

The City Council of the City of Mattoon held a regular meeting in the City Hall Council Chambers on September 3, 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, Absent Commissioner Preston Owen, and YEA Mayor Tim Gover.

Also physically present were City personnel: City Administrator Kyle Gill, Acting City Attorney Sarah Ruholl-Sehy, Finance Director/Treasurer Beth Wright, Public Works Director Dean Barber, Interim Fire Chief Kris Phipps, Police Chief Jason Taylor, 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 August 20, 2019; bills and payroll for the last half of August, 2019.

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

|         |  |    |                  |
|---------|--|----|------------------|
|         | <b><u>General Fund</u></b>             |    |                  |
| Payroll |  | \$ | 266,312.45       |
| Bills   |  | \$ | <u>78,011.38</u> |
|         | Total                                  | \$ | 344,323.83       |
|         | <b><u>Hotel Tax Administration</u></b> |    |                  |
| Payroll |  | \$ | 2,657.30         |
| Bills   |  | \$ | <u>3,290.39</u>  |
|         | Total                                  | \$ | 5,947.69         |
|         | <b><u>Festival Mgmt Fund</u></b>       |    |                  |
| Bills   |  | \$ | <u>1,042.00</u>  |
|         | Total                                  | \$ | 1,042.00         |
|         | <b><u>Ins &amp; Tort Jdgmt</u></b>     |    |                  |
| Bills   |  | \$ | <u>4,937.00</u>  |
|         | Total                                  | \$ | 4,937.00         |
|         | <b><u>Midtown TIF Fund</u></b>         |    |                  |
| Bills   |  | \$ | <u>2,003.38</u>  |
|         | Total                                  | \$ | 2,003.38         |
|         | <b><u>Capital Project Fund</u></b>     |    |                  |
| Bills   |  | \$ | <u>10,918.00</u> |
|         | Total                                  | \$ | 10,918.00        |
|         | <b><u>Broadway East Bus Dist</u></b>   |    |                  |
| Bills   |  | \$ | <u>2,308.27</u>  |
|         | Total                                  | \$ | 2,308.27         |

|         |                                     |    |                   |
|---------|-------------------------------------|----|-------------------|
|         | <b><u>Water Fund</u></b>            |    |                   |
| Payroll |                                     | \$ | 39,739.95         |
| Bills   |                                     | \$ | <u>319,659.11</u> |
|         | Total                               | \$ | 359,399.06        |
|         | <b><u>Sewer Fund</u></b>            |    |                   |
| Payroll |                                     | \$ | 37,114.30         |
| Bills   |                                     | \$ | <u>31,952.08</u>  |
|         | Total                               | \$ | 69,066.38         |
|         | <b><u>Health Insurance Fund</u></b> |    |                   |
| Bills   |                                     | \$ | <u>218,411.20</u> |
|         | Total                               | \$ | 218,411.20        |
|         | <b><u>Motor Fuel Tax Fund</u></b>   |    |                   |
| Bills   |                                     | \$ | <u>13,177.58</u>  |
|         | Total                               | \$ | 13,177.58         |

Mayor Gover opened the floor for questions/comments/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, Absent Commissioner Owen, YEA Mayor Gover.

**PRESENTATIONS, PETITIONS AND COMMUNICATIONS**

Mayor Gover opened the floor for Public comments or questions with nor response from the Public.

**NEW BUSINESS**

Commissioner Hall seconded by Commissioner Cox moved to approve Council Decision Request 2019-1974, approving the re-appointments of Chris Considine, Blake Fairchild, Rich Fanelli, Justin Grady, and Stephanie Packard to the Tourism Committee with terms ending September 30, 2022.

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, Absent Commissioner Owen, YEA Mayor Gover.

Commissioner Hall seconded by Commissioner Cox moved to approve Council Decision Request 2019-1975, approving the re-appointments of Matthew Burns, Bernie deBuhr, Janet Snow, Scott Wattles, and Hans Warner to the Mattoon Arts Council with terms ending September 30, 2021.

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, Absent Commissioner Owen, YEA Mayor Gover.

Mayor Gover seconded by Commissioner Graven moved to adopt Resolution No. 2019-3044, approving an Intergovernmental Do-Not-Self-Deploy Agreement by and between the Cities of Charleston and Mattoon and the County of Coles.

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**CITY OF MATTOON, ILLINOIS**

**RESOLUTION NO. 2019-3044**

**A RESOLUTION APPROVING AN INTERGOVERNMENTAL DO NOT SELF DEPLOY AGREEMENT BY AND BETWEEN THE CITIES OF CHARLESTON AND MATTOON AND THE COUNTY OF COLES**

**WHEREAS**, the City of Mattoon, of the State of Illinois (hereinafter “Municipality”) is a City of the State of Illinois and duly constituted public agency of the State of Illinois; and

**WHEREAS**, the Municipality, as a public agency of the State of Illinois, is authorized and empowered by the Constitution of the State of Illinois (Ill. Const. Art. VII, § 10) and the Illinois Intergovernmental Cooperation Act (5 ILCS 220/1 et seq.) to enter into intergovernmental agreements with other public agencies on matters of mutual concern and interest; and

**WHEREAS**, in the event of a calamity, seeing images of the disaster may compel individuals to the impacted area; and,

**WHEREAS**, the impulse to help others who are suffering is commendable; however, volunteering inside a disaster area can be dangerous, stressful work in extreme environments; and

**WHEREAS**, the complexity of working in a disaster area should not be underestimated; and

**WHEREAS**, until a need has been identified and the local community impacted has requested support, volunteers should not enter.

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

**Section 1.** That in order to prevent situations wherein the community is overwhelmed by the number of generous people who want to help, volunteers shall first contact and affiliate with an established organization to ensure that they are appropriately trained and supported to respond in the most effective way possible.

**Section 2.** That until such time as the following has occurred, self-deployed and unaffiliated volunteers shall not enter a designated disaster area:

1. Volunteer is affiliated with an established organization.
2. It is deemed safe to travel to volunteer sites.
3. Opportunities for volunteers have been identified.
4. Positions are assigned by an existing established Voluntary Organization.
5. Volunteers are wearing proper safety gear for the task.

**Section 3.** That the City Administrator and City Clerk are hereby authorized to execute such documents and all other documents necessary for carrying out of said Intergovernmental Agreement.

Upon motion by Mayor Gover seconded by Commissioner Graven, adopted this 3rd day of September, 2019 by a roll call vote, as follows:

AYES (Names): Commissioner Cox, Commissioner Graven,  
Commissioner Hall, Mayor Gover

NAYS (Names): None

ABSENT (Names): Commissioner Owen

Introduced, Passed and Approved this 3rd day of September, 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/Daniel C. Jones  
Daniel C. Jones, City Attorney

Recorded in the Municipality's Records on September 3, 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, Absent Commissioner Owen, YEA Mayor Gover.

Commissioner Cox seconded by Commissioner Hall moved to approve Council Decision Request 2019-1976, authorizing the employment of Doug Homann as a Tier II Waste Water Treatment Plant Operator II with an effective date of 09/18/19. (Actual start date September 25, 2019)

Mayor Gover acknowledged the attendance of Mr. Homann.

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

Commissioner Graven seconded by Commissioner Cox moved to adopt Ordinance No. 2019-5421, amending Section 54.03 Prohibited Activities of Chapter 54: Yard Waste Facility of the municipal code to regulate disposal of yard waste from equipment borrowed from or rented from a General Contractor or Tree Contractor.

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**CITY OF MATTOON, ILLINOIS**

**ORDINANCE NO. 2019-5421**

**AN ORDINANCE MODIFYING THE OPERATING POLICIES FOR  
THE YARD WASTE FACILITY**

**WHEREAS**, the City of Mattoon operates a Yard Waste Facility at 320 Shelby Avenue; and

**WHEREAS**, the City Council of the City of Mattoon established certain regulations with regard to the operation and use of said Facility in Chapter 54 of the City of Mattoon Code of Ordinances; and

**WHEREAS**, the City of Mattoon wishes to modify certain portions of the ordinances in said Chapter 54 regarding the Yard Waste Facility.

**NOW, THEREFORE, BE IT FURTHER ORDAINED BY THE CITY COUNCIL OF THE CITY OF MATTOON, ILLINOIS** that

**Section 1. Recitals.** The facts and statements contained in the preamble to this Ordinance are found to be true and correct and are hereby adopted as part of this Ordinance.

**Section 2. Amendments.** Title V, Chapter 54 “Yard Waste Facility” of the Code of Ordinances be amended by the addition of the following:

**CHAPTER 54: YARD WASTE FACILITY**

**54.03 Prohibited Activities**

H. Yard Waste may not be disposed at the Yard Waste Facility in equipment borrowed from, or rented from, a General Contractor or Tree Contractor.

**Section 3.** This ordinance shall be in full force and effect upon its publication and approval as provided by law. The Clerk is hereby directed to publish this Ordinance in pamphlet form.

Upon motion by Commissioner Graven, seconded by Commissioner Cox, adopted this 3rd day of September, 2019, by a roll call vote, as follows:

AYES (Names):           Commissioner Cox, Commissioner Graven,  
                                  Commissioner Hall, Mayor Gover  
NAYS (Names):           None  
ABSENT (Names):       Commissioner Owen

Introduced, Passed and Approved this 3rd day of September, 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/Daniel C. Jones  
Daniel C. Jones, City Attorney

Recorded in the Municipality’s Records on September 3, 2019.

Mayor Gover opened the floor for questions/comments/discussion. Director Barber explained the situations where contractors allowed residents to use contractor’s equipment to dispose of yard waste at the facility. Mr. Bart Owen inquired about residents disposing of yard waste after a contractor had performed the task with Director Barber stating the incident would be allowed.

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

DEPARTMENT REPORTS:

CITY ADMINISTRATOR/COMMUNITY DEVELOPMENT noted technically agreed upon sections of AFSCME negotiations, preparation of plats which were approved along with the Corridor Review Committee's acceptance of the plat, and preparation of the Council meeting. Commissioner Cox inquired whether the Coles Centre project would break ground this Fall with Administrator Gill responding as scheduled. Mayor Gover opened the floor for question with no response.

CITY ATTORNEY had no comments.

CITY CLERK noted the processing of FOIAs, insurance issues and various reports. Mayor Gover opened the floor for questions with no response.

FINANCE noted completion of the Treasurer's Annual Report and reviewed the report; and continued work with the auditors. Mayor Gover opened the floor for questions with no response.

PUBLIC WORKS updated Council on the Streetscaping project by Fuller-Wente, sidewalks project on Western Avenue by Carl Bartels, and upcoming Charleston Avenue sidewalk project. Mayor Gover opened the floor for questions with no response.

FIRE updated Council on statistics of calls, training at the high rises, inspections, and pre-fire plans with 349 pre-fire plans entered since last week. Mayor Gover opened the floor for questions with no response.

POLICE updated Council on statistics of calls, and urged Council to hire two officers. Mayor acknowledged the staffing situation with budget constraints. Mayor Gover opened the floor for questions with no response.

ARTS AND TOURISM announced the Lone Elm Room's Fall Follies variety show, newly designed Celebrate Downtown logo, a 2.3% increase on the return on investment for Coles County Tourism in 2018, submission of invoice to Charleston for their share of fireworks, and Bagelfest's break even for the event without the need to transfer funds from hotel/motel tax funds. Mayor Gover inquired as to the \$500 increase for fireworks. Director Burgett noted the increase in cost of fireworks, not receiving the trash removal donation this year, and small damage to Mark Nelson's trailer. Mayor Gover opened the floor for question with no response.

COMMENTS BY THE COUNCIL

Commissioners Cox, Graven and Hall had no further comments.

Mayor Gover seconded by Commissioner Hall moved to recess to closed session at 6:50 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/20 (2)(C)(2)).

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

Council reconvened at 7:20 p.m.

Administrator Gill and Council discussed annexations. Council's consensus was not to pursue at this time.

Commissioner Hall seconded by Commissioner Cox moved to adjourn at 7:31 p.m.

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

/s/Susan J. O'Brien  
City Clerk