

The City Council of the City of Mattoon held a Regular City Council meeting in the Council Chambers of City Hall on June 21, 2022. 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 Cox, YEA Commissioner Sandra Graven, and YEA Mayor Hall. Commissioner David Phipps attended by audio means.

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, Fire Chief Jeff Hilligoss, Police Chief Sam Gaines, Electrical Inspector and Code Enforcement Matt Frederick and City Clerk Susan O'Brien.

**CONSENT AGENDA**

Mayor Hall seconded by Commissioner Cox moved to approve the consent agenda consisting of Regular Meeting minutes of June 7, 2022; bills and payroll for the first half of June, 2022; and Resolution No. 2022-3196, approving the continuance of a Local State of Emergency due to the Coronavirus (COVID – 19).

**Bills and payroll for the first half of June, 2022**

**General Fund**

Payroll	\$	287,359.69
Bills	\$	260,355.71
Total	\$	547,715.40

**Hotel Tax Administration**

Payroll	\$	4,897.09
Bills	\$	9,404.31
Total	\$	14,301.40

**Festival Mgmt Fund**

Bills	\$	15,989.80
Total	\$	15,989.80

**Midtown TIF Fund**

Bills	\$	1,950.00
Total	\$	1,950.00

**Capital Project Fund**

Bills	\$	20,764.60
	\$	20,764.60

**Broadway East Bus Dist**

Bills	\$	2,695.60
	\$	2,362.50

**Insurance & Tort Jdgmnt**

Bills		\$	422.00
	Total	\$	422.00
<b><u>Water Fund</u></b>			
Payroll		\$	44,834.51
Bills		\$	64,602.22
	Total	\$	109,436.73
<b><u>Sewer Fund</u></b>			
Payroll		\$	41,382.64
Bills		\$	957,009.91
	Total	\$	998,392.55
<b><u>Health Insurance Fund</u></b>			
Bills		\$	208,785.73
	Total	\$	208,785.73
<b><u>Motor Fuel Tax Fund</u></b>			
Bills		\$	6,810.84
	Total	\$	6,810.84

**CITY OF MATTOON, ILLINOIS**

**RESOLUTION NO. 2022-3196**

**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, June 21, 2022, 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 declared the motion carried by the following omnibus vote: YEA Commissioner Closson, YEA Commissioner Cox, YEA Commissioner Graven, YEA Commissioner Phipps, YEA Mayor Hall.

### **PRESENTATIONS, PETITIONS AND COMMUNICATIONS**

*This portion of the City Council meeting is reserved for persons who desire to address the Council. The Illinois Open Meetings Act mandates that the City Council may NOT take action on comments received on matters that have not been identified on this agenda, but the Council may direct staff to address the topic or refer the matter for action on the agenda for another meeting. Persons addressing the Council are requested to limit their presentations to three minutes and to avoid repetitious comments. We would also ask you to state your name and address for the record as well as stand when speaking.*

Mayor Hall opened the floor for Public comments. Mr. Steve Degler addressed the Council with concern over drainage with the Rural King annexation. Mayor Hall requested Mr. Degler to express his concern during the Council consideration of the annexation. There were no further comments from the Public.

Mayor Hall acknowledged the retirement of Deputy City Clerk Marsha A. True with more than 24 years of service with the City Clerk's Office on June 18, 2022; and stated her retirement plaque would be given to her, since she was unable to attend the meeting.

## **NEW BUSINESS**

Mayor Hall seconded by Commissioner Closson move to approve Council Decision Request 2022-2263, ratifying the re-appointments of Laura Glenn and Greg Ray and the appointment of Harold Pettigrew to the Mattoon Public Library Board for terms ending 06/30/25.

Mayor Hall opened the floor for comments. Mayor Hall stated his conferring with the Library Board on the new member which was welcomed.

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 Phipps seconded by Commissioner Graven move to approve Council Decision Request 2022-2264, approving the plans and specifications for the 2022 Striping Contract.

Mayor Hall opened the floor for discussion. Administrator Gill noted the striping contract was smaller than the past, but would be more next year. Commissioner Closson noted the \$4/foot cost.

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 Phipps seconded by Commissioner Cox move to approve Council Decision Request 2022-2265, authorizing the employment of Michael Starwalt to the Public Works Department Labor Pool as a Maintenance Worker III position effective July 11, 2022, pending drug testing and background checks.

Mayor Hall opened the floor for comments. Administrator Gill noted a great interview and 20 years of construction background.

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 Graven move to adopt Special Ordinance No. 2022-1816, approving the Annexation and Rezoning of 07-1-00292-000 (40 acres) from RS (Rural Suburban) to C4 (General Commercial) to allow for future use of warehousing operations adjacent to the existing Rural King operations. Petitioner: Land Trust #99067 (Rural King)

**AN ORDINANCE GRANTING AN ANNEXATION AND RE-ZONING AT COUNTY ROAD 300 EAST**

**WHEREAS**, there has been filed a written Petition for First Mid Wealth Management Company, Trustee of Land Trust 99067 requesting a re-zoning of the parcel(s) legally described as

LEGAL DESCRIPTION (per Trustee's Deed Doc.#620442 in the Coles County Recorder's Office) The Northwest Quarter (NW1/4) of the Southwest Quarter (SW1/4) of Section Ten (10), Township Twelve (12) North, Range Seven (7) East of the Third Principal Meridian, Coles County, Illinois.

And annexation of the following parcel legally described as:

Part of the Southwest Quarter of Section 10 and part of the Southeast Quarter of Section 9, Township 12 North, Range 7 East of the Third Principal Meridian, Coles County, Illinois being more particularly described as follows: Beginning at the Northwest corner of the Southwest Quarter of said Section 10; thence East 1345.05 feet on the North line of the Northwest Quarter of the Southwest Quarter of said Section 10; thence South 1294.64 feet on the East line of the Northwest Quarter of the Southwest Quarter of said Section 10; thence West 1338.58 feet on the South line of the Northwest Quarter of the Southwest Quarter of said Section 10; thence West 19.73 feet on the South line of the Northeast Quarter of the Southeast Quarter of said Section 9; thence North 1285.87 feet on the West Right-of-Way line of County Road 300 East; thence East 19.50 feet on the North line of the Southeast Quarter of said Section 9 to the Point of Beginning.

**WHEREAS**, said site(s) are zoned R-S, rural suburban; and

**WHEREAS**, the property is well suited for a C-4 zoning; and

**WHEREAS**, the Planning Commission held a public hearing on June 14, 2022 for the City of Mattoon, Coles County, Illinois, and has recommended that the request be granted; and

**WHEREAS** the City Council for the City of Mattoon, Coles County, Illinois, deems that it would be in the public interest to approve an annexation and re-zoning.

**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 provided at Section §159.05 of the Mattoon Code of Ordinances, the property legally described as follows, be and the same is granted an annexation and re-zoning from R-S to C-4:

Rezoning: LEGAL DESCRIPTION (per Trustee's Deed Doc.#620442 in the Coles County Recorder's Office) The Northwest Quarter (NW1/4) of the Southwest Quarter (SW1/4) of Section Ten (10), Township Twelve (12) North, Range Seven (7) East of the Third Principal Meridian, Coles County, Illinois.

Annexation of the following parcel legally described as:

Part of the Southwest Quarter of Section 10 and part of the Southeast Quarter of Section 9, Township 12 North, Range 7 East of the Third Principal Meridian, Coles County, Illinois being more particularly described as follows: Beginning at the Northwest corner of the Southwest Quarter of said Section 10; thence East 1345.05 feet on the North line of the Northwest Quarter of the Southwest Quarter of said Section 10; thence South 1294.64 feet on the East line of the Northwest Quarter of the Southwest Quarter of said Section 10; thence West 1338.58 feet on the South line of the Northwest Quarter of the Southwest Quarter of said Section 10; thence West 19.73 feet on the South line of the Northeast Quarter of the Southeast Quarter of said Section 9; thence North 1285.87 feet on the West Right-of-Way line of County Road 300 East; thence East 19.50 feet on the North line of the Southeast Quarter of said Section 9 to the Point of Beginning.

**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 record 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 Graven, adopted this 21st day of June, 2022, by a roll call vote, as follows:

AYES (Names): Commissioner Closson, Commissioner Cox,  
Commissioner Graven, Commissioner Phipps,  
Mayor Hall

NAYS (Names): None

ABSENT (Names): None

ABSTAIN (Names): None

Approved this 21st day of June, 2022.

/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 June 21, 2022.

Mayor Hall opened the floor for comments. Administrator Gill noted the Planning Commission passed the annexation and rezoning by an unanimous vote. Mr. Steve Degler voiced concern over the drainage district adding a burden to the drainage with no opposition to Rural King annexation; and hoped a designed retention would be included in the future. Administrator Gill stated the addition would have to go through a drainage calculator, and the City would review the drainage. Mr. Degler requested to speak with Director Barber. Mr. Blake Pierce of Rural King – Director of Real Estate noted the intent to grow Rural King while following the City’s rules. Commissioner Cox noted the positive, favorable, overall good project.

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 Closson move to approve Council Decision Request: 2022-2266, approving a \$7,500 grant by the Tourism Advisory Committee from FY22/23 hotel/motel tax funds to the Mattoon CIL-CON (Central Illinois Convention) in support of the CIL-CON event to be held on September 9-10, 2022; and authorizing the mayor to sign the agreement.

Mayor Hall opened the floor for comments. Commissioner Cox commented on the expansion of the event with Director Burgett noting the opportunity and meeting the needs of other events with a different type of event which was very popular.

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 Phipps seconded by Commissioner Cox move to approve Council Decision Request 2022-2267, awarding the bid in the amount of \$63,880 to Bartels Construction for the 2022 MFT Miscellaneous Patching Contract. [22-00000-02-GM]

Mayor Hall opened the floor for discussion 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.

Commissioner Phipps seconded by Commissioner Graven move to approve Council Decision Request 2022-2268, awarding the bids for the 2022 Oil & Chip Program [22-00000-01-GM] to: Earl Walker Co. Inc. for Furnish & Spread Oil (Bituminous) Material @ \$3.75/gallon; Earl Walker Co. Inc. for Spread Aggregate (CA-16) @ \$17.50/ton; and, 3 Sisters Logistics for Furnish Aggregate (CA-16 Crushed Stone) @ \$20.50/ton.

Mayor Hall opened the floor for comments. Administrator Gill noted the bigger project this year with much of the prepped work completed last year. Commissioner Closson noted the increased cost with Administrator Gill noting not as much as the striping.

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 announced that agenda item Ordinance No. 2022-5454: Approving the amendments to the municipal code was not to be considered at this meeting; and would have discussion during Department reports.

### **DEPARTMENT REPORTS:**

CITY ADMINISTRATOR/COMMUNITY DEVELOPMENT announced communications on the proposed Sports Complex which was ready for a Public Meeting on July 8<sup>th</sup> at a special meeting and regular meeting of July 19 with a vote on the August 2<sup>nd</sup> meeting; and updated Council on code enforcement demos, additions, certificates of occupancy, Coles Together's leasee for R.R. Donnelley building, Ameren's engineers to allow a temporary change to the meter basis, and opening for Clarion and Hilton Garden. Commissioner Cox inquired as to the leasee of the Donnelley's property with Administrator Gill noting the needs Mattoon could meet with power, water, rail access and workforce.

CITY ATTORNEY updated Council on the walkthrough of the Quakenbush property resulting in an upcoming phone conversation with the Judge due to Mr. Quakenbush's attorney inability to attend the walkthrough.

CITY CLERK reiterated the retirement of Deputy City Clerk Marsha True, review of employment applications, submitted the OPEB report information which would require a full valuation from our actuary instead of an interim valuation and other audit preparations. Mayor Hall opened the floor for questions with no response.

FINANCE distributed and reviewed the May Financial Report including revenues/expenditures, cash position, Revenue Tracking Report, new items and unrestricted cash; announced the auditors would be onsite this week, and Police Pension Fund would be transferring to the new consolidated downstate pension fund on the 24<sup>th</sup>. Mayor Hall noted a slight increase of revenues with not much change from last year.

FIRE updated Council on calls for service, inspections and follow-ups, training, walkthroughs, promotional/new hire testing and fire at 1312 Lafayette. Mayor Hall opened the floor for questions with no response.

POLICE updated Council on calls for service, 40 arrests, new hire testing to establish list and Lift Center tour. Mayor Hall opened the floor for questions with no response.

ARTS AND TOURISM reviewed summer activities, 4<sup>th</sup> of July, availability of parade applications, Bagelfest, discussion with Bimbo Bagel Bakery, Arts Council Photography Show and hotel occupancies. Mayor Hall opened the floor for questions with no response.

#### COMMENTS BY THE COUNCIL

Commissioner Closson updated Council on Lake Mattoon activities, baseball tournaments, softball tournaments and vandalism to the Parks. Mayor Hall opened the floor for questions with no response. Commissioners Cox and Graven had no further comments. Commissioner Phipps noted construction on Logan sidewalks. Mayor Hall opened the floor for questions with no response. Mayor Hall expounded on the electrical wiring agenda item and investment group requesting a change to the City's ordinances. Inspector Frederick explained the differences between conduits, Electrical Commissions' denial of the request to change, and a hybrid solution. Mayor Hall opened the floor for questions. Council with input from Administrator Gill, Inspector Frederick and Chief Hilligoss discussed the conduit changes.

Mayor Hall seconded by Commissioner Cox move to recess to close 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 under (5ILCS 120 (2)(C)(1)).

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 7:52 p.m.

Commissioner Closson seconded by Commissioner Cox move to adjourn at 7:52 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