

The City Council of the City of Mattoon held a regular meeting in the City Hall Council Chambers on March 5, 2019.

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 Jones, Finance Director/Treasurer Beth Wright, Public Works Director Dean Barber, 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 February 19 and Budget Workshop February 27, 2019; bills and payroll for the last half of February, 2019; and CCRP –DC HOME REHAB Expenditures.

Bills & Payroll  
last half of February, 2019

	<u>General Fund</u>		
Payroll		\$	282,108.91
Bills		\$	<u>54,919.63</u>
	Total	\$	337,028.54
	<u>Hotel Tax Administration</u>		
Payroll		\$	2,616.82
Bills		\$	<u>2,445.89</u>
	Total	\$	5,062.71
	<u>Festival Mgt Fund</u>		
Bills		\$	<u>4,012.50</u>
	Total	\$	4,012.50
	<u>Capital Project Fund</u>		
Bills		\$	<u>1,967.40</u>
	Total	\$	1,967.40
	<u>Water Fund</u>		
Payroll		\$	37,960.27
Bills		\$	<u>28,266.06</u>
	Total	\$	66,226.33
	<u>Sewer Fund</u>		
Payroll		\$	36,818.68
Bills		\$	<u>32,701.77</u>
	Total	\$	69,520.45

	<u>Health Insurance Fund</u>		
Bills		\$	118,585.00
	Total	\$	118,585.00
	<u>Motor Fuel Tax Fund</u>		
Bills		\$	14,325.18
	Total	\$	14,325.18

Mayor Gover declared the motion to approve the 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. Mr. Jonathan Kaye spoke on his involvement with Mattoon in Motion. There were no other comments from the Public.

NEW BUSINESS

Commissioner Owen seconded by Commissioner Graven moved to adopt Special Ordinance No. 2019-1701, authorizing the mayor to sign an outright grant agreement by and between the City of Mattoon and Mattoon Public Library reimbursing up to \$40,000 from Mid-town TIF Revenues for the sole purpose of cleaning and tuck-pointing the facade to a building located at 1600 Charleston Avenue; and authorizing the mayor to sign the grant agreement.

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**CITY OF MATTOON, ILLINOIS  
SPECIAL ORDINANCE NO. 2019-1701**

**AN ORDINANCE APPROVING A GRANT AGREEMENT BY AND BETWEEN THE CITY OF MATTOON, ILLINOIS AND THE MATTOON PUBLIC LIBRARY IN CONNECTION WITH THE MATTOON MIDTOWN TIF REDEVELOPMENT PROJECT AREA**

WHEREAS, the Mattoon Public Library (the “Grantee”), has submitted a proposal to the City of Mattoon, Illinois (the “Municipality”) for redevelopment of a part of the Municipality’s Mattoon Midtown 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 5th day of March, 2019, 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 5<sup>th</sup> day of March, 2019.

/s/Timothy D. Gover  
Timothy D. Gover, Mayor  
City of Mattoon, Coles County, Illinois

ATTEST:

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

APPROVED AS TO FORM:

/s/Dan C. Jones  
Dan C. Jones, City Attorney

Recorded in the Municipality's Records on March 5, 2019.

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

Commissioner Owen seconded by Commissioner Graven moved to amend the motion by striking “Broadway” and replacing with “Charleston”.

Mayor Gover declared the motion to amend 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 approve Special Ordinance No. 2019-1701 as amended.

Mayor Gover declared the amended 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 Hall moved to adopt Special Ordinance No. 2019-1702, authorizing the mayor to sign an outright grant agreement by and between the City of Mattoon and Jasper Holdings, L.L.C. reimbursing up to \$14,040 from Mid-town TIF Revenues for the sole purpose of window improvements to a building located at 1816-1818 Broadway Avenue; and authorizing the mayor to sign the grant agreement.

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**CITY OF MATTOON, ILLINOIS**

**SPECIAL ORDINANCE NO. 2019-1702**

**AN ORDINANCE APPROVING A GRANT AGREEMENT BY AND BETWEEN THE CITY OF MATTOON, ILLINOIS AND JASPER HOLDINGS, LLC., FOR 1816-1818 BROADWAY (PIN 07-1-003775-000), IN CONNECTION WITH THE MATTOON MID-TOWN REDEVELOPMENT PROJECT AREA**

WHEREAS, Jasper Holdings, 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, referred to as 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 Hall, adopted this 5th day of March, 2019, 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 5th day of March, 2019.

/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 March 5, 2019.

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 Owen seconded by Commissioner Cox moved to adopt Special Ordinance No. 2019-1703, authorizing the mayor to sign an outright grant agreement by and between the City of Mattoon and Consolidated Communications Enterprise Services, Inc. reimbursing up to \$40,000 from Mid-town TIF Revenues for the sole purpose of canopy facade improvements to a building located at 121 S. 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. 2019-1703**

**AN ORDINANCE APPROVING A GRANT AGREEMENT BY AND BETWEEN THE CITY OF MATTOON, ILLINOIS AND CONSOLIDATED COMMUNICATIONS ENTERPRISE SERVICES, INC. FOR 121 SOUTH 17<sup>TH</sup> STREET (PIN 07-1-04252-000), IN CONNECTION WITH THE MATTOON MID-TOWN REDEVELOPMENT PROJECT AREA**

WHEREAS, Consolidated Communications Enterprise Services, Inc. (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, referred to as 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 Cox, adopted this 5th day of March, 2019, 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 5th day of March, 2019.

/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 March 5, 2019.

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 Owen seconded by Commissioner Graven moved to approve Council Decision Request 2019-1903, approving a water and sewer billing adjustment in the amount \$13,614.97 on behalf of Anamet Electrical, Inc. due to a water leak.

Mayor Gover opened the floor for questions/comments/discussion. Mayor Gover noted the agenda item was due to the adjustment over \$1,000. Commissioner Graven inquired whether the leak had been over a long time with Director & Treasurer Wright stating the meter reader recognized the issue which resulted in a \$31,000 billing.

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 2019-1904, approving and authorizing the employment of Brandon Helm as a probationary firefighter, pending passage of his evaluations.

Mayor Gover opened the floor for questions/comments/discussion. Administrator Gill noted Mr. Helm's physical was to be on the 11<sup>th</sup> and a potential start date of March 15<sup>th</sup> or 18<sup>th</sup>.

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. 2019-3037, authorizing and approving Kris A. Phipps as the Interim Fire Chief; and authorizing the mayor and city clerk to sign the Agreement for Interim Fire Chief Services by Independent Contract.

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**CITY OF MATTOON, ILLINOIS**

**RESOLUTION NO. 2019-3037**

**A RESOLUTION AUTHORIZING THE EXECUTION OF AN AGREEMENT FOR INTERIM FIRE CHIEF SERVICES**

WHEREAS, the City of Mattoon, Illinois, is authorized to expend funds for fire protection purposes, including but not limited to contract services and administration and implementation services, and to pay for such services out of the general fund; and

WHEREAS, the resignation of Anthony Nichols as Fire Chief has created a vacancy; and

WHEREAS, the City of Mattoon, desires to insure the City's ability to conduct an effective employee selection process in order to fill the Chief vacancy; and

WHEREAS, the City of Mattoon has recognized that it is necessary to contract for an interim Fire Chief for the City of Mattoon Fire Department by providing interim services for twelve months in order to

facilitate an effective employee selection process and efficient operation of the City of Mattoon Fire Department; and

WHEREAS, the City Council has determined Interim Fire Chief Services shall be provided by Independent Contractor Kris Phipps.

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

Section 1. The finding made in the prefatory portion of this Resolution are hereby adopted.

Section 2. The Agreement for Interim Fire Chief Services by Independent Contractor, which is attached hereto as Exhibit A, and hereby incorporated by this reference as though fully stated herein, and having an effective date of March 19, 2019, is hereby adopted and approved, and the Mayor is hereby authorized to execute said Agreement.

Section 3. This Resolution shall be in full force and effect from and after its passage and approval by the corporate authorities in the manner provided by law.

Upon motion by Commissioner Hall, seconded by Commissioner Graven, adopted this 5<sup>th</sup> day of March, 2019 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 5<sup>th</sup> day of March, 2019.

/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/Dan C. Jones  
Dan C. Jones, City Attorney

Recorded in the Municipality's Records on March 5, 2019.

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 asked Chief Phipps to introduce himself. Chief Phipps recounted his experience and past experiences with Director Barber and Administrator Gill as well as Joint Council



meetings of the past. Commissioner Hall reiterated Chief Phipps' experience as a Fire Chief and certification requirements; and expressed looking forward to working with him.

#### DEPARTMENT REPORTS:

CITY ADMINISTRATOR/COMMUNITY DEVELOPMENT noted continued work on the budgets, the interim agreement, and future annexations. Mayor Gover opened the floor for questions with no response.

CITY ATTORNEY noted business as usual with the review of the agreement and other ordinance violations. Mayor Gover opened the floor for questions with no response.

CITY CLERK noted business as usual, preparing for the work comp audit, and 12 Early Voters processed in the Office. Mayor Gover opened the floor for questions with no response.

FINANCE noted updating the budget worksheets with reductions, and announced the IVR (interactive voice recognition) system for accepting credit cards to process water payments. Mayor Gover opened the floor for questions with no response.

PUBLIC WORKS updated Council on camera at the Yardwaste Facility, Rt.45 hauling, and bids out for street resurfacing and the demolition of the former public works building. Mayor Gover opened the floor for questions with no response.

FIRE Commissioner Hall had nothing to report. Mayor Gover explained reporting to Chief Phipps.

POLICE noted good police performance, and pleased to work with Chief Phipps. Mayor Gover opened the floor for questions with no response.

ARTS AND TOURISM Commissioner Hall had nothing to report.

#### COMMENTS BY THE COUNCIL

Commissioners Cox, Graven, and Owen had no further comments. Commissioner Hall announced being busy with plans for the Fire Chief, Mattoon in Motion's activities, and hospital visit.

Commissioner Hall seconded by Commissioner Cox moved to adjourn at 6:45 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