

The City Council of the City of Mattoon held a regular meeting in the City Hall Council Chambers on June 20, 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 Dan C. Jones, Finance Director/Treasurer Beth Wright, Public Works Director Dean Barber, Fire Chief Tony Nichols, Police Chief Jeff Branson, Arts & Tourism Director Angelia Burgett, and City Clerk Susan O'Brien.

**CONSENT AGENDA**

Mayor Gover seconded by Commissioner Hall moved to approve the consent agenda consisting of minutes of the regular meeting June 6, 2017 and special meeting June 15, 2017; Fire Department Reports of April and May 2017; bills and payroll for the first half of June, 2017.

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

	<b><u>General Fund</u></b>		
Payroll		\$	272,058.68
Bills		\$	<u>809,043.17</u>
	Total	\$	1,081,101.85
	<b><u>Hotel Tax Administration</u></b>		
Payroll		\$	4,074.70
Bills		\$	<u>11,646.39</u>
	Total	\$	15,721.09
	<b><u>Festival Mgt</u></b>		
Bills		\$	<u>1,078.50</u>
	Total	\$	1,078.50
	<b><u>Insurance &amp; Tort Jdgmnt</u></b>		
Bills		\$	<u>56,477.50</u>
	Total	\$	56,477.50
	<b><u>Midtown TIF</u></b>		
Bills		\$	<u>4,722.39</u>
	Total	\$	4,722.39
	<b><u>Capital Project</u></b>		
Bills		\$	<u>206,836.56</u>
	Total	\$	206,836.56

	<b><u>Broadway East Bus Dist</u></b>		
Bills		\$	2,200.58
	Total	\$	2,200.58
	<b><u>Water Fund</u></b>		
Payroll		\$	34,835.76
Bills		\$	36,371.13
	Total	\$	71,206.89
	<b><u>Sewer Fund</u></b>		
Payroll		\$	42,368.66
Bills		\$	57,993.37
	Total	\$	100,362.03
	<b><u>Health Insurance Fund</u></b>		
Bills		\$	115,614.75
	Total	\$	115,614.75
	<b><u>Motor Fuel Tax Fund</u></b>		
Bills		\$	33,553.92
	Total	\$	33,553.92

Mayor Gover opened the floor for comments/questions/discussion with no response.

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 comments. Mrs. Marilyn Lucas voiced her concerns of the moving the Farmers Market to Rural King, citing citizens from the High Rise had no walkable access to Rural King and no shade for the produce at Rural King; and requested the Farmers Market return to Peterson Park next year. Commissioner Cox stated he would review the request and discuss with administration for next year.

Mayor Gover opened the floor for further Public comments with no response.

**NEW BUSINESS**

Mayor Gover seconded by Commissioner Owen moved to approve Council Decision Request 2017-1774, ratifying the re-appointments of Justin Grady, Phyllis Karpus and Candice Rankin to the Mattoon Public Library Board for terms ending 06/30/20.

Mayor Gover opened the floor for 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.

Mayor Gover seconded by Commissioner Graven moved to adopt Special Ordinance No. 2017-1663, granting a rezoning from R-1 (Single-Family Residential) to C-3 (Commercial) on property located at 313 S. 27<sup>th</sup> Street for the purposes of constructing a storage and office space facility. Petitioner: Michael Todd Fuller.

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**CITY OF MATTOON, ILLINOIS  
SPECIAL ORDINANCE NO. 2017-1663**

**AN ORDINANCE GRANTING REZONING FROM R-1 TO C-3 TO ALLOW CONSTRUCTION OF A STORAGE FACILITY AND CONTRACTOR OFFICE SPACE AND STORAGE.**

**WHEREAS**, there has been filed a written Petition for Michael Todd Fuller requesting rezoning of 313 S. 27<sup>th</sup> the 2.5 acre parcel legally described as:

**CORP 14-12-7 SE 1/4 SEC 13 T12N R07E, PIN # 07-1-05912-000,**

to construct a storage facility, and contractor office space and storage.

**WHEREAS**, said site is zoned R1, single family residential, which does not allow the construction of said construction; and

**WHEREAS**, the property is well suited for storage facility, and light commercial contractor storage; and

**WHEREAS**, the Planning Commission held a public hearing for the City of Mattoon, Coles County, Illinois, and has recommended that the requested rezoning be granted; and

**WHEREAS** the City Council for the City of Mattoon, Coles County, Illinois, deems that it would be in the public interest to approve rezoning to C-3 to allow the construction of said storage facility.

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

**Section 1.** Pursuant to enabling authority provided at Section §159.05 of the Mattoon Code of Ordinances, the property legally described as aforesaid, be and the same is granted the following:

- a. Rezoning of the 2.5 acre parcel, PIN # 07-1-05912-000 to C-3 Commercial.

**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.

**Section 4.** The City Clerk shall make and record a duly certified copy of this ordinance with the Clerk and Recorder's Office of Coles County, Illinois.

Upon motion by Mayor Gover, seconded by Commissioner Graven, adopted this 20th day of June, 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 20th day of June, 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/ Dan C. Jones  
Dan C. Jones, City Attorney

Recorded in the Municipality's Records on June 20, 2017.

Mayor Gover opened the floor for questions/comments/discussion with no response. Mayor Gover opened the floor for comments from the Public. Mr. Jonathan Kaye stated he had investors in the nearby properties to build residential homes, but the investors were pulling the project due to this rezoning. Commissioner Cox inquired how this rezoning prohibited his investors from the nearby properties with Mr. Kaye stating the rezoning took away from the dynamics of the neighborhood. Mayor Gover opened the floor for further questions or 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.

Mayor Gover seconded by Commissioner Cox moved to adopt Special Ordinance No. 2017-1664, declaring personal property owned by the municipality surplus and authorizing the sale or disposal of the property.

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**CITY OF MATTOON, ILLINOIS**  
**SPECIAL ORDINANCE NO. 2017-1664**

**A SPECIAL ORDINANCE DECLARING PERSONAL PROPERTY OWNED BY THE  
MUNICIPALITY SURPLUS AND AUTHORIZING THE SALE OR DISPOSAL OF THE  
PROPERTY**

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

**Section 1.** Supplies and equipment identified on Exhibit A to this ordinance are no longer necessary or useful to, or for the best interest of, the City of Mattoon, and are hereby declared surplus to the needs of the City of Mattoon.

**Section 2.** The City of Mattoon, Illinois does not express any warranty or imply any statement of condition of this surplus property. The Department Heads are hereby authorized to administratively sell by the most advantageous means and to negotiate the conditions for the sale, recycle, or other disposition of the property without further formal consideration or approval by the City Council. The City of Mattoon shall reserve the right to accept or reject any and/or all offers for this property.

**Section 3.** The Mayor and City Clerk are authorized and directed to execute any documents necessary to complete the sale or disposal of the property.

**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 Cox, adopted this 20<sup>th</sup> day of June, 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 20<sup>th</sup> day of June, 2017.

/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/Daniel C. Jones  
Daniel C. Jones, City Attorney

Recorded in the Municipality's Records on June 20, 2017.

Mayor Gover opened the floor for questions/comments/discussion. Commissioner Hall inquired as to the property. Mayor Gover and Administrator Gill noted the personal property consisted mainly of cars and computer items. Mayor Gover opened the floor for further 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.

Mayor Gover seconded by Commissioner Hall moved to approve Council Decision Request 2017-1775, authorizing the purchase with DUI funds of one 2017 Ford Utility Police Interceptor AWD vehicle from Landmark Ford, Inc. in the amount of \$29,990 for the Mattoon Police Department.

Chief Branson explained that last year's K-9 vehicle was purchased with MEF and the DUI funds are "replacing" those Mobile Expenditure Funds with the purchase of this vehicle. Mayor Gover opened the floor for questions or 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 Hall seconded by Commissioner Cox moved to approve Council Decision Request 2017-1176, approving a \$4,000 grant by the Tourism Advisory Committee from FY17/18 hotel/motel tax funds to the Mattoon YMCA for hosting the Last Chance Tri to be held October 1, 2017 and the Ghoul's in the Pool Swim Meet to be held October 28, 2017; and authorizing the Mayor to sign the agreement.

Mayor Gover opened the floor for 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 Graven moved to approve Council Decision Request 2017-1777, approving a \$2,500 grant by the Tourism Advisory Committee from FY17/18 hotel/motel tax funds to the Coles County Modified Midget Racing Association for hosting the Summer Nationals to be held July 8, 2017; and authorizing the Mayor to sign the agreement.

Mayor Gover opened the floor for 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 2017-1778, approving a \$4,200 grant by the Tourism Advisory Committee from FY17/18 hotel/motel tax funds to the Mattoon High School for hosting the Mattoon High School Craig Dixon Golf Invite to be held September 8-9, 2017 and the Mattoon High School Girls Holiday Basketball Tournament to be held December 27-29, 2017; and authorizing the Mayor to sign the agreement.

Mayor Gover opened the floor for 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.

#### DEPARTMENT REPORTS:

CITY ADMINISTRATOR/COMMUNITY DEVELOPMENT noted efforts focused on economic development, union contract, speaking with Jonathan Kaye, and items for review by the city attorney.

Mayor Gover opened the floor for questions. Commissioner Cox inquired as to the GE property, potential environmental issues, and its upcoming closure. Administrator Gill explained GE's timeframe, GE Corporate's role as opposed to GE Lighting ownership, EPA's determination of buried contents on property in line with regulations, and undetermined possession by GE Corporate. Mayor Gover stated the contents were in barrels with their location known. Mayor Gover opened the floor for further questions with no response.

CITY ATTORNEY had nothing to report except items would be reported on upon further review. Mayor Gover opened the floor for questions with no response.

CITY CLERK noted preparing for the audit and dealing with insurance issues; otherwise, business as usual. Mayor Gover opened the floor for questions with no response.

FINANCE announced receipt of the first property taxes under one million dollars with half going to pensions; distributed and reviewed the May Financial Report and cash position; and noted preparation for the audit and Treasurer's Report. Mayor Gover opened the floor for questions with no response.

PUBLIC WORKS updated Council on the completion of the CSO facility with scheduling of startup next Wednesday and open tour of facility for Council and Public Works Board during testing, good progress on the Public Works Building, Marshall Avenue Sidewalks Project to start next week, and beginning of DeBuhrs parking lot soon. Commissioner Graven inquired as to when the tub grinder would be back in service with Director Barber stating when the parts arrive – no answer yet. Mayor Gover opened the floor for further questions with no response.

FIRE announced fireworks season causing many inspections, processing fireworks permits for 4<sup>th</sup> of July, and the new truck should arrive in October. Mayor Gover opened the floor for questions with no response.

POLICE announced the State grants being on hold until the State passes its budgets; therefore, traffic enforcement overtime would be hampered until the State passes its budget and grant funds are released, but certain campaigns will continue.

ARTS AND TOURISM announced activities including plans for 4<sup>th</sup> of July and its parade, Coles County Fireworks, Bagelfest and the selling of tickets with no beer tent this year to be replaced with children's activities, performance bands in bandshell, and Yoga Day on the 21<sup>st</sup> at Heritage Park as well as the YMCA. 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 adjourned at 6:59 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