

(Doug McDermind from Coles County Regional Planning and Development Commission conducted a Public Hearing on January 18, 2011 regarding the Ike Grant at 6:00 p.m.)

The City Council of the City of Mattoon held a regular meeting in the City Hall Council Chambers on January 18, 2011.

Acting Mayor Gover presided and called the meeting to order at 6:30 p.m.

Acting Mayor Gover led the Pledge of Allegiance.

The following members of the Council answered roll call physically present: YEA Commissioner Randy Ervin, YEA Commissioner Rick Hall, YEA Commissioner Chris Rankin, YEA Acting Mayor Tim Gover.

Also physically present were City personnel: City Administrator Sue McLaughlin, Attorney & Treasurer J. Preston Owen, Community Development Coordinator Kyle Gill, Police Chief Jeff Branson, Information Technology Director Brian Johanpeter, Public Works Assistant Superintendent Brandon Burkybile, and City Clerk Susan O'Brien.

Acting Mayor Gover seconded by Commissioner Ervin moved to approve the consent agenda consisting of minutes of the regular meeting January 4, 2011; Fire Department Report for December 2010 and 2010 Annual Fire Department Report, Financial Reports for the month of December 2010, Motor Fuel Tax Audits 2008 & 2009, bills and payroll for the first half of January, 2010.

Bills and Payroll for the first half of January, 2011

General Fund

Payroll		\$	230,545.84
Bills		\$	<u>300,889.07</u>
	Total	\$	531,434.91

Hotel Tax Fund

Payroll		\$	1,909.65
Bills		\$	<u>727.79</u>
	Total	\$	2,637.44

Festival Management

Bills		\$	<u>5,789.60</u>
	Total	\$	5,789.60

Insurance & Tort Judgment

Bills		\$	<u>47,954.39</u>
	Total	\$	47,954.39

Midtown TIF Fund

Bills		\$	<u>225.00</u>
	Total	\$	225.00

Capital Project Fund

Bills		\$	<u>12,434.59</u>
	Total	\$	12,434.59

I-57 East TIF District

Bills		\$	<u>723.75</u>
	Total	\$	723.75

Water Fund

Payroll		\$	34,115.58
Bills		\$	<u>59,906.64</u>
	Total	\$	94,022.22

Sewer Fund

Payroll		\$	30,413.77
Bills		\$	<u>90,171.93</u>
	Total	\$	120,585.70

Motor Fuel Tax Fund

Bills		\$	<u>3,257.26</u>
	Total	\$	3,257.26

Health Insurance

Bills		\$	<u>102,445.89</u>
	Total	\$	104,445.89

Acting Mayor Gover opened the floor for discussion with no responders.

Acting Mayor Gover declared the motion to approve the consent agenda carried by the following vote: YEA Commissioner Ervin, YEA Commissioner Hall, YEA Commissioner Rankin, YEA Acting Mayor Gover.

PUBLIC COMMENTS/PRESENTATION AND NON-AGENDA ITEMS:

Acting Mayor Gover opened the floor for public discussion. There was no public discussion.

Presentation: Ready to Read Mattoon Middle School (Anita Trame, Instructor)

Mrs. Anita Trame of Mattoon Middle School presented four students (Brianna Eller, Brocton Williams, Sydney Edwards, and Mayla Johanpeter - photographer) with their selection of the Ready-To-Read Program. Ms. Eller presented a background on the Ready-To-Read Program. Ms. Edwards presented the synopsis of the book - Found by Margaret Peterson Haddix. Mr. Williams presented the reading challenge to the Council and attendees. Council commended the students and inquired further about the program with the students responding.

Acting Mayor Gover opened the floor for public comments or questions. There were no responders.

NEW BUSINESS:

Commissioner Ervin seconded by Commissioner Rankin moved to approve Council Decision Request 2011-1179, approving the bid specifications and authorizing the solicitation for bids of the South Side Drainage Project.

Acting Mayor Gover opened the floor for discussion. Administrator McLaughlin announced the new bid date as February 9, 2011.

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

Acting Mayor Gover seconded by Commissioner Ervin moved to approve Council Decision Request 2011-1180, approving the employment of Jason Hamilton as an Information Technology Assistant in the Computer Information Services Department with an annual salary of \$46,500.00, effective February 7, 2011.

Acting Mayor Gover opened the floor for discussion with no responders.

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

Special Ordinance 2011-1423, approving the Subdivision Plat of R & L's Subdivision in the City of Mattoon, Coles County, Illinois was withdrawn and not considered.

Commissioner Ervin seconded by Commissioner Rankin moved to adopt Special Ordinance 2011-1424, ratifying the employment agreement of Brandon Burkybile – Assistant Public Works Superintendent.

CITY OF MATTOON, ILLINOIS
SPECIAL ORDINANCE NO. 2011-1424

AN ORDINANCE RATIFYING THE EMPLOYMENT AGREEMENT OF
BRANDON BURKYBILE FOR ASSISTANT PUBLIC WORKS SUPERINTENDENT

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

Section 1. The City Council hereby approves an Employment Agreement with: Brandon Burkybile for the position of Assistant Public Works Superintendent a copy of which is attached hereto and incorporated herein by reference.

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 Ervin, seconded by Commissioner Rankin, adopted this 18th day of January 2011, by a roll call vote, as follows:

AYES (Names): Commissioner Ervin, Commissioner Hall,
 Commissioner Rankin, Acting Mayor Gover
NAYS (Names): None
ABSENT (Names): None

Approved this 18th day of January, 2011.

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

ATTEST:

APPROVED AS TO FORM:

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

/s/ Sue McLaughlin
Sue McLaughlin, City Administrator

Recorded in the Municipality's Records on February 1, 2011.

Acting Mayor Gover opened the floor for discussion with no responders.

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

Commissioner Rankin seconded by Commissioner Hall moved to adopt Resolution 2011-2828, authorizing the application for the State of Illinois CDBG (Community Development Block Grant) Disaster Recovery Program Grant.

COUNCIL RESOLUTION OF SUPPORT

RESOLUTION NO. 2011-2828

WHEREAS, the City of Mattoon, is applying to the State of Illinois for a CDBG Disaster Recovery program grant, and,

WHEREAS, it is necessary that an application be made and the agreements entered into with the State of Illinois.

NOW, THEREFORE, BE IT RESOLVED as follows:

- 1) That the City apply for a grant 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 and City Clerk on behalf of the City execute such documents and all such and all other documents necessary for the carrying out of said application.
- 3) That the Mayor and City Clerk are authorized to provide such additional information as may be required to accomplish the obtaining of such grant.

Passed this 18th day of January, 2011

Approved this 18th day of January, 2011.

ATTEST: /s/ Susan J. O'Brien
City Clerk

/s/ Timothy D. Gover
Acting Mayor

Recorded in the Municipality's Records on 02-01, 2011.

Acting Mayor Gover opened the floor for discussion with no responders.

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

Commissioner Rankin seconded by Commissioner Hall moved to adopt Resolution 2011-2829, determining the City meets the national objective under the CDBG Program.

RESOLUTION FOR MEETING URGENT NEED NATIONAL OBJECTIVE

RESOLUTION NO. 2011-2829

WHEREAS, the City of Mattoon, Illinois is applying to the State of Illinois for a CDBG Disaster Recovery Public Infrastructure grant, and

WHEREAS, for a project to eligible for finding it must meet one of the national objectives under the CDBG Program, and

WHEREAS, it has been determined that a serious and immediate threat to the health, safety, or welfare of the community exists, and

WHEREAS, the threat was created by the disasters of 2008 and so is considered to be of recent origin, and

WHEREAS, the City is unable to finance the activity on its own, and

WHEREAS, no other sources of finding are available to carry out the activity in the time frame required.

NOW, THEREFORE, BE IT RESOLVED as follows:

1. That the City does hereby confirm that the sanitary sewer treatment plant improvement project in the application for CDBG disaster recovery funding under the Public Infrastructure Program meets the national objective under the CDBG Program of meeting a community development need having a particular urgency.
2. That the Mayor and City Clerk on behalf of the City execute such documents and all other documents necessary for the carrying out of said application.

Passed this 18th day of January, 2011.

/s/Timothy D. Gover
Acting Mayor

ATTEST:

/s/ Susan J. O'Brien
City Clerk

Recorded in the Municipality's Records on 02-01, 2011.

Acting Mayor Gover opened the floor for discussion with no responders.

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

Acting Mayor Gover seconded by Commissioner Ervin moved to adopt Resolution 2011-2830, addressing the anticipated financial obligations over the next four years for the CDBG Disaster Recovery Program Grant.

COUNCIL RESOLUTION OF ANTICIPATED FINANCIAL COMMITMENTS

RESOLUTION NO. 2011-2830

WHEREAS, the City of Mattoon, is applying to the State of Illinois for a CDBG Disaster Recovery program grant, and,

WHEREAS, it is necessary to document other anticipated financial obligations of the City of Mattoon, Illinois over the next four (4) year period to as an indication of the City's limited financial resources to the State of Illinois and other State and Federal grant funding agencies.

NOW, THEREFORE, BE IT RESOLVED as follows that the City of Mattoon anticipates spending City Sales Tax Supported Infrastructure Set-Aside and other City funds on the following projects over the next four (4) years:

1. Storm Sewer & Drainage Improvements Phase I	\$ 750,000
2. Downtown Infrastructure Improvements	\$2,250,000
3. YMCA Parking Lot Improvements	\$ 900,000
4. Public Works Building	<u>\$3,000,000</u>
TOTAL	\$6,900,000

Passed this 18th day of January, 2011

(SEAL)

ATTEST:/s/ Susan J. O'Brien
City Clerk

/s/ Tim Gover
Acting Mayor

Recorded in the Municipality's Records on 02-01, 2011.

Acting Mayor Gover opened the floor for discussion with no responders.

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

Commissioner Rankin seconded by Commissioner Hall moved to adopt Special Ordinance 2011-1425, declaring a certain parcel of land located on 32nd Street as no longer needed by the City; and authorizing the acceptance of bids for the property. (*Known as the Garment Factory*)

CITY OF MATTOON, ILLINOIS
SPECIAL ORDINANCE NO. 2011-1425

A SPECIAL ORDINANCE DECLARING THAT A CERTAIN PARCEL OF LAND LOCATED ON 32ND STREET IS NO LONGER NEEDED BY THE CITY AND AUTHORIZING THE ACCEPTANCE OF BIDS FOR THE PROPERTY

WHEREAS, the City of Mattoon owns a parcel of property located on 32nd Street between Cedar and Commercial Streets; and,

WHEREAS, this property has been used for storage, but has recently fallen into disrepair and is in need of major renovation and restoration; and,

WHEREAS, the parcel is more fully described as:

Lots Three (3), Four (4), Five (5) Six (6), Seven (7), Eight (8), and Nine (9) in Block One Hundred Twenty-Three (123) of Noyes' Addition the original town, now City of Mattoon, Mattoon Township, Coles County, Illinois.

WHEREAS, in its current condition the parcel is no longer useful to the City of Mattoon; and

WHEREAS, the parcel is situated in the City of Mattoon, Mattoon Township, Coles County and will be rezoned prior to the transfer of title as C-4, General Commercial, with certain restrictions contained in the deed to prevent future uses which are incompatible with the building's location; and,

WHEREAS, the management staff believe it is in the City's best interest that the land be sold to a buyer who submits a plan of action for the remodeling or demolition of the building and who demonstrates the financial ability to fulfill the plan put forth; and,

WHEREAS, the Illinois Statutes, at 65 ILCS 5/11-76-2, allow the City Council to "accept the high bid or any other bid determined to be in the best interest of the city or village by a vote of 3/4 of the corporate authorities then holding office".

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

Section 1. Pursuant to procedures prescribed by state statute (65 ILCS 5/11-76-2), the City of Mattoon will accept sealed bids for the property described above on Tuesday March 1, 2011 at 6:30 p.m. in the City Council chambers at the regular meeting of the Mattoon City Council.

Section 2. The City Council expressly reserves the right to reject any and all bids for any reason.

Section 3. The City Council reserves the right to limit the future use of the property in order to protect area in which the property is located and the interests of the City.

Section 4. The City Council will consider the financial ability of all bidders to complete the project as outlined in their respective bids.

Section 5. The City Clerk is directed to publish notice of the sale each week for the next three weeks in the Journal-Gazette newspaper in the form as directed by Illinois Statute at 65 ILCS 5/11-76-2.

Upon motion by Commissioner Rankin, seconded by Commissioner Hall, adopted this 18th day of January, 2011, by a roll call vote, as follows:

AYES (Names): Commissioner Ervin, Commissioner Hall,
Commissioner Rankin, Acting Mayor Gover
NAYS (Names): None
ABSENT (Names): None

Approved this 18th day of January, 2011.

/s/ Timothy D. Gover
Timothy D. Gover, Acting 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 February 1, 2011.

Acting Mayor Gover opened the floor for discussion with no responders.

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

Acting Mayor Gover seconded by Commissioner Ervin moved to approve Council Decision Request 2011-1181, approving Change Order #2 and Pay Request #2 to Curry Construction in the amount of \$467,825.23 for the YMCA Parking Lot Renovation; and authorizing the Acting Mayor to sign the documents.

Acting Mayor Gover opened the floor for discussion with no responders.

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

DEPARTMENT REPORTS:

CITY ADMINISTRATOR – noted work on budgets with Department Heads' submittals, upcoming meetings with Department Heads for next year's goals, meetings with bargaining units, and arbitration with the PBPA. There were no questions.

PUBLIC WORKS – Administrator McLaughlin updated the Council on the IDOT information for the Depot platform. There were no questions.

ATTORNEY & TREASURER – noted work on the budgets, filing of the last three years' TIF reports, and current TIF report. There were no questions.

CITY CLERK – noted work on the budget, completion of various reports. There were no questions.

COMMUNITY DEVELOPMENT – noted work on the budget, nuisances, and filing of liens on properties. Commissioner Rankin inquired as to the removal of demolition foundations with Coordinator Gill responding with filing of nuisances.

FIRE – Chief Nichols was absent.

POLICE – noted work on the budget and changes for parking.

COMMENTS BY THE COUNCIL

Commissioner Ervin – nothing at this time.

Commissioner Hall – nothing at this time.

Commissioner Rankin – nothing at this time.

Acting Mayor Gover opened the floor for public questions. Mr. Terry Tomer questioned the financial obligations in item #7 with Administrator McLaughlin noting the grant for \$750,000 and Mr. Mark Dwiggin of Upchurch & Associates noting the City would have to finance any additional costs.

Acting Mayor Gover seconded by Commissioner Ervin moved to recess to closed session at 6:56 p.m. pursuant to the Illinois Open Meetings Act for the purpose of discussing the sale or lease of property (5 ILCS 120(2) (c) (6)); and discussion of minutes of meeting lawfully closed for purposes of the semi-annual review as mandated by Section 2.06 (5 ILCS 120(2) (c) (21)).

Acting Mayor Gover opened the floor for discussion with no responders.

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

Acting Mayor Gover noted the two motions after executive sessions as approving the closed sessions minutes and verbatim records and adjourning.

Council reconvened at 7:33 p.m.

Acting Mayor Gover seconded by Commissioner Hall moved to approve Council Decision Request 2011-1182, approving the release of all Executive Session minutes from May 3, 1991 through December 31, 2010, except for May 3, 16, 23, 1991; October 14, 20, 2009; March 26, 2010; May 18, 2010; September 7, 2010; and approving the destruction of Executive Session verbatim records that have been approved for release in written form as follows: December 5, 2006; January 20, 2009; February 17, 2009; March 17, 2009; April 9, 21, 2009; May 5, 19, 2009; June 2, 9, 16, 24, 30, 2009.

Acting Mayor Gover opened the floor for discussion with no responders.

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

Commissioner Hall seconded by Commissioner Ervin moved to adjourned at 7:33 p.m.

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

/s/ Susan J. O'Brien
City Clerk