

NEWTON CITY COUNCIL MEETING MINUTES
NOVEMBER 4, 2024, 6:00 PM

Pledge

Pledge of Allegiance

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

Call to Order

1. Roll Call

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

Mayor George amended the agenda to remove item 29, Resolution amending the location of the animal control facility to 3985 W 8TH ST S.

Presentation

2. Iowa Speedway Check Presentation

Eric Peterson, Iowa Speedway president, presented a \$15,000 check on behalf of the racetrack and the NASCAR Foundation to Brett Lundberg representing Kick It Forward, to help promote and build the new soccer mini-pitch at Maytag park.

Citizen Participation

3. Jeff Farver, 909 E 7th St S, spoke about E 7th St S and thanked Public Works Director Grife for fixing the gravel, but is still concerned about the gravel washing out and the dust. Meg Outhouse, 1416 W 4th St N, thanked the staff for the speed monitor on W th St N. She is also concerned about the PGI convention and the fireworks in town. Jodeane Stark, 1208 W 4th St N also spoke about concerns with the PGI convention in city neighborhoods. Donna Stumme, safe at home address, thanked the council for listening.

Consent Agenda

Moved by Dalton, seconded by Hallam to approve consent agenda items 4-18. AYES: Six. NAYS: None. Consent Agenda was adopted.

4. October 21, 2024 Regular City Council Meeting Minutes
5. October 25, 2024 Special City Council Meeting Minutes
6. Approve Liquor Licenses for the following: Fore Seasons, 109 N 2nd Ave E, Class C Retail Alcohol License for Special Event December 7, 2024; and Raceway80 - LE0003804, 4300 S 22nd Ave E, Class E Retail Alcohol License
7. Approve the FY24 Annual Financial Report
8. Resolution levying assessments for costs of nuisance abatement and providing for the payment thereof (Schedule 24-14)
Resolution 2024-364 adopted.
9. Resolution fixing the amounts to be assessed against individual private properties for the abatement of nuisance violations (Schedule No. 24-15)
Resolution 2024-365 adopted.
10. Resolution awarding Contract for the Outdoor Warning Sirens Retrofit Project
Resolution 2024-366 adopted.
11. Resolution accepting completion of the 2024 HMA Resurfacing Project
Resolution 2024-367 adopted.
12. Resolution accepting completion of the W 4th St S (200-400 Block) Reconstruction Project
Resolution 2024-368 adopted.
13. Resolution approving an Engineering Services Agreement for the Westwood Golf Course Bridge Replacement and Repair Project
Resolution 2024-369 adopted.
14. Resolution setting a public hearing for the sale of City-owned property at 748 North 3rd Avenue East in Newton, Jasper County, Iowa
Resolution 2024-370 adopted.
15. Resolution setting a public hearing for the sale of City-owned property at 817 North 3rd Avenue East in Newton, Jasper County, Iowa
Resolution 2024-371 adopted.

16. Resolution Approving a Property Tax Rebate for the McCann Housing Associates, LP Property Located at 1105 East 12th Street South Within the McCann Urban Renewal Area
Resolution 2024-372 adopted.
17. Resolution amending Resolution 2024-340 for Awarding the Bid and Contracting for the Purchase and Installation of an Upgrade to the Fire Department Vehicle Exhaust Removal System
Resolution 2024-373 adopted.
18. Approve Bills

Ordinance

19. 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 300 Block of West Fourth Street North
Moved by Hallam, seconded by Simbro to approve the third consideration of the Ordinance. AYES: Six. NAYS: None. Third Consideration of the Ordinance was approved. Moved by Mullan, seconded by Mills, to adopt the Ordinance. AYES: Six. NAYS: None. Ordinance 2456 was adopted.
20. Second Consideration of an Ordinance Amending the City of Newton Official Zoning Map for the east 1,350 feet of Parcel #0826200003 (south side of the 2300–2400 blocks of N. 19th Ave. E.) from A-1: Agricultural to I-L: Light Industrial
Moved by Dalton, seconded by Hallam to approve the second consideration of the Ordinance. Council discussion ensued. Marsha and Tony Dunsmoore, 2901 N 19th Ave E; Tammy Stock, 1420 E 19th St N; Jerry Chandler, 1011 W 8th St N property owner; and Corinna Stokka, 2932 N 19th Ave E had concerns about rezoning to light industrial. Brett Doering, part owner of this property spoke about planning for this parcel, indicating that it is adjacent to the industrial area. Dick Boggess, 2319 N 6th Ave E, indicated that there isn't a written agreement yet and confirmed this would not be a high density use project. AYES: Four. NAYS: Mills, Simbro. Second Consideration of the Ordinance was approved.
21. First consideration of an Ordinance Amending various sections of the Code of Ordinances, City of Newton, Iowa, 2016, Title VII, Chapter 70, Section 70.15, "Traffic and Parking Schedules Adopted by Reference"
Moved by Hallam, seconded by Mullan to approve the first consideration of the Ordinance. AYES: Six. NAYS: None. First Consideration of the Ordinance was approved.
22. First consideration of an Ordinance Amending Various Sections of the Code of Ordinances, City of Newton, Iowa, 2016, Title IX, Chapter 90 "Animals"
Moved by Hallam, seconded by Mullan to approve the first consideration of the Ordinance. AYES: Six. NAYS: None. First Consideration of the Ordinance was approved.

Resolution

23. Resolution approving a temporary agreement with Ex Nihilo LLC for the use of three parking spaces in the City-owned parking lot at 123 North 3rd Avenue East for construction staging
Moved by Mills, seconded by Ervin to adopt the Resolution. AYES: Six. NAYS: None. Resolution 2024-374 adopted.
24. Resolution authorizing the City of Newton to update a 28E Agreement for Mutual Assistance for Polk County Area Fire/Rescue Services
Moved by Simbro, seconded by Dalton to adopt the Resolution. AYES: Six. NAYS: None. Resolution 2024-375 adopted.
25. Resolution approving the purchase of 335 South 5th Avenue West, Newton, Jasper County, Iowa, using the City's Low-Moderate Income Set-Aside Funds
Moved by Mullan, seconded by Simbro to adopt the Resolution. Jerry Chandler asked about the use of this property. The staff believed this would be a demo which would improve the values in the neighborhood. AYES: Five. NAYS: Ervin. Resolution 2024-376 adopted.
26. Resolution approving the use of City Park and Cemetery Grounds at 500 North 19th Avenue East, 201 North 19th Avenue East, 1901 West 4th Street North, and 3000 North 4th Avenue East for the 2025 Pyrotechnic Guild International Convention August 9-16, 2025
Moved by Ervin, seconded by Hallam to adopt the Resolution. Jeff Stark, 1208 N 4th St N; Dan Newell, 203 N 19th Ave W; Karen Backus, 1004 S 13th Ave W; Meg Outhouse,

1416 W th St N; and Tammy Stock, 1420 E 19th St N, spoke in opposition of allowing the PGI conference in the city neighborhood. Council member Hallam read a request from the PGI Newton committee. Council member Ervin explained the plans, confirming the hours would be from 4 pm to midnight from Saturday to Friday. He explained the FBI would be here doing training. The T-ball fields will be used for campgrounds only. The baseball fields and Woodland Park would be used for tents and materials. The softball fields and farmland north would be used for fireworks. The PGI Board must still approve the locations. Moved by Simbro to postpone the vote until PGI is able to provide more information. There was no second. The motion to postpone failed. AYES: Five. NAYS: Simbro. Resolution 2024-377 adopted.

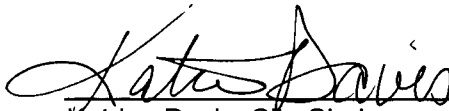
27. Resolution Approving the granting of Downtown Improvement Grant funds for 211 1st Avenue West, Newton, Iowa in the Sign Program Area
Moved by Hallam, seconded by Mills to adopt the Resolution. AYES: Six. NAYS: None. Resolution 2024-378 adopted.
28. Resolution approving the granting of Downtown Improvement Grant funds for 209 and 211 North 2nd Avenue West, Newton, Iowa in the Sign and the Restaurant Improvements Program Areas
Moved by Hallam, seconded by Mills to adopt the Resolution. AYES: Six. NAYS: None. Resolution 2024-379 adopted.
29. Resolution amending the location of the animal control facility to 3985 W 8TH ST S
The Mayor postponed item 29 at the onset of the meeting.

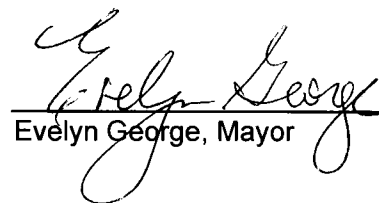
Mayor/Council Comments

30. Mayor and Council Comments
Ervin welcomed all the election candidates, Brad Magg, Jon Dunwell, Jerry Chandler, Randy Ray to the meeting, wished them good luck and reminded citizens to vote. Simbro saw reporters at Legacy Plaza showing all the things happening in that area. It's good to get public recognition.

Adjourn

Moved by Dalton, seconded by Mills to adjourn the meeting at 7:20 P.M. Motion unanimously carried by voice vote.


Katrina Davis, City Clerk


Evelyn George, Mayor

