

The City Council of the City of Mattoon held a regular meeting in the City Hall Council Chambers on February 21, 2017.

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, Assistant Fire Chief Sean Junge, Police Chief Jeff Branson, Arts & Tourism Director Angelia Burgett, and City Clerk Susan O'Brien.

Mayor Gover called for a moment of silence in the passing of Richard Record, who had served on several boards of the City.

**CONSENT AGENDA**

Mayor Gover seconded by Commissioner Hall moved to approve the consent agenda consisting of minutes of the regular meeting February 7, and special meeting February 10, 2017, bills and payroll for the first half of February, 2017.

**Bills & Payroll**  
**first half of February, 2017**

	<b><u>General Fund</u></b>		
Payroll		\$	257,859.47
Bills		\$	<u>71,970.42</u>
	Total	\$	329,829.89
	<b><u>Hotel Tax Administration</u></b>		
Payroll		\$	2,545.61
Bills		\$	<u>6,337.80</u>
	Total	\$	8,883.41
	<b><u>Festival Mgt Fund</u></b>		
Bills		\$	<u>3,005.12</u>
	Total	\$	3,005.12
	<b><u>Insurance &amp; Tort Fund</u></b>		
Bills		\$	<u>59,401.80</u>
	Total	\$	59,401.80
	<b><u>Capital Project Fund</u></b>		
Bills		\$	<u>41,297.36</u>
	Total	\$	41,297.36
	<b><u>Broadway East Bus Dist.</u></b>		
Bills		\$	<u>3,172.25</u>
	Total	\$	3,172.25

	<b><u>Water Fund</u></b>		
Payroll		\$	28,669.27
Bills		\$	<u>23,589.79</u>
	Total	\$	52,259.06
	<b><u>Sewer Fund</u></b>		
Payroll		\$	38,854.70
Bills		\$	<u>52,798.51</u>
	Total	\$	91,653.21
	<b><u>Health Insurance Fund</u></b>		
Bills		\$	<u>36,414.64</u>
	Total	\$	36,414.64
	<b><u>Motor Fuel Tax Fund</u></b>		
Bills		\$	<u>18,288.24</u>
	Total		18,288.24

Mayor Gover declared the motion to approve consent agenda 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 Public questions or comments with no response.

**NEW BUSINESS**

Commissioner Cox seconded by Commissioner Graven moved to approve Council Decision Request 2017-1737, approving the cost proposal in the amount of \$36,000 from Crawford, Murphy & Tilly for the SCADA (Supervisory Control and Data Acquisition) Upgrades at the Water Treatment Plant; and authorizing the mayor to sign the proposal.

Mayor Gover opened the floor questions/comments/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 Graven seconded by Commissioner Cox moved to adopt Resolution No. 2017-2978, authorizing an additional \$25,000 in Motor Fuel Tax expenditures for 2017 Street Maintenance; approving the revised 2017 Municipal Estimate of Maintenance Costs; and authorizing the mayor and city clerk to sign the documents. 17-00000-00-GM

**CITY OF MATTOON, ILLINOIS**

**RESOLUTION NO. 2017-2978**



**Illinois Department  
of Transportation**

**Resolution for Maintenance of  
Streets and Highways by Municipality**

BE IT RESOLVED, by the City Council of the \_\_\_\_\_ of the \_\_\_\_\_  
(Council or President and Board of Trustees)  
City \_\_\_\_\_ of Mattoon, Illinois, that there is hereby  
(City, Town or Village) (Name)  
appropriated the sum of \$25,000.00 of Motor Fuel Tax funds for the purpose of maintaining  
streets and highways under the applicable provisions of the Illinois Highway Code January 1, 2017  
to December 31, 2017.  
(Date)

BE IT FURTHER RESOLVED, that only those streets, highways, and operations as listed and described on the approved Municipal Estimate of Maintenance Costs, including supplemental or revised estimates approved in connection with this resolution, are eligible for maintenance with Motor Fuel Tax funds during the period as specified above.

BE IT FURTHER RESOLVED, that the Clerk shall, as soon a practicable after the close of the period as given above, submit to the Department of Transportation, on forms furnished by said Department, a certified statement showing expenditures from and balances remaining in the account(s) for this period; and

BE IT FURTHER RESOLVED, that the Clerk shall immediately transmit two certified copies of this resolution to the district office of the Department of Transportation, at Effingham, Illinois.

I, Susan J. O'Brien Clerk in and for the City  
(City, Town or Village)  
of Mattoon, County of Coles

hereby certify the foregoing to be a true, perfect and complete copy of a resolution adopted by

the City Council at a meeting on February 21, 2017  
(Council or President and Board of Trustees) Date

IN TESTIMONY WHEREOF, I have hereunto set my hand and seal this 21st day of February.

(SEAL) /s/Susan J. O'Brien City Clerk  
(City, Town or Village)

<b>Approved</b>  _____ Date Department of Transportation  _____ Regional Engineer
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Mayor Gover opened the floor questions/comments 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 Cox seconded by Commissioner Owen moved to approve Council Decision Request 2017-1738, approving Change Order #2 in the amount of \$20,428.25 for the CSO Treatment Facility Project the Satellite Treatment Facility - Riley Creek.

Mayor Gover opened the floor questions/comments/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 Cox seconded by Commissioner Hall moved to approve Council Decision Request 2017-1739, approving an additional \$25,000 expenditure for the SCADA System at the CSO Satellite Treatment Facility – Riley Creek.

Mayor Gover opened the floor questions/comments/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 Hall seconded by Commissioner Cox moved to approve Council Decision Request 2017-1740, approving a \$3,000 grant by the Tourism Advisory Committee from hotel/motel tax funds to the Charleston Mattoon Weightlifting Club for hosting the Illinois State Weightlifting Championships and Mattoon Open Weightlifting Championship to be held April 22, 2017; and authorizing the mayor to sign the agreement.

Mayor Gover opened the floor questions/comments/discussion. Commissioner Hall explained the State Tournament involving 150 lifters from seven state colleges and attendees wanted Mattoon due to the event's organization and YMCA's assistance. Commissioner Cox inquired as to the length of annual events with Director Burgett stating its third year.

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 Hall seconded by Commissioner Cox moved to approve Council Decision Request 2017-1741, approving a \$3,000 grant by the Tourism Advisory Committee from hotel/motel tax funds to the Mattoon YMCA for hosting Illinois State Weightlifting Championships and Mattoon Open Weightlifting Championship to be held April 21 and 22, 2017; and authorizing the mayor to sign the agreement.

Mayor Gover opened the floor questions/comments/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 Hall seconded by Commissioner Owen moved to approve Council Decision Request 2017-1742, approving a \$3,000 grant by the Bagelfest Budget/Festival Management to the Mattoon YMCA for the 2017 Run for the Bagel to be held July 22, 2017; and authorizing the mayor to sign the agreement.

Mayor Gover opened the floor questions/comments. Commissioner Hall noted the event's 30<sup>th</sup> anniversary with more than 200 additional runners compared to last year. Commissioner Graven questioned the grant with Administrator Gill stating this grant is from the Bagelfest budget – not tourism grants.

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 Hall seconded by Commissioner Graven moved to adopt Resolution No. 2017-2979, approving a Mutual Release and Ongoing Cooperation Agreement between the City of Mattoon and the Lincoln Fire Protection District for distribution of taxes for annexed areas; and authorizing the mayor to sign the agreement.

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## **CITY OF MATTOON, ILLINOIS**

### **RESOLUTION NO. 2017-2979**

#### **A RESOLUTION APPROVING A MUTUAL RELEASE AND ONGOING COOPERATION AGREEMENT BETWEEN THE CITY OF MATTOON AND THE LINCOLN FIRE PROTECTION DISTRICT**

**WHEREAS**, the City of Mattoon (“City”) is an Illinois non-home rule municipality organized and operating under the Illinois Municipal Code (“Code”); and

**WHEREAS**, the Lincoln Fire Protection District (“District”) is an Illinois unit of local government organized and operating in accordance with Illinois law; and

**WHEREAS**, Article VII, Section 10 of the 1970 Constitution of the State of Illinois and the Intergovernmental Cooperation Act, 5 ILCS 220/1, *et seq.*, provides that municipalities and units of local government may contract with one another to perform any activity authorized by law; and

**WHEREAS**, the City has discussed making certain payments to the District to lessen the impact of decreased tax revenue resulting from properties disconnecting from the District and annexing into the City; and

**WHEREAS**, the District wishes to accept such payments; and

**WHEREAS**, the Mutual Release and Ongoing Cooperation Agreement attached as Exhibit A to this Ordinance (“Agreement”) sets forth the terms of the relationship between the City and the District concerning the payments; and

**WHEREAS**, the Mattoon City Council has reviewed the Agreement's terms and determined that it is in the City's best interests to approve the Agreement; and

**WHEREAS**, Lincoln Fire Protection District's Board of Trustees has reviewed the Agreement's terms and determined that it is in the District's best interests to approve the Agreement.

**NOW THEREFORE BE IT RESOLVED** that the City Council for the City of Mattoon, Coles County, Illinois hereby authorizes the Mayor to execute and to enter into the attached MUTUAL RELEASE AND ONGOING COOPERATION AGREEMENT BETWEEN THE CITY OF MATTOON AND THE LINCOLN FIRE PROTECTION DISTRICT.

Upon motion by Commissioner Hall, seconded by Commissioner Graven adopted this 21st day of February, 2017, 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 21st day of February, 2017.

/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 February 21, 2017.

Administrator Gill noted the 2001 State statute calling for annexed properties to have a percentage of property taxes reimbursed to fire protection districts for several years. The City would pay those taxes out of video gaming and will continue to reimburse the fire protection districts appropriately. Mayor Gover opened the floor for 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.

Commissioner Graven seconded by Commissioner Cox moved to approve Council Decision Request 2017-1743, approving a proposal from Upchurch Group in the amount of \$87,777.11 for preliminary engineering and design fees for the reconstruction of Marshall Avenue from 9<sup>th</sup> to 14<sup>th</sup> Street; and authorizing the mayor to sign the document. 14-00266-02-PV

Mayor Gover opened the floor questions/comments/discussion. Commissioner Hall inquired as to the start date and street closures with Director Barber stating the start date will be in 2018 when school goes on summer break, and concerns of commercial businesses and residences without alleys are being addressed.

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 Hall moved to adopt Resolution No. 2017-2980, approving a Motor Fuel Tax expenditure of \$90,000 for design engineering services by the Upchurch Group for the reconstruction of Marshall Avenue from 9<sup>th</sup> to 14<sup>th</sup> Street. 14-00266-02-PV

CITYOF MATTOON, ILLINOIS

RESOLUTION NO. 2017-2980



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

BE IT RESOLVED, by the City Council of the  
City \_\_\_\_\_ Council or President and Board of Trustees  
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
Marshall Avenue	FAU-7676	9th Street	14th Street

BE IT FURTHER RESOLVED,

1. That the proposed improvement shall consist of Design Engineering Services for the reconstruction of  
Marshall Avenue from 9th Street to 14th Street.

\_\_\_\_\_ and shall be constructed 30' (face to face) wide

and be designated as Section 14-00266-02-PV

2. That there is hereby appropriated the (additional  Yes  No) Ninty Thousand  
Dollars \$90,000.00 ) 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,  
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
Date	<u>City</u> of <u>Mattoon</u> City, Town or County of <u>Coles</u> , hereby certify the
Department of Transportation	foregoing to be a true, perfect and complete copy of a resolution adopted by the <u>City Council</u> <u>Council or President and Board of Trustees</u> at a meeting on <u>February 21, 2017</u>
Regional Engineer	IN TESTIMONY WHEREOF, I have hereunto set my hand and seal this <u>21<sup>st</sup></u> day of <u>February, 2017</u>  (SEAL)  <u>/s/ Susan J. O'Brien</u> City, Town, or Village Clerk

Mayor Gover opened the floor questions/comments/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 Graven moved to adopt Special Ordinance No. 2017-1653, authorizing the mayor to sign an outright grant agreement by and between the City of Mattoon and Jasper Holdings reimbursing up to \$59,364 from Mid-town TIF Revenues for the sole purpose of façade improvements, structural repairs and electrical code updates to a building located at 118 South 17<sup>th</sup> Street; and authorizing the mayor to sign the grant agreement.

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**CITY OF MATTOON, ILLINOIS**  
**SPECIAL ORDINANCE NO. 2017-1653**



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

**WHEREAS**, Jasper LLC (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 Graven, adopted this 21st day of February, 2017, 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 21st day of February, 2017.

/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 February 21, 2017.

Mayor Gover opened the floor questions/comments. Administrator Gill explained the previous grant was for the façade and bricks with this grant for the windows, backwall, and a little electrical.

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 budget work, negotiations with Police union on March 20<sup>th</sup>, and construction projects for the Spring starting; otherwise, business as usual. Mayor Gover opened the floor for questions with no response.

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

CITY CLERK noted increase in daily activities and early voting for the April 4, 2017 Consolidated Election starting on February 23, 2017 in the office. Mayor Gover opened the floor for questions with no response.

FINANCE distributed the January '17 Financial Report and reviewed the report including a comparison to last year, lag in State Income Tax, year-end deficit around \$100,000 and cash position. Mayor Gover opened the floor for questions with no response.

PUBLIC WORKS noted the change in subcontractors for concrete work to John Lewis, and Gossert Hosapple to finish Burgess Osborne painting. Commissioner Cox inquired whether the change in subcontractors equaled a delayed completion date. Director Barber noted no change in the completion date as of this meeting. Mayor Gover opened the floor for questions with no response.

FIRE Assistant Fire Chief Junge reported fires on Oklahoma and Commercial Avenue, training, and hosting a blood borne pathogen and portable fire extinguisher training for Public Works staff. Mayor Gover opened the floor for questions with no response.

POLICE noted business as usual. Mayor Gover opened the floor for questions with no response.

ARTS AND TOURISM noted work on summer events: 4<sup>th</sup> of July, purchase of Lighworks bulb replacements and displays, and Bagelfest. Mayor Gover opened the floor for questions with no response.

#### COMMENTS BY THE COUNCIL

Commissioners Cox, Graven, Hall and Owen had no further comments.

Commissioner Hall seconded by Commissioner Cox moved to adjourn at 6:54 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