

The City Council of the City of Mattoon held a Regular City Council meeting in the Council Chambers of City Hall on October 4, 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 Dave Cox, YEA Commissioner Sandra Graven, YEA Commissioner Dave Phipps and YEA Mayor Rick Hall.

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, Fire Chief Jeff Hilligoss, Police Chief Sam Gaines, and City Clerk Susan O'Brien.

CONSENT AGENDA

Mayor Hall seconded by Commissioner Cox move to approve the consent agenda consisting of Regular Meeting minutes of September 20, 2022; bills and payroll for the last half of September, 2022; and Resolution No. 2022-3212, approving the continuance of a Local State of Emergency due to the Coronavirus (COVID – 19).

Bills and payroll for the last half of September, 2022

	<u>General Fund</u>		
Payroll		\$	276,968.72
Bills		\$	1,753,928.03
	Total	\$	2,124,657.53
	<u>Hotel Tax Administration</u>		
Payroll		\$	4,376.21
Bills		\$	826.23
	Total	\$	5,202.44
	<u>Festival Mgmt Fund</u>		
Bills		\$	2,115.24
	Total	\$	2,115.24
	<u>Midtown TIF Fund</u>		
Bills		\$	61,679.32
	Total	\$	61,679.32
	<u>Capital Project Fund</u>		
Bills		\$	2,838.00
	Total	\$	2,838.00
	<u>East TIF District</u>		
Bills		\$	337.50
	Total	\$	337.50
	<u>Broadway East TIF Dist</u>		
Bills		\$	29,000.00
	Total	\$	29,000.00
	<u>Insurance & Tort Jdgmnt</u>		
Bills		\$	160.00
	Total	\$	160.00
	<u>Water Fund</u>		

Payroll		\$	44,465.23
Bills		\$	<u>52,064.26</u>
	Total	\$	96,529.49
<u>Sewer Fund</u>			
Payroll		\$	44,919.34
Bills		\$	<u>61,074.42</u>
	Total	\$	105,993.76
<u>Health Insurance Fund</u>			
Bills		\$	<u>172,307.45</u>
	Total	\$	172,307.45
<u>Motor Fuel Tax Fund</u>			
Bills		\$	<u>46,542.42</u>
	Total	\$	46,542.42

CITY OF MATTOON, ILLINOIS

RESOLUTION NO. 2022-3212

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, October 4, 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 with no response from the Public.

NEW BUSINESS

Commissioner Closson seconded by Commissioner Phipps moved to adopt Special Ordinance No. 2022-1830, authorizing the sale of Lots 5 and 13 in Lake Paradise Subdivision to Michael Smith, owner of a home on leased premises at Lots 5 and 13, Lake Paradise Subdivision, and authorizing the mayor to sign all documents necessary to complete the transaction. (Commonly known as 3411 Pier Lane)

CITY OF MATTOON, ILLINOIS

SPECIAL ORDINANCE NO. 2022-1830

AN ORDINANCE AUTHORIZING THE SALE OF LOTS 5 AND 13 IN LAKE PARADISE SUBDIVISION TO MICHAEL SMITH, OWNER OF A HOME ON LEASED PREMISES AT LOTS 5 AND 13, LAKE PARADISE SUBDIVISION, AND AUTHORIZING THE MAYOR TO SIGN ALL DOCUMENTS NECESSARY TO COMPLETE THE TRANSACTION. (COMMONLY KNOWN AS 3411 PIER LANE)

WHEREAS, the City of Mattoon owns certain real estate parcels at Lake Paradise Subdivision including Lots 5 & 13; and

WHEREAS, State Statute 65 ILCS 5/11-76-4.1 enables municipalities to sell real estate, at a price of not less than 80% of the appraised value, if it is determined to be in the best interest of the municipality by a vote of two-thirds of the corporate authorities then holding office; and

WHEREAS, Michael Smith owns a residence, and leases the real estate at Lots 5 & 13 of Lake Paradise Subdivision, also known as 3411 Pier Lane; and

WHEREAS, said real estate is further described on the attached sketch labeled Exhibit 'X' and the attached deed labeled Exhibit 'Y'; and

WHEREAS, Michael Smith wishes to purchase said real estate at the appraised value of \$17,820.00; and

WHEREAS, the City Council declared Lots 5 & 13 "no longer necessary or required for the use of the municipality" and "authorized management staff to negotiate contracts to sell said lots" by virtue of Resolution No. 2006-2642; and

WHEREAS, the City Council established certain Covenants, Restrictions, and Limitations for Lake Paradise Subdivision in a Declaration made May 16, 2006 and caused said document to be recorded at the Coles County Clerk and Recorder's Office as Document No. 0690359, said covenants are attached as Exhibit 'Z'.

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

Section 1. The City Council determines that it would be inappropriate to offer this property to competitive bidding since the leasee has already invested in permanent improvements on the premises that cannot be conveniently separated.

Section 2. The Mayor and City Clerk are authorized to sign documents conveying, by Warranty Deed, attached as Exhibit 'Y', title to the real estate described in Section 3 of this ordinance to Michael Smith in exchange for payment in the amount of \$17,820.00.

Section 3. The real estate to be conveyed pursuant to this ordinance is legally described as:

Lots 5 & 13 of Lake Paradise Subdivision, Paradise Township, Coles County, Illinois, commonly known as 3411 Pier Lane, Mattoon, Illinois.

Excepting any interest or estate in the minerals underlying the surface of the land which may have been heretofore conveyed or reserved, and all rights and easements in favor of any such mineral interest or estate.

Section 4. The Covenants, Restrictions, and Limitations for Lake Paradise Subdivision, Paradise Township, Coles County, Illinois, attached as Exhibit 'Z', shall run with the land, as provided by law, and shall be binding on all parties and all persons claiming under them and for the benefit of, and limitations on, future owners in such subdivision.

Section 5. This ordinance shall be deemed published as of the day of its adoption and approval by the City Council.

Section 6. This ordinance shall be effective upon its approval as provided by law.

Upon motion by Commissioner Closson, seconded by Commissioner Phipps, adopted this 4th day of October, 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

Approved this 4th day of October, 2022.

/s/Rick Hall
Rick Hall, Mayor
City of Mattoon, 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 October 4, 2022.

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

Mayor 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 Cox moved to adopt Special Ordinance No. 2022-1831, authorizing the sale of 59 square feet of real estate at 1600 Charleston Avenue (Mattoon Public Library) to Illinois Department of Transportation for improvements to the roadway, traffic signal and sidewalks along Route 16.

CITY OF MATTOON, ILLINOIS

SPECIAL ORDINANCE NO. 2022-1831

AN ORDINANCE AUTHORIZING THE SALE OF 59 SQUARE FEET OF REAL ESTATE AT THE MATTOON PUBLIC LIBRARY TO IDOT FOR IMPROVEMENTS

WHEREAS, the City of Mattoon owns certain real estate at 1600 Charleston Avenue, also known as the Mattoon Public Library; and

WHEREAS, the State of Illinois doing business thru it's Department of Transportation (Department of Transportation) is preparing to construct roadway, traffic signal, and sidewalk improvements on IL-16 (Charleston Avenue) from Lake Land Boulevard to Swords Drive; and

WHEREAS, the Department of Transportation is requesting to purchase a 59 square foot parcel of real estate from the City owned property at 1600 Charleston Avenue; and

WHEREAS, said purchase is further described on the Sketch attached as Exhibit ‘X’, the Warranty Deed attached as Exhibit ‘Y’, and the Survey Plat attached as Exhibit ‘Z’; and

WHEREAS, the Department of Transportation has offered to purchase said real estate at the appraised value of \$600.00; and

WHEREAS, State Statute 65 ILCS 5/11-76-4.1 enables corporate authorities to accept any contract proposal determined by them to be in the best interest of the municipality by a vote of two-thirds of the corporate authorities then holding office, but in no event at a price less than 80% of the appraised value; and

WHEREAS, it has been determined that it is in the best interest of the City of Mattoon to sell said real estate parcel to the Department of Transportation for the appraised value of \$600.00.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF MATTOON, COLES COUNTY, ILLINOIS, that

Section 1. Pursuant to the procedures prescribed by Illinois State Statute 65ILCS 5/11-76-4.1, a finding is hereby made by the City Council that the following described portion of the real estate at 1600 Charleston Avenue is not critical to the continued function of the remaining property.

Section 2. The Mayor and City Clerk are authorized to sign documents conveying, by Warranty Deed, attached as Exhibit ‘Y’, title to the real estate described in Section 3 of this ordinance to the State of Illinois, Department of Transportation in exchange for payment in the amount of \$600.00.

Section 3. The real estate to be conveyed pursuant to this ordinance is legally described as:

Beginning at the southeast corner of said lot 12; thence North 89 degrees 54 minutes 05 seconds West (all bearings are referenced to the Illinois State Plane Coordinate System East Zone Datum of 1983 (11)), along the existing northerly right of way line of Charleston Avenue (IL 16) a distance of 3.51 feet to a 5/8 inch diameter iron pin with IDOT cap; thence North 00 degrees 05 minutes 55 seconds East a distance of 12.50 feet to a 5/8 inch diameter iron pin with IDOT cap; thence North 22 degrees 42 minutes 57 seconds East a distance of 9.22 feet to a 5/8 inch iron pin with IDOT cap on the existing westerly right of way line of Sixteenth Street; thence South 00 degrees 12 minutes 04 seconds West along said existing westerly right of way line a distance of 21.00 feet to the Point of Beginning, all in accordance with the attached plat, containing 59 square feet, more or less, all of which lies outside of the existing northerly right of way line of Charleston Avenue (IL 16) and the existing westerly right of way line of Sixteenth Street.

Section 4. This ordinance shall be deemed published as of the day of its adoption and approval by the City Council.

Section 5. This ordinance shall be effective upon its approval as provided by law.

Upon motion by Commissioner Closson, seconded by Commissioner Cox, adopted this 4th day of October, 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

Approved this 4th day of October, 2022.

/s/Rick Hall

Rick Hall, Mayor
City of Mattoon, 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 October 4, 2022.

Mayor Hall opened the floor for discussion/comments 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 moved to adopt Resolution No. 2022-3213, authorizing the expenditure of Motor Fuel Tax funds in the amount of \$17,900 for preliminary engineering and design assistance by The Upchurch Group for the Riddle Elementary Sidewalk Project; and authorizing the clerk to sign the resolution. 21-00333-00-SW

CITY OF MATTOON, ILLINOIS

RESOLUTION NO. 2022-3213

Resolution for Improvement Under the Illinois Highway Code



Is this project a bondable capital improvement?

Yes No

Resolution Type Resolution Number Section Number

Original	2022-3213	21-00333-00-SW
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BE IT RESOLVED, by the Council of the City
Governing Body Type Local Public Agency Type

of Mattoon Illinois that the following described street(s)/road(s)/structure be improved under
Name of Local Public Agency
the Illinois Highway Code. Work shall be done by Contract.
Contract or Day Labor

For Roadway/Street Improvements:

Name of Street(s)/Road(s)	Length (miles)	Route	From	To
Western Avenue	0.46		43rd Street	Noyes Court

For Structures:

Name of Street(s)/Road(s)	Existing Structure No.	Route	Location	Feature Crossed

BE IT FURTHER RESOLVED,

1. That the proposed improvement shall consist of

2. That there is hereby appropriated the sum of Seventeen Thousand, Nine Hundred and No/100 Dollars (\$17,900.00) for the improvement of said section from the Local Public Agency's allotment of Motor Fuel Tax funds.

BE IT FURTHER RESOLVED, that the Clerk is hereby directed to transmit four (4) certified originals of this resolution to the district office of the Department of Transportation.

I, Susan J. O'Brien City Clerk in and for said City
Name of Clerk Local Public Agency Type Local Public Agency Type

of Mattoon in the State aforesaid, and keeper of the records and files thereof, as provided by statute, do hereby certify the foregoing to be a true, perfect and complete original of a resolution adopted by Council of Mattoon at a meeting held on October 04, 2022.
Name of Local Public Agency Governing Body Type Name of Local Public Agency Date

IN TESTIMONY WHEREOF, I have hereunto set my hand and seal this 4th day of October, 2022.
Day Month, Year

(SEAL)

Clerk Signature & Date
10/04/2022
Approved
Regional Engineer Signature & Date
Department of Transportation

Mayor Hall opened the floor for comments/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 Cox seconded by Commissioner Closson moved to approve Council Decision Request 2022-2299, approving the appointment of Firefighter Mason Prahll to regular employment status with successful completion of his probationary period effective October 16, 2022.

Mayor Hall opened the floor for discussion/comments. Chief Hilligoss provided a background on Firefighter Prahll's progress and accolades of his work. Firefighter Prahll stated he was grateful to be here. Commissioner Cox provided positive feedback, Firefighter Prahll's passion for his job; and was happy to have him.

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 Graven seconded by Commissioner Phipps moved to approve Council Decision Request 2022-2300, approving a water and sewer adjustment in the amount of \$1,189.60 for Abby Cougill due to a water leak at 3216 Moultrie Avenue.

Mayor Hall opened the floor for comments/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.

Mayor Hall seconded by Commissioner Graven moved to approve Council Decision Request 2022-2301, authorizing a three-year term engagement with First Mid Insurance Group to serve as the City of Mattoon’s “broker of record” for health, dental and life insurance; and authorizing the mayor to sign the Insurance Services Agreement.

Mayor Hall opened the floor for comments/discussion. Administrator Gill explained the process including receipt of three proposals with the low bidder as First Mid Insurance Group.

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 Graven moved to adopt Special Ordinance No. 2022-1832, vacating an alley north of Richmond Avenue and north of the east and west alley between North 1st and North 2nd Street. E. Lee Waite, II for Three D Holdings, LLC –Petitioner

CITY OF MATTOON, ILLINOIS

SPECIAL ORDINANCE NO. 2022-1832

AN ORDINANCE VACATING AN ALLEY NORTH OF RICHMOND AVENUE AND NORTH OF THE EAST AND WEST ALLEY BETWEEN N. 1ST AND N. 2ND STREET IN THE CITY OF MATTOON, COLES COUNTY, ILLINOIS

WHEREAS, Attorney E. Lee Waite, II, for THREE D HOLDINGS, LLC, presented a Petition to the City Clerk to vacate an alley lying north of the east-west alley, north of Richmond Avenue between N. 1st St. and N. 2nd St., and east of Lot Six (6) in Block Three (3) in Urban Heights Addition to the City of Mattoon, which Petition requests that said alley be vacated by the City of Mattoon, Coles County, Illinois; and

WHEREAS, a map of the alley to be vacated is attached hereto and incorporated herein as Exhibit “A”; and,

WHEREAS, a Public Hearing on said vacation was held before the Mattoon Planning and Zoning Commission on September 13, 2022; and,

WHEREAS, said Petition was recommended for approval by the Mattoon Planning and Zoning Commission on September 13, 2022; and

WHEREAS, the City Council of the City of Mattoon, Coles County, Illinois, has determined, that the public interest will be served by vacating said alley so as to relieve the public from further burden and responsibility of maintaining the public right-of-way.

NOW, THEREFORE BE IT ORDAINED BY THE CITY COUNCIL FOR THE CITY OF

MATTOON, COLES COUNTY, A MUNICIPAL CORPORATION, as follows:

Section 1. That the alley to be vacated is legally described as follows:

All that part of the twenty (20) foot wide by fifty (50) feet long alley lying east of Lot Six (6) in Block Three (3) in Urban Heights Addition to the City of Mattoon, Coles County, Illinois containing 1,000 square feet.

Section 2. This ordinance shall be deemed published as of the day of its adoption and approval by the City Council.

Section 3. 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 Commissioner Closson, seconded by Commissioner Graven , adopted this 4th day of October , 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

Approved this 4th day of October , 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 C. Jones
Dan C. Jones, City Attorney

Recorded in the Municipality's Records on October 4, 2022.

Mayor Hall opened the floor for comments. Commissioner Closson explained the area was not used; and noted the City would not have to maintain the area, if vacated. Commissioner Phipps inquired if neighbors were contacted with Administrator Gill stating affirmatively with the neighbor declining to purchase.

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 Cox moved to adopt Special Ordinance No. 2022-1833, declaring real estate surplus and no longer necessary or required for

use of the City; and authorizing the solicitation of bids for the sale of the property located land north of the former CCC & St. Louis Railroad right-of- way and east of Logan Street that is currently used as a strip of land in the yard waste facility.

CITY OF MATTOON, ILLINOIS

SPECIAL ORDINANCE NO. 2022-1833

**A SPECIAL ORDINANCE DECLARING REAL ESTATE NO LONGER NECESSARY
OR REQUIRED FOR USE OF THE MUNICIPALITY AND AUTHORIZING THE
SOLICITATION OF BIDS FOR THE SALE OF THE PROPERTY**

WHEREAS, the City of Mattoon owns a strip of land north of the former CCC & St. Louis Railroad right of way and east of Logan Street that is currently used as the yard waste facility for the City of Mattoon; and

WHEREAS, a portion of the property has been fenced off and utilized by the property to the north, 317 DeWitt Ave. East, and not the City of Mattoon; and

WHEREAS, the portion not being used by the City of Mattoon is legally described as follows:

A part of the Northeast Quarter (NE ¼) of Section Eighteen (18), Township Twelve (12) North, Range Eight (8) East of the Third Principal Meridian being more particularly described as follows: Commencing at the northwest corner of the Northeast Quarter (NE ¼) of Section Eighteen (18), Township Twelve (12) North, Range Eight (8) East of the Third Principal Meridian; thence South 00 degrees 01 minute 55 seconds East along the west line of said Northeast Quarter (NE ¼) a distance of 1323.01 feet to a point 150 northerly of the north right of way line of the former CCC & St. L Railroad; thence North 81 degrees 56 minutes 07 seconds East parallel with said north right of way line a distance of 1072.56 feet to the point of beginning, thence North 81 degrees 56 minutes 07 seconds East a distance of 351.71 feet; thence South 00 degrees 19 minutes 04 seconds West a distance of 40.07 feet; thence South 84 degrees 24 minutes 43 seconds West a distance of 87.28 feet; thence South 87 degrees 50 minutes 47 seconds West a distance of 260.51 feet; thence North 05 degrees 11 minutes 06 seconds West a distance of 9.05 feet; to the point of beginning, containing 0.212 acres (9223.45 sf) more or less.

; and

WHEREAS, the City deems the property described no longer necessary or required use of the Municipality; and

WHEREAS, it would be in the best interest of the City to sell this property and be placed on the property tax roll of the City of Mattoon; and

WHEREAS, the City Council authorizes the solicitation of bids for the sale of the property.

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

Section 1. Pursuant to procedures prescribed by State Statute (65 ILCS 5/11-76-4.1), a finding is hereby made by the City Council that the following described real estate is no longer necessary or required for the use of the municipality.

A part of the Northeast Quarter (NE ¼) of Section Eighteen (18), Township Twelve (12) North, Range Eight (8) East of the Third Principal Meridian being more particularly described as follows: Commencing at the northwest corner of the Northeast Quarter (NE ¼) of Section Eighteen (18), Township Twelve (12) North, Range Eight (8) East of the Third Principal Meridian; thence South 00 degrees 01 minute 55 seconds East along the west line of said Northeast Quarter (NE ¼) a distance of 1323.01 feet to a point 150 northerly of the north right of way line of the former CCC & St. L Railroad; thence North 81 degrees 56 minutes 07 seconds East parallel with said north right of way line a distance of 1072.56 feet to the point of beginning, thence North 81 degrees 56 minutes 07 seconds East a distance of 351.71 feet; thence South 00 degrees 19 minutes 04 seconds West a distance of 40.07 feet; thence South 84 degrees 24 minutes 43 seconds West a distance of 87.28 feet; thence South 87 degrees 50 minutes 47 seconds West a distance of 260.51 feet; thence North 05 degrees 11 minutes 06 seconds West a distance of 9.05 feet; to the point of beginning, containing 0.212 acres (9223.45 sf) more or less.

Section 2. The real estate described in this special ordinance is in Lafayette Township.

Section 3. The management staff of the municipality is hereby authorized solicit bids for the sale of the property. Any such contract negotiated shall be subject to ratification by the City Council.

Section 4. This ordinance shall be deemed published as of the day of its adoption and approval by the City Council.

Section 5. This ordinance shall be effective upon its approval as provided by law.

Upon motion by Commissioner Closson, seconded by Commissioner Cox adopted this 4th day of October 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

Approved this 4th day of October 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 C. Jones
Dan C. Jones, City Attorney

Recorded in the Municipality's Records on October 4, 2022

Mayor Hall opened the floor for comments. Administrator Gill explained the property had a fence, was not used, was not needed, and would match the property line with the fencing.

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 Graven seconded by Commissioner Cox moved to adopt Resolution No. 2022-3214, authorizing a funding agreement for the implementation of a small business revolving loan fund to be administered and coordinated by Elevate CCIC, Inc.; and authorizing the mayor to sign the agreement.

CITY OF MATTOON, ILLINOIS

RESOLUTION 2022-3214

**RESOLUTION APPROVING AN AGREEMENT BETWEEN THE CITY OF
MATTOON AND ELEVATE CCIC, INC. TO ENTER INTO A FUNDING
AGREEMENT FOR THE IMPLEMENTATION OF A SMALL BUSINESS
REVOLVING LOAN FUND ADMINISTERED AND COORDINATED BY ELEVATE
CCIC, INC. MATTOON, ILLINOIS**

WHEREAS, the City of Mattoon ("**City**") seeks to encourage the growth of small businesses within its community, and

WHEREAS, Elevate CCIC, Inc ("**Elevate**") is a not for profit located in the City whose mission is to support and encourage the development of small business and entrepreneurs by encouraging, connecting, and growing entrepreneurially minded individuals with resources and learning opportunities to empower success, and

WHEREAS, the City recognizes that forty four percent of the United States economy is driven by small businesses, and

WHEREAS, the City desires to give One Hundred Thousand Dollars from its Revolving Loan Fund to Elevate to allow Elevate to create its own Small Start Up Business Revolving Loan Fund, and

WHEREAS, the City believes that assisting Elevate with the creation of its own Revolving Loan Fund will further support the growth of entrepreneurs and small businesses in the community through microloans administered by Elevate.

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

SECTION 1. RECITALS. That the foregoing recitals shall be and are hereby incorporated into and made a part of this Resolution as if fully set forth in this Section 1.

SECTION 2. AUTHORIZATION OF AGREEMENT. The Agreement attached hereto as Exhibit A is hereby approved. The Mayor and City Clerk are authorized and directed to execute the Agreement and City staff shall take all steps to effectuate the intention of the Agreement, this Resolution, including the recoding of same in the Office of the Coles County Recorder of Deeds.

SECTION 3. SAVING CLAUSE. If any section, subsection, sentence, clause, phrase or portion of this Resolution is for any reason held invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed a separate, distinct, and independent provision and such holding shall not affect the validity of the remaining portions hereof.

SECTION 4. RESOLUTION OF CONFLICTS. All prior Resolutions in conflict or inconsistent herewith are hereby expressly repealed only to the extent of such conflict or inconsistency.

SECTION 5. EFFECTIVE DATE. This resolution shall take effect immediately upon its passage and approval.

Upon motion by Commissioner Graven, seconded by Commissioner Cox, adopted this 4th day of October, 2022, by a roll call vote, as follows:

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

NAYS (Names): None

ABSENT (Names): None

ABSTAIN (Names): Commissioner Graven

Approved this 4th day of October, 2022.

/s/Rick Hall
Rick Hall, Mayor
City of Mattoon, 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 October 4, 2022.

Mayor Hall opened the floor for comments. Administrator Gill noted Elevate wanted to partner with the RLF, however, keeping separate allows Elevate to administer small up-to-\$10,000 loans and causing seed money to start Elevate's own revolving loan fund. Mayor Hall asked about the return of the funds with Administrator Gill noting the funds would be recycled back to Elevate and balance returned to the City if stopped within five years.

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

DEPARTMENT REPORTS:

CITY ADMINISTRATOR/COMMUNITY DEVELOPMENT updated Council on the Code Enforcement activities including two sets of plans for review with assistance from Director Barber as 1. Casey State Bank plans 2. solar farms: three going to Planning Commission this month, businesses interested in moving to Mattoon and showing them different properties; and upcoming meeting with Chief Hilligoss and attorney regarding the Fire union arbitration. Mayor Hall opened the floor for questions with no response.

CITY ATTORNEY noted assistance with agenda items for this meeting and next meeting. Mayor Hall opened the floor for questions. Commissioner Cox inquired as to an update on the Quakenbush property with Attorney Jones noting an order to remediate and next court appearance the judge would review his efforts. Administrator Gill noted a small area cleaned for Powersports to lease the cleaned area.

CITY CLERK processed the responses of the RFP; answered various audit questions; and processed information for work comp renewal and day-to-day operations. Mayor Hall opened the floor for questions with no response.

FINANCE announced the third installment of the property taxes with 80% collected; distributed and reviewed the Revenue Tracking and unrestricted cash; and noted completion of TIF reports for auditor review. Mayor Hall opened the floor for question with no response.

PUBLIC WORKS explained the municipal aggregation (Mattoon, Charleston, Coles County, Effingham and Paris) search for citizen supplier rates, resulting with Ameren winter rates at \$.1225/kWh as the best and suspension of the aggregation for the time being; and noted rates will increase significantly in January. Mayor Hall noted the January 1st effective date. Director Barber stated the issuance of a press release from all participating in the aggregation. Mr. Ed Dowd of the Chamber of Commerce inquired if the rate was for the full year with Director Barber noting a floating variable rate with a possible decrease of two cents, which did

not substantiate locking in the rate for three years. Mayor Hall noted an available program for low-income families from Ameren.

FIRE reported on calls for service, inspections and follow-ups, a fire at Lee's Famous Recipe, a detached garage fire, and fatal accident on Rt. 45, training and new rescue #28 ambulance on Thursday. Mayor Hall opened the floor for questions with no response.

POLICE reported on calls for service and upcoming Pork Chop Dinner. Mayor Hall opened the floor for questions with no response.

COMMENTS BY THE COUNCIL

The Council congratulated Firefighter Prahl. Commissioner Closson spoke on the Dog Park ribbon cutting and Peterson Park Christmas lights with 130-135 displays. Commissioner Cox elaborated on the Dog Park as a showcase for Mattoon after a four-year process. Commissioner Graven had no further comments. Commissioner Phipps thanked Clerk O'Brien and Administrator Gill for work on the insurance RFP. Mayor Hall provided a sports complex update, an update on several meetings attended, ribbon cutting ceremony, MAID meetings and pocket park grant.

Commissioner Cox seconded by Commissioner Phipps moved to adjourn at 7:01 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