



Newton City Council Agenda

January 20, 2025 - 6:00 PM

View the City Council Meeting:

In Person

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

Television

Mediacom Channel
12/85/121.12

Online

newtongov.org/cablecast

Pledge

Pledge of Allegiance

Call to Order

1. Roll Call

Presentation

2. Grow Solar Program (Free Educational Program on Solar Energy) - Jessica Maldonado from The Nature Conservancy

Citizen Participation

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

Consent Agenda

4. January 6, 2025 Regular City Council Meeting Minutes
5. January 6, 2025 Workshop Minutes
6. Approve Liquor Licenses for the following: American Legion Newton Post 111 - LC0018906, 1101 W 4th St S, Class C Retail Alcohol License, Outdoor Service, Catering renewal pending Dramshop verification; Biaggios Italian Restaurant, LLC - BW0097269, 2331 1st Ave E, Special Class C Retail Alcohol License renewal pending Dramshop verification; Cardinal Lanes - LC0046802, 1300 S 5th Ave E, Class C Retail Alcohol License renewal pending Dramshop verification; Dollar General #3032 - LG0000159, 1803 1st Ave E, Class B Retail Alcohol License renewal; Fore Seasons, 600 N 2nd Ave W, Class C Retail Alcohol License for Special Event February 13-17, 2025; Legends American Grill-Newton - LC0050866, 1425 W 19th St S, Class C Retail Alcohol License, Outdoor Service renewal pending Dramshop verification; Newton 66 #963 - LG0000322, 1806 S 12th Ave W, Class B Retail Alcohol License renewal
7. Resolution fixing the amounts to be assessed against individual private properties for the abatement of nuisance violations (Schedule No. 25-01)
8. Resolution authorizing the purchase of Water Meters and Radio Read End Points
9. Resolution to accept a principal forgiveness SRF grant award

10. Resolution authorizing the purchase of a vacuum street sweeper for the Public Works Department
11. Resolution approving a tire recycling agreement with Liberty Tire Recycling
12. Resolution approving a fiber optic easement for Mahaska Communication Group
13. Resolution accepting completion of the City of Newton Roof Repair Project 2023-01 - Parks
14. Resolution awarding contract for the City of Newton Fire Department Engine Bay Floor Reinforcing Project
15. Resolution Approving a Renewal Contract with Regal Clean LLC for the Janitorial Services at the City Hall and Police Facility
16. Resolution relating to the financing of proposed projects to be undertaken by the City of Newton, Iowa; establishing compliance with reimbursement bond regulations under the Internal Revenue Code
17. Approve Bills

Public Hearing

18. Public Hearing on a Resolution approving the purchase agreement for real property at City-owned property 1111 West 22nd Street South and Parcel Identification Number 0832477011
 - The City of Newton owns the remaining development lot on the west side of the Fountain Hills Subdivision at 1111 West 22nd Street South, and has offered it for sale.
 - Jeffrey Paul Homes, LLC has made an offer of \$2,000 for the lot, with a \$1,000 credit for street curb repairs, resulting in a financial benefit to the City of \$1,000. His offer includes a commitment to construct a new single family home that meets the requirements of the recorded, restrictive covenants for the subdivision.
 - The resolution also provides for a waiver of the sidewalk requirement noting the particular conditions of the subject property, including, topography, and the fact that the adjacent lots do not have a public sidewalk to connect to.
19. Resolution approving the purchase agreement for real property at City-owned property 1111 West 22nd Street South and Parcel Identification Number 0832477011
20. Public Hearing on a Resolution approving the Fastpitch SB Complex Minor Plat I
 - The Minor Plat proposes re-platting and consolidation of land and establishes a clear legal description and new lot lines generally in the 3000 block of Rusty Wallace Drive.
 - The primary motivation for this application is creation of one lot for the newly proposed private softball complex development.
 - On January 7, 2025, the Planning & Zoning Commission recommended approval.
21. Resolution approving the Fastpitch SB Complex Minor Plat I
22. Public Hearing on an Ordinance amending The Code of Ordinances, City of Newton, Iowa, Title XV: Land Usage, Chapter 158: Zoning

- As the Newton City Council has endeavored to find a location for the animal control facility, it became apparent that the zoning code does not clearly address the when and where such facilities are allowed, leaving too much up to administrative interpretation.
- At their meeting on January 7, 2025, the Planning and Zoning Commission reviewed zoning code amendments which provide stronger clarity on the matter of kennel, pet boarding, and pounds.
- The code amendments provide specific locational criteria as it relates to nearby uses and establish a conditional use permit requirement, which requires a public hearing and neighborhood notification prior to a decision, for certain household pet housing facilities within the agriculture, commercial, and industrial districts.

23. First Consideration of an Ordinance amending The Code of Ordinances, City of Newton, Iowa, Title XV: Land Usage, Chapter 158: Zoning
24. Public hearing on a resolution rejecting bids for the 1st Ave E (Hwy 6) Traffic signal upgrade Project
 - Five signalized intersections on 1st Ave E do not have ADA signals with an audible sound and pedestrian count-down heads.
 - The City of Newton was awarded an Iowa Department of Transportation (DOT) Traffic Safety Improvement Program (TSIP) grant for this project for \$102,420.00
 - Due to prices being well over the awarded grant amount for the project, it is recommended that all bids be rejected.
25. Resolution rejecting all bids for the 1st Ave E (Hwy 6) Traffic signal upgrade Project

Ordinance

26. First Consideration of an Ordinance to adopt the Code of Ordinances of the City of Newton, Iowa, 2025, AKA "City Code"
 - On August 1st, 2016 the City Council adopted the 2016 City Code of Newton, Iowa; and adds new ordinances and amendments upon passage by supplementation to the City Code as required by Iowa Code 380.8.
 - It is now appropriate to adopt the 2025 code of compiled and existing ordinances under the statute, without any substantive changes proposed.

Resolution

27. Resolution approving the Award of Downtown Housing and Downtown Improvement grants for the building at 107 1st Avenue West
 - On January 8, 2025, the Downtown Grant Review Board recommended approval of downtown housing and downtown improvement grant funds to Jerry Schwaller, Ex Nihilo LLC
 - The maximum grant amount is \$27,287.50, provided a 1:1 match is met.

28. Resolution accepting the Resource Enhancement and Protection (REAP) Fund Grant for the purpose of constructing an ADA Accessible Fishing Pier and Walking Trails Around Cardinal Pond in Newton, Jasper County, Iowa
- The City of Newton applied for a REAP Grant from the Iowa DNR to support recreation and access improvements at Cardinal Pond.
 - The grant does not have a match requirement and will pay 100% of the project development costs up to \$125,000.
 - This resolution accepts the grant and authorizes the mayor to sign the grant agreement.

Mayor/Council Comments

29. Mayor and Council Comments

Adjourn

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

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