

The City Council of the City of Mattoon held a Regular City Council meeting in the Council Chambers of City Hall on September 21, 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 Jim Closson, YEA Commissioner Dave Cox, YEA Commissioner Sandra Graven, YEA Commissioner David Phipps, and YEA Mayor Rick Hall.

Also physically present in person were City personnel: City Administrator Kyle Gill, City Attorney Dan C. Jones, Finance Director/Treasurer Beth Wright, Public Works Director Dean Barber, 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 September 7, 2021, bills and payroll for the first half of September, 2021.

Bills and payroll for the first half of September, 2021

	<u>General Fund</u>		
Payroll		\$	489,169.65
Bills		\$	<u>90,456.08</u>
	Total	\$	579,625.73
	<u>Hotel Tax Administration</u>		
Payroll		\$	2,720.84
Bills		\$	<u>2,866.03</u>
	Total	\$	5,586.87
	<u>Festival Management Fund</u>		
Bills		\$	<u>25.00</u>
	Total	\$	25.00
	<u>Insurance & Tort Jdgmnt</u>		
Bills		\$	<u>12,279.00</u>
	Total	\$	12,279.00
	<u>Midtown TIF Fund</u>		
Bills		\$	<u>271,928.86</u>
	Total	\$	271,928.86
	<u>Capital Project Fund</u>		
Bills		\$	<u>22,112.88</u>
	Total	\$	22,112.88
	<u>I-57 East TIF District</u>		
Bills		\$	<u>4,325.00</u>
	Total	\$	4,325.00

	<u>Broadway East TIF Dist</u>		
Bills		\$	178,133.00
		Total	\$ 178,133.00
	<u>Broadway East Bus Dist</u>		
Bills		\$	2,715.56
		Total	\$ 2,715.56
	<u>Water Fund</u>		
Payroll		\$	43,795.67
Bills		\$	24,118.47
		Total	\$ 67,914.14
	<u>Sewer Fund</u>		
Payroll		\$	39,836.06
Bills		\$	355,401.79
		Total	\$ 395,237.85
	<u>Health Insurance Fund</u>		
Bills		\$	262,351.21
		Total	\$ 262,351.21
	<u>Motor Fuel Tax Fund</u>		
Bills		\$	36,774.81
		Total	\$ 36,774.81

Mayor Hall declared the motion to approve the consent agenda carried by the following vote: YEA 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 comments. Mr. Bill Standerfer read a Petition requesting the Council continue the closure of Shelby Avenue at 12th Street signed by the residents of the area.

Presentation: Acknowledging the retirement of Lt. Travis Easton and his more than 18 years of service with City of Mattoon Police Department effective September 24, 2021. Mayor Hall and Chief Gaines presented Lt. Travis Easton a retirement plaque acknowledging his more than 18 years of service with the Mattoon Police Department and thanked him for his great job.

Mayor Hall read the following Proclamation:

**PROCLAMATION
NATIONAL RAIL SAFETY WEEK
SEPTEMBER 20-26, 2021**

WHEREAS, 1889 rail grade crossing collisions resulted in 678 personal injuries and were responsible for 201 fatalities in the United States during 2020; and

WHEREAS, 1,088 Trespassing incidents have occurred in the United States resulting in 532 pedestrians being killed and another 556 injured while trespassing on railroad property rights of way during 2020; and

WHEREAS, educating and informing the public about rail safety, reminding the public that railroad right of ways are private property, enhancing public awareness of the dangers associated with highway rail grade crossings, ensuring pedestrians and motorists are looking and listening while near railways, and obeying established traffic laws will reduce the number of fatalities and injuries; and

WHEREAS, the International Association of Chiefs of Police, National Operation Lifesaver, United States Department of Transportation, and all local, state, county and railroad law enforcement officers, first responders, and railroad corporations commit to partnering together in an effort to educate at a national level all aspects of railroad safety, to enforce applicable laws in support of National Rail Safety Week;

THEREFORE, I, Mayor Rick Hall, Mayor City of Mattoon, do hereby attest my full support proclaiming September 20th to 26th, 2021, National Rail Safety Week and I encourage all citizens to recognize the importance of rail safety education.

/s/Rick Hall
Mayor
City of Mattoon

NEW BUSINESS

Mayor Hall seconded by Commissioner Cox moved to adopt Ordinance No. 2021-5445, amending Section 34.002 of the municipal code to update the Rules and Regulations of the Board of Fire & Police Commissioners.

CITY OF MATTOON

ORDINANCE 2021-5445

AN ORDINANCE RATIFYING THE MATTOON CODE OF ORDINANCES TO AMEND THE RULES AND REGULATIONS FOR THE OPERATION OF THE BOARD OF FIRE & POLICE COMMISSIONERS

WHEREAS, the City of Mattoon currently has Ordinance No. 2017-5399 establishing the rules and regulations for the Board of Fire and Police Commissioners; and,

WHEREAS, the Board of Fire and Police Commissioners wishes to amend and update the rules and regulations for the Board of Fire and Police Commissioners; and,

WHEREAS, the City wishes to ratify the amended rules and regulations for the Board of Fire and Police Commissioners.

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

Section 1. Recitals. The facts and statements contained in the preamble to this Ordinance are found to be true and correct and are hereby adopted as part of this Ordinance.

Section 2. Amendments. Section 34.002 of Chapter 34 of the Code of Ordinances of the City of Mattoon is hereby repealed. Section 34.002 of Chapter 34 is reenacted in accordance with the attached and incorporated Exhibit A.

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

Section 4. This ordinance shall be effective upon its publication in pamphlet form and approval as provided by law.

Upon motion by Mayor Hall, seconded by Commissioner Cox, adopted this 21st day of September, 2021, by a roll call vote, as follows:

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

Approved this 21st day of September, 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/Daniel C. Jones
Daniel C. Jones, City Attorney

Recorded in the Municipality's Records on September 21, 2021.

Mayor Hall noted the clarification of rules. Administrator Gill noted the residency and education to entry level, and met with Chiefs with recommendation to the Board. Mayor Hall opened the floor for comments/questions with no response.

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.

Mayor Hall seconded by Commissioner Cox moved to approve Council Decision Request 2021-2178, approving the promotion of Police Sergeant Shawn Brunson to the rank of Lieutenant, effective September 25, 2021, due to the retirement of Lt. Easton.

Mayor Hall opened the floor for discussion/comments. Chief Gaines provided accolades of Sgt. Brunson.

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.

Mayor Hall seconded by Commissioner Closson moved to approve Council Decision Request 2021-2179, approving the promotion of Police Officer Peter I. Lusk to the rank of Sergeant, effective September 25, 2021.

Mayor Hall opened the floor for questions. Mayor Hall noted the promotion was due to the retirement of Lt. Easton. Chief Gaines provided accolades of Officer Lusk.

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.

Commissioner Cox seconded by Commissioner Graven moved to approve Council Decision Request 2021-2180, approving a \$2,000 grant by the Tourism Advisory Committee from FY21/22 hotel/motel tax funds to the Lincoln Log Cabin Foundation in support of the Lincoln Log Cabin Harvest Frolic to be held on September 25-26, 2021; and authorizing the mayor to sign the agreement.

Mayor Hall opened the floor for comments. Director Burgett noted Lincoln Log Cabin drew 5,000 visitors outside of Illinois with a total of 80,000-85,000 annually.

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.

Commissioner Closson seconded by Commissioner Phipps moved to approve Council Decision Request 2021-2181, approving the waiver of formal bidding requirement, and approving the emergency purchase in the amount of \$25,724.35 from Vandevanter Engineering for a sludge pump at the Waste Water Treatment Plant.

Mayor Hall opened the floor for comments. Director Barber explained the timing of the request.

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.

Mayor Hall seconded by Commissioner Cox moved to adopt Resolution No. 2021-3154, approving an Information Technology Consultancy agreement with Independent Contractor Brian Johanpeter for additional support in the IT Department; and authorizing the mayor to sign the agreement.

CITY OF MATTOON, ILLINOIS

RESOLUTION NO. 2021-3154

A RESOLUTION AUTHORIZING AN AGREEMENT FOR INFORMATION TECHNOLOGY CONSULTANCY WITH BRIAN JOHANPETER

WHEREAS, the City of Mattoon, Illinois, is authorized to expend funds for consulting services, including but not limited to information technology services and implementation services, and to pay for such services out of the general funds; and

WHEREAS, the resignation of Brian Johanpeter creates a vacancy in the IT Department; and,

WHEREAS, the City of Mattoon, desires to assure the City's ability to complete several projects and maintain the proper support to the daily operations of the City's departments and to support the IT Department; and

WHEREAS, the City of Mattoon has recognized that it is beneficial to have a contract with Brian Johanpeter for additional support for the City of Mattoon; and

WHEREAS, the City of Mattoon has determined to enter into an Information Technology Consultancy Agreement by Independent Contractor Brian Johanpeter.

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

Section 1. The findings made in the prefatory portion of this Resolution are hereby adopted.

Section 2. The Information Technology Consultancy Agreement for services by Brian Johanpeter, which is attached hereto as Exhibit A, and hereby incorporated by this reference as though fully stated herein, and having an effective date of September 22, 2021, is hereby adopted and approved, and the Mayor is hereby authorized to execute said Agreement.

Section 3. This Resolution shall be in full force and effect from and after its passage and approval by the corporate authorities in the manner provided by law.

Upon motion by Mayor Hall seconded by Commissioner Cox adopted this 21st day of September, 2021 by a roll call vote, as follows:

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

Approved this 21st day of September, 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 C. Jones
Dan C. Jones, City Attorney

Recorded in the Municipality's Records on September 21, 2021.

Mayor Hall opened the floor for questions. Council discussed the transition period, need for additional support and number of months Dalton Roberts had been employed.

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.

Mayor Hall seconded by Commissioner Closson moved to adopt Resolution No. 2021-3155, approving the continuance of a Local State of Emergency due to the Coronavirus (COVID – 19).

RESOLUTION NO. 2021-3155

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, September 21, 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 noted the routine nature of the resolution.

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.

DEPARTMENT REPORTS:

CITY ADMINISTRATOR/COMMUNITY DEVELOPMENT noted time spent with the Chiefs in preparation of the Board of Fire & Police Commissioners' Rules, process of TIF information for distributions and continuation of new items in the operations; and announced attendance at the upcoming IML Conference along with the Mayor and Commissioner Phipps. Mayor Hall opened the floor for questions with no response.

CITY ATTORNEY updated Council on the Quakenbush remediation by Judge Bovard scheduled for an October 29th hearing with the Judge's written order. Council with Attorney Jones, Administrator Gill and Chief Gaines explored more effective ways to handle the property cleanups. Mayor Hall opened the floor for additional questions with no response.

CITY CLERK noted insurance meetings/issues, processing upcoming retirements; otherwise, business as usual. Mayor Hall opened the floor for questions with no response.

FINANCE distributed and reviewed the August Financial Report, cash position, TIF distributions and payouts, ARPA receipts, Revenue Tracking report and unrestricted cash. Mayor Hall opened the floor for questions with no response.

PUBLIC WORKS updated Council on Stark Excavating's sanitary sewer work between 10th and 11th Street, Broadway Avenue's new water lines, and removal of the radio antennae where the taxi stand was located. Mayor Hall remarked on the replacement of lead pipes on Broadway with Director Barber adding a new grant application for Streetscaping improvements between 16th and 14th Street. Commissioner Phipps inquired as to a matching grant with Director Barber answering affirmatively.

FIRE announced calls for service, inspections and follow-ups, training, three new firefighters attending the Academy, new applicants, interviews, preference points phase, and background checks to commence; and described a house fire. Commissioner Phipps inquired as to the list and scoring with Chief Hilligoss explaining. Commissioner Closson inquired as to lateral hiring with Chief Hilligoss explaining the difference between Police and Fire hires. Mayor Hall opened the floor for further questions with no response.

POLICE announced calls for service, 34 arrests and 21 motorized bicycle registrations. Mayor Hall opened the floor for questions with no response.

ARTS AND TOURISM updated Council on Lightworks payments, additional sponsors and volunteers; announced collections for One Stop Community Christmas during the Lightworks walkthrough, Celebrate Downtown, Trunk or Treat and receipt of 90% of Hotel/Motel Taxes compared to 2019; and noted attendance of the UMCVB Conference providing great ideas for next mural and strategic planning for restructuring of Tourism. Mayor Hall opened the floor for questions with no response.

COMMENTS BY THE COUNCIL

Commissioner Closson updated Council on the campground leases and meeting with Superintendent Stretch reviewing the 15 ball tournaments this year. Commissioner Cox extended condolences for the passing of Bill Duey who had a positive impact on our community including Fit-2-

Serve. Commissioners Graven and Phipps had no further comments. Mayor Hall expounded on a letter from a 14-year-old interested in finding support for those with mental illness in our community; announced his attendance of the IML Conference; relayed information regarding contact with the American Grant Writer Association in pursuit of a grant writer; and requested long-term objectives for consideration by the Lumpkin Foundation. Commissioner Closson reflected on the moving 9-11 ceremony.

Mayor Hall seconded by Commissioner Cox moved to recess to closed session at 7:22 p.m. pursuant to the Illinois Open Meetings Act for the purpose of the discussion of the appointment, compensation, discipline, performance, or dismissal of specific employees of the City or legal counsel for the City. (5ILCS 120 (2)(C)(1)); collective negotiating matters between the City of Mattoon and its employees or their representatives, or deliberations concerning salary schedules for one or more classes of employees (5ILCS 120 (2)(C)(2)); and litigation which is affecting the City and an action is probable or imminent (5ILCS 120 (2)(C)(11)).

Mayor 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 7:45 p.m.

Administrator Gill noted a request from PBPA Representative Eric Poertner inquiring about how to spend the ARPA funds.

Commissioner Graven seconded by Commissioner Phipps moved to adjourn at 7:47 p.m.

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

/s/Susan J. O'Brien
City Clerk