



Newton City Council Agenda

September 16, 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. September 2024 Library Card Sign-Up Month

Presentation

3. Newton Municipal Airport Update, Ethan Nasalroad, President, Johnson Aviation

Citizen Participation

4. 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

5. September 9, 2024 Regular City Council Meeting Minutes
6. September 9, 2024 Goal Setting Workshop Minutes
7. Approve Liquor Licenses for the following: ALDI Inc #146, 375 Iowa Speedway Drive, Class B Retail Alcohol License, pending staff approval; Thunderdome, 1611 1st Ave W, Special Class C Retail License for Special Event on October 4, 2024, pending dramshop approval
8. Resolution levying assessments for costs of nuisance abatement and providing for the payment thereof (Schedule 24-11)
9. Resolution fixing the amounts to be assessed against individual private properties for the abatement of nuisance violations (Schedule No. 24-12)
10. Resolution approving the Newton Community School District 2024 Homecoming Parade Special Events Application
11. Resolution approving the Diamond Vogel Paint Pro Show Special Events Application
12. Resolution approving the purchase of a Utility Cart

13. Resolution awarding contract for the City of Newton Parks Fence Repairs Project
14. Resolution Approving a Property Tax Rebate for the Nehring Auto Property Located at 1800 1st Ave East Within the 1st Avenue East Urban Renewal Area
15. Resolution accepting completion of the W 6th St S (800-1000 Block) Widening and Overlay Project
16. Resolution setting a public hearing for the sale of city-owned property at 319 East 12th Street North in Newton, Jasper County, Iowa
17. Resolution approving the city-wide City Signage Project
18. Resolution ordering bids, approving plans, specifications, form of contract, notice to bidders, ordering clerk to publish notice, fixing a date for receiving same, for a public hearing on plans, specifications, form of contract and estimate of costs for the Westwood Golf Course Clubhouse Phase 2 Interior Project
19. Approve Bills

Public Hearing

20. Public Hearing on a Resolution Approving the Final Plat for Arbor Estates, Second Addition in the City of Newton, Jasper County, Iowa
 - Arbor Estates, Second Addition is a 28-lot residential subdivision in northeast Newton.
 - At their meeting on August 6, 2024, the Planning & Zoning Commission unanimously recommended approval of this final plat.
 - Lots 'A' & 'B' and Outlots 'A', 'B', & 'C' are to be dedicated to the City for street or trail rights-of-way and green space.
21. Resolution Approving the Final Plat for Arbor Estates, Second Addition in the City of Newton, Jasper County, Iowa
22. 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
 - It has been proposed to use Water Revenue Bond proceeds to pay for projects and equipment that are directly related to the operation of the Water Department.
 - These projects and equipment include, but not limited to, water meters, pump station equipment, wells, water treatment plant improvements and water lines.
23. Resolution Approving 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
24. Public Hearing on an Ordinance Amending and Updating the Code of Ordinances, City of Newton, Iowa, Title XV: Land Usage, Ch. 158: Zoning

- The proposed code amendments include general edits and updates to clarify existing regulations found within the Zoning Code.
- Staff regularly reviews the Zoning Code to ensure it is updated and aligns with the comprehensive plan and all applicable state and federal laws.

Ordinance

25. First Consideration of an Ordinance Amending and Updating the Code of Ordinances, City of Newton, Iowa, Title XV: Land Usage, Ch. 158: Zoning
26. 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 300-700 block of East Tenth Street South.
 - The City received safety concerns regarding street parking in the 300-700 blk of E 10th St S.
 - The Traffic Safety Committee reviewed the situation and, based on established standards and policy, recommended restricting parking on the west side of the street.
 - 31 surveys of the neighborhood were conducted with 9 residences approving the proposed changes and 5 opposing.
27. 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 Offenses Adopted by Code Reference" by adding a stop sign on West Fourth Street North at the intersection of North Fourth Avenue West for north and southbound traffic.
 - The Traffic Safety committee received a request to consider placing stop signs on W 4th St N at the intersection of N 4th Ave W for both north and south-bound traffic.
 - The committee does not oppose this request.
 - The alternative would be to make no changes to the existing code.
28. 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 4300 block of South Fifteenth Avenue East.
 - The City received safety concerns regarding street parking in the 4300 blk of S 15th Ave E.
 - The Traffic Safety Committee reviewed the situation and, based on established standards and policy, recommended restricting parking on both sides of the street 300 feet west of the west curbline of Iowa Speedway Drive.

- Casey's management was consulted regarding the proposed changes and were in favor of our recommendation.

Resolution

29. Resolution approving the purchase of 509 East 9th Street North, Newton, using the City's Low-Moderate Income Set-Aside Funds
 - The City has the opportunity to acquire the 509 East 9th Street North property for \$12,000.00.
 - The subject property has long been a source for neighborhood nuisance complaints. Additionally, the property has been plagued with trespassing issues.
30. Resolution adopting fee schedule for Building Trades Permit Fees
 - The current fee schedule for all of the Building Trades is complicated, resulting in additional paperwork processing for refunds or additional billing when customers, understandably, make errors in completing the permit forms and paying the fee.
 - The proposed new fee schedule simplifies the categories and will provide for the necessary revenue to cover the cost of plan review and inspections for the various trades.
31. Resolution adopting fee schedule for Westwood Golf Course for 2025
 - In January 2024, the Newton Park Board discussed the desire to increase fees for Westwood Golf Course.
 - In February and March 2024, Newton City Council also discussed the desire to increase fees for Westwood Golf Course, and ultimately, it was determined to delay the increase until it was time to establish fees for 2025.
 - The attached proposal provides for a moderate increase that will result in additional revenue for the golf course and align with area golf fees, maintains the 5% discount on punch passes and season passes for City of Newton residents, and defines "weekend" and "weekday."
32. Resolution for Awarding the Bid and Contracting for the Purchase of Stryker Powered Stair Chairs
 - The Fire Department applied for and received a grant from the Prairie Meadows Community Betterment Grant for the purchase of powered stair chairs.
 - These chairs provide powered, seated movement of patients including navigating stairways, up and down.
 - The use of powered equipment is expected to reduce the risk of injury for emergency responders.

33. Resolution awarding the purchase of firefighter's personal protective equipment
- The project is for outfitting emergency responders with light weight gear certified for use in wildland firefighting and extrication operations.
 - The Fire Department received a grant from the Jasper Community Foundation in the amount of \$5,000 for the purchase of dual certified light weight turn out gear.
 - The Fire Department also received a donation from the United Auto Workers (UAW) in the amount of \$1,000 for any project.
34. Resolution to approve creating a temporary Firefighter/EMT position in the Fire Department
35. Resolution approving a D&D 2.0 Demolition Grant for 315 East 12th Street North, Newton, Jasper County, Iowa
- The City established the D&D 2.0 Grant program in May 2018 to assist with the private demolition of dilapidated structures in the community.
 - Jeffrey Paul Homes, LLC has recently acquired the dilapidated property at 315 East 12th Street North and desires to tear the home down. The home exhibits at least one criteria of the 1997 Uniform Code for the Abatement of Dangerous Buildings and qualifies for the program.
 - This resolution approves a demolition reimbursement grant of actual demolition expenditures up to the maximum of \$20,000.

Staff Report

36. Snow Removal - Joe Grife, Public Works Director

Mayor/Council Comments

37. Mayor and Council Comments

Closed Session

38. 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.

Return to Open Session

39. Return to Open Session

Closed Session

40. 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.

Return to Open Session

41. Return to Open Session

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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PROCLAMATION

September 2024 Library Card Sign-Up Month

WHEREAS, libraries provide welcoming and inclusive spaces where individuals from all backgrounds can learn and connect, bridging cultural, ethnic, generational, and economic divides, and strengthening the social fabric of their communities; and

WHEREAS, libraries are essential for the education and development of children, offering everything from baby storytimes to college and career planning resources for high school students, nurturing literacy and a love for reading; and

WHEREAS, libraries assist people of all ages in navigating life's complexities, offering access to research, resume help, and quality of life services that enhance productivity and fulfillment; and

WHEREAS, libraries are committed to creating and maintaining diverse programs and collections that reflect the communities they serve, ensuring equitable access for all; and

WHEREAS, a library card ignites creativity and empowers individuals to explore new interests and pursue lifelong learning; and

WHEREAS, a library card is free to all Iowans and is the smartest card providing access to books, downloadable resources, Internet computers, STEAM kits, Homework Help and Job Help databases, movies, and more;

THEREFORE, BE IT RESOLVED, that I, Evelyn George, Mayor of the City of Newton, Iowa, proclaim September as National Library Card Sign-Up Month. I encourage all residents to visit the Newton Public Library during the month of September and beyond to take advantage of the wonderful resources available at your library.

Dated this 16th day of September, 2024.

Evelyn George, Mayor



NEWTON CITY COUNCIL MEETING MINUTES
SEPTEMBER 9, 2024, 6:00 PM

Pledge

Pledge of Allegiance

Mayor Pro Tem Hallam 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 at the Newton Arboretum and Botanical Gardens, 3030 N 4th Ave E. Mayor Pro Tem Hallam 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.

Kim Dldier, DMACC Business Resources Executive Director and project manager. Provided an update of the projects at Legacy Plaza. Plant 1 Lofts will have 81 market rate apartments. Then construction will move to buildings 1 & 2 for the boutique hotel named The Ringer. 51 rooms will be in the hotel. There will be some extended stay rooms as well. In the green space, all the concrete and lighting is complete. Planting will be happening soon and work on the sculpture. Donna Stumme, 401 E 10th St S, would like to see Newton host a national dog show. Bryce Heitman, 930 E 10TH ST S, spoke in support of the Downtown Public restrooms.

Consent Agenda

Moved by Dalton, seconded by Simbro to approve consent agenda items 3-13. AYES: Six. NAYS: None. Consent Agenda was adopted.

3. August 19, 2024 Regular City Council Meeting Minutes

4. August 20, 2024 Special City Council Workshop Minutes

5. Approve Liquor Licenses for the following: Alta House Event Center - LC0047705, 1600 E 36th St S, Class C Retail Alcohol License; Kwik Star #1001 - LG0000900, 1901 1st Ave E, Class B Retail Alcohol License; Shop N Save - LE0003589, 404 S 11th Ave W, Class E Retail Alcohol License; World to Go - LG0001070, 405 1st Ave E, Class B Retail Alcohol License

6. Resolution appointing Rachel Braafhart to the Library Board of Trustees for a term ending June 30, 2030

Resolution 2024-295 adopted.

7. Resolution levying assessments for costs of nuisance abatement and providing for the payment thereof (Schedule 24-10)

Resolution 2024-296 adopted.

8. Resolution fixing the amounts to be assessed against individual private properties for the abatement of nuisance violations (Schedule No. 24-11)

Resolution 2024-297 adopted.

9. Resolution approving Task Order 24-04 with Strand Associates Engineering for professional services, for N.E. Pump Station modifications

Resolution 2024-298 adopted.

10. Resolution authorizing the purchase of a pickup for the Water Treatment Plant

Resolution 2024-299 adopted.

11. Resolution approving change order #3 for the Union Drive Reconstruction Project

Resolution 2024-300 adopted.

12. Resolution Approving a Property Tax Rebate for the Ex Nihilo Property Located at 107 1st Ave W Within the North Central Urban Renewal Area

Resolution 2024-301 adopted.

13. Approve Bills

Ordinance

14. Third 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 Mills, seconded by Mullan to approve the third consideration of the Ordinance. AYES: Six. NAYS: None. Third Consideration of the Ordinance was approved. Moved by Ervin, seconded by Mills, to adopt the Ordinance. AYES: Six. NAYS: None. Ordinance 2450 was adopted.
15. Third 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 Mullan to approve the third consideration of the Ordinance. AYES: Five. NAYS: Ervin. Third Consideration of the Ordinance was approved. Moved by Mills, seconded by Mullan, to adopt the Ordinance. AYES: Five. NAYS: Ervin. Ordinance 2451 was adopted.

Resolution

16. Resolution approving the purchase of 306 E 8th Street South, Newton, using the City's Low-Moderate Income Set-aside Funds
Moved by Simbro, seconded by Mills to adopt the Resolution. AYES: Six. NAYS: None. Resolution 2024-302 adopted.

Mayor/Council Comments

17. Mayor & Council Comments

Mayor Pro Tem Hallam stated RVTV was a success. Several individuals representing Newton attended the Housing Iowa 2024 conference. Construction is moving along on the ALDI building. The Newton Fire Department will be hosting their annual 9/11 ceremony at 5:30 p.m.

Adjourn

Moved by Dalton, seconded by Mullan to adjourn the meeting at 6:26 P.M. Motion unanimously carried by voice vote.

Katrina Davis, City Clerk

Evelyn George, Mayor

NEWTON SPECIAL WORKSHOP CITY COUNCIL MEETING MINUTES
SEPTEMBER 9, 2024, 6:30 PM
NEWTON ARBORETUM & BOTANICAL GARDENS, 3030 N 4TH AVE E, NEWTON, IA 50208

Call to Order

1. Roll Call

The City Council of Newton, Iowa met in special session at 6:30 P.M. on the above date at the Newton Arboretum and Botanical Gardens, 3030 N 4th Ave E. Mayor Pro Tem Hallam presided. Present Council Members: Mills, Mullan, Dalton, Hallam, Simbro, Ervin. Absent: None.

Discussion

2. Review of Goal Setting Process – Jarrod Wellik, Fire Chief

The City of Newton Goal Setting Process takes place in the fall of each year. It is an opportunity for elected officials to communicate to the city administrator a work plan for the coming year. The 2024-2026 City Council Goals then are the goals that will be selected by elected officials in the fall of 2024 with an expected completion date of June 30, 2026. The second purpose of the goal setting process is to allow elected officials to assign specific projects to City staff and to communicate to staff which projects they consider to be the highest priority projects. These priorities are then used to create a budget proposal for Council consideration. The priorities selected by elected officials also guide City staff in developing a five-year Capital Improvement Plan (CIP) for the consideration of elected officials. The CIP is a list of projects and funding sources for each project that the City intends to take on in the next five years.

3. Comprehensive Plan Review – Erin Chambers, Community Development Director

The starting point for the consideration of a goal is the Comprehensive Plan. The purpose of Newton's Comprehensive Plan, Envision Newton 2042, is "to establish a shared vision, to guide future decisions and actions, and to assist in projecting and managing growth, change, public improvements, and development in the community."

4. Review of Current FY25-FY29 Capital Improvement Plan (CIP) – Jerri Clay, Financial Analyst

The Comprehensive Plan informs the CIP, which informs annual goal setting. FY25 CIP passed in April of 2024 totaled \$3,736,000 for various projects including Warning Sirens, Westwood Clubhouse Phase 2, Library Heater replacement, Aurora Park LED Court Lighting and others.

5. Review of Constitutional Debt Limit, Current Outstanding Debt and Debt Service Levy Rate – Lisa Frasier, Finance Officer

For FY25 the cities' constitutional debt limit is \$64,020,000, which is 5% of our valuation. Our current outstanding debt is \$32,000,000, which is only at 50.12% of our debt limit. In FY25 the city will pay \$3,652,000 of the principal, more than 10% of what we owe.

6. Review 2023-2025 City Council Goals – Nicole Terry, Newton Public Library Director

Westwood Clubhouse Phase 2 is expected to be completed in the spring of 2025. The Airport Apron Expansion now has grant funding lined up and could be a potential 24-26 goal. The Portland Concrete patching will be bid over the winter for spring/summer 2025 construction. The FY25 Downtown improvements is now scheduled for fall of 2025. Aurora Park Tennis Court Construction & Resurfacing will begin as soon as the boys high school tennis season is completed (around June 1, 2025). Aurora Park LED Court Lighting will be designed in 2024 and constructed as soon as the boys high school tennis season is completed (around June 1, 2025).

7. The Goals of the Newton Park Board – July - August 2024 – Nick Cummins, Parks Operations Superintendent

1. Skate Park; 2. Parks Needs Study; 3. Inclusive Playground; 4. Pickleball Complex at Maytag Park; 5. Restroom/ Rec Space at "splash pad" park; 6. Parks Tree and Stump Removal; 7. ADA Improvements; 8. Cardinal Pond Amenities/ Improvements

8. Presentation of Potential 2024-2026 City Council Goals – Erin Chambers, Community Development Director, Joe Grife, Public Works Director, and Jody Rhone, Utilities Director

The project listing is divided into two categories: street projects and non-street projects that have been gathered by City staff and elected officials for consideration as a goal for Fiscal Year 2025-2026. From these two lists of 11 potential goals, elected officials will

select a smaller list of priorities for City staff to focus on in the coming year.

9. Executive Team and City Administrator Recommendations for 2024-2026 Goals – Rob Burdess, Police Chief
The number 1 non-street project from the executive team was the stormwater project on 1st Ave E at E 12th St, followed by a sidewalk to Walmart/Aldi. Their top recommendation for street projects was S. 12th Ave. W. (1800 block) Reconstruction followed by N. 4th Ave. E. (2800-3000 blocks) Reconstruction. The City Administrators top non-street project was also the stormwater project followed by a joint police/fire training and storage facility.
10. Draft FY26-FY30 CIP – Candace Streeter, Sr. Financial Analyst
The FY26 CIP currently has placeholders depending on the outcome of the goals.
11. Instructions to Mayor and Council on 2024-2026 Goal Selection – Katrina Davis, Administrative Service Manager/City Clerk
Elected officials will be provided with ten stickers to “vote” for their highest priorities in each category. We arrive at a goal when at least four elected officials “vote” for a particular item. If only three or fewer officials “vote” for an item, it is not considered a goal. The goal with the highest number of total votes becomes the highest priority.
12. City Council Discussion & Goal Selection
13. Preliminary Tabulation and Presentation of City Council Goal Preferences - Matt Muckler, City Administrator
For non-street goals, council chose the following: 1. Downtown Public Restroom, Concrete Pad, and Shade Structure (\$350,000) (14 votes); 2 & 3. Westwood Clubhouse Phase 3 Improvements (\$250,000) (13 votes) and Police/Fire Joint Training and Storage Facility (\$700,000) (13 votes); 4 & 5. Sidewalk to Walmart/ALDI (\$100,000 TIF) (11 votes) and New Skate Park at Aurora (\$800,000 Grants and GF) (11 votes). For street goals, council chose the following: 1. S. 12th Ave. W. (1800 block - between Hwy. 14 and W. 18th St. S.) Reconstruction (\$775,000) (22 votes); 2. Asphalt Mill and Overlay - Various Streets (\$1,000,000) (18 votes); 3. E. 4th St. S. (100-400 blocks) Reconstruction (\$1,000,000) (14 votes); 4. Portland Cement Concrete (PCC) Patching – Various Streets (\$1,000,000) (11 votes). A resolution approving these goals will come before the council at a future meeting.

Adjourn

Moved by Mullan, seconded by Mills to adjourn the meeting at 8:25 P.M. Motion unanimously carried by voice vote.

Katrina Davis, City Clerk

Evelyn George, Mayor

City of Newton Council Report

**Item:**

Resolution levying assessments for costs of nuisance abatement and providing for the payment thereof (Schedule 24-11)

Summary:

The City of Newton abated some nuisances, such as tall grass/weeds and/or trash. These costs remain unpaid by the property owner(s) and should be assessed to the property taxes.

Financial Impact:

Cost Recovery: \$9,258.96

Report Number: 2024-867

Date:

September 16, 2024

Lead Department:

Police

Recommendation:

Approve

Background:

At their last meeting, City Council approved a Schedule of Assessment for the Expenses of Nuisance Abatement. The total amount for cost recovery is \$9,258.96.

The attached schedule lists owner, parcel number, address, amount to be assessed, date work was completed, property legal description, and property valuation.

With the approval of this resolution, the costs expended by the City for the abatement of nuisances will be placed on the taxes as a special assessment for each property.

Recommendation:

Staff recommends approval of the resolution levying assessments for costs of nuisance abatement and providing for the payment thereof (Schedule 24-11).

Matt Muckler, City Administrator

RESOLUTION NO. 2024 – _____

**RESOLUTION LEVYING ASSESSMENTS FOR COSTS OF
NUISANCE ABATEMENT AND PROVIDING FOR THE
PAYMENT THEREOF (SCHEDULE 24-11)**

WHEREAS, pursuant to its powers and duties as set out in Chapter 364, Code of Iowa, the City of Newton, after the property owner’s failure upon being given notice and opportunity to cure, has performed the required action to abate the public nuisance and now seeks, as provided in 364.12, Code of Iowa, to assess the costs of such action against each of the properties set out on the attached Schedule No. 24-11 for collection in the same manner as the property tax.

NOW, THEREFORE, BE IT RESOLVED, that the attached Schedule No. 24-11, is hereby approved and adopted with the amounts shown thereon assessed and levied against each property for the collection in the same manner as a property tax.

BE IT FURTHER RESOLVED, that said assessments shall be payable in 1 annual installment and shall bear interest at the rate of 3.88 percent per annum, from the date of the acceptance of this assessment schedule; the one installment of each assessment with interest on the whole assessment from date of acceptance of this schedule by the Council shall become due and payable on October, 9, 2024, and shall be paid at the same time and in the same manner as the semiannual payment of ordinary taxes. Said assessment shall be payable at the office of the County Treasurer of Jasper County, Iowa, in full and without interest within thirty days after first date of publication of the Notice to Property Owners of filing the schedule of assessments.

BE IT FURTHER RESOLVED, that the Clerk be and is hereby directed to certify said schedule to the County Treasurer of Jasper County, Iowa and to publish notice of said certification once each week for two consecutive weeks in the Newton Daily News, a newspaper printed wholly in the English language, published in Newton, Iowa, and of general circulation in Newton, Iowa, the first publication of said notice to be made within fifteen days from the date of the filing of said schedule with the County Treasurer, the City shall send by regular mail to all property owners whose property is subject to assessment a copy of said notice, said mailing to be on or before the date of the second publication of the notice all as provided and directed by Code Section 384.60, Code of Iowa.

PASSED this _____ day of September, 2024.

APPROVED this _____ day of September, 2024.

Evelyn George, Mayor

ATTEST:

Katrina Davis, City Clerk

Schedule 24-11: Assessment for the Expenses for Nuisance Abatement

Deed/Contract Holder	Parcel Number	Property Address	City	Net Assessed Property Value	Abatement Fee	Admin. Fee	Total Amount Assessed	Legal	Date Abated
2C Industries LLC	835405004	508 E 21st St S	Newton	\$76,940	\$100.00	\$150.00	\$250.00	AURORA HEIGHTS SD LOT 30 BLK D	7/16/2024
Huyen Hoang	835104017	1326 Crescent Dr	Newton	\$82,610	\$100.00	\$150.00	\$250.00	BELMONT PARK LOT 17 BLK 2	7/23/2024
Brenda Nelson	827477015	510 E 9th St N	Newton	\$52,060	\$2,563.96	\$150.00	\$2,713.96	LONG'S SD LOT 23	7/17/2024
Robert Spinney	826352024	601 E 13th St N	Newton	\$83,910	\$100.00	\$150.00	\$250.00	EMERSON HOUGH PLACE LOT 12 BLK B	7/16/2024
Thermtem Meyer	826301008	1028 E 12th St N	Newton	\$18,350	\$175.00	\$150.00	\$325.00	MARC ESTATES LOT 2	7/23/2024
Lyndon Woods	834280014	1002 S 5th Ave E	Newton	\$125,810	\$100.00	\$150.00	\$250.00	JONES' SD S 96' LOTS 6 & 14 BLK W	7/16/2024
Kenneth Kirk	827476005	901 N 8th Ave E	Newton	\$74,740	\$150.00	\$150.00	\$300.00	NORTH EAST ADD E 1/2 LOT 3 EX TR 90' X 132' IN NW COR	7/24/2024
Nationstar Mortgage LLC	833206003	1116 1st Ave W	Newton	\$87,080	\$100.00	\$150.00	\$250.00	EXLINE'S ADD E 50' LOT 3 BLK 5 EX HIGHWAY & EX PART SOLD TO STATE	7/24/2024
Lee Silvia	833282002	308 W 8th St S	Newton	\$89,660	\$100.00	\$150.00	\$250.00	WEST NEWTON S 55' LOT 8 BLK C & N 1/2 OF ALLEY ON S	7/24/2024
John White	827481013	1010 N 5th Ave E	Newton	\$98,920	\$100.00	\$150.00	\$250.00	BROWN'S SD LOT 11 BLK D	7/24/2024
Lois Eilander	834333005	620 E 4 1/2 St S	Newton	\$113,100	\$100.00	\$150.00	\$250.00	LEONARD'S ADD LOTS 4 & 12 & S 6' OF LOTS 3 & 11 BLK 4	7/25/2024
Manuel Hidanovic	834276022	306 E 8th St S	Newton	\$39,260	\$100.00	\$150.00	\$250.00	EASTSIDE SD W 111' 10" LOT 2	7/28/2024
Ruth Kelly	826302017	807 E 12th St Pl N	Newton	\$150,030	\$100.00	\$150.00	\$250.00	EMERSON HOUGH PLACE NO. 2, LOT 7 BLK J	7/25/2024
CWF of Newton LLC	827476009	726 E 8th St N	Newton	\$48,100	\$100.00	\$150.00	\$250.00	NORTH EAST ADD LOT D OF LOT 3 & N 1/2 LOT E OF LOT 3	7/30/2024
Linda Rice	835402011	514 E 20th St S	Newton	\$138,150	\$100.00	\$150.00	\$250.00	AURORA HEIGHTS SD LOT 11 BLK E	7/30/2024
Jessica Smith	827326018	812 1st St N	Newton	\$39,050	\$150.00	\$150.00	\$300.00	NORTH ADD S 114.18' OF W 132' LOT 14	7/30/2024
Alivia Stanley	835407004	706 E 21st St Pl S	Newton	\$83,200	\$100.00	\$150.00	\$250.00	AURORA HEIGHTS SD LOT 13 BLK M	7/30/2024
Cedar Rapids Bank & Trust Company	833283010	623 S 4th Ave W	Newton	\$125,880	\$260.00	\$150.00	\$410.00	WEST NEWTON LOT G BLK D	7/25/2024
Peter Murphy	834278010	220 E 10th St S	Newton	\$123,450	\$200.00	\$150.00	\$350.00	BENNETT'S SD LOT 7	7/31/2024
Chase Plumb	833482001	707 S 12th Ave W	Newton	\$81,360	\$100.00	\$150.00	\$250.00	CARRIER'S MEADOWS LOTS 1-2 BLK 12	7/31/2024
Michael Ault	835204007	200 E 20th St N	Newton	\$177,830	\$100.00	\$150.00	\$250.00	FAIRMEADOWS ADD PHASE 2 LOT 54	8/5/2024
Randy Cline	835426029	701 E 24th St S	Newton	\$85,640	\$100.00	\$150.00	\$250.00	AURORA HEIGHTS SD LOT 14 BLK O	8/6/2024
Shilo Duncan	834478009	1005 E 10th St S	Newton	\$119,620	\$210.00	\$150.00	\$360.00	HARLAN'S SD LOT 1 BLK 3	8/7/2024
Samuel Simons	833257010	228 W 9th St S	Newton	\$110,020	\$100.00	\$150.00	\$250.00	JOY'S SD LOT 11 & S 2.5' OF LOT 12 BLK A	8/8/2024
Kayla Warren	834426006	806 S 6th Ave E	Newton	\$124,440	\$100.00	\$150.00	\$250.00	LINCOLN PLACE ADD LOT 3 BLK 4 & 1/2 ALLEY ON E	8/6/2024
TOTAL:							\$9,258.96		

City of Newton Council Report

**Item:**

Resolution fixing the amounts to be assessed against individual private properties for the abatement of nuisance violations (Schedule No. 24-12)

Summary:

The City of Newton abated some nuisances, such as tall grass/weeds, trash, or snow. These costs remain unpaid by the property owner(s) and should be assessed to the property taxes.

Financial Impact:

Cost Recovery: \$3,400.00

Report Number: 2024-868

Date:

September 16, 2024

Lead Department:

Police

Recommendation:

Approve

Background:

The City continues to work towards better curb appeal and improved aesthetics within the community. The City abated violations that remained non-compliant after the initial warning period. The attached schedule lists owner, parcel number, address, amount to be assessed, date work was completed, property legal description, and property valuation.

Recommendation:

City Staff recommends approval of the Resolution fixing the amounts to be assessed against individual private properties for the abatement of nuisance violations.

Matt Muckler, City Administrator

RESOLUTION 2024- _____

**RESOLUTION FIXING THE AMOUNTS TO BE ASSESSED AGAINST INDIVIDUAL
PRIVATE PROPERTIES FOR THE ABATEMENT OF NUISANCE VIOLATIONS
(SCHEDULE NO. 24-12)**

WHEREAS, the City of Newton has abated nuisance violations at the addresses as found in Schedule No. 24-12: Assessment for the Expenses for Nuisance Abatement; and

WHEREAS, the City of Newton has maintained a report of the abatement costs for each individual property as found in Schedule 24-12: Assessment for the Expenses for Nuisance Abatement; and

WHEREAS, the expenses have been billed to the property owners and remain unpaid.

NOW THEREFORE, BE IT RESOLVED by the City Council of Newton, Iowa, that the Schedule 24-12: Assessment for the Expenses for Nuisance Abatement is approved.

NOW THEREFORE, BE IT FURTHER RESOLVED by the City Council of Newton, Iowa, that the City Clerk is hereby directed to prepare, sign, and file in the clerk's office the Schedule 24-12: Assessment for the Expenses for Nuisance Abatement.

PASSED this _____ day of September, 2024.

APPROVED this _____ day of September, 2024.

Evelyn George, Mayor

ATTEST:

Katrina Davis, City Clerk

Schedule 24-12: Assessment for the Expenses for Nuisance Abatement

Deed/Contract Holder	Parcel Number	Property Address	City	Net	Abatement	Admin.	Total Amount	Legal	Date Abated
				Assessed Property Value					
Gary & Sandra Bird	834281010	310 E 11th St S	Newton	\$52,480	\$200.00	\$150.00	\$350.00	JONES' SD N 93.8' OF W 181.5' BLK T	8/9/2024
CE Pete Koppin Trust	827407005	612 N 9th Ave E	Newton	\$114,860	\$100.00	\$150.00	\$250.00	EDMUNDSON'S ADD E 66' LOTS 6-7 BLK 9	8/8/2024
Donald Parsons	833282014	625 S 3rd Ave W	Newton	\$166,710	\$400.00	\$150.00	\$550.00	WEST NEWTON LOT 2 BLK C	8/9/2024
Lyndon Woods	834280014	1002 S 5th Ave E	Newton	\$125,810	\$100.00	\$150.00	\$250.00	JONES' SD S 96' LOTS 6 & 14 BLK W	8/8/2024
Robert Miller Jr	827302004	914 W 3rd St N	Newton	\$63,920	\$100.00	\$150.00	\$250.00	SANDERSON'S SD LOT 8	8/13/2024
Daniel & Jane Shine	827152014	1406 W 2nd St N	Newton	\$105,720	\$100.00	\$150.00	\$250.00	CONN PLACE LOT 9	8/13/2024
Sara & Coy Penning	1303102008	213 S 15th Ave W	Newton	\$64,450	\$100.00	\$150.00	\$250.00	GUTHRIE'S SD W 56' OF N 1/2 LOT 3 BLK B	8/13/2024
Robert Spinney	826352024	601 E 13th St N	Newton	\$83,910	\$100.00	\$150.00	\$250.00	EMERSON HOUGH PLACE LOT 12 BLK B	8/13/2024
Christine Woolaver	835129014	309 E 17th St Pl N	Newton	\$137,700	\$100.00	\$150.00	\$250.00	DENNISTON & PARTRIDGE SD, PLAT 2, LO	8/13/2024
Preferred Properties of Newt	834478006	821 S 10th Ave E	Newton	\$209,720	\$100.00	\$150.00	\$250.00	HARLAN'S SD LOT 5 BLK 3 EX E 10'	8/14/2024
Westward Tax Service V	1303202004	619 S 13th Ave E	Newton	\$10,290	\$100.00	\$150.00	\$250.00	LISTER'S ACRES E 1/2 LOT 5 EX W 2' OF N	8/14/2024
John & Ann White	827481013	1010 N 5th Ave E	Newton	\$98,920	\$100.00	\$150.00	\$250.00	BROWN'S SD LOT 11 BLK D	8/14/2024
TOTAL:							\$3,400.00		

City of Newton Council Report

**Item:**

Resolution approving the Newton Community School District 2024 Homecoming Parade Special Events Application

Summary:

Resolution to approve the special events application for 2024 Homecoming Parade less than 60 days prior to event per approved City policy.

Financial Impact:

No financial impact by approving the application.

Report Number: 2024-850

Date:

September 16, 2024

Lead Department:

Fire

Recommendation:

Approve

Background:

The City Council approved the use of a special events application process on June 6, 2022 that requires organizers of special events to provide information to staff for the purposes of planning larger events. The special event included in this application is for the 2024 Homecoming Parade sponsored by the Newton Community School District to be held on 9/19/2024. The proposal includes closure of City streets from the Newton High School to the Downtown Square per the included map. This event is estimated to have 1,000 attendees and will close the streets affected from 4:00 PM to 7:30 PM. In the event of rain, the event will be cancelled. This special event is coming before City Council simply because of time constraints. City staff cannot approve an application that is submitted less than 60 days prior to an event.

Recommendation:

City Staff recommends Council approve the Special Events Application submitted by the Newton Community School for the 2024 Homecoming Parade to be held on the route depicted on the attached map and the downtown area on 9/19/2024 between the hours of 4:00 PM and 7:30 PM.

A handwritten signature in black ink, appearing to read "Matt Muckler".

Matt Muckler, City Administrator

RESOLUTION NO. 2024-_____

**RESOLUTION APPROVING THE NEWTON COMMUNITY SCHOOL DISTRICT
2024 HOMECOMING PARADE SPECIAL EVENTS APPLICATION**

WHEREAS, City Council approved the use of a special events policy on June 6, 2022 requiring organizers of special events to provide information to staff for the purposes of planning larger events; and

WHEREAS, this event plans to close City streets from the Newton High School, west on South 8th Avenue East to East 3rd St South, then north to South 2nd Avenue East, then west to West 2nd Street South, then north to North 2nd Avenue West, and east to 1st Street North from 4:00 PM – 7:30 PM; and

WHEREAS, this special event application is required since they are asking to close City streets as directed above; and

WHEREAS, this event meets all application requirements and requires City Council approval as City staff cannot approve an application that is submitted less than 60 days prior to an event; and

NOW, THEREFORE, BE IT RESOLVED, by the City Council of Newton, Iowa, that the application for the 2024 Homecoming Parade event sponsored by the Newton Community School District is approved.

PASSED this _____ day of September 2024.

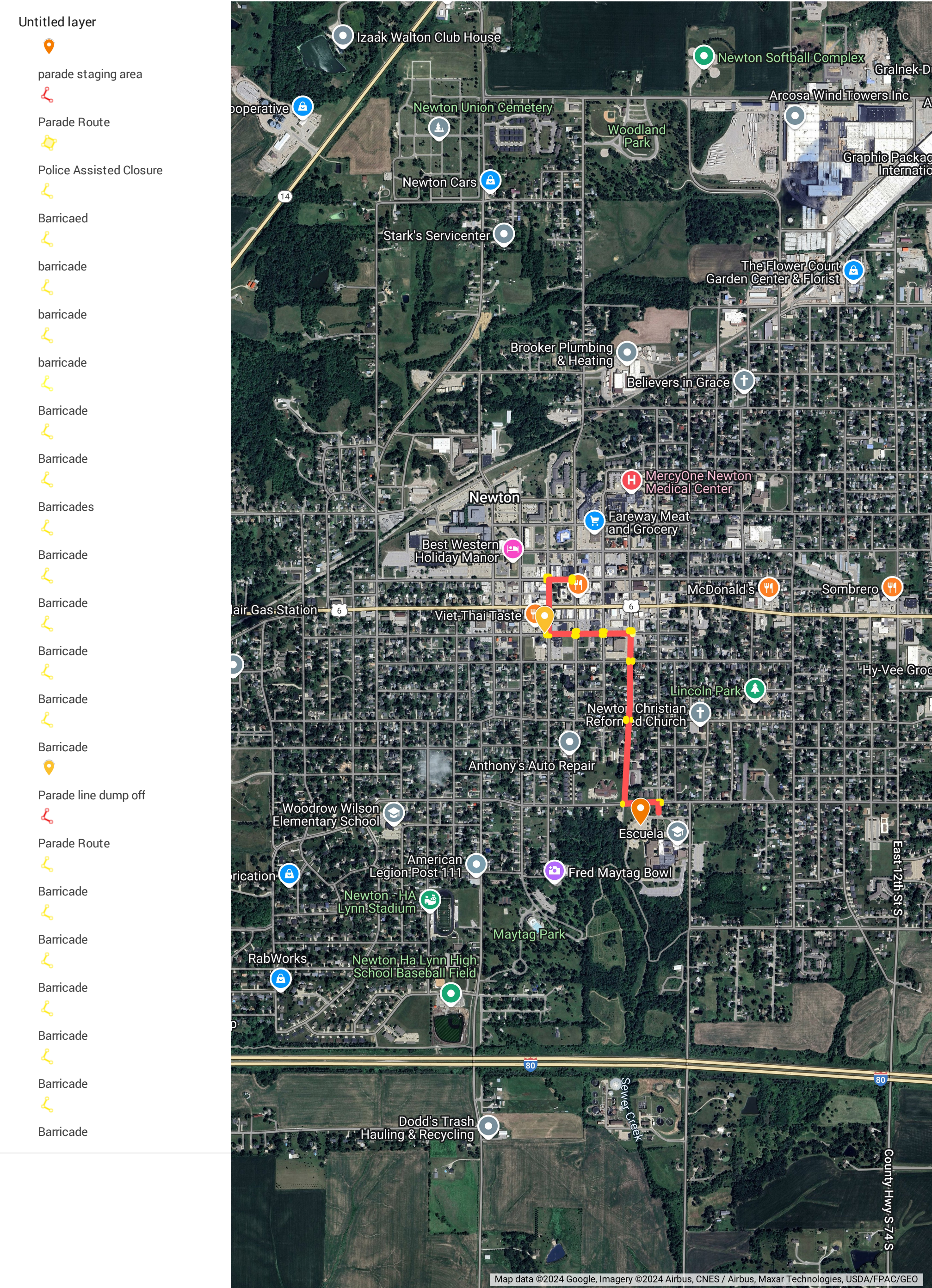
APPROVED this _____ day of September 2024.

Evelyn George, Mayor

ATTEST:

Katrina Davis, City Clerk

2024 Newton Home Coming Parade - City Adjusted Route



Map data ©2024 Google, Imagery ©2024 Airbus, CNES / Airbus, Maxar Technologies, USDA/FPAC/GE

City of Newton Council Report

**Item:**

Resolution approving the Diamond Vogel Paint Pro Show Special Events Application

Summary:

Resolution to approve the special events application for Diamond Vogel Paint Pro Show event less than 60 days prior to event per approved City policy.

Financial Impact:

No financial impact by approving the application.

Report Number: 2024-852

Date:

September 16, 2024

Lead Department:

Fire

Recommendation:

Approve

Background:

The City Council approved the use of a special events application process on June 6, 2022 that requires organizers of special events to provide information to staff for the purposes of planning larger events. The special event included in this application is for the Paint Pro Show (Lunch & Vendor Show) sponsored by Diamond Vogel to be held on 9/18/2024. The proposal includes closure of a City owned parking lot directly behind Diamond Vogel. This event is estimated to have 50 - 100 attendees and will close the parking lot from 6:00 AM to 2:00 PM. In the event of rain, the event will be cancelled. This special event is coming before City Council simply because of time constraints. City staff cannot approve an application that is submitted less than 60 days prior to an event.

Recommendation:

City Staff recommends Council approve the Special Events Application submitted by Diamond Vogel for the Paint Pro Show event to be held in the downtown area on 9/18/2024 between the hours of 6:00 AM and 2:00 PM.

Matt Muckler, City Administrator

RESOLUTION NO. 2024- _____

**RESOLUTION APPROVING THE DIAMOND VOGEL PAINT PRO SHOW SPECIAL
EVENTS APPLICATION**

WHEREAS, City Council approved the use of a special events policy on June 6, 2022 requiring organizers of special events to provide information to staff for the purposes of planning larger events; and

WHEREAS, this event plans to close a City-owned parking lot on the east side of West Second Street North between the alley and North Third Avenue West from 6:00 AM – 2:00 PM; and

WHEREAS, this special event application is required since they are asking to close a City-owned parking lot behind businesses on North Second Avenue West; and

WHEREAS, this event meets all application requirements and requires City Council approval as City staff cannot approve an application that is submitted less than 60 days prior to an event; and

NOW, THEREFORE, BE IT RESOLVED, by the City Council of Newton, Iowa, that the application for the Diamond Vogel Paint Pro Show event sponsored by Diamond Vogel of Newton is approved.

PASSED this _____ day of September 2024.

APPROVED this _____ day of September 2024.

Evelyn George, Mayor

ATTEST:

Katrina Davis, City Clerk

City of Newton Council Report

**Item:**

Resolution approving the purchase of a Utility Cart

Summary:

This piece of equipment is essential for the efficiency of the daily maintenance tasks undertaken by the golf course maintenance staff at Westwood Golf Course.

Financial Impact:

\$11,100.00 from Golf Fund

Report Number: 2024-856

Date:

September 16, 2024

Lead Department:

Community Development

Recommendation:

Approve

Background:

Westwood Golf Course maintenance staff utilizes utility carts on a daily basis to complete tasks throughout the facility. This purchase will be used to upgrade an aging fleet.

Recommendation:

City staff recommends that Council award the bid for a new utility cart to Harris Golf Cars, Dubuque, Ia, for the amount of \$11,100.00.

Matt Muckler, City Administrator

RESOLUTION 2024- _____

RESOLUTION APPROVING THE PURCHASE OF A UTILITY CART

WHEREAS, Staff analyzed the Parks and Recreation equipment needs in preparation for the 2024-2025 CIP; a utility cart for Westwood Golf Course was identified as an appropriate piece of equipment to be replaced; and

WHEREAS, this piece of equipment is essential for the efficiency of the daily maintenance tasks undertaken by the golf course maintenance staff; and

WHEREAS, staff sought quotes for said utility cart, and was able to secure three quotes:

- Harris Golf Cars, Dubuque, Ia \$11,100.00
- B.O.M., LLC, Blair, Ne \$11,750.00
- Four Points Golf Cars, Kellogg, Ia \$12,300.00; and

WHEREAS, City staff recommends that Council award the bid for a new utility cart to Harris Golf Cars, Dubuque, Ia, in the amount of \$11,100.00; and

NOW, THEREFORE, BE IT RESOLVED, by the City Council of Newton, Iowa, that the proposal for the purchase of a 2025 Yamaha Umax2 utility cart from Harris Golf Cars of Dubuque, Iowa, in the amount of \$11,100.00 is hereby approved.

BE IT FURTHER RESOLVED, by the City Council of the City of Newton, Iowa, that the Community Development Director is authorized to process said payment in the amount of \$11,100.00; to be paid utilizing Golf Funds.

PASSED this _____ day of September, 2024.

APPROVED this _____ day of September, 2024.

Evelyn George, Mayor

ATTEST:

Katrina Davis, City Clerk

City of Newton Council Report

**Item:**

Resolution awarding contract for the City of Newton Parks Fence Repairs Project

Summary:

Approval of a contractor to repair fencing damaged in the May 21, 2024 storm

Financial Impact:

\$11,500.00 paid from Tort Liability insurance claims

Report Number: 2024-857**Date:**

September 16, 2024

Lead Department:

Community Development

Recommendation:

Approve

Background:

On May 21, 2024, the City of Newton experienced a significant storm event which resulted in damage to several areas of fencing. City staff is unable to repair the fencing in-house. Three quotes were obtained for the work, with Lyman Welding providing the lowest cost quote of \$11,500.00. This will repair bent and broken top rails, line posts, and fence fabric.

Recommendation:

City staff recommends that the City of Newton award a contract to Lyman Welding of Newton, Iowa for the City of Newton Parks Fence Repairs Project based on the low bid received in the amount of \$11,500.00.

Matt Muckler, City Administrator

RESOLUTION 2021- _____

**RESOLUTION AWARDING CONTRACT
FOR THE CITY OF NEWTON PARKS
FENCE REPAIRS PROJECT**

WHEREAS, a Storm on Tuesday, May 21, 2024 damaged chain link fences by flood waters, branches and debris in the City of Newton properties, Westwood Dog Park and Westwood Golf Course; and

WHEREAS, the damage included bent and broken top rails, line posts, and fence fabric; and

WHEREAS, City staff is unable to complete these repairs in house the repairs were identified and quotes for the repairs were requested; and

WHEREAS , staff received three quotes as follows;	
Lyman Welding, Newton, Iowa	\$11,500.00
Des Moines Steel Fence, Des Moines, Iowa	\$15,355.00
American Fence Company, Des Moines, Iowa	\$15,722.00

WHEREAS, City staff recommends that the City of Newton award a contract to Lyman Welding of Newton, Iowa for the City of Newton Parks Fence Repairs Project based on the low bid received in the amount of \$11,500.00.

NOW, THEREFORE, BE IT RESOLVED, by the City Council of Newton, Iowa, that the bid in the amount of Eleven Thousand, Five Hundred Dollars and Zero Cents (\$11,500.00) for the City of Newton Parks Fence Repairs Project, all as described in the plans and specifications, is hereby accepted the same being the lowest bid received for said project, and paid for utilizing funds from insurance claim.

BE IT FURTHER RESOLVED, by the City Council of the City of Newton, Iowa, that the Contract executed by Lyman Welding of Newton, Iowa for the City of Newton Parks Fence Repairs Project be hereby approved.

PASSED this _____ day of September, 2024.

APPROVED this _____ day of September, 2024.

Evelyn George, Mayor

ATTEST:

Katrina Davis, City Clerk

City of Newton Council Report

**Item:**

Resolution Approving a Property Tax Rebate for the Nehring Auto Property Located at 1800 1st Ave East Within the 1st Avenue East Urban Renewal Area

Summary:

Resolution Approving a Property Tax Rebate for the Nehring Auto Property Located at 1800 1st Ave E Within the 1st Avenue East Urban Renewal Area

Financial Impact:

\$3,655.00 property tax rebate from the 1st Avenue East Urban Renewal TIF Fund

Report Number: 2024-861**Date:**

September 16, 2024

Lead Department:

Administration

Recommendation:

Approve

Background:

The City of Newton entered into a development agreement in November of 2021 with Nehring Auto on the property located at 1800 1st Avenue East within the 1st Avenue East Urban Renewal Area. The Agreement states that the City shall rebate 100% of all TIF property taxes paid by Nehring Auto in Fiscal year 23/24.

Nehring Auto has provided documentation that the total amount of property taxes owed in FY24 in the amount of \$7,288 have been paid to the Jasper County Treasurer and the amount of the 100% rebate from the TIF fund would be \$3,655.00.

Recommendation:

Staff recommends approval of the attached Resolution approving the tax rebate payment of \$3,655.00 to Nehring Auto for FY24 property taxes.

Matt Muckler, City Administrator

RESOLUTION NO. 2024 – _____

**RESOLUTION APPROVING A PROPERTY TAX REBATE FOR THE
NEHRING AUTO PROPERTY LOCATED AT 1800 1ST AVENUE EAST
WITHIN THE 1ST AVENUE EAST URBAN RENEWAL AREA**

WHEREAS, the City of Newton (City) has established the 1st Avenue East Urban Renewal Area; and

WHEREAS, a Development Agreement with Nehring Auto was entered into in November of 2021 on the property located at 1800 1st Avenue East within the 1st Avenue East Urban Renewal Area, and

WHEREAS, said Agreement states that the City provide to the Developer a 100% TIF Property Tax Rebate in Fiscal Year 23/24, and

WHEREAS, the Developer has paid all property taxes due for the fiscal year 2023-2024 in the total amount of \$7,288 and is eligible to receive a 100% TIF rebate of \$3,655.00;

NOW, THEREFORE, BE IT RESOLVED by the City Council of Newton, Iowa:
That, per the terms of the Development Agreement with Nehring Auto a property tax rebate for the fiscal year 2023-2024 property taxes in the amount of \$3,655.00 is hereby approved.

PASSED this 16th day of September, 2024.

APPROVED this _____ day of September, 2024.

Evelyn George, Mayor

ATTEST:

Katrina Davis, City Clerk

City of Newton Council Report

**Item:**

Resolution accepting completion of the W 6th St S (800-1000 Block) Widening and Overlay Project

Summary:

Accept completion of the W 6th St S (800-1000 Block) Widening and Overlay Project

Financial Impact:

Council previously approved a contract for \$217,409.26 on March 4, 2024; this action would accept the project and authorize payment of the retainage amount of \$14,121.03.

Report Number: 2024-866**Date:**

September 16, 2024

Lead Department:

Public Works

Recommendation:

Approve

Background:

W 6th St S between S 9th Ave W and S 11th Ave W was 21 feet wide, in poor condition, had no curb and gutters, and had poor drainage. The narrow width created a traffic hazard, while the poor drainage increased flooding in the area. The street's surface had multiple panels with random offset cracking and offset joints. The 800 block of W 6th St S is a 25-foot-wide composite roadway consisting of a PCC street with curb and gutter and an asphalt overlay.

Work included constructing the street to 25 feet wide (measured face of curb to face of curb) with the addition of curb and gutters, milling the existing asphalt in the 800 block, overlaying the pavement in the 800-1000 blocks, infilling missing sidewalks, and reconstructing non-compliant sidewalk ramps.

Bolton & Menk prepared the construction plans and specifications and placed them out for bid. On March 4, 2024, the city council passed a resolution awarding a contract to Manatt's, Inc. of Brooklyn, Iowa, for \$217,409.26.

Bids received were substantially under the engineer's estimate, so C.O. #1 for \$44,444.35 was approved on June 3, 2024, to reconstruct the intersection of S 11th Ave W and W 6th St S.

The Project Engineer has signed the Statement of Completion Form stating that the project has been substantially completed in general compliance with the terms, conditions, and stipulations of said contract. The final contract amount, based on actual measured quantities of work and the issuance of one change order, is \$282,420.66.

Recommendation:

City staff recommends accepting the completion of the W 6th St S (800-1000 Block) Widening and Overlay Project and authorizing the retainage amount of \$14,121.03 to be paid to the contractor no sooner than 30 days after approval of this resolution should no claims be on file.

Matt Muckler, City Administrator

RESOLUTION 2024- _____

**RESOLUTION ACCEPTING COMPLETION OF THE
W 6TH ST S (800-1000 BLOCK) WIDENING AND OVERLAY PROJECT**

WHEREAS, W 6th St S between S 9th Ave W and S 11th Ave W was 21 feet wide, in poor condition, had no curb and gutters, and had poor drainage. The narrow width created a traffic hazard, while the poor drainage increased flooding in the area. The street's surface had multiple panels with random offset cracking and offset joints. The 800 block of W 6th St S is a 25-foot-wide composite roadway consisting of a PCC street with curb and gutter and an asphalt overlay; and

WHEREAS, work included constructing the street to 25 feet wide (measured face of curb to face of curb) with the addition of curb and gutters, infilling missing sidewalks, and reconstructing non-compliant sidewalk ramps; and

WHEREAS, construction plans and specifications for the W 6th St S (800-1000 Block) Widening and Overlay Project were prepared by Bolton & Menk and placed out for bid. City Council passed a resolution on March 4, 2024, awarding a contract to Manatt's, Inc. of Brooklyn, Iowa, in the amount of \$217,409.26; and

WHEREAS, The Project Engineer has signed the Statement of Completion Form stating that the project has been substantially completed in general compliance with the terms, conditions, and stipulations of said contract. The final contract amount, based on actual measure quantities of work and the issuance of one change order, is \$282,420.66.

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Newton, Iowa, that the City of Newton hereby accepts completion of the project and authorizes the Public Works Director to execute payment of the retainer in the amount of \$14,121.03 to Manatt's, Inc no sooner than 30 days after approval of this resolution, should no claims be on file.

PASSED this _____ day of September, 2024.

APPROVED this _____ day of September, 2024.

Evelyn George, Mayor

ATTEST:

Katrina Davis, City Clerk

City of Newton Council Report

**Item:**

Resolution setting a public hearing for the sale of city-owned property at 319 East 12th Street North in Newton, Jasper County, Iowa

Summary:

Setting a public hearing for the sale of property at 319 East 12th Street North

Financial Impact:

None. Setting a Public Hearing.

Report Number: 2024-869

Date:

September 16, 2024

Lead Department:

Community Development

Recommendation:

Approve

Background:

The City acquired the property at 319 East 12th Street North through the D&D program in 2014.

Ten years later, there has been expressed interest in the subject property.

In order to entertain offers, the City Council must first set a public hearing date and publish notice.

The public hearing will be set for October 7, 2024.

Recommendation:

Staff recommends approval.

A handwritten signature in black ink, appearing to read "Matt Muckler", written over a light gray circular stamp.

Matt Muckler, City Administrator

RESOLUTION NO. 2024 – _____

RESOLUTION SETTING A PUBLIC HEARING FOR THE SALE OF CITY-OWNED PROPERTY AT 319 EAST 12TH STREEET NORTH IN NEWTON, JASPER COUNTY, IOWA

WHEREAS, the City of Newton owns a property located at 319 East 12th Street North, legally described as: LOT 4 IN BLOCK 1 OF EAST HIGHLAND ADDITION TO NEWTON, JASPER COUNTY, IOWA;

WHEREAS, it is necessary to hold a public hearing prior to acting upon a purchase/redevelopment agreement for said property;

NOW, THEREFORE, BE IT RESOLVED by the City Council of Newton, Iowa that:
Section 1: That a public hearing shall be held on October 7, 2024 at 6:00 p.m., at Newton City Hall, 101 West 4th Street South, to receive and accept purchase proposals and Public Notice in substantially the following form shall be given:

PUBLIC NOTICE

The City Council of Newton, Iowa will hold a Public Hearing at 6:00 p.m. on October 7, 2024, at Newton City Hall, 101 West 4th Street South, regarding the sale of the following property at 319 East 12th Street North, legally described as: LOT 4 IN BLOCK 1 OF EAST HIGHLAND ADDITION TO NEWTON, JASPER COUNTY, IOWA. Offers shall be submitted by 10:00 a.m. on October 1, 2024, to the Newton Community Development Department; 303 West 4th Street North, Suite 501, Newton, Iowa 50208. Additional information about the property and the process for submitting a proposal is available at the Community Development Department, (641)-792-6622. At said Hearing, interested persons may be heard in support of or opposition to said option agreement.

Section 2: That following the Public Hearing, City Council may select the proposal which is in the best interest of the City Newton.

PASSED this _____ day of September, 2024.

APPROVED this _____ day of September, 2024

Evelyn George, Mayor

ATTEST:

Katrina Davis, City Clerk

City of Newton Council Report

**Item:**

Resolution approving the city-wide City Signage Project

Summary:

Authorization to replace or repair City signage throughout the City and across various departments

Financial Impact:

Up to \$25,000 from various general fund accounts

Report Number: 2024-871

Date:

September 16, 2024

Lead Department:

Administration

Recommendation:

Approve

Background:

Example: The sign at Agnes Patterson Park looks tattered and is difficult to read.

Approximately 10 years ago, the City adopted the "Get to Know Newton" brand. As part of that effort, new City signage was created and installed city-wide. As time has passed, many signs have become weathered and damaged.

In order to maintain a positive and professional image for residents and visitors alike, it is necessary to repair and replace said signs. There are not significant design changes proposed for the new sign faces. The logo will be reduced in size with the text increased in size, as compared to the current design.

Sign Pro of Newton Iowa completed the project previously, and has provided a quote for the work necessary to address the needs of each sign across the City.

This resolution approves moving forward with the project and establishes a not-to-exceed total budget number of \$25,000.00

Recommendation:

Staff recommends approval.

A handwritten signature in black ink, appearing to read "Matt Muckler".

Matt Muckler, City Administrator

RESOLUTION NO. 2024 – _____

RESOLUTION APPROVING THE CITY-WIDE CITY SINAGE PROJECT

WHEREAS, the existing city signs were installed as part of the establishment of the Get to Know Newton Branding; and

WHEREAS, some facilities and departments have changed names or been added to different city departments; and

WHEREAS, the condition of some of the existing signs has deteriorated due to age and weather exposure; and

WHEREAS, this project would result in professional signage at City facilities; and

WHEREAS, city staff obtained quotes from the original contractor, Sign Pro of Newton, Iowa, to add, repair and/ or replace the signs as directed by city staff; and

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Newton, Iowa, that the city staff is hereby authorized to contract with Sign Pro of Newton, Iowa to replace individual city signage across the community, as found necessary, using various general fund accounts and/or the appropriate enterprise fund accounts with a total expenditure of not to exceed \$25,000.00.

PASSED this _____ day of September, 2024.

APPROVED this _____ day of September, 2024.

ATTEST:

Evelyn George, Mayor

Katrina Davis, City Clerk

City of Newton Council Report

**Item:**

Resolution ordering bids, approving plans, specifications, form of contract, notice to bidders, ordering clerk to publish notice, fixing a date for receiving same, for a public hearing on plans, specifications, form of contract and estimate of costs for the Westwood Golf Course Clubhouse Phase 2 Interior Project

Summary:

Accept plans and order bids for the Westwood Golf Course Clubhouse Phase 2 Interior Project

Financial Impact:

\$500,000 from APRA Funds

Report Number: 2024-872

Date:

September 16, 2024

Lead Department:

Public Works

Recommendation:

Approve

Background:

On September 13, 2022, Newton residents approved a park bond referendum, which included the construction of a new clubhouse at the Westwood Golf Course.

Previous projects, including asbestos abatement, demolition, site grading, utilities, and exterior improvements, have been completed or awarded. This project will complete interior improvements, including mechanicals, HVAC, plumbing, finished floors, and interior walls.

Plans and specifications have been prepared by ISG and are ready to be placed out for bid. The project's bid opening will occur on October 14th, 2024, and the public hearing to award the work will take place at the regularly scheduled council meeting on October 21st, 2024. The estimated construction cost is \$500,000.00, which will be paid from ARPA Funds.

Recommendation:

Approval to accept the plans, set dates, and obtain bids for the Westwood Golf Course Clubhouse Phase 2 Interior Project.

Matt Muckler, City Administrator

RESOLUTION NO. 2024 – _____

**RESOLUTION APPROVING PLANS, SPECIFICATIONS, AND FORM OF CONTRACT, AND
ORDERING CLERK TO PUBLISH NOTICE FOR A PUBLIC HEARING ON PLANS,
SPECIFICATIONS, FORM OF CONTRACT, AND ESTIMATE OF COSTS FOR THE
WESTWOOD GOLF COURSE CLUBHOUSE PHASE 2 INTERIOR PROJECT**

WHEREAS, on September 13, 2022, Newton residents approved a park bond referendum, which included the construction of a new clubhouse at the Westwood Golf Course; and

WHEREAS, previous projects, including asbestos abatement, demolition, site grading, utilities, and exterior improvements, have been completed or awarded. This project will complete interior improvements, including mechanicals, HVAC, plumbing, finished floors and interior walls; and

WHEREAS, plans and specifications have been prepared by ISG and are ready to be placed out for bid; and

WHEREAS, the total cost estimate is \$500,000.00.

NOW, THEREFORE, BE IT RESOLVED that the detailed plans and specifications as prepared by ISG for the Westwood Golf Course Clubhouse Project in the City of Newton, Iowa, to be paid from ARPA funds and the form of contract and Notice of Public Hearing, be and the same are hereby approved, subject to hearing thereon, and are hereby ordered placed on file in the office of the City Clerk for public inspection; and

That the City Clerk is hereby directed to advertise for bids for the construction of said improvements. Bids will be received and opened at the office of the Public Works Director at 11:00 AM on the 14th day of October 2024. There the bids will be referred to the City Council for action upon said bids at a future meeting to be held at the Council Chambers, Newton, Iowa. Notice to Bidders is to be published not less than thirteen (13) calendar days nor more than forty-five (45) days prior to the date fixed for said bid opening in the following: 1) a relevant contractor plan room service with statewide circulation, 2) a relevant construction lead generating service with statewide circulation and 3) the City of Newton website; and

That the Council hold a public hearing on the matter of the adoption of proposed plans, specifications, and form of contract for the making of said improvements, which documents are now on file in the office of the City Clerk, said hearing to be held at the Council Chambers in the City Hall, Newton, Iowa, on the 21st day of October 2024, at 6:00 pm, and that the City Clerk give notice of said hearing by publication once in a local legal newspaper, printed wholly in English language, not less than four (4) clear days nor more than twenty (20) days prior to the date fixed therefore.

PASSED this _____ day of September, 2024

APPROVED this _____ day of September, 2024.

Evelyn George, Mayor

ATTEST:

Katrina Davis, City Clerk

Vendor	Department	Description	Amount
Acco Unlimited Corp	Maytag Pool	Service	\$ 2,373.00
Acushnet Company	Golf	Merchandise	\$ 108.78
Air Products and Chemicals Inc	Water Treatment Plant	Services	\$ 3,905.60
Alliant Energy/IPL	All	Utilities	\$ 103,341.85
Amazon Capital Services	All	Supplies	\$ 1,284.18
Badger Meter	Water Distribution	Supplies	\$ 1.92
Bailey, Jasmine	Utility Billing	Refund	\$ 46.74
Baker, Trenton	Utility Billing	Refund	\$ 17.29
Barney's Services Inc	Fire	Supplies	\$ 67.40
Black Clover Enterprises LLC	Golf	Merchandise	\$ 726.60
Blue to Gold LLC	Police	Service	\$ 1,113.93
Bolton & Menk Inc	All	Service	\$ 12,661.50
Bound Tree Medical LLC	Fire	Supplies	\$ 1,049.26
Butler, James	Fire	Refund	\$ 86.32
Byers, Jacob Burch & Kayla	Utility Billing	Refund	\$ 36.95
Cintas	All	Service	\$ 456.48
Consolidated Electrical Distributor	Water Treatment Plant	Services	\$ 7,580.00
Costa Oil Newton	Fire	Service	\$ 80.85
D&W Tree Service	D&D	Services	\$ 4,550.00
Dannen, Ryan	D&D	Services	\$ 1,167.00
D I A L / Elevator Safety Bureau	City Center	Service	\$ 175.00
Diamond Vogel Inc	Traffic Control	Supplies	\$ 27.93
Dodd Trash Hauling & Recycling	Solid Waste	Service	\$ 1,625.15
Elder, Kelly & Joshua	Utility Billing	Refund	\$ 14.10
Electric Pump	Golf RESO 2024-244	Service	\$ 12,285.83
EZ Lease	Fire/WPC	Services	\$ 251.01
Financial Forms & Supplies	Finance	Supplies	\$ 201.11
Fire Service Training Bureau	Fire	Service	\$ 100.00
Forbes Office Solutions	All	Services	\$ 513.16
Front Line Therapy LLC	Police	Service	\$ 1,600.00
Galls LLC	Fire/Police	Supplies	\$ 697.99
Garcia, Jose	Police	Reimbursement	\$ 216.69
Gilbert Lawn Care and Snow Removal LLC	City Center	Service	\$ 971.00
Grainger Inc	Water Pollution Control	Supplies	\$ 9.56
Gralnek-Dunitz	Parks/WPC	Supplies	\$ 282.60
Gregg Young Auto Center	Police	Service	\$ 153.14
Gross, John	Utility Billing	Refund	\$ 17.29
Hach Co	Water Treatment Plant	Supplies	\$ 1,325.35
Harrison Fishery Inc	Golf	Supplies	\$ 315.00
Hawkins Water Treatment	Water Treatment Plant	Supplies	\$ 2,933.40
Hy-Vee Inc	Fire/Water Treatment	Supplies	\$ 131.93
IMFOA	All	Training	\$ 600.00
Iowa Board of Pharmacy	Fire	Service	\$ 90.00
Iowa Department of Natural Resources	Landfill	Service	\$ 20.00
Iowa Law Enforcement Academy	Police	Service	\$ 10.00
Iowa One Call	Engineering/WPC	Service	\$ 345.30
Jasper Construction Services	All	Supplies	\$ 385.72
Jasper County Recorder	Landfill	Service	\$ 20.50

Jasper County Treasurer	All	Taxes	\$ 9,124.00
Johnson Aviation	Airport	Reimb	\$ 55.78
Kellogg Lawn & Snow	Airport	Supplies	\$ 26.44
Key Cooperative	All	Supplies	\$ 14,240.23
Lazenby, Kira	Utility Billing	Refund	\$ 8.90
Long, Jalissa	Utility Billing	Refund	\$ 72.29
Lyman, Rick	D&D	Services	\$ 2,220.00
Magnum Automotive	Police	Service	\$ 39.67
Mahaska Bottling Co	Golf	Concessions	\$ 779.80
Manatts - D.M.	Water Distribution	Supplies	\$ 890.28
Mary Greeley Medical Center	Police	Service	\$ 929.50
Metering and Technology Solutions	Water Distribution	Supplies	\$ 1,533.54
Microbac Laboratories Inc	Water Distribution	Services	\$ 5,007.50
Mississippi Lime Company	Water Treatment Plant	Supplies	\$ 23,392.84
MTI Distributing Inc	Parks	Supplies	\$ 919.99
Municipal Supply Inc	Water Distribution	Supplies	\$ 18,252.00
NAPA Auto Parts	All	Supplies	\$ 3,094.97
News Printing Company	All	Publication	\$ 6,125.99
Newton Community School	Police	Supplies	\$ 9.50
Niemann Ace Hardware 650	All	Supplies	\$ 293.72
OPG-3 Inc	Administration	Service	\$ 630.00
Per Mar Security Services	Landfill	Service	\$ 217.86
Phelps Uniform Specialists	All	Service	\$ 253.00
Poteralski, James & Jackie	Utility Billing	Refund	\$ 9.13
Quill Corporation	City Center	Supplies	\$ 35.23
Ray, Randy	Police	Service	\$ 460.00
Riggs Printing Inc	All	Supplies	\$ 655.00
Robertson, Emilie	Utility Billing	Refund	\$ 29.05
Rutter, Michael	Water Pollution Control	Service	\$ 507.23
Ryan's Tire & Auto	All	Service	\$ 262.99
Security Equipment Inc	Fire	Service	\$ 4,486.00
Spahn & Rose Lumber Co	Street	Supplies	\$ 19.08
State Hygienic Laboratories	Water Distribution	Services	\$ 21.00
Stivers Midwest Pro Upfitters	Police RESO 2024-197	Service	\$ 15,658.63
Streichers	Police	Supplies	\$ 11.99
Terracon Consultants Inc	North Central TIF	Services	\$ 843.75
Theisen's	All	Supplies	\$ 2,059.52
Town & Country Wholesale Co	Golf	Concessions	\$ 762.69
TruGreen Processing Center	Water Treatment Plant	Services	\$ 185.87
Two Rivers Cooperative	All	Fuel	\$ 9,125.37
ULINE	Water Pollution Control	Supplies	\$ 112.21
United States Cellular	All	Utilities	\$ 1,414.32
Van Wall Equipment	Airport	Supplies	\$ 54.92
Veenstra & Kimm Inc	Building	Services	\$ 7,055.00
Waste Solutions of Iowa	Golf/Parks	Service	\$ 701.00
Windstream	Water Treatment/Admin	Services	\$ 875.57
Xerox Corporation	Water Treatment Plant	Services	\$ 33.17
Total			\$ 299,470.93

Pre-Authorized Payments

Black Hills Energy	Cemetery	Utilities	\$ 35.26
OEL Construction Services	Street	RESO 2024-288	\$ 164,185.65
Sande Construction	Maytag Pool	RESO 2024-260	\$ 52,706.57
Total:			\$ 216,927.48

ACH Payments from Great Southern Bank

Advantage Credit Union	All	Insurance	\$ 14,040.00
Bank Iowa	All	Insurance	\$ 3,645.00
Kabel	All	Insurance	\$ 50.00
GEMT	Fire	Fees	\$ 10,396.92
Self Funded Insurance	All	Insurance	\$ 104,431.84
Payroll 8-2-24	All	Payroll	\$ 534,163.35
Payroll 8-16-24	All	Payroll	\$ 519,968.30
Payroll 8-30-24	All	Payroll	\$ 495,958.38
Mutual of Omaha	All	Insurance	\$ 4,811.62
Great Southern Bank	Golf	Fees	\$ 2,066.00
State of Iowa	General	Sales Tax	\$ 8,697.79
Lambs Grove	Utility Billing	Fees	\$ 2,603.30
Wet Tax	Utility Billing	Tax	\$ 10,293.52
Returned ACH Fees	Utility Billing	Charges	\$ 95.18
GILA - Fees	Utility Billing	Fees	\$ 326.23
Returned Check Fees	Utility Billing	Fees	\$ 8.00
Total:			\$ 1,711,555.43

City of Newton Council Report

**Item:**

Public Hearing on a Resolution Approving the Final Plat for Arbor Estates, Second Addition in the City of Newton, Jasper County, Iowa

Summary:

Arbor Estates, Second Addition is a 28-lot residential subdivision in northeast Newton including extensions of E. 23rd St. N. (connecting to N. 11th Ave. E.), E. 26th St. N. (cul-de-sac east of Cardinal Pond), and N. 10th Ave. E. (cul-de-sac NW of Cardinal Pond). It also includes street stubs for future extensions of N. 9th Ave. E., N. 9th Ave. Pl. E., and N. 10th Ave. E.

Financial Impact:

None.

Report Number: 2024-788

Date:

September 16, 2024

Lead Department:

Community Development

Recommendation:

Approve

Background:

Summary Platting Process: The entire subdivision process, when construction of new public improvements is involved, is broken down into two parts - the preliminary plat approval and the final plat approval. First, the preliminary plat process essentially reviews and approves the basic layout of the subdivision, along with the associated public improvements such as streets and utilities. Those public improvements are then built. Once the improvements are complete, then the final plat approval process begins which results in actual salable lots after completion. The final plat process confirms the public improvements were constructed according to plan, confirms the lot layout, and creates the plat that will be filed at the County Recorder's office.

Context: Arbor Estates, Second Addition is a 28-lot residential subdivision located in northeast Newton and falls within the R-1, R-2, and R-3 zoning districts. Each lot meets the minimum bulk zoning requirements of the three zoning districts. City Council approved the preliminary plat on July 24, 2023. The contract for the construction of the public improvements was then approved and awarded on September 18, 2023. Said public improvements have since been substantially completed and the City will be ready to accept them in the immediate future.

The project area drains (generally) outward and away from the proposed right-of-way locations and towards rear yards. This approach offers developers the opportunity to incorporate "walk-out" basements - especially for lots backing up against Cardinal Pond. The final plat includes dedicated areas to be reserved for stormwater flowage easements, in addition to the grading work already completed.

Envision Newton 2042, the adopted Comprehensive Plan, recognizes the benefit of residential land use in this area of the community. Housing is an integral component of community development and growth, and it was considered a top priority by respondents throughout the planning process for the comprehensive plan. The housing assessment specifically calls for new development and a mix of housing options. Arbor Estates, Second Addition provides both, and it will also benefit the greater neighborhood to the south by adding a new ingress/egress route at N. 11th Ave. E.

Notice: Notices of the public meetings were sent to surrounding property owners of the subject property upon which the proposed subdivision is located before both the Planning & Zoning Commission meeting and the City Council meeting. Notices of the hearings were also published in

the Newton Daily News.

Waivers: No waivers from the City standards, including the provision of public sidewalks, are being requested. Per the Subdivision Code, sidewalks shall be constructed when individual lots are developed with new homes.

Planning and Zoning Commission Review & Recommendation: The Planning and Zoning Commission reviewed the final plat during their August 6, 2024, meeting and unanimously recommended approval of Arbor Estates, Second Addition. It was found that the subdivision substantially conforms with the preliminary plat, with the adopted Comprehensive Plan, and meets the zoning and subdivision code requirements.

Development of Arbor Estates First Addition: Lots should be available for sale shortly after the approval of this resolution and after NHDC records all required documents with Jasper County.

Recommendation:

Staff recommends approval of this resolution and the final plat for Arbor Estates, Second Addition.

A handwritten signature in black ink, appearing to read "Matt Muckler", is written over a light gray rectangular background.

Matt Muckler, City Administrator

RESOLUTION NO. 2024 – _____

RESOLUTION APPROVING THE FINAL PLAT FOR ARBOR ESTATES, SECOND ADDITION IN THE CITY OF NEWTON, JASPER COUNTY, IOWA

WHEREAS, there has been presented a final plat for Arbor Estates, Second Addition, the legal description of the land included in said plat being as follows to-wit:

THAT PART OF OUTLOT 'ZZ', ARBOR ESTATES, FIRST ADDITION, JASPER COUNTY, IOWA MORE PARTICULARLY DESCRIBED AS FOLLOWS:
COMMENCING AT THE NORTHWEST CORNER OF OUTLOT 'ZZ', ARBOR ESTATES, FIRST ADDITION TO THE CITY OF NEWTON; THENCE N 89° 37' 27" E, 760.79 FEET ALONG THE NORTH LINE OF SAID OUTLOT 'ZZ' TO THE POINT OF BEGINNING; THENCE N 89° 37' 27" E, 124.78 FEET; THENCE N 89° 37' 27" E, 70.00 FEET; THENCE N 89° 37' 27" E, 541.51 FEET; THENCE S 00°20'50" E, 330.00 FEET; THENCE S 00°20'50" E, 10.00 FEET; THENCE S 89° 37'27" W, 120.00 FEET; THENCE S 00° 20'50" E, 263.24 FEET; N 89° 45'48" E, 90.85 FEET; THENCE N 89° 45'48" E, 592.97 FEET; THENCE N 00° 14'12" W, 462.94 FEET; THENCE N 89° 45'48" E, 404.15 FEET; THENCE S 61° 14'54" E, 59.30 FEET; THENCE S 00°14'11" E, 733.85 FEET; THENCE S 89° 45'48" W, 170.01 FEET; THENCE S 89° 25'20" W, 60.00 FEET; THENCE S 89° 45'48" W, 90.00 FEET; THENCE S 89°45'48" W, 729.00 FEET; THENCE S 89° 45'48" W, 90.27 FEET; THENCE S 90°00'00" W, 70.00 FEET; THENCE N 00° 18'31" W, 0.10 FEET TO THE BEGINNING OF A 200.00 FOOT RADIUS CURVE, CONCAVE SOUTHWESTERLY, THENCE NORTHWESTERLY 147.79 FEET ALONG SAID CURVE, WITH A DELTA OF 42° 20' 19", LONG CHORD BEARS N 21°30'58" W, 144.45 FEET; THENCE N 42°41'07" W, 387.01 FEET; THENCE S 68°24'26" W, 131.80 FEET; THENCE N 21°35'34" W, 180.00 FEET; THENCE S 68°24'26"W, 48.52 FEET; THENCE N 00°22'23" W, 189.21 FEET; THENCE N 00°22'23" W, 60.00 FEET; THENCE N 00°22'23" W, 130.00 FEET TO THE POINT OF BEGINNING.

WHEREAS, said plat has heretofore been unanimously recommended for approval by the Planning and Zoning Commission on August 6, 2024; and

WHEREAS, the Arbor Estates, Second Addition aligns with the recommendations of *Envision Newton* - the City's adopted Comprehensive Plan, the City of Newton Subdivision Ordinance, and the City of Newton Zoning Ordinance; and

WHEREAS, building permits will not be issued to allow construction on lots fronting platted streets until all adjacent dedicated public improvements are in place and ready for connection thereto and the final plat has been recorded in conformance with Ch. 156 of the Newton Code of Ordinances; and

NOW THEREFORE, BE IT RESOLVED by the City Council of Newton, Iowa, that Arbor Estates, Second Addition is hereby approved.

BE IT FURTHER RESOLVED by the City Council of Newton, Iowa:
That the Mayor and City Clerk are hereby directed to certify the resolution herein made and affix the same to the plat for filing.

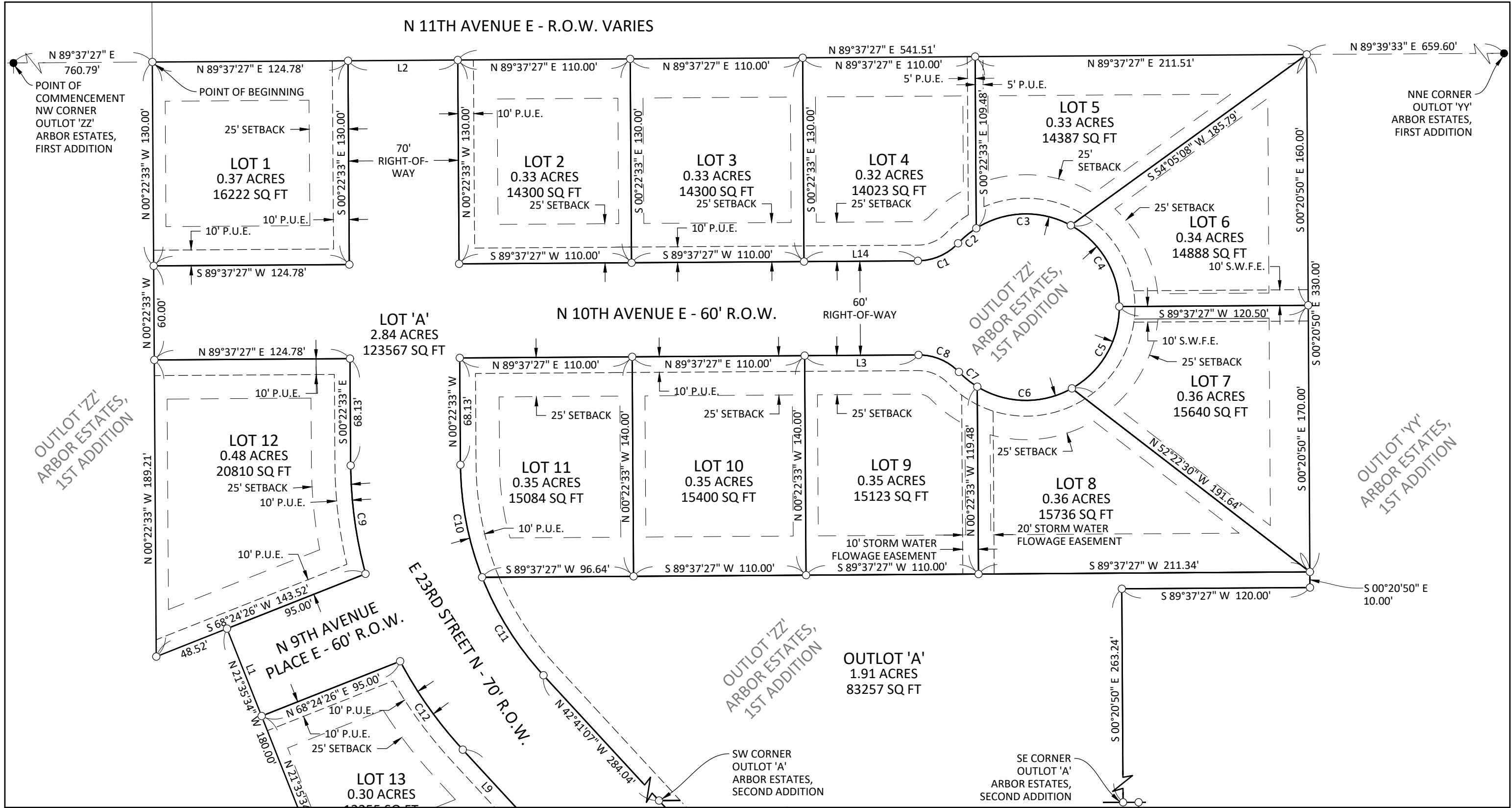
PASSED this _____ day of September, 2024.

APPROVED this _____ day of September, 2024.

Evelyn George, Mayor

ATTEST:

Katrina Davis, City Clerk





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HORZ.

SCALE

FEET



**BOLTON
& MENK**

1519 BALTIMORE DRIVE
AMES, IOWA 50010
(515) 233-6100

SHEET

2

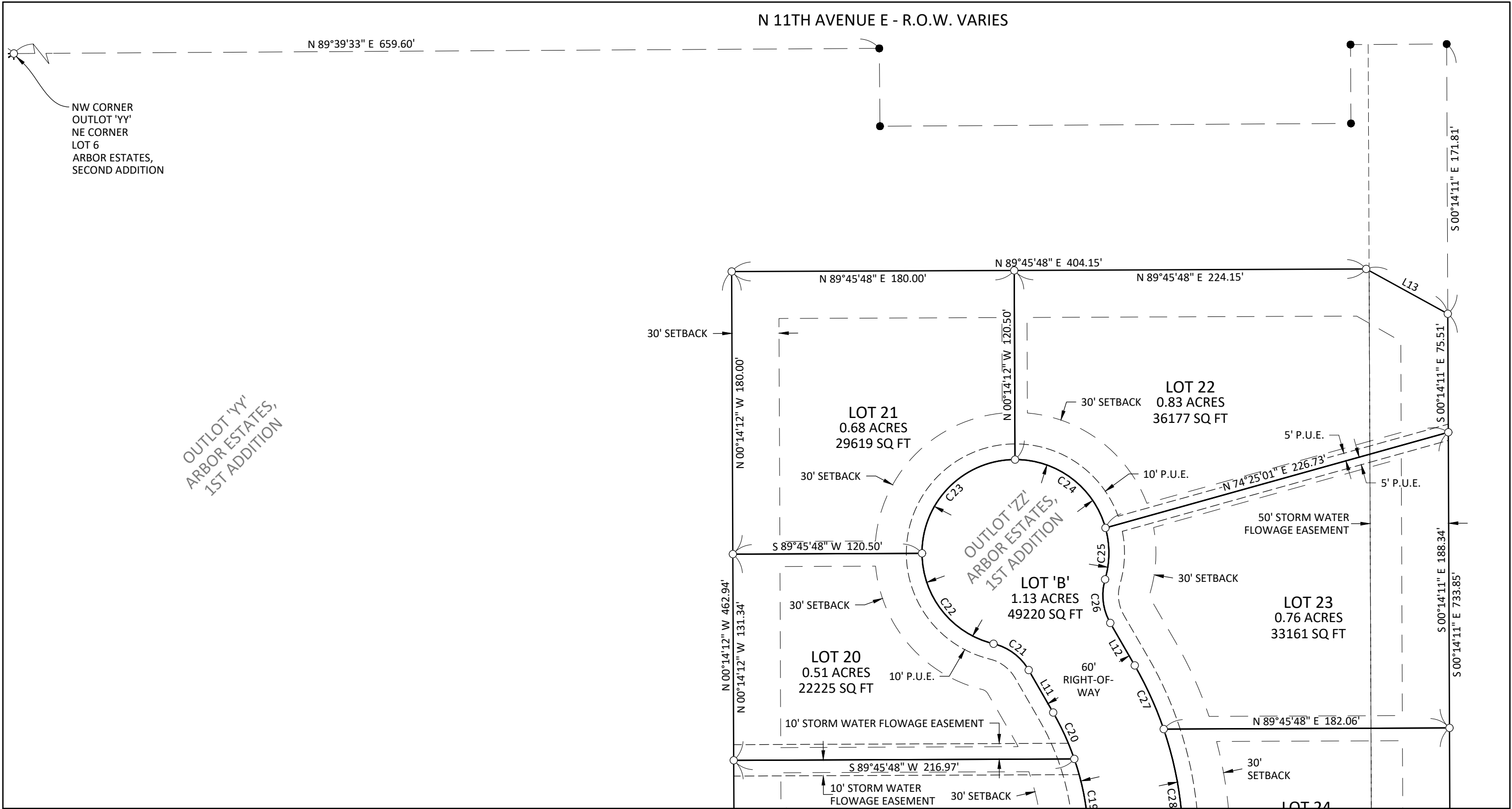
OF

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FINAL PLAT - ARBOR ESTATES, SECOND ADDITION
AN OFFICIAL REPLAT OUTLOT 'ZZ', ARBOR ESTATES, FIRST ADDITION, JASPER COUNTY, IOWA

H:\NEW\TIA\0A1127449\CAD\C3D\FIGR - 127449 - FINAL PLAT-ARBOR ESTATES SECOND ADDITION.DWG 9/12/2024 2:14 PM

JOB NUMBER: 0A1.127449



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HORZ.

0 30 60

SCALE FEET

FINAL PLAT - ARBOR ESTATES, SECOND ADDITION

AN OFFICIAL REPLAT OF OUTLOT 'ZZ', ARBOR ESTATES, FIRST ADDITION, JASPER COUNTY, IOWA



**BOLTON
& MENK**

1519 BALTIMORE DRIVE
AMES, IOWA 50010
(515) 233-6100

SHEET
5
OF
5

WHEN RECORDED, RETURN TO: Newton Community Development, 303 W. 4th St. N., Ste. 501, Newton, IA 50208

Preparer Information: Brian Dunkelberger, Sr. City Planner, City of Newton – 303 W. 4th St. N., Ste. 501, Newton, IA 50208 (641) 792-6622

ARBOR ESTATES, SECOND ADDITION – ADDRESS ASSIGNMENTS
(all proposed address assignments are subject to change)

<u>LOT #:</u>	<u>ADDRESS:</u>
1	2266 N. 10 th Ave. E. / 1035 E. 23 rd St. N.
2	2302 N. 10 th Ave. E. / 1032 E. 23 rd St. N.
3	2322 N. 10 th Ave. E.
4	2344 N. 10 th Ave. E.
5	2366 N. 10 th Ave. E.
6	2388 N. 10 th Ave. E.
7	2389 N. 10 th Ave. E.
8	2367 N. 10 th Ave. E.
9	2345 N. 10 th Ave. E.
10	2323 N. 10 th Ave. E.
11	2303 N. 10 th Ave. E. / 990 E. 23 rd St. N.
12	999 E. 23 rd St. N. / 2262 N. 9 th Ave. Pl. E. / 2260 N. 10 th Ave. E.
13	969 E. 23 rd St. N. / 2275 N. 9 th Ave. Pl. E.
14	906 E. 23 rd St. N. / 2300 N. 9 th Ave. E.

<u>LOT #:</u>	<u>ADDRESS:</u>
15	2312 N. 9 th Ave. E.
16	2305 N. 9 th Ave. E. / 848 E. 23 rd St. N.
17	2517 N. 9 th Ave. E. / 855 E. 26 th St. N.
18	2516 N. 9 th Ave. E. / 909 E. 26 th St. N.
19	933 E. 26 th St. N.
20	1011 E. 26 th St. N.
21	1025 E. 26 th St. N.
22	1020 E. 26 th St. N.
23	1010 E. 26 th St. N.
24	964 E. 26 th St. N.
25	920 E. 26 th St. N.
26	900 E. 26 th St. N.
27	858 E. 26 th St. N.
28	836 E. 26 th St. N.

City of Newton Council Report

**Item:**

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

Summary:

Resolution taking additional action on proposal to enter into a Water Revenue Loan Agreement

Financial Impact:

The Proposed Water Revenue Loan Agreement not to exceed \$2,900,000 in Principal Amount shall be paid solely with future Water Fund Revenues

Report Number: 2024-859**Date:**

September 16, 2024

Lead Department:

Administration

Recommendation:

Approve

Background:

It has been proposed to use Water Revenue Bond proceeds to pay for projects and equipment that are directly related to the operation of the Water Department.

These projects and equipment include, but not limited to, water meters, pump station equipment, wells, water treatment plant improvements and water lines.

Recommendation:

Staff recommends approval of the attached Resolution taking additional action on the proposal to enter into a Water Revenue loan agreement.

Matt Muckler, City Administrator

RESOLUTION NO. 2024-_____

Resolution taking additional action on proposal to enter into a Water Revenue Loan Agreement

WHEREAS, the City of Newton (the “City”), in Jasper County, State of Iowa, did heretofore establish a Municipal Waterworks Utility System (the “Utility”) in and for the City which has continuously supplied water service in and to the City and its inhabitants since its establishment; and

WHEREAS, the management and control of the Utility are vested in the City Council (the “Council”) and no board of trustees exists for this purpose; and

WHEREAS, pursuant to a prior resolution (the “Outstanding Note Resolution”), the City has heretofore issued its \$784,000 Taxable Water Revenue Capital Loan Notes, Series 2020, dated February 7, 2020 (the “Outstanding Notes”), a portion of which remain outstanding; and

WHEREAS, pursuant to the Outstanding Note Resolution authorizing the issuance of the Outstanding Notes, the City reserved the right to issue additional obligations payable from the net revenues of the Utility and ranking on a parity with the Outstanding Notes under the terms and conditions set forth in the Outstanding Note Resolution; and

WHEREAS, the City heretofore proposed to enter into a Water Revenue Loan Agreement (the “Loan Agreement”) and to borrow money thereunder in a principal amount not to exceed \$2,900,000, pursuant to the provisions of Section 384.24A of the Code of Iowa, for the purpose of paying the cost, to that extent, of undertaking improvements to, and equipment acquisition for, the Utility, including, but not limited to, water meters, pump station equipment, wells, water treatment plant and water lines; and pursuant to law and a notice duly published, the City Council has held a public hearing on such proposal on September 16, 2024;

NOW, THEREFORE, Be It Resolved by the City Council of the City of Newton, Iowa, as follows:

Section 1. The City Council hereby determines to enter into the Loan Agreement in the future and orders that Water Revenue bonds or notes be issued at such time in evidence thereof. The City Council further declares that this resolution constitutes the “additional action” required by Section 384.24A of the Code of Iowa.

Section 2. All resolutions or parts thereof in conflict herewith are hereby repealed to the extent of such conflict.

Section 3. This resolution shall be in full force and effect immediately upon its adoption and approval, as provided by law.

Passed and approved this September 16, 2024.

Mayor

Attest:

City Clerk

• • • •

At the conclusion of the meeting, and upon motion and vote, the City Council adjourned.

Mayor

Attest:

City Clerk

ATTESTATION CERTIFICATE

STATE OF IOWA
COUNTY OF JASPER
CITY OF NEWTON

SS:

I, the undersigned, City Clerk of the City of Newton, do hereby certify that attached hereto is a true and correct copy of the proceedings of the City Council relating to the public hearing and additional action on the City Council's intention of entering into a certain Water Revenue Loan Agreement in the future.

WITNESS MY HAND this _____ day of _____, 2024.

City Clerk

City of Newton Council Report

**Item:**

Public Hearing on an Ordinance Amending and Updating the Code of Ordinances, City of Newton, Iowa, Title XV: Land Usage, Ch. 158: Zoning

Summary:

The proposed code amendments include general edits and updates to clarify further existing regulations found within the Zoning Code in accordance with the adopted comprehensive plan, *Envision Newton 2042*; to align with all applicable state and/or federal laws; and to correct any identified errors or inconsistencies.

Financial Impact:

None.

Report Number: 2024-838**Date:**

September 16, 2024

Lead Department:

Community Development

Recommendation:

Approve

Background:

This proposed Zoning Ordinance Amendment is presented to further clarify regulations found within the chapter, to resolve identified errors or inconsistencies, and to align with the vision, goals, and action steps outlined by the adopted comprehensive plan, *Envision Newton 2042*. Such changes are also occasionally pursued due to changes in legislation at the state or federal level.

City Staff regularly reviews the Zoning Code to identify errors or necessary changes throughout the year. This same process was pursued around the same time in 2023, and staff intends to pursue it at least annually to ensure the code is updated and understandable. The primary changes are summarized as follows:

- 158.003 - Agriculture – update definition to prevent confusion about how such regulations are applied in Newton.
- 158.003 - Front Lot Line – remove outdated language and update definition to prevent confusion and reflect the rest of the code.
- 158.020 - R-4 Zoning – categorize single-family dwellings as a conditional use.
- 158.023 - C-A Zoning – categorize single-family dwellings as a conditional use.
- 158.024 - C-N Zoning – update regulations and reduce transitional yard requirement to be consistent with the rest of the code.
- 158.026 - C-T Zoning – remove typo and replace “C-A” with “C-T” in section (F).
- 158.028 - I-L Zoning – update residential conditional use to be consistent with C-A language; add size regulations to be consistent with I-H district.
- 158.118 – Wind Energy Conversion Systems – fix typos.
- 158.120 – Towers and Wireless Communication Facilities – fix typos.
- 158.139 - Parking Regulations – remove outdated reference to the previous code.
- 158.176 – ZBA – remove “other appointive office” restriction for members and outdated reference.
- 158.178 – Posted signs – clarify language by removing redundant requirements.

The Newton Planning & Zoning Commission reviewed the proposed Zoning Code text amendments in a public hearing held during their August 6, 2024, meeting and unanimously voted to recommend

approval as presented.

Recommendation:

City Staff recommends approval of the ordinance.

A handwritten signature in black ink, appearing to read "Matt Muckler". The signature is fluid and cursive, with the first name "Matt" and last name "Muckler" clearly distinguishable.

Matt Muckler, City Administrator

ORDINANCE NO. _____

**ORDINANCE AMENDING AND UPDATING THE CODE OF ORDINANCES,
CITY OF NEWTON, IOWA, TITLE XV: LAND USAGE, CHAPTER 158: ZONING**

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF NEWTON DOES ORDAIN AS FOLLOWS:

Section 1. The Code of Ordinances, City of Newton, Iowa, Title XV: LAND USAGE, Chapter 158: ZONING, is hereby amended by **adding** or **deleting** the following:

§ 158.003 DEFINITIONS.

AGRICULTURE. The use of land for agricultural purposes including farming, dairying, pasturage, apiculture, horticulture, floriculture, viticulture and animal and poultry husbandry and the necessary accessory uses for packing, treating or storing the produce; provided, however, that, the operation of any such accessory use shall be secondary to that of normal agricultural activities; and, provided further that, the above uses shall not include the operation of a commercial feed lot. **The conditions of use regulated under § 158.016 (b) of this chapter shall apply to any zoning district that identifies AGRICULTURE as a permitted or conditional use.**

LOT LINE, FRONT. A lot line separating the lot from the street. **Corner lots have two FRONT LOT LINES for the purpose of this chapter. On corner lots, the front lot line is the shortest street dimension; except that, if the lot is square or almost square with dimensions at the ratio of from 3:2 to 3:3, then the front lot line may be along either street.**

§ 158.020 R-4: MULTI-FAMILY RESIDENTIAL.

(D) Conditional uses. The following uses may be allowed in the R-4: Multi-Family Residential District upon approval of a conditional use permit by the Zoning Board of Adjustment:

- (1) CLUBS, LODGES, FRATERNITIES, SORORITIES AND THE LIKE;
- (2) BED AND BREAKFAST INN;
- (3) SINGLE-FAMILY DWELLINGS**
- (4) TEA ROOM OR TEA HOUSE; AND**
- (5) ACCESSORY BUILDINGS AND USES WITH A BUILDING FOOTPRINT GREATER THAN 1,000 SQUARE FEET.**

§ 158.023 C-A: ARTERIAL COMMERCIAL.

(B) Locational criteria. The C-A: Arterial Commercial District is appropriately located adjacent to primary arterials and expressways. It should be well buffered from low-density residential uses and particular care given to addressing traffic issues.

- (14) **One-through Multi-family dwellings up to 25 units per acre; and**

(D) Conditional uses. The following uses may be allowed in the C-A: Arterial Commercial District upon approval of a conditional use permit by the zoning board of adjustment:

- (4) Outdoor display for the permitted sale of goods and services allowed or defined as conditional uses in this district; **and**
- (5) Paintball facility; **and**
- (6) Single-Family Dwellings**

§ 158.024 C-N: NEIGHBORHOOD COMMERCIAL.

(E) Size regulations. The following minimum and maximum size regulations shall apply in the C-N: Neighborhood Commercial District:

- (1) Minimum lot size: **5,000 10,000** square feet;
- (3) Minimum lot dimensions:
 - (a) Lot frontage: **50 100** feet;
 - (b) Lot depth: 100 feet; and
 - (c) Lot width: **50 100** feet.

- (5) Minimum building dimensions: width - **22 20** feet for 75% of its length.

(F) Special provisions. The following special provisions shall apply for all uses in the C-N: Neighborhood Commercial District.

(2) Transitional yards shall be provided where the rear or side lot line coincides with a side or rear lot line of a residential district. In such circumstances the minimum setback shall be **25 50** feet and shall be fully landscaped and screened...

§ 158.026 C-T: TOURISM ORIENTED COMMERCIAL DISTRICT.

(F) Size regulations. The following minimum and maximum size regulations shall apply in the **C-T: Tourism Oriented Commercial District** **C-A: Arterial Commercial District**

§ 158.028 I-L: LIGHT INDUSTRIAL.

(D) Conditional uses. The following uses may be allowed in the I-L: Light Industrial District upon approval of a conditional use permit by the Zoning Board of Adjustment:

(7) One- through **12 Multi-family** residences **up to 25 units per acre**;

(E) Size regulations. The following minimum and maximum size regulations shall apply in the I-L: Light Industrial District:

(1) Maximum building dimensions: **height – 50 feet**.

(A) Height: 50 feet; and

(B) Lot coverage: 50%.

SPECIFIC REGULATIONS

§ 158.118 WIND ENERGY CONVERSION SYSTEMS.

(A) Purpose and applicability.

(3) This section applies to all wind energy conversion systems (WECS) located on privately owned or **publically publicly** owned property. ...

(B) General guidelines.

(a) Setbacks.

1. Privately or **publically publicly** owned lots. ...

(b) Height.

1. Privately or **publically publicly** owned parcels and platted lots. ...

§ 158.120 TOWERS AND WIRELESS COMMUNICATION FACILITIES.

(A) Purpose and applicability.

(1) ... Wireless communication facilities proposed for installation in the public right-of-way or other **publically publicly** owned property shall be a part of networks or systems available for use by citizens, businesses, and the general public.

(3) ... This section applies to all freestanding or building-mounted towers and wireless communication facilities located on privately owned or **publically publicly** owned property.

(B) General guidelines.

(a) Setbacks.

1. Privately or **publically publicly** owned lots. The minimum distance between any freestanding towers or wireless communication facilities on a privately or **publically publicly** owned lot and any property line shall be a distance that is equivalent to the height (100%) of the total system height. ...

2. City public right-of-way. ... Setbacks, or offsets, shall be determined on a **case-by-case** basis for any proposed freestanding tower or wireless communication facility located near existing underground utility mains, services, or lines - both **publically publicly** and privately owned. ...

(b) Height.

1. Privately or **publically publicly** owned lots. ...

(C) Conditional use permit requirement. Towers and wireless communication facilities are recognized to be necessary and desired by some property owners to conduct activities on a given property.

(1) Towers and wireless communication facilities are conditional uses in all zoning districts if the proposed location is on a privately owned or **publically publicly** owned lot, provided that the setback and height requirements can be met. ...

§ 158.139 SCHEDULE OF PARKING REQUIREMENTS.

(G) Commercial.

Other commercial uses **not listed as listed in 34.04**

§ 158.176 ZONING BOARD OF ADJUSTMENT.

(A) General. A Board of Adjustment is hereby created, such Board to consist of five members appointed by the City Council. All members shall be residents of the city. No member of the Board shall hold other elective or appointive office in the city or county government. (see § 158.003 of this chapter for extra-territorial members.)

§ 158.178 PERMITS AND PROCEDURES.

(A) Notice by posted sign. The developer or applicant for any project that requires a public hearing before a board, or commission, or city council shall be responsible for posting a physical sign in a conspicuous place on the property upon which action is pending. ...

Section 2. Repealer Clause. All ordinances or parts of ordinances in conflict herewith are hereby repealed.

Section 3. Severability Clause. If any section, provision or part of this ordinance shall be adjudged invalid or unconstitutional, such adjudication shall not affect the validity of the ordinance as a whole or any section, provision or part thereof not adjudged invalid or unconstitutional.

Section 4. Effective. This ordinance shall be effective on _____ 2024, after the final passage, approval and publication as provided by law.

PASSED this ____ day of _____, 2024.

APPROVED this ____ day of _____, 2024.

Evelyn George, Mayor

ATTEST:

Katrina Davis, City Clerk

I, Katrina Davis, City Clerk of the City of Newton, Iowa, do hereby certify that the foregoing Ordinance was passed and approved by the City Council of the City of Newton, Iowa on the ____ day of _____, 2024 and was published in the Newton Daily News, a newspaper of general circulation in the said City of Newton on the ____ day of _____, 2024.

Dated this ____ day of _____, 2024.

Katrina Davis, City Clerk

City of Newton Council Report

**Item:**

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 300-700 block of East Tenth Street South.

Summary:

Restrict street parking for safety purposes in alignment with City policy on street parking restrictions

Financial Impact:

N/A

Report Number: 2024-809**Date:**

September 16, 2024

Lead Department:

Police

Recommendation:

Approve

Background:

The City received safety concerns from citizens regarding street parking in the 300-700 blk of E 10th St S. The complaints are a result of vehicles being parked on west side of streets that is too narrow to allow the current parking capacity and consistently allow vehicles free and safe passage. A primary concern is that emergency vehicles may not be able to travel through this area on emergency calls and there is a heightened risk of motor vehicle and pedestrian accidents as a result of the current parking design.

The 300-700 blk E 10th St S is only 25 feet wide and is not wide enough to safely accommodate parking on both sides of the street, and allow space for vehicle traffic to safely yield to oncoming traffic with vehicles parked on the west side of the street. The City of Newton Traffic Safety Committee has reviewed the situation and, based on the existing policy for street parking restrictions, recommends restricting parking on the west of the street.

Surveys describing the recommended changes were sent to 31 adjacent property owners along E 10th St S. Surveys were returned with nine (9) residents agreeing with the recommended changes and five (5) opposing the recommended changes.

Recommendation:

Staff recommends approval of this ordinance.

Matt Muckler, City Administrator

ORDINANCE NO. _____

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 300-700 BLOCK OF EAST TENTH STREET SOUTH.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF NEWTON, IOWA:

Section 1. The Code of Ordinances, City of Newton, Iowa, 2016, Title VII, Chapter 70, Section 70.15, "Traffic and Parking Schedules Adopted by Reference" is hereby amended by adding or deleting the following:

NO PARKING ZONES. No one shall stop, stand or park a vehicle in any of the following specifically designated no parking zones except when necessary to avoid conflict with other traffic or in compliance with the direction of a peace officer or traffic control signal.

STREETS, SOUTHEAST QUADRANT

East Tenth Street South

"No Parking Anytime".

West side from First Avenue East south to ~~South Third Ave East~~ South Thirteenth Avenue East.

~~West side from South Eighth Avenue East south to South Thirteenth Avenue East~~

Section 2. Repealer Clause. All ordinances or parts of ordinances in conflict herewith are hereby repealed.

Section 3. Severability Clause. If any section, provision or part of this ordinance shall be adjudged invalid or unconstitutional, such adjudication shall not affect the validity of the ordinance as a whole or any section, provision or part thereof not adjudged invalid or unconstitutional.

Section 4. Effective. This ordinance shall be effective on _____, 2024, after the final passage, approval and publication as provided by law.

PASSED this ____ day of _____, 2024.

APPROVED this ____ day of _____, 2024.

(SEAL)

Evelyn George, Mayor

ATTEST:

Katrina Davis, City Clerk

I, Katrina Davis, City Clerk of the City of Newton, Iowa, do hereby certify that the foregoing Ordinance was passed and approved by the City Council of the City of Newton, Iowa on the ____ day of _____, 2024 and was published in the Newton Daily News, a newspaper of general circulation in the said City of Newton on the ____ day of _____, 2024.

Dated this ____ day of _____, 2024.

Katrina Davis, City Clerk

DES MOINES IA 500

25 JUL 2024 PM 2 L



Newton Police Department

101 W. 4th St. S.

Newton, IA 50208

Newton Police Department

101 W. 4th St. S.

Newton, IA 50208



DES MOINES IA 500

24 JUL 2024 PM 4 L



Newton Police Department

101 W. 4th St. S.

Newton, IA 50208

DES MOINES IA 500

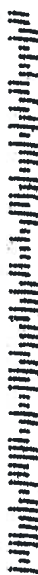
24 JUL 2024 PM 2 L



Newton Police Department

101 W. 4th St. S.

Newton, IA 50208



Parking Survey 300-700 block of E. 10th St. S.

Please complete the survey to the City of Newton's recommendation to restrict parking on the west side of 300-700 block and return to the City of Newton Police Department by August 8, 2024.

- ☒ I agree with the proposed parking changes
☒ I oppose the proposed parking changes

Comments from resident of: 409 E 10th St S

Prefer to see speed limit signs and
speed enforcement moving patrols
don't catch speeders on E 10th St. Kids at risk!
Parking not enforced either. A car sitting 4
months not moved or ticketed!
Speed.
CARS constantly rowing stop sign @
E 5th & 10th St S.

Parking Survey 300-700 block of E. 10th St. S.

Please complete the survey to the City of Newton's recommendation to restrict parking on the west side of 300-700 block and return to the City of Newton Police Department by August 8, 2024.

- ☐ I agree with the proposed parking changes
☒ I oppose the proposed parking changes

Comments from resident of: 612 E 10th St S

There are only 2 cars regularly parked on
the street; they are opposite sides of street
and spaced a couple houses from each other.
We NEVER have an issue. The new proposal
would cause issues for us. We propose to
at least, leave our 600-700 block off this



Newton Police Department
101 W. 4th St. S.
Newton, IA 50208



Newton Police Department
101 W. 4th St. S.
Newton, IA 50208

City of Newton
Traffic Safety Committee
101 W 4 St S
641-791-0850

Speeding and posted speed limit signs would be more useful.
Moving in police car patrols don't catch the speeders on E 10 St S.
Also stop signs @ E.5 Ave S. & E 10 St S. is being run many times a day.
Parking on west side of E.10th St.S. Is not an issue for me!
I'm more concerned about cars speeding UP & DOWN E.10 St.S.
Removing park vehicles would just open street for more speeding.
There are several families on this street with small children.
People walk their pets on sidewalk and have to cross street at times.
Need portable speeding signage. And camera surveillance.
Noise from speeding unmuffled vehicles are late night sleep killers.
Why has there been a car sitting E.10 St since Feb & not ticketed or moved?
East 10 St. S. residence

Parking Survey 300-700 block of E. 10th St. S.

Please complete the survey to the City of Newton's recommendation to restrict parking on the west side of 300-700 block and return to the City of Newton Police Department by August 8, 2024.

- ☒ I agree with the proposed parking changes
- ☐ I oppose the proposed parking changes

Comments from resident of: 302 E 10th ST S

11th Street is also bad!

Parking Survey 300-700 block of E. 10th St. S.

Please complete the survey to the City of Newton's recommendation to restrict parking on the west side of 300-700 block and return to the City of Newton Police Department by August 8, 2024.

- ☒ I agree with the proposed parking changes
- ☐ I oppose the proposed parking changes

Comments from resident of: 624 E 10th St S

Parking Survey 300-700 block of E. 10th St. S.

Please complete the survey to the City of Newton's recommendation to restrict parking on the west side of 300-700 block and return to the City of Newton Police Department by August 8, 2024.

- ☒ I agree with the proposed parking changes
- ☐ I oppose the proposed parking changes

Comments from resident of: 410 E 10th St S

the family are still living in shed
in back yes 429 E 10th St S. ??
yes I agree
thank you
410 E 10th St S

Parking Survey 300-700 block of E. 10th St. S.

Please complete the survey to the City of Newton's recommendation to restrict parking on the west side of 300-700 block and return to the City of Newton Police Department by August 8, 2024.

- ☒ I agree with the proposed parking changes
- ☐ I oppose the proposed parking changes

Comments from resident of: 309 E 10th St S

There is a tan truck that parks right
across the street & we are having issues
getting out of our driveway. I don't
want there to be a bunch of cars that
park on the west side & there's issues get in
by!!
east

DES MOINES IA 500
24 JUL 2024 PM 4 L



Newton Police Department
101 W. 4th St. S.
Newton, IA 50208



DES MOINES IA 500
24 JUL 2024 PM 4 L



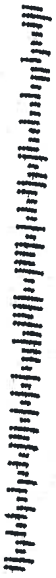
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Newton, IA 50208



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22 JUL 2024 PM 2 L



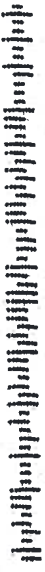
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Newton, IA 50208



DES MOINES IA 500
24 JUL 2024 PM 4 L



Newton Police Department
101 W. 4th St. S.
Newton, IA 50208



Parking Survey 300-700 block of E. 10th St. S.

Please complete the survey to the City of Newton's recommendation to restrict parking on the west side of 300-700 block and return to the City of Newton Police Department by August 8, 2024.

- ☒ I agree with the proposed parking changes
☐ I oppose the proposed parking changes

Comments from resident of: 515 E 10th St S

I recommend restriction on West side of street. Parked vehicles on west side street make it difficult for homeowners on east side to enter & exit driveway.

Parking Survey 300-700 block of E. 10th St. S.

Please complete the survey to the City of Newton's recommendation to restrict parking on the west side of 300-700 block and return to the City of Newton Police Department by August 8, 2024.

- ☒ I agree with the proposed parking changes
☐ I oppose the proposed parking changes

Comments from resident of: 710 E 10th St S

DES MOINES IA 500
Parking Survey 300-700 block of E. 10th St. S.

23 JUL 2024 PM 2 L

Please complete the survey to the City of Newton's recommendation to restrict parking on the west side of 300-700 block and return to the City of Newton Police Department by August 8, 2024.

- ☒ I agree with the proposed parking changes
☐ I oppose the proposed parking changes

Comments from resident of: 318 E 10th St S

Good idea we got a lot of drivers speeding down the street. There are small children who live on the street. Very scary!!!!
CARS + motor cycles go 50 miles an hour on this street. We need speed trap/monitor posted.

Parking Survey 300-700 block of E. 10th St. S.

Please complete the survey to the City of Newton's recommendation to restrict parking on the west side of 300-700 block and return to the City of Newton Police Department by August 8, 2024.

- ☒ I agree with the proposed parking changes
☐ I oppose the proposed parking changes

Comments from resident of: 515 E 10th St S

Great idea!

DES MOINES IA 500

22 JUL 2024 PM 2 L



Newton Police Department

101 W. 4th St. S.

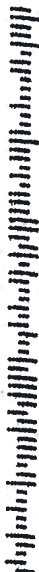
Newton, IA 50208



Newton Police Department

101 W. 4th St. S.

Newton, IA 50208



DES MOINES IA 500

25 JUL 2024 PM 2 L



Newton Police Department

101 W. 4th St. S.

Newton, IA 50208



Newton Police Department

101 W. 4th St. S.

Newton, IA 50208



Parking Survey 300-700 block of E. 10th St. S.

Please complete the survey to the City of Newton's recommendation to restrict parking on the west side of 300-700 block and return to the City of Newton Police Department by August 8, 2024.

- ☐ I agree with the proposed parking changes
☒ I oppose the proposed parking changes

Comments from resident of: 603 E 10th ST S

Dont Do that.

Parking Survey 300-700 block of E. 10th St. S.

Please complete the survey to the City of Newton's recommendation to restrict parking on the west side of 300-700 block and return to the City of Newton Police Department by August 8, 2024.

- ☒ I agree with the proposed parking changes
☐ I oppose the proposed parking changes

Comments from resident of: 523 E 10th St S

Tired of people parking on both sides. We have a camp. Hard to get through. Would be very hard for emergency vehicles

Parking Survey 300-700 block of E. 10th St. S.

Please complete the survey to the City of Newton's recommendation to restrict parking on the west side of 300-700 block and return to the City of Newton Police Department by August 8, 2024.

- ☐ I agree with the proposed parking changes
☒ I oppose the proposed parking changes

Comments from resident of: 615 E 10th ST S

We have not had issues with people parking on both sides of the road in the 600 block. We stagger the cars appropriately so others can pass safely.

Parking Survey 300-700 block of E. 10th St. S.

Please complete the survey to the City of Newton's recommendation to restrict parking on the west side of 300-700 block and return to the City of Newton Police Department by August 8, 2024.

- ☐ I agree with the proposed parking changes
☒ I oppose the proposed parking changes

Comments from resident of: 614 E 10th ST S

I don't feel like there's ever an issue to get through from 5th Ave to 7th Ave. It does seem like there's problems occasionally from 3rd to 5th however. I am opposed to closing one side from 5th Ave to 7th Ave.



Memorandum

TO: Jarrod Wellik, Interim City Administrator
FROM: Keith A. Laube, Public Works Director
DATE: December 2, 2016
RE: Street Parking Restriction Policy

In the recent past, staff has been directed to look at street parking restrictions after receiving a request from a citizen. Most of these requests were to add "No Parking" signs on one side of the street to allow traffic to flow without meandering from each side of the street to avoid parked vehicles and/or to allow passage when two vehicles are parked directly opposite of each other.

In 2011, staff evaluated all streets in the city based on Statewide Urban Design and Specifications (SUDAS) criteria, traffic volume, and street width. Street widths are measured from back of curb to back of curb. Rural section streets with ditches have been evaluated on a case-by-case basis. The streets were placed in two categories based on traffic volume and use:

Higher volume streets (>2,500 vehicles per day), collector/arterial, and truck routes:

<u>Parking</u>	<u>Minimum Street Width</u>
one side	31 feet (provides two 11-foot travel lanes)
both sides	39 feet (provides two 11-foot travel lanes)

Lower volume streets (<2,500 vehicles per day) – local residential streets:

<u>Parking</u>	<u>Minimum Street Width</u>
one side	26 feet (provides a 17-foot open roadway)
both sides	34 feet (provides a 17-foot open roadway)

Local jurisdiction discretion for existing residential streets:

<u>Parking</u>	<u>Minimum Street Width</u>
one side	21 feet (provides a 12-foot open roadway)
both sides	31 feet (provides a 14-foot open roadway)

Two maps have been prepared. The first map shows streets where existing parking restrictions could be removed to allow for additional street parking. The second map shows streets that should have new parking restrictions to enable safe passage of traffic and provide a route for emergency vehicles.

Removal of Existing Parking Restrictions Map: The parking restrictions on some of these streets were based on traffic flows that existed due to Maytag operations (1st Street N and N 3rd Ave E) and previous school traffic patterns (E 3rd Street S). Since the current parking restrictions on the streets shown on this map do not cause any safety concerns, the parking restrictions could remain.

New Parking Restrictions Map: The majority of the proposed changes are to have parking on one side of the street instead of both sides (shown in orange on the map). Most of these streets are 25 feet wide and if two vehicles are parked directly opposite of each other, there is only 8 feet for traffic, an ambulance, or a fire truck to pass between the parked vehicles. A lane at least 12 feet wide is recommended for emergency vehicles. If vehicles are parked offset from one another, response time is decreased due a slower speed required to maneuver the emergency vehicle around the parked vehicles. The spacing of staggered parked vehicles significantly slows the speed of a long fire truck.

The streets shown in green on the map are proposed to have the parking changed from “no parking on one side” to “no parking on both sides”. Some of these streets are collectors or truck routes and are not wide enough to allow parking on one side and provide two free flowing traffic lanes. For example E 12th Street N is a truck route that is 26 feet wide and currently has parking on one side. This allows for 8½-foot wide lanes for northbound and southbound traffic. For a truck route, 12-foot wide lanes are recommended.

E 4th Street S is 25 feet wide with parking on one side from 6 pm to 8 am. This allows for 8-foot wide lanes for northbound and southbound traffic between 6 pm and 8 am. For a street with this volume of traffic, 11-foot lanes are acceptable and 12-foot lanes are preferred. Evening high school events may make travel on this street difficult if vehicles are parked on one side. Also E 4th Street is a direct route to the hospital. One solution for this street would be to allow parking on one side on Saturdays, Sundays and holidays; similar to N 4th Avenue E between E 5th Street and E 15th Street.

Some streets shown in green need to have updated traffic counts prior to recommending any parking changes. These streets include W 3rd Street S, E 4th Street N, and E 8th Street N. The new traffic counts will determine whether these streets are higher volume or lower volume streets.

City of Newton Council Report

**Item:**

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 Offenses Adopted by Code Reference" by adding a stop sign on West Fourth Street North at the intersection of North Fourth Avenue West for north and southbound traffic.

Summary:

Install stops signs to improve safety at the intersections.

Financial Impact:

N/A

Report Number: 2024-810**Date:**

September 16, 2024

Lead Department:

Police

Recommendation:

Approve

Background:

In 2021 the Traffic Safety Committee heard from the safety staff at DMACC regarding concerns over increased pedestrian traffic at the intersection of N 4th Ave & W 4th St. It was recommended that DMACC utilize a in street pedestrian crossing yield sign, that was designed to deployed during the day when there was high traffic and removed in the evening and during snow removal operations. This recommendation was given to and adopted by DMACC.

In the August 2024 Traffic Safety Committee meeting the request was brought to consider placing stop signs for north bound and southbound traffic at the intersection of N 4th Ave & W 4th St, due to concerns over the safety of the increased pedestrian traffic due to the growth of Legacy Plaza.

After discussion the committee has no objections to the addition of stops signs for both north bound and south bound traffic at N 4th Ave & W 4th St.

Recommendation:

City Staff recommends approval of the Ordinance amendment for stop signs to be added at the intersection of W 4th Ave N & N 4th Ave W for north bound and south bound traffic on W 4th S.

Matt Muckler, City Administrator

ORDINANCE NO. _____

ORDINANCE AMENDING THE CODE OF ORDINANCES, CITY OF NEWTON, IOWA, 2016, TITLE VII, CHAPTER 70, SECTION 70.15, “TRAFFIC AND PARKING OFFENSES ADOPTED BY REFERENCE” BY ADDING A STOP SIGN ON WEST FOURTH STREET NORTH AT THE INTERSECTION OF NORTH FOURTH AVENUE WEST FOR NORTH AND SOUTHBOUND TRAFFIC.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF NEWTON, IOWA:

Section 1. The Code of Ordinances, City of Newton, Iowa, 2016, Title VII, Chapter 70, Section 70.15 “Traffic and Parking Offenses Adopted by Reference”

SPECIAL STOPS REQUIRED. Every driver of a vehicle shall stop and yield in accordance with the following:

STREETS, NORTHWEST QUADRANT is hereby amended by ~~adding or deleting~~ the following:
West Fourth Street North. Vehicles traveling on West Fourth Street North shall stop at the following street intersections.
North Fourth Avenue West, Northbound and Southbound
North Seventh Avenue West, Southbound only.
North Ninth Avenue West, Northbound only.

Section 2. Repealer Clause. All ordinances or parts of ordinances in conflict herewith are hereby repealed.

Section 3. Severability Clause. If any section, provision or part of this ordinance shall be adjudged invalid or unconstitutional, such adjudication shall not affect the validity of the ordinance as a whole or any section, provision or part thereof not adjudged invalid or unconstitutional.

Section 4. Effective. This ordinance shall be effective on _____, 2024, after the final passage, approval and publication as provided by law.

PASSED this ____ day of _____, 2024.

APPROVED this ____ day of _____, 2024.

(SEAL) _____
Evelyn George, Mayor

ATTEST:

Katrina Davis, City Clerk

I, Katrina Davis, City Clerk of the City of Newton, Iowa, do hereby certify that the foregoing Ordinance was passed and approved by the City Council of the City of Newton, Iowa on the ____ day of _____, 2024 and was published in the Newton Daily News, a newspaper of general circulation in the said City of Newton on the ____ day of _____, 2024.

Dated this ____ day of _____, 2024.

City of Newton Council Report

**Item:**

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 4300 block of South Fifteenth Avenue East.

Summary:

Restrict street parking for safety purposes in alignment with City policy on street parking restrictions

Financial Impact:

N/A

Report Number: 2024-815**Date:**

September 16, 2024

Lead Department:

Police

Recommendation:

Approve

Background:

The City received safety concerns from citizens regarding street parking in the 4300 blk of S 15th Ave E. The complaints are a result of semi traffic parking on both the north and south sides of the roadway making it difficult for vehicle and truck traffic to safely enter onto Iowa Speedway Drive due to the obstructed view caused by the parking.

The 4300 blk of S 15th Ave E is only 35 feet wide and is not wide enough to safely accommodate semi parking on both sides of the street, and allow an unobstructed view of Iowa Speedway Drive to allow vehicle and truck traffic to safely enter onto Iowa Speedway Drive. The Traffic Safety Committee has reviewed the situation and, based on the existing policy for street parking restrictions, recommends restricting parking on the north and south side of the 4300 blk of S 15th Ave E from 300 feet west of the west curblane of Iowa Speedway Drive.

Caseys management was consulted and were in favor of the purposed changes.

Recommendation:

Staff recommends approval of this ordinance.

Matt Muckler, City Administrator

ORDINANCE NO. _____

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 4300 BLOCK OF SOUTH FIFTEENTH AVE EAST.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF NEWTON, IOWA:

Section 1. The Code of Ordinances, City of Newton, Iowa, 2016, Title VII, Chapter 70, Section 70.15, "Traffic and Parking Schedules Adopted by Reference" is hereby amended by adding or deleting the following:

NO PARKING ZONES. No one shall stop, stand or park a vehicle in any of the following specifically designated no parking zones except when necessary to avoid conflict with other traffic or in compliance with the direction of a peace officer or traffic control signal.

AVENUES, SOUTHEAST QUADRANT

South Fifteenth Avenue East

"No Parking Anytime".

Both sides of South Fifteenth Avenue East 300 feet west of the west curbline of Iowa Speedway Drive.

Section 2. Repealer Clause. All ordinances or parts of ordinances in conflict herewith are hereby repealed.

Section 3. Severability Clause. If any section, provision or part of this ordinance shall be adjudged invalid or unconstitutional, such adjudication shall not affect the validity of the ordinance as a whole or any section, provision or part thereof not adjudged invalid or unconstitutional.

Section 4. Effective. This ordinance shall be effective on _____, 2024, after the final passage, approval and publication as provided by law.

PASSED this ____ day of _____, 2024.

APPROVED this ____ day of _____, 2024.

(SEAL)

Evelyn George, Mayor

ATTEST:

Katrina Davis, City Clerk

I, Katrina Davis, City Clerk of the City of Newton, Iowa, do hereby certify that the foregoing Ordinance was passed and approved by the City Council of the City of Newton, Iowa on the ____ day of _____, 2024 and was published in the Newton Daily News, a newspaper of general circulation in the said City of Newton on the ____ day of _____, 2024.

Dated this ____ day of _____, 2024.

Katrina Davis, City Clerk

City of Newton Council Report



Item:

Resolution approving the purchase of 509 East 9th Street North, Newton, using the City's Low-Moderate Income Set-Aside Funds

Summary:

Consideration to purchase 509 East 9th Street North for the Newton LMI Set-aside funds

Financial Impact:

\$12,000.00 from LMI Set-aside funds in accordance with the adopted policy

Report Number: 2024-779

Date:

September 16, 2024

Lead Department:

Community Development

Recommendation:

Approve

Background:

Property Specifics. The property at 509 East 9th Street North is available to purchase by the City for \$12,000.00. The subject property is in poor condition, and has been a nuisance property for a number of years. More recently, squatters (trespassers) have plagued the property.

Kent and Candace Degoe have agreed to sell the property to the City for \$12,000.00. The property was purchased by the current owner in 2001 for \$22,000. The current assessed value is \$37,440.



Photos of the front and rear of 509 East 9th Street North.

Use of LMI Set-aside Funds. When the City of Newton utilizes tax increment financing for housing development, as has been done in the Arbor Estates area, State Code requires a portion of those new increment tax dollars be set aside for Low-Mod Income housing purposes. City Council has adopted a policy governing the use of those funds (April 2023). One of the permitted uses is blight removal to uplift LMI neighborhoods. Specifically, the policy states: "Acquiring and demolishing blight in neighborhoods uplifts property values for the surrounding property owners. In addition, it provides a redevelopment lot for the construction of a new affordable home."

The subject property is located within Census Tract 405. This Census tract has a Median Household Income of \$46,127.00, which is less than 80% of the Median Household Income for Jasper County (\$54,227.20). A Census Tract is the smallest geography for which income data can be published, due to privacy requirements. This data is based on the ACS (American Community Survey by the Census Bureau) 5-year estimate data, which is more up-to-date than the 2020 census.

RESOLUTION APPROVING THE PURCHASE OF 509 EAST 9TH STREET NORTH, NEWTON, USING THE CITY'S LOW-MODERATE INCOME SET-ASIDE FUNDS

WHEREAS, the property located at: 509 East 9th Street North, legally described as: LOT 18 OF LONG'S SUBDIVISION IN NEWTON, JASPER COUNTY, IOWA AS SHOWN IN PLAT BOOK "B", PAGE 605 IN THE OFFICE OF THE RECORDER OF JASPER COUNTY, IOWA; is dilapidated and a nuisance to the surrounding neighborhood; and

WHEREAS, by Resolution 2023-093 the City Council adopted the current Low-Moderate Income Set-Aside Funds Policy governing the use of LMI Set-Aside Funds; and

WHEREAS, the subject property is located within Census Tract 405, which has a household median income less than 80% of the household median income for Jasper County, according to the US Census American Community Survey; and

WHEREAS, Kent and Candace Degoe, have agreed to sell the property to the City of Newton for a total amount of \$12,000.00 (Twelve Thousand Dollars and No Cents);

NOW, THEREFORE, BE IT RESOLVED by the City Council of Newton, Iowa that:
Section 1: That the purchase of 509 East 9th Street North is hereby approved using LMI Set Aside Funds; and

Section 2: That the Mayor is authorized to sign the purchase agreements for said property.

PASSED this _____ day of September, 2024.

APPROVED this _____ day of September, 2024.

Evelyn George, Mayor

ATTEST:

Katrina Davis, City Clerk

Neighborhood Map: 509 East 9th Street North

Located east of Emerson Hough School





OFFER TO BUY REAL ESTATE AND ACCEPTANCE (D & D)

To: Kent and Candace Degoev (herein designated as "Seller").

The City of Newton, a municipal corporation of the State of Iowa (herein referred to as the "City"), acting by and through its City Administrator, hereby offers to buy the real estate located at 509 East 9th Street North in the City of Newton, Jasper County, Iowa, described as follows:

LOT 18 OF LONG'S SUBDIVISION IN NEWTON, JASPER COUNTY, IOWA AS SHOWN IN PLAT BOOK "B", PAGE 605 IN THE OFFICE OF THE RECORDER OF JASPER COUNTY, IOWA

together with any easements and servient estates appurtenant thereto, buildings and improvements, hereinafter collectively called "property".

1. **PURCHASE PRICE.** City offers to buy said property for the total price of TWELVE THOUSAND DOLLARS AND NO CENTS (\$12,000.00) payable in full, less any amounts paid by the City in behalf of the Seller for the purposes as provided at paragraph 12 herein, following final approval of this Offer to Buy by the Newton City Council, as provided at paragraph 19 herein, and immediately upon delivery of the Deed to the City.

2. **TAXES.** Seller shall pay all unpaid regular real estate taxes assessed for all prior Fiscal Years and prorated to the date of closing.

3. **SPECIAL ASSESSMENTS.** The Seller shall pay all unpaid special assessments for the property.

4. **CLOSING AND POSSESSION.** The City and the Seller agree to close the sale of the vacated property within **60** days following final approval of this offer by the City Council, or on a date mutually agreeable to the two parties. In any event, no more than 120 days following final approval of this offer by the City Council.

The Seller is responsible to deliver a continued abstract to the property. The City shall be entitled to possession of said property upon transfer of title. Upon payment of the purchase price, the Seller shall transfer title and yield possession of the property to the City.

5. **UTILITIES.** The Seller shall be responsible for payment of all utility expenses incurred by it, its agents and/or lessees, as owner of the property and shall have ordered the disconnection of all utilities prior to transfer of title to the City.

6. **INSURANCE.** Sellers shall maintain the existing coverage for fire, wind storm and liability insurance until title has been transferred by Sellers to the City of Newton, as evidenced by delivery of a deed to, and acceptance of a deed by the City of Newton. Risk of loss from such hazards is on the City only after transfer of title in accordance herewith.

7. **FIXTURES.** The Seller retains the right to salvage materials upon the property until transfer of title to the City.

8. **ENVIRONMENTAL MATTERS.**

(A). SELLERS warrant to the best of their knowledge and belief that there are no abandon wells, solid waste disposal sites, hazardous wastes or substances, or underground storage tanks located on the Property, the Property does not contain asbestos, or urea-formaldehyde foam insulation which require remediation under current government standards, and SELLERS have done nothing to contaminate the Property with hazardous wastes or substances. SELLERS warrant that the property is not subject to any local, state, or federal judicial or administrative action, investigation or order, as the case may be, regarding wells, solid waste disposal sites, hazardous waste or substances, or underground storage tanks. SELLERS shall also provide BUYERS with a properly executed GROUNDWATER HAZARD STATEMENT showing no wells, solid waste disposal sites, hazardous wastes and underground storage tanks on the Property unless disclosed here:

(B). BUYERS may at their expense, within 30 days after the date of acceptance, obtain a report from a qualified person to analyze the existence or nature of any hazardous materials, substances, conditions or wastes located on the Property. In the event any hazardous materials, substances, conditions or wastes are discovered on the Property which require remediation under current government standards, BUYERS' obligation hereunder shall be contingent upon the removal of such materials, substances, conditions or wastes or other resolution of the matter reasonably satisfactory to the BUYERS. The expense of any action necessary to remove or otherwise make safe any hazardous material, substances, conditions or waste shall be paid by SELLERS. Asbestos remediation, if necessary, will be the responsibility of the Buyer.

9. **ABSTRACT AND TITLE.** Seller shall provide the City with an abstract of title. It is the responsibility of the seller to continue the abstract of title. The SELLER shall pay for the costs of the abstract/abstract continuance.

10. **DEED.** Seller shall convey title by warranty deed, with terms and provisions as per form approved by the Iowa State Bar Association, free and clear of liens and encumbrances, reservations, exceptions or modifications except as in this instrument otherwise expressly provided. All warranties shall extend to time of acceptance of this offer, with special warranties as to acts of Seller up to time of delivery of deed.

11. **FOR THE SELLERS: JOINT TENANCY IN PROCEEDS AND IN SECURITY RIGHTS IN REAL ESTATE.** If, and only if, the Sellers, immediately preceding this offer, hold the title to the above described property in joint tenancy, and such joint tenancy is not later destroyed by operation of law or by acts of the Sellers (1) then the proceeds of this sale, and any continuing and/or recaptured rights of Sellers in said real estate shall be and continue in Sellers as joint tenants with rights of survivorship and not as tenants in common; and (2) City, in the event of the death of either Seller agrees to pay any balance of the proceeds of this sale to the surviving Seller and to accept deed from such surviving Seller consistent with paragraph 10 above; unless and except this paragraph 11 is stricken from this agreement.

12. **APPLICATION OF PROCEEDS.** It is agreed that at the time of settlement, funds of the purchase price may be used by the City to pay Seller's obligations under this offer for taxes; other liens; the acquisition of outstanding interests, if

any, of other parties; costs of documentary stamps; recording fees and other costs incidental to the conveyance to City of merchantable title.

13. **TIME IS OF THE ESSENCE.** Time is of the essence in this Agreement. If title objections are made by the City and not corrected or resolved to City's satisfaction within sixty (60) days of the date of the City Attorney's Title Opinion letter, or any extension of such date granted by the City in writing, the OFFER TO BUY REAL ESTATE AND ACCEPTANCE may be declared null and void in writing by the City at City's option.

14. **APPROVAL OF COURT.** If this property is an asset of any estate, trust or guardianship, this contract shall be subject to Court approval, unless declared unnecessary by the Buyer's attorney. If necessary, the appropriate fiduciary shall proceed promptly and diligently to bring the matter on for hearing for Court approval. (In that event the Court Officer's Deed shall be used.)

15. **CONTRACT BINDING ON SUCCESSORS IN INTEREST.** This contract shall apply to and bind the heirs, executors, administrators, assigns and successors in interest of the respective parties.

16. **INTENTION OF USE OF WORDS AND PHRASES.** Words and phrases herein, including any acknowledgment hereof, shall be construed as in the singular or plural number, and as masculine, feminine or neuter gender, according to the context.

17. **EXECUTION.** This offer to be accepted or rejected by seller within fourteen (14) days from the date of this offer after which this offer shall be null and void.

18. **REPRESENTATIONS.** This document represents the entire agreement of both parties and can only be amended by a writing signed by both parties.

19. **APPROVAL.** This offer shall not be binding upon the City of Newton until approval by Resolution of the Newton City Council.

20. **JOINDER BY SELLER'S SPOUSE.** Seller's spouse, if not a titleholder immediately preceding acceptance of this offer, executes this contract only for the purpose of relinquishing all rights of dower, homestead and distributive share or in compliance with §516.13 The Code and agrees to execute the deed or real estate contract for this purpose.

21. **ANTI-MERGER PROVISION.** The parties specifically agree that all representations, warranties, agreements, responsibilities, obligations and commitments specified herein shall survive the execution, delivery and recording of the warranty deed required by paragraph 1 hereof, shall remain in full force and effective thereafter, and shall not be merged in or extinguished by such execution, delivery and recording of the warranty deed. Said warranty deed shall specifically recite the language of this anti-merger provision, and a copy of this OFFER TO BUY REAL ESTATE AND ACCEPTANCE shall be attached as an exhibit thereto.

22. **REPURCHASING PROVISION.** Seller and buyer agree that Seller and Seller's successors in interest, as set forth in paragraph 16 of this agreement, are prohibited from repurchasing the property while the property is owned by the City of Newton.

23. **NO REAL ESTATE AGENT OR BROKER.** Neither party has used the services of a real estate agent or broker in connection with this transaction.

DATE OF OFFER: August 7, 2024

Negotiator For City: Erin R. Chambers, Director of Community Development

641-521-4119

erinc@newtongov.org

CITY OF NEWTON, IOWA

By _____
Mayor Evelyn George Date

The foregoing offer is accepted this _____ day of _____, 20____.


Seller: Kent Degoe



City of Newton Council Report

**Item:**

Resolution adopting fee schedule for Building Trades Permit Fees

Summary:

Updating the Building Trades Permit Fee Schedule (Electrical, Plumbing, Mechanical, and Solar).

Financial Impact:

Increase in revenue and reduction in staff time processing submission errors

Report Number: 2024-832

Date:

September 16, 2024

Lead Department:

Community Development

Recommendation:

Approve

Background:

The City's Trade Permit Fee Schedules have long been identified as complicated. For example, the current electrical permit application has the required basic fee plus 14 additional categories to choose from to be added to the basic fee. Attached to this council report, you will find the City's current permit forms with fees. More often than not, applicants do not correctly select the appropriate category for their project. Additionally, the permit fee schedules have not been adjusted for more than 15 years.

Since June, when V-K became the City's contract inspection service, staff has been researching trade permit fee schedules in other communities. The resulting proposal minimizes the categories available, which will, in turn, reduce errors made by applicants that cause additional processing time by staff.

The proposed fee schedule is substantially similar to the fee schedule used by the City of Marshalltown and was recommended by V-K, the City's building inspection service. For single family and duplex residential, there are three potential categories: Alteration, Appliance Replacement, and New Construction. For Commercial Projects (which includes multi-family, commercial and industrial), the fee is based on the valuation of the work, in a manner similar to the current building permit fee schedule.

Recommendation:

City staff recommends approval.

Matt Muckler, City Administrator

RESOLUTION ADOPTING FEE SCHEDULE FOR BUILDING
TRADES PERMIT FEES

WHEREAS, Building Trades Permits are utilized for electrical, plumbing, mechanical, and solar work for residential, multi-family residential, commercial, and industrial alteration and new construction projects ; and

WHEREAS, the current fee schedule consists of either a flat fee or a basic fee, plus selection of work from numerous categories; and

WHEREAS, due to the complicated nature of the current fee schedule, the building trades permits are not user friendly for the city’s customers, and it is desirable to adopt a simplified schedule that provides a streamlined approach while still coving the cost of inspection services; and

NOW, THEREFORE, BE IT RESOLVED by the City Council of Newton, Iowa that a new fee schedule be approved as shown in Attachment A. of this resolution.

NOW, THEREFORE, BE IT FURTHER RESOLVED by the City Council of Newton, Iowa that Community Development Staff is hereby directed to amend the permit application(s) to align with the newly adopted fee schedule.

PASSED this _____ day of September, 2024.

APPROVED this _____ day of September, 2024.

Evelyn George, Mayor

ATTEST:

Katrina Davis, City Clerk

ATTACHMENT A.

Trade Permit Fee Schedule

Residential- Single Family & Duplex (per unit)

Trade	Category	Fee
Electrical- Residential	Alteration	\$100.00
Electrical- Residential	Appliance Replacement	\$75.00
Electrical- Residential	New Construction	\$200.00
Plumbing- Residential	Alteration	\$100.00
Plumbing- Residential	Appliance Replacement	\$75.00
Plumbing- Residential	New Construction	\$200.00
Mechanical- Residential	Alteration	\$100.00
Mechanical- Residential	Appliance Replacement	\$75.00
Mechanical- Residential	New Construction	\$200.00
Solar- Residential		\$125.00

Commercial- Multi-Family (3+ units), Commercial, Industrial

Trade	Fee Calculation based on Valuation of Work*	
Electrical- Commercial	Valuation of \$1.00-\$1,000	\$50.00
	Each Additional \$1,000.00 of Valuation	\$5.00
Plumbing- Commercial	Valuation of \$1.00-\$1,000	\$50.00
	Each Additional \$1,000.00 of Valuation	\$5.00
Mechanical	Valuation of \$1.00-\$1,000	\$50.00
	Each Additional \$1,000.00 of Valuation	\$5.00
Solar	Valuation of \$1.00-\$1,000	\$50.00
	Each Additional \$1,000.00 of Valuation	\$5.00

*Valuation of Work= Total cost to complete the project; Labor + Materials.



Community Development Department
303 W 4th St N, Suite 501, Newton, IA 50208
641-792-6622

ELECTRICAL PERMIT APPLICATION

Job Address: _____

Owners: _____

☐ Residential ☐ Commercial ☐ New ☐ Existing

The undersigned hereby makes application for a permit to perform work as described hereon, at the above address.

THIS PERMIT BECOMES NULL AND VOID IF WORK OR CONSTRUCTION AUTHORIZED IS NOT COMMENCED WITHIN 60 DAYS, OR IF CONSTRUCTION OR WORK IS SUSPENDED OR ABANDONED FOR A PERIOD OF 120 DAYS AT ANY TIME AFTER WORK IS COMMENCED.

I hereby certify that I have read and examined this application and know the same to be true and correct. All provisions of laws and ordinances governing this type of work will be complied with whether specified herein or not. The granting of a permit does not presume to give authority to violate or cancel the provisions of any other state or local law regulating construction or the performance of construction.

- FEES ARE DOUBLED when work has been started prior to obtaining a permit.
- It is the responsibility of the permittee to call for all inspections.
- No work shall be concealed or covered until approved by the inspector.
- Work that is not approved shall be considered incomplete.
- The permittee is assumed to be knowledgeable of the Code.
- Questions should be resolved prior to installation.
- Permits are non-transferable - all work shall be performed by the permittee or his/her licensed employee.
- Permits shall not be issued until fees have been paid.

COMPANY NAME: _____

COMPANY ADDRESS: _____

CONTRACTOR: _____

LICENSE #:

CONTACT PERSON: _____

EMAIL: _____

CONTACT PHONE: _____

LICENSED ELECTRICIAN AT JOB SITE: _____

LICENSE #:

LICENSE EXPIRATION: _____

SIGNATURE OF APPLICANT: _____

DATE: _____

DESCRIPTION OF WORK			FEE	TOTAL
ELECTRICAL SERVICE - per Meter			Size: \$ 8.00	\$
CIRCUITS - First Ten Circuits (includes feeders)			\$ 3.00 ea	\$
11 thru 100 circuits			\$ 1.50 ea	\$
101 or more			\$ 1.00 ea	\$
OPENINGS added to existing circuits Includes switches, outlets, receptacles			\$ 1.00 ea	\$
FIXED APPLIANCES				
	No.	No.		
Range	Furnace		\$ 5.00 ea	\$
Dryer	Air Conditioner		\$ 5.00 ea	\$
	Air Conditioner Outlet required within 25' of unit			
Dishwasher	Unit Heater		\$ 5.00 ea	\$
Disposer	Electric Sign		\$ 5.00 ea	\$
Water Heater			\$ 5.00 ea	\$
VENTILATION FAN - single duct			\$ 5.00 ea	\$
FIXTURES			\$.30 ea	\$
Fixed Electric Baseboard Heating Equipment			\$.75 per kw	\$
MOTORS (exclusive of circuits)				\$
Up to 1 HP			\$ 1.25 ea	\$
More than 1 HP up to 6 HP			\$ 2.50 ea	\$
More than 6 HP			\$ 3.25 ea	\$
Standby Generator			\$30.00 ea	\$
Items Not Classified Above			\$ 6.00 ea	\$
BASIC FEE - In addition to the unit fees above			\$17.00 ea	\$
FLAT FEE for One and Two Family Dwelling Units and Townhouse Units as defined by the International Residential Code (applicable for services rated up to 400 amps. If transfer switch is being installed then generator fee is applicable)			\$96.00 each dwelling unit (Basic Fee is not applicable for this type of permit)	\$
TOTAL FEE			\$	\$

DATE:	ISSUED BY:	PERMIT NUMBER:
Rough Electric	Electrical Service	Alliant Notified
		Final Electrical

BEFORE YOU DIG, CALL TOLL FREE 1-800-292-8989 - IOWA ONE CALL
Permits can be submitted via email to bethanyh@newtongov.org | To schedule an inspection please call 515-850-2980
Mike Flahive, Building Inspector, 641-777-4708 or mflahive@v-k.net



Community Development Department
303 W 4th St N., Suite 501
Newton, IA 50208
641-792-6622

MECHANICAL PERMIT APPLICATION

Job Address: _____

Owners: _____

☐ Residential ☐ Commercial ☐ New ☐ Existing

The undersigned hereby makes application for a permit to perform work as described hereon, at the above address.

THIS PERMIT BECOMES NULL AND VOID IF WORK OR CONSTRUCTION AUTHORIZED IS NOT COMMENCED WITHIN 60 DAYS, OR IF CONSTRUCTION OR WORK IS SUSPENDED OR ABANDONED FOR A PERIOD OF 120 DAYS AT ANY TIME AFTER WORK IS COMMENCED.

I hereby certify that I have read and examined this application and know the same to be true and correct. All provisions of laws and ordinances governing this type of work will be complied with whether specified herein or not. The granting of a permit does not presume to give authority to violate or cancel the provisions of any other state or local law regulating construction or the performance of construction.

- FEES ARE DOUBLED when work has been started prior to obtaining a permit.
- It is the responsibility of the permittee to call for all inspections.
- No work shall be concealed or covered until approved by the inspector.
- Work that is not approved shall be considered incomplete.
- The permittee is assumed to be knowledgeable of the Code.
- Questions should be resolved prior to installation.
- Permits are non-transferable - all work shall be performed by the permittee or his/her licensed employee.
- Permits shall not be issued until fees have been paid.

COMPANY NAME: _____

COMPANY ADDRESS: _____

CONTRACTOR: _____ Lic #:

CONTACT PERSON: _____

EMAIL: _____ PHONE #:

LICENSED PERSON AT JOB SITE: _____

LIC #: _____ LIC EXP:

Signature of Applicant: _____ Date: _____

Current Permit Form + Schedule (2)

DESCRIPTION OF WORK	NO.	FEE	TOTAL
FURNACE: ☐ Forced Air ☐ Gravity ☐ Floor (includes ducts) BTU: _____ Energy Efficiency Rating: _____		\$12.00 ea	\$
HEATER: wall, floor, suspend (includes combo hgt/clg wall units) BTU: _____		\$12.00 ea	\$
APPLIANCE VENT		\$ 7.00 ea	\$
BOILER INSTALLATION: ☐ Steam ☐ Water BTU: _____		\$12.00 ea	\$
FUEL BURNING FIREPLACE, STOVE OR SIMILAR does not include chimney or vent		\$10.00 ea	\$
WATER HEATER (75 gal or 199,000 BTU MAX) If over - considered boiler		\$ 8.00 ea	\$
GAS PIPING 1 - 4 Outlets		\$ 2.50 ea	\$
5 or more outlets		\$ 1.50 ea	\$
AIR CONDITIONING UNIT BTU: _____ Energy Efficiency Rating: _____ Electrical Outlet Required within 25 feet of unit		\$10.00 ea	\$
REFRIGERATION UNIT: BTU: _____ Alter or Add to Any HTG, Cooling Refrigeration Unit		\$10.00 ea	\$
EVAPORATIVE COOLING - non-portable		\$ 7.00 ea	\$
HOOD (including duct) TYPE II		\$ 6.00 ea	\$
HOOD (including duct) type I (Grease Hood)		\$ 6.00 ea	\$
SEPARATE VENTILATION SYSTEM		\$12.00 ea	\$
AIR HANDLING UNIT & DUCTS		\$ 6.00 ea	\$
VENTILATION FAN - SINGLE DUCT		\$ 6.00 ea	\$
FIRE DAMPER (includes smoke & ceiling radiation dampers)		\$ 5.00 ea	\$
Hydronic Piping Systems (Geothermal System) Per ground source heat pump loop system		\$10.00 ea	\$
Items Not Classified Above		\$ 5.00 ea	\$
BASIC FEE - In addition to the above items		\$ 6.00 ea	\$
FLAT FEE for One and Two Family Dwelling Units and Townhouse. Units as defined by the International Residential Code (includes fireplace & hydronic piping systems if done by same contractor) Basic Fee not applicable for this type of permit.		\$17.00 ea	\$
		\$81.00 ea dwelling unit	\$
TOTAL FEE		\$	
Date: _____	Issued By: _____	Permit Number: _____	
Inspections: _____			

BEFORE YOU DIG, CALL TOLL FREE 1-800-292-8989 IOWA ONE CALL

Permits can be submitted via email to belhanyh@newtongov.org | To schedule an inspection please call 515-850-2980 | Mike Flahive, Building Inspector, 641-777-4708 or mflahive@v-k.net



Community Development Department
303 W 4th St N., Suite 501
Newton, IA 50208
641-792-6622

PLUMBING PERMIT APPLICATION

Job Address: _____

Owners: _____

☐ Residential ☐ Commercial ☐ New ☐ Existing

The undersigned hereby makes application for a permit to perform work as described hereon, at the above address.

THIS PERMIT BECOMES NULL AND VOID IF WORK OR CONSTRUCTION AUTHORIZED IS NOT COMMENCED WITHIN 60 DAYS, OR IF CONSTRUCTION OR WORK IS SUSPENDED OR ABANDONED FOR A PERIOD OF 120 DAYS AT ANY TIME AFTER WORK IS COMMENCED.

I hereby certify that I have read and examined this application and know the same to be true and correct. All provisions of laws and ordinances governing this type of work will be complied with whether specified herein or not. The granting of a permit does not presume to give authority to violate or cancel the provisions of any other state or local law regulating construction or the performance of construction.

- FEES ARE DOUBLED when work has been started prior to obtaining a permit.
- It is the responsibility of the permittee to call for all inspections.
- No work shall be concealed or covered until approved by the inspector.
- Work that is not approved shall be considered incomplete.
- The permittee is assumed to be knowledgeable of the Code.
- Questions should be resolved prior to installation.
- Permits are non-transferable - all work shall be performed by the permittee or his/her licensed employee.
- Permits shall not be issued until fees have been paid.

COMPANY NAME:	
COMPANY ADDRESS:	
CONTRACTOR:	LIC #:
CONTACT PERSON:	PHONE #:
EMAIL:	LIC EXP:
LICENSED PLUMBER AT JOB SITE:	
DATE:	
SIGNATURE OF APPLICANT:	

BEFORE YOU DIG, CALL TOLL FREE 1-800-292-8989 - IOWA ONE CALL
Permits can be submitted via email to bethanyh@newtongov.org
To schedule an inspection please call 515-850-2980
Mike Flahive, Building Inspector, 641-777-4708 or mflahive@v-k.net

Current Permit Form + Schedule (3)

DESCRIPTION OF WORK				FEE	TOTAL
WATER SERVICE - DOMESTIC: ☐ Install ☐ Change ☐ Repair				\$6.00 ea	\$
SEWER, BUILDING: ☐ Install ☐ Change ☐ Repair				\$6.00 ea	\$
WATER SERVICE - FIRE: Includes fire hydrant ☐ Install ☐ Change ☐ Repair L.F.				\$6.00 per 100 linear feet	\$
WATER MAIN - PRIVATE: ☐ Install ☐ Change ☐ Repair L.F.				\$6.00 per 100 linear feet	\$
STORM SEWER - PRIVATE: L.F.				\$6.00 per 100 linear feet	\$
SANITARY SEWER - PRIVATE: L.F.				\$6.00 per 100 linear feet	\$
SEPTIC TANK, ETC				\$30.00 ea	\$
FIXTURES	No.	No.	No.	FEE	TOTAL
Tub		Bidet		\$6.00 ea	\$
Sink		Urinal		\$6.00 ea	\$
Shower		Water Softener		\$6.00 ea	\$
Dishwasher		Drinking Fountain		\$6.00 ea	\$
Lavatory		Bar Opening		\$6.00 ea	\$
Water Closet		Laundry Receptor		\$6.00 ea	\$
Vacuum Breaker (Atmospheric i.e. faucet hose bib)				\$6.00 ea	\$
Garbage Disposal		Grease Trap		\$4.00 ea	\$
Indirect Waste		Sump		\$4.00 ea	\$
Roof Drain		Floor Sink		\$4.00 ea	\$
Condensate Drain		Area Drain		\$4.00 ea	\$
Settle Basin		Floor Drain		\$4.00 ea	\$
Sewage Ejector		Back Water Valve		\$4.00 ea	\$
Lawn Sprinkler System				\$5.00 ea	\$
Secondary Meter and Backflow Preventer				\$10.50 ea	\$
Water Heater (50 gal or 50,000 BTU Max) If over, then consider Boiler for permit fee and must submit mechanical permit				\$8.00 ea	\$
Reconstruction: ☐ Drain ☐ Stack ☐ Vent ☐ Drains				\$6.00 ea	\$
Gas Piping: 1 - 4 Outlets				\$2.50 ea	\$
Gas Piping: Over 4 Outlets				\$1.50 ea	\$
Items Not Classified Above				\$6.00 ea	\$
BASIC FEE - In addition to the above items				\$17.00 ea	\$
FLAT FEE - One and Two Family Dwelling Units and Townhouse Units as defined by the IRC (applicable for up to 1 kitchen/wetbar and 4 bathrooms. Includes sewer, storm and water service connections if done by same contractor) Basic Fee not applicable.				\$115.00 ea dwelling unit	\$
TOTAL FEE				\$	
Date:	Issued By:	Permit Number:			
INSPECTIONS:	Bldg Sewer:	Plumb Groundwork:	Rough Plumb:	Final Plumb:	

City of Newton Council Report

**Item:**

Resolution adopting fee schedule for Westwood Golf Course for 2025

Summary:

Approval of fee schedule for Westwood Golf Course for 2025

Financial Impact:

Increase in revenue to Golf Fund

Report Number: 2024-833**Date:**

September 16, 2024

Lead Department:

Community Development

Recommendation:

Approve

Background:

In January, the Newton Park Board discussed the desire to increase fees at Westwood Golf Course. Additionally, in February and March, as part of the budget discussions, the Newton City Council also discussed increasing fees at Westwood Golf Course. On March 15, 2024, the Community Development Department prepared a memo (attached) that summarized the matter and provided several fee increase options for the "18-holes + Cart on Weekend." The idea was to narrow the discussion around one category, with the plan to then build out a fee schedule that is proportional to the most desired option.

As we enter into the fall of 2024, it is time to begin planning for the 2025 golf season.

Community Development Staff has built out a full fee schedule based on "Option 1" as articulated in the March 15th memorandum. Additionally, the schedule defines "weekend" as Friday through Sunday and "weekday" as Monday through Thursday. This aligns with many other courses. Finally, the 5% discount for Newton Residents on punch passes and season passes is maintained.

Recommendation:

Staff recommends approval.

Matt Muckler, City Administrator

RESOLUTION ADOPTING FEE SCHEDULE FOR WESTWOOD
GOLF COURSE FOR 2025

WHEREAS, Westwood Golf Course is a community asset for residents and visitors alike; and

WHEREAS, it is desirable from time to time to update the fee schedule to be able to maintain a high-quality golf course in the community; and

WHEREAS, at their meeting on January 18, 2024, the Park Board discussed the desire to increase rates for the purpose of continuing to cover operational costs and manage the usage of the golf course; and

WHEREAS, it is also desirable to define “weekend” as Friday, Saturday and Sunday and “weekday” as Monday through Thursday; and

NOW, THEREFORE, BE IT RESOLVED by the City Council of Newton, Iowa that the new fee schedule, with clarifications on weekend/weekday definitions, be approved as shown in Attachment A. of this resolution and be effective immediately for all 2025 passes and rounds to be played after January 1, 2025.

PASSED this _____ day of September, 2024.

APPROVED this _____ day of September, 2024.

Evelyn George, Mayor

ATTEST:

Katrina Davis, City Clerk

ATTACHMENT A.

2025 Fee Schedule Westwood Golf Course

9 Hole Green Fee Weekday	\$15
9 Hole Green Fee Weekend	\$17
18 Hole Green Fee Weekday	\$19
18 Hole Green Fee Weekend	\$24
Twilight Green Fee	\$15
Spring/Fall Rate Green Fee	\$15
9 Hole Cart Rental Seat	\$10
18 Hole Cart Rental Seat	\$16
9 Hole Weekday Green/Cart	\$25
9 Hole Weekend Green/Cart	\$27
18 Hole Weekday Green/Cart	\$35
18 Hole Weekend Green/Cart	\$40
Twilight Green/Cart	\$25
9 Hole Green Fee Punch Card	\$126
18 Hole Green Fee Punch Card	\$158
9 Hole Cart Punch Card	\$84
18 Hole Cart Punch Card	\$132
9 Hole Green/Cart Punch Card	\$210
18 Hole Green/Cart Punch Card	\$290
Season Passes	
Youth (Age14-21)	\$199
Young Adult (Age 22-35)	\$461
Young Adult Couple (Age 22-35)	\$733
Adult Single (Age 36-64)	\$640
Adult Couple (Age 36-64)	\$980
Senior Single (Age 65 & Over)	\$593
Senior Couple (Age 65 & Over)	\$937
Season Cart Pass (Single)	\$565
Season Cart Pass (Family)	\$665
Large Range Balls	\$9
Small Range Balls	\$4.50
Season Range Pass	\$130

Weekday Rate Applies: Monday through Thursday
Weekend Rate Applies: Friday, Saturday, and Sunday

Newton Resident Discount: 5% discount for residents of the City of Newton applied to the following:

- 9 hole punch pass
- 18 hole punch pass
- Any season pass

Westwood Proposed Fee Increase
2025

	Current Price	Proposed Increase
9 Hole Green Fee Weekday	\$12	\$15
9 Hole Green Fee Weekend	\$14	\$17
18 Hole Green Fee Weekday	\$16	\$19
18 Hole Green Fee Weekend	\$21	\$24
Twilight Green Fee	\$12	\$15
Spring/Fall Rate Green Fee	\$12	\$15
9 Hole Cart Rental Seat	\$8	\$10
18 Hole Cart Rental Seat	\$14	\$16
9 Hole Weekday Green/Cart	\$20	\$25
9 Hole Weekday Green/Cart	\$22	\$27
18 Hole Weekday Green/Cart	\$30	\$35
18 Hole Weekend Green/Cart	\$35	\$40
Twilight Green/Cart	\$20	\$25
9 Hole Green Fee Punch Card	\$96	\$126
18 Hole Green Fee Punch Card	\$128	\$158
9 Hole Cart Punch Card	\$64	\$84
18 Hole Cart Punch Card	\$112	\$132
9 Hole Green/Cart Punch Card	\$160	\$210
18 Hole Green/Cart Punch Card	\$240	\$290
Season Passes		
Youth (Age 14-21)	\$169	\$199
Young Adult (Age 22-35)	\$389	\$461
Young Adult Couple (Age 22-35)	\$589	\$733
Adult Single (Age 36-64)	\$539	\$640
Adult Couple (Age 36-64)	\$779	\$980
Senior Single (Age 65 & Over)	\$499	\$593
Senior Couple (Age 65 & Over)	\$749	\$937
Season Cart Pass (Single)	\$495	\$565
Season Cart Pass (Family)	\$595	\$665
Large Range Balls	\$7	\$9
Small Range Balls	\$3.50	\$4.50
Season Range Pass	\$110	\$130

Memorandum

To: Mayor Evelyn George and the Newton City Council

From: Erin Chambers, Community Development Director
Nick Cummins, Parks Operations Superintendent
Brad Sponseller, Golf Pro
Matt Muckler, City Administrator

Date: March 15, 2024

Re: Golf Fees

Request. At the February 5th Budget Workshop, the Newton City Council discussed the idea of implementing a series of fee increases at Westwood Golf Course. The purpose of this memorandum is to explore how this objective might best be accomplished over a period of three years, while taking into consideration various issues which will likely have an impact on number of rounds played, as well as “19th Hole” revenues.

In the following memo, we discuss various topics and considerations that inform the staff recommendation for potential fee schedules. This includes historical information on course finances, the comprehensive plan, internal and external challenges for the 2024 Golf Season, local preference, and competitor fees.

Golf Fund Balance History. Westwood Golf Course unlike any other park facility in the community. Operating as an enterprise fund means that Westwood Golf Course functions much like a private business.

In recent memory, there have been years in which the golf fund ended the year with a negative balance and was back-filled by general fund revenues. Since about 2017, the City has worked hard to increase rounds played at Westwood and improve “19th Hole” revenues. Additionally, increased marketing efforts were also implemented. Now, the golf fund ends the year in the black. This is a trend that we want to maintain.

Golf Fund Balance History						
	<u>6/30/2018</u>	<u>6/30/2019</u>	<u>6/30/2020</u>	<u>6/30/2021</u>	<u>6/30/2022</u>	<u>6/30/2023</u>
Beginning Balance:	\$ (133,727.36)					
Revenues	\$ 426,628.89	\$ 382,437.83	\$ 401,499.79	\$ 549,696.11	\$ 594,567.46	\$ 676,655.43
Gift Cards	\$ 6,473.02	\$ 1,975.15	\$ (484.24)	\$ 7,422.50	\$ 6,388.73	\$ 4,656.25
Transfers In:		\$ 27,156.00		\$ 211,600.00		
Expenditures	\$ 465,018.28	\$ 494,011.47	\$ 497,331.30	\$ 424,259.17	\$ 476,074.36	\$ 636,741.96
Ending Balance	\$ (165,643.73)	\$ (248,086.22)	\$ (344,401.97)	\$ 57.47	\$ 124,939.30	\$ 169,509.02

It is notable that the negative ending fund balance grew each year for 2018, 2019, and 2020, even with an infusion of \$27,156.00 of general funds to the golf fund in 2019. Without the transfer in 2021, the golf fund would have also experienced a negative balance. These transfers were budgeted by the Council at the time to bring the golf fund up.

The measures that were implemented by the City to increase the number of rounds played and revenues began to remedy the negative ending balance for the golf fund beginning in 2022. Number of rounds played, more than fees, significantly impacts the fund.

Comprehensive Plan Implementation. *Envision Newton 2042* is the City's Comprehensive Plan which serves as a primary guide for the Newton City Council's decision making. *Envision 2042* was developed using citizen input that was gathered through in-person and virtual public input meetings, stakeholder meetings, interactive mapping, surveys, and visits to Newton Community Schools. Ultimately, a vision and four strategic objectives were established. Notably, the following are applicable when considering Westwood Golf Course operations:

Vision: Newton, a growing Central-Iowa community, invites visitors, businesses, and residents to experience our authentic, small-town charm and big-city amenities.

Strategic Objective #1: Establish Newton as a compelling destination by integrating attractions, business types, and services that provide engaging experiences for both residents and visitors.

Westwood Golf Course is a city-owned feature that provides significant opportunity to attract people to Newton- both new residents by providing a high-quality of life amenity and visitors by providing a compelling reason to come to Newton.

Challenges for Adjustments to 2024 Golf Season. Westwood Golf Course is a fantastic community asset. As such, staff agrees that the fee schedule should be regularly reviewed and adjusted to ensure that the golf fund remains in the positive. That said, Westwood Golf Course will experience some challenges in 2024, which may impact the number of rounds played. Some of those challenges include:

- Clubhouse construction and operating from a temporary trailer
- No flush toilets
- Limited 19th hole offerings
- Nearby road construction (Highway F48 and Highway 14)
- Season already underway- more than half of season passes sold
- Event/ Tournament Prices have already been quoted to some events.

Fees at Competitor Courses. Below are fee schedules for area courses.

2024 Pricing Oakland Acres Golf Course, Grinnell

9 Holes Weekday	\$21.40	9 Holes Weekday + Cart	\$32.10
18 Holes Weekday	\$26.75	18 Holes Weekday + Cart	\$42.80
9 Holes Weekend	\$26.75	9 Holes Weekend + Cart	\$37.45
18 Holes Weekend	\$32.10	18 Holes Weekend + Cart	\$48.15

**Prices include tax*

2024 Pricing Edmundson & Harvestpoint Golf Courses, Oskaloosa

9 Holes Weekend	\$20.33	9 Holes + Cart	\$33.17
18 Holes	\$27.82	18 Holes + Cart	\$46.01
		9 Holes + Cart Twilight	\$23.54
		18 Holes + Cart Twilight	\$34.24

**Prices include tax*

Current Pricing American Legion Golf Course, Marshalltown

9 Holes Weekday	\$10.00	9 Holes Weekday + Cart	\$25.00
18 Holes Weekday	\$25.00	18 Holes Weekday + Cart	\$45.00
9 Holes Weekend	\$10.00	9 Holes Weekend + Cart	\$25.00
18 Holes Weekend	\$30.00	18 Holes Weekend + Cart	\$55.00

**Prices include tax*

2024 Pricing Terrace Hills Golf Course, Altoona

9 Holes Weekday (and Weekend after 1 pm)	\$19.26	9 Holes Weekday (Weekend after 1) + Cart	\$34.24
18 Holes Weekday (and Weekend after 1 pm)	\$26.75	18 Holes Weekday (Weekend after 1) + Cart	\$44.94
9 Holes Weekend	\$24.61	9 Holes Weekend + Cart	\$39.59
18 Holes Weekend	\$32.10	18 Holes Weekend + Cart	\$50.29

**Prices include tax*

2024 Pricing Westwood Golf Course, NEWTON

9 Holes Weekday	\$12.00	9 Holes Weekday + Cart	\$20.00
18 Holes Weekday	\$16.00	18 Holes Weekday + Cart	\$30.00
9 Holes Weekend	\$14.00	9 Holes Weekend + Cart	\$22.00
18 Holes Weekend	\$21.00	18 Holes Weekend + Cart	\$35.00

**Prices include tax*

For the purpose of simplified discussions for the remainder of this memorandum, we will focus on the fees for “18 Holes on a Weekend and with a Cart”. The staff recommendations following will be provided for that category. Once council provides guidance on how to move forward, all other fees will be built, proportionally, around that rate.

Local Preference. In order to provide some preference to local golfers, the City Council has applied a 5% discount to 9 and 18 hole punch passes for green fees and/or golf cart rentals. Additionally, all season passes have a 5% discount applied to residents of Newton. Staff finds this is a great way to provide some preference to local golfers, while not being overly cumbersome for seasonal staff at the cash register.

Staff recommends continuing the 5% discount as described above for Newton residents.

Community Development Staff Recommendation. When the review golf fees at the February 5th Council meeting was suggested, that was already much later than when fees for the upcoming season are typically established, both locally and at competitor courses. Fees should be in place and effective no later than January 1st of the subject year.

Considering that a late fee change is out of the norm for the industry, that more than half of the anticipated season passes for 2024 are already sold, and that there are some operational challenges expected described earlier in this memorandum, staff does not recommend implementing a fee change for 2024.

That said, staff *does* recommend establishing a plan for increasing Westwood Golf Course fees over the next several years.

Important Note: Westwood Golf Course Fees are currently structured to include tax. Fee adjustments will be proposed so that the total cost (fee + tax) is a whole dollar number. This provides efficiency, reduces the amount of change needed on hand, and reduces potential human error at the cash register.

The table below proposes 3 potential fee plans between now and the Year 2029.

Proposed Fee Plans: 18 Holes, Weekend + Cart

	Current	2025	2026	2027	2028	2029
Option 1	\$35.00	\$40.00	\$40.00	\$42.00	\$42.00	\$45.00
Option 2	\$35.00	\$37.00	\$40.00	\$42.00	\$45.00	\$45.00
Option 3	\$35.00	\$37.00	\$40.00	\$42.00	\$45.00	\$48.00

Council Review Schedule. While the Staff recommendation includes fee plans for 5 years, it is recommended that adoption of the fee schedule for Westwood Club House happen one year at a time.

It is not necessary to wait until fall to resume this conversation, and there is no reason City Council cannot discuss and move forward with a fee schedule for 2025. Upon Council direction, staff would prepare a resolution for fees for 2025 based on the preferable option.

City of Newton Council Report

**Item:**

Resolution for Awarding the Bid and Contracting for the Purchase of Stryker Powered Stair Chairs

Summary:

The Fire Department received a grant from Prairie Meadows for the purchase of Stryker Powered Stair Chairs.

Financial Impact:

\$25,000 to be paid from the Prairie Meadows Community Betterment Grants and \$6,673.82 from interest on 2023A bond proceeds.

Report Number: 2024-849**Date:**

September 16, 2024

Lead Department:

Fire

Recommendation:

Approve

Background:

The Fire Department applied for a grant from Prairie Meadows Community Betterment Grants in the spring of 2024 for the purchase of three (3) Stryker Powered Stair Chairs in the amount of \$47,521.08. In August, the Newton Fire Department received a grant from Prairie Meadows Community Betterment Grants in the amount of \$25,000 toward the purchase new Stryker Powered Stair Chairs.

Vendor

Stryker Medical Corporation

Bid

\$ 31,673.82

Stryker is the preferred vendor as all of our current and mutual aid partners equipment are manufactured by Stryker. In addition, Stryker Medical sells through a national/regional sales system.

Recommendation:

Staff recommends City Council approval of the Resolution accepting the bid and authorizing the Fire Department to contract for the purchase in the amount of \$31,673.82. Funds from the Prairie Meadows grant in the amount of \$25,000 will be used toward the purchase. The remaining \$6,673.82 will be paid from the interest on the 2023A Bonds.

Matt Muckler, City Administrator

RESOLUTION NO 2024 - 849

**RESOLUTION FOR AWARDING THE BID AND CONTRACTING
FOR THE PURCHASE OF STRYKER POWERED STAIR
CHAIRS**

WHEREAS, the Fire Department applied for a grant in the amount of \$47,521.08 through Prairie Meadows Community Betterment Grants fund to purchase three (3) new Stryker Powered Stair Chairs; and

WHEREAS, the Fire Department received a grant amount of \$25,000 from Prairie Meadows Community Betterment Grants fund; and

WHEREAS, the Fire Department received a bid for two (2) Stryker Powered Stair Chairs from Stryker Medical Corporation of Chicago, IL in the amount of \$31,673.82; and

WHEREAS, the City Finance Department has proposed using \$6,673.82 from interest accrued on the 2023A bonds to fill the gap between the grant and project bid.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Newton, Iowa, to accept the bid from Stryker Medical Corporation of Chicago, Illinois in the amount of \$31,673.82 with the purchase funded through the Prairie Meadows Community Betterment Grants award in the amount of \$25,000 and from 2023A bond interest in the amount of \$6,673.82.

BE IT FURTHER RESOLVED by the City Council of the City of Newton, Iowa, that the Fire Department is authorized to proceed with the purchase of the items listed,

PASSED this _____ day of September 2024.

APPROVED this _____ day of September 2024.

Evelyn George, Mayor

(SEAL)

ATTEST:

Katrina A. Davis, City Clerk

City of Newton Council Report

**Item:**

Resolution awarding the purchase of firefighter's personal protective equipment

Summary:

Resolution to purchase firefighter's personal protective equipment including dual certified wildland and extrication gear.

Financial Impact:

A total of \$6,028.89 to be paid from the Jasper Community Foundation grant, from the United Auto Workers of Newton, and Fire Department budget

Report Number: 2024-851**Date:**

September 16, 2024

Lead Department:

Fire

Recommendation:

Approve

Background:

The Fire Department equips their firefighters with personal protective equipment that provides protection from firefighting hazards. This project is to purchase turnout gear that is dual certified for wildland firefighting and extrication operations. This gear is much lighter weight than regular turnout gear and reduces the strain on firefighters while fighting grass fires or extrication operations. Captain Ryan Volk brought this project forward and acquired a grant from the Jasper Community Foundation in the amount of \$5,000. In addition, the Fire Department received a donation from the United Auto Workers of Newton in the amount of \$1,000. The remaining \$28.89 and shipping costs will be paid for from the Fire Department Budget.

Project Specifications were prepared by the Fire Department and vendors came in to demonstrate the products they represented. We received bids from turnout gear vendors and made comparison by internet search:

Company	Quote
<i>Firefighter Dual Certified Gear</i>	
Enviro Safety (Internet)	\$ 729.48 per set
MacQueen Fire Equipment	\$ 823.00 per set
Feld Fire Equipment	\$ 850.00 per set
Fire Safety USA	\$ 1,175.00 per set
Company	Quote
<i>Rescue Helmets</i>	
Enviro Safety (Internet)	\$ 131.79 each
Feld Fire Equipment	\$ 160.00 each
MacQueen Fire Equipment	\$ 169.00 each

RECOMMENDATION

City Staff recommends Council award the purchase of firefighter's personal protective equipment to EnviroSafety of Vasalia, California for the purchase of seven (7) sets of firefighter PPE in the amount of \$ 5,106.36 and seven (7) rescue helmets in the amount of \$ 922.53; for a grand total of \$ 6,028.89. Grant funds from the Jasper Community Foundation in the amount of \$5,000 and a donation of \$1,000 from the United Auto Workers (UAW) of Newton will be utilized to pay for the purchase. The additional \$28.89 and shipping costs will be paid from the Fire Department budget.

Recommendation:

City Staff recommends Council award the purchase of firefighter's personal protective equipment to

EnviroSafety of Vasalia, California for the purchase of seven (7) sets of firefighter PPE in the amount of \$ 5,106.36 and seven (7) rescue helmets in the amount of \$ 922.53; for a grand total of \$ 6,028.89. Grant funds from the Jasper Community Foundation in the amount of \$5,000 and a donation of \$1,000 from the United Auto Workers (UAW) of Newton will be utilized to pay for the purchase. The additional \$28.89 and shipping costs will be paid from the Fire Department budget.

A handwritten signature in black ink, appearing to read "Matt Muckler". The signature is fluid and cursive, with the first name "Matt" and last name "Muckler" clearly distinguishable.

Matt Muckler, City Administrator

RESOLUTION NO. 2024-851

**RESOLUTION AWARDING THE PURCHASE OF FIREFIGHTER’S PERSONAL
PROTECTIVE EQUIPMENT**

WHEREAS, a firefighter’s personal protective equipment and fire hose are key in providing for their safety and protection; and

WHEREAS, fire department staff have requested purchasing lighter weight personal protective equipment dual certified for wildland and extrication operations use; and

WHEREAS, specifications were prepared and bids sought from vendors; and

NOW, THEREFORE, BE IT RESOLVED, by the City Council of Newton, Iowa, that the bids firefighter’s personal protective equipment be accepted from Enviro Safety Products of Vasalia, California for the purchase of seven (7) sets dual certified wildland turn out gear in the amount of \$ 5,106.36 and seven (7) rescue helmets in the amount of \$ 922.53; for a grand total of \$ 6,028.89.

BE IT FURTHER RESOLVED, the total purchase of six-thousand twenty eight dollars and eighty-nine cents (\$ 6,028.89) for the firefighter’s personal protective equipment project, is hereby approved. The project cost will be paid from the proceeds of the Jasper Community Foundation grant of \$5,000, a donation from the United Auto Workers (UAW) of \$1,000 and Fire Department budget for \$28.89.

PASSED this _____ day of September 2024.

APPROVED this _____ day of September 2024.

Evelyn George, Mayor

ATTEST:

Katrina Davis, City Clerk

City of Newton Council Report

**Item:**

Resolution to approve creating a temporary Firefighter/EMT position in the Fire Department

Summary:

This resolution proposes to add one temporary Firefighter/EMT to the Fire Department.

Financial Impact:

City Council previously approved the temporary positions and we expect to maintain increased revenue from the ability to complete transfers and experience an increase in salaries and benefits from the General and Employee Benefit Funds until the temporary positions are converted to permanent full-time positions.

Report Number: 2024-885**Date:**

September 16, 2024

Lead Department:

Fire

Recommendation:

Approve

Background:

Attached to this Council Report is a memorandum with background information regarding the proposed change in staffing at the Fire Department. The change in staffing level is summarized in the following table. With the exit of a FF/P on October 7th this position will become permanent full time FF/EMT. Similar to previous temporary full-time positions, once the position is converted to permanent full-time the temporary position is eliminated.

Department	Position	Current Authorization	Proposed Authorization
Fire	Fire Chief	1 FTE	1 FTE
Fire	Assistant Fire Chief	1 FTE	1 FTE
Fire	Fire Marshal	1 FTE	1 FTE
Fire	Fire Captain	3 FTE	3 FTE
Fire	Firefighter	19 FTE	19 FTE
Fire	Volunteer Firefighter	BY BUDGET	BY BUDGET
Fire	Administrative Specialist	1 FTE	1 FTE
Fire	Administrative Assistant	1 FTE	1 FTE
Fire	Temporary Firefighter/EMT/P	0 FTE	1 FTE

Recommendation:

City Staff recommends Council approve the addition of one temporary Firefighter/EMT position at the Fire Department.

A handwritten signature in black ink, appearing to read "Matt Muckler". The signature is fluid and cursive, with the first name "Matt" and last name "Muckler" clearly distinguishable.

Matt Muckler, City Administrator

RESOLUTION NO. 2024 –

RESOLUTION TO APPROVE CREATING A TEMPORARY FIREFIGHTER/EMT POSITION IN THE FIRE DEPARTMENT

WHEREAS, the Fire Department is currently authorized at 27 full-time employees and zero temporary employees; and

WHEREAS, turn over, injuries, and a long-term disability process have led to increased overtime and decreased ability to perform existing levels of output; and

NOW, THEREFORE, BE IT RESOLVED by the City Council of Newton, Iowa that a temporary Firefighter/EMT position be created resulting in 27 full-time employees and one temporary full-time employees.

BE IT FURTHER RESOLVED the temporary Firefighter/EMT position will be filled by the current certified list and when the full-time position is vacated on October 7th the FF in the temp position will move into the full-time position and the temporary position will be eliminated.

Department	Position	Current Authorization	Proposed Authorization
Fire	Fire Chief	1 FTE	1 FTE
Fire	Assistant Fire Chief	1 FTE	1 FTE
Fire	Fire Marshal	1 FTE	1 FTE
Fire	Fire Captain	3 FTE	3 FTE
Fire	Firefighter	19 FTE	19 FTE
Fire	Volunteer Firefighter	BY BUDGET	BY BUDGET
Fire	Administrative Specialist	1 FTE	1 FTE
Fire	Administrative Assistant	1 FTE	1 FTE
Fire	Temporary Firefighter/EMT/P	0 T-FTE	1 T-FTE
	Totals	27 FTE	27 FTE

PASSED this __16__ day of September, 2024.

APPROVED this _____ day of September, 2024.

Evelyn George, Mayor

ATTEST:

_____ Katrina Davis, City Clerk

City of Newton Council Report

**Item:**

Resolution approving a D&D 2.0 Demolition Grant for 315 East 12th Street North, Newton, Jasper County, Iowa

Summary:

Approval of a D&D 2.0 Grant for the demolition of the dilapidated home at 315 E 12 ST N.

Financial Impact:

Up to \$20,000.00 of D&D Funds

Report Number: 2024-870

Date:

September 16, 2024

Lead Department:

Community Development

Recommendation:

Approve

Background:

315 East 12th Street North

In May 2018, the City Council established the D&D 2.0 programs. One of these programs assists citizens in the private demolition of a dilapidated property. The maximum allowable grant award is \$20,000 and is a reimbursement of actual, paid demolition costs.

Jeffrey Paul Homes, LLC has purchased the dilapidated home at 315 East 12th Street North in Newton. The property has a history of being a low-conditioned rental property, having failed its initial rental inspection in 2021 and then subsequently just passing (while under previous ownership). The property is now vacant, and the current owner desires to demolish it.

Jeffrey Paul Homes, LLC recently constructed the new home at 1123 West 15th Street South, has submitted a building permit for a new home in Arbor Estates, and owns a number of rental properties throughout the community. Jeffrey Paul Homes, LLC is found to be a quality housing developer and rental-property owner in the community. Upon completion of the demolition, it is likely that this property will be redeveloped.

Recommendation:

Staff recommends approval.

A handwritten signature in black ink, appearing to read "Matt Muckler".

Matt Muckler, City Administrator

RESOLUTION NO. 2024 – _____

**RESOLUTION APPROVING A D&D 2.0 DEMOLITION GRANT
FOR 315 EAST 12TH STREET NORTH, NEWTON, JASPER
COUNTY, IOWA**

WHEREAS, *Envision Newton 2042* emphasizes the importance of improving the community’s curb appeal; and

WHEREAS, the City of Newton has added a grant program to the Newton Dangerous and Dilapidated Program to assist private citizens with the acquisition and demolition of dilapidated structures; and

WHEREAS, Jeffrey Paul Homes, LLC purchased the dilapidated property at 315 East 12th Street North;

WHEREAS, Jeffrey Paul Homes, LLC desires to demolish the structure;

WHEREAS, Jeffrey Paul Homes, LLC intends to own and maintain the property after demolition and will seek to redevelop with a new residential unit in the near future;

NOW THEREFORE, BE IT RESOLVED by the City Council of Newton, Iowa, that the D&D Grant Funds in an amount of up to \$20,000.00 be provided to Jeffrey Paul Homes, LLC as a reimbursement of actual paid demolition costs;

BE IT FURTHER RESOLVED by the City Council of Newton, Iowa:
That the City shall obtain the signatures on the D&D Grant Agreement and that copies of paid invoices be provided prior to issuance of the grant funds.

PASSED this _____ day of September, 2024.

APPROVED this _____ day of September, 2024.

Evelyn George, Mayor

ATTEST:

Katrina Davis, City Clerk



D&D Grant for Private Demolition

Between City of Newton and Jeffrey Paul Homes, LLC

This Agreement made and entered into this _____ day of _____ 2024 by and between the City of Newton, Iowa, hereinafter called "City" and Jeffrey Paul Homes, LLC, hereinafter called "Applicant."

WHEREAS, the Applicant submitted an application to receive D&D grant funds for the demolition of property located at 315 East 12th Street North, Newton, Iowa.

NOW, THEREFORE BE IT UNDERSTOOD AND AGREED:

- 1.) The Applicant will receive **up to \$20,000.00** in grant funds for the demolition of the dilapidated structure at 315 East 12th Street North, Newton, Iowa.
- 2.) The Demolition Project shall be completed by September 16, 2025.
- 3.) A Demolition Permit will be obtained by the Applicant or Applicant's contractor.
- 4.) Footings, foundations, and other ground work will be removed as part of the demolition project.
- 5.) The City of Newton will provide the grant funding as a reimbursement upon completion of the demolition.
- 6.) Copies of all receipts for each project area shall be submitted to the City of Newton, Community Development Department, 303 West 4th Street North, Suite 501 Newton, Iowa 50208 for administrative verification of expenditures and applicant match.

7.) The City will make timely payment of grant funds upon completion of the project and verification of project expenses.

Applicant:

Jeff Davis
Jeffrey Paul Homes, LLC
Owner

Date

For City of Newton:

Evelyn George, Mayor

Date