

The City Council of the City of Mattoon held a Regular City Council meeting in the Council Chambers of City Hall on October 6, 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 Preston Owen, and YEA Mayor Tim Gover.

Also physically present were City personnel: City Administrator Kyle Gill, City Attorney Daniel C. Jones - Audio, Finance Director/Treasurer Beth Wright, Arts & Tourism Director Angelia Burgett – Audio, Public Works Director Dean Barber – Audio, Deputy Police Chief Sam Gaines, 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 September 15, 2020; bills for the last half of September and payroll for 9/18 and 10/2/2020.

Bills first half of October, 2020
Payroll 9/18 & 10/2/2020

	<u>General Fund</u>		
Payroll		\$	547,244.45
Bills		\$	<u>1,516,694.01</u>
	Total	\$	2,063,938.46
	<u>Hotel Tax Administration</u>		
Payroll		\$	4,934.64
Bills		\$	<u>1,985.09</u>
	Total	\$	6,919.73
	<u>Insurance & Tort Jdgmnt</u>		
Bills		\$	<u>12,000.00</u>
	Total	\$	12,000.00
	<u>Capital Project Fund</u>		
Bills		\$	<u>36,970.08</u>
	Total	\$	36,970.08
	<u>I-57 East TIF District</u>		
Bills		\$	<u>134,649.63</u>
	Total	\$	134,649.63
	<u>Broadway East TIF Dist</u>		
Bills		\$	<u>3,001.59</u>
	Total	\$	3,001.59
	<u>Water Fund</u>		
Payroll		\$	85,362.12
Bills		\$	<u>141,202.93</u>
	Total	\$	226,565.05

	<u>Sewer Fund</u>		
Payroll		\$	83,987.42
Bills		<u>\$</u>	<u>171,279.07</u>
	Total	\$	255,266.49
	<u>Health Insurance Fund</u>		
Bills		\$	269,230.07
	Total	\$	269,230.07
	<u>Motor Fuel Tax Fund</u>		
Bills		\$	10,591.23
	Total	\$	10,591.23

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. Mayor Gover called upon Ms. Wendy Hiles. Ms. Hiles addressed the Council regarding the dilapidated properties on North 33rd Street and timeline for progress. Administrator Gill and Attorney Jones updated Ms. Hiles on the properties. Mayor Gover called upon Mr. Robb Perry. Mr. Perry inquired about the sale of ambulances, concreting the bike trail, and credit card purchasing authority. Administrator Gill and Director Barber provided information on appropriate inquiries. Mayor Gover called upon Mr. James DiNaso. Mr. DiNaso inquired on the health insurance contributions and Commissioner Owen and Mayor Gover responded. Mayor Gover opened the floor for further Public comments. Mr. Charles Stodden inquired about physical attendance of meetings with Administrator Gill noting limited attendance with social distancing and Mayor Gover adding while COVID was in effect. Mayor Gover opened the floor for further Public comments with no response.

NEW BUSINESS

Mayor Gover seconded by Commissioner Graven moved to adopt Council Decision Request 2020-2074, approving the appointment of Officer Michael H. Bennett to regular employment status with successful completion of his probationary period effective October 14, 2020.

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 Cox seconded by Commissioner Hall moved to adopt Resolution No. 2020-3104, pledging support of an ITEP Grant Application for Phase 2 of the Bike Trail Expansion Project; and authorizing the City's \$150,000 matching funds. 10th Street to 16th Street.

CITY OF MATTOON, ILLINOIS

RESOLUTION NO. 2020-3104

A RESOLUTION PLEDGING SUPPORT FOR AN ITEP GRANT APPLICATION FOR PHASE

2 OF THE BIKE TRAIL EXPANSION PROJECT AND AUTHORIZING CITY FUNDING

WHEREAS, the City of Mattoon owns and maintains a pedestrian/bicycle trail from 10th Street to Loxa Road known as the Lincoln Prairie Grass Trail; and

WHEREAS, the City of Mattoon wishes to extend said trail from its current terminus at 10th Street to 16th Street along the former Terre Haute & Alton Railroad right-of-way owned by the City of Mattoon; and

WHEREAS, the Illinois Department of Transportation administers a grant program known as the Illinois Transportation Enhancement Program (ITEP); and

WHEREAS, said grant program provides funding for alternative transportation projects such as the City of Mattoon Bike Trail Expansion Project; and

WHEREAS, the total estimated construction cost for the project is \$750,000.00; and

WHEREAS, the ITEP Grant, if awarded would cover 80% of the total construction cost which is \$600,000.00; and

WHEREAS, the matching funds from the City of Mattoon would be \$150,000.00; and

WHEREAS, said matching funds from the City of Mattoon would be appropriated from the Capital Projects Fund and/or the Mid-Town TIF Fund, the specific division of which is to be determined at a later date.

NOW, THEREFORE, BE IT RESOLVED by the City Council for the City of Mattoon, Coles County, Illinois, that the City Council hereby pledges support for an Illinois Transportation Enhancement Program Grant Application for Phase 2 of the Bike Trail Expansion Project.

NOW, THEREFORE, BE IT FURTHER RESOLVED by the City Council for the City of Mattoon, Coles County, Illinois, that \$150,000.00 in matching funds be authorized for the project from the City’s Capital Projects Funds, and/or the City’s Mid-Town TIF Fund.

Upon motion by Commissioner Cox, seconded by Commissioner Hall, adopted this 6th day of October, 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 6th day of October, 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 October 6, 2020.

Mayor Gover opened the floor for questions/comments/discussion. Administrator Gill noted the funds would be from the TIF and Capital Projects funds - not General Fund as well as local support. Commissioner Cox noted the bike trail coming together according to the plan which was publicized.

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 Owen moved to adopt Resolution No. 2020-3105, amending the times and giving notice to the Illinois Department of Transportation of the Celebrate Downtown parade to be sponsored by the City of Mattoon.

CITY OF MATTOON, ILLINOIS

RESOLUTION NO. 2020-3105

WHEREAS, the **City of Mattoon** is sponsoring a **Parade** in the **City of Mattoon** which event constitutes a public purpose;

WHEREAS, this **Parade** will require the temporary closure of **US 45 / IL 121**, a State Highway in the **City of Mattoon** from **Broadway Avenue to Western Ave**;

WHEREAS, Section 4-408 of the Illinois Highway Code Authorizes the Illinois Department of Transportation to issue permits to local authorities to temporarily close portions of State Highways for such public purposes.

NOW, THEREFORE, BE IT RESOLVED by the **Council** of the **City of Mattoon** that permission to close off **US 45 / IL 121** from **Broadway Avenue to Western Avenue** as above designated, be requested of the Illinois Department of Transportation.

BE IT FURTHER RESOLVED that this closure shall occur during the approximate time period between **6:30 PM** and **7:30 PM** on **December 04, 2020**.

BE IT FURTHER RESOLVED that this closure is for the public purpose of the **Celebrate Downtown Parade**.

BE IT FURTHER RESOLVED that traffic from the closed portion of highway shall be detoured over routes with an all weather surface that can accept the anticipated traffic, which will be maintained to the satisfaction of the Department and which is conspicuously marked for the benefit of traffic diverted from the State Highway. (The parking of vehicles shall be prohibited on the detour route to allow an

uninterrupted flow of two-way traffic.)* The detour shall be as follows: **The parade will only be crossing the State route at an angle from Broadway Avenue to Western Avenue; therefore, a detour will not be necessary due to the ability to open the road to traffic as required.**

*To be used when appropriate.

BE IT FURTHER RESOLVED that the **City of Mattoon** assumes full responsibility for the direction, protection and regulation of the traffic during the time the detour is in effect.

BE IT FURTHER RESOLVED that the police officers or authorized flaggers shall at the expense of the **City of Mattoon** be positioned at each end of the closed section and at other points (such as intersections) as may be necessary to assist in directing traffic through the detour.

BE IT FURTHER RESOLVED that police officers, flaggers and officials shall permit emergency vehicles in emergency situations to pass through the closed area as swiftly as is safe for all concerned.

BE IT FURTHER RESOLVED that all debris shall be removed by the **City of Mattoon** prior to reopening the State Highway.

BE IT FURTHER RESOLVED that such signs, flags, barricades, etc., shall be used by the **City of Mattoon** as may be approved by the Illinois Department of Transportation. These items shall be provided by the **City of Mattoon**.

BE IT FURTHER RESOLVED that the closure and the detour shall be marked according to the Illinois Manual on Uniform Traffic Control Devices.

BE IT FURTHER RESOLVED that an occasional break shall be made in the procession so that traffic may pass through. In any event, adequate provisions will be made for the traffic on intersecting highways pursuant to conditions noted above. (Note: This paragraph is applicable when the Resolution pertains to a Parade or when a detour is required)

BE IT FURTHER RESOLVED, that to the fullest extent permitted by law, the **City of Mattoon** shall be responsible for any and all injuries to persons or damages to property, and shall indemnify and hold harmless the Illinois Department of Transportation, its officers, employees and agents from any and all claims, lawsuits, actions, costs and fees (including reasonable attorney's fees and expenses) of every nature or description, arising out of, resulting from or connected with the exercise of authority granted by the Department which is the subject of this resolution. The obligation is binding upon the **City of Mattoon** regardless of whether or not such claim, damage or loss or expense is caused in part by the act, omission or negligence of the Department or its officers, employees or agents.

BE IT FURTHER RESOLVED that the **City of Mattoon** shall provide a comprehensive general liability insurance policy or an additional endorsement in the amount of \$1,000,000 per person and \$2,000,000 on aggregate which as the Illinois Department of Transportation and its officials, employees and agents as insureds and which protects them from all claims arising from the requested road closing. A copy of said policy or endorsement will be provided to the Department before the road is closed.

BE IT FURTHER RESOLVED that a copy of this resolution be forwarded to the Department of Transportation so serve as a formal request for the permission sought in this resolution and to operate as part of the conditions of said permission.

APPROVED, and ADOPTED by the City Council of the City of Mattoon this 6th day of October, 2020 A.D.

/s/Timothy D. Gover
MAYOR

ATTEST:

/s/Susan J. O'Brien
MUNICIPAL CLERK

Mayor Gover opened the floor for questions/comments/discussion. Commissioner Graven inquired whether this parade was part of Christmas Downtown with Commissioner Hall answering affirmatively.

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 approve Council Decision Request 2020-2075, authorizing the employment of Jade N. McDowell as an Administrative Assistant I with experience for the Mattoon Police Department effective October 19, 2020.

Mayor Gover opened the floor for questions/comments/discussion. Commissioner Owen stated his no vote would have nothing to do with Ms. McDowell personally, but others had not been replaced and the City has serious personnel issues.

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.

Mayor Gover seconded by Commissioner Hall moved to adopt Special Ordinance No. 2020-1752, declaring personal property owned by the municipality surplus and authorizing the sale or disposal of the property.

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 Hall moved to adopt Special Ordinance No. 2020-1753, approving the interest rate and terms for a \$52,107.97 loan from the Revolving Loan Fund to Tina Prior of Vitality Skin Care, Inc. to refinance the RLF loan at the Vitality Skin Care Facility located at 1630 Broadway Avenue, Mattoon, Illinois.

CITY OF MATTOON, ILLINOIS

SPECIAL ORDINANCE NO. 2020-1753

AN ORDINANCE APPROVING THE REFINANCING OF A LOAN WITH AN INTEREST RATE AND TERMS FOR A \$52,107.97 LOAN FROM THE REVOLVING LOAN FUND TO TINA PRIOR OF VITALITY SKIN CARE INC.

WHEREAS, the City of Mattoon has a Revolving Loan Fund (RLF) Program; and,

WHEREAS, Tina Prior of Vitality Skin Care, Inc. received a Revolving Loan Fund (RLF) loan in the amount of forty-three thousand five hundred dollars (\$43,500) for equipment purchase; and,

WHEREAS, the construction and equipment costs exceeded the original estimated amounts; and,

WHEREAS, Tina Prior has requested additional funds and to have the loan refinanced at a lower interest rate by submitting an application for the request; and

WHEREAS, the Mattoon Revolving Loan Fund (RLF) Committee has reviewed said RLF Application and recommends City Council approval in accordance with the applicable guidelines.

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Mattoon as follows:

Section 1. The City Council hereby approves the refinanced RLF loan request of Tina Prior of Vitality Skin Care, Inc. in the amount of fifty-two thousand one hundred seven dollars and ninety-seven cents (\$52,107.97) for a fixed annual interest rate of 1.625% for a term of eight (8) years for the refinancing of the loan to purchase capital equipment.

Section 2. The Municipal Clerk is hereby directed to file a certified copy of this ordinance in the City Revolving Loan File.

Section 3. This ordinance shall be deemed published as of the day of its adoption and approval by the City Council.

Upon motion by Commissioner Owen, seconded by Commissioner Hall adopted this 6th day of October, 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 6th day of October, 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 October 6, 2020.

Mayor Gover opened the floor for questions/comments/discussion. Administrator Gill explained the Revolving Loan Fund Committee considered the application and believed this was a good use. Commissioner Graven inquired whether Vitality was current with Administrator Gill stating affirmatively. Commissioner Owen stated this loan was from the RLF – not General Fund as well as the next three motions from the TIF – not General Fund.

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 adopt Special Ordinance No. 2020-1754, authorizing the mayor to sign an outright grant agreement by and between the City of Mattoon and Upchurch Group Properties, L.L.C. reimbursing up to \$46,950 from Mid-town TIF Revenues for the sole purpose of structural repairs and façade improvements to a building located at 123 North 15th Street; and authorizing the mayor to sign the grant agreement.

CITY OF MATTOON, ILLINOIS

SPECIAL ORDINANCE NO. 2020-1754

AN ORDINANCE APPROVING A GRANT AGREEMENT BY AND BETWEEN THE CITY OF MATTOON, ILLINOIS AND UPCHURCH GROUP PROPERTIES, LLC, FOR 123 NORTH 15th STREET (PIN 07-1-03794-000), IN CONNECTION WITH THE MATTOON MID-TOWN REDEVELOPMENT PROJECT AREA

WHEREAS, Upchurch Group Properties, 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 Grantees 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 Grantees, 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 6th day of October, 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 6th day of October, 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 October 6, 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 Owen seconded by Commissioner Hall moved to adopt Special Ordinance No. 2020-1755 (Substitute), authorizing the mayor to sign an outright grant agreement by and between the City of Mattoon and Todd and Kim Fuller, Washington Savings Bank, Trustee-Trust#5133 reimbursing up to \$40,692.50 from Mid-town TIF Revenues for the sole purpose of architectural plans, demolition, code compliance updates and façade improvements to a building located at 213 North 14th Street; and authorizing the mayor to sign the grant agreement.

CITY OF MATTOON, ILLINOIS

SPECIAL ORDINANCE NO. 2020-1755 (SUBSTITUTE)

AN ORDINANCE APPROVING A GRANT AGREEMENT BY AND BETWEEN THE CITY OF MATTOON, ILLINOIS AND TODD AND KIM FULLER, WASHINGTON SAVINGS BANK, TRUSTEE-TRUST#5133, FOR 213 NORTH 14th STREET (PIN 07-1-03680-000), IN CONNECTION WITH THE MATTOON MID-TOWN REDEVELOPMENT PROJECT AREA

WHEREAS, TODD AND KIM FULLER, WASHINGTON SAVINGS BANK, TRUSTEE-TRUST#5133 (the “**Grantees**”), 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 Grantees 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 Grantees, 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 6th day of October, 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 6th day of October, 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 October 6, 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 Owen seconded by Commissioner Graven moved to adopt Special Ordinance No. 2020-1756 (Substitute), authorizing the mayor to sign an outright grant agreement by and between the City of Mattoon and Mike Kallis, Sound Source Music, Inc. reimbursing up to \$3,730.73 from Mid-town TIF Revenues for the sole purpose of structural repairs and façade improvements to a building located at 1609 Broadway Avenue; and authorizing the mayor to sign the grant agreement.

CITY OF MATTOON, ILLINOIS

SPECIAL ORDINANCE NO. 2020-1756 (SUBSTITUTE)

AN ORDINANCE APPROVING A GRANT AGREEMENT BY AND BETWEEN THE CITY OF MATTOON, ILLINOIS AND MIKE KALLIS, SOUND SOURCE MUSIC, INC. FOR 1609 BROADWAY AVENUE (PIN 07-1-03794-000), IN CONNECTION WITH THE MATTOON MID-TOWN REDEVELOPMENT PROJECT AREA

WHEREAS, MIKE KALLIS, SOUND SOURCE MUSIC, 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 Grantees 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 Grantees, 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 6th day of October, 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 6th day of October, 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 October 6, 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 Hall seconded by Commissioner Owen moved to adopt Special Ordinance No. 2020-1757, approving a Memorandum of Understanding (MOU) between the City of Mattoon and the Mattoon Firefighters Association Local 691 concerning the employment of new probationary firefighters and related certification requirements contained in the current collective bargaining agreement.

CITY OF MATTOON, ILLINOIS

SPECIAL ORDINANCE NO. 2020-1757

AN ORDINANCE APPROVING A MEMORANDUM OF UNDERSTANDING (“MOU”) BETWEEN THE CITY OF MATTOON AND THE MATTOON FIREFIGHTERS ASSOCIATION LOCAL 691 PROVIDING A TEMPORARY VARIANCE REGARDING THE

HIRING OF NEW PROBATIONARY FIREFIGHTERS AND RELATED CERTIFICATION REQUIREMENTS

WHEREAS, the City of Mattoon (hereinafter “City”) entered into a Collective Bargaining Agreement (hereinafter “CBA”) with the Mattoon Firefighters Association Local 691 (hereinafter “Firefighters”) on May, 2014 which remains in effect until a successor contract is approved; and,

WHEREAS, the City and the Firefighters agree to amend various provisions of the CBA, until the parties execute a new CBA through a MOU; and

WHEREAS, said MOU is to provide a temporary variance of the parties’ collective bargaining agreement with regard solely to the hiring of new probationary Firefighters related certification requirements; and,

WHEREAS, the City and Firefighters have drafted said MOU to memorialize the terms of their agreement.

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

Section 1. The City Council hereby approves and ratifies the Memorandum of Understanding (“MOU”) attached hereto as Exhibit “A” and incorporated herein by this reference.

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 Hall, seconded by Commissioner Owen, adopted this 6th day of October 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 6th day of October, 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 October 6, 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 Hall moved to adopt Resolution No. 2020-3106: Approving the continuance of a Local State of Emergency due to the virus (Coronavirus COVID-19).

CITY OF MATTOON, ILLINOIS

RESOLUTION NO. 2020-3106

DECLARATION OF LOCAL STATE OF EMERGENCY

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, October 06, 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, RLF, TIF agreements, two economic development items, normal complaints and business as usual. Mayor Gover opened the floor for questions with no response.

CITY ATTORNEY noted nuisances. Mayor Gover opened the floor for questions with no response.

CITY CLERK noted business as usual with various reports and health/dental insurance renewals. Mayor Gover opened the floor for questions with no response.

FINANCE noted receipt of the third installment of property tax, distribution to the Fire and Police Pensions and Library, receipt of draft of Financial Statements indicating significant liabilities in Fire and Police Pensions and OPEB; announced Doehring and Winders audit presentation at the second meeting in November; processed the Unclaimed Property and TIF Reports and the Downstate Small Business Grants; and reviewed the unrestricted cash and revenues. Commissioner Owen noted the increases in Police Pension to more than \$10 million and Fire Pension to more than \$12 million over last year and OPEB at \$9.3 million causing a 31.7% increase in liabilities. Commissioner Cox hoped for input at the audit presentation and appreciated efforts by Director and Treasurer Wright. Commissioner Graven inquired as to the overall cash with Director & Treasurer Wright stating close to budget except Video Gaming. Mayor Gover opened the floor for further discussion with no response.

PUBLIC WORKS thanked the Council for their support of the Bike Trail; announced construction to begin next year; and updated Council on Marshall Avenue, Coles Centre, Champaign Avenue sidewalks, upcoming order for trees and long-term tree funding plan due to the Lumpkin Family Foundation; and noted interest in the purchase of the City's tub grinder with bids specs in the City Clerk's Office tomorrow. Commissioner Cox inquired as to the opening of Marshall Avenue with Director Barber responding in November as scheduled. Mayor Gover opened the floor for questions with no response.

FIRE updated Council on calls for service, inspections and follow-ups, Ladder 24, awarded Ameren grant for new gas detectors with a check presentation on the 13th, and NIMS certifications. Mayor Gover opened the floor for questions with no response.

POLICE noted the number of calls, arrests and two major incidents. Mayor Gover opened the floor for questions with no response.

ARTS AND TOURISM updated Council on Lightworks, Quilting events and Celebrate Downtown Christmas. Mayor Gover opened the floor for questions with no response.

COMMENTS BY THE COUNCIL

Commissioners Cox, Graven, Hall and Owen had no further comments.

Mayor Gover seconded by Commissioner Hall moved to recess to closed session at 7:29 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/20 (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: YEA Commissioner Cox, YEA Commissioner Graven, YEA Commissioner Hall, YEA Commissioner Owen, YEA Mayor Gover.

Council reconvened at 8:26 p.m.

Administrator Gill discussed the Public Safety Tax committee (Commissioner Cox who was physically in person attendance since the closed session left the meeting at 8:28 p.m.), PBPA negotiations, cuts in personnel, external briefs, and possible special meeting next month to consider personnel.

Commissioner Hall seconded by Commissioner Owen adjourn 8:42 p.m.

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

/s/Susan J. O'Brien
City Clerk