



Newton City Council Agenda

March 18, 2024 - 6:00 PM

View the City Council Meeting:

In Person

City Hall - Council Chambers
101 W 4th St S, Newton, IA 50208

Television

Mediacom Channel
12/85/121.12

Online

newtongov.org/cablecast

Pledge

Pledge of Allegiance

Call to Order

1. Roll Call

Presentation

2. Newton Residential Rental Inspection Program Annual Report- Brian Dunkelberger, Sr. City Planner and Iowa Inspections

Citizen Participation

3. This is the time of the meeting that a citizen may address the Council. After being recognized by the presiding officer, each person will be given three (3) minutes to speak. Elected officials will take comments into consideration; however, this time is not intended for a discussion or entering into a dialogue. Elected officials and City staff will not answer questions or debate a citizen during the *Citizen Participation* portion of the meeting

Consent Agenda

4. March 4, 2024, Regular City Council Meeting Minutes
5. Resolution appointing Deputy City Clerk
6. Resolution Appointing Carson Claypool to the Newton Downtown Self-Supported Improvement District Board for the Unexpired Term Ending June 30, 2024.
7. Resolution levying assessments for costs of nuisance abatement and providing for the payment thereof (Schedule 24-02)
8. Resolution approving contract for the 2024 City of Newton Mowing Contract No. 1
9. Resolution approving contract for the 2024 City of Newton Mowing Contract No. 2
10. Resolution accepting a permanent municipal utility easement located at 1101 1st St N
11. Resolution accepting a permanent municipal utility easement located at 1120 W 4th St N
12. Resolution authorizing the sale of a 1982 Dump Truck at the Water Treatment Plant

13. Resolution relating to the financing of proposed projects to be undertaken by the City of Newton, Iowa; establishing compliance with reimbursement bond regulations under the Internal Revenue Code
14. Resolution approving an Engineering Services Agreement for the City's professional engineering needs
15. Resolution approving a temporary construction easement with Newton Housing Development Corporation
16. Resolution approving a non-standard use agreement with the property owner of 403 1st Ave E.
17. Resolution approving emergency permanent repairs and upgrades of the Newton Airport septic tank and pump system
18. Resolution authorizing the submittal of a Jasper Community Foundation Grant application in partnership with Kid Assist of Jasper County for handicap accessibility equipment at Maytag Pool
19. Resolution approving 28E for the Safety Coalition of Central Iowa Cities Shared Services Agreement (SCCIC)
20. Resolution setting a public hearing for the sale of City-owned property at 525 West 4th Street South in Newton, Jasper County, Iowa
21. Resolution ordering bids, approving plans, specifications and form of contract and notice to bidders, and ordering city clerk to publish notice and fixing a date for receiving same, and for a public hearing on plans, specifications, form of contract and estimate of costs for the 2024 Sanitary Sewer Lining Project
22. Approve Bills

Public Hearing

23. Public Hearing on a Resolution approving a revised Partnership Agreement and Lease Addendum #2 with Newton Arboretum & Botanical Gardens (F.K.A. Project AWAKE)
 - On October 17, 2017, City Council approved a three-year agreement with Project AWAKE (now NABG) that addressed several items including snow plowing, booking of facility rentals, occasional grounds maintenance assistance, and providing primary points-of-contact for each party with three subsequent updates being approved in 2020, 2021, and 2022.
 - Another revised Partnership Agreement was requested in late 2023 after both parties agreed to transition the cropland directly north of the current property into an "expansion area" for NABG to use and for the public to enjoy in the future.
 - A separate land lease was also prepared for the use of both the current property and the expansion area and this document is recognized as an addendum to the original land lease approved in 1997.
24. Resolution approving a revised Partnership Agreement and Lease Addendum #2 with Newton Arboretum & Botanical Gardens (F.K.A. Project AWAKE)
25. Public Hearing on a resolution approving the Purchase Agreement for City-owned property at 121 South 3rd Avenue East, Newton, Jasper County, Iowa

- The City acquired 121 South 3rd Avenue East through a 657A petition.
- During demolition, it was discovered that the sewer service line for the adjacent property at 309 East 2nd Street South runs through 121 South 3rd Avenue East.
- Malachi Jenkins, the owner of 309 East 2nd Street South has made an offer to purchase the property at 121 South 3rd Avenue East for \$5,050.00

26. Resolution approving the Purchase Agreement for City-owned property at 121 South 3rd Avenue East, Newton, Jasper County, Iowa

Ordinance

27. Second Consideration of an Ordinance eliminating Code of Ordinances, City of Newton, Iowa, 2016, Title III, Chapter 32, Sections 32.130 - 32-140 Non-Bargaining Employee Grievance Commission and addressing the process in the City Council adopted Employee Handbook

- This ordinance eliminates the Non-Bargaining Employee Grievance Commission, appointed by council, as listed in the City of Newton Code of Ordinances and transitions to a Discipline Review Board process within the Employee Handbook.

28. First Consideration of an Ordinance Amending the Code of Ordinances, City of Newton, Iowa, Title XV, Ch. 150, to revise and update Section 150.085 Vacant Building

- The proposed code amendments expand on the existing Vacant Building Ordinance contained within Ch. 150 of the Newton City Code
- The text amendments clarify language for annual registrations and inspections; they establish a 6-month maximum building vacancy; and they identify specific exemptions from the requirements of this subchapter
- The Building Trades Board unanimously recommended approval of the amendments at their meeting on February 22, 2024

29. First Consideration of an Ordinance Amending the Code of Ordinances, City of Newton, Iowa, 2016, Title V, Chapter 54 Waterworks, Section 54.19 Fee Schedule

- The City Council of the City of Newton, IA passed a resolution on October 16, 2023, awarding a professional services agreement for a water cost of service study.
- This cost of service study provides a demonstrable increase in the cost of performance for providing water to the Iowa Regional Utilities Association (IRUA) and was provided to IRUA for their review on March 12, 2024.

- The City Council of the City of Newton, IA, therefore, has the right under the Water Purchase Contract to increase the schedule of rates to be paid by IRUA.

Resolution

30. Resolution approving Bond Purchase Agreement for the sale of General Obligation Corporate Purpose Bonds, Series 2024A
 - City Council held a Public Hearing on March 4, 2024 regarding the issuance of the 2024A General Obligation Corporate Purpose Bonds. The next step in the bonding process is approval of a Bond Purchase Agreement.
 - The Bond proceeds will be used on the following projects: Arbor Estates Phase 2, Aurora Tennis Court Resurfacing and Lighting, Airport Improvements, Outdoor Warning Sirens, Phase 2 of Westwood Clubhouse, Mechanic Truck for Parks, Library Furnace replacement, large scanner for Engineering, Park Shelter & Restroom upgrades, and Police & Fire Vehicles and Equipment.
31. Resolution approving Bond Purchase Agreement for the sale of Road Use Tax Revenue Bonds, Series 2024B
 - City Council held a public hearing on March 4, 2024 on the issuance of the 2024B Road Use Tax Revenue Bonds. Approval of the bond purchase agreement is the next step in the bonding process.
 - The road projects that will be paid with the proceeds of this bond are the South 8th Avenue Mill & Overlay project, the West 8th Street North Bridge approach, and PCC Patching of various streets.
32. Resolution authorizing amendments to the City of Newton Employee Handbook regarding employment of family members
 - The current policy does not allow the hiring of family members within the same department.
 - Staff have seen instances where it was potentially a detriment to hiring the best person for the job when it wouldn't cause a supervisory conflict.
 - The proposed policy changes keep the current policy but include a provision where the City Administrator may grant approval in certain situations if it does not create a supervisory conflict.
33. Resolution approving collective bargaining agreement 2024-2029 with Teamsters Local 120
34. Community Development Administrative Assistant Pay Matrix Range Adjustment - Erin Chambers, Community Development Director

Staff Report

Mayor/Council Comments

35. Mayor and Council Comments

Adjourn

The City of Newton is pleased to provide reasonable accommodations, in compliance with the Americans with Disabilities Act, for those individuals or groups who require assistance to be able to participate in the public meeting. Should special accommodations be required, please contact the City Clerk's Office at least 48 hours in advance of the meeting, at 641-792-2787 to arrange for accommodations to be provided.

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