

The City Council of the City of Mattoon held a Regular City Council meeting in the Council Chambers of City Hall on May 16, 2023. 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, Arts & Tourism Director Angelia Burgett (audio), Community Development/Planning Manager Alex Benishek (audio), Fire Chief Jeff Hilligoss, Deputy Police Chief Ryan Hurst 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 May 2, 2023; bills and payroll for the first half of May 2023; Bills for Mayor's Travel/Training at the IML Lobby Day Expenses.

Bills and payroll for the first half of May, 2023

General Fund

Payroll		\$	295,113.29
Bills		\$	<u>738,582.01</u>
	Total	\$	1,033,695.30

Hotel Tax Administration

Payroll		\$	4,493.12
Bills		\$	<u>14,542.18</u>
	Total	\$	19,035.30

Festival Mgmt Fund

Bills		\$	<u>103.85</u>
	Total	\$	103.85

Mobile Equipment Fund

Bills		\$	<u>58,141.00</u>
	Total	\$	58,141.00

Insurance and Tort Judgement

Bills		\$	<u>282,763.76</u>
	Total	\$	282,763.76

Capital Project Fund

Bills		\$	<u>56,813.25</u>
	Total	\$	56,813.25

Broadway East Bus. Dist.

Bills		\$	<u>2,389.68</u>
	Total	\$	2,389.68

Water Fund

Payroll		\$	42,513.41
Bills		\$	187,308.11
	Total	\$	229,821.52
<u>Sewer Fund</u>			
Payroll		\$	41,331.67
Bills		\$	180,786.75
	Total	\$	222,118.42
<u>Health Insurance Fund</u>			
Bills		\$	143,571.56
	Total	\$	143,571.56
<u>Motor Fuel Tax Fund</u>			
Bills		\$	19,584.82
	Total	\$	19,584.82

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 the audience and online for questions with no response.

Dick Rhodes – Dusty’s Outdoor Media Presentation on New Billboards

Mr. Dick Rhodes of Dusty’s Outdoor Media presented an opportunity to the Council on gateway signs, provided examples; and explained the digital component, his investment of the \$300,000 project, benefits on promoting the city and other alerts, and off-premises signs and regulations, no power bill and full use of available spots. Council inquired as to the investment, sign content, other municipalities, location, current welcome sign and no cost to the City. Mr. Rhodes responded to Council’s inquiries with explaining his investment – not the City’s and content as his with City’s approval, no other municipalities, other locations of Mt. Vernon, Effingham, LeClaire Field and Danville. Council and Administrator Gill and Manager Benishek discussed the location and current welcome sign. Mayor Hall opened the floor for questions with no response.

NEW BUSINESS

Mayor Hall seconded by Commissioner Closson moved to adopt Resolution No. 2023-3249, adopting a Civility Pledge.

CITY OF MATTOON, ILLINOIS

RESOLUTION NO. 2023-3249

**A RESOLUTION OF THE CITY OF MATTOON, ILLINOIS
ADOPTING CIVILITY PLEDGE**

WHEREAS, the City of Mattoon recognizes that the public exchange of diverse ideas, viewpoints and robust debate are essential to democratic self-governance; and,

WHEREAS, the Mayor and City Council as elected officials of the City recognize the importance of engaging in free and spirited debate, while maintaining the highest standards of civility, honesty and mutual respect; and,

WHEREAS, the Illinois Municipal League (IML) has adopted a Civility Pledge which encourages the core tenets of civility; and,

WHEREAS, the Civility Pledge states, “In the interest of civility, I pledge to promote civility by listening, being respectful of others, acknowledging that we are all striving to support and improve our community and understanding that we each may have different ideas for achieving that objective;” and,

WHEREAS, in order to publicly declare a commitment to civil discourse and to express concern for the common good and wellbeing of all residents of the City, the Mayor and City Council have determined it to be in the best interests of the City to adopt this Resolution.

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

Section 1. The foregoing recitals shall be and are hereby incorporated as findings of fact as if said recitals were fully set forth herein.

Section 2. The Civility Pledge as set forth in this Resolution is hereby adopted.

Section 3. The elected and appointed officials of City are asked to sign the Civility Pledge and adhere to it during all public meetings and in all official actions.

Upon motion by Mayor Hall, seconded by Commissioner Closson, adopted this 16th day of May, 2023, 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 16th day of May, 2023.

/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 _____ 05-16, 2023.

Mayor Hall opened the floor for comments/discussion. Mayor Hall noted the one-sentence pledge, signed by the council and mayor, and origin from the IML. The Mayor read the Civility Pledge as follows: "In the interest of civility, I pledge to promote civility by listening, being respectful of others, acknowledging that we are all striving to support and improve our community and understanding that we each may have different ideas for achieving that objective." Mayor Hall further noted better understanding and civility even extending to the State level.

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 adopt Special Ordinance No. 2023-1859, authorizing the sale of real estate owned by the municipality located at 3061 East Lake Paradise Road by public auction. 10-0-00980-000

CITY OF MATTOON, ILLINOIS

SPECIAL ORDINANCE NO. 2023-1859

AN ORDINANCE AUTHORIZING THE SALE OF THE REAL ESTATE AT 3061 EAST LAKE PARADISE ROAD BY PUBLIC AUCTION

WHEREAS, the City of Mattoon owns a real estate parcel at Lake Paradise known as Lot 53 of Lake Paradise Subdivision, 3061 East Lake Paradise Road, PIN 10-0-00980-000; and

WHEREAS, said real estate is shown on the attached sketch labeled Exhibit 'X', and the Survey Plat labeled Exhibit 'Y'; 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'.

WHEREAS, the City Council declared Lot 53 no longer necessary or required for the use of the municipality by virtue of Resolution No. 2006-2642; and

WHEREAS, the City of Mattoon wishes to sell said real estate by Public Auction; 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, the City of Mattoon caused an abandoned cabin to be removed at Lot 53 in 2022, and the cost for said work was \$15,050.00; and

WHEREAS, the appraised value of Lot 53 is \$6,089.00 which is less than the cost of the cabin demolition; and

WHEREAS, the cost to list the real estate for public auction is \$500.00; and

WHEREAS, the City of Mattoon has determined that the minimum acceptable bid for the real estate shall be ~~\$15,550.00~~ \$6,589.00 which would equal the City's actual expenses for the cabin demolition and the auction listing.

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

Section 1. Pursuant to the procedures prescribed by Illinois State Statute 65ILCS 5/11-76-4.1, management staff is authorized to sell said the following real estate by public auction with a minimum acceptable bid of ~~\$15,550.00~~ \$6,589.00:

3061 East Lake Paradise Road.
Lot 53 of Lake Paradise Subdivision, Paradise Township, Coles County, Illinois.
PIN 10-0-00980-000.
Lot Size = 8,254 square feet total = +/- 4,684 square feet land and +/- 3,570 square feet of the lake.

Section 2. The City Clerk is directed to publish a notice of the public auction at the first opportunity following its adoption and approval by the City Council.

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 approval as provided by law.

Upon motion by Commissioner Closson, seconded by Commissioner Phipps, adopted this 16th day of May, 2023, 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 16th day of May, 2023.

/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 _____ 05-16 _____, 2023.

Mayor Hall opened the floor for discussion. Mr. Gary Bulla, adjacent landowner, requested the reduction to initial bid and consideration of reducing the use of the land to have less buildings. Mayor Hall requested a description of the property with Administrator Gill describing the area. Council, Administrator Gill, Attorney Dan Jones and Director Barber discussed the restrictions to the land, no violations of other covenants, appraised value, timeline, auction bidding process, demolition of house, recouping of demolition costs, attach covenant, encouragement of development around the lake, no working plan for properties, subdivision of cabins, agreement with Department of Public Health not to add septic tanks, description of other properties' uses, setting precedence, motion to reduce price and restrict uses and county tax rolls.

Commissioner Graven seconded by Commissioner Closson moved to amend the motion to restrict buildings on the property and a reduced minimum bid of \$6,589.00.

Mayor Hall opened the floor for comments. Commissioner Cox explained being ok with the reduction of the minimum bid but wanted to look at the whole property issue before the next two weeks. Commissioner Graven noted no timeframe on selling just setting the auction of the property.

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

Commissioner Graven seconded by Commissioner Cox moved to reduce the minimum bid to \$6,589.

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

Mayor Hall declared the amended 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 approve Council Decision Request 2023-2359, approving the consultant fees in the amount of \$29,610.00 from Clark-Dietz for the completion of the IEPA Low-Interest Loan Application process for the WWTP Primary Digester Project; and authorizing the mayor to sign the Professional Services Agreement.

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 Closson seconded by Commissioner Phipps moved to approve Council Decision Request 2023-2360, approving the design fees in the amount of \$34,660.00 from Clark-Dietz for the Phase 2 WWTP Primary Pump Replacement; and authorizing the mayor to sign the Professional Services Agreement.

Mayor Hall opened the floor for 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 Closson seconded by Commissioner Cox moved to approve Council Decision Request 2023-2361, approving the design fees in the amount of \$34,940.00 from Clark-Dietz for the WWTP Primary Clarifier Rehab Project; and authorizing the mayor to sign the Professional Services Agreement.

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 Phipps moved to approve Council Decision Request 2023-2362, approving the promotion of Lieutenant Ryan Koop to the rank of Captain in the Mattoon Police Department effective May 20, 2023, due to the retirement of Captain Jason Cobb.

Mayor Hall opened the floor for comments with Deputy Chief Hurst stating after the four motions.

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 2023-2363, approving the promotion of Sergeant Scott Robison to the rank of Lieutenant in the Mattoon Police Department effective May 20, 2023.

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 2023-2364, approving the promotion of Officer Benjamin deBuhr to the rank of Sergeant in the Mattoon Police Department effective May 20, 2023.

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 2023-2365, approving the promotion of Officer Brett Hall to the rank of Sergeant in the Mattoon Police Department effective May 20, 2023, due to the retirement of Sgt. Adam Jenkins.

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.

Deputy Chief Hurst expressed accolades for the four officers including great leaders, fellow officers' support, well-respected which was huge for the Department.

Mayor Hall seconded by Commissioner Graven moved to approve Council Decision Request 2023-2366, approving the purchase of one 2023 Ford Police Interceptor Utility Vehicle AWD squad vehicle in the amount of \$40,455.00 from Morrow Brothers in Greenfield.

Mayor Hall opened the floor for comments. Administrator Gill noted the expenditure was in the budget in addition to a pickup truck which would be purchased later.

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 Phipps moved to approve Council Decision Request 2023-2367, approving a \$6,000 grant by the Tourism Advisory Committee from FY23/24 hotel/motel tax funds in support of the EIU Athletics for hosting the IHSA Girls and Boys Track & Field Meets to be held May 18-20, 2023 and May 25-27, 2023 respectively; and authorizing the mayor to sign the agreement.

Mayor Hall opened the floor for comments. Commissioner Cox noted the long-standing partnership with EIU, biggest tourism event, influx of visitors to town, and happy restaurants and hotels.

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 2023-2368, approving a \$5,531.00 grant by the Tourism Advisory Committee from FY23/24 hotel/motel tax funds in support of the Lake Mattoon Sailing Association for hosting the Lake Mattoon Riviera Regatta to be held June 2-4, 2023; and authorizing the mayor to sign the agreement.

Mayor Hall opened the floor for comments. Commissioner Cox commented on the great event for many years with a whole different feel to the area around the lake.

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 moved to approve Council Decision Request 2023-2369, awarding the Hot-Mix Asphalt bid in the amount of \$92.00/ton from Ne-Co Asphalt Company for Street Maintenance. 23-00000-00-GM

Mayor Hall opened the floor for comments. Director Barber noted the asphalt for summer use, attempt to bid concrete, concrete prices as volatile. Administrator Gill added the volatility of concrete prices had not been seen before.

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 reported on meetings for personnel, staffing, and gathering of information for an EDP grant for the sports complex. Mayor Hall opened the floor for questions. Commissioner Cox inquired about the calls on trashcans. Administrator Gill noted receiving several calls due to Waste Management changing their trash pick-up to curbside only, and explained the issues of larger trucks with arm extensions to pick trashcans up, narrower alleys and utility lines overhead, no problems with other areas of town with curbside pick-up, and the need to provide a press release to the newspaper to only have bins on boulevard on the day of pick-up. Council with Administrator Gill, Deputy Chief Hurst, Director Barber, Manager Benishek and Attorney Jones discussed the situation. Additional comments were provided by Roy Blackburn on the \$75 charge for bin retrieval by Waste Management.

CITY ATTORNEY had nothing new to report. Mayor Hall opened the floor for questions with no response.

CITY CLERK noted business as usual and nothing new to report.

FINANCE distributed and reviewed the April Financial Report including General Fund revenues/expenditures, cash position, revenue tracking for May, unrestricted cash, meeting with new auditors who arrive in July, ARPA funds and clawbacks. Mayor Hall opened the floor for questions. Commissioner Phipps inquired as to the sales tax revenue including the one-percent business district tax with Treasurer & Director Wright stating the Business District was listed separately since it was not in the General Fund. Administrator Gill noted revenues were \$97,000 and \$94,000 for January and February respectively. Mayor Hall opened the floor for additional questions with no response.

PUBLIC WORKS updated Council on the fire hydrant replacement completion on Charleston Avenue by Todd Fuller, the June letting for IDOT was delayed and not expected again until October. Mayor Hall asked about indication when IDOT would be starting the program with Director Barber noting unknown until next letting.

FIRE reported on calls for service, inspections, training, Firefighter Dye achieving paramedic status, structure fire at 1608 Richmond; and thanked Public Works, Inspections and Administrator Gill for their assistance with the Richmond fire. Commissioner Closson inquired as to the number of paramedics with Chief Hilligoss stating 14 paramedics.

POLICE reported on calls for service, 66 arrests, and highlighted the utilization of the flock cameras as probably one of the best investments for the City. Mayor Hall opened the floor for questions with no response.

ARTS AND TOURISM provided highlights of the Art Works festival and first Bagel Bites event with the next one on June 2nd. Mayor Hall opened the floor for questions with no response.

COMMUNITY DEVELOPMENT updated Council on the AmeriCorps building trails, submission of the BAAD application, meeting with housing developer for new development near Old State Road, IHDA's revitalization partnership, Coles County Regional Planning Strong Community Grant Program, Land Bank, and code enforcement software. Mayor Hall opened the floor for questions with no response.

COMMENTS BY THE COUNCIL

Council congratulated the four promoted officers. Commissioner Closson updated Council on the past weekend ball tournaments, car show, Artworks, and strong police force having our town cleaned up. Commissioner Cox congratulated the families of the police officers too. Commissioner Graven noted the Police Department, Fire Department and Public Works keeping the city safe and clean. Commissioner Phipps noted interviews for positions due to employee vacancies and retirements. Mayor Hall announced attending a bond analyst committee which would start selling bonds for Phase 1 of the complex.

Commissioner Cox seconded by Commissioner Phipps moved to adjourn at 7:44 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