

The City Council of the City of Mattoon held a Regular City Council meeting in the Council Chambers of City Hall on May 19, 2020.

Mayor Gover presided and called the meeting to order at 6:30 p.m.

The following members of the Council answered roll call physically present: YEA Commissioner Dave Cox , YEA Commissioner Sandra Graven, YEA Commissioner Rick Hall (Commissioner Hall attended by virtual means per Governor Pritzker’s Executive Order 2020-07), 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, Arts & Tourism Director Angelia Burgett- Audio, Public Works Director Dean Barber – Audio, Information Technology Director Brian Johanpeter - Audio 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 May 5, and Special Meetings May 7, 2020; bills and payroll for the first half of May, 2020.

Bills & Payroll
first half of May,
2020

	<u>General Fund</u>		
Payroll		\$	273,927.16
Bills		\$	52,641.22
			<hr/>
		Total	\$ 326,568.38
	<u>Hotel Tax Administration</u>		
Payroll		\$	4,072.18
Bills		\$	406.43
			<hr/>
		Total	\$ 4,478.61
	<u>Festival Mgmt Fund</u>		
Bills		\$	75.00
			<hr/>
		Total	\$ 75.00
	<u>Insurance & Tort Jdgmnt</u>		
Bills		\$	46,266.00
			<hr/>
			\$ 46,266.00
	<u>Capital Project Fund</u>		
Bills		\$	39,424.56
			<hr/>
		Total	\$ 39,424.56
	<u>Broadway East Bus Dist</u>		
Bills		\$	41,902.76
			<hr/>
		Total	\$ 41,902.76
	<u>Water Fund</u>		
Payroll		\$	46,286.40
Bills		\$	63,764.55
			<hr/>
		Total	\$ 110,050.95

	<u>Sewer Fund</u>		
Payroll		\$	46,788.69
Bills		\$	45,867.75
	Total	\$	92,656.44
	<u>Health Insurance Fund</u>		
Bills		\$	143,827.61
	Total	\$	143,827.61
	<u>Motor Fuel Tax Fund</u>		
Bills		\$	2,360.50
	Total	\$	2,360.50

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, and YEA Mayor Gover.

PRESENTATIONS, PETITIONS AND COMMUNICATIONS

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

NEW BUSINESS

Mayor Gover seconded by Commissioner Cox moved to approve Council Decision Request 2020-2040, authorizing the purchase of one 2020 Ford Explorer Police Interceptor AWD squad car in the amount of \$35,767.56 from Pilson Auto Center to be paid with drug seizure funds.

Mayor Gover opened the floor for questions/comments/discussion. Administrator Gill noted the amount matches the State bid price.

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 adopt Special Ordinance No. 2020-1741, declaring personal property owned by the municipality surplus and authorizing the sale or disposal of the property.

CITY OF MATTOON, ILLINOIS

SPECIAL ORDINANCE NO. 2020-1741

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 Owen, adopted this 19th day of May, 2020, 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 May, 2020.

/s/Tim Gover
Tim 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 May 19, 2020.

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 Graven seconded by Commissioner Hall moved to approve Council Decision Request 2020-2041, approving the plans and specifications for Phase 3 of the Champaign Avenue Sidewalks Project.

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 Resolution No, 2020-3088, approving the continuance of a Local State of Emergency (Coronavirus COVID-19).

CITY OF MATTOON, ILLINOIS

RESOLUTION NO. 2020-3088

DECLARATION OF LOCAL STATE OF EMERGENCY

State of Illinois
County of Coles
City of Mattoon

Pursuant to the authority vested in the office of Mayor by the Illinois Municipal Code Section 5/11-1-6, the Illinois Emergency Management Agency Act Section 3305/11 and Ordinance No. 2020-5430 of the City of Mattoon, I, Timothy D. Gover, the Mayor of the City of Mattoon do hereby declare that a Local State of Emergency exists as of this date, May 19, 2020, and shall continue until such time as provided in Ordinance No. 2020-5430.

WHEREAS, on January 30, 2020, the World Health Organization declared the outbreak of COVID-19 to be a public health emergency of international concern and on March 11, 2020 declared a worldwide pandemic; and

WHEREAS, on January 31, 2020, the U.S. Health and Human Services Secretary declared a public health emergency for the United States; and

WHEREAS, the Governor of the State of Illinois has issued a disaster proclamation on March 9, 2020 due to the impact of the COVID-19 virus and has activated the State Emergency Operations Center; and

WHEREAS, the State Emergency Management Agency has declared a public health emergency due to the impact of the COVID-19 virus; and

WHEREAS, the City Administration has coordinated its response with other Coles County governmental entities.

The nature of the emergency is related to the COVID-19 virus which is causing or anticipated to cause widespread impacts on the health of members of the community.

During the existence of the Local State of Emergency, the Mayor shall execute such authority as provided under the Illinois Municipal Code, the Illinois Emergency Management Agency Act and Ordinance No. 2020-5430.

This Declaration of Local State of Emergency shall be filed with the City Clerk as soon as practicable.

I, Timothy D. Gover, whose name is signed to this instrument, being first duly sworn, signed and executed the instrument as the Declaration of Local State of Emergency, and that I signed willingly, and that I executed it as my free and voluntary act for the purposes therein expressed.

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

Mayor Gover announced that so long as the Governor's order is in effect, the City needed to pass this resolution at each meeting. Clerk O'Brien read the comments received from Rebecca Darling of 3413 Prairie who believes we should open up, thinks it is a hoax, and wants our area to open up. Mayor Gover noted all of us want to be open, but the City cannot go against the Governor's order due to potential loss of funding or grants as well as Federal funding.

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 elaborated on several calls from businesses wanting to open up, but their licenses could be in jeopardy, and the County Board agreed with the State's Attorney's recommendation not to prosecute but businesses should stay closed. Council with input from Attorney Jones discussed the City was not the one who closed the businesses nor the County Board and we have to wait for the Governor to make a decision of when to open. Administrator Gill noted the meeting with AFSCME on Zoom for bargaining negotiations and upcoming Police negotiations in mid-June, as well as an increase in fence permits and steady construction permits. Mayor Gover opened the floor for questions with no response.

CITY ATTORNEY added to the Mayor's previous comments that going against the Governor's order could pose serious issues of liability and insurance issues; and noted an upcoming June 1st City Court date, collecting of hotel/motel taxes, and quieter time while closed. Mayor Gover opened the floor for questions with no response.

CITY CLERK noted the office continued to stay very busy with our usual business despite being closed to the Public. Mayor Gover opened the floor for questions with no response.

FINANCE distributed and reviewed the April 2020 Financial Report by noting the audited numbers and numbers before the fiscal year accruals, cash basis, cash position, and unrestricted general fund cash of \$4.750 million compared to \$4.417 the previous month. Further discussion was held on the revenues including income tax (down), gaming, use tax which was expected to decrease significantly, sales tax, telecom tax, and personal property replacement tax (down); announced IML's LGDF revenues

were expected to be flat from the prior year, an upcoming conference call with the auditors, and working with Kyle on a FEMA grant application. Mayor Gover opened the floor for questions with no response. Mayor Gover concurred on the LGDF revenues and added the City was supposed to receive 10%, but receives 8% and could receive less.

PUBLIC WORKS noted the State announced Tuesday an economic stimulus grant program and the City would have this on the next agenda to request funding for the Broadway Avenue Streetscaping project of \$678,000, June 2nd the availability for public inspection for the plans and specifications and email to anyone interested; and announced the receipt of a bonus MFT Capital Projects fund payment of \$204,000 from Rebuild IL Program and gas tax increase. Further discussion was held on receiving two checks this fiscal year and next fiscal year providing things stay the same; then, we would be able to start the DeWitt Avenue project within two years. Mayor Gover opened the floor for questions with no response.

FIRE Commissioner Hall noted the interviewing of the fire chief applicants by the Fire Chiefs Association and the addressing of the grievance filed by the Fire Union.

POLICE no report.

ARTS AND TOURISM announced the Mural Artist to begin the end of June on the wall across from the Depot and complete by the end of August. Mayor Gover opened the floor for questions with no response.

COMMENTS BY THE COUNCIL

Commissioner Owen noted the revenue sources were currently at the same level pre-COVID but the income tax and personal property replacement tax were down 50%. The sales tax and telecom tax should stay the same. The video gaming and others won't be collected due to the stay home order and noted the expectation of sales taxes in June for March. Council discussed the revenues, State reducing its budget by another 5% and the State's budget situation, and reductions in video gaming to zero from April to possibly June. Commissioners Cox, Graven and Hall had no further comments.

Mayor Gover seconded by Commissioner Cox moved to recess to closed session at 6:56 p.m. pursuant to the Illinois Open Meetings Act for the purpose of the discussion of the appointment, compensation, discipline, performance, or dismissal of specific employees of the City or legal counsel for the City. (5ILCS 120 (2)(C)(1)); 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 which 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 7:13 p.m.

Commissioner Hall seconded by Commissioner Cox moved to adjourn at 7:13 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