINANCE AUTHORIZING THE PURCHASE OF REAL ESTATE

WHEREAS, the City of Mattoon is preparing to construct a new building to house the personnel, equipment, and materials for the street and utility crews, said project known as the Public Works Building; and

WHEREAS, a 6.19 acre site has been selected on the east side of S&K Air Power Tool and Supply Corporation at 317 Dewitt Avenue East; and

WHEREAS, the owner of said property, Portugal Properties L.L.C., has agreed to compensation in the amount of \$100,000.00 for said property; and

WHEREAS, said property is further described on the attached Warranty Deed, Survey Plat, and Aerial Photo marked as Exhibits 'X', 'Y', and 'Z' respectively.

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

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 6.19 acres detailed on the attached Plat of Survey and Warranty Deed be approved in the amount of \$100,000.00.

Section 3. The Mayor and City Clerk are authorized and directed to execute any and all documents necessary to affect the purchase the 6.19 acres from Portugal Properties L.L.C. for the same property in accordance with Exhibit "X."

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 Graven, adopted this 5th day of November, 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 5th day of November, 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 November 5, 2013.

Mayor Gover opened the floor for comments or discussion. Mr. Verne Adkins questioned the location of the purchase and suggested the former Young's Radiator site. Mayor Gover stated the current owner – not the City – wanted \$750,000 for the property. Mr. Adkins stated he misunderstood the ownership of the property. Director Barber stated the City had previously attempted to purchase the property.

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 Hall moved to adopt Resolution No. 2013-2896, authorizing and supporting a single family owner occupied rehabilitation grant application; and authorizing the Mayor to execute all documents HOME Grant Program 2014/2016.

**CITY OF MATTOON, ILLINOIS
RESOLUTION NO. 2013-2896**

**A RESOLUTION OF AUTHORIZATION AND SUPPORT FOR A SINGLE FAMILY OWNER OCCUPIED
REHABILITATION GRANT APPLICATION**

WHEREAS, the City of Mattoon, is applying to the State of Illinois for HOME Single Family Owner Occupied Rehabilitation Program funds administered by the Illinois Housing Development Authority (IHDA), and,

WHEREAS, it is necessary that an application be authorized for submission by the City Council and that the Mayor be authorized to sign documents as required by the Illinois Housing Development Authority in connection with said HOME funds,

NOW, THEREFORE, BE IT RESOLVED as follows:

- 1) That the City authorizes and supports the submission of an application for HOME Single Family Owner Occupied Rehabilitation Program funds under the terms and conditions of the State of Illinois and shall enter into and agree to the understandings and assurances contained in said application.
- 2) That the Mayor may execute such documents and all other documents necessary for carrying out said application and provide such additional information as may be required to accomplish the obtaining of such grant.

Upon motion by Commissioner Owen, seconded by Commissioner Hall, adopted this 5th day of November, 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 5th day of November, 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 November 5, 2013.

Mayor Gover opened the floor for Ms. Kristy Dawson, CCRP-DC HOME Coordinator. Ms. Dawson stated the recent receipt of the application which was for a single year – 2014/2015 – instead of the usual two-year program; noted the expansion of the service area; and stated the request for four homes in Mattoon, as well as surrounding areas. Mayor Gover opened the floor for questions which was followed with no responses.

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 2013-1464, awarding the bid from Howell Paving, Inc. in the amount of \$46,772.43 for the Elm Ridge Resurfacing Project. 10-00201-00-RS

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

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 adopt Resolution No. 2013-2897, authorizing Motor Fuel Tax funds in the amount of \$49,000 for the Elm Ridge Resurfacing Project. 10-00201-00-RS

**City of Mattoon
Resolution 2013-2897**



**Resolution for Improvement by
Municipality Under the Illinois**

BE IT RESOLVED, by the CITY OF MATTOON, ILLINOIS of the
City of Mattoon of Mattoon Illinois
City, Town or Village

that the following described street(s) be improved under the Illinois Highway Code:

Name of Thoroughfare	Route	From	To
Elm Ridge	N/A	Lafayette Ave	Lafayette Ave (Loop)

BE IT FURTHER RESOLVED,

1. That the proposed improvement shall consist of Hot-mix asphalt resurfacing of the roadway in Elm Ridge
Subdivision.

_____ and shall be constructed Varies 20' to 24' wide
and be designated as Section 10-00201-00-RS

2. That there is hereby appropriated the (additional Yes No) sum of Forty-Nine Thousand Dollars
Dollars (\$49,000.00) for the
improvement of said section from the municipality's allotment of Motor Fuel Tax funds.

3. That work shall be done by Contract ; and,
Specify Contract or Day Labor

BE IT FURTHER RESOLVED, that the Clerk is hereby directed to transmit two certified copies of this resolution to the district office of the Department of Transportation.

Approved	I, <u>Susan J. O'Brien</u> Clerk in and for the
	City <u>Mattoon</u> of <u>Mattoon</u>
	<small>City, Town or Village</small>
	County of <u>Coles</u> , hereby certify the
	foregoing to be a true, perfect and complete copy of a resolution adopted
	by the <u>City Council</u>
	<small>Council or President and Board of Trustees</small>
	at a meeting on <u>November 5, 2013</u>
	<small>Date</small>
	IN TESTIMONY WHEREOF, I have hereunto set my hand and seal this
	<u>5th</u> day of <u>November</u>
	(SEAL)
	<u>/s/ Susan J. O'Brien</u>
	<small>City, Town, or Village Clerk</small>
Date	
Department of Transportation	
Regional Engineer	

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

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 Council Decision Request 2013-1465, awarding the bid from Walkers Home Service in the amount of \$41,900 for the demolition 2017 Western Avenue in Mattoon.

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

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 attending two annual conferences, potential economic development opportunities, steady nuisances, general contractor requesting final inspection of the new Carle Clinic later this week, and HB 924 regarding more scrutiny of prevailing wage act prompting contact with Senator Righter's office to oppose the bill. Mayor Gover opened the floor questions. Commissioner Cox inquired who introduced the bill with Administrator Gill responding uncertainly.

CITY ATTORNEY –had nothing to report.

CITY CLERK –noted various reports, insurance, new PSEBA State mandated reporting, and audit footnotes. Mayor Gover opened the floor for questions with no responses.

FINANCE – noted completion of the audit and annual report, TIF filings, and upcoming audit report submittal. Mayor Gover opened the floor for questions with no responses.

PUBLIC WORKS – updated Council on the Elm Ridge project. Mayor Gover inquired if completion was still scheduled by Thanksgiving, which Director Barber answering affirmatively.

FIRE –noted a donation of \$1,600 for Operation Sleighride through the Fire Department’s Annual Costume Ball, currently accepting names for Thanksgiving baskets, EIU fraternity painting 70-80 fire hydrants along Broadway, Lake Land Blvd, and Marshall with tops of hydrants to be painted after conducting flow testing, providing ERBA the smoke house for training children fire safety, and hosting the Division 26 MAVIS meeting and training. Mayor Gover opened the floor for questions with no responses.

POLICE – noted business as usual; updated Council on the new recruit’s progress in training; and thanked Council for opportunity to attend the Chief’s Conference. Mayor Gover opened the floor for questions with no responses.

TOURISM – noted Veterans Day Parade followed by 11:00 a.m. ceremony at Peterson Park, speaking engagement with the Exchange Club, Lightworks Dedication Area, upcoming Smithsonian exhibit, and naming of large room at Depot as the Lone Elm Room. Mayor Gover inquired when Lightworks was to begin with Director Burgett noting November 22nd. Commissioner Cox questioned completion date for renovation of Lone Elm Room with Director Burgett noting finishing touches to be completed in the near future.

COMMENTS BY THE COUNCIL

Commissioner Cox reiterated notice of Veterans Day Parade and noted compliments of the Peterson Park playground equipment provided and installed in part by the Kiwanis Club.

Commissioner Graven – had no comments.

Commissioner Hall – presented a thank you card from Mr. Jeff’s Class at the Armstrong Center to Chief Nichols.

Commissioner Owen – noted attendance with Ms. Wright of the Police Pension Board’s meeting regarding the methods of funding the pension fund. Mayor Gover noted receipt of letter from their attorney regarding the same thing.

Mayor Gover opened the floor for questions with no responses.

Commissioner Hall seconded by Commissioner Cox moved to adjourn at 7:16 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