

The City Council of the City of Mattoon held a Regular City Council meeting in the Council Chambers of City Hall on August 4, 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, YEA Commissioner 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 (6:55 p.m.), Public Works Director Dean Barber – Audio, Fire Chief Jeff Hilligoss, 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 21, 2020; bills and payroll for the last half of July, 2020.

Bills & Payroll
last half of July, 2020

| | | | |
|---------|--|----|--------------|
| | <u>General Fund</u> | | |
| Payroll | | \$ | 273,686.58 |
| Bills | | \$ | 1,155,197.28 |
| | Total | \$ | 1,428,883.86 |
| | <u>Hotel Tax Administration</u> | | |
| Payroll | | \$ | 2,549.02 |
| Bills | | \$ | 3,850.17 |
| | Total | \$ | 6,399.19 |
| | <u>Midtown TIF Fund</u> | | |
| Bills | | \$ | 1,688.04 |
| | Total | \$ | 1,688.04 |
| | <u>Capital Project Fund</u> | | |
| Bills | | \$ | 53,618.96 |
| | Total | \$ | 53,618.96 |
| | <u>I-57 East TIF District</u> | | |
| Bills | | \$ | 357,371.77 |
| | Total | \$ | 357,371.77 |
| | <u>Broadway East Bus Dist</u> | | |
| Bills | | \$ | 2,597.17 |
| | Total | \$ | 2,597.17 |
| | <u>Water Fund</u> | | |
| Payroll | | \$ | 44,753.40 |
| Bills | | \$ | 139,414.51 |
| | Total | \$ | 184,167.91 |

| | | | |
|---------|-------------------------------------|----|-------------------|
| | <u>Sewer Fund</u> | | |
| Payroll | | \$ | 43,635.37 |
| Bills | | \$ | <u>208,486.25</u> |
| | Total | \$ | 252,121.62 |
| | <u>Health Insurance Fund</u> | | |
| Bills | | \$ | <u>294,402.36</u> |
| | Total | \$ | 294,402.36 |
| | <u>Motor Fuel Tax Fund</u> | | |
| Bills | | \$ | <u>8,697.75</u> |
| | Total | \$ | 8,697.75 |

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 comments from the Public. Mr. Jonathan Kaye requested the waiving of permits for home construction in certain neighborhoods, bottom-up investing, and Mattoon In Motion (MIM) Innovation Center progress. Commissioner Hall and Mr. Ed Dowd (attended virtually) updated Mr. Kaye on the MIM progress.

NEW BUSINESS

Mayor Gover seconded by Commissioner Hall moved to approve Council Decision Request 2020-2060, ratifying the re-appointment of David Skocy to the Planning Commission for a term ending 08/17/2025.

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 adopt Special Ordinance No. 2020-1747, approving the Final Plat of Coles Centre Subdivision Fourth Addition.

CITY OF MATTOON, ILLINOIS

SPECIAL ORDINANCE NO. 2020-1747

APPROVING THE FINAL PLAT FOR THE FOURTH ADDITION OF COLES CENTRE SUBDIVISION

WHEREAS, the Final Plat for the initial phase of Coles Centre Subdivision establishing Lot 1 was approved by the City Council of the City of Mattoon on March 06, 2012; and

WHEREAS, the Final Plat for the Second Addition of Coles Centre Subdivision establishing Lot 2 and Lot 3 was approved by the City Council of the City of Mattoon on August 20, 2019; and

WHEREAS, the Final Plat for the Third Addition of Coles Centre Subdivision establishing Lot 4 was approved by the City Council of the City of Mattoon on August 20, 2019; and

WHEREAS, Coles Centre L.L.C., the owner of Coles Centre Subdivision has caused said premises to be re-surveyed and re-subdivided so as to establish Lots 5, 6, and 7, further described as:

**LEGAL DESCRIPTION
COLES CENTRE SUBDIVISION FOURTH ADDITION**

A part of Outlot A of the Replat of Part of Coles Centre Subdivision, reference made to Plat Book 5, Page 236, in the Coles County Recorder's Office, Coles County, Illinois, being more particularly described as follows:

COMMENCING at the Southeast corner of said Lot 1 of Coles Centre Subdivision First Addition, reference made to Plat Book 5, Page 231, in the Coles County Recorder's Office, Coles County, Illinois, being an iron pin;

Thence, N 89° 59' 36" W, all bearings are referenced to the Illinois State Plane Coordinate System East Zone Datum of 1983, along the South line of said Lot 1, to the Southwest corner of said Lot 1, a distance of 369.27 feet, to an iron pin;

Thence, N 55° 54' 29" W, along the South Right-of-Way line of Coles Centre Parkway, to the West Right-of-Way line of Coles Centre Parkway, a distance of 60.00 feet, to an iron pin;

Thence, Northeasterly, along the West Right-of-way line of Coles Centre Parkway, being a curve to the Left having a radius of 285.00 feet, an arc length of 161.07 feet, a chord direction of N 17° 54' 03" E, and a chord length of 158.94 feet, to the POINT OF BEGINNING, being an iron pin;

Thence, N 44° 53' 56" W, a distance of 53.89 feet, to an iron pin;

Thence, N 89° 59' 36" W, a distance of 83.75 feet, to an iron pin;

Thence, Northwesterly, along a curve to the Right having a radius of 280.00 feet, an arc length of 193.14 feet, a chord direction of N 70° 13' 57" W, and a chord length of 189.33 feet, to an iron pin;

Thence, N 50° 28' 18" W, a distance of 48.32 feet, to an iron pin;

Thence, Northwesterly, along a curve to the Left having a radius of 220.00 feet, an arc length of 149.88 feet, a chord direction of N 69° 59' 21" W, and a chord length of 147.00 feet, to an iron pin;

Thence, N 89° 30' 24" W, a distance of 381.58 feet, to an iron pin;

Thence, N 00° 29' 36" E, a distance of 60.00 feet, to an iron pin;

Thence, N 89° 30' 24" W, a distance of 335.04 feet, to an iron pin;

Thence, N 00° 29' 57" E, a distance of 460.41 feet, to an iron pin;

Thence, N 89° 45' 57" E, a distance of 335.07 feet, to an iron pin;

Thence, N 00° 14' 03" W, a distance of 60.00 feet, to an iron pin;

Thence, S 89° 45' 57" W, a distance of 233.11 feet, to an iron pin;

Thence, N 00° 14' 03" W, to the South Right-of-Way line of F.A.I. Route 17, a distance of 320.00 feet, to an iron pin;

Thence, N 89° 45' 57" E, along the South Right-of-Way line of F.A.I. Route 17, to the West line of Lot 4 of Coles Centre Subdivision, Third Addition, reference made to Plat Book 5, Page 249, in the Coles County Recorder's Office, Coles County, Illinois, a distance of 334.40 feet, to an iron pin;

Thence, S 00° 14' 03" E, along the West line of said Lot 4, to the Southwest corner of said Lot 4, a distance of 320.00 feet, to an iron pin;

Thence, N 89° 45' 57" E, along the South line of said Lot 4, to the West Right-of-Way line of Coles Centre Parkway, a distance of 333.70 feet, to an iron pin;

Thence, S 00° 14' 03" E, along the West Right-of-Way line of Coles Centre Parkway, to the South Right-of-Way line of Coles Centre Parkway, a distance of 60.00 feet, to an iron pin;

Thence, N 89° 45' 57" E, along the South Right-of-Way line of Coles Centre Parkway, a distance of 196.65 feet, to an iron pin;

Thence, Southeasterly, continuing along the South Right-of-Way line of Coles Centre Parkway, to the West Right-of-Way line of Coles Centre Parkway, being a curve to the Right having a radius of 220.00 feet, an arc length of 346.50 feet, a chord direction of S 45° 06' 50" E, and a chord length of 311.78 feet, to an iron pin;

Thence, S 00° 00' 24" W, continuing along the West Right-of-Way line of Coles Centre Parkway, a distance of 485.30 feet, to an iron pin;

Thence, Southwesterly, continuing along the West Right-of-Way line of Coles Centre Parkway, being a curve to the Right having a radius of 285.00 feet, an arc length of 8.47 feet, a chord direction of S 00° 51' 30" W, and a chord length of 8.47 feet, to the POINT OF BEGINNING, and containing 17.80 acres, more or less; and

WHEREAS, the Final Plat titled Coles Centre Fourth Addition is attached as Exhibit 'X';
and

WHEREAS, all of public improvements required to serve said lots are currently under construction as part of a joint effort between the City of Mattoon and Agracel/Coles Centre LLC; and

WHEREAS, it appears from an examination of said Final Plat that the same is in due form as required by law and complies with all rules, regulations, and requirements relative to subdivisions and zoning in the City of Mattoon, Illinois, and that said plat should be approved; and

WHEREAS, the Planning Commission of the City of Mattoon recommended approval of the Final Plat for the Fourth Addition of Coles Centre Subdivision on July 14, 2020.

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

Section 1. The Final Plat for Coles Centre Subdivision Fourth Addition be approved.

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 Mayor Gover, seconded by Commissioner Owen, adopted this 4th day of August, 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 4th day of August, 2020.

/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 August 4, 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.

Mayor Gover seconded by Commissioner Graven moved to adopt Special Ordinance No. 2020-1748, declaring personal property owned by the municipality surplus and authorizing the sale or disposal of the property.

CITY OF MATTOON, ILLINOIS

SPECIAL ORDINANCE NO. 2020-1748

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 Graven, adopted this 4th day of August, 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 4th day of August, 2020.

/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 August 4, 2020.

Mayor Gover opened the floor for questions/comments/discussion. Mayor Gover noted the surplus was mainly chairs.

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 Cox moved to adopt Resolution No. 2020-3099, approving the continuance of a Local State of Emergency due to the virus (Coronavirus COVID-19).

CITY OF MATTOON, ILLINOIS

RESOLUTION NO. 2020-3099

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, August 04, 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 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.

DEPARTMENT REPORTS:

CITY ADMINISTRATOR/COMMUNITY DEVELOPMENT noted negotiations, developments, cleanup of properties and construction. Mayor Gover opened the floor for questions with no response.

CITY ATTORNEY noted business as usual with a hearing in Charleston on the Quakenbush property on Broadway. Council with Attorney Jones discussed the issue.

CITY CLERK noted the audits and upcoming retirements, business as usual. Mayor Gover opened the floor for questions with no response.

FINANCE noted receipt of the second instalment of property taxes which resulted in approximately 49% received; distributed the revenue tracking report; worked with the auditors; and preparation of the Annual Treasurer's Report. Commissioner Owen commented on the revenues were about \$2,000 less than last year which was good.

PUBLIC WORKS updated Council on Kinney Construction and Marshall Avenue storm sewer work, Otto Baum, subcontractor on bike trail signs, Fuetz Construction and Champaign sidewalk progress. Mayor Gover opened the floor for questions. Commissioner Cox inquired as to the Amtrak platform progress with Director Barber described the platform progress and sewer work complete.

FIRE noted Charleston ambulance calls to Mattoon, calls for service, inspections, fire wall at Thompson Thrift building and expectation of radios in a couple of weeks. Mayor Gover opened the floor for questions with no response.

ARTS AND TOURISM Commissioner Hall noted an Arts Council meeting on the 12th. Director Burgett noted the cancellation of the last two IHSA events with hope of a better spring; reminder of the Farmers Market and Friday Music in the Park, as well as the mural artist update. Mayor Gover opened the floor for questions with no response.

COMMENTS BY THE COUNCIL

Commissioners Cox, Graven, Hall and Owen had no further comments except welcoming the return of the Mayor.

Commissioner Hall seconded by Commissioner Cox moved to adjourned at 7:01 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