

The City Council of the City of Mattoon held a Regular City Council meeting in the Council Chambers of City Hall on July 6, 2021. Mayor Hall presided and called the meeting to order at 6:30 p.m.

Mayor Hall led the Pledge of Allegiance.

The following members of the Council answered roll call physically present in person: YEA Commissioner Dave Cox, YEA Commissioner Sandra Graven, YEA Commissioner David Phipps, and YEA Mayor Rick Hall. Commissioner Jim Closson was absent due to business.

Also physically present were City personnel: City Administrator Kyle Gill, City Attorney Daniel C. Jones, Finance Director/Treasurer Beth Wright, Public Works Director Dean Barber, Arts & Tourism Director Angelia Burgett, Fire Chief Jeff Hilligoss, Police Chief Sam Gaines and City Clerk Susan O'Brien.

**CONSENT AGENDA**

Mayor Hall seconded by Commissioner Graven moved to approve the consent agenda consisting of minutes of the Regular Meeting of June 15, 2021, and Special Planning Meeting June 22, 2021; bills and payrolls for the last of June, 2021.

**Bills & Payrolls last half of June, 2021**

	<b><u>General Fund</u></b>		
Payroll		\$	261,841.56
Bills		\$	1,121,200.76
	Total	\$	1,383,042.32
	<b><u>Hotel Tax Administration</u></b>		
Payroll		\$	3,964.91
Bills		\$	1,126.26
	Total	\$	5,091.17
	<b><u>Festival Management Fund</u></b>		
Bills		\$	604.83
	Total	\$	604.83
	<b><u>Insurance &amp; Tort Jdgmnt</u></b>		
Bills		\$	66,974.95
	Total	\$	66,974.95
	<b><u>Midtown TIF Fund</u></b>		
Bills		\$	115,732.86
	Total	\$	115,732.86
	<b><u>Capital Project Fund</u></b>		
Bills		\$	67,047.76
	Total	\$	67,047.76
	<b><u>I-57 East TIF Dist</u></b>		
Bills		\$	2,310.00
	Total	\$	2,310.00

	<b><u>Water Fund</u></b>		
Payroll		\$	44,591.87
Bills		\$	279,241.17
	Total	\$	<u>323,833.04</u>
	<b><u>Sewer Fund</u></b>		
Payroll		\$	40,482.53
Bills		\$	194,046.05
	Total	\$	<u>234,528.58</u>
	<b><u>Health Insurance Fund</u></b>		
Bills		\$	298,861.87
	Total	\$	<u>298,861.87</u>
	<b><u>Motor Fuel Tax Fund</u></b>		
Bills		\$	15,935.40
	Total	\$	<u>15,935.40</u>

Mayor Hall declared the motion to approve the consent agenda carried by the following vote:  
Absent Commissioner Closson, YEA Commissioner Cox, YEA Commissioner Graven, YEA  
Commissioner Phipps, YEA Mayor Hall.

**PRESENTATIONS, PETITIONS AND COMMUNICATIONS**

Mayor Hall opened the floor for Public communications. Mr. Alex Walker, 1000 Piatt Avenue, voiced concerns over the Southside Drainage Project, the west-side project, need for more police officers, and help for citizens with flooding problems. Mayor Hall commented on Mr. Walker’s information, noted the funds spent on the Southside was successful and continued efforts to alleviate flooding issues. Chief Hilligoss explained the flooding of 1999 compared to recent flooding, which did not displace any resident. Mrs. Rebecca Darling, 3413 Prairie, reiterated her concern over 5G. Mayor Hall noted the varied opinions on the service and would be in contact with Mrs. Darling.

**NEW BUSINESS**

Mayor Hall seconded by Commissioner Phipps moved to adopt Special Ordinance No. 2021-1783, approving the Final Plat of Northwind Center; and authorizing the mayor and city clerk to sign the plat documents. Petitioner: Adaptive Rentals, LLC

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**CITY OF MATTOON, ILLINOIS**

**SPECIAL ORDINANCE NO. 2021-1783**

**AN ORDINANCE APPROVING THE FINAL SUBDIVISION PLAT OF  
NORTHWIND CENTER**

**WHEREAS**, the owner of the following described property: (See Exhibit “A”) has caused said premises to be surveyed and subdivided into 2 Lots shown on the plat submitted to the City Council for approval in accordance with the Statute of the State of Illinois in such made and provided and legally described as follows:

Lots 1 through 5 of Block 16 of McFalls-Swords Commercial/Residential Development Phase 1 and a part of the Southwest Quarter of Section 17, Township 12 North, Range 8 East, of the Third Principal Meridian, Coles County, Illinois, being more particularly described as follows:

BEGINNING at the Northeast corner of said Lot 5, being an iron pin;

Thence, S 00° 15' 13"E, all bearings are referenced to the Illinois State Plan Coordinate System East Zone Datum of 1983, along the East line of said Lot 5, to the Southeast corner of said Lot 5, a distance of 175.00 feet, to an iron pin;

Thence, N 89° 44' 47"E, along the South line of Lot 6 of said Block 16 of McFalls-Swords Commercial/Residential Development Phase 1, a distance of 23.49 feet, to an iron pin;

Thence, S 00° 05' 21"E, a distance of 150.61 feet, to an iron pin;

Thence, S 89° 44' 47"W, to the East Right-of-Way line of Dettro Drive, a distance of 528.45 feet, to an iron pin;

Thence, N 08° 23' 39"W, along the East Right-of-Way line of said Dettro Drive, and the West line of said Block 16, to the North line of said Block 16, a distance of 286.65 feet, to an iron pin;

Thence, N 36° 45' 22"E, along the North line of said Block 16, a distance of 35.41 feet, to an iron pin;

Thence, N 81° 36' 29"E, along the North line of said Block 16, a distance of 62.72 feet, to an iron pin;

Thence, Easterly along the North line of said Block 16, being a curve to the Right, having a radius of 470.00 feet, an arc length of 66.82 feet, a chord direction of N 85° 42' 47"E, and a chord length of 66.76 feet, to an iron pin;

Thence, N 89° 44' 47"E, along the North line of said Block 16, a distance of 395.98 feet, to the POINT OF BEGINNING, and containing 4.00 acres, more or less.

(PIN: 06-0-05117-000 06-0-05118-000 06-0-05119-000 06-0-05120-000 06-0-05121-000 06-0-00559-008)

; and

**WHEREAS**, said plat of the subdivision to be known as the Northwind Center, City of Mattoon, Coles County, Illinois has been submitted to the City Council of the City of Mattoon for approval in the manner as by law required, which plat is attached hereto as Exhibit "A" and made a part hereof by reference thereto; and

**WHEREAS**, it appears from an examination of said 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 by said plat should be approved; and

**WHEREAS**, the Planning Commission of the City of Mattoon, on March 23, 2021 recommended said plat be approved.

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

**Section 1.** Pursuant to enabling authority, that the plat, of **Northwind Center**, to the City of Mattoon, Coles County, Illinois, be hereby approved and certificate of such approval be endorsed upon said plat signed by the Mayor and the City Clerk in the manner as provided by law.

**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.

**Section 4.** The City Clerk shall make and file a duly certified copy of this ordinance with the Clerk and Recorder's Office of Coles County, Illinois.

Upon motion by Mayor Hall, seconded by Commissioner Phipps, adopted this 6th day of July, 2021, by a roll call vote, as follows:

AYES (Names):           Commissioner Cox, Commissioner Graven,  
                                  Commissioner Phipps, Mayor Hall  
NAYS (Names):           None  
ABSENT (Names):       Commissioner Closson

Approved this 6th day of July, 2021.

/s/Rick Hall  
Rick Hall, Mayor  
City of Mattoon, Coles County, Illinois

ATTEST:

APPROVED AS TO FORM:

/s/Susan J. O'Brien  
Susan J. O'Brien, City Clerk

/s/Dan Jones  
Dan Jones, City Attorney

Recorded in the Municipality's Records on July 6th, 2021.

Mayor Hall opened the floor for comments/questions. Administrator Gill noted the plat was part of the shopping center and changing lots to spur growth.

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

Commissioner Phipps seconded by Commissioner Graven moved to adopt Resolution No. 2021-3148, approving a 10-year Traffic Signal Maintenance Agreement with Illinois Department of Transportation; and authorizing the mayor and city clerk to sign the agreement.

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**CITY OF MATTOON, ILLINOIS**

**RESOLUTION NO. 2021-3148**

**A RESOLUTION AUTHORIZING A TRAFFIC SIGNAL MAINTENANCE AGREEMENT  
WITH THE ILLINOIS DEPARTMENT OF TRANSPORTATION**

**WHEREAS**, the City of Mattoon owns and maintains a network of City Streets, and the traffic control devices to control the flow of traffic and safety on said Streets; and

**WHEREAS**, the State of Illinois, acting through its Department of Transportation (IDOT), owns and maintains a network of State Highways, a portion of which are located within the City limits of the City of Mattoon, and

**WHEREAS**, the City of Mattoon maintains all of the traffic signals within the City limits of the City of Mattoon including the traffic signals located on the City Street System, and the traffic signals located on the State Highway System, and the Traffic Signals located where the two systems intersect, and

**WHEREAS**, the City of Mattoon's maintenance responsibilities for traffic signals that are located on the State Highway System are detailed in the attached Intergovernmental Agreement labeled Exhibit 'X'; and

**WHEREAS**, the State of Illinois' cost participation for the maintenance of the traffic signals that are located on the State Highway System is also detailed in said Intergovernmental Agreement.

**NOW, THEREFORE, BE IT RESOLVED** by the City Council of the City of Mattoon, Coles County, Illinois, that the Traffic Signal Maintenance Agreement between the City of Mattoon and the Illinois Department of Transportation be approved, and that the Mayor and City Clerk be authorized to execute the Agreement.

Upon motion by Commissioner Phipps, seconded by Commissioner Graven, adopted this 6th day of July, 2021, by a roll call vote, as follows:

AYES (Names):           Commissioner Cox, Commissioner Graven,  
                                  Commissioner Phipps, Mayor Hall  
NAYS (Names):           None  
ABSENT (Names):       Commissioner Closson

Approved this 6th day of July, 2021.

/s/Rick Hall  
Rick Hall, Mayor  
City of Mattoon, Coles County, Illinois

ATTEST:

APPROVED AS TO FORM:

/s/Susan J. O'Brien

/s/Dan Jones

Susan J. O'Brien, City Clerk

Dan Jones, City Attorney

Recorded in the Municipality's Records on July 6th, 2021.

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

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

Commissioner Cox seconded by Commissioner Phipps moved to approve Council Decision Request 2021-2163, awarding the bid in the amount of \$258,577 from Curry Construction for replacement of one of the Waste Water Treatment Plant Primary Pumps.

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

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

Commissioner Graven seconded by Commissioner Cox moved to adopt Special Ordinance No. 2021-1784, approving a revised TIF grant agreement in the amount of \$360,000 between the City and Coles Centre, L.L.C. due to a reduction of development incentives, assistance amounts and term for reimbursement.

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## CITY OF MATTOON, ILLINOIS

### SPECIAL ORDINANCE NO. 2021-1784

#### **AN ORDINANCE APPROVING A REVISED GRANT AGREEMENT BY AND BETWEEN THE CITY OF MATTOON, ILLINOIS AND COLES CENTRE LLC, FOR THE ENGINEERING FOR AND THE CONSTRUCTION AND INSPECTIONS OF THE STREETS, LIGHTING AND SIDEWALKS IN THE COLES CENTRE SUBDIVISION, IN CONNECTION WITH THE MATTOON INTERSTATE 57 TIF DEVELOPMENT AREA**

**WHEREAS**, Coles Centre L.L.C. (the "**Grantee**"), has submitted a proposal to the City of Mattoon, Illinois (the "**Municipality**") for the redevelopment of a part of the Municipality's Mattoon Interstate 57 Redevelopment Project Area (the "**Redevelopment Project Area**"); and, thereafter, the Municipality and the Grantee have engaged in negotiations related to a Grant Agreement (including all exhibits and attachments in connection therewith, referred to as the "**Grant Agreement**") concerning development incentives and assistance related to the development and redevelopment of a part of the Project Development Area; and

**WHEREAS**, the development incentives, assistance amounts and term for reimbursement had been reduce and a new revised agreement is necessary.

**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 Grantee, 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 Graven, seconded by Commissioner Cox, adopted this 6th day of July, 2021, by a roll call vote, as follows:

AYES (Names): Commissioner Cox, Commissioner Graven,  
Commissioner Phipps, Mayor Hall  
NAYS (Names): None  
ABSENT (Names): Commissioner Closson

Approved this 6th day of July, 2021.

/s/Rick Hall  
Rick Hall, Mayor  
City of Mattoon, Coles County, Illinois

ATTEST:

APPROVED AS TO FORM:

/s/Susan J. O'Brien  
Susan J. O'Brien, City Clerk

/s/Dan Jones  
Dan Jones, City Attorney

Recorded in the Municipality's Records on July 6th, 2021.

Mayor Hall opened the floor for comments/questions. Administrator Gill noted the grant was a little less than planned with Agracel to pay more and reduced the term to three years.

Commissioner Graven seconded by Commissioner Cox moved to amend the motion of the amount to \$356,747.45.

Mayor Hall declared the motion to amend carried by the following vote: Absent Commissioner Closson, YEA Commissioner Cox, YEA Commissioner Graven, YEA Commissioner Phipps, YEA Mayor Hall.

Commissioner Graven seconded by Commissioner Cox moved to approve the amended motion.

Mayor Hall declared the motion to approve the amended motion carried by the following vote: Absent Commissioner Closson, YEA Commissioner Cox, YEA Commissioner Graven, YEA Commissioner Phipps, YEA Mayor Hall.

Mayor Hall seconded by Commissioner Cox moved to adopt Resolution No. 2021-3149, approving the continuance of a Local State of Emergency due to the Coronavirus (COVID – 19).

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**CITY OF MATTOON, ILLINOIS**

**RESOLUTION NO. 2021-3149**

**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, Rick Hall, Mayor of the City of Mattoon do hereby declare that a Local State of Emergency exists as of this date, July 06, 2021, 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, Rick Hall, 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/Rick Hall  
Rick Hall, Mayor  
City of Mattoon, Coles County, Illinois

Mayor Hall opened the floor for comments/questions. Administrator Gill noted the Governor's extension for another 30 days. Commissioner Cox noted when Springfield stopped the process, the City would follow suit with Administrator Gill in agreement.

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

Discussion of Topics from the June 22, 2021 Council Planning Meeting.

Mayor Hall recapped the Council Planning Meeting from June 22, 2021 by noting the objectives for the next four years. The Council had determined the seven highest priorities as follows: 1. Economic Development/Marketing, 2. Residential Subdivisions, 3. More Cops, 4. Reform Tourism/New Events, 5. Liquor License Update, 6. City Manager Form of Government, and 7. Grant Writer. Mayor Hall acknowledged several of the items were set in motion with #6 being something the Council cannot do – must go to referendum. Council discussed the seven priorities (Commissioner Closson attended by audio means at 7:10 p.m.), involvement of community, City finances and Mattoon in Motion's involvement.

#### DEPARTMENT REPORTS:

CITY ADMINISTRATOR/COMMUNITY DEVELOPMENT noted flooding was the big topic since the occurrence and Red Cross not having enough reports of citizens displaced; prepared for mediation with the PBPA union; and communicated with developers. Mayor Hall opened the floor for questions with no response.

CITY ATTORNEY noted the Quakenbush case was to have a Judge tour of the facilities and upcoming nuisance property trials. Mayor Hall opened the floor for questions with no response.

CITY CLERK noted assisting auditors, preparing a variety of reports, and processing insurance.

FINANCE announced the first installment of property taxes; distributed and reviewed the Revenue Tracking Sheet including tax receipts and unrestricted cash. Mayor Hall opened the floor for questions. Treasurer & Director Wright noted 100% of the property taxes went to Fire and Police pensions and Library.

PUBLIC WORKS updated Council on the Mattoon High School watermain project, north side of Broadway's sidewalk project and Wolf Park radio tower removal delay until September. Mayor Hall opened the floor for questions with no response.

FIRE reported on calls for service, inspections and follow-ups, training, 4<sup>th</sup> of July dumpster fire calls due to fireworks, need to revamp the fireworks ordinance for next year; attended Naperville Kiwanis' Safety Town for young children to learn about various ways for safety with discussion of a County summer camp in the future; and attended a funeral for a Wabash Fire Protection District firefighter, Mehdi Mourad.

POLICE reported on calls for service with 52 arrests, many upcoming events for manning and new hires starting PTI today. Mayor Hall noted the new hires were replacements for earlier retirements. Mayor Hall opened the floor for questions with no response.

ARTS AND TOURISM reported 4<sup>th</sup> of July event was well received and thanked Public Works, Fire Department's flag, and Police Department's presence; announced Bagelfest next week, and Mural's bright spot in town with a dedication on the 14<sup>th</sup> at 9:00 a.m. Mayor Hall opened the floor for questions with no response.

#### COMMENTS BY THE COUNCIL

Council commented on the flooding and challenges of processing five inches of rain with improvements over the years within the City, and complimented Departments for all they do. Commissioner Closson reported on activities within his Departments. Mayor Hall added issues with Friday night burnouts, less IDOT mowing, and motorized bicycles to be addressed.

Mayor Hall seconded by Commissioner Cox moved to recess to closed session at 7:35 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)); litigation which is affecting the City and an action is probable or imminent (5ILCS 120 (2)(C)(11)).

Mayor Hall declared the motion carried by the following vote: YEA Commissioner Closson, YEA Commissioner Cox, YEA Commissioner Graven, YEA Commissioner Phipps, YEA Mayor Hall.

Council reconvened at 9:13 p.m.

Commissioner Cox seconded by Commissioner Phipps moved to adjourn at 9:14 p.m.

Mayor Hall declared the motion carried by the following vote: YEA Commissioner Closson, YEA Commissioner Cox, NAY Commissioner Graven, YEA Commissioner Phipps, YEA Mayor Hall.

/s/Susan J. O'Brien  
City Clerk