

The City Council of the City of Mattoon held a regular meeting in the City Hall Council Chambers on August 1, 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 Daniel C. Jones, Finance Director/Treasurer Beth Wright, Public Works Director Dean Barber, Police Chief Jeff Branson, 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 July 18, 2017; bills and payroll for the last half of July, 2017.

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

	<b><u>General Fund</u></b>		
Payroll		\$	284,517.81
Bills		\$	<u>71,666.51</u>
	Total	\$	356,184.32
	<b><u>Hotel Tax Administration</u></b>		
Payroll		\$	5,397.90
Bills		\$	<u>802.53</u>
	Total	\$	6,200.43
	<b><u>Festival Mgt Fund</u></b>		
Bills		\$	<u>10,812.23</u>
	Total	\$	10,812.23
	<b><u>Insurance &amp; Tort Jdgmnt</u></b>		
Bills		\$	<u>34,826.00</u>
	Total	\$	34,826.00
	<b><u>Midtown TIF</u></b>		
Bills		\$	<u>762.36</u>
	Total	\$	762.36
	<b><u>Capital Project</u></b>		
Bills		\$	<u>58,248.05</u>
	Total	\$	58,248.05
	<b><u>Water Fund</u></b>		
Payroll		\$	37,552.36
Bills		\$	<u>23,419.76</u>
	Total	\$	60,972.12

	<b><u>Sewer Fund</u></b>		
Payroll		\$	37,560.21
Bills		\$	<u>70,785.70</u>
	Total	\$	108,345.91
	<b><u>Health Insurance Fund</u></b>		
Bills		\$	<u>132,725.68</u>
	Total	\$	132,725.68

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 and questions with no response.

**NEW BUSINESS**

Mayor Gover seconded by Commissioner Hall moved to approve Council Decision Request 2017-1783, approving the re-appointment of Rick Otto and appointment of Gayla McDaniel to the Planning Commission for terms ending 08/17/2022.

Mayor Gover opened the floor for questions or comments. Commissioner Graven inquired as to the ending terms. Clerk O'Brien confirmed the year as 2022 and corrected the typo in the motion.

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 Graven moved to approve Council Decision Request 2017-1784, awarding the bid in the amount of \$74,898.84 from AJ Walker Construction for the municipal parking lot concrete project located at 21<sup>st</sup> Street and Broadway.

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 Owen moved to approve Council Decision Request 2017-1785, approving a home occupation application for a special use to allow the operation of a detail shop by James Copsy at 40 DeWitt Avenue; and authorizing the mayor to sign the Home Occupation Application.

Mayor Gover opened the floor for questions/comments/discussion. Administrator Gill noted previously approved applications and explained Mr. Copsy's hobby. Commissioner Graven reminded Council of another approval on DeWitt which caused no problems.

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. 2017-2999, approving the Intergovernmental Agreement regarding vehicles manufactured by Pierce Manufacturing, Inc.; and authorizing the mayor and city clerk to sign said Intergovernmental Agreement.

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**CITY OF MATTOON, ILLINOIS**

**RESOLUTION NO. 2017-2999**

**A RESOLUTION APPROVING AN INTERGOVERNMENTAL AGREEMENT  
REGARDING VEHICLES MANUFACTURED BY PIERCE MANUFACTURING, INC.**

**WHEREAS**, Pierce Manufacturing, Inc. manufactures vehicles for use by Fire Departments; and,

**WHEREAS**, vehicles manufactured by Pierce Manufacturing, Inc. have been sold and distributed to the City of Mattoon, Illinois and various units of local government hereinafter described by Global Fire Equipment, Inc.; and,

**WHEREAS**, the City of Mattoon, Illinois, and the following units of local government – City of Champaign, Illinois; City of Decatur, Illinois; Town of Normal, Illinois; City of Peoria, Illinois; City of Charleston; City of Danville, and City of Ottawa Illinois – have experienced corrosion and rust on the fire vehicles purchased from Global Fire Equipment, Inc. and manufactured by Pierce Manufacturing, Inc., resulting in damage to said vehicles and in some cases a termination of use of said vehicles; and,

**WHEREAS**, the units of local government described herein desire to pursue any and all claims they may have as a result of damage suffered due to corrosion and rusting of fire vehicles manufactured by Pierce Manufacturing, Inc. and sold and distributed by Global Fire Equipment, Inc.; and,

**WHEREAS**, the units of local governments desire to associate for the purpose of engaging professionals, but not limited to legal counsel, and technical experts with specialized competence in evaluating the legal and technical issues involved in pursuing claims against responsible parties and remedies as allowed by law; and,

**WHEREAS**, the City of Mattoon has determined that it is in the best interest of the City of Mattoon and the citizens thereof to be added and enter into an Intergovernmental Agreement providing for the City of Mattoon and each of the unity of local government to effectively present claims to responsible parties and pursue remedies against responsible parties as allowed by law; and,

**WHEREAS**, the law firm of Ancel Glink will be representing both the group of municipalities who join together to pursue this matter and each individual member of the group for litigation purposes; and,

**WHEREAS**, an Intergovernmental Agreement by and between the units of local government and the City of Mattoon, Illinois, is attached hereto and incorporated by reference.

**NOW THEREFORE BE IT RESOLVED** by the City Council for the City of Mattoon, Coles County, Illinois hereby authorizes the Mayor, City Clerk and City Attorney to execute said Intergovernmental Agreement attached hereto and incorporated herein by reference.

Upon motion by Commissioner Hall seconded by Commissioner Graven adopted this 1<sup>st</sup> day of August, 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 1st day of August, 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 August 1, 2017.

Administrator Gill noted several municipalities' involvement and explained the City's issue with its fire truck and the estimated lawyer's fees.

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 updated Council on economic development progress, and noted preparation of the intergovernmental agreement with Attorney Jones; otherwise business as usual. Mayor Gover opened the floor for questions with no response.

CITY ATTORNEY updated Council on the Quality Inn matter with an upcoming hearing to resolve the advertising and signage issues which would subsequently allow the distribution of reimbursements. Mayor Gover opened the floor for questions with no response.

CITY CLERK noted several FOIAs; otherwise, business as usual. Mayor Gover opened the floor for questions with no response.

FINANCE announced the receipt of the second property tax installment, which mainly went to pensions, of slightly over \$1.6 million including TIF distributions, and completion of the Treasurer's Report for 2017 which would be published on August 3<sup>rd</sup>. Mayor Gover opened the floor for questions with no response.

PUBLIC WORKS updated Council on the progress of the Public Works Building, Marshall Avenue sidewalks, and municipal parking lot at 21<sup>st</sup> & Broadway; announced anticipated receipt of paving plans for the Public Works Building, the call for Waste Water Treatment Facility intake screens bids for August 30<sup>th</sup>, ground storage tank mixer bids due next week, and return of the tub grinder expected next week. Mayor Gover inquired as to the readiness of the tub grinder with Director Barber stating within minutes of delivery. Commissioner Cox expressed appreciation for Director Barber's rapid response to his recent inquiries.

FIRE & ARTS & TOURISM Commissioner Hall had nothing to report.

POLICE reported on a detail on electronic devices which netted 199 violations resulting in 140 written tickets and the plans for another detail the first week of school. Commissioner Cox inquired as to the age of the violators with Chief Branson stating most were middle aged and older but included some younger violators. Chief Branson further reported on a vehicle pursuit which ended with an accident near 1000 North. Chief Branson requested a replacement officer due to a duty disability. Council, Administrator Gill and Chief Branson discussed the request resulting with the Council's consensus not to replace the officer due to budget constraints, unknown State funding, and not wanting to layoff newly-replacement officers.

#### COMMENTS BY THE COUNCIL

Commissioner Cox reported on a successful Ohio Valley Baseball Tournament last weekend with 500 hotel rooms over 4 days and teams from seven states; and received many compliments on the community and parks. He also commended Parks Superintendent Kurt Stretch on maintaining the tournament both at the parks and High School field.

Commissioner Hall informed Council of a meeting with the EMS Safety Coordinator who covers the ambulances through medical issues, training, and equipment. CECOM has a 9-1-1 ambulance policy, which was operational and would require improvements to its policy. The City's ordinance would also need major changes. The fire chief would monitor the ambulances.

Commissioners Graven and Owen had no further comments.

Commissioner Hall seconded by Commissioner Cox moved to adjourned at 7:06 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