

NEWTON CITY COUNCIL MEETING MINUTES
AUGUST 19, 2024, 6:00 PM

Pledge

Pledge of Allegiance

Mayor George asked everyone present to join in saying the Pledge of Allegiance.

Call to Order

1. Roll Call

The City Council of Newton, Iowa met in regular session at 6:00 P.M. on the above date in the Council Chambers at 101 West 4th Street South. Mayor George presided. Present Council Members: Mills, Mullan, Dalton, Hallam, Simbro, Ervin. Absent: None.

Citizen Participation

2. 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. There was no citizen participation.

Consent Agenda

Moved by Hallam, seconded by Mills to approve consent agenda items 3-16. AYES: Six. NAYS: None. Consent Agenda was adopted.

3. July 30, 2024, Special City Council Meeting Minutes
4. August 5, 2024 Regular City Council Meeting Minutes
5. Certify Police Officer Candidates List
6. Resolution canceling the September 3, 2024, City Council Meeting due to holiday scheduling and adding a Special City Council meeting to September 9, 2024
Resolution 2024-280 adopted.
7. Resolution fixing the amounts to be assessed against individual private properties for the abatement of nuisance violations (Schedule No. 24-10)
Resolution 2024-281 adopted.
8. Resolution levying assessments for costs of nuisance abatement and providing for the payment thereof (Schedule 24-09)
Resolution 2024-282 adopted.
9. Resolution adopting a 3-year Disadvantaged Business Enterprise (DBE) program for the Newton Municipal Airport, City of Newton, Iowa
Resolution 2024-283 adopted.
10. Resolution accepting completion of the Newton Airport Parallel Taxiway Reconstruction Project.
Resolution 2024-284 adopted.
11. Resolution to Fix a Date for a Public Hearing on a Proposal to Enter Into a Water Revenue Loan Agreement and to Borrow Money Thereunder in a Principal Amount not to Exceed \$2,900,000
Resolution 2024-285 adopted.
12. Resolution approving change order #1 for the W 4th St S Reconstruction Project
Resolution 2024-286 adopted.
13. Resolution accepting completion of the purchase of pre-season salt for snow and ice control
Resolution 2024-287 adopted.
14. Resolution approving change order #2 for the W 8th St N Bridge Approach Replacement Project
Resolution 2024-288 adopted.
15. Resolution setting a public hearing and inviting proposals for the sale of property at 1117 North 3rd Avenue East, 1015 North 3rd Avenue East, and 211 East 12th Street North in Newton
Resolution 2024-289 adopted.
16. Approve Bills

Public Hearing

17. Public Hearing on a Resolution Approving Sale of City-owned property at 1008-1010 East 8th Street North
Mayor George stated that this is the time and place for a Public Hearing on the above Resolution. There were no written comments. Mark Vickroy, 404 E 12th St PI N, inquired about one of the addresses in question. Clarification was received. Moved by Mullan, seconded by Mills to close the public hearing. AYES: Six. NAYS: None. The public hearing was closed.
18. Resolution Approving Sale of City-owned property at 1008-1010 East 8th Street North
Moved by Hallam, seconded by Mills to adopt the Resolution. AYES: Six. NAYS: None. Resolution 2024-290 adopted.

Ordinance

19. Second 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 500-700 block of W 3rd St S
Moved by Simbro, seconded by Dalton to approve the second consideration of the Ordinance. AYES: Six. NAYS: None. Second Consideration of the Ordinance was approved.
20. Second consideration of an ordinance amending the code of ordinances, City of Newton, Iowa, 2016, Title V Public Works, By adding Chapter 53 Stormwater Utility
Moved by Mills, seconded by Dalton to approve the second consideration of the Ordinance. AYES: Five. NAYS: Ervin. Second Consideration of the Ordinance was approved.

Resolution

21. Resolution approving Marketing Agreement with Utility Service Partners Inc
Moved by Ervin, seconded by Dalton to adopt the Resolution. Mayor George clarified that the Program and the City are separate entities and that the Program is voluntary. AYES: Six. NAYS: None. Resolution 2024-291 adopted.
22. Resolution awarding contract for the Westwood Golf Course Clubhouse Project
Moved by Mullan, seconded by Ervin to adopt the Resolution. Ervin questioned if the project was still on track for a March 2025 completion date. It is currently on schedule. Simbro stated that he has received several comments from citizens looking forward to it. AYES: Six. NAYS: None. Resolution 2024-292 adopted.
23. Resolution approving the purchase of thirteen new golf cars for Westwood Golf Course
Moved by Mills, seconded by Ervin to adopt the Resolution. AYES: Six. NAYS: None. Resolution 2024-293 adopted.
24. Resolution approving the purchase of a greens mower for Westwood Golf Course
Moved by Hallam, seconded by Mills to adopt the Resolution. Ervin stated that he is pleased that funds from the golf fund have been available for this purchase. Council praised City Parks and Golf staff for doing an excellent job. AYES: Six. NAYS: None. Resolution 2024-294 adopted.

Staff Report

25. Library Annual Update - Nicole Terry, Library Director

Mayor/Council Comments

26. Mayor and Council Comments
Mayor George reminded Council that the September 3, 2024, Council meeting has been canceled, and a Special Council Meeting will take place before the Goal Setting Workshop on Monday, September 9, 2024. Mark Hallam will be acting Mayor Pro Tem. It was also noted that even though Highway 14 is closed to through-traffic, driving along the shoulder to access the City Landfill is allowed. The Highway should be fully open soon.

Closed Session

27. To Discuss Strategy with Counsel in Matters that Are Presently in Litigation or Where Litigation is Imminent Where its Disclosure Would be Likely to Prejudice or Disadvantage the Position of the Governmental Body in that Litigation, Which Discussions are Exempt from the Open Meetings Law Pursuant to the Provision of Section 21.5(1)(c), Code of Iowa 2024.
At 6:57 P.M., it was moved by Ervin, seconded by Mills to go into closed session. The city attorney advised the council that they had legal authority to do so. AYES: Six. NAYS: None. The motion passed.

Return to Open Session

28. Return to Open Session
Council returned to open session at 7:49 P.M. with all members present.

Adjourn
Moved by Dalton, seconded by Hallam to adjourn the meeting at 7:50 P.M. Motion unanimously carried by voice vote.

Jolene Brady, Deputy City Clerk

Evelyn George, Mayor