



Newton City Council Agenda

May 6, 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

Proclamation

2. National EMS Week Proclamation
3. 55th Annual Professional Municipal Clerks Week Proclamation
4. National Police Week Proclamation
5. May is Historic Preservation Month Proclamation
6. May is Building Safety Month Proclamation

Presentation

7. Marketing & Advertising Agency Services Presentation, Danielle Rogers, Community Marketing Manager
8. Newton Municipal Airport Update, Ethan Nasalroad, President, Johnson Aviation

Citizen Participation

9. 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

10. April 15, 2024 Regular City Council Meeting Minutes
11. April 16, 2024 Special City Council Meeting Minutes
12. Approve liquor licenses for the following: Newton/Des Moines East KOA, 1601 East 36th Street South, Special Class B Retail Native Wine License
13. Approve June 14 - 30, 2024 Cigarette/Tobacco/Nicotine/Vapor License for Brewco Marketing Group, 3333 Rusty Wallace Dr, and 2024 - 2025 Cigarette/Tobacco/Nicotine/Vapor License for Casey's #1911, 1018 1st Ave E; Casey's #3954, 4343 S 15th Ave E; Casey's #2341, 3104 1st Ave

E; Casey's #2417, 1200 W 18th St S; Hy-Vee Fast & Fresh, 1421 1st Ave E; Hy-Vee Food Store, 1501 1st Ave E; Tobacco, Vape & E-cig, 1126 1st Ave E

14. Resolution adopting 2024 S18 Supplement to the "Code of Ordinances of The City of Newton, Iowa, 2016," and approving distribution of the same to code subscribers
15. Resolution fixing the amounts to be assessed against individual private properties for the abatement of nuisance violations (Schedule No. 24-04)
16. Resolution levying assessments for costs of nuisance abatement and providing for the payment thereof (Schedule 24-03)
17. Resolution Approving the replacement of Newton Union Cemetery Dirt Shed
18. Resolution approving the private sale and transfer of ownership of 1400 East 6th Street South
19. Resolution approving a Telecommunications Licensing Agreement with Windstream Iowa Communications, LLC
20. Resolution Authorizing the City of Newton and the Newton Fire Department to Enter into a 28E Agreement for Emergency Medical Services (EMS) Transportation with City of Baxter and Baxter Rescue Squad
21. Resolution approving reduced prices on Maytag Pool single-day admissions for June 8, 2024
22. Resolution authorizing the purchase of pre-season salt for snow and ice control.
23. Resolution authorizing the City of Newton to apply for an Iowa Thriving Communities designation with the Iowa Finance Authority (IFA) and Iowa Economic Development Authority (IEDA).
24. Resolution authorizing the purchase of a cab and chassis truck with a dump box for Water Distribution
25. Resolution accepting completion of the WPC 1st ST N aerial sewer crossing repair project
26. Resolution authorizing the purchase of a stand-on skid steer for Water Pollution Control
27. Resolution Approving a Property Tax Rebate for the Jasper Point Plaza, LLC Property Located Within the 1st Avenue East Urban Renewal Area
28. Resolution Authorizing Approval of an Addendum to the Ambulance Restocking Agreement with MercyOne Medical Center-Newton.
29. Resolution ordering bids, approving plans, specifications, form of contract, notice to bidders, ordering clerk to publish notice, fixing a date for receiving the same, for a public hearing on plans, specifications, form of contract, and estimate of costs for the W 8th St N Bridge Approach Replacement Project.
30. Approve Bills
31. Public Hearing on a resolution adopting the FY25 through FY29 Capital Improvement Plan (CIP)

Public Hearing

- On April 15, 2024, the City Council set May 6, 2024 as the Public Hearing Date on the 2025 thru 2029 Capital Improvements

Plan. Since that time, legislative changes have occurred and this Public Hearing will be held at a later date.

32. Public Hearing on Resolution Approving the Second Budget Amendment for Fiscal Year 2023-2024

- Council designated May 6, 2024 as the public hearing date to consider the second budget amendment for fiscal year 2024. Iowa code requires that expenditures for each of the nine city programs not exceed the budget for the respective programs and allows budgets to be amended by cities prior to the end of the fiscal year to accommodate this requirement
- The budget amendment adjusts the current year 2023-24 budget revenues and expenditures to reflect the changes that have occurred and are expected thru June 30, 2024. Amended line items include additional revenues and expenses related to the Union Drive Paving Project, Airport expansion, 2023 bond payments, 2024 bonding expenses, ARPA expenditures and various other capital projects

33. Resolution Approving the Second Budget Amendment for Fiscal Year 2023-2024

34. Public Hearing on 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 replace the existing Vacant Building Ordinance contained within Ch. 150 of the Newton City Code
- The text amendments clarify definitions and references a vacant building policy.
- Based on Council input, the ordinance that had a first and second consideration has been re-written to an extent that requires initiating the readings for the revised ordinance from the beginning.

35. 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

Ordinance

36. First consideration of an Ordinance Amending the Code of Ordinances, City of Newton, Iowa, 2016, Title VII, Chapter 70, Section 70.15, "Traffic and Parking Schedules Adopted by Reference", to make changes to street parking in the 600-700 block of E 15th St N

- The City received safety concerns regarding street parking in the 600-700 blk. of E 15th St N
- The Traffic Safety Committee reviewed the situation and, based on established standards and policy, recommends restricting parking on the east side of the street

- Surveys of the neighborhood were conducted with 8 residents approving of the proposed changes and 2 opposing
37. First consideration of an Ordinance Amending the Code of Ordinances, City of Newton, Iowa, 2016, Title VII, Chapter 70, Section 70.15, "Traffic and Parking Schedules Adopted by Reference", to make changes to street parking in the 400-600 block of W 8th St N
- The City received safety concerns regarding street parking in the 400-600 blk. of W 8th St N
 - The Traffic Safety Committee reviewed the situation and, based on established standards and policy, recommends restricting parking on both the east and west side of the street
 - Surveys of the neighborhood were conducted with 3 residents approving of the proposed changes and 0 opposing
38. First consideration of an Ordinance Amending the Code of Ordinances, City of Newton, Iowa, 2016, Title VII, Chapter 70, Section 70.15, "Traffic and Parking Schedules Adopted by Reference", to make changes to street parking in the 200-300 block of E 25th St N
- The City received safety concerns regarding street parking in the 200-300 blk. of E 25th St N
 - The Traffic Safety Committee reviewed the situation and, based on established standards and policy, recommends restricting parking on the east side of the street.
 - Surveys of the neighborhood were conducted with 10 residents approving of the proposed changes and 7 opposing

Resolution

39. Resolution awarding the Westwood Clubhouse Site Design Grading Project
- On September 13, 2022, Newton residents approved a park bond referendum, which included the construction of a new clubhouse at the Westwood Golf Course. Due to the high bid prices, Council rejected the bids received per Resolution 2023-245 on September 5, 2023.
 - City staff reacted immediately by working on an alternate plan to construct a more affordable clubhouse that satisfies the language of the bond referendum while still meeting the golf course's needs.
 - On December 18, 2023, City Council approved a resolution to award a contract for the demolition of the existing clubhouse. This work has been completed, allowing for the grading and new underground utilities to be installed.
 - Bids were received and opened for this work on April 25, 2024. The apparent low bidder is Sully Construction, Inc. of Sully, Iowa, with a total bid price of \$68,036.42. The engineer's cost estimate

for this project was \$168,705.00. The completion date for the project is July 31, 2024.

40. Resolution approving the location of the mini-pitch soccer court and the donation agreement with Kick It Forward
 - Local citizens and Kick It Forward, an Iowa nonprofit, are fundraising for a mini-pitch soccer court to be installed within the Newton Park System.
 - At their meeting on April 17, 2024, the Newton Park Board recommended approval of a location for a new court, which is not co-located with basketball, at Maytag Park.
 - The attached resolution approves the court location at Maytag Park and approves the donation agreement with Kick It Forward.
41. Resolution approving a low-moderate income housing set-aside grant for 525 North 2nd Avenue East, Newton
 - The property owner of 525 North 2nd Avenue East has applied for a LMI Housing Improvement Grant for windows and doors and exterior improvements. The owner qualifies under the income requirements for the LMI program, and the home is owner-occupied.
 - The total grant amount requested is \$12,226.88.
42. Resolution approving the Award of a downtown improvement grant for 110 1st Avenue East
 - A new storefront window and door for the Tips and Toes Nail Salon at 110 1st Avenue East is proposed.
 - At their meeting on April 24th, the Downtown Grant Review Board recommended approval of a \$5,800.00 grant to the project.
43. Resolution approving United Way of Jasper County Downtown Improvement Grant
 - United Way of Jasper County plans a number of facade improvements including removal of the metal awning, window replacement, removal of non-historic siding, and new signage.
 - At their meeting on April 24th, the Downtown Grant Review Board recommended approval of a grant in the amount of \$13,885.00, provided a 1:1 match is met.
44. Resolution approving the award of a Downtown Improvement Grant for the building at 209-211 North 2nd Avenue West
 - The owner of 209-211 North 2nd Avenue West plans facade improvements to the building including non-historic facade

removal, installation of new commercial storefront windows and doors, and installation of new building facade material.

- At their meeting on April 24th, the Downtown Grant Review Board recommended a grant in the amount of \$26,000 be provided to the applicant.

45. Resolution amending the Newton Downtown Improvement Program to add an additional program area for "Parking Lot Improvements"

- Private parking lots within the Historic District remain to be an opportunity for improved function and curb appeal.
- To support potential parking lot improvements, the Downtown Grant Review Board discussed and recommended approval of an additional program area to the Downtown Improvement Grant Program at their April 24th meeting.

46. Resolution approving City of Newton purchase of 1010 East 8th Street North, Nnewton, for the D&D program

- Through the Newton D&D Program, the City acquires dilapidated property either through direct purchase, tax certificate, or petition to the court for ownership.
- The City has the opportunity to purchase the dilapidated home at 1010 East 8th Street North from Home Key LC for \$25,000.
- The acquisition assists in cleaning up the last remaining dilapidated structure on this half block, addresses an outstanding property issue at 1008 East 8th Street North, and readies the land for future business development or growth.

Mayor/Council Comments

47. Mayor and Council Comments

Closed Session

48. To Evaluate The Professional Competency Of Individuals Whose Appointment, Hiring, Performance Or Discharge Is Being Considered When Necessary To Prevent Needless And Irreparable Injury To That Individual's Reputation And That Individual Request A Closed Session. Pursuant To The Provisions Of Section 21.5(1)(i), Code of Iowa 2024

Return to Open Session

49. Return to Open Session

50. Resolution approving salary increase for the City Administrator

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.

Find us online: www.newtongov.org