

The City Council of the City of Mattoon held a regular meeting in the City Hall Council Chambers on March 19, 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, Arts & Tourism Director Angelia Burgett, Public Works Director Dean Barber, Police Chief Jason Taylor, Interim Fire Chief Kris Phipps, 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 March 5, 2019; bills and payroll for the first half of March, 2019; and CCRP –DC HOME REHAB Expenditures.

**Bills & Payroll**  
**first half of March, 2019**

	<b><u>General Fund</u></b>		
Payroll		\$	271,666.00
Bills		\$	<u>154,208.20</u>
	Total	\$	425,874.20
	<b><u>Hotel Tax Administration</u></b>		
Payroll		\$	2,340.82
Bills		\$	<u>615.40</u>
	Total	\$	2,956.22
	<b><u>Festival Mgmt Fund</u></b>		
Bills		\$	<u>24,722.00</u>
	Total	\$	24,722.00
	<b><u>Ins &amp; Tort Jdgmt</u></b>		
Bills		\$	<u>56,109.50</u>
	Total	\$	56,109.50
	<b><u>Capital Project Fund</u></b>		
Bills		\$	<u>4,966.02</u>
	Total	\$	4,966.02
	<b><u>Broadway East Bus Dist</u></b>		
Bills		\$	<u>1,877.06</u>
	Total	\$	1,877.06

	<b><u>Water Fund</u></b>		
Payroll		\$	38,653.95
Bills		\$	<u>42,231.25</u>
	Total	\$	80,885.20
	<b><u>Sewer Fund</u></b>		
Payroll		\$	37,641.03
Bills		\$	<u>37,034.38</u>
	Total	\$	74,675.41
	<b><u>Health Insurance Fund</u></b>		
Bills		\$	<u>85,864.49</u>
	Total	\$	85,864.49
	<b><u>Motor Fuel Tax Fund</u></b>		
Bills		\$	<u>9,496.23</u>
	Total	\$	9,496.23

COLES COUNTY REGIONAL PLANNING & DEVELOPMENT COMMISSION

HOME REHAB EXPENDITURES:

1. CCRP-DC	Rehab Admin	\$9,074.00	CK#1241
2. CCRP-DC	Rehab Admin - Insp	\$10,260.00	CK#1242
3. LUV-IT Construction	609 N 26 <sup>th</sup> Street	\$38,492.00	CK#1243
4. LUV-IT Construction	2620 Moultrie Ave	\$40,740.00	CK#1244
5. Drake Siding & Sunrooms	2600 Champaign	\$9,446.50	CK#1245
6. Drake Siding & Sunrooms	2608 Shelby Ave	\$9,032.00	CK#1246
7. ICMS	2716 Moultrie Ave	\$35,985.00	CK#1247

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

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 questions or comments. Ms. Symal Cervone, 1120 S. 15<sup>th</sup> Street, questioned regulations regarding rental properties and landlords. Administrator Gill stated affirmatively on regulating properties and directed Ms. Cervone to contact Code Enforcement and the

Police Department. Mr. Tim Quakenbush, 3813 Western, questioned the zoning of the Walker Construction property. Administrator Gill noted the C-4 property was not scheduled to be changed.

NEW BUSINESS

Mayor Gover seconded by Commissioner Graven moved to adopt Ordinance No. 2019-5413, approving and causing publication of the Official Zoning Map of the City of Mattoon, Illinois.

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**CITY OF MATTOON, ILLINOIS**

**ORDINANCE NO. 2019-5413**

**ORDINANCE APPROVING AND CAUSING PUBLICATION OF THE OFFICIAL ZONING MAP OF THE CITY OF MATTOON, ILLINOIS**

**WHEREAS**, the Illinois Municipal Code requires the City Council of the City of Mattoon, Illinois to cause to be published each year a map showing the existing zoning classifications and revisions made during the preceding year and the map so published shall be the Official Zoning Map for the City of Mattoon; and

**WHEREAS**, the Community Development Office has submitted a request to approve the revised Official Zoning Map; and

**WHEREAS**, after due and proposed consideration, the Mattoon City Council has deemed it to be in the best interest of the City of Mattoon to approve the new Official Zoning Map.

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

**Section 1.** The attached map entitled Official Zoning Map of Mattoon, Illinois dated March 31, 2019 is hereby approved as the Official Zoning Map of the City of Mattoon, Illinois pursuant to the Illinois Municipal Code and Section 159.20 of the Mattoon Code of Ordinances, which said map reflects the correct location of the official zoning districts in the City of Mattoon between March 31, 2018 and March 31, 2019.

**Section 2.** Updated versions of the Official Zoning Map may be printed in the interim between the approval of this Official Zoning Map and the approval of the Official Zoning Map next year.

**Section 3.** The City Clerk is hereby directed to publish a full-sized copy of the Official Zoning Map and to make copies available in her office for inspection and purchase by the public.

**Section 4.** The City Clerk is directed to publish this Ordinance in pamphlet form by authority of the Corporate Authorities, and this Ordinance shall be in full force and effect from and after its passage and publication in accordance with the terms of Section 1-2-4 of the Illinois Municipal Code.

Upon motion by Mayor Gover, seconded by Commissioner Graven, adopted this 19th 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 19th 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/Daniel C. Jones  
Daniel C. Jones, City Attorney

Recorded in the Municipality's Records on March 19, 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 approve Council Decision Request 2019-1905, approving a water and sewer billing adjustment in the amount \$1,096.22 on behalf of William L. Hall due to a water leak

Mayor Gover opened the floor for questions/comments/discussion. Mayor Gover explained the action was due to the adjustment being over \$1,000.

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 Owen moved to approve Council Decision Request 2019-1906, awarding the bid in the amount of \$295,393.07 to Howell Paving, Inc. for the 2019 Street Resurfacing Project; and authorizing the mayor to sign the resurfacing contract.

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 Cox moved to approve Council Decision Request 2019-1907, approving an \$18,000 grant by the Tourism Advisory Committee from FY19/20 hotel/motel tax funds in support of the Mattoon Pride Softball organization for hosting four tournaments (NCJCAA

Region 24 Tournament, Mattoon Pride NSA Classic & Showcase, NSA State Tournament, Mattoon Bagelfest Tournament) to be held May 9-11, June 7-9, June 28-30, and July 19-21, 2019 respectively; and authorizing the mayor to sign the agreement.

Mayor Gover opened the floor for questions/comments/discussion. Commissioner Graven received confirmation the grant was for the next fiscal 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 Owen seconded by Commissioner Hall moved to approve Council Decision Request 2019-1908, approving a second water and sewer billing adjustment in the amount \$7,822.95 on behalf of Anamet Electrical due to a water leak.

Mayor Gover opened the floor for questions/comments/discussion. Mayor Gover reiterated the action was due to the adjustment being over \$1,000.

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 adopt Ordinance No. 2019-5414, establishing a six-month moratorium on the issuance of ambulance service licenses.

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**CITY OF MATTOON, ILLINOIS**

**ORDINANCE NO. 2019-5414**

**AN ORDINANCE ESTABLISHING A SIX-MONTH  
MORATORIUM ON THE ISSUANCE  
OF ANY AMBULANCE SERVICE LICENSES**

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**WHEREAS**, the City of Mattoon (“City”) is a municipal corporation organized and existing under the Illinois Municipal Code, 65 ILCS 5/1-1-1 et seq.; and

**WHEREAS**, the City has established a set of regulations concerning Private Medical Transportation; Ambulance Code; and

**WHEREAS**, the City has adopted regulations and performance standards for ambulance services; and

**WHEREAS**, the City has determined the Code of Ordinances and the regulations which apply to ambulance services require study and possible revision for proper regulation of private medical transportation in order to determine the proper number of licenses, effects of such number and to promote timely and appropriate emergency care for the public health, safety, and welfare of the City and its residents; and

**WHEREAS**, the City of Mattoon believes that Mitchell Jerdan Ambulance Service has proven to

provide capable services to the citizens of Mattoon and will continue to provide these services during this period of evaluating the Emergency Medical Transportation; Ambulance Code; and

**WHEREAS**, the corporate authorities of the City have determined that it would not be in the best interests of the City and its residents to issue any permits for any new ambulance service until the City has carefully examined all applicable regulations, administrative rules, potential effects, and possible amendments to the City's Code; and

**WHEREAS**, a municipality may suspend and deny the issuance of any new application for ambulance service while it is actively involved in considering amendments to relevant provisions of its code, ordinances, rules and regulations.

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

**Section 1.** The foregoing recitals shall be and are hereby incorporated into and made a part of this Ordinance as if fully set forth in the Section 1.

**Section 2. ESTABLISHMENT OF TEMPORARY MORATORIUM.**

- A. A Temporary Moratorium shall be, and is hereby, established on the receipt of applications for, the processing of, the approval of, and the issuance of all licenses relating to ambulance services not issued as of the date of this Ordinance ("Temporary Moratorium").
- B. The Temporary Moratorium established in Subsection 2.A of this Ordinance shall be, and is hereby, established for a period of six months from the effective date of this Ordinance, which period shall expire at 12:01 AM on September 20, 2019, unless prior to that time the Mayor and City Council, in their sole and absolute discretion, terminate such Temporary Moratorium by ordinance duly adopted.

**Section 3.** At the time of passage of this Ordinance, there are no pending applications of any kind for ambulance service license and therefore no provision needs to be made for any such pending applications.

**Section 4.** The Mayor and City Council have determined the six-month moratorium established by this Ordinance which enable the City to examine regulations pertaining to Private Medical Transportation, ambulance service license, is a matter of public necessity.

**Section 5.** If any section, subsection, sentence, clause, phrase or portion of this Ordinance is for any reason held invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed a separate, distinct, and independent provision and such holding shall not affect the validity of the remaining portions hereof.

**Section 6.** All prior Ordinances and Resolutions in conflict or inconsistent herewith are hereby expressly repealed only to the extent of such conflict or inconsistency.

**Section 7.** This Ordinance shall be in full force and effect upon passage, approval and publication in pamphlet form as provided by law.

Upon motion by Commissioner Hall, seconded by Commissioner Cox, adopted this 19th 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 19<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 19, 2019.

Mayor Gover opened the floor for Public comments. Mr. Randy Hausle, 400 Crestview Drive, questioned the moratorium and elimination of the ambulance service. Administrator Gill and Council explained the moratorium and reasons for the elimination of the ambulance service. Mr. Kenny Clatfelter, 2720 Brian Drive, provided his opinion on the ambulance service and the Fire union contract. Council and Administrator Gill explained the City's position and lack of negotiating by the Fire union. Ms. Sheila Monroe, 408 Crestview, requested the Council to meet with businesses to address other issues within the City. Council noted the work of Mattoon in Motion and the need to public address issues through an open meeting. Mayor Gover and Commissioner Hall stated they could attend a meeting with Ms. Monroe and referred Ms. Monroe to contact Administrator Gill to coordinate. Ms. Terry Landrus, 2920 Richmond, questioned the budget meetings. Administrator Gill noted the Public Hearing on the budget to be conducted at the April 2<sup>nd</sup> Council meeting. Mayor Gover noted the publication of previous budget meetings and encouraged attendance at the open meeting. Mr. Fred Reynolds, 3008 Prairie Avenue, provided the Council with four reasons (paramedic employment turnovers, manpower, response time and customer service) to have the Firefighter/Paramedics dispatched on ambulance calls. Mr. Kevin Mahaney, 913 Piatt Avenue, questioned the payment of the Interim Fire Chief and other ambulance service previously interested in serving Mattoon. Administrator Gill noted the payment to the Interim Fire Chief was less than the previous chief's salary and benefits and replacement of other vacancies due to promotions, and with five different ambulance services in the past years discontinuing in Mattoon, an opportunity to allow Mitchell-Jerdan to operate was given. Council explained the moratorium of up to six months to determine the abilities of Mitchell-Jerdan to provide services. Ms. Angel Harrison, 913 Piatt Avenue, questioned the moratorium with Council clarifying the moratorium of up to six months. Mr. Jason Wright questioned the purpose of the moratorium and failing points. Council with Administrator Gill explained the performance, legal issues, and Mitchell-Jerdan meeting 95-96% of the response answer standards.

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 time spent on the budgets, negotiations and arbitration. Mayor Gover opened the floor for questions with no response.

Mayor Gover thanked the audience for attending and their discussion.

CITY ATTORNEY noted business as usual and a meeting with Judge Bovard to address the nuisance properties and juvenile issues. Mayor Gover opened the floor for questions with no response.

CITY CLERK noted business as usual and had 42 Early Voters in the Office. Mayor Gover opened the floor for questions with no response.

FINANCE distributed and reviewed the February Financial Report including the cash position, receipt of the franchise tax monies, and reduction of retiree health expenditures in February. Mayor Gover opened the floor for questions with no response.

PUBLIC WORKS updated the Council on powerwashing and tuckpointing of the Public Library, SCADA upgrades and clearwell construction at the Water Treatment Plant, crews repairing pot holes, Yardwaste facility preparing for Spring, and reminder of the Cleanup Day on the 3<sup>rd</sup> Saturday in May.

FIRE met with all crews, reported on calls, and was pleased to meet the Fire staff. Mayor Gover opened the floor for questions with no response.

POLICE reported officer levels are at the 1987 level with calls and arrests up, and have no personnel to lose. Mayor Gover opened the floor for questions with no response.

ARTS AND TOURISM noted a busy planning season; otherwise, business as usual. Mayor Gover opened the floor for questions with no response.

#### COMMENTS BY THE COUNCIL

Commissioner Cox noted there are disagreements with the Public, but Council has the best interest in mind. Commissioner Hall noted although the Council addresses difficult subjects, the Departments want to provide quality services with the funding they have while the taxpayers not wanting to pay more for better services; and Mattoon in Motion has a lot of good things in this area. Mayor Gover noted monthly meetings with Charleston's Mayor and Administrator as well as some Department Heads meet as well to cooperate between communities. Commissioners Graven and Owen had no further comments.

Mayor Gover seconded by Commissioner Hall moved to recess to closed session at 7:31 p.m. pursuant to the Illinois Open Meetings Act for the purpose of the discussion of collective negotiating matters between the City of Mattoon and its employees or their representatives, or deliberations concerning salary schedules for one or more classes of employees (5ILCS 120 (2)(C)(2)); and litigation that is affecting the City and an action is probable or imminent (5ILCS 120(2)(C)(11)).

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.

Council reconvened at 7:44 p.m.



Council with Department Heads discussed the meeting, budget reductions and total deficit of just over \$509,000, overtime, revenues, video gaming, Cemetery excavator, and Walkers property.

Commissioner Hall seconded by Commissioner Owen moved to adjourn at 7:59 p.m.

Mayor Gover declared the motion carried by the following vote: NAY Commissioner Cox, YEA Commissioner Graven, YEA Commissioner Hall, YEA Commissioner Owen, YEA Mayor Gover.

/s/Susan J. O'Brien  
City Clerk