

The City Council of the City of Mattoon held a Regular City Council meeting in the Council Chambers of City Hall on December 1, 2020.

Mayor Pro-Tem Owen 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 Mayor Pro-Tem Preston Owen, and Absent 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, Fire Chief Jeff Hilligoss, Police Chief Jason Taylor; and City Clerk Susan O’Brien.

**CONSENT AGENDA**

Mayor Pro-Tem Owen seconded by Commissioner Hall moved to approve the consent agenda consisting of minutes of the regular meeting November 17, 2020; bills and payroll for the last half of November, 2020.

**Bills & Payroll last half of November, 2020**

	<b><u>General Fund</u></b>		
Payroll		\$	338,285.55
Bills		\$	<u>50,997.68</u>
	Total	\$	389,283.23
	<b><u>Hotel Tax Administration</u></b>		
Payroll		\$	2,609.82
Bills		\$	<u>302.56</u>
	Total	\$	2,912.38
	<b><u>Festival Mgmt Fund</u></b>		
Bills		\$	<u>4,071.60</u>
	Total	\$	4,071.60
	<b><u>Insurance &amp; Tort Jdgmnt</u></b>		
Bills		\$	<u>214,235.45</u>
	Total	\$	214,235.45
	<b><u>Capital Project Fund</u></b>		
Bills		\$	<u>37,074.47</u>
	Total	\$	37,074.47
	<b><u>I-57 East TIF Dist</u></b>		
Bills		\$	<u>13,154.50</u>
	Total	\$	13,154.50
	<b><u>Broadway East Bus Dist</u></b>		
Bills		\$	<u>2,638.98</u>
	Total	\$	2,638.98

	<b><u>Water Fund</u></b>		
Payroll		\$	42,699.04
Bills		\$	<u>99,844.73</u>
	Total	\$	142,543.77
	<b><u>Sewer Fund</u></b>		
Payroll		\$	41,525.54
Bills		\$	<u>74,269.57</u>
	Total	\$	115,795.11
	<b><u>Health Insurance Fund</u></b>		
Bills		\$	<u>154,063.20</u>
	Total	\$	154,063.20
	<b><u>Motor Fuel Tax Fund</u></b>		
Bills		\$	<u>105,864.49</u>
	Total	\$	105,864.49

Mayor Pro-Tem Owen declared the motion to approve the consent agenda carried by the following vote: YEA Commissioner Cox, YEA Commissioner Graven, YEA Commissioner Hall, YEA Mayor Pro-Tem Owen, and Absent Mayor Gover.

**PRESENTATIONS, PETITIONS AND COMMUNICATIONS**

Mayor Pro-Tem Owen opened the Public Hearing on the Tax Levy at 6:32 p.m. on 12/01/2020 in the City Hall Council Chambers. Finance Director & Treasurer Wright presented a fact sheet for the Council outlining the prior year extension, preliminary levy, PTELL, a 2.3314 tax rate, required Police and Fire Pension contributions above the City’s portion of the tax levy and 9.87% for the Library. Mayor Pro-Tem Owen noted 100% of the revenues were going to the two pensions, but was not enough to cover the required pension contributions. The Council with input from Director & Treasurer Wright discussed the PTELL cap, expectations for next year, other pension funding from General Fund, recommendation vs. statutory minimum funding of pensions, increases over the years and unsustainable increases for future pension contributions. With no public hearing comments from the Council or Public, Mayor Pro-Tem Owen closed the public hearing at 6:38 p.m.

Mayor Pro-Tem Owen opened the floor for Public comments and called for Mr. Robb Perry. Mr. Perry inquired about the credit card limits and control with Administrator Gill responding. Mr. James DiNaso was called upon for comments with no response. Mr. Todd Reardon inquired about violations of the Hatch Act with Mayor Pro-Tem Owen referring Mr. Reardon to the proper authorities. Mr. Dustin Hay inquired about the mowing crews, earbuds and tips with Mayor Pro-Tem Owen requesting a separate setting to address his concerns. There was no further City business to discuss from the Public.

**NEW BUSINESS**

Mayor Pro-Tem Owen seconded by Commissioner Graven moved to adopt Special Ordinance No. 2020-1763, levying taxes for all corporate purposes for the fiscal year beginning May 1, 2020 and ending April 30, 2021.



**CITY OF MATTOON, ILLINOIS**

**SPECIAL ORDINANCE NO. 2020-1763**

**AN ORDINANCE LEVYING TAXES FOR ALL CORPORATE PURPOSES FOR THE CITY OF MATTOON, COLES COUNTY, ILLINOIS, FOR THE FISCAL YEAR BEGINNING MAY 1, 2020 AND ENDING APRIL 30, 2021**

**BE IT ORDAINED** by the Mayor and City Council of the City of Mattoon, Coles County, Illinois:

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**Section 1. Assumed Equalized Assessed Valuation.** The corporate authorities have assumed the Equalized Assessed Valuation (EAV) of property within the municipality will increase from \$199,924,401 to \$200,719,571, forty-one hundredths of a percent (.40%) over the previous fiscal year.

**Section 2. Tax Levy.** The amount hereinafter set forth, or so much thereof as may be authorized by law, and the same are hereby levied upon all property subject to taxation within the municipality as that property is assessed and equalized for the current year, to defray expenses and liabilities for the City of Mattoon, Coles County, Illinois, for the fiscal year beginning May 1, 2020 and ending April 30, 2021. The total property tax levy extension is attached hereto and marked as “Exhibit A” and incorporated herein by reference.

**Section 3. Maximum Rates for Certain Services.** If the equalized assessed value of the municipality ends up lower or higher than the value anticipated by this ordinance, the Coles County Clerk is petitioned to levy the maximum property tax rate authorized by law for General Corporate, Police Protection and Fire Protection.

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**Section 4. Tax Abatement for General Obligation Bonds.** Since alternative revenue sources will be sufficient to pay debt service on the City of Mattoon’s General Obligation Bonds, the 2020 tax levy (to be received in 2021) is hereby abated for the following General Obligation Bonds:

<u>Issue</u>	<u>Tax Levy Years</u>	<u>Bond Ordinance Number</u>
Series 2017A General Obligation Refunding Bonds	2017 thru 2027	Ordinance 2017-5397
Series 2017B General Obligation Refunding Bonds	2017 thru 2027	Ordinance 2017-5398
Series 2014 General Obligation Refunding Bonds	2014 thru 2024	Ordinance 2014-5368

The levy for paying principal and interest on these bonds shall only be abated for the 2020 tax levy. In all other respects, the ordinances that authorized the foregoing bonds shall continue in effect according to the express terms thereof.

**Section 5. Amount to be Raised by Tax Levy.** The amount to be levied for each purpose is placed in a separate column under the heading “Amount to be Raised by Tax Levy”, which appears over same being as follows, to wit:

	<u>Amount Budgeted</u>	<u>Amount To Be Received from Other Sources</u>	<u>Amount To Be Raised By Tax Levy</u>
<b>General Fund</b>			
General Government	1,002,697	958,790	43,907
Public Safety	12,765,926	8,489,161	4,276,765
Public Works	1,269,712	1,269,712	-0-
Health & Welfare	1,474,344	1,474,344	-0-
Culture & Recreation	1,046,851	1,033,679	13,172
Economic Development	50,000	50,000	-0-
Debt Service	228,906	228,906	-0-
Other Financing Uses	<u>1,246,029</u>	<u>1,246,029</u>	<u>-0-</u>
Total General Fund	\$ 19,084,465	\$ 14,750,621	\$ 4,333,844

Statutory Authority:

General Corporate Tax (65 ILCS 5/8-3-1): 0.25 Limit	43,907
Fire Protection (65 ILCS 5/11-7-1): 0.15 Limit	26,345
Police Protection (65 ILCS 5/11-1-3): 0.15 Limit	26,345
Parks (65 ILCS 5/11-98-1): 0.075 Limit	13,172
Firemen's Pension (40 ILCS 5/4-118) No Limit	2,216,175
Firemen's Pension (35 ILCS 200/18-185) No Limit	29,886
Policemen's Pension (40 ILCS 5/3-125) No Limit	<u>1,978,014</u>
	\$ 4,333,844

	<u>Amount Budgeted</u>	<u>Amount To Be Received from Other Sources</u>	<u>Amount To Be Raised By Tax Levy</u>
<b>Other Governmental Funds:</b>			
Library Fund	\$ 633,446	\$ 171,791	\$ 461,655
Motor Fuel Tax Fund	1,584,466	1,584,466	-0-
Hotel & Motel Tax Fund	336,429	336,429	-0-
Festival Management Fund	143,025	143,025	-0-
Mobile Equipment Fund	401,300	401,300	-0-
Insurance & Tort Judgment Fund	998,372	998,372	-0-
Home Rehab Grant Fund	500,000	500,000	-0-
Revolving Loan Fund	18,356	18,356	-0-
Midtown TIF Fund	1,177,621	1,177,621	-0-
East I-57 TIF Fund	1,917,227	1,917,227	-0-
East I-57 Business District Fund	247,573	247,573	-0-
South Route 45 TIF District Fund	76,299	76,299	-0-
South Route 45 Business District Fund	0	0	-0-
Broadway East TIF District Fund	13,791	13,791	-0-
Broadway East Business District Fund	349,736	349,736	-0-
Capital Improvement Fund	<u>\$836,316</u>	<u>\$836,316</u>	<u>-0-</u>
Total Other Governmental Funds	\$9,233,957	\$8,772,302	\$ 461,655

Statutory Authority:

Library (75 ILCS 5/3-1, 5/3-4, 5/3-7) 0.23 Limit	\$ 461,655
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Amount To Be                      Amount To

	<u>Amount Budgeted</u>	<u>Received from Other Sources</u>	<u>Be Raised By Tax Levy</u>
<b>Enterprise Funds:</b>			
Water Fund	\$ 4,868,487	\$ 4,868,487	-0-
Sewer Fund	<u>10,860,707</u>	<u>10,860,707</u>	<u>-0-</u>
Total Enterprise Funds	\$ 15,729,194	\$ 15,729,194	-0-
<b>All Fund Totals</b>	<b>\$ 44,047,616</b>	<b>\$39,252,117</b>	<b>\$4,795,499</b>

**Section 6.** The City Clerk shall make and file with the Clerk of Coles County, on or before the last Tuesday in December, a duly certified copy of this ordinance.

**Section 7.** If any section, subdivision or sentence of this ordinance shall for any reason is held invalid or to be unconstitutional, such decision shall not affect the validity of the remaining part of this ordinance.

**Section 8.** This ordinance shall be in full force and effect after its adoption, as provided by law.

Upon motion by Mayor Pro-Tem Owen, seconded by Commissioner Graven, adopted this 1st day of December, 2020, by a roll call vote, as follows:

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

Approved this 1st day of December, 2020.

/s/J. Preston Owen  
J. Preston Owen, Mayor Pro-Tem  
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 December 1, 2020.

Mayor Pro-Tem Owen opened the floor for questions/comments with no response.

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

Council Decision Request 2020-2078, Council Decision Request 2020-2079, and Council Decision Request 2020-2080 were not considered due to less than a full council attendance.

Mayor Pro-Tem Owen seconded by Commissioner Graven moved to approve Council Decision Request 2020-2081, ratifying the re-appointments of Carolyn Cloyd, John Covington and Dan Lawrence to the Public Works Advisory Board with terms ending 12/31/2023.

Mayor Pro-Tem Owen opened the floor for questions/comments with no response.

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

Mayor Pro-Tem Owen seconded by Commissioner Cox moved to adopt Resolution No. 2020-3113, approving the continuance of a Local State of Emergency due to the virus (Coronavirus COVID-19).

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## CITY OF MATTOON, ILLINOIS

### RESOLUTION NO. 2020-3113

#### 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, J. Preston Owen, the Mayor Pro-Tem of the City of Mattoon do hereby declare that a Local State of Emergency exists as of this date, December 01, 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, J. Preston Owen, 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.

/J. Preston Owen

J. Preston Owen, Mayor Pro-Tem  
City of Mattoon, Coles County, Illinois

Mayor Pro-Tem Owen opened the floor for comments/questions with no response.

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

#### DEPARTMENT REPORTS:

CITY ADMINISTRATOR/COMMUNITY DEVELOPMENT noted virtual meeting with broker and unions and issues with the alarms at the Depot. Mayor Pro-Tem Owen opened the floor for questions with no response.

CITY ATTORNEY noted business as usual with subpoenas and FOIAs. Commissioner Cox and Attorney Jones discussed the N. 33<sup>rd</sup> Street, and 809 and 803 N. 33<sup>rd</sup> properties, Mr. Leonetti and Quakenbush property. Mayor Pro-Tem Owen opened the floor for questions with no response.

CITY CLERK noted wrapping up of insurance renewals, distribution of 17 Council petitions so far, and posting of the Pre-Filing Notice at City Hall and website; otherwise business as usual. Mayor Pro-Tem Owen opened the floor for questions with no response.

FINANCE reported on the third installment of property taxes received resulting in a collection of 98.95% of taxes levied last year, reviewed the Revenue tracking report and decrease in unrestricted cash. Mayor Pro-Tem Owen opened the floor for questions with no response.

PUBLIC WORKS updated Council on the Coles Centre finished concrete and streetlighting, and preparation for the funding request and concept design for DeWitt Avenue from 14<sup>th</sup> Street to Logan. Mayor Pro-Tem Owen opened the floor for questions with no response.

FIRE reported on the inspection performed, calls for service including two structure fires on S. 4<sup>th</sup> Street and the Mattoon Christian Church on 19<sup>th</sup> Street. Mayor Pro-Tem Owen opened the floor for questions. Commissioner Cox complimented the Fire and Police Departments efforts with the Church fire.

POLICE reported on a conspiracy to commit murder case and arson case; complimented the Police Department on their efforts; and noted Marshall Avenue and Lake Paradise looked good. Mayor Pro-Tem Owen opened the floor for questions with no response.

ARTS AND TOURISM announced the Lightworks walkthrough was well received with 2,663 walkers, and the increased in the Lightworks' count and donations with 10 additional sponsors. Mayor Pro-Tem Owen opened the floor for questions with no response.

COMMENTS BY THE COUNCIL

Commissioner Cox announced the new operators of Jersey Mikes, Alex Gowin and Payton Hartbank, recently received recognition for being #11 out of 1,800 stores. Commissioner Graven announced pride with the Fire, Police, Street and Public Works Department for their efforts, importance to the City, and their ability to work together. Commissioner Hall and Mayor Pro-Tem Owen had no further comments.

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

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

/s/Susan J. O'Brien  
City Clerk