

The City Council of the City of Mattoon held a regular meeting in the City Hall Council Chambers on January 4, 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, Fire Chief Tony Nichols, Tourism Director Angelia Burgett, and City Clerk Susan O'Brien.

Acting Mayor Gover called for a moment of silence for the passing of Jessica Youngblood, daughter of H. A. Youngblood – City Water Treatment Plant employee.

Commissioner Rankin seconded by Commissioner Hall moved to approve the consent agenda consisting of minutes of the regular meeting December 21, 2010; bills and payroll for the last half of December, 2010.

Bills and Payroll for the last half of December, 2010

General Fund

Payroll		\$ 228,093.75
Bills		<u>\$ 715,958.81</u>
	Total	\$ 944,052.56

Hotel Tax Fund

Payroll		\$ 1,666.65
Bills		<u>\$ 415.31</u>
	Total	\$ 2,081.96

Festival Management

Bills		<u>\$ 1,675.33</u>
	Total	\$ 1,675.33

Insurance & Tort Judgment

Bills		<u>\$ 3,782.59</u>
	Total	\$ 3,782.59

I-57 TIF Fund

Bills		<u>\$ 200.00</u>
		\$ 200.00

Capital Project Fund

Bills		<u>\$ 121,593.22</u>
	Total	\$ 121,593.22

Water Fund

Payroll		\$ 28,318.74
Bills		<u>\$ 49,276.53</u>
	Total	\$ 77,595.27

Sewer Fund

Payroll		\$ 29,359.95
Bills		<u>\$ 360,756.25</u>
	Total	\$ 390,116.20

Motor Fuel Tax Fund

Bills		\$ 14,355.71
	Total	\$ 14,355.71

Health Insurance

Bills		\$ 144,123.89
	Total	\$ 144,123.89

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 comments or questions. There were no responders.

NEW BUSINESS:

Acting Mayor Gover announced the postponement of Council Decision Request 2011-1179 to the next meeting. Administrator McLaughlin stated the postponement was due to the two-week furlough by the State.

Commissioner Hall seconded by Commissioner Ervin moved to approve Council Decision Request 2010-1176, approving a Memorandum of Understanding with the YMCA to provide \$25,000 from hotel/motel tax funds each year beginning fiscal year 2010-11 for ten years for a total of \$250,000 for support of facilities at the Mattoon YMCA for winter sports tourism.

Acting Mayor Gover opened the floor for discussion. Commissioner Ervin and Tony Nichols spoke on behalf of the grant with Commissioners Hall and Rankin in agreement. Acting Mayor Gover spoke in opposition to the grant. Council and Administrator McLaughlin discussed the final Memorandum of Understanding.

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

Acting Mayor Gover seconded by Commissioner Ervin moved to adopt Ordinance 2011-5314, amending Sections 151.05 and 151.05 (F) of the municipal code to update electrical code certifications of registration and registration fees.

**CITY OF MATTOON, ILLINOIS
ORDINANCE NO. 2011-5314**

AN ORDINANCE UPDATING THE CITY'S ELECTRICAL CODE, ADOPTING ARTICLE 80 OF THE NATIONAL ELECTRICAL CODE WITH LOCAL AMENDMENTS AND PROVIDING FOR THE REGISTRATION OF ELECTRICAL CONTRACTORS

WHEREAS, the City of Mattoon has previously acknowledged the need for and has adopted codes to regulate and control the design, construction, quality of materials, erection, installation, alteration, repair, location, relocation, replacement, addition to, use and maintenance of electrical systems in the City of Mattoon; and

WHEREAS, by Ordinance No. 99-5001, Mattoon adopted regulations for installation of electrical work, including the *National Electrical Code*® and provided for the registration of electrical contractors, the issuance of permits and fees therefore; and

WHEREAS, the *National Electrical Code*® has become the most widely adopted code in the United States – it is the standard used in all 50 states and all U.S. territories; and

WHEREAS, building code enforcement officials have long recognized a need for uniform code provisions for administration of the *National Electrical Code*® and other national standards applicable to electrical systems; and

WHEREAS, Article 80 of the 2008 edition of the *National Electrical Code*® published by the National Fire Protection Association is designed to meet these needs through model code regulations.

NOW, THEREFORE, THE CITY COUNCIL OF CITY OF MATTOON DOES ORDAIN 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. Code Amendment. Sections §151.05 and §151.05 (F) of Chapter 151 of the Code of Ordinances of the City of Mattoon are hereby amended as follows:

§151.05 Certificate of Registration. It shall be unlawful for any person to engage in the business of "Electrical Contractor" or "Electrical Serviceperson", as herein defined, in Mattoon, Illinois, without a Certificate of Registration from the Electrical Board which may be obtained in the manner as hereinafter set forth. No person, firm or corporation shall engage in business as an Electrical Contractor or an Electrical Serviceperson unless it's supervising official shall be registered as herein above required. An Electrical Contractor or Electrical Serviceperson who has furnished proof of having paid a registration fee in any city or village within the State of Illinois having at least the minimum requirements including a comparable examination showing knowledge for qualification as required herein, must be registered ~~but shall not be required to pay a registration fee~~ for such year in Mattoon, Illinois.

§151.05 (F) Registration Fee; Duration. The fee for registration as an Electrical Contractor shall be one hundred dollars (\$100) per annum, or equivalent fee for registration as an Electrical Contractor in the Illinois City or village, where the contractor maintains a business address, whichever is greater, and shall permit an Electrical Contractor to do all phases of electrical wiring within the City of Mattoon. The registration fee shall be paid to the Finance Department and deposited in the city' treasury, in advance, with the application. The Certificate of Registration issued shall expire on the 31st day of December of the year in which it is issued; provided that any business manager, building or plant engineer or electrician who shall engage in electrical installation work or repairs solely upon the premises of his employer shall secure a Certificate of Registration without charge, which Certificate shall, however, be confined to the premises of his employment and shall not permit engaging in such work in any place other than upon such premises. Electrical Contractors shall be issued a new Certificate of Registration for the ensuing year provided that they have paid the required fee not later than ~~March~~ December 31st of the ensuing year; they had been issued valid Certificate of Registration for the previous calendar year and submit evidence of bonding and insurance. Failure to pay the required fee later than March 31st of the ensuing year will result in the standard registration fee doubling. All other applicants shall be examined as provided in Paragraph D hereof.

Section 3. Severability. If any provision of this Ordinance, or the application of any provision of this Ordinance, is held unconstitutional or otherwise invalid, such occurrence shall not affect other provisions of this Ordinance, or their application, that can be given effect without the unconstitutional or invalid provision or its application. Each unconstitutional or invalid provision, or application of such provision, is severable.

Section 4. This ordinance shall be effective upon its publication and approval as provided by law.

Upon motion by Acting Mayor Gover, seconded by Commissioner Ervin, adopted this 4th 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 4th day of January, 2011.

/s/ Timothy D. Gover
Timothy D. Gover, Acting Mayor

ATTEST:

APPROVED AS TO FORM

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 January 18, 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.

Council Decision Request 2011-1179, approving the bid specifications and authorizing the solicitation for bids of the South Side Drainage Project was not considered.

DEPARTMENT REPORTS:

CITY ADMINISTRATOR-offered condolences to the Youngblood family; updated the Council on union negotiating, and budget. Acting Mayor Gover opened the floor for questions with no responders.

PUBLIC WORKS-Administrator McLaughlin noted the water main breaks and updates, arrival of bucket truck this week, and removal of dangerous trees. Acting Mayor Gover opened the floor for questions with no responders.

ATTORNEY & TREASURER-noted the budget preparation with concentration on the salaries and budget sheets. Acting Mayor Gover opened the floor for questions with no responders.

CITY CLERK – noted beginning on a variety of reports and business as usual. Acting Mayor Gover opened the floor for questions with no responders.

COMMUNITY DEVELOPMENT-noted the reviewing of subdivisions; updated on the demolition of property next to Motomart, and beginning of the next Top 12. Acting Mayor Gover opened the floor for questions with no responders.

FIRE-updated Council on the Fire Annual Reports, installation of radio and lights on the new fire command vehicle, budget work, contract negotiations, RIT responses in Charleston, and a fire on N. 23rd Street this morning. Acting Mayor Gover opened the floor for questions with no responders.

POLICE-updated Council on budget work, receipt of FBI certificates by police officers who assisted with apprehending bank robbers; and invited Council to see the new flooring at the Police Department. Acting Mayor Gover opened the floor for questions with no responders.

COMMENTS BY THE COUNCIL

Commissioner Ervin-nothing at this time

Commissioner Hall-nothing at this time

Commissioner Rankin-read a thank you with gratitude from his sister to the Mattoon Fire Department who responded to an accident with which she was involved. Chief Nichols noted Driver Jim Donnell was the firefighter who stayed with Commissioner Rankin's sister.

Acting Mayor Gover-nothing at this time

Commissioner Hall seconded by Commissioner Rankin moved to adjourned at 6:46 p.m.

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.

/s/ Susan J. O'Brien
City Clerk