

The City Council of the City of Mattoon held a regular meeting in the City Hall Council Chambers on June 21, 2011.

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: Absent Commissioner Bob Becker, YEA Commissioner Randy Ervin, YEA Commissioner Rick Hall, YEA Commissioner Chris Rankin, YEA Mayor Tim Gover.

Also physically present were City personnel: City Administrator Sue McLaughlin, Attorney & Treasurer J. Preston Owen, Community Development Coordinator Kyle Gill, Public Works Director Dean Barber, Police Chief Jeff Branson, and City Clerk Susan O'Brien.

Commissioner Hall seconded by Commissioner Rankin moved to permit electronic attendance by Commissioner Becker due to employment purposes.

Mayor Gover declared the motion carried by the following vote: Absent Commissioner Becker, YEA Commissioner Ervin, YEA Commissioner Hall, YEA Commissioner Rankin, YEA Mayor Gover.

Commissioner Becker attended presently by means of audio conference at 6:31 p.m.

Mayor Gover seconded by Commissioner Ervin moved to approve the consent agenda consisting of minutes of the regular meeting June 7, 2011; Fire Department report for the month of May, 2011; bills and payroll for the first half of June, 2011.

Bills and Payroll for the first half of June, 2011

	<u>General Fund</u>		
Payroll		\$	236,097.25
Bills		\$	<u>139,386.88</u>
	Total	\$	375,484.13
	<u>Hotel Tax Fund</u>		
Payroll		\$	2,085.15
Bills		\$	<u>11,542.01</u>
	Total	\$	13,627.16
	<u>Festival Management Fund</u>		
Bills		\$	<u>16,613.64</u>
	Total	\$	16,613.64
	<u>Insurance & Tort Judgment</u>		
Bills		\$	<u>43,721.77</u>
	Total	\$	43,721.77
	<u>Mid-town TIF Fund</u>		
Bills		\$	<u>20.10</u>
	Total	\$	20.10
	<u>Capital Project Fund</u>		
Bills		\$	<u>30.46</u>
	Total	\$	30.46
	<u>Water Fund</u>		
Payroll		\$	32,278.79
Bills		\$	<u>21,742.20</u>

	Total	\$	54,020.99
	<u>Sewer Fund</u>		
Payroll		\$	31,707.64
Bills		\$	<u>19,641.43</u>
	Total	\$	51,349.07
	<u>Motor Fuel Tax Fund</u>		
Bills		\$	<u>50,268.22</u>
	Total	\$	50,268.22
	<u>Health Insurance Fund</u>		
Bills		\$	<u>66,370.74</u>
	Total	\$	66,370.74

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 & COMMUNICATIONS

Mayor Gover opened the floor for other public discussion with no responders.

NEW BUSINESS:

Mayor Gover seconded by Commissioner Hall moved to approve Council Decision Request 2011-1219, ratifying the Mayor's re-appointments of Lissa Skocy and Barbra Wylie for terms expiring 06-30-14 to the Mattoon Public Library Board.

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 Special Ordinance 2011-1439, authorizing the purchase of property located at 31st Street and Marshall Avenue in the amount of \$500.00 for additional right-of-way from Marion Kenneth Gibson.

**CITY OF MATTOON, ILLINOIS
SPECIAL ORDINANCE NO. 2011-1439**

A SPECIAL ORDINANCE AUTHORIZING THE PURCHASE OF PROPERTY

WHEREAS, the City of Mattoon is preparing to construct improvements to 31st Street north of Marshall Avenue; and

WHEREAS, additional right-of-way is required in order to complete said improvements; and

WHEREAS, the City has reached agreement with the property owner in the amount of \$500.00 for the parcel of property described on the attached Quit Claim Deed and Plat of Survey.

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Mattoon that the Purchase of the Property described in the attached Quit Claim Deed and Plat of Survey is approved.

Upon motion by Commissioner Rankin, seconded by Commissioner Ervin, adopted this 21st day of June, 2011, 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 21st day of June, 2011.

/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/ J. Preston Owen
J. Preston Owen, City Attorney

Recorded in the Municipality's Records on July 5, 2011.

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 Becker seconded by Commissioner Rankin moved to approve Council Decision Request 2011-1220, awarding the bid for 2011 Street Maintenance Seal Coat Contract in the amount of \$181,084.00 to Earl Walker Company, Inc. [11-00000-00-GM]

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 Becker seconded by Commissioner Ervin moved to approve Council Decision Request 2011-1221, awarding the bid from Beniach Construction in the amount of \$211,643.00 for the improvements to 31st Street at United Graphics.

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.

Mayor Gover seconded by Commissioner Hall moved to approve Council Decision Request 2011-1222, ratifying the Mayor's appointment of Mike Sullivan to fill a vacancy on the Planning Commission for an unexpired term of 08-17-12, due to Commissioner Becker's resignation.

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 approve Council Decision Request 2011-1223, approving the revised design for the Progress Square Parking Lot and the proposal for additional design services from Design Perspectives.

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 approve Council Decision Request 2011-1224, approving plans and specifications for the Lake Paradise Spillway Repairs; and authorizing the solicitation of competitive bidding.

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.

Mayor Gover seconded by Commissioner Rankin moved to approve Council Decision Request 2011-1225, approving a home occupation application at 3108 Walnut Avenue for operation of a photography studio; and authorizing the Mayor to sign the permit. Nathaniel West – Petitioner

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.

Mayor Gover seconded by Commissioner Hall moved to adopt Special Ordinance 2011-1440, declaring two police squad cars surplus; and authorizing the sale or disposal.

**CITY OF MATTOON, ILLINOIS
SPECIAL ORDINANCE NO. 2011-1440**

**A SPECIAL ORDINANCE DECLARING TWO VEHICLES SURPLUS AND AUTHORIZING ITS SALE BY THE
POLICE CHIEF**

WHEREAS, the Mattoon Police Dept. currently owns 2 vehicles being; (1) 1998 maroon Chevy Malibu, and (1) 2007 white Ford Crown Vic.

WHEREAS, Police Chief Jeff Branson recommends these used vehicles be declared as surplus due to high mileage and increasing mechanical problems and be offered for sale to the highest bidder.

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

Section 1. Vehicles identified on Exhibit A to this ordinance are hereby declared surplus to the needs of the Mattoon Police Dept.

Section 2. The City of Mattoon, Illinois does not express any warranty nor imply any statement of condition of this surplus property. The Police Chief is hereby authorized to advertise these units for sale by the most advantageous means and to negotiate the conditions for their sale with any interested parties. The City of Mattoon shall reserve the right to accept or reject any and/or all offers for this property. Upon no offer for any of the items listed on Exhibit A, the Police Chief is authorized to dispose by any means necessary.

Section 3. The Mayor, City Clerk and Police Chief are hereby authorized to administratively sell the property listed on Exhibit A to this ordinance to the highest bidder without further formal consideration or approval by the City Council.

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

Section 5. This ordinance shall be effective upon its approval as provided by law.

Upon motion by Mayor Gover, seconded by Commissioner Hall, adopted this 21st day of June, 2011, 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 21st day of June, 2011.

/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/ J. Preston Owen
J. Preston Owen, City Attorney

Recorded in the Municipality's Records on July 5, 2011.

EXHIBIT A

One (1) maroon 1998 Chevy Malibu bearing
Veh. Ident. No. 1G1ND52M9W6173859, having approximate
mileage of 89,016, in running condition: ref. 2D5

One (1) white 2007 Ford Crown Victoria Police Interceptor bearing
Veh. Ident. No. 2FAFP71W87X143054, having approximate
mileage of 131,240, in running condition: ref 2L14

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 Ervin moved to approve Council Decision Request 2011-1226, approving a \$3,500 grant by the Tourism Advisory Committee from hotel/motel tax funds to the Coles County Airport Authority for hosting Air Show '11 to be held August 27, 2011; and authorizing the Mayor to sign the agreement.

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 Ervin moved to approve Council Decision Request 2011-1227, approving a \$5,000 grant by the Tourism Advisory Committee from hotel/motel tax funds to the Lake Land College Softball for hosting the Laker Classic to be held July 8-10, 2011; and authorizing the Mayor to sign the agreement.

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 Ervin moved to approve Council Decision Request 2011-1228, approving a \$2,500 grant by the Tourism Advisory Committee from hotel/motel tax funds to the Mattoon Babe Ruth Baseball for hosting the 12-Year Olds State Tournament to be held July 14-17, 2011; and authorizing the Mayor to sign the agreement.

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 Ervin seconded by Commissioner Hall moved to adopt Special Ordinance 2011-1441, approving the 1st budget amendment for fiscal year 2011/2012.

**CITY OF MATTOON, ILLINOIS
SPECIAL ORDINANCE NO. 2011-1441**

AN ORDINANCE APPROVING THE 1ST BUDGET AMENDMENT FOR FISCAL YEAR 2011/2012

WHEREAS, the City of Mattoon has adopted the budget law, and approved a budget for the 2011/2012 budget year (hereinafter “budget year”); and

WHEREAS, the corporate authorities of the City have the authority to revise the budget without notice throughout the budget year as long as the revisions do not increase the total budget of the City beyond the funds that are available

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. The budget amendment summarized in the document attached hereto and incorporated herein as Exhibit “A” are hereby approved by the corporate authorities.

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 Commissioner Ervin, seconded by Commissioner Hall, adopted this 21st day of June, 2011, 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 21st day of June, 2011.

/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/ J. Preston Owen
J. Preston Owen, City Attorney

Recorded in the Municipality’s Records on July 5, 2011.

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 ADMINISTRATOR – noted her attendance at the ILCMA Conference, budget amendment, and draft RFP for comprehensive plan to Coordinator Gill for review. Administrator McLaughlin opened the floor for questions with no responders.

ATTORNEY & TREASURER – noted the end-of-year audit, and agreements and petitions for Administrator McLaughlin. Mayor Gover inquired about work with code enforcement. Attorney & Treasurer Owen noted majority rectifies the violations before court dates. Mayor Gover opened the floor for further questions with no responders.

CITY CLERK – noted business as usual in the department. Mayor Gover opened the floor for questions with no responders.

PUBLIC WORKS – reviewed his monthly report elaborating on the Siemen’s energy contract and the upcoming YMCA/Depot alley construction. Commissioner Hall requested a listing of streets covered by the oil and chip program and volunteer services efforts. Director Barber was to send the listing to the Council and elaborated on the work efforts at Lake Paradise and within the City. Mayor Gover commended staff for maintaining the landscape at City Hall.

COMMUNITY DEVELOPMENT – updated the Council on nuisance violators’ paid liens, issued demolition permit to Villa Pizza, and several applications for permits (decks, garages, bank atms) and others for the Planning Commission. Commissioner Hall thanked Coordinator Gill for his follow-up on Commissioner Hall’s inquiries.

FIRE – Chief Nichols was absent.

POLICE – noted the approved sale of squad cars and other new vehicles transitioning. Mayor Gover opened the floor for questions with no responders.

COMMENTS BY THE COUNCIL

Commissioners Becker, Ervin, Hall, and Rankin had no further comments. Mayor Gover called for additional comments from the public with no responders.

Commissioner Hall seconded by Commissioner Rankin moved to adjourn at 6:53 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