



Newton City Council Agenda

February 17, 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

Proclamation

2. Government Communicators Day

Presentation

3. Historic Preservation Commission Annual Report 2024 - Larry Hurto, HPC Chair

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. February 3, 2025 Regular City Council Meeting Minutes
6. February 3, 2025 Budget Workshop Minutes
7. Approve Liquor Licenses for the following: American Legion Newton Post 111, 600 N 2nd Ave W, Special Class C Retail Alcohol License for Special Event April 3-7, 2025, pending dramshop review; Americinn - BW0097446, 4401 S 22nd Ave E, Special Class C Retail Alcohol License pending dramshop review; Hy-Vee Fast and Fresh - LE0003889, 1421 1st Ave E; Hy-Vee Food Store #1 - LE0000090, 1501 First Ave E; and Hy-Vee Market Cafe - LC0041009, 1501 1st Ave E, Market Cafe Area, ownership updates; Levy @ Iowa Speedway, 3333 Rusty Wallace Dr, Class C Retail Alcohol License, Outdoor Service renewal
8. Approve January 1 - June 30, 2025 Device Permit for Newton Market, 321 1st Ave W; Newton Tobacco & Vape, LLC, 309 Iowa Speedway Dr; and Tobacco, Vape, E-Cig, 1126 1st Ave E
9. Resolution fixing the amounts to be assessed against individual private properties for the abatement of nuisance violations (Schedule No. 25-02)

10. Resolution approving the 2024 Certified Local Government Annual Report for the Historic Preservation Commission
11. Resolution Approving a Property Tax Rebate for the Jasper Point Plaza, LLC Property Located Within the 1st Avenue East Urban Renewal Area
12. Resolution awarding contract for the 2025 Highway and Symbol Painting Project
13. Resolution approving a contract from Midwest Inflatables, LLC for Newton Fest activities.
14. Resolution approving a quote to replace the undercarriage of the Landfill 850L dozer
15. Resolution approving the Clinical Engineering Agreement with Unity Point Health
16. 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 1st Ave E (Hwy 6) Traffic Signal Upgrades Project
17. Approve Bills

Ordinance

18. Third 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.
19. Third Consideration of 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.
20. First Consideration of an Ordinance amending the code of ordinances, City of Newton, Iowa, 2016, Title V, Chapter 54, Waterworks Section 54.02 – 54.19 by adding or deleting language
 - In November of 2022 Council approved a reorganization, creating the Utilities Department, placing waterworks under the Utilities

Department. Numerous language changes throughout this ordinance are to reflect Utilities, versus Public Works.

- Other changes include clarification to numerous code sections, updates to operational procedures and adjustment to service fee schedule.

Resolution

21. Resolution approving the City-wide Signage Replacement Project
 - In order to maintain a positive and professional image for residents and visitors alike, it is necessary to repair and replace City 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.
22. Resolution approving Change Order #3 for the Westwood Clubhouse Phase #2 Interior Improvements Project
 - On October 21, 2024, council approved the Westwood Clubhouse Interior Build-out contract with Ball Team, LLC. At that time the add-alternate for the bar construction was not included.
 - It is now an appropriate time to move forward with the construction of the bar in the amount not to exceed \$75,000, using donated funds secured by the Westwood Clubhouse Fundraising Committee.

Staff Report

23. Solid Waste and Recycling Hauling Contract - Joe Grife, Public Works Director

Mayor/Council Comments

24. Mayor and Council Comments

Closed Session

25. 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 2025

Return to Open Session

26. 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.

Find us online: www.newtongov.org



PROCLAMATION

GOVERNMENT COMMUNICATORS DAY

FEBRUARY 21, 2025

WHEREAS, the role of government communications professions is to inform, educate and engage their communities; and

WHEREAS, robust communication in government creates trust and inspires residents to take action and be involved; and

WHEREAS, government communications create relationships and calls to action, build awareness and understanding through storytelling, engage and foster engagement on civic issues and use all channels to include people in critical decisions; and

WHEREAS, it is essential to have strong communications in government because it is a foundational element of living in a democracy where citizens have the freedom to make their voice heard; and

WHEREAS, the City is proud and has deep gratitude and recognition for government communicators' professionalism, dedication, hard work, commitment, enthusiasm and sacrifice;

NOW, THEREFORE, I, the Mayor of the City of Newton do hereby proclaim February 21, 2025 as

GOVERNMENT COMMUNICATORS DAY

in Newton, Iowa and encourage all residents to thank the City's Community Marketing Manager and other members of the Community Development Department who have dedicated their career to ensure City has effective, impactful and successful communication strategies that resonate and are relevant.

Dated this _____ day of February 2025.

Katrina Davis, City Clerk

Evelyn George, Mayor

NEWTON CITY COUNCIL MEETING MINUTES
FEBRUARY 3, 2025, 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. Absent: Ervin.

Citizen Participation

2. Frank Liebl, Newton Development Corporation spoke regarding their annual report. They will be sending them out to companies and businesses that are inquiring about Newton. He thanked council for their continued support. Jerry Schwaller, owner of 107 1st Avenue W wanted to thank the city for the continued support with the grant money for Gray Moon Market. Remma Henning, 509 E 21st St S, recently purchased their first home but took awhile to transfer into their new home. Did not receive the snow removal notice and asking if there is anything that can be done.

Consent Agenda

Moved by Hallam, seconded by Mills to approve consent agenda items 3-23. Hallam clarified the minutes for the January 16th meeting by adding that he attended via telephone. AYES: Five. NAYS: None. Consent Agenda was adopted.

3. January 16, 2025 Special City Council Meeting Minutes
4. January 20, 2025 Special City Council Meeting Minutes
5. January 20, 2025 Regular City Council Meeting Minutes
6. January 20, 2025 Budget Workshop Minutes
7. Approve Liquor Licenses for the following: Dollar General #3032 - LC0000159, 1803 1st Ave E, ownership updates pending background check; Los Amigos Mexican Bar and Grill, Inc - LC0048081, 2002 1st Ave E, Class C Retail Alcohol License, Outdoor Service renewal
8. Resolution adopting 2025 S19 Supplement to the "Code of Ordinances of The City of Newton, Iowa, 2016," and approving distribution of the same to code subscribers
Resolution 2025-028 adopted.
9. Resolution appointing Robert McCormick to the Newton Planning and Zoning Commission for an unexpired term ending December 31, 2027
Resolution 2025-029 adopted.
10. Resolution levying assessments for costs of nuisance abatement and providing for the payment thereof (Schedule 25-01)
Resolution 2025-030 adopted.
11. Resolution sponsoring the application of TPI Composites, Inc., dba TPI Iowa, LLC, to the Iowa Economic Development Authority High Quality Jobs Program
Resolution 2025-031 adopted.
12. Resolution approving a 28E agreement with the Iowa Department of Revenue, Alcohol & Tax Compliance Division for participation in underage alcohol compliance checks
Resolution 2025-032 adopted.
13. Resolution approving the Agreement for Covenants and Restrictions for 515 West 4th Street North, Newton, Jasper County, Iowa
Resolution 2025-033 adopted.
14. Resolution approving the Amended Purchase Agreement for the "Hatchery Site" at 1015 North 3rd Avenue East, 1117 North 3rd Avenue East, and 211 East 12th Street North
Resolution 2025-034 adopted.
15. Resolution accepting completion of the Outdoor Warning Sirens Electrical service project
Resolution 2025-035 adopted.
16. Resolution approving an amendment to the Professional Services Agreement for the Public Works Community Development Wash Bay Project
Resolution 2025-036 adopted.

17. Resolution approving an agreement with Driving Cap Entertainment for a UV glow foam party at Newton Fest 2025
Resolution 2025-037 adopted.
18. Resolution awarding contract for the Newton Public Library Furnace Replacement & Installation Project
Resolution 2025-038 adopted.
19. Resolution Amending Resolution 2024-277 Authorizing the Newton Fire Department to accept the 2023 Assistance to Firefighters Grant award in the amount of \$ 62,904.76
Resolution 2025-039 adopted.
20. Resolution amending Resolution 2024-373 for Awarding the Bid and Contracting for the Purchase and Installation of an Upgrade to the Fire Department Vehicle Exhaust Removal System.
Resolution 2025-040 adopted.
21. Resolution approving the purchase of public area furniture for the Westwood Clubhouse
Resolution 2025-041 adopted.
22. Resolution setting the date for public hearings on proposal to enter into General Obligation Loan Agreements and to borrow money thereunder
Resolution 2025-042 adopted.

23. Approve Bills

Ordinance

24. Second Consideration of an Ordinance to adopt the Code of Ordinances of the City of Newton, Iowa, 2025, AKA "City Code"
Moved by Mullan, seconded by Dalton to approve the second consideration of the Ordinance. AYES: Five. NAYS: None. Second Consideration of the Ordinance was approved.
25. Second Consideration of an Ordinance amending The Code of Ordinances, City of Newton, Iowa, Title XV: Land Usage, Chapter 158: Zoning
Moved by Simbro, seconded by Hallam to approve the second consideration of the Ordinance. Tyler Clement, 2408 N 7th Ave PI E, asked to have clarification conversations with land owners. AYES: Five. NAYS: None. Second Consideration of the Ordinance was approved.

Resolution

26. Resolution Approving a three year Professional Services Agreement with Schneider Geospatial, LLC for the GeoPermits Portal Development, Hosting, and Maintenance
Moved by Dalton, seconded by Mullan to adopt the Resolution. AYES: Five. NAYS: None. Resolution 2025-043 adopted.
27. Resolution Authorizing Temporary Positions in the Administration Department and the Police Department for FY26
Moved by Hallam, seconded by Simbro to adopt the Resolution. AYES: Five. NAYS: None. Resolution 2025-044 adopted.
28. Resolution approving reorganization of staffing for Westwood Golf Course
Moved by Hallam, seconded by Mullan to adopt the Resolution. AYES: Five. NAYS: None. Resolution 2025-045 adopted.
29. Resolution approving the purchase of two golf simulators for the Westwood Clubhouse
Moved by Dalton, seconded by Hallam to adopt the Resolution. AYES: Five. NAYS: None. Resolution 2025-046 adopted.
30. Resolution supporting the Grow Solar Program
Moved by Mills, seconded by Hallam to adopt the Resolution. AYES: Five. NAYS: None. Resolution 2025-047 adopted.
31. Resolution authorizing the City of Newton to update a 28E Agreement for Mutual Assistance for Poweshiek County Emergency Services
Moved by Mills, seconded by Dalton to adopt the Resolution. AYES: Five. NAYS: None. Resolution 2025-048 adopted.
32. Resolution to approve creating a temporary Firefighter/EMT position in the Fire Department
Moved by Mills, seconded by Mullan to adopt the Resolution. AYES: Five. NAYS: None. Resolution 2025-049 adopted.

Mayor/Council Comments

33. Mayor and Council Comments

Mayor George announced the 2025 WHO Great Tractor Ride sponsored by the Iowa Speedway from June 15 through June 18th.

Adjourn
Moved by Dalton, seconded by Hallam to adjourn the meeting at 6:27 P.M. Motion unanimously carried by voice vote.

Katrina Davis, City Clerk

Evelyn George, Mayor

NEWTON BUDGET WORKSHOP CITY COUNCIL MEETING MINUTES
FEBRUARY 3, 2025, 6:30 PM

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 in the Council Chambers at 101 West 4th Street South. Mayor George presided. Present Council Members: Mills, Mullan, Dalton, Hallam. Absent: Simbro, Ervin.

Presentation

2. Final review of FY26 Budget - Lisa Frasier, Finance Officer & Candace Streeter, Sr Financial Analyst

Frasier presented on assessed values in comparison with taxable values and the effects of HF718 & SF2442. General Fund (\$8.37) Property Taxes received in FY26 are projected to increase by only \$61,886. (1.36%). The FY27 budget projections were reviewed. As has been reported in many media sites, the City of Newton is not in a unique situation for budget cuts. Streeter presented on what residents can expect for taxes depending on various situations.

3. Outside Agency FY26 Funding

There was consensus to keep funding consistent.

Mayor/Council Comments

4. Mayor and Council Comments

Mullan reiterated that legislative changes are forcing many cuts across the state. Mayor George has had many conversations with other central Iowa Mayors regarding the negative effects to city budgets.

Adjourn

Moved by Mills, seconded by Mullan to adjourn the meeting at 7:03 P.M. Motion unanimously carried by voice vote.

Katrina Davis, City Clerk

Evelyn George, Mayor

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. 25-02)

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: \$4,400.00

Report Number: 2025-144

Date:

February 17, 2025

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 2025- _____

**RESOLUTION FIXING THE AMOUNTS TO BE ASSESSED AGAINST INDIVIDUAL
PRIVATE PROPERTIES FOR THE ABATEMENT OF NUISANCE VIOLATIONS
(SCHEDULE NO. 25-02)**

WHEREAS, the City of Newton has abated nuisance violations at the addresses as found in Schedule No. 25-02: 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 25-02: 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 25-02: 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 25-02: Assessment for the Expenses for Nuisance Abatement.

PASSED this _____ day of February, 2025.

APPROVED this _____ day of February, 2025.

Evelyn George, Mayor

ATTEST:

Katrina Davis, City Clerk

Schedule 25-02: 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
BPOE Lodge #1270	834176010	111 E 2nd St S	Newton	\$93,520	\$50.00	\$150.00	\$200.00	ORIGINAL PLAT LOT 7 BLK 21	1/3/2025
Chagani Brothers LLC	834138004	115 N 2nd Ave E	Newton	\$194,250	\$50.00	\$150.00	\$200.00	ORIGINAL PLAT LOTS 1 & 2 BLK 15	1/3/2025
Jacob Christiansen	834301007	301 S 5th Ave W	Newton	\$130,150	\$50.00	\$150.00	\$200.00	E M CALDWELL'S ADD LOT 1 BLK 1 EX E 5'	1/9/2025
Farrell Properties Inc	834303022	611 W 2nd St S	Newton	\$106,960	\$50.00	\$150.00	\$200.00	STONE'S ADD LOT 21	1/9/2025
Robin Maddison	834303020	525 W 2nd St S	Newton	\$155,990	\$50.00	\$150.00	\$200.00	STONE'S ADD LOT E	1/9/2025
Carissa Miller	834303001	502 W 3rd St S	Newton	\$205,940	\$50.00	\$150.00	\$200.00	STONE'S ADD N 66' LOT F	1/9/2025
Jerome Morris	834162005	324 W 3rd St S	Newton	\$227,150	\$50.00	\$150.00	\$200.00	ORIGINAL PLAT LOT 6 OUTLOT 16	1/9/2025
Wesley Barton	834435002	708 E 9th St S	Newton	\$102,540	\$50.00	\$150.00	\$200.00	LINCOLN PLACE ADD LOT 3 BLK 11	1/9/2025
Cody Jones	834333005	620 E 4 1/2 St S	Newton	\$113,100	\$50.00	\$150.00	\$200.00	LEONARD'S ADD LOTS 4 & 12 & S 6' OF LOTS 3 & 11 BLK 4	1/9/2025
Nathan Dudley	834254014	418 E 5th St S	Newton	\$163,620	\$50.00	\$150.00	\$200.00	SOUTH EAST ADD LOT A BLK 5 EX E 66'	1/8/2025
Golden Hammer Contractors	834279017	900 S 5th Ave E	Newton	\$22,570	\$50.00	\$150.00	\$200.00	LUSK'S SD LOT C	1/8/2025
Golden Hammer Contractors	834281034	1106 S 5th Ave E	Newton	\$21,440	\$50.00	\$150.00	\$200.00	JONES' SD E 1/2 OF S 178' LOT A BLK U	1/8/2025
Shawn Hoffman	834189014	423 E 5th St S	Newton	\$83,220	\$50.00	\$150.00	\$200.00	DAVIS SD OF OUTLOT 21 E 62' LOTS 13-14 & S 8.25' OF ALLEY ADJ ON NORTH	1/8/2025
Gary Martin	833257025	311 W 8th St S	Newton	\$89,230	\$50.00	\$150.00	\$200.00	JOY'S SD LOT 5 BLK A	1/10/2025
Mdc Enterprises LLC	834254021	732 S 5th Ave E	Newton	\$93,260	\$50.00	\$150.00	\$200.00	SOUTH EAST ADD LOT F BLK D & E 1/2 LOT 12 BLK 1	1/8/2025
Real Estate Solutions LLC	833257023	225 W 8th St S	Newton	\$130,920	\$50.00	\$150.00	\$200.00	JOY'S SD LOT 3 BLK A	1/10/2025
Paige Smith	834251025	604 S 3rd Ave E	Newton	\$145,910	\$50.00	\$150.00	\$200.00	SOUTH EAST ADD LOT 60 BLK B	1/8/2025
Caitlyn Still	834428003	1009 S 5th Ave E	Newton	\$122,580	\$50.00	\$150.00	\$200.00	DREW & BALL'S ADD LOT 6	1/8/2025
Joshua Stogdill	834189013	422 E 4 1/2 St S	Newton	\$105,730	\$50.00	\$150.00	\$200.00	DAVIS SD OF OUTLOT 21 W 70' LOTS 13-14 & S 1/2 ALLEY ADJ ON N OF LOT 14	1/8/2025
David Troen	834432001	602 E 10th St S	Newton	\$90,010	\$50.00	\$150.00	\$200.00	LINCOLN PLACE ADD LOT 2 BLK 7	1/9/2025
Gretchen Vandervort	834281036	1120 S 5th Ave E	Newton	\$119,950	\$50.00	\$150.00	\$200.00	JONES' SD LOT 3 BLK V	1/8/2025
Lyndon Woods	834280014	1002 S 5th Ave E	Newton	\$125,810	\$50.00	\$150.00	\$200.00	JONES' SD S 96' LOTS 6 & 14 BLK W	1/8/2025
TOTAL:							\$4,400.00		

City of Newton Council Report

**Item:**

Resolution approving the 2024 Certified Local Government Annual Report for the Historic Preservation Commission

Summary:

A requirement for the Newton HPC to maintain the Certified Local Government status is submitting an annual report.

Financial Impact:

None.

Report Number: 2025-50

Date:

February 17, 2025

Lead Department:

Community Development

Recommendation:

Approve

Background:

Newton HPC is a Certified Local Government, making the City eligible for additional grant opportunities in our community.

The annual report provides a summary of activities undertaken by the commission in 2024. Highlights include:

- Hosting SPARK - a Smithsonian Exhibition exploring educational opportunities for Newton residents in 2024 through the State of Iowa traveling museum and Smithsonian Institute.
- A number of historical presentations/programs provided in the community.
- Published articles by Commission Chair Hurto in Jasper County Living.
- Providing information about historic properties to citizens

Recommendation:

Staff recommends approval.

Matt Muckler, City Administrator

RESOLUTION NO. 2025 – _____

**RESOLUTION APPROVING THE 2024 CERTIFIED LOCAL
GOVERNMENT ANNUAL REPORT FOR THE NEWTON HISTORIC
PRESERVATION COMMISSION**

WHEREAS, the Newton Historic Preservation Commission is a Certified Local Government through the State Historic Preservation Office of Iowa; and

WHEREAS, there is a requirement to prepare and submit an annual report to the State Historic Preservation Office of Iowa to maintain the Certified Local Government status, which provides for additional preservation related grant opportunities; and

NOW THEREFORE, BE IT RESOLVED that the City Council of Newton Iowa approves the 2024 Annual Report and authorizes the Mayor to sign the Certified Local Government Annual Report signature form.

PASSED this _____ day of February 2025.

APPROVED this _____ day of February 2025.

Evelyn George, Mayor

ATTEST:

Katrina Davis, City Clerk

NOT SUBMITTED

Reviewers cannot see your material until you submit your application. Once you have finished the last step, you will receive a confirmation message and ID number.

Iowa Economic Development Authority

SHPO CLG Annual Report 2024

Newton Historic Preservation Commission / Varsha Borde
303 W 4th St N Ste 501
Newton, IA 50208, United States
641-792-6622
varshab@newtongov.org

Forms [Edit](#)

SHPO Certified Local Government Annual Report * indicates a required field

Under the CLG Agreement with the State, local governments and their historic preservation commissions are responsible for submitting an annual report documenting the commission's preservation work and that they have met the requirements of the CLG program.

This annual report is also an important tool for your commission to evaluate its own performance and to plan for the coming year.

We look forward to hearing from each CLG this year!

1.

I am aware this report must be presented and reviewed by either the City Council or the Board of Supervisors prior to submission and requires a signature from either the mayor or the chair of the board of supervisors.

The signature form is located here: https://iowa1.sharepoint.com/:w/s/PublicShares-SHP02/EWJOyE84x5BEqsMBNQHgagMBGTWUBVRnzrokBawjj6h_3w?e=HeBDes

yes

2. Name of the city, county, or land use district:

Please choose from the drop down list.

Newton Historic Preservation Commission

3. Did your commission undertake any survey or identification projects during 2024?

CLG Standards are in your local government's Certified Local Government (CLG) Agreement and the National Historic Preservation Act:

The CLG shall maintain a system for the survey and inventory of historic and prehistoric properties in a manner consistent with and approved by the STATE.

No

3.1.

Please explain how your local government plans to meet this CLG requirement in the future?

We maintain records of the existing districts in the City of Newton

4. Did your commission undertake any registration/nomination projects in 2024?

The CLG reviews all National Register nominations for any resources that lies within the jurisdiction of the historic preservation commission.

No

5.

Within your local government's jurisdiction were any National Register of Historic Places listed properties moved or demolished in 2024?

If you need a list of the properties that are listed on the National Register of Historic Places within your jurisdiction, please contact historic.preservation@iowaeda.com

No

6. Does your local government designate local landmarks or local districts?

IMPORTANT: Most local governments do not have a program for local designation. If you have questions about whether you have a local designation program or not, please contact the CLG Coordinator at historic.preservation@iowaeda.com before you complete this section.

No

7.

Has your community passed any ordinances that directly or indirectly impact the preservation of historic resources?

No

8.

Did your city, county, LUD or its historic preservation commission undertake any of the following activities in this calendar year? Please think broadly about this question and include any activity (small or large) that facilitated historic preservation in your community. This is your opportunity to boast about your accomplishments and get credit for the great work you do!

Please check all that apply!

CLG Standards found in CLG Agreement and National Historic Preservation Act:

- 1) The CLG will enforce all appropriate state and local ordinances for designating and protecting historic properties.
- 2) The CLG shall provide for adequate public participation in the local historic preservation programs.

c. Sponsored public educational programming in historic preservation. Examples include training sessions offered to the public, walking tours, open houses, lectures, Preservation Month activities, etc.

8.1. Please describe your community's public education programs in his calendar year.

Please provide specific details such as date of event, description of the event, how many people participated, whether the commission partnered with other organizations.

December 30, 2024 - January 30, 2025 - HPC and the City of Newton hosted Spark! Places of Innovation, an exhibition on loan from the Smithsonian Institution celebrating small-town ingenuity.

All current Commissioners (and two former Commissioners) attended Downtown Dream, an event celebrating Newton Main Street's ten years of existence, on Apr. 26.

City staff was able to rescue a pre-1911 Race Street street marker from the east curb of W. 4th St. S.

Chairperson Larry Hurto was involved in the following activities and educational events in 2024 -

- Presented the first Brown Bag Lunch of the year – "The Stagecoach Era in Jasper County" – at the Jasper County Historical Museum on Apr. 10 to a crowd of 33 interested listeners.
- Helped identifying Civil War veterans buried at Wittemberg Cemetery for Memorial Day services.
- Ordered plaque from Bob's Custom Trophies, of Indianola, commemorating Wittemberg Church and Cemetery's roles in Underground Railroad activities.
- Worked with the Jasper County Museum Director to accept a mural that Bonnie Terpstra, had found in the upstairs of their building, picturing half a dozen female Tyler Studio employees processing film.
- Helped trim around the grave markers of seven veterans of the 60th Infantry Regiment of U. S. Colored Troops (1863-65) buried in Newton Union Cemetery for Memorial Day.
- Assisted Commissioner Peska in selecting images and documents pertaining to First Presbyterian Church from JCHS files which she was able to borrow for display at the church's celebration of the 100th anniversary .
- Worked with Jasper County Museum to help Jenna Porter, a design and planning manager with Red House Remodeling in West Des Moines, who's been hired by Christensen Development to peruse the historical society's photo collection for images for reproduction and hanging in the new housing project in Newton.
- Volunteered on the Carnegie Libraries in Iowa Project submitting history and writing biographies of librarians and townspeople associated with the old Carnegie Library on W. 4th St. N. (non-extant).
- Ordered and received a plaque which I from Bob's Custom Trophies, of Indianola, commemorating Wittemberg Church and Cemetery's roles in Underground Railroad activities.

Chairperson Larry Hurto authored the following published articles in 2024:

1. "Downtown Newton in Stagecoach Days," Jasper County Living, Spring 2024, p. 27.
2. "150 years of worship: St. Stephen's Episcopal Church celebrates sesquicentennial on April 7," Newton News, March 29, 2024, pp. 1A, 14A.

3. "Lister's Opera House," Jasper County Living, Summer 2024, pp. 27, 30.
4. "E. E. Duer, Grocer and General Merchant," Jasper County Living, Winter 2024, pp. 25, 27.
5. "Masquerade ball and 'grand supper' was holiday 'event of the season' in Newton 150 years ago," Newton News, December 24, 2024, pp. 1A-2A.
6. Hurto's article "150 years of worship: St. Stephen's Episcopal Church celebrates sesquicentennial on April 7," appeared in the Mar. 29 issue of Newton News.
- Published the book "Newton Main Street's Stories from Downtown", was published.

9.

Were there any issues, challenges or successes your preservation commission encountered or accomplished this year?

Received and displayed - SPARK - the Smithsonian Exhibit on Innovation.
 Attempted to get the Iowa Mobile Museum, but could not, due to the State department's re-organization of the staff. Will try to get the museum in the future.

10. What partnerships did your commission form or continue with other entities?

Examples include local main street office, local school, historical society, library, museum, service club, etc.

If none, enter N/A

Continued partnership with Newton Main Street.

11.

Did your historic preservation commission receive any grants (other than CLG) this year? If so, please describe. If none, enter N/A.

N/A

12. Does your Historic Preservation Commission have a website?

Yes

12.1. What is the website address?

<https://ia-newton.civicplus.com/391/Historic-Preservation-Commission>

13.

List dates of public commission meetings held (please note these are meetings actually held with a quorum, not just those that were scheduled).

CLG Standards found in CLG Agreement and National Historic Preservation Act:

- 1) The CLG will organize and maintain a historic preservation commission, which must meet at least three (3) times per year.
- 2) The commission will be composed of community members with a demonstrated positive interest in historic preservation, or closely related fields, to the extent available in the community.
- 3) The commission will comply with Iowa Code Chapter 21 (open meetings) in its operations.
- 4) Commission members will participate in state-sponsored or state-approved historic preservation training activities.

2/5/2024, 3/4/2024, 5/6/2024, 6/3/2024, 7/1/2024, 8/5/2024, 9/9/2024, 10/7/2024, 11/4/2024, 12/2/2024

14.

Based on the work plan submitted last year for your commission please provide a self assessment of the progress your commission made on the initiatives and programs that were identified last year.

- 1.) Provide at least 2 learning opportunities for the general public regarding Newton History and/or preservation. This can be through a lunch and learn presentation or articles written in an area publication.
 - a) SPARK Smithsonian exhibit on innovation was displayed at Newton, IA from December 30th, 2025 to January 30th, 2025. ~240 visitors from Newton and other Iowa towns visited the exhibit.
 - b) Larry Hurto, Chairperson, Newton HPC presented the first Brown Bag Lunch of the year – "The Stagecoach Era in Jasper County" – at the Jasper County Historical Museum on Apr. 10 to a crowd of 33 interested listeners.
- 2.) Continue the Newton Historic Building Plaque Project -
 - a) 6 buildings have been selected for the plaques, more are in the process of being selected.
- 3.) Have City support staff and at least 1 commissioner participate in historic preservation related webinars and/or attend the Preserve Iowa Summit.
 - a) Commissioners Rita Reinheimer and Kelly Bennett attended 2 different presentations offered by the State.
- 4.) Seek grants that the commission can apply for to support rehab and redevelopment of

historic properties.
a) No grants were applied for.

15. Where are your official CLG files located?

Please describe where the paper or physical files are stored and where the digital records are being stored.

303 West 4th Street North, Newton, Iowa 50208

16.

In this calendar year, what was the dollar amount of the historic preservation commission's annual budget?

We recommend that the local government provide the commission a minimum of \$750 annual budget to pay for training and other commission expense.

0

17. Additional Budget information

This is an optional question, if there is any additional information you wish to share with the State Historic Preservation Office regarding your community's budget.

The Historic Preservation Commission is part of the Community Development Department. As such, operations for HPC are funded through the department budget, which exceeds \$100,000 (excluding staff salaries).

18. 2025 Work Plan

Each Commission should develop an annual work plan for the upcoming year. Please include the project(s), initiatives and programs your commission plans to begin or complete.

[2025 Work Plan.docx](#)

19.

Does your commission have any vacancies? If so, how many? If you have no vacancies please enter N/A.

Please also use this field to describe any plans the commission has to fill those vacant positions.

N/A

20. Commission Members

Please include all commission members in this table.

If the commissioner represents a locally designated district please provide the district in their role field.

If the commissioner doesn't have an email address please enter a phone number.

For any new commissioners please include the biographical sketch in the following question.

First and Last Name	Mailing Address	Email Address	Term	Role
Larry Hurto		larrythekid@ymail.com		Chairperson
Rita Reinheimer		rita409@gmail.com		
Toni Peska		tlpeska@gmail.com		
Kelly Bennett		kbennett@jaspercoatty.org		
Wes Ranard		wjrmga@gmail.com		

21.

Please attach biographical sketches for commissioners who were newly appointed in last calendar year.

Please be sure newly appointed commissioners sign and date their statement.

[WesRanard_ApplicationHPC.pdf](#)

22.

Which of your commission members, staff, and/or elected officials attended the 2024 Preserve Iowa Summit?

Now is also a good time to start planning to attend the 2025 Preserve Iowa Summit in Muscatine June 5-7, 2025.

The 2024 Preserve Iowa Summit was not attended by any of the commissioners

23. Commission Training Table

An important requirement of the Certified Local Government program is annual state-sponsored or state-approved training undertaken by at least one member of the historic preservation commission and/or staff liaison.

In this table, please provide information about the commissioners' involvement in historic preservation training (beyond or instead of the Preserve Iowa Summit), listing the name of the conference, workshop or meeting (including online training opportunities); the sponsoring organization; the location and date when the training occurred. Be sure to provide the names of commissioners, staff, and elected officials who attended.

Name of Event	Sponsor Organization	Location	Date	Name of Attendees
"Quilts in the New Deal" by Janneke Smucker	History 101		Feb. 8, 2024	Rita Reinheimer
Respect for the Fallen, Duty for the Survivors: Robert T. Smith's Search for WWII Servicemen lost in the South Pacific.	Iowa History 101		Marcy 7, 2024	Kelly Bennett

24. Chief Elected Official

Did your communities Chief Elected Official (Mayor, Chairman of the Board of Supervisors, or President of LUD Trustees) change in 2024?

No

25. Has the contact information for your communities staff liaison changed?

If you have a new staff liaison please select yes.

Yes

25.1. Please provide updated contact information for your staff liaison.

Please include their First & Last Name, Job Title, Mailing Address, Phone number, & Email Address.

Varsha Borde, City Planner, 303 West 4th Street North, Newton, Iowa 50208, 641-792-6622 Ext 2302, varshab@newtongov.org

26.

What training topic would be most helpful for your Historic Preservation Commission?

The commissioners are interested in learning about Contributing and Non-Contributing properties in a historic district, over zoom or a webinar.

27. Suggestions for improvement

The CLG program is here to support the Historic Preservation Commissions across Iowa. Do you have any suggestions for how we can improve our services to your commissions?

No.

28. Authorized Official Signature

https://iowa1.sharepoint.com/:w/s/PublicShares-SHPQ2/EWJOyE84x5BEqsMBNQhGagMBGTWUBVRnzrokBawij6h_3w?e=HeBDes

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29.

Agenda or minutes from the public meeting where this report was presented to the City Council or Board of Supervisors.

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Certified Local Government Annual Report 2024

Name of Certified Local Government: Newton Historic Preservation Commission

Signature of person who completed this report: Varsha Borde, City Planner

Varsha Borde Date: 2/6/2025

I certify that a representative of the historic preservation commission has attended a public meeting and presented the details of this report to the city council (city CLG) or the Board of Supervisors (county CLG).

Date of public meeting: February 17, 2025

Name of Mayor or Chairman of the Board of Supervisors: Mayor Evelyn George

Date: _____
Signature of Mayor or Chairman of the Board of Supervisors

Please upload this completed form with your annual report on SlideRoom. Thank you.

City of Newton Council Report

**Item:**

Resolution Approving a Property Tax Rebate for the Jasper Point Plaza, LLC Property Located Within the 1st Avenue East Urban Renewal Area

Summary:

Resolution Approving Property Tax Rebate to the Jasper Point Plaza, LLC Property According to the Approved Development Agreement

Report Number: 2025-124**Date:**

February 17, 2025

Lead Department:

Administration

Recommendation:

Approve

Financial Impact:

\$12,615 property tax rebate from the 1st Avenue East Urban Renewal TIF Fund

Background:

In February of 2022 the City of Newton approved a Development Agreement with Hopkins Properties LLC on the property located at 1108-1130 1st Ave E, within the 1st Avenue East Urban Renewal Area. In May 2022 the City of Newton approved the Assignment of Development Agreement between Hopkins Properties LLC ("Assignor") and Jasper Point Plaza, LLC ("Assignee"). The Agreement states that the City shall rebate 100% of all TIF property taxes paid by Jasper Point Plaza, LLC in Fiscal year 24/25.

Jasper Point Plaza, LLC has provided documentation that the 1st half of the 1st Avenue East Urban Renewal Area property taxes owed in 2024-25 in the amount of \$23,903 have been paid to the Jasper County Treasurer and is eligible for a rebate of \$12,615.

Recommendation:

Staff recommends approval of the attached Resolution approving the tax rebate payment to Jasper Point Plaza, LLC.

Matt Muckler, City Administrator

RESOLUTION NO. 2025 – _____

**RESOLUTION APPROVING A PROPERTY TAX REBATE FOR THE
JASPER POINT PLAZA, LLC PROPERTY LOCATED 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 Hopkins Properties LLC was entered into in February of 2022 on property located at 1108-1130 1st Avenue East within the 1st Avenue East Urban Renewal Area, and

WHEREAS, in May 2022 the City of Newton approved the Assignment of Development Agreement between Hopkins Properties LLC (“Assignor”) and Jasper Point Plaza, LLC (“Assignee”), and

WHEREAS, said Agreement states the City will provide Jasper Point Plaza, LLC a 100% TIF Property Tax Rebates in Fiscal Year 24-25, and

WHEREAS, the Developer has paid its property taxes for the 1st half of 2024-2025 in the total amount of \$23,903 and is eligible to receive a TIF rebate of \$12,615 per the agreement;

NOW, THEREFORE, BE IT RESOLVED by the City Council of Newton, Iowa:
That, per the terms of the Development Agreement with Jasper Point Plaza, LLC, a property tax rebate for the 1st half of fiscal year 2024-2025 taxes in the amount of \$12,615 is hereby approved.

PASSED this 17th day of February, 2025.

APPROVED this _____ day of February, 2025.

Evelyn George, Mayor

ATTEST:

Katrina Davis, City Clerk

City of Newton Council Report

**Item:**

Resolution awarding contract for the 2025 Highway and Symbol Painting Project

Summary:

Contract painting of highway center lines, edge lines, and symbols

Financial Impact:

\$29,863.00 from the 2025 traffic control budget

Report Number: 2025-127**Date:**

February 17, 2025

Lead Department:

Public Works

Recommendation:

Approve

Background:

The City must paint highway center lines, edge lines, and symbols every two years to meet Federal regulations mandate minimum standards. This is the year to repaint the highway center lines, edge lines, and symbols to promote safe navigation for the motoring public.

Bids for painting and line striping were sought from several contractors, and four bids were received:

Company	Bid Amount
Weikert Contracting Inc., Cedar Falls, Iowa	\$29,863.00
Iowa Plains Signing, Slater, Iowa	\$45,323.80
Vogel Traffic Services, Orange City, Iowa	\$45,712.55
Advanced Traffic Control, Johnston, Iowa	\$48,657.40
Select Signing Inc., Fairfax, Iowa	\$51,536.00

The painting project will be paid for utilizing Road Use Tax funds in the 2025-26 Traffic Control Budget.

Recommendation:

City Staff recommend approval of the attached resolution for the contract painting of highway center lines, edge lines, and symbols by Weikert Contracting, Inc. of Cedar Rapids, Iowa, for the bid amount of \$29,863.00.

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

Matt Muckler, City Administrator

RESOLUTION NO. 2025 – _____

RESOLUTION AWARDING CONTRACT FOR THE 2025 HIGHWAY AND SYMBOL PAINTING PROJECT

WHEREAS, the City must paint highway center lines, edge lines, and symbols every two years to meet Federal regulations mandate minimum standards; and

WHEREAS, this is the year to repaint the highway lines and symbols to promote safe navigation of the motoring public; and

WHEREAS, the City of Newton obtained sealed bids for painting the divider lines, edge lines and symbols; and

WHEREAS, Weikert Contracting Inc., of Cedar Falls, Iowa was the lowest responsive, responsible bidder in the amount of \$29,863.00; and

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Newton, Iowa, that the Public Works Director is authorized to execute a contract with Weikert Contracting Inc., of Cedar Falls, Iowa for the painting of highway divider lines, edge lines and symbols. The contract amount of \$29,863.00 will be paid from the 2026 traffic control budget, funded by Road Use Tax funds.

PASSED this _____ day of February, 2025.

APPROVED this _____ day of February, 2025.

Evelyn George, Mayor

ATTEST:

Katrina Davis, City Clerk

City of Newton Council Report

**Item:**

Resolution approving a contract from Midwest Inflatables, LLC for Newton Fest activities.

Summary:

Midwest Inflatables will provide free family entertainment from 12 to 4 p.m. on Saturday, June 14 at Maytag Park for Newton Fest. A contract must be signed prior to the event and the balance of the contract is due the day of the event.

Report Number: 2025-142**Date:**

February 17, 2025

Lead Department:

Community Development

Recommendation:

Approve

Financial Impact:

\$7,500 from budgeted Newton Fest expenses (Hotel/Motel Tax)

Background:

City staff worked with Midwest Inflatables, based out of Ames, Iowa, to plan a fun zone during Saturday, June 14, at Newton Fest at Maytag Park. This entertainment option, which was first introduced in 2019, and is FREE for the community to take part in. The activities offered have grown over the years and always draw a crowd to Maytag Park; the entertainment is meant to be enjoyed by all ages. This year the following entertainment will be provided:

- Laser tag (with staffing)
- Mobile rock climbing wall (with staffing)
- 60 ft. obstacle course (with staffing)
- Caterpillar obstacle course (with staffing)
- Wacky 5 in 1 Combo Bounce House (with staffing)
- Go to the Zoo toddler inflatable (with staffing)
- Nine holes of mini-golf (unstaffed)

The balance of \$7,500 is due the day of the event.

Recommendation:

Staff recommends approval of this resolution.

Matt Muckler, City Administrator



MIDWEST
INFLATABLES
Extreme Entertainment

CONTRACT / INVOICE

Midwest Inflatables, LLC

PO Box 1749

Ames, IA 50010-1749

515.450.6478

info@midwestinflatables.com

Contract Date

February 5th, 2025

Invoice Number

2025003

LESSEE INFORMATION

Lessee Name: City of Newton / Newton Fest

Lessee Address: 101 W 4th St S, Newton, IA 50208

Lessee Contact: Danielle Rogers 641-792-6622 x 2316 office, 641-521-9328 cell, danieller@newtongov.org

Alternate Contact: Lisa Bernal 641-793-6622 x2304 office, 641-275-2547 cell, lisab@newtongov.org

Alternate or Additional Contact: N/A

Event Address: Maytag Park – 301 South 11th Ave W, Newton, IA 50208

LESSOR INFORMATION

Midwest Inflatables, LLC

PO Box 1749

Ames, Iowa 50010-1749

Lessor Contact:

Jeremy Boekelman 515.450.6478

jeremy@midwestinflatables.com

Type of Event / Event Name	Event Hours	Event Start Date	Event End Date	Setup Date	Teardown Date
2025 Newton Fest	Noon – 4:00 PM	June 14 th , 2025	June 14 th , 2025	June 14 th , 2025	June 14 th , 2025

Equipment to be Leased / Services Provided	Quantity	Rate	Amount
ENTERTAINMENT PACKAGE	1	7500	\$7,500.00
1. Laser Tag with Staffing	1	N/A	Included
2. Mobile Rock Climbing Wall with Staffing	1	N/A	Included
3. 60 ft. Obstacle Course with Staffing	1	N/A	Included
4. Caterpillar (Small Obstacle Course) with Staffing	1	N/A	Included
5. Wacky 5 in 1 Combo Bounce House with Staffing	1	N/A	Included
6. Go To The Zoo with Staffing (Toddler Unit)	1	N/A	Included
7. 9 Holes of Mini Golf (Unstaffed)	1	N/A	Included
8. Generators and Fuel Replacement	As Needed	N/A	Included

Payment Information

Please make check payable to: Midwest Inflatables, LLC – PO Box 1749, Ames, IA 50010

Package Price	\$7,500.00
Delivery Charge	Included
Setup and Teardown	Included
Subtotal	\$7,500.00
Sales Tax	Tax Exempt
Total	\$7,500.00
Retainer with Contract	N/A
Balance Due at Event	\$7,500.00

Representatives signing this contract must be at least 18 years of age and agree all the information is correct.

LESSOR: Midwest Inflatables, LLC – PO Box 1749, Ames, IA 50010-1749

LESSOR: Representative: Jeremy Boekelman

Signature:

Date: 2-5-2025

LESSEE: City of Newton / Newton Fest – 101 W 4th St S, Newton, IA 50208

LESSEE: Representative:

Signature:

Date:

Print Name

RESOLUTION NO. 2025- _____

**RESOLUTION APPROVING A CONTRACT FROM MIDWEST INFLATABLES, LLC
FOR NEWTON FEST ACTIVITIES.**

WHEREAS, the City’s Envision Newton 2042 Comprehensive Plan contains a vision statement that invites visitors, businesses and residents to experience Newton’s authentic, small-town charm and big city amenities, and

WHEREAS, the City and partner organizations created Newton Fest as a family-friendly community event that would be a local and regional draw, and

WHEREAS, City staff from the Community Development Department, are planning the City’s activities during Newton Fest, and

WHEREAS, City staff has been working to provide family friendly and free activities at Maytag Park on Saturday, June 14 at Maytag Park, and

WHEREAS, has been working with Midwest Inflatables, LLC on bringing activities including inflatable inflatables, laser tag and an obstacle course to Newton Fest, and

WHEREAS, a contract must be signed to reserve the activities for Saturday, June 14, 2025 with the balance of \$7,500 due on the day of the event, and

WHEREAS, City Staff recommends approval of this resolution approving a contract with Midwest Inflatables, LLC for activities including inflatables, laser tag and an obstacle course during Newton Fest, and

NOW THEREFORE, BE IT RESOLVED by the City Council of Newton, Iowa, that this resolution approves the contract and its’ \$7,500 fee from budgeted Hotel/Motel Tax funds.

PASSED this _____ day of February, 2025.

APPROVED this _____ day of February, 2025.

Evelyn George, Mayor

ATTEST:

Katrina Davis, City Clerk

City of Newton Council Report

**Item:**

Resolution approving a quote to replace the undercarriage of the Landfill 850L dozer

Summary:

Replacement of tracks and complete undercarriage of the landfill 850K dozer.

Financial Impact:

\$23,533.87 from the Newton Sanitary Landfill Operational Equipment repair budget.

Report Number: 2025-145**Date:**

February 17, 2025

Lead Department:

Public Works

Recommendation:

Approve

Background:

The Newton Sanitary Landfill purchased a new John Deere 850L bulldozer in 2021. The dozer pushes garbage and dirt daily and has 4,810 hrs. and 6,000 miles. Continuous use on solid waste and earth fill has worn the tracks and undercarriage, requiring replacement.

Bids for the purchase and installation of the tracks and undercarriage were sought, and the following bids were received:

Company	Bid Amount
Murphy Equipment Co, Des Moines, Iowa	\$23,533.87
Road Machinery & Supplies, Des Moines, Iowa	\$41,291.76

Recommendation:

City Staff recommends approval of the attached resolution for the purchase and installation of the undercarriage by Murphy Equipment of Des Moines, Iowa.

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

Matt Muckler, City Administrator

RESOLUTION NO. 2025-_____

RESOLUTION AWARDING PURCHASE AND INSTALLATION OF TRACKS, IDLERS, SPROCKETS, ROLLERS, AND COMPLETE UNDERCARRIAGE OF LANDFILL 850L DOZER

WHEREAS, the Newton Sanitary Landfill purchased a new John Deere 850L bulldozer in 2021. The dozer pushes garbage and dirt daily and has 4,810 hrs. and 6,000 miles; and

WHEREAS, continuous use on solid waste and earth fill has worn the tracks and undercarriage, requiring replacement; and

WHEREAS, the City of Newton obtained sealed bids for the purchase and installation of tracks, idlers, sprockets, rollers, and undercarriage; and

WHEREAS, Murphy Tractor and Equipment Co. of Des Moines, Iowa was the lowest responsive bidder in the amount of \$23,533.87; and

WHEREAS, the replacement of the dozer undercarriage will be funded from the Landfill Operation Equipment Repair Budget; and

WHEREAS, City staff recommends the City of Newton enter into an agreement with Murphy Tractor and Equipment Co. of Des Moines, Iowa for the purchase and installation of tracks, idlers, sprockets, rollers, and undercarriage.

NOW, THEREFORE, BE IT RESOLVED, by the City Council of Newton, Iowa, that the bid from Murphy Tractor and Equipment Co. of Des Moines, Iowa, in the amount of twenty-three thousand, five hundred thirty-three dollars and eighty-seven cents (\$23,533.87) be accepted for the purchase and installation of complete undercarriage for the landfill 850K dozer.

BE IT FURTHER RESOLVED, by the City Council of the City of Newton, Iowa, that the Public Works Director is authorized to enter into an agreement with Murphy Tractor and Equipment Co. of Des Moines, Iowa for the purchase and installation of the 850L undercarriage replacement. The undercarriage replacement will be paid from Newton Sanitary Landfill enterprise funds.

PASSED this _____ day of February, 2025.

APPROVED this _____ day of February, 2025.

Evelyn George, Mayor

ATTEST:

Katrina Davis, City Clerk

City of Newton Council Report

**Item:**

Resolution approving the Clinical Engineering Agreement with Unity Point Health

Summary:

This Agreement provides terms for inspection and repair of medical equipment at the Newton Fire Department

Financial Impact:

Agreement provides for a \$134/hour agreed upon rate. Review of past expenditures with Unity Point show a \$300-500 annual cost..

Report Number: 2025-146

Date:

February 17, 2025

Lead Department:

Fire

Recommendation:

Approve

Background:

The Newton Fire Department uses some very advanced medical equipment. This equipment is checked annually as part of a preventative maintenance program and has historically been contracted through BioMed Services, which is a part of the Unity Point Health System. This agreement provides pricing for preventative maintenance for this equipment and for necessary repair should we choose to use them for the repairs. Typically, we have sent equipment to be repaired back to the manufacturer as they will certify it to their manufacturing standards.

This agreement is in place for a one-year period and will be brought back for authorization at the end of the agreement period. Either party may terminate this agreement after 120 days and upon 90 days' notice.

Recommendation:

City Staff recommends Council approve the Clinical Engineering Agreement with Unity Point Health.

Matt Muckler, City Administrator

RESOLUTION NO. 2025-_____

**RESOLUTION APPROVING THE CLINICAL ENGINEERING AGREEMENT WITH
UNITY POINT HEALTH**

WHEREAS, the Fire Department utilizes some very advanced medical equipment that is required to be checked annually as part of a preventative maintenance program; and

WHEREAS, this preventative maintenance program has historically been contracted through BioMed Services, which is a part of the Unity Point Health System; and

WHEREAS, this agreement provides pricing for preventative maintenance for this equipment and for necessary repair should we choose to use them for the repairs.

NOW, THEREFORE, BE IT RESOLVED, by the City Council of Newton, Iowa, that the Clinical Engineering Agreement with Unity Point Health is approved and authorizes the Fire Chief to execute the agreement with Unity Point Health.

PASSED this _____ day of February 2025.

APPROVED this _____ day of February 2025.

Evelyn George, Mayor

ATTEST:

Katrina Davis, City Clerk



1772-0126

CLINICAL ENGINEERING AGREEMENT

THIS CLINICAL ENGINEERING AGREEMENT is entered as of February 1, 2025 (the "Effective Date") into by and between Iowa Health System Contracting Services, L.C. d/b/a UnityPoint Health Consolidated Services (hereinafter "UPHCS"), and Newton Fire Department, 410 S 2nd Avenue W, Newton, IA 50208 (hereinafter the "Customer").

I. STATEMENT OF AGREEMENT

"UPHCS" shall provide the "Customer" services on all medical electronic equipment listed in each Appendix. Services performed under this Agreement shall consist of services specifically described in the associated Appendix. Upon mutual agreement, UPHCS will follow the current version of the "customer's" policies and procedures, if applicable, to assist customer in meeting any regulatory or certification compliance requirements. The customer's policies and procedures may be used in place of, or in addition to, the latest version of "UPHCS" Quality Assurance Support Services document.

II. TERM AND TERMINATION

This agreement shall remain active for a period of one year from the effective date ("Initial Term").

Either party may terminate this Agreement with or without cause after one hundred twenty (120) days from the effective date and upon ninety (90) days written notice to the other party specifying the effective date of termination

III. PAYMENT TERMS

Customer will ensure that the Fees owed are paid in a timely manner. Invoices are typically rendered monthly and payment in full is due within 30 days of the date of invoice. UPHCS may charge an additional fee of 1.5% per month (18% per annum) or the maximum rate allowed by law, whichever is less, to late payments. On five (5) days' notice to Customer, as appropriate, UPHCS may suspend performance of Services for non-payment until a reasonable time after the non-payment is cured. There is no right of off set, and Customer will not take deductions, unless authorized to do so by UPHCS through issuance of a credit memorandum. Customer, as appropriate, will give UPHCS written notice of any incorrect charges within 90 days of the UPHCS invoice to which the claim relates. After 90 days, the originally invoiced amount will be deemed to be correct.

FEES are exclusive of taxes and incremental third party costs incurred based on Customer direction. All sales, use, excise or similar taxes and incremental third party costs relating to the Services are Customer's sole responsibility. UPHCS may increase Fees once every twelve (12) months for increases in the Medical Care Services index of the Consumer Price Index. UPHCS will give Customer at least thirty (30) days prior notice of a change in Fees.

IV. PERIOD OF COVERAGE

Scheduled services shall be provided during "UPHCS's" normal working hours of 7:00 a.m. to 3:30 p.m. on Monday through Friday, excluding holidays. "UPHCS" shall provide emergency repair service, subject to technician availability, with reasonable response time, twenty-four (24) hours per day, seven (7) days per week, including holidays.

V. REPAIRS

A. ADJUSTMENTS AND MINOR REPAIRS

Work, such as minor external adjustments, tightening loose screws, etc., provided during normal maintenance inspection of scheduled equipment will be covered by this agreement.

B. MAJOR REPAIRS & ESTIMATES

Any repairs or estimates involving troubleshooting, disassembly of unit, labor for replacement of parts, etc., unless specified otherwise in the appropriate appendix, are not covered by this Agreement and will be billed separately at "UPHCS" prevailing rates.

C. PARTS

Parts used in the performance of this Agreement that are ordered or provided by "UPHCS" will be invoiced separately each month. The invoice will be adjusted to include administrative and freight related expense as deemed appropriate by UPHCS.

D. SERVICE CENTER REPAIR

If, in the opinion of "UPHCS", the nature of the repair work on any item is too complex to perform on site, the equipment may be removed so that service may be performed at a "UPHCS" repair facility.

VI. COMMUNICATION

A. BILLING

An itemized statement will be sent monthly, if applicable. Terms net 30 days.

B. REPAIR REQUESTS

Emergency repair requests may be telephoned twenty-four (24) hours per day to: 1-800-532-0169

C. INFORMATION

All requests, questions, and comments may be directed to either the assigned service technician or the Clinical Engineering Manager at: 1-515-241-7000 Ext 4

D. REGULAR INSPECTIONS

Mutual scheduling of each regular inspection visit shall be made in advance, if possible. It is the customer's obligation to insure equipment is available for inspection at the scheduled time. Equipment not made available at a scheduled time will be inspected at the next scheduled inspection date unless specific arrangements are made. Such specific arrangements may include special charges. There will be no refund in any such case.

VII. DOCUMENTATION

All appropriate documentation used in the performance of this Agreement will be supplied by "UPHCS" at no additional charge. Customized reports may be requested by customer for an additional fee(s).

A. SERVICE DOCUMENTATION

"UPHCS" will maintain a computerized log on each item covered under this Agreement. This log will contain pass/fail status and specific maintenance performed on that item by "UPHCS".

B. INSPECTION TAGS

Each item under this Agreement will be marked with a self-adhesive tag indicating that it has passed an inspection. Instrument performance and other tags may also be provided if applicable.

VIII. RESPONSIBILITIES OF "CUSTOMER"

- A. Provide reasonable access to equipment covered by this Agreement as needed.
- B. Provide access to and use of all information and facilities determined necessary to service and/or maintain equipment.
- C. Provide a designated contact person.
- D. Attempt to negotiate training tuition credits with new equipment purchases to provide technicians the schooling necessary to repair and maintain specialized equipment.
- E. Provide operating supplies, consumables, and service manuals necessary to service and/or maintain equipment.
- F. Provide service and operator manuals at the time of new equipment purchases. "UPHCS" recommends acquiring two copies of the manuals, one for the facility where the equipment is located and one for UPHCS.
- G. Provide a secure area (or areas) for storage of all documentation and service manuals for equipment covered by this Agreement.

IX. EXCLUSIONS

This Agreement does not include (unless specifically listed in appropriate appendix):

- 1) Operating supplies and consumables.
- 2) Electrical work external to the equipment.
- 3) Maintenance of accessories, attachments, or equipment not specified in Appendix.
- 4) Estimates, major repairs, emergency services, and/or parts.
- 5) Installation, De-Installation, Relocation, or Modification of equipment
- 6) Custom reports/reporting
- 7) Research, prevention or mitigation work related to cybersecurity

Equipment not in normal operating condition at the start of this Agreement will be excluded. If requested, "UPHCS" will submit a cost estimate for any equipment found in need of repair. If the customer decides against repairing said equipment, it will not be included in this Agreement.

X. NON-SOLICITATION

- A. The customer, by accepting this Agreement, agrees not to offer employment to any "UPHCS" team member(s) engaged in the performance of the contracted terms herein, during the period of this Agreement and for one (1) year following termination of this Agreement. In the event that the customer violates this agreement and hires a 'UPHCS' team member, 'UPHCS' will be entitled to liquidating damages payable by the customer. These damages will be equal to two times the sum of the hired 'UPHCS' team member's annual compensation including base salary plus benefits.
- B. Nothing contained in this agreement shall be construed as to require physician(s) to refer patients to UnityPoint Health. Fees for the contracted services are not based on patient referrals in any manner.

XI. ACCESS TO BOOKS AND RECORDS

Because of the significant service component included in the referenced Agreement with "Customer" and to conform to Section 952 of the Omnibus Reconciliation Act of 1980 (Pub.L.96-499) UPHCS, agrees to provide the Secretary of Health and Human Services and the Comptroller General or their designated representative upon written request, access to the contract and to the books, documents and records necessary to verify the costs of the contract for a period of four years after the services are furnished under the contract. Further, if UPHCS carries out any duties of the contract or Agreement through a subcontract with a value or cost of \$10,000 or more over a 12 month period, with a related organization, upon written request will provide to the Secretary of Health and Human Services and Comptroller General or their representative the subcontract and the books, documents, and records of the related organization that are necessary to verify the nature and extent of the cost for a period of four years after the services are furnished under the subcontract.

XII. WARRANTY

Services are warranted for thirty (30) days to be supplied in a workmanlike manner. UPHCS warrants that the Customer will receive good title for all parts furnished in providing covered services hereunder, free from all liens, charges, and encumbrances.

THE FOREGOING WARRANTIES ARE IN LIEU OF AND UPHCS EXPRESSLY DISCLAIMS ALL OTHER WARRANTIES, EXPRESSED, IMPLIED, OR STATUTORY, INCLUDING WITHOUT LIMITATION ANY IMPLIED WARRANTIES OF MERCHANTABILITY OR FITNESS FOR A PARTICULAR USE OR PURPOSE.

XIII. LIMITATION OF DAMAGES AND LIABILITY

IN NO EVENT SHALL UPHCS BE LIABLE TO THE CUSTOMER OR ANY OTHER PERSON FOR ANY INCIDENTAL, SPECIAL, OR CONSEQUENTIAL DAMAGES, INCLUDING LOSS OF GOOD WILL, LOSS OF PROFIT, LOSS OF USE, OR INTERRUPTION OF BUSINESS OR FOR ANY CLAIMS MADE MORE THAN ONE YEAR AFTER THE CAUSE OF ACTION OCCURRED.

IN NO EVENT SHALL THE DAMAGES ASSESSED AGAINST UPHCS FOR ANY CLAIM OR CLAIMS HEREUNDER EXCEED THE TOTAL MAINTENANCE CHARGE UPHCS RECEIVED FROM THE CUSTOMER FOR THE MOST RECENT ANNUAL PERIOD.

XIV. MISCELLANEOUS

A. ASSIGNMENT

Neither party shall assign this Agreement without prior written consent of both parties.

B. EXCUSED PERFORMANCE

After utilizing reasonable efforts to avoid the event, UPHCS shall be excused for performance, and shall not be liable for any delay or non-performance caused by the occurrence of contingencies beyond its control, including without limitation, war, sabotage, insurrection, riot, civil disobedience, failure or delay in public transportation, acts of any government or subdivision thereof that interfere with performance, judicial action, delay or nonperformance of suppliers, unavailability of spare parts, labor disputes, accident, fire, flood, storm, volcanic eruption, or other acts of God.

C. MODIFICATION

This Agreement may not be modified except by a written agreement signed by authorized representatives of the parties.

D. DISPUTES

This agreement is deemed to be entered into in Iowa and to be an Iowa contract and shall be governed and construed in accordance with the laws of the State of Iowa. UPHCS and Customer specifically agree that any legal action brought relating to this agreement will be brought and tried in Polk County, Iowa. All objections to venue are hereby waived by Customer, and Customer consents to service of process by certified mail addressed to the same addressee as that designated for notices. Notwithstanding the above, UPHCS shall have the right to bring any action or proceeding against Customer in the courts of any jurisdiction where Customer is located.

E. WAIVER

The failure of either party at any time to require performance by the other party of any of its obligations thereunder shall in no way affect the full right to require such performance at any time thereafter. The waiver by either party of any remedy with respect to a breach of any provision shall not be taken as a waiver of a remedy with respect to any succeeding breach of that or any other provision.

F. SEVERABILITY

The parties agree that each provision contained in this Agreement shall be treated as a separate and independent clause, and the unenforceability of any one clause shall not impair the enforceability of any other clause. Moreover, if one or more provisions contained in this agreement shall for any reason be held to be overly broad so as to be unenforceable, such provisions shall be constructed by the appropriate judicial body by limiting and reducing them, so as to be enforceable to the extent compatible with the applicable law.

G. NOTICES

All “notices” provided for in this agreement shall be in writing, addressed to the appropriate party at the respective address set forth above or any then-current address of which it has received notice, and delivered in person or by overnight mail or courier, telex or telecopy, or other means providing proof of delivery.

XV. NO EXCLUSION

Each party represents and warrants that it is not now nor has it ever been an Excluded Provider. For purposes of this Section, the term “Excluded Provider” means a person or entity that either: (1) has been convicted of a crime related to health care, or (ii) is currently listed by a federal agency as sanctioned, debarred, excluded, suspended, or otherwise ineligible for participation in any Federal Health Care Program, as defined at 42 U.S.C. §1320a-7b(f), including, without limitation, Medicare and Medicaid. Either Party shall notify the other Party within five (5) days after the Party receives notice that it is an Excluded Provider. The Party receiving such notice from the Excluded Provider shall have the right to terminate this Agreement at any time after learning that the notifying Party is an Excluded Provider. For purposes of this Section, “UPHCS” and “Customer” shall include, as applicable, (1) the entity entering into this Agreement and (2) any such entity’s directors, officers, managing employees, or any similar agent of such entity, any person who retains an ownership or controlling interest of 5% or more in the entity, and any subcontractors or employees performing the Agreement or providing the services hereunder.

XVI. INSURANCE

Each party during the term of this Agreement, shall provide, at its cost, liability insurance coverage for claims arising out of or related to the services provided or equipment covered under this Agreement, with limits of not less than One Million Dollars (\$1,000,000) per claim and Three Million Dollars (\$3,000,000) annual aggregate. Each party shall provide the other party with evidence of the insurance required by this section.

XVII. INDEMNIFICATION

Each party (the “Indemnifying Party”) agrees to indemnify and hold the other party, its officers, directors, employees and agents (the “Indemnified Party”) harmless from and against any loss, liability, damage, action, cost or expense (including reasonable attorney’s fees and court costs) arising out of (i) the negligence acts or omission of the Indemnifying Party, its officers, directors, employees or agents, and (ii) a breach of the terms of this Agreement, including any attachments or exhibits to this Agreement, by the Indemnifying Party.

XVIII. FEES

For equipment specific coverage and fees please see attached appendix.

Appendix 1772-TM01-0126

Iowa Health System Contracting Services, L.C.
d/b/a UnityPoint Health Consolidated Services

Newton Fire Department

By: _____

By: _____

Title: _____

Title: _____

Date: _____

Date: _____

Services provided by this Agreement include, but are not limited to (see equipment list for specific coverage):

ELECTRICAL SAFETY TESTING (ES)

- A. Physical Inspection
 - 1) Exterior of Unit
 - 2) Power Cord & Plug
- B. Electrical Leakage Current Tests
 - 1) Grounded
 - 2) Ungrounded

QUALITY ASSURANCE (QA)

- A. Mechanical Integrity
 - 1) Case, stand, and frame
 - 2) Knobs, meters, and connectors
- B. Functional (Operational) Check
- C. Visual Inspection

PREVENTIVE MAINTENANCE (PM)

- A. Quality Assurance checks
- B. Calibration check with necessary adjustments made or calibration referred to appropriate person(s)
- C. Defective or deteriorated parts replaced (and invoiced to customer) as necessary to guard against unexpected equipment failures

Services provided by UPHCS are one component of an overall hospital developed equipment management program required by CMS. Customer agrees to the preventative maintenance, risk assessment and tagging procedures which UPHCS adheres to as part of the equipment management program. Copies of these procedures will be provided upon request. Customer may select to be removed from the UPHCS AEM and/or tagging procedures by initialing below.

*Initial _____ Customer selects to be removed from the UPHCS tagging procedures. Copy of Customer's requirements must be provided to ensure compliance.

*Initial _____ Customer selects to be removed from the UPHCS alternate maintenance procedures (AEM). Copy of Customer's requirements must be provided to ensure compliance.

The following are services that when requested by the customer and/or agreed to under contractual agreement, directly contribute to an equipment management program:

Perform Quality Assurance checks on equipment we service/are contracted to service.

Provide equipment history/information on the equipment that we service/are contracted to service.

Keep an equipment inventory of equipment that we service/are contracted to service.

Perform initial inspections on new equipment, upon request of the customer and prior to use.

UPHCS also provides services in accordance with the following:

UPHCS performs electrical safety testing procedures in accordance with Code 99 of the National Fire Protection Act (2012 Edition of NFPA Code 99).

X-ray services provided by UPHCS are performed in accordance with standards set forth by the Federal Drug Administration's CFR 21

Service Analysis

Newton Fire Department - Biomed

Services provided

Clinical inspections (Electrical Safety, Quality Assurance, Preventive Maintenance) and labor for UPHCS repairs of, but not limited to, the equipment on the following page(s).

Time and Materials

Labor Rate: \$134.00/hr

Effective: 2/1/2025

Period of coverage – 2/1/2025 to 1/31/2026

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 1st Ave E (Hwy 6) Traffic Signal Upgrades Project

Summary:

Accept plans and order bids for the 1st Ave E (Hwy 6) Traffic Signal Upgrades Project

Financial Impact:

\$173,572.50 to be paid from a Traffic Safety Improvements Grant and Road Use Tax Funds

Report Number: 2025-147**Date:**

February 17, 2025

Lead Department:

Public Works

Recommendation:

Approve

Background:

Five signalized intersections on 1st Ave E do not have ADA signals with an audible sound and pedestrian count-down heads. For those with certain disabilities, it can make it hard to know when it is safe to cross the intersection. Audible sounds and count-down signal improvements are commonly used to help disabled pedestrians cross intersections.

The City of Newton was awarded an Iowa Department of Transportation (DOT) Traffic Safety Improvement Program (TSIP) grant. The TSIP program grant is funded by Iowa's Road Use Tax and will pay \$102,420.00 for project equipment costs for upgrades to pedestrian control devices.

Plans and specifications were prepared by Bolton & Menk, and the following bids were received and opened on January 7, 2025. Due to prices being well over the awarded grant amount for the project, all bids were rejected.

Plans and specifications have been redesigned by Bolton & Menk and are ready to be placed out for bid. The proposed bid opening for the project will occur on March 6, 2025, and the public hearing to accept the bids and award the work will take place at the regularly scheduled council meeting on March 17, 2025. The engineer's estimate of construction cost is \$173,572.50, to be paid from a Traffic Safety Improvements Grant and City of Newton Road Use Tax Funds.

Recommendation:

Approval of plans and set dates, and obtain bids for the 1st Ave E (Hwy 6) Traffic Signal Upgrades Project

Matt Muckler, City Administrator

RESOLUTION NO. 2024-_____

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 1ST AVE E (HWY 6) TRAFFIC SIGNAL UPGRADES PROJECT

WHEREAS, five signalized intersections on 1st Ave E do not have ADA signals with an audible sound and pedestrian count-down heads. For those with certain disabilities, it can make it hard to know when it is safe to cross the intersection. To help assist disabled pedestrians to cross intersections, audible sounds and count-down signal improvements are commonly used; and

WHEREAS, the City of Newton was awarded an Iowa Department of Transportation (DOT) Traffic Safety Improvement Program (TSIP) grant. The TSIP program grant is funded by Iowa's Road Use Tax and will pay \$102,420.00 for project equipment costs for upgrades to pedestrian control devices; and

WHEREAS, Plans and specifications were prepared by Bolton & Menk, and the following bids were received and opened on January 7, 2025. Due to prices being well over the awarded grant amount for the project, all bids were rejected; and

WHEREAS, construction plans and specifications have been redesigned by Bolton & Menk and are ready to be placed out for bid; and

WHEREAS, the total cost estimate is \$173,572.50.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Newton, Iowa, that the 1st Ave E (Hwy 6) Traffic Signal Upgrades Project in the City of Newton, Iowa, is hereby ordered to be advertised for bids for construction; and the project be paid from Traffic Safety Improvements Grant and City of Newton Road Use Tax funds; and

BE IT FURTHER RESOLVED that the detailed plans and specifications as prepared by the City of Newton for the construction of the 1st Ave E (Hwy 6) Traffic Signal Upgrades Project in the City of Newton, Iowa, and the form of contract and Notice to Bidders 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 6th day of March 2025. 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 17th day of March 2025, 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 February, 2025.

APPROVED this _____ day of February, 2025.

Evelyn George, Mayor

ATTEST:

Katrina Davis, City Clerk



<u>Vendor</u>	<u>Department</u>	<u>Description</u>	<u>Amount</u>
Acushnet Company	Golf	Merchandise	\$ 93.90
Airgas	Fire	Supplies	\$ 161.28
Alliant	All	Utilitites	\$ 97,867.37
Amazon	All	Supplies	\$ 2,287.93
American Legal Publishing Corporation	Administration	Service	\$ 50.70
Arrowhead Forensics	Police	Supplies	\$ 181.57
Ascendance Trucks Midwest	City Garage	Supplies	\$ 1,658.91
Ball Team	Golf Clubhouse	Service	\$ 262,651.25
Bolton & Menk Inc	Utility Billing	Service	\$ 637.50
Bound Tree Medical	Fire	Supplies	\$ 1,505.74
Brick Gentry P.C.	Legal Service	Service	\$ 17,796.25
Browning, Mike	Fire	Reimb	\$ 25.00
C. H. McGuiness Co Inc	Water Pollution Control	Service	\$ 1,325.00
Carrot-top Industries	Parks	Supplies	\$ 2,426.60
Chem-Sult Inc	Water Treatment Plant	Supplies	\$ 1,375.00
Christian Photo	Police	Supplies	\$ 1,400.97
Cintas	Parks	Service	\$ 197.48
CMI Inc	Police	Equipment	\$ 999.00
Conway Shield	Fire	Supplies	\$ 104.50
Core & Main	Water Distribution	Supplies	\$ 6,183.40
Dell Marketing L.P.	Police	Equipment	\$ 449.27
Des Moines Stamp Mfg	Finance, Admin	Supplies	\$ 61.00
Diamond Vogel Inc	Police	Supplies	\$ 40.19
Dodd Trash Hauling & Recycling	Solid Waste	Service	\$ 4,854.01
Edward Jones	Utility Billing	Refund	\$ 40.00
EZ Lease	Water Pollution Control	Service	\$ 251.01
Fastenal	Water	Supplies	\$ 462.80
Fink, Keith	Engineering	Reimb	\$ 15.35
Fire Service Training Bureau	Fire	Service	\$ 300.00
Forbes Office Solutions	Water Pollution Control,/Building Inspections	Service	\$ 282.56
Galls	Fire	Supplies	\$ 528.06
Garcia, Jose	Police	Reimb	\$ 47.70
Girard & Associates	Fire	Service	\$ 450.00
Global Industrial	Water Pollution Control	Supplies	\$ 60.94
Grainger Inc	Water Pollution Control	Supplies	\$ 309.38
Gregg Young Auto Center	Police	Service	\$ 359.56
Hach Co	Water Treatment Plant	Supplies	\$ 217.30
Hamilton Glass	Landfill	Service	\$ 289.00
Hawkeye Lock & Security	Water Pollution Control	Service	\$ 1,417.38
Hawkins Water Treatment	Water Pollution Control/Water Treatment Plant	Supplies	\$ 8,481.54
Hewitt Service Center	Snow Removal	Supplies	\$ 595.00
HLW Engineering Group	Landfill	Service	\$ 7,425.00
Hy-Vee Inc	Fire	Supplies	\$ 20.96

I & S Group Inc	Golf Clubhouse	Service	\$ 10,998.89
Image Trend Inc	Fire	Service	\$ 699.00
IMFOA	Administration/Finance/Executive	Membership	\$ 300.00
Iowa Communities Assurance Pool	Water Pollution Control/Tort Liability	Service	\$ 4,133.00
Iowa Department of Transportation	Street	Supplies	\$ 1,912.50
Iowa Employment Conference	Administration	Training	\$ 505.00
Iowa GCSA	Golf	Membership	\$ 150.00
Iowa Law Enforcement Academy	Police	Training	\$ 3,600.00
Iowa One Call	Engineering,/Water Pollution Control	Service	\$ 122.30
Iowa Permit Technicians Association	Building	Membership	\$ 40.00
Jacobs Electric Motor LLC	Fire	Service	\$ 130.99
Jasper Construction Service	Golf	Supplies	\$ 164.43
Johnson Aviation	Airport	Reimb	\$ 2,034.31
Key Cooperative	All	Fuel	\$ 13,266.62
Kinetic Edge Physical Therapy	All	Service	\$ 849.00
Lanphier Excavating	Storm Water	Service	\$ 160.12
Legacy Emergency Vehicles	Fire	Supplies	\$ 44.81
Liberty Tire Service	Landfill	Supplies	\$ 1,622.15
Logan, Belinda	Utility Billing	Refund	\$ 17.29
MacQueen Equipment	Fire	Service	\$ 1,408.66
Magnum Automotive	Police	Service	\$ 415.66
Manatt's Inc	Water Distribution	Supplies	\$ 1,229.73
Martin Marietta Materials	Street/Water Distribution	Supplies	\$ 2,617.38
Maxim Advertising	Administration	Supplies	\$ 125.00
Menards-Altoona	City Garage	Supplies	\$ 270.97
MercyOne Occupational Health Clinic	Fire	Service	\$ 967.00
Metering and Technology Solutions	Utility Billing RESO 2024-231	Supplies	\$ 8,254.70
Microbac Laboratories Inc	Water Distribution,/Water Pollution Control	Service	\$ 5,933.25
Mid Country Machinery	Landfill	Supplies	\$ 544.70
MTI Distributing Inc	Golf	Supplies	\$ 113.02
Municipal Supplies Inc	Water Distribution	Supplies	\$ 1,604.18
NAPA Auto Parts	All	Supplies	\$ 2,593.48
News Printing Company	All	Service	\$ 1,139.32
Newton Community School	Police	Supplies	\$ 23.75
Niemann Ace Hardware 650	All	Supplies	\$ 189.73
North American Rescue	Police	Supplies	\$ 502.61
Northern Tool / Capital One Trade Credit	Water Treatment Plant	Supplies	\$ 1,256.00
O'Reilly Auto Parts	All	Supplies	\$ 81.85
Parkview Animal Hospital	Animal Control	Service	\$ 1,890.10
Petty Cash - Public Works	Planning & Zoning	Supplies	\$ 9.45
Phelps Uniform Specialists	All	Supplies	\$ 205.49
Preferred Pest Control Inc	Library	Service	\$ 789.43
Premier Office Equipment	Police	Service	\$ 168.90
ProCrafters LLC	Water Pollution Control	Service	\$ 2,425.00
GrowyourCaptains.com LLC	Fire	Service	\$ 2,500.00
Protex Central Incorporated	Airport	Service	\$ 825.00
Quill Corporation	All	Supplies	\$ 344.71
R J Thomas Mfg Co Inc	Parks	Supplies	\$ 1,481.00

Ray, Randy	Police	Service	\$ 212.42
Reeves Heating & Cooling	City Center	Service	\$ 115.00
Ryan's Tire & Auto	Golf	Supplies	\$ 434.40
Schuring, Austin L	Private Incentives	Incentive	\$ 10,000.00
Shinkle, Andrew	Police	Training	\$ 41.48
Sprayer Specialties Inc	Golf	Supplies	\$ 364.00
State Steel of Des Moines	Landfill	Supplies	\$ 4,064.96
Streichers	Police	Supplies	\$ 56.00
SWANA	Landfill	Membership	\$ 305.00
T2 Systems Inc	Police	Service	\$ 13.28
Tatman, Anthony	Fire	Service	\$ 200.00
Theisen's	All	Supplies	\$ 743.07
TK Elevator	City Center	Service	\$ 211.89
Town & Country Sanitary Service	Water Treatment Plant	Service	\$ 380.00
Two Rivers Cooperative	All	Supplies	\$ 7,641.23
United Healthcare Ins Co	Fire	Reimb	\$ 42.59
United States Cellular	All	Service	\$ 2,729.31
UnityPoint Clinic-Occupational	All	Service	\$ 336.00
Utility Equipment Co	Water Distribution	Supplies	\$ 1,831.08
Valley Environmental	Parks	Service	\$ 20.00
Van Maanen Electric Inc	Parks	Service	\$ 102.00
Veenstra & Kimm Inc	Building	Service	\$ 8,662.50
Vitales, Daniel	Utility Billing	Refund	\$ 72.29
Waste Solutions of Iowa	Golf	Service	\$ 179.00
Williams Scotsman Inc	Golf	Service	\$ 681.84
Wlejleh, Teddy & Patience	Utility Billing	Refund	\$ 72.29

Total **\$ 546,059.47**

Pre-Authorized Payments

Air Cleaning Technologies	Fire	RESO 2025-040	\$ 58,265.00
AT&T Mobility	Police/Landfill	Utilities	\$ 443.95
Black Hills Energy	All	Utilities	\$ 6,999.12
Caldwell, Randy	N Central TIF	RESO 2024-378	\$ 375.00
Christine Pletcher Dezin	Golf	RESO 2024-342 2025-041	\$ 11,886.69
Pham, Tram	N Central TIF	RESO 2024-157	\$ 1,419.77
Store For Home Furniture	Golf	RESO 2025-041	\$ 4,750.00
T Mobile	All	Utilities	\$ 1,124.95
Verizon	Diaster Services	Utilities	\$ 35.01
Windstream	All	Utilities	\$ 1,306.83
Total:			\$ 86,606.32

City of Newton Council Report

**Item:**

Third Consideration of an Ordinance to adopt the Code of Ordinances of the City of Newton, Iowa, 2025, AKA "City Code"

Summary:

Resolution to adopt the 2025 City of Newton Code of Ordinances

Financial Impact:

None

Report Number: 2025-41**Date:**

February 17, 2025

Lead Department:

Administration

Recommendation:

Approve

Background:

Section 380.8 of the Code of Iowa, 2025, requires that at least once every five years a city shall adopt a code of ordinances or by compiling at least annually a supplement to the code of ordinances consisting of all new ordinances and amendments to ordinances which became effective during the previous year and adopting the supplement by resolution.

On August 1st, 2016 the City Council adopted the City Code of Newton, Iowa; and adds new ordinances and amendments upon passage by supplementation to the City Code itself.

Adopting this ordinance is a method of perpetual codification, the loose-leaf binding together with the continuous supplement service, provided by American Legal Publishing, whereby each newly adopted ordinance of a general and permanent nature amending, altering, adding or deleting provisions of the official City Code is identified by the proper chapter and is inserted in the proper place in each of the official copies, a copy of which shall be maintained in the office of the City Clerk, certified as to correctness and available for inspection at any and all times that said office is regularly open.

Recommendation:

Staff recommends to adopt the code of ordinances, containing only the current and existing ordinances edited and compiled without change in substance, shall be and hereby adopted as the Newton City Code, 2025.

Matt Muckler, City Administrator

ORDINANCE NO. _____

ORDINANCE TO ADOPT THE CODE OF ORDINANCES OF THE CITY OF NEWTON,
IOWA, 2025, AKA “CITY CODE”

WHEREAS, Section 380.8 of the Code of Iowa, 2025, requires that at least once every five years a city shall adopt a code of ordinances or by compiling at least annually a supplement to the code of ordinances consisting of all new ordinances and amendments to ordinances which became effective during the previous year and adopting the supplement by resolution; and

WHEREAS, on August 1st, 2016 the City Council adopted the City Code of Newton, Iowa; and adds new ordinances and amendments upon passage by supplementation to the City Code itself; and

WHEREAS, if a proposed code of ordinances contains only existing ordinances which have been edited and compiled without substantive changes, the council may adopt such code without notice of public hearing and it is now appropriate to adopt a code of compiled and existing ordinances under the statute, without any substantive changes proposed; and

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Newton, Iowa:

Section 1. From and after the date of passage of this Ordinance, the City Code of the City of Newton, Iowa, prepared by American Legal Publishing, containing compilation of all ordinances of a general nature together with the changes made to said ordinances, under the direction of the governing body of the City, shall be accepted in all courts without question as the Official Code and Law of the City as enacted by the City Council, and shall hereafter be referred to as "The City Code".

Section 2. It is hereby adopted, as a method of perpetual codification, the loose-leaf binding together with the continuous supplement service, provided by American Legal Publishing, whereby each newly adopted ordinance of a general and permanent nature amending, altering, adding or deleting provisions of the official City Code is identified by the proper chapter and is inserted in the proper place in each of the official copies, a copy of which shall be maintained in the office of the City Clerk, certified as to correctness and available for inspection at any and all times that said office is regularly open.

Section 3. It shall be unlawful for any person, firm or corporation to change or amend, by additions or deletions, any part or portion of the City Code, or to insert or delete pages or portions thereof, or to alter or tamper with the City Code in any manner to cause the law of the City to be misrepresented.

Section 4. All ordinances or parts of ordinances in conflict herewith, are, to the extent of such conflict, hereby repealed.

Section 5. A code of ordinances, containing only the current and existing ordinances edited and compiled without change in substance, shall be and hereby is adopted as the City Code, 2025.

PASSED this ____ day of _____, 2025.

APPROVED this ____ day of _____, 2025.

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 _____, 2025 and was published in the Newton Daily News, a newspaper of general circulation in the said City of Newton on the ____ day of _____, 2025.

Dated this ____ day of _____, 2025.

Katrina Davis, City Clerk

City of Newton Council Report

**Item:**

Third Consideration of an Ordinance amending the Code of Ordinances, City of Newton, Iowa, Title XV: Land Usage, Chapter 158: Zoning

Summary:

Amending the A-1: Agriculture, C-A: Arterial Commercial, C-T: Tourism Oriented Commercial, I-L: Light Industrial, and I-H: Heavy Industrial Districts language on the matter of kennels, pet boarding, and pounds.

Financial Impact:

None.

Report Number: 2025-86

Date:

February 17, 2025

Lead Department:

Community Development

Recommendation:

Approve

Background:

As the Newton City Council has endeavored to find a location for the city-owned animal control facility (pound) for stray dogs, it became apparent that the various districts within the zoning code do not clearly address when and where such facilities are allowed. The implementation of the zoning ordinance on this matter relied too heavily on administrative interpretation powers for City staff. The proposed changes provide greater clarity to elected officials, staff, and citizens on the matter-removing the "gray" areas.

The goal of the proposed language is to *clearly* establish the where and to *clearly* establish the when and how. The new language for the A-1, C-A, C-T, I-L, and I-H zones builds in controls such as minimum distances away from residences, to protect residential property from this particular use. Additionally, in those zones where residential uses may be in close proximity, a conditional use permit would be required, which triggers a public hearing and neighbor notifications before action by the Zoning Board of Adjustment occurs. Finally, any decision on the location of a municipally owned facility would be subject to a decision by the Newton City Council, made within a public meeting.

As a reminder, Zoning Ordinance Amendments are applicable to the subject zoning districts, city-wide, and are not exclusive to any specific property.

The primary changes are summarized as follows:

- 158.003: Definitions- clarifications on the definitions for "Boarding, Pets"; Kennel; and Pound
- 158.016: A-1: Agriculture- Update listing of conditional use permit to include Dog or Cat Kennel, Pet Boarding, or Pound, provided the facility is 500 feet away from a residence and the ZBA considers plans to address noise, odor, hours of operation, traffic, & visual compatibility with neighborhood.
- 158.023: C-A: Arterial Commercial- Add municipally owned pound to list of permitted uses; Add Dog or Cat Kennel, Pet Boarding provided the facility is 500 feet away from a residence and the ZBA considers plans to address noise, odor, hours of operation, traffic, & visual compatibility with neighborhood.
- 158.026: C-T: Tourism Oriented Commercial- Add municipally owned pound to list of permitted uses; Add Dog or Cat Kennel, Pet Boarding provided the facility is 500 feet away from a residence and the ZBA considers plans to address noise, odor, hours of operation, traffic, & visual compatibility with neighborhood.

- 158.028 I-L: Light Industrial- Update listing of conditional use permit to include Dog or Cat Kennel, Pet Boarding, or Pound, provided the facility is 500 feet away from a residence and the ZBA considers plans to address noise, odor, hours of operation, traffic, & visual compatibility with neighborhood.
- 158.029 I-H: Heavy Industrial- Update listing of permitted uses to include Dog or Cat Kennel, Pet Boarding, or Pound, provided the facility is 500 feet away from a residence and the ZBA considers plans to address noise, odor, hours of operation, traffic, & visual compatibility with neighborhood.

Notice of Ordinance Amendment:

Notice was published in the NDN on January 3, 2025, ahead of the Planning and Zoning Commission meeting. Notice was also published in the NDN on January 14, 2025, ahead of the January 20th City Council meeting.

Planning and Zoning Commission Action:

At their meeting on January 7, 2025, the Planning and Zoning Commission recommended approval of the zoning code amendments, citing that the revisions provide much needed clarity and reduce the need for or level of administrative zoning determinations on this matter.

Recommendation:

Staff recommends approval.

A handwritten signature in black ink, appearing to read "Matt Muckler", written in a cursive style.

Matt Muckler, City Administrator

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.

(A) *Interpretation.* The following definitions shall be applicable to this chapter unless a contrary meaning is indicated by the text. Words in the present tense include the future tense. The singular number includes the plural and the plural number includes the singular. The word “shall” is always mandatory; the word “may” is permissive. Terms not defined shall have the meaning customarily assigned to them as defined in *Merriam Webster’s Collegiate Dictionary*. Uses not defined or listed shall have the meanings as defined in or categorized according to the North American Industry Classification System as prepared by the United States Office of Management and Budget’s Economic Classification Policy Committee.

(2011 Code, § 34.0201)

(B) *Terms.* For the purpose of this chapter, the following definitions shall apply unless the context clearly indicates or requires a different meaning.

BOARDING, PETS. The temporary keeping and caring of four or more pets, such as dogs or cats. See also Kennel.

KENNEL. Any enclosed area in which The keeping of four or more dogs, six months old or older, **for any period of time. No property may have more than four dogs in any residential district.** are kept.

POUND. A municipally owned and operated facility for the temporary housing of stray, abandoned, homeless or unwanted pets, such as dogs.

§ 158.016 A-1: AGRICULTURAL.

(A) *Intent.*

(1) The A-1: Agricultural District is intended to encompass those areas which are presently used primarily for agriculture.

(2) It is further intended to preserve and protect prime agricultural land from indiscriminate and undesirable encroachment by, and conversion to, urban uses; provided that, such limited residential uses as will not detract from the crop producing capability of the land, may be permitted; and, further provided, that certain commercial and industrial uses having a particular need to locate away from high density urban areas, may, after due consideration of their environmental and economic impact, be permitted.

(B) *Conditions of use.*

(1) On a farm, as defined, any use listed as “agricultural” shall be exempt from all regulations of this chapter, except applicable regulations set forth in the Floodplain District, and except the following conditions relating to accessory uses;

(2) No accessory use shall occupy more than 25% of the land area of a farm or lot, nor shall the appraised value of land, buildings and improvements occupied by an accessory use exceed 25% of the value of the farm or lot, including all improvements thereto;

(3) Animal rearing and feeding operations shall be carried on in strict accord with the requirements of the state’s Department of Natural Resources;

(4) The keeping of domestic livestock **and kenneling or pet boarding [See 158.016 (D)(3)]** on a lot used principally for residential purposes shall be limited as follows:

Type of Animal	No. of Animals Per Acre
Horses and cattle	2
Sheep, goats, swine, alpacas, chickens	4
NOTES TO TABLE: For the purposes of this chapter, miniature pigs, as regulated by § 90.13 of the of code of ordinances, shall not be considered swine.	

(5) A minimum of one acre is required to keep domestic livestock. No stabling, grazing or tethering area for such livestock shall be located closer than 100 feet from any residential dwelling on a neighboring property;

(6) A mobile home, as defined herein, may be used as a principal dwelling on a farm, or as an accessory dwelling, housing a farm employee; however, except as may be allowed by a conditional use permit, no mobile home shall be used as a dwelling on a non-farm lot; and

(7) A farmstead in existence at the time of adoption of this chapter may be severed from a farm and thereafter used for residential purposes; provided that, there is included one acre of land per dwelling unit with side and rear yards as required for one- and two-family dwellings.

(C) *Permitted uses.* The following uses are allowed in the A-1: Agricultural District:

- (1) Agriculture;
- (2) Single-family homes;
- (3) Public parks, open spaces and recreational facilities;
- (4) Educational and religious facilities;
- (5) Home occupations;
- (6) Accessory buildings and uses;
- (7) Agriculture businesses; provided, the parcel is over five acres in size;
- (8) Plant nurseries;
- (9) Commercial orchards; and
- (10) Forestry.

(D) *Conditional use permit.* The following uses may be allowed in the A-1: Agricultural District upon approval of a conditional use permit by the Zoning Board of Adjustment:

- (1) Cemeteries; and
- (2) Communication towers.

(3) Dog or Cat Kennel, Pet Boarding, or Pound, provided the following conditions are met:

a. The facility and any associated fenced, run areas, shall be located no closer than 500 feet from any residential dwelling on a neighboring property.

b. The Zoning Board of Adjustment shall consider plans for sanitation, plans to address noise and odor, hours of operation, traffic, and visual compatibility with surrounding neighborhood.

c. All State of Iowa Code requirements associated with this use shall be met.

§ 158.023 C-A: ARTERIAL COMMERCIAL.

(A) *Intent.* The C-A: Arterial Commercial District is a medium intensity commercial district intended to provide for business activities located along and adjacent to major traffic generators which are substantially dependent upon vehicular access to support the nature of the business.

(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.

(C) *Permitted uses.* The following uses are allowed in the C-A: Arterial Commercial District:

- (1) Churches and educational facilities;
- (2) Personal service retail uses including the following: barbershops, beauty shops, laundry pick-up stations, optical stores, dance studios, hobby shops, florist shops, child care facilities, health studios or gyms, newsstands, photographic studios, post office substations, shoe repair shops, tailor and dressmaking shops, photo developing pick-up stations and other similar uses;
- (3) Professional offices and medical clinics;
- (4) Convenience stores including the sale of gasoline and fuels; provided, a traffic study prepared by a registered engineer is submitted and approved;
- (5) Automobile service stations, fuel sales stations, auto parts and accessory stores and washing facilities, all of which may or may not include the sales of gasoline; provided, however, if the sales of gasoline is included a traffic study prepared by a registered engineer is submitted and approved;
- (6) Automobile, trailer, motorcycle, boat, farm implement and construction equipment establishments for display, hire rental and sales;

(7) Home service retail stores including the following: furniture stores, appliances stores, building materials stores, carpet and floor covering stores, cabinet stores, garden supply stores, hardware stores, lawn mower sales and service stores, paint and glass stores, plumbing and heating retail stores, television and electronics stores, rental stores, upholstering shops and other similar retail uses;

(8) General retail stores, including the following: food stores, supermarkets, variety stores, discount stores, department stores, clothing stores, shoe stores, sporting goods stores, jewelry stores, art shops, book stores, camera stores, music stores, china and gift stores, drug stores, pet stores and other similar retail establishments;

(9) Accessory outdoor displays and storage of the permitted sale of goods and services allowed or defined as permitted uses in this district and/or temporary seasonal displays such as lawn and garden or holidays, if identified on an approved site plan and if minimum parking requirements are met;

(10) Travel related and hospitality related businesses, including the following: hotels, motels, tea room or tea houses or other similar businesses;

(11) Restaurants and amusement establishments, including: bowling alleys, dance halls, pool halls, night clubs and lounges; provided, the use is located greater than 250 feet from a primary residential use;

(12) Small animal veterinary clinics without boarding facilities;

(13) Agriculture;

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

(15) Fireworks sales with storage of fireworks in a space equal to or less than 20% of the sales floor area. The activity shall be located at least 150 feet from any residential dwelling, 150 feet from any fuel source, and 750 feet away from any other fireworks sales use.

(16) Municipally owned Pound, provided the following conditions are met:

a. The facility and any associated fenced, run areas, shall be located no closer than 500 feet from any residential dwelling on a neighboring property.

b. The facility shall be connected to public utilities including electric, sewer, and water.

c. Animals shall not be exterior to the structure unless monitored by authorized personnel (staff and/or volunteer).

d. All State of Iowa Code requirements associated with this use shall be met.

(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:

(1) Communication towers;

(2) Any permitted use that requires over 35% lot coverage;

(3) Beer-making for wholesale or retail sales of less than or equal to 650 gallons per day;

(4) Outdoor display for the permitted sale of goods and services allowed or defined as conditional uses in this district;

(5) Paintball facility; and

(6) Single-family dwellings.

(7) Dog or Cat Kennel, Pet Boarding provided the following conditions are met:

a. The facility and any associated fenced, run areas, shall be located no closer than 500 feet from any residential dwelling on a neighboring property.

b. The Zoning Board of Adjustment shall consider plans for sanitation, plans to address noise and odor, hours of operation, traffic, and visual compatibility with surrounding neighborhood.

c. All State of Iowa Code requirements associated with this use shall be met.

§ 158.026 C-T: TOURISM ORIENTED COMMERCIAL DISTRICT.

(A) *Intent.* The C-T: Tourism Oriented Commercial District is intended to provide space for business activities located along Interstate 80 that attract and serve visitors to the community as well as meeting needs of local residents.

(B) *Permitted uses.* The following uses are permitted in the C-T District subject to site plan approval:

(1) Convenience stores including the sale of gasoline and fuels;

(2) Travel and hospitality related businesses which could include, but not limited to, hotels, motels, bed and breakfasts;

(3) Travel centers and truck stops having no more than 100 parking spaces for semi-trucks;

- (4) Restaurants;
- (5) Drive-through restaurants;
- (6) Recreational and amusement facilities and parks;
- (7) Zoos;
- (8) Visitor centers and museums;
- (9) Sports arenas, fields, and complexes;
- (10) Conference centers;

(11) Mixed-use buildings which may include professional offices, retail, and multi-family dwellings if the provisions of division (D) of this section are met, and other commercial uses limited to the interior of a building that serve a regional purpose:

- (12) Large, destination retail businesses;
- (13) Camp grounds having no more than 100 camp sites; and

(14) Fireworks sales with storage of fireworks in a space equal to or less than 20% of the sales floor area. The activity shall be located at least 150 feet from any residential dwelling, 150 feet from any fuel source, and 750 feet away from any other fireworks sales use.

(15) Municipally owned Pound, provided the following conditions are met:

a. The facility and any associated fenced, run areas, shall be located no closer than 500 feet from any residential dwelling on a neighboring property.

b. The facility shall be connected to public utilities including electric, sewer, and water.

c. Animals shall not be exterior to the structure unless monitored by authorized personnel (staff and/or volunteer).

d. All State of Iowa Code requirements associated with this use shall be met.

(C) *Conditional uses.* The following are conditional uses within the C-T District subject to a conditional use permit and site plan approval where the applicant must establish that the development is in harmony with the surrounding neighborhood:

- (1) Beer and wine making for restaurant sales and retail sales only in conjunction with a restaurant use;
- (2) Automobile restoration shops;
- (3) Outdoor display for the permitted sale of goods and services;

(4) Off-site parking areas in conjunction with a permitted use and owned or leased by the same entity as owns the permitted use that the off-site parking area is intended to serve. Buffering along the perimeter will be required when determined it is necessary;

- (5) Warehousing or storage facilities in conjunction with a permitted use in the C-T Zone;
- (6) Camp ground having more than 100 camping sites;
- (7) Tea room or tea house.

(8) Dog or Cat Kennel; Pet Boarding provided the following conditions are met:

a. The facility and any associated fenced, run areas, shall be located no closer than 500 feet from any residential dwelling on a neighboring property.

b. The Zoning Board of Adjustment shall consider plans for sanitation, plans to address noise and odor, hours of operation, traffic, and visual compatibility with surrounding neighborhood.

c. All State of Iowa Code requirements associated with this use shall be met.

§ 158.028 I-L: LIGHT INDUSTRIAL.

(A) *Intent.* The I-L: Light Industrial District is a low impact industrial, business and research area set aside for the location of enterprises that have negligible environmental impacts beyond their property limits.

(B) *Locational criteria.* The I-L: Light Industrial District is appropriately located adjacent to primary arterial streets and as a buffer to heavy industrial uses. Lands to be suitable for light industrial uses will generally have stable soils, slopes less than 5% and be well served by public utilities.

(C) *Permitted uses.* The following uses are allowed in the I-L: Light Industrial District:

- (1) Automobile service, repair, painting, body works, upholstery or similar refurbishing;
- (2) Beverage bottling, distribution and warehousing facilities;
- (3) Cold storage facilities;
- (4) Contractors offices and storage buildings; including general contractors, plumbers, electricians, heating, ventilating, air conditioning contractors, masons, painters, refrigeration contractors, roofing contractors and other such construction occupations;
- (5) Distribution centers;
- (6) Dry cleaning and laundry facilities;
- (7) Farm and industrial equipment sales and repair facilities;
- (8) Film processing facilities;
- (9) Ice production, storage, sales and distribution facilities;
- (10) Laboratories for research, testing and experimental purposes;
- (11) Machine shops;
- (12) Mail order distribution centers;
- (13) Manufacturing facilities to produce computers, computer peripherals, electrical appliances, electronic equipment, medical instruments and other similar products;
- (14) Manufacturing facilities to produce articles or merchandise from previously prepared or natural materials such as cardboard, cement, cloth, cork, fiber, glass, leather, paper, plastics, metals, stones and other such prepared materials;
- (15) Printing and publishing;
- (16) Public utility facilities and railroad facilities;
- (17) Public educational facilities related to industry and vocational training and research;
- (18) Publicly-owned storage, warehouse and maintenance facilities;
- (19) Radar, radio and television studios, stations and towers;
- (20) Truck terminals, delivery services, moving and storage facilities and truck maintenance facilities;
- (21) Warehouse and storage facilities;
- (22) Outside storage yards as an accessory use provided they are kept in a visually appealing manner;
- (23) Indoor family entertainment center;
- (24) Fitness centers, health clubs, gyms, massage establishments;
- (25) Agriculture;
- (26) Fireworks sales with storage of fireworks in a space equal to or less than 20% of the sales floor area. The activity shall be located at least 150 feet from any residential dwelling, 150 feet from any fuel source, and 750 feet away from any other fireworks sales use; and
- (27) Fireworks warehousing or storage without on-site sales. The activity shall be located at least 150 feet from any residential dwelling, 150 feet from any fuel source, and 750 feet away from any other fireworks sales use.

(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:

- (1) Food processing, manufacturing and packaging facilities; provided, sufficient public sanitary sewer and water facilities are available, and no odors are emitted from the facility;
- (2) Storage of oils, petroleum and similar flammable liquids and gases of less than 1,000 gallons per tank and no more than three tanks on a property; provided, said tanks are placed in a manner that presents no danger to adjoining properties,

the tanks are fenced in a secure manner and screening is provided to obscure their view from adjoining properties and the street. Said tanks shall not be located within required yards and shall not be approved until a plan is submitted to the Zoning Administrator showing compliance with the above requirements;

- (3) Concrete/asphalt batch plants including outside storage of raw materials;
- (4) General retail sales;
- (5) Stables, dog kennels or other facilities for boarding or keeping animals provided a site plan is submitted and approved;
- (6) Railroad yards, transfer facilities and associated uses;
- (7) Multi-family residences up to 25 units per acre;
- (8) Public detention and correctional institutions, including: penal institutions, residential correction facilities, medical detention facilities and other similar facilities; provided, they are located at least 500 feet from any residential use;
- (9) Communication towers; and
- (10) Professional office; provided, it is located on a property no greater than one-half acre in size.

(11) Dog or Cat Kennel, Pet Boarding, or Pound, provided the following conditions are met:

a. The facility and any associated fenced, run areas, shall be located no closer than 500 feet from any residential dwelling on a neighboring property.

b. The Zoning Board of Adjustment shall consider plans for sanitation, plans to address noise and odor, hours of operation, traffic, and visual compatibility with surrounding neighborhood.

c. All State of Iowa Code requirements associated with this use shall be met.

§ 158.029 I-H: HEAVY INDUSTRIAL.

(A) *Intent.* The I-H: Heavy Industrial District is a general purpose industrial and business area for the location of activities and enterprises that might be otherwise objectionable in other areas of the community and by the nature of their activity may result in some negative impacts upon their environment. The purpose of this district is to provide for such uses in the community and to properly ensure their negative impacts are properly mitigated.

(B) *Locational criteria.* The I-H: Heavy Industrial District is appropriately located in isolated locations away from other uses and upon lands that are level and not generally susceptible to environmental degradation. It should be located adjacent to primary arterials and railroads. Such district should be properly buffered from all residential and commercial districts. Such districts shall generally be located such that prevailing winds shall not impact residential areas.

(C) *Permitted uses.* The following uses are allowed in the I-H: Heavy Industrial District.

- (1) Waste water treatment plants;
- (2) Food processing, manufacturing and packaging facilities provided sufficient public sanitary sewer and water facilities are available, and no odors are emitted from the facility;
- (3) Grain storage, processing and distribution facilities;
- (4) Concrete and asphalt batch plants;
- (5) Railroad yards, transfer facilities and associated uses;
- (6) Agriculture;
- (7) Fireworks sales with storage of fireworks in a space equal to or less than 20% of the sales floor area. The activity shall be located at least 150 feet from any residential dwelling, 150 feet from any fuel source, and 750 feet away from any other fireworks sales use; and
- (8) Fireworks warehousing or storage without on-site sales. The activity shall be located at least 150 feet from any residential dwelling, 150 feet from any fuel source, and 750 feet away from any other fireworks sales use.

(9) Dog or Cat Kennel, Pet Boarding, or Pound, provided the following conditions are met:

a. The facility and any associated fenced, run areas, shall be located no closer than 500 feet from any residential dwelling on a neighboring property.

b. The facility shall be properly connected public utilities.

d. All State of Iowa Code requirements associated with this use shall be met.

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

- (1) Manufacturing of products and merchandise involved the use of chemicals, processes or materials that might constitute a potential explosive or environmental hazard provided a plan is submitted providing sufficient evidence that proper precautions have been taken to minimize such hazards including ongoing review and monitoring;
- (2) Quarrying and mining operations provided precautions are taken to control dust beyond the property limits, provision is made for noise control, provisions are made for compensation to adjoining and area properties if damaged by blasting or other such activities and a plan for reclamation is filed including appropriate provisions for bonds to fund reclamation, as required by the city;
- (3) Slaughter plants, packing houses, animal by-products rendering and other such animal processing activities; provided, adequate provisions are made to minimize odors, dust, noise and other impacts;
- (4) Sexual activity establishment, adult bookstore, adult motion picture theater and other similar forms of adult entertainment;
- (5) Any other industrial use not expressly permitted in this chapter and determined by the Zoning Board of Adjustment to have been properly mitigated to protect the public health, safety and general welfare;
- (6) Automobile salvage and reclamation yards and facilities provided a site plan is submitted and provisions are made to screen the facility entirely from the view of streets and other properties; and
- (7) Communication towers.

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 _____2025, after the final passage, approval and publication as provided by law.

PASSED this ____ day of _____, 2025.

APPROVED this ____ day of _____, 2025.

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 _____, 2025 and was published in the Newton Daily News, a newspaper of general circulation in the said City of Newton on the ____ day of _____, 2025.

Dated this ____ day of _____, 2025.

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 V, Chapter 54, Waterworks Section 54.02 – 54.19 by adding or deleting language

Summary:

amending Waterworks code to reference Utilities Department, instead of Public Works, adding language from former “Rules of Operations” into the city code and numerous other updates.

Financial Impact:

Estimated increase in annual revenue \$15,000.

Report Number: 2025-128**Date:**

February 17, 2025

Lead Department:

Utilities

Recommendation:

Approve

Background:

When the governance of the waterworks was placed under the city council, the Divisions of Water Treatment and Water Distribution were placed under the Department of Public Works. In November of 2022 Newton City Council approved a reorganization, creating a new Utilities Department, placing waterworks under the Department of Utilities. Numerous language changes throughout this ordinance are to reflect the Department of Utilities, versus Public Works, other changes include:

- 54.10 CONNECTION TO WATER MAIN Updating requirements for service line connections
- 54.11 MAINTENANCE OF SERVICE LINE. Adding language for clarification and actions for failure to maintain private water service lines
- 54.12 WATER METERS. Adding “remote radio read endpoints” language
- 54.13 EXTENSION OF DISTRIBUTION WATER MAINS. Adding language to the ordinance, that exists in the former Waterworks Board of Trustees, Water Customer Service Handbook “Rules of Operations”
- 54.17 SHUT OFF OF SERVICE. Adding language for discontinuing service for non-compliance with the city code
- 54.19 FEE SCHEDULE. Adjusting fees schedule for NSF, account set up, removing discount for paying by due date, adjusting late fee charge, adding late fee or discontinue of service for non-compliance of backflow testing
- 54.19 FEE SCHEDULE. Adding existing tap fee schedule and existing Capital Recovery Charge fee schedule to the ordinance fee schedule.

Recommendation:

Approval of the proposed ordinance

Matt Muckler, City Administrator

ORDINANCE NO. _____

ORDINANCE AMENDING THE CODE OF ORDINANCES, CITY OF NEWTON, IOWA, 2016, TITLE V, CHAPTER 54 WATERWORKS, SECTION 54.02 - 54.19 BY ADDING OR DELETING LANGUAGE

WHEREAS, at its March 18, 2022 meeting, the NWW Board of Trustees voted that the NWW Board of Trustees should be dissolved and that governance of NWW should be permanently placed with the Newton City Council; and

WHEREAS, the NWW Board of Trustees was originally established by election of the voters pursuant to Iowa Code §388.2; and

WHEREAS, Iowa Code §388.2 requires that a proposal to discontinue a utility board is subject to the approval of the voters of the City; and

WHEREAS, pursuant to Iowa Code §388.2(1)(b), a City can submit a proposal to discontinue the utility board at a general election, a regular city, election, or at a special election called for that purpose; and

WHEREAS, the City Council of the City of Newton, IA passed a resolution on April 18, 2022 setting a special City election on Tuesday, September 13, 2022, at which election the following question was submitted to the registered voters of the City of Newton, Iowa:

“Shall the Newton WaterWorks Board of Trustees be dissolved and the City Council of Newton, Iowa, in the County of Jasper, Iowa assume the obligations of managing and controlling the Newton WaterWorks.”; and

WHEREAS, Newton Waterworks was placed under the Department of Public Works; and

WHEREAS, In November of 2022 Newton City Council approved a reorganization, creating a new Utilities Department and placing waterworks under the Department of Utilities; and

WHEREAS, this requires numerous department reference language changes; and

WHEREAS, numerous other updates, including previously approved “rules of operation”, within the “Water Customer Service Handbook”, but were not included in the City of Newton code of ordinances, the changes are as follows:

CHAPTER 54: WATERWORKS

Section

- 54.01 Purpose
- 54.02 Powers and duties
- 54.03 Definitions
- 54.04 Control of funds
- 54.05 Accounting
- 54.06 Discriminatory rates illegal
- 54.07 Treasurer
- 54.08 Certification of unpaid water rates, charges to create lien on real property
- 54.09 Denial of application for service line
- 54.10 Connection to distribution water main
- 54.11 Maintenance of service line
- 54.12 Water meters
- 54.13 Extension of distribution water mains
- 54.14 Private fire protection

- 54.15 Information supplies to plumbers and interested parties
- 54.16 City not liable for damages by turning on water
- 54.17 Shut off of service
- 54.18 Private wells restricted
- 54.19 Fee schedule

§ 54.01 PURPOSE.

The purpose of this chapter is to provide for the operation of the municipally-owned Water Utility by City Council.

(Ord. 2421, passed 11-8-2022)

§ 54.02 POWERS AND DUTIES.

(A) Pursuant to an election, September 13, 2022 the City Council of Newton, Iowa, in the County of Jasper, Iowa; shall be the governing body of the Newton Waterworks Utility.

(B) The administrative management of the Waterworks Utility shall be under the direction of the City Administrator.

(C) The operations management of the Waterworks Utility shall be under the direction of the ~~Public Works~~Utilities Director, who shall function as its Director. In that capacity, the Director or the Director's designee shall supervise the day-to-day operation of the Waterworks Utility, shall enforce this chapter and the provisions of all ordinances and regulations adopted by the City Council and shall carry out the policy directives of the City Council acting in its role as governing body of the Waterworks Utility.

(D) The Waterworks Utility shall have the following powers, duties and responsibilities:

(1) Prepare ordinances as needed to implement this chapter and place them for consideration and adoption by the City Council, and adopt such regulations and procedures as are required to implement this chapter and carry out its duties and responsibilities.

(2) Administer the acquisition, design, construction, maintenance and operation of the Water Utility system, including capital improvements.

(3) Administer and enforce this chapter and all ordinances, regulations and procedures related to design, construction, maintenance, operation and alteration of the Water Utility system, including, but not limited to the quantity and quality of the Water Utility.

(4) Inspect private water systems as necessary to determine the compliance of such systems with this chapter and any ordinances or regulations adopted by this chapter.

(5) Review plans, approve or deny, inspect and accept extensions to the water system.

(6) Annually analyze the cost of services and benefits provided, and the system and structure of fees, charges, fines, and other revenues of the Water Utility, and to make recommendations regarding adjustment to such fees, charges, fines and other revenues.

(7) Prepare and file an annual operating budget for the Water Utility and make recommendations regarding the financing of the cost of extending and replacing portions of the water system.

(8) Acquire, construct, lease, own, operate, maintain, extend, expand, replace, clean, repair, conduct, manage, and finance such facilities, operations, and activities, as are deemed by the city to be proper and reasonably necessary for a water system. These facilities may include, but are not limited to, wells, pumps, water treatment plant, maintenance buildings, transmission mains, ~~watertowers~~water towers, distribution mains and such other facilities relating to municipal Water Utility system.

(Ord. 2421, passed 11-8-2022)

§ 54.03 DEFINITIONS.

For the purpose of this chapter the following definitions shall apply unless the context clearly indicates or requires a different meaning.

CITY. City of Newton Iowa, Newton Waterworks.

COMPLAINT. A statement or question by anyone, whether a Utility customer or not, alleging a wrong, grievance, injury, dissatisfaction, illegal action or procedure, dangerous condition or action, or Utility obligation.

CONTIGUOUS LOCATIONS. Those where one customer has more than one building on the same property or on adjacent property separated only by a public right-of-way.

CONTRACT. Any claim, account, demand against, or agreement with, the Utility, express or implied.

CONTRACTOR. Any person, firm, or corporation performing work for a customer.

CUSTOMER. Any person, firm, association, or corporation, any agency of the federal, state, or local government, or legal entity responsible by law for payment for the water from the Utility. In the case of a residence, CUSTOMER also means other adult persons occupying the residence.

DELINQUENT OR DELINQUENCY. An account for which a service bill or service payment agreement has not been paid in full on or before the last date for timely payment.

DISTRIBUTION WATER MAIN. Water pipe owned, operated or maintained by the city and used for the purpose of distribution of potable water.

DUAL PURPOSE WATER METER. A city owned and city furnished device used to measure the volume of water passing through the service line which is discharged into the city wastewater treatment facilities.

GOVERNING BODY. The City of Newton Iowa, City Council.

PREMISES. A tract of land, building, part of a building or facility to which water service is provided.

PRIVATE FIRE PROTECTION SYSTEMS. Connection from the distribution water mains to the building or point of service, including any and all of the following: pipe(s), valve(s), fire hydrant(s) and pump(s).

SERVICE AREA. The areas served by city water.

SERVICE LINE. The pipe laid from the distribution water main to the point of service or building served. The service line shall include tap, stop boxes, pipes and valves between the distribution water main and the water meter.

SERVICE RULES. These rules as adopted by the Newton City Council.

SINGLE PURPOSE WATER METER. A city-owned and city-furnished device used to measure the volume of water passing through the service line which is not discharged into the wastewater treatment facilities.

STOP BOX/CURB VALVE/CURB BOX. A shutoff valve on a service line that can be opened and closed from the surface of the ground.

TIMELY PAYMENT. A payment on a customer's account, made on or before the date shown on a current bill for service, or on a form which records an agreement between the customer and the Utility for a series of partial payments to settle a delinquent account.

UTILITY. City of Newton Waterworks.

WATER METER. A city-owned and city-furnished device used to measure the volume of water passing through a service line.

(Ord. 2421, passed 11-8-2022)

§ 54.04 CONTROL OF FUNDS.

The City Council shall control revenues as all moneys derived from operations.

(Ord. 2421, passed 11-8-2022)

§ 54.05 ACCOUNTING.

Utility moneys must be held in a separate utility fund, with a separate account or accounts for each utility or combined utility system.

(Ord. 2421, passed 11-8-2022)

§ 54.06 DISCRIMINATORY RATES ILLEGAL.

A Utility may not provide use or service at a discriminatory rate, except to the city or its agencies, as provided in Iowa Code § 384.91.

(Ord. 2421, passed 11-8-2022)

§ 54.07 TREASURER.

The City Treasurer shall serve as the Treasurer of the Water Utility as provided by law.

(Ord. 2421, passed 11-8-2022)

§ 54.08 CERTIFICATION OF UNPAID WATER RATES, CHARGES TO CREATE LIEN ON REAL PROPERTY.

The provisions of Iowa Code § 384.84 are hereby adopted by reference the same as if fully set out herein, and hereby made applicable to water rates and charges established by the Newton City Council. Water rates and charges which remain unpaid in violation hereof shall be certified by Newton Waterworks staff to the Jasper County Treasurer, shall become a lien on the premises, and shall have such priority and be collectable as provided by said Iowa Code § 384.84.

(Ord. 2421, passed 11-8-2022)

§ 54.09 DENIAL OF APPLICATION FOR SERVICE LINE.

The Director of ~~Public Works~~Utilities may deny an application for a water service line when, in the judgment of the Director, the extension of a distribution water main rather than a service line is necessary to provide adequate service or to assure the future development of the city Water Utility.

(Ord. 2421, passed 11-8-2022)

§ 54.10 CONNECTION TO DISTRIBUTION WATER MAIN.

Water main taps. The Utility or the contractor may make taps to the city mains for water service connections, and install the corporation stop. If the installation requires a tapping valve and sleeve, the customer or contractor shall pay for this as part of service line. The customer is responsible for installation of the water service from the corporation stop or tapping valve and sleeve. Excavation of the water main shall be the responsibility of the plumbing contractor and must conform to the Utility's safety standards and be in full compliance with OSHA rules. The customer or plumber will be charged for the cost of the water main taps.

(A) Application for service. Application for water service line connections shall be made, in writing, to the Department of ~~Public Works~~Utilities by the owner of the property to be served or by the owner's agent. Such application shall state the official address(es) of the property to be served, the size of the pipe required and the approximate location.

(B) Service lines.

(1) Cost of installation to property owner. All service lines, including the connection to the distribution water main, shall be installed at the expense of the owner of the property to be served.

(2) New lines. The size of all new service lines shall be as set forth in the standards on file in the Department of ~~Public Works~~Utilities.

(a) ~~when disconnecting a water service, Newton Water requires the old service line corporation stop be removed from the water main, if not being reused. Lead line corporation stops on the top of the water main cannot be reused and must be removed; this will require a new tap on the side of the water main at owner's expense.~~

(3) Adjacent private property. A water service line shall not be installed on adjacent private property unless the plans have been reviewed and approved by the Utility, and the property owner has procured an easement.

(4) Backflow prevention. The utility will require backflow prevention to be installed on new or replaced water lines where backflow is likely to result in contamination.

(a) Backflow devices installed will be required to meet the minimum requirement for containment. This means that the device will protect the potable water source from actual or potential connection, physical or otherwise, between the city potable water supply system and any plumbing fixture or tank, receptacle, equipment, or device, through which it may be possible for non-potable, used unclean, polluted, and contaminated water, or other substance, to enter into any part of the potable water system under any condition.

~~(b) The Utility will recommend the appropriate piping arrangement and type of backflow preventer based on the degree of hazard that will be encountered. The unit must be installed as close to the service entrance as possible.~~

(c) Backflow prevention is required on all service piping where there is a potential exposure to contamination. A licensed installer and tester shall inspect the device, upon installation.

(d) The customer shall be responsible for having the backflow device tested annually by a licensed tester, and the result shall be forwarded to the Utility, or utilities administrator of the program for documentation.

(5) Separate connections. There shall be separate service lines from the distribution water main to each building service. Such service lines shall be installed according to the standards adopted by City Council, except as follows here and elsewhere in these rules.

(a) Multiple occupancy buildings. Each unit shall be considered a separate customer and shall be metered and billed separately; except service to apartments or offices under one roof in which the owner or landlord assumes responsibility for payment of water consumed by the tenants, and may be billed under one meter.

(b) Combined bill. Any firm or corporation under one roof or group of buildings at one contiguous location separated only by public property, may be furnished water through one or several meters. At the discretion of the utility, customers served by more than one meter may receive a combination usage bill.

(c) Mobile home parks. Each mobile home park shall be considered a single customer, served by one meter, and shall be billed accordingly. Water shall be billed to the owner or designee at the multi-family rate using commercial water rate schedule.

(d) Subdivisions. At the Utility's discretion, a master meter may be required to meter a whole subdivision. This is used when the Utility does not maintain the water main system within the subdivision. This meter shall be billed at the multi-family rate.

(6) Extension. After a service line has been laid, no person shall make any attachment or connection to said service line in order to serve any other property or buildings.

(7) Shutoff required.

(a) An outside ~~stop box~~curb valve shall be provided for each individual building or property for each service line, shall be located between the curb and property line, shall be visible from the

sidewalk or public right of way and be accessible to the city. For a building or dwelling with more than one dual purpose water meter, an individual shutoff valve shall be provided for each such meter. This can either be done by installing a separate outside ~~stop box~~curb valve for each meter or by installing the shutoff valves and meters in a common utility space. If the shutoff valves are located in a utility space, access to this space must be provided to the city, including a key. This requirement shall also pertain to an existing building that is being modified to provide for multiple meters.

(b) For those buildings so modified prior to October 3, 2022; where no common utility space with outside access is available, the account(s) attributable to the ~~stop box~~curb valve shall be placed in the property owner's name, unless otherwise agreed upon in writing by the ~~Public Works~~Utilities Director.

(Ord. 2421, passed 11-8-2022)

§ 54.11 MAINTENANCE OF SERVICE LINE.

(a) All service lines shall be maintained at the expense of the owner of the property. Any leak or other defect in the service line shall be promptly repaired by the owner. If not repaired promptly, the water may, after written notice to the owner, be turned off by the city, until such repairs have been made.

(b) RESPONSIBILITY FOR WATER SERVICE PIPE.

All costs and expenses incident to the installation, connection and maintenance of the water service pipe from the main to the building served shall be borne by the owner. The owner shall indemnify the City from any loss or damage that may directly or indirectly be occasioned by the installation or maintenance of said water service pipe.

(c) FAILURE TO MAINTAIN.

When any portion of the water service pipe, which is the responsibility of the property owner becomes defective or creates a nuisance and the owner fails to correct such nuisance the City may do so and assess the costs thereof to the property.

(A) Vacant structure service lines. All service lines which are not currently active shall continue to pay the fees, as set forth in the schedule of fees (§ 54.19), unless the service line is permanently disconnected from the distribution main.

(B) Demolition of property. All service lines which are no longer used must be permanently closed off at the distribution water main at the expense of the property owner. This work shall be completed at the time of demolition. If not completed in the required time, the city or its agent, after written notice to the owner, shall complete the work and bill the property owner, if not paid shall assess the costs to the owner of the property.

(Ord. 2421, passed 11-8-2022)

§ 54.12 WATER METERS.

(A) Metered water required.

(1) Requirements for installation of water meters.

(a) All water furnished by the city shall be metered unless otherwise provided in this chapter. The owner shall provide an easily accessible location and plumbing system for the water meter and remote read endpoint. The owner shall be responsible for contacting the city for the installation of each meter. On new construction, the water meter(s) and remote read endpoint shall be installed prior to or coincident with installation of plumbing fixtures. The water meter(s) shall be installed in accordance with city standards adopted by City Council.

(b) Plumbing systems shall be so constructed and the meters so placed that the volume of water passing through the service line shall be measured by the water meter(s).

(c) A meter charge in the amount set forth in the schedule of fees (§ 54.19), will be required for each meter provided by the city.

(d) All owners and occupants of property where water meters are located are deemed to have consented to the city's right to enter the owner's and/or occupant's property to upgrade, maintain or test water meters where the city has reasonable grounds to believe the water meter is not operating according to performance standards of appropriately installed and operating water meters. If access to the meter is not permitted, the water service may, after written notice to the property owner, be turned off by the city until access is allowed.

(2) Requirements for single purpose water meters. A person may apply to the Department of Public WorksUtilities for a single purpose water meter. If the department determines that such property is eligible for installation of a meter, it shall be inspected and installed by the city, upon payment of a nonrefundable single purpose meter fee, as set forth in the schedule of fees (§ 54.19), and upon payment of the meter deposit.

(a) A single purpose water meter shall be installed according to city standards.

(b) For residential, commercial, and industrial customers, a second meter, parallel to the dual purpose meter, may be installed to measure water flow to irrigation systems or other systems in which the water does not flow into the city's sewer system.

(c) The single purpose meter setting must be made on the street side of the existing meter. The setting must be separately valved and run directly to outside faucets.

(d) The irrigation meter shall be carried as a separate account. The account shall be billed at the existing water rate.

(e) During the winter months when the single purpose water meter is not being used, the account shall be billed at the minimum monthly water rate.

(f) If the single purpose water line is determined to cause potential backflow or cross connection problems, a suitable backflow prevention device will be required and the account holder shall have such installed and maintained.

(g) Proof prerequisite to installation. In a new building or structure, all plumbing involving water meters shall be approved by the city plumbing inspector after installation.

(3) Protection of meters and remote read endpoint.

(a) The owner of the property where a water meter is located shall be responsible for the care and protection of the water meter and remote read endpoint. In case of damage to the water meter or remote read endpoint or in case of its stoppage or improper operation, the property owner shall give immediate notice to the Newton WaterworksUtilities Department.

(b) In all cases where water meters or remote read endpoints are broken or damaged, except for ordinary wear and tear, the necessary repairs to the water meter or remote read endpoints shall be made by the city, and the cost of such repairs shall be paid by the property owner. If payment for damages is not received at the time of demand, the city may, after written notice, shut off the water and not restore service until full payment has been made.

(c) No person shall, in any way, interfere with installed water meters and remote read endpoints, except an authorized employee of the Newton Waterworks.

(4) Meter tests. Whenever the city has reasonable grounds to believe a water meter or remote read endpoint is not operating according to performance standards of an appropriately installed and operating meter or remote read endpoint, the owner of the property may request and the city may perform a test on the water meter or remote read endpoint.

(a) Inspections permitted. All persons occupying and/or owning property where city water meters and remote read endpoints are located shall permit the city to inspect all water meters or remote read endpoint on or within the property when the city has reasonable grounds to believe the water meter is not operating according to performance standards of an appropriately installed and operating water meter. If city access is not permitted to the meter or remote read endpoint, the water may, after written notice to the property owner, be turned off by the city until access is allowed. If city access is not permitted to the meter, the city may estimate water use for purposes of water and wastewater treatment charges.

(b) Removal of meters. Whenever water service is to be discontinued, the owner of the property shall grant the city access to the property for the purpose of removing the water meter and remote read endpoint.

(Ord. 2421, passed 11-8-2022)

§ 54.13 EXTENSION OF DISTRIBUTION WATER MAINS.

(A) No distribution water main shall be extended outside the limits of the city except to serve property within the city limits or under contract with the city.

(B1) Capital recovery distribution water mains necessary to provide a uniform supply of water throughout the service area shall be paid by a water tap fee for properties served as defined by the water service area map on file in the Department of ~~Public Works~~Utilities.

(a) In areas where the Utility installs water mains at utility expense, the developer, contractor, and or property owner shall pay a Capital Recovery Charge for property adjacent to new water main before a service line connection is made.

(b) The Capital Recovery Charge is based on the Growth Related method

(c) Water main requiring Capital Recovery Charges shall be designated and listed by the utility.

(d) The utility requires CRC fees on new mains to Protect existing customers served by the system from bearing the specific cost of extending Distribution system for the new customer and ensure that an adequate return be realized to pay for a portion of the extension and system over sizing.

(Ord. 2421, passed 11-8-2022)

§ 54.14 PRIVATE FIRE PROTECTION.

All private fire hydrants external to a building shall be installed according to standards established by the city and shall be maintained by the owner according to standards established by the city.

(Ord. 2421, passed 11-8-2022)

§ 54.15 INFORMATION SUPPLIED TO PLUMBERS AND INTERESTED PARTIES.

Information which may be obtained from the records, maps and employees of the Department of ~~Public Works~~Utilities relative to the location of distribution water mains and service lines will be furnished to licensed plumbers and interested parties, but such information shall not be construed as a guarantee of the accuracy of such records.

(Ord. 2421, passed 11-8-2022)

§ 54.16 CITY NOT LIABLE FOR DAMAGES BY TURNING ON WATER.

In turning on water, the city shall not be responsible for any damage that may occur by reason of ~~improperly installed or~~ improperly functioning plumbing fixtures, ~~or~~ connections, or fixtures left on.

(Ord. 2421, passed 11-8-2022)

§ 54.17 SHUT OFF OF SERVICE.

The city reserves the right to shut off the water in its distribution water mains at any time for maintenance and installations and as the city deems necessary to protect the city Water Utility system. The Superintendent may shut off the supply of water to any customer because of any violation of the regulations contained in these Water Service System chapters that is not being contested in good faith. The supply shall not be turned on again until all violations have been corrected and the Superintendent has ordered the water to be turned on. The City reserves the right to shut off the supply of water to any customer at any time for the purpose of repair or maintenance of the water system or its components, or for any other necessary purpose.

(Ord. 2421, passed 11-8-2022)

§ 54.18 PRIVATE WELLS RESTRICTED.

No person shall install a private water well within the city limits unless:

- (A) A determination has been made by the Public WorksUtilities Director that:
- (1) The property line is greater than 400 feet from an accessible distribution water main owned and controlled by the city;
 - (2) The proposed private well is located outside the influence of an existing or proposed city-owned well, or water distribution main; and
 - (3) The proposed private well is needed due to extraordinary circumstances of the location of the property within the city which, if private ground water sources were not used, would work an extraordinary hardship on the property; or
- (B) The well is being installed by a governmental entity on property owned by that entity; the Public WorksUtilities Director has determined that the installation of the well will not adversely affect city water; and the City Administrator has determined that the installation of a well is in the public interest.
- (1) The city may require owners of existing private wells to connect to a city-owned distribution water main in accordance with provisions of this chapter if the above conditions are not satisfied. Such connection shall be completed within 90 calendar days after official notice to do so, and the existing private wells abandoned as required by state law.
 - (2) A geothermal well is not a private water well for purposes of this section.

(Ord. 2421, passed 11-8-2022)

§ 54.19 FEE SCHEDULE.

NEWTON WATERWORKS RATE SCHEDULE

Water Rates - Inside City Limits

Residential

\$ 11.45

Minimum, 0-200 cubic foot (cf)

\$ 2.87

Each 100 cf after first 200 cf

Commercial

\$ 11.45

Minimum, 5/8" to 1.5" meter

\$ 12.80

Minimum, 2" meter

\$ 39.76

Minimum, 3" meter

\$ 49.75

Minimum, 4" meter

\$ 73.05

Minimum, 6" meter

\$ 99.68

Minimum, 8" meter

\$ 2.87

Each 100 cf ~~after first 200 cf~~

Water Rates - Outside City Limits

Residential

\$ 14.31

Minimum, 0-200 cubic foot (cf)

\$ 3.59

Each 100 cf after first 200 cf

Commercial

\$ 14.31

Minimum, 5/8" to 1.5" meter

\$ 16.00

Minimum, 2" meter

\$ 49.70

Minimum, 3" meter

\$ 62.19

Minimum, 4" meter

\$ 91.30

Minimum, 6" meter

\$ 124.59

Minimum, 8" meter

\$ 3.59

Each 100 cf ~~after first 200 cf~~

Iowa Regional Utilities Association (IRUA)

Effective July 1, 2024

\$ 301,630 (\$9.73/1,000 gallons

\$ 9.73/1,000 gallons

Monthly minimum, 0-31,000,000 gallons

Next 14,000,000 gallons

Next 48,000,000 gallons

\$ 9.79/1,000 gallons

\$ 304,110 (\$3.27/1,000 gallons)

\$ 3.34/1,000 gallons

\$ 3.43/1,000 gallons

Monthly minimum, 93,000,000 gallons

All over 93,000,000 gallons

All over peak usage of 3,500,000 gallons per day (only in the event that 93 MG/month minimum is reached. Otherwise, \$9.91/1,000 gallons)

A peak day usage is the 24 hour-period from 12:01 a.m. to the following 12:00 a.m. (midnight). Should a catastrophic event occur (includes broken main and the like), the City of Newton will review that situation.

Effective July 1, 2025

\$ 316,510 (\$10.21/1,000 gallons

\$ 10.21/1,000 gallons

Monthly minimum, 0-31,000,000 gallons

Next 14,000,000 gallons

Next 48,000,000 gallons

\$ 10.27/1,000 gallons

\$ 318,990(\$3.43/1, 000 gallons)

Monthly minimum, 93,000,000 gallons

All over 93,000,000 gallons

All over peak usage of 3,500,000 gallons per day (only in the event that 93 MG/month minimum is reached. Otherwise, \$10.40/1,000 gallons)

\$ 3.50/1,000 gallons

\$ 3.60/1,000 gallons

A peak day usage is the 24 hour-period from 12:01 a.m. to the following 12:00 a.m. (midnight). Should a catastrophic event occur (includes broken main and the like), the City of Newton will review that situation.

Contracted, Lambs Grove Sewer Charge

*Residents of City of Lambs Grove only

\$ 24.00

Residential/commercial flat charge

Non-sufficient funds

\$ 30.00

Returned NSF, closed account, stop pay, etc. - checks, ACH, money order, etc.

Disconnection

\$ ~~25.00~~ 75.00

Water is shutoff for nonpayment of utility & et al.

Account set up charge

\$ 10.00

Existing service

\$ ~~25.00~~ 70.00

New service (new construction)

~~Past discount~~

~~\$ 1.00~~

Discount on water if paid by due date

Late charge

\$ ~~15.00~~ 25.00

Late charge subsequent to disconnection

Backflow annual testing, late Fee after 30 days

\$100.00 per month or discontinue water service

Meter Testing, if not faulty \$200

Tap Fees, Charged to contractor for connection to water main

1" Tap \$300.00

2" Tap \$400.00

4" Tap \$700.00

6" Tap \$800.00

8" Tap \$900.00

10" Tap \$1,000.00

12" Tap \$1,200.00

16" Tap \$1,400.00

Tap sleeve and valves are additional costs

(Ord. 2421, passed 11-8-2022)

The Water Main Capital Recovery Charge shall be charged to all new connections based on a factor of a single ¾" service line connection of \$429.00.

The charges are as follows:

<u>Service Line Size</u>	<u>Max Flow Rate</u>	<u>Factor</u>	<u>CRC Charge per Connection</u>
<u>¾"</u>	<u>20 gpm</u>	<u>1</u>	<u>\$429.00</u>
<u>1"</u>	<u>50 gpm</u>	<u>2.5</u>	<u>\$1,072.50</u>
<u>1 ½"</u>	<u>100 gpm</u>	<u>5.0</u>	<u>\$2,145.00</u>
<u>2"</u>	<u>160 gpm</u>	<u>8.0</u>	<u>\$3,442.00</u>
<u>3"</u>	<u>300 gpm</u>	<u>15</u>	<u>\$6,435.00</u>
<u>4"</u>	<u>600 gpm</u>	<u>30</u>	<u>\$12,870</u>
<u>6"</u>	<u>1250 gpm</u>	<u>62.5</u>	<u>\$26,812</u>
<u>8"</u>	<u>1600 gpm</u>	<u>80</u>	<u>\$34,320</u>
<u>10" and 12</u>	<u>2000 gpm</u>	<u>100</u>	<u>\$42,900</u>

*Residential Subdivision Developer shall be charged \$429.00 per lot

Water Mains Requiring Capital Recovery Charges to connect private lines or subdivisions to:

- 12” Main on E. 31st St N. from 1st Ave E. to N.19th Ave E.
- 12” Main on N.19th Ave E. from E. 19th St. N to E. 31st St. N.
- 12” Main on Speedway Drive from 1st Ave. E. to north side of I-80 interchange
- 12” Main on Speedway Drive from south if I-80 Bridge to Lincoln St.
- 12” Main on Rusty Wallace Drive from Speedway Drive to the Reasoner Road.
- 12” Main on S.13th Ave. E from E.19th St. S. to Speedway Drive
- 12” Main on E. 19th St. S. from S.8th Ave. E to S.13th Ave. E.
- 8” Main on S.12th Ave. W. from W.19th St. S. to Gun Club Road
- 12” Main on N.11th Ave. E from E. 19th St. N to E. 31st St.N.
- 8” Main on S. 24th Ave. W. from W.15th St. S to 2 blks West of Hwy 14 S.
- 10” Main on S. 22nd Ave. E (Metro East)
- 12” Main on S.22nd Ave. E. west side of Metro E.

*The WaterWorks shall construct water main to a terminal point that shall be determined by the WaterWorks. The Developer shall construct all water mains within the subdivision from the terminal point. The developer shall pay a CRC (Capital Recovery Charge) to connect to terminal point. The fee has been calculated at \$429.00 per residential lot.

NOW, THEREFORE, 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 V, Chapter 54, Section 54.02 - 54.19, is hereby amended by adding or ~~deleting~~ as stated above.

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 after its final passage, approval and publication as provided by law.

PASSED this ____ day of _____, 2025.

APPROVED this ____ day of _____, 2025.

(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 _____, 2025 and was published in the Newton Daily News, a newspaper of general circulation in the said City of Newton on the _____ day of _____, 2025.

Dated this _____ day of _____, 2025.

Katrina Davis, City Clerk

City of Newton Council Report



Item:

Resolution approving the City-wide Signage Replacement 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 or enterprise fund accounts, where applicable

Report Number: 2025-139

Date:

February 17, 2025

Lead Department:

Community Development

Recommendation:

Approve

Background:



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



Example: New design layout. Stronger emphasis on location, less emphasis on logo

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

Listing of sign locations to be newly installed, repaired or replaced:

- Adult Softball Complex
- Agnes Patterson Memorial Park
- Aurora Park
- Callison Park
- Cardinal Pond
- City Hall
- Denniston Knolls Park
- Hillcrest Park
- Fred Maytag Park
- Newton Public Library
- Newton Sanitary Landfill
- Public Works & Park Shop
- Sersland Park
- Sunset Park
- Woodland Park
- Westwood Dog Park
- Westwood Golf Course
- Wastewater Treatment Plant (1915 E 5th ST S)
- Waterworks Treatment Plant (5382 S 48th AVE W)
- Waterworks Central Pump Station (Water Hill)
- Waterworks Distribution (700 W 7th Street N)

Recommendation:

Staff recommends approval.

A handwritten signature in dark ink, appearing to read "Matt Muckler", written in a cursive style.

Matt Muckler, City Administrator

RESOLUTION NO. 2025 – _____

RESOLUTION APPROVING THE CITY-WIDE SIGNAGE 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.

Evelyn George, Mayor

ATTEST:

Katrina Davis, City Clerk

City of Newton Council Report

**Item:**

Resolution approving Change Order #3 for the Westwood Clubhouse Phase #2 Interior Improvements Project

Summary:

Approving the interior build out project add-alternate bid for the bar construction for Westwood Clubhouse.

Financial Impact:

Up to \$75,000 of private donated funds

Report Number: 2025-125

Date:

February 17, 2025

Lead Department:

Community Development

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.

By Resolution 2024-363, the City approved a contract with Ball Team, LLC for the completion of interior improvements including mechanical, HVAC, plumbing, finished floors and interior walls. Due to funding constraints, the add-alternate bid for the bar build out was not approved as part of this action.

The private fundraising group for the clubhouse has secured \$75,000 of private funds to be used for the construction of the bar in the new clubhouse. Thus, it is advisable to move forward with this add-alternate from Ball Team, LLC.

This resolution authorizes proceeding with the construction of the bar for a cost up to \$75,000.

Recommendation:

Staff recommends approval.

Matt Muckler, City Administrator

RESOLUTION 2025- _____

**RESOLUTION APPROVING CHANGE ORDER #3 FOR THE
WESTWOOD CLUBHOUSE PHASE #2 INTERIOR IMPROVEMENTS
PROJECT**

WHEREAS, by Resolution 2024-363, the City of Newton accepted the Ball Team, LLC bid for the Interior Improvements, Westwood Clubhouse Phase #2; and

WHEREAS, it is desirable to proceed with an add-alternate for the bar construction, which was not awarded at that time; and

WHEREAS, private donated funds have been secured for the construction of the bar; and

WHEREAS, the add-alternate for the bar construction by Ball Team, LLC of Urbandale, Iowa, has a not to exceed project cost of \$75,000.00;

NOW, THEREFORE, BE IT RESOLVED, by the City Council of Newton, Iowa, that Change Order #3 from Ball Team, LLC, in the amount not to exceed of Seventy-Thousand Dollars and Zero Cents (\$75,000.00) is hereby approved and will be paid for using private donated funds.

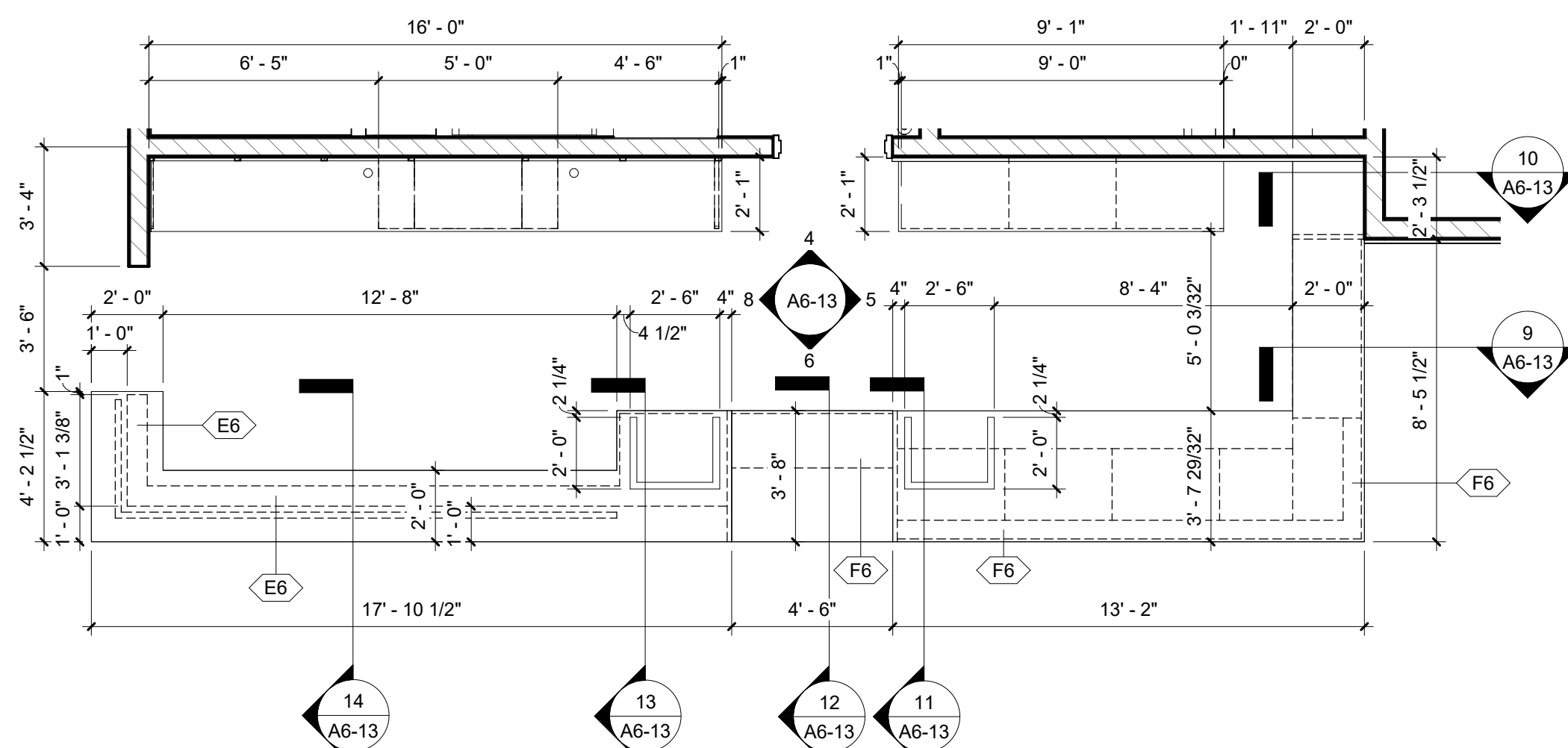
PASSED this _____ day of February, 2025.

APPROVED this _____ day of February, 2025.

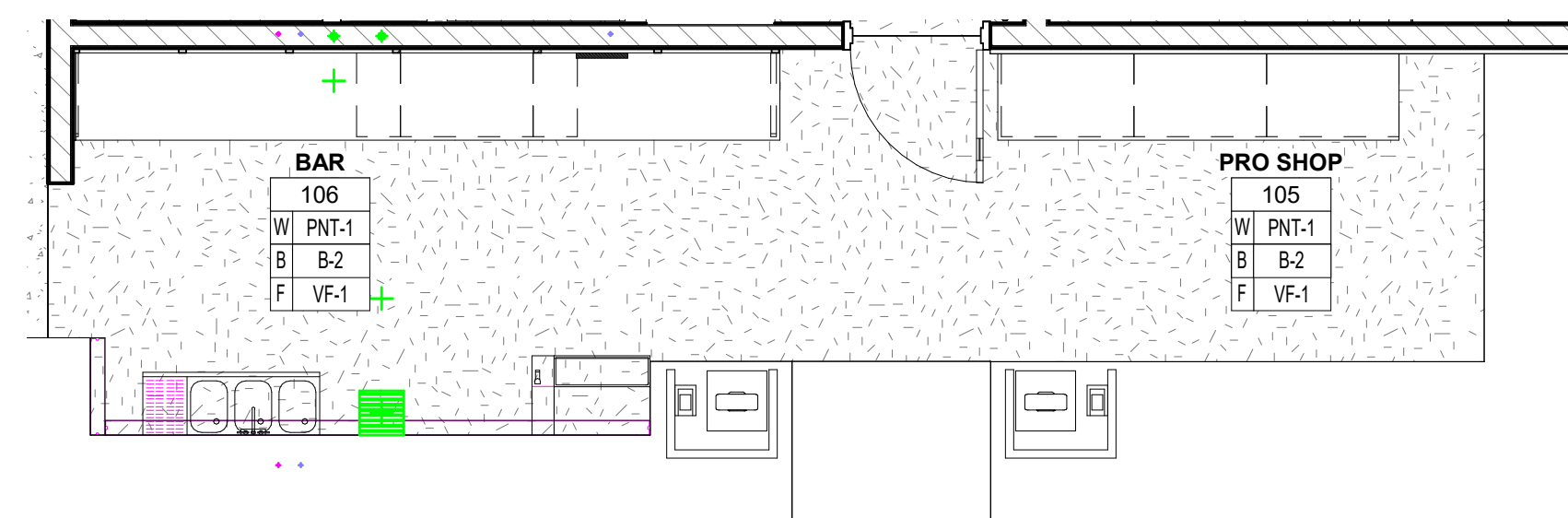
Evelyn George, Mayor

ATTEST:

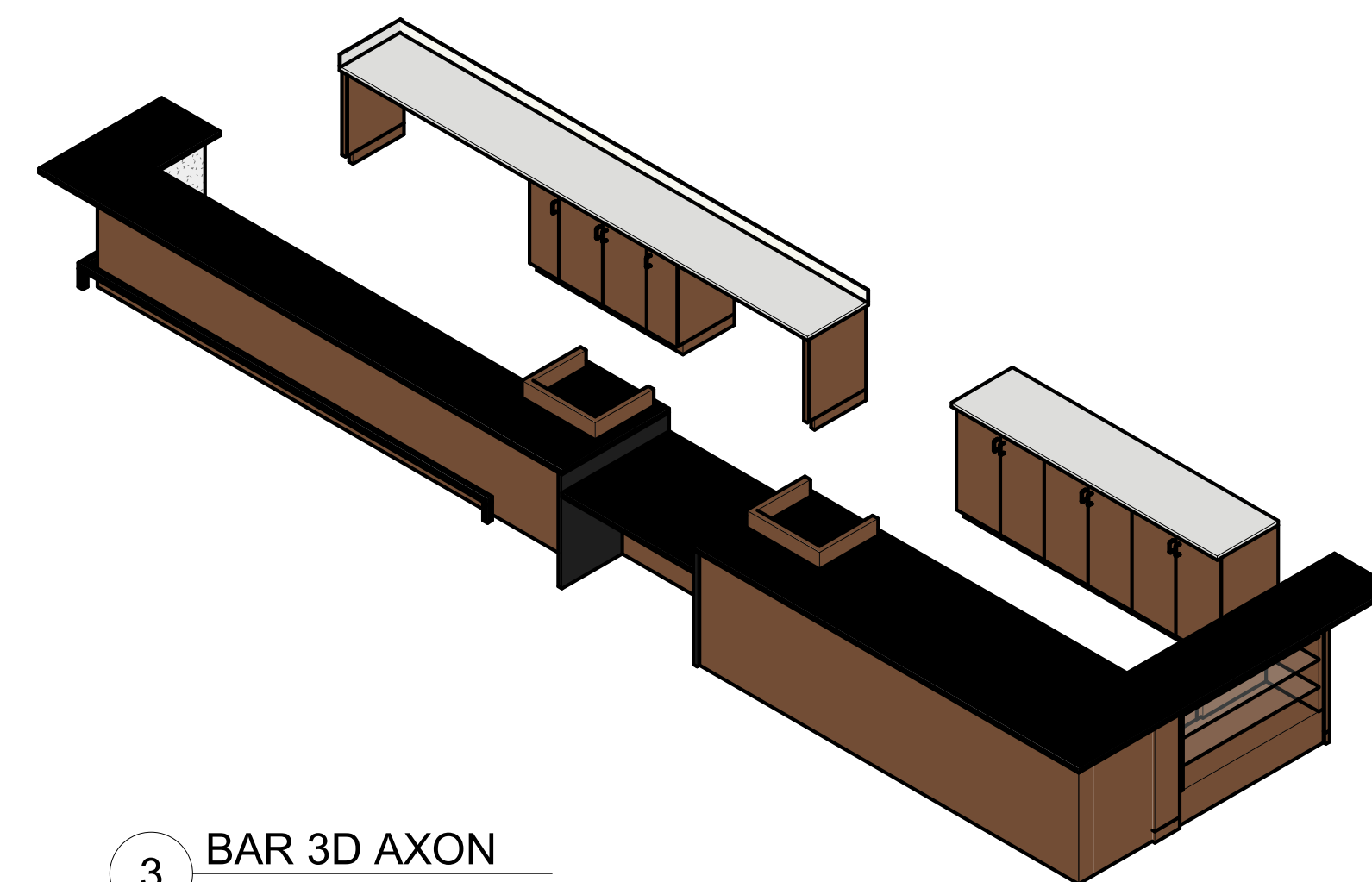
Katrina Davis, City Clerk



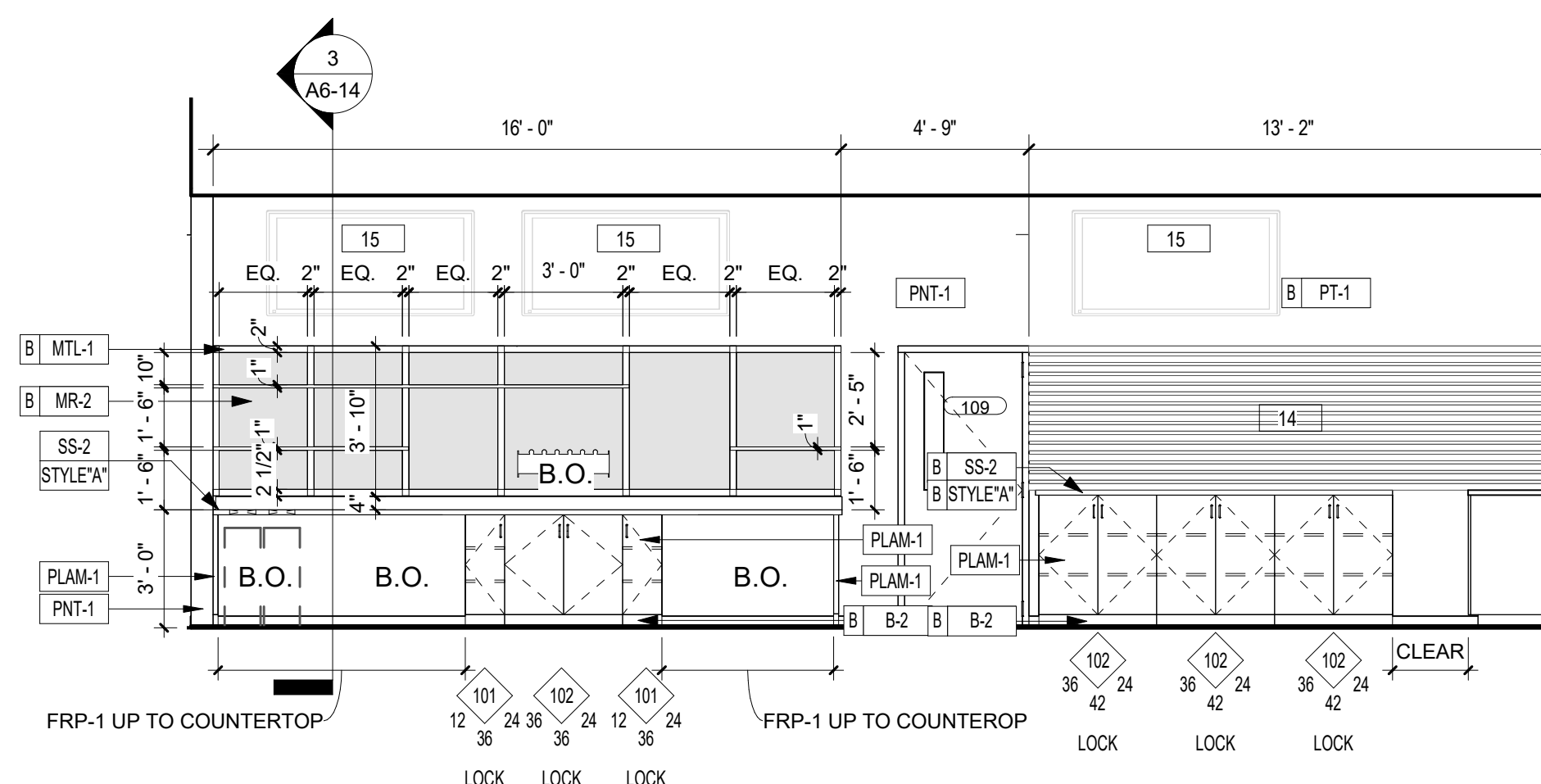
1 105 & 106 ENLARGED CASEWORK PLAN
1/4" = 1'-0"



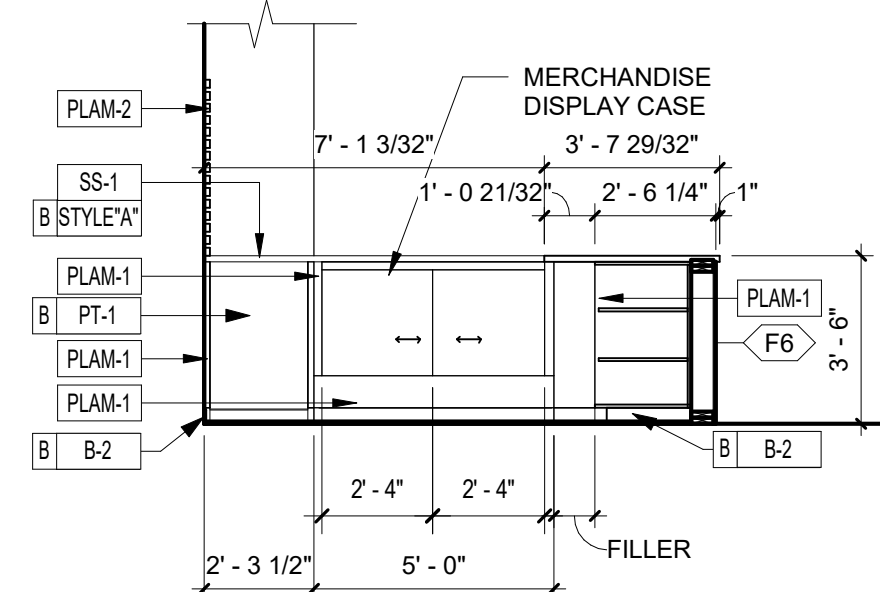
2 105 & 106 ENLARGED FINISH PLAN
1/4" = 1'-0"



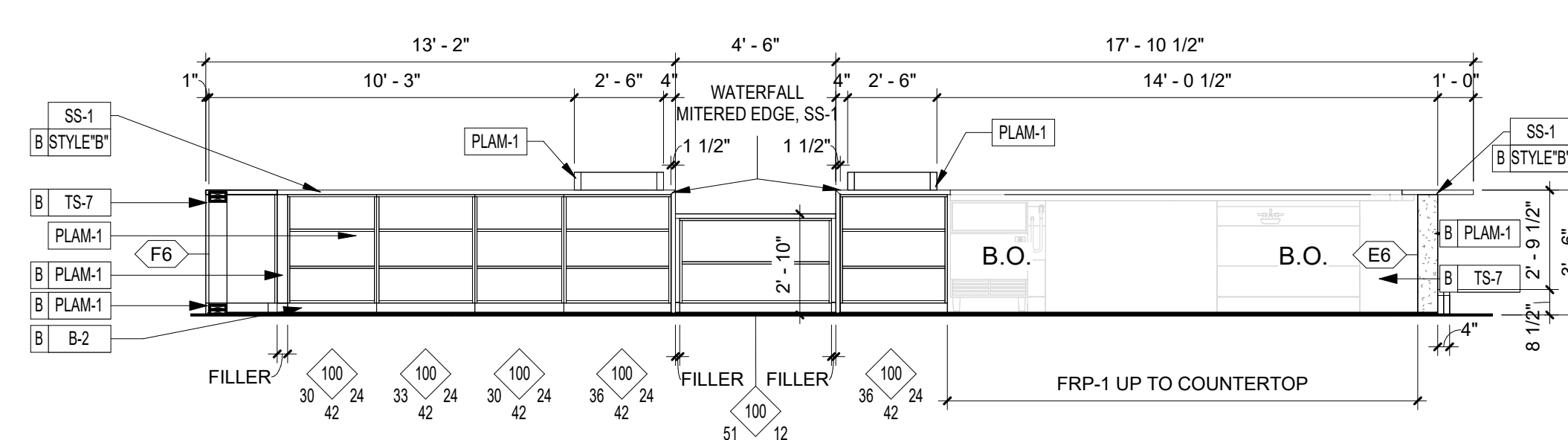
3 BAR 3D AXON



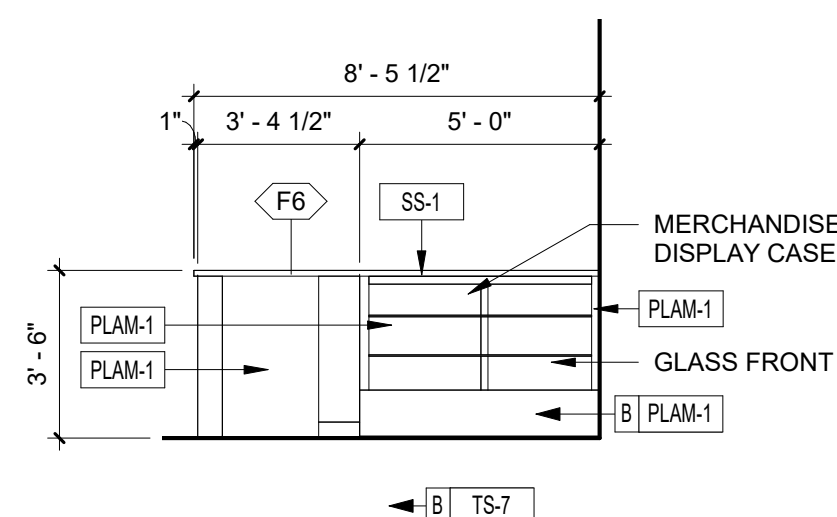
4 105 PRO SHOP & 106 BAR - NORTH
1/4" = 1'-0"



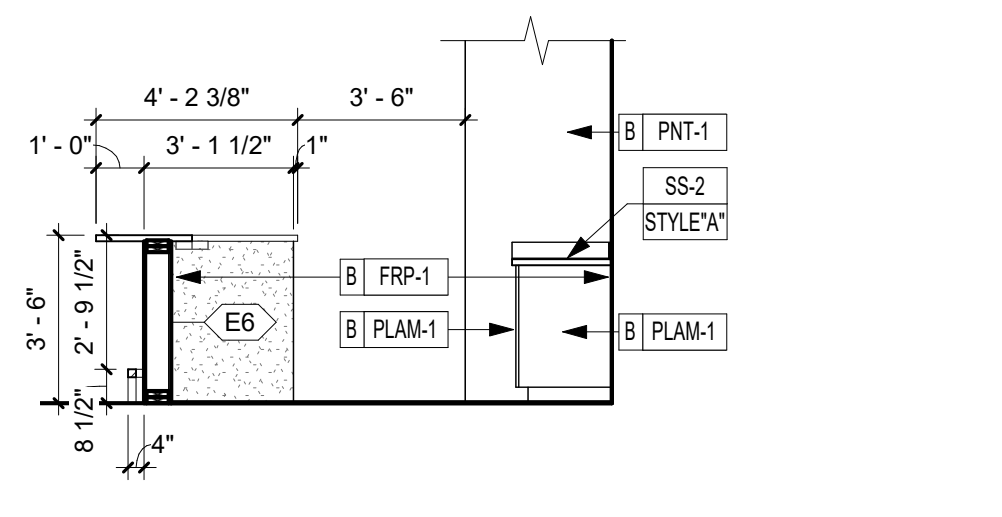
5 105 PRO SHOP - EAST
1/4" = 1'-0"



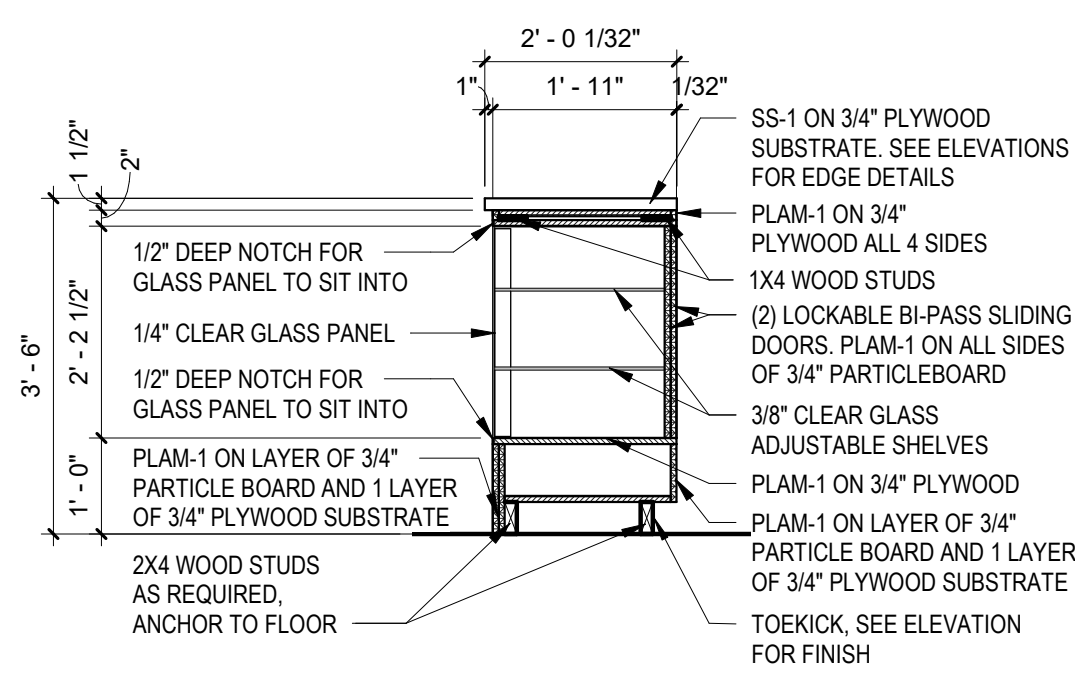
6 105 PRO SHOP & 106 BAR - SOUTH
1/4" = 1'-0"



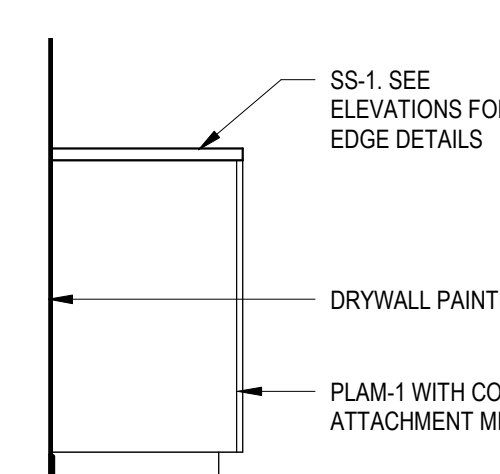
7 105 PRO SHOP CUSTOMER SIDE - WEST
1/4" = 1'-0"



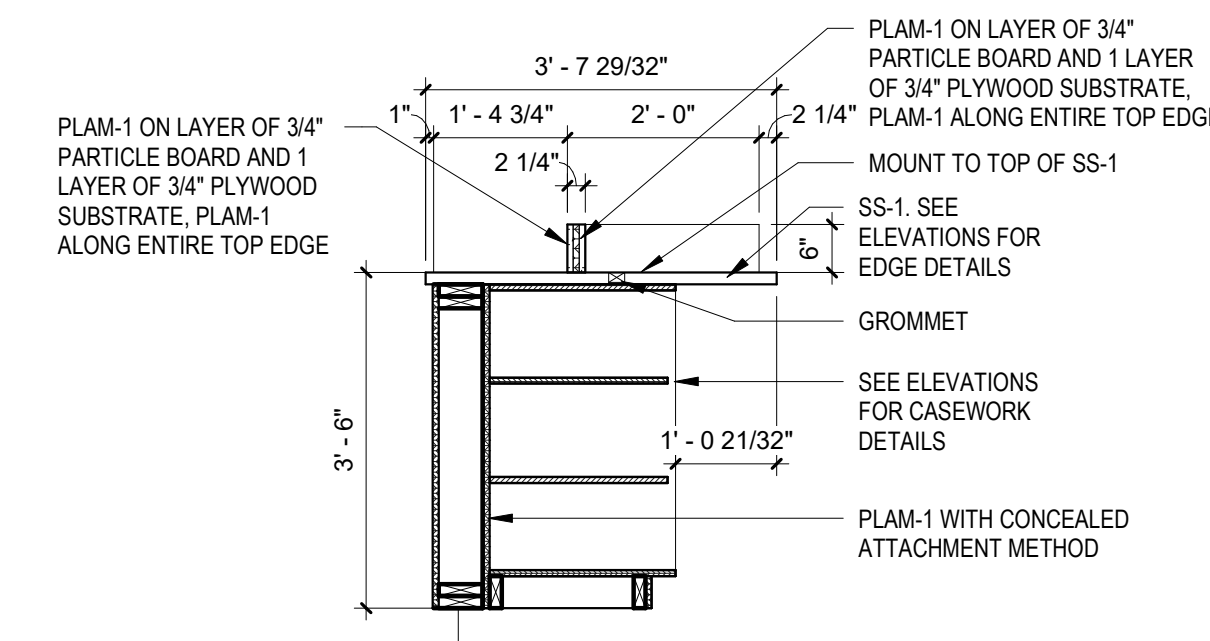
8 106 BAR - WEST
1/4" = 1'-0"



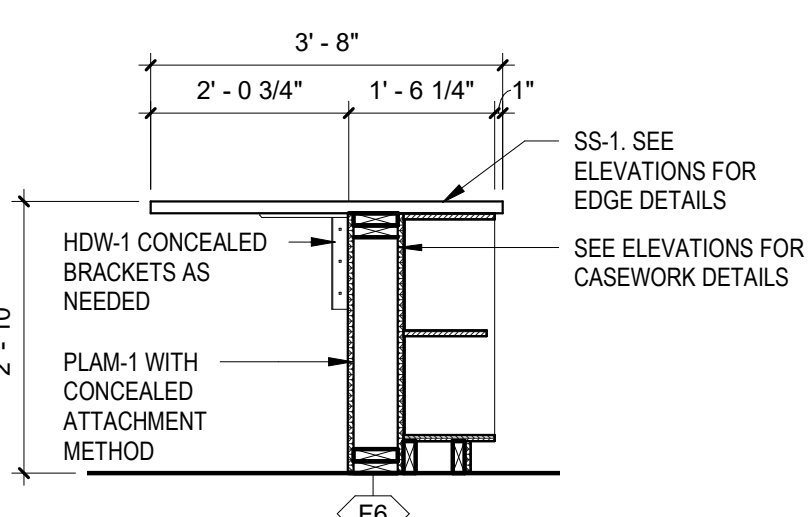
9 MERCHANDISE DISPLAY CASE /
105 PRO SHOP DETAIL 1
1/2" = 1'-0"



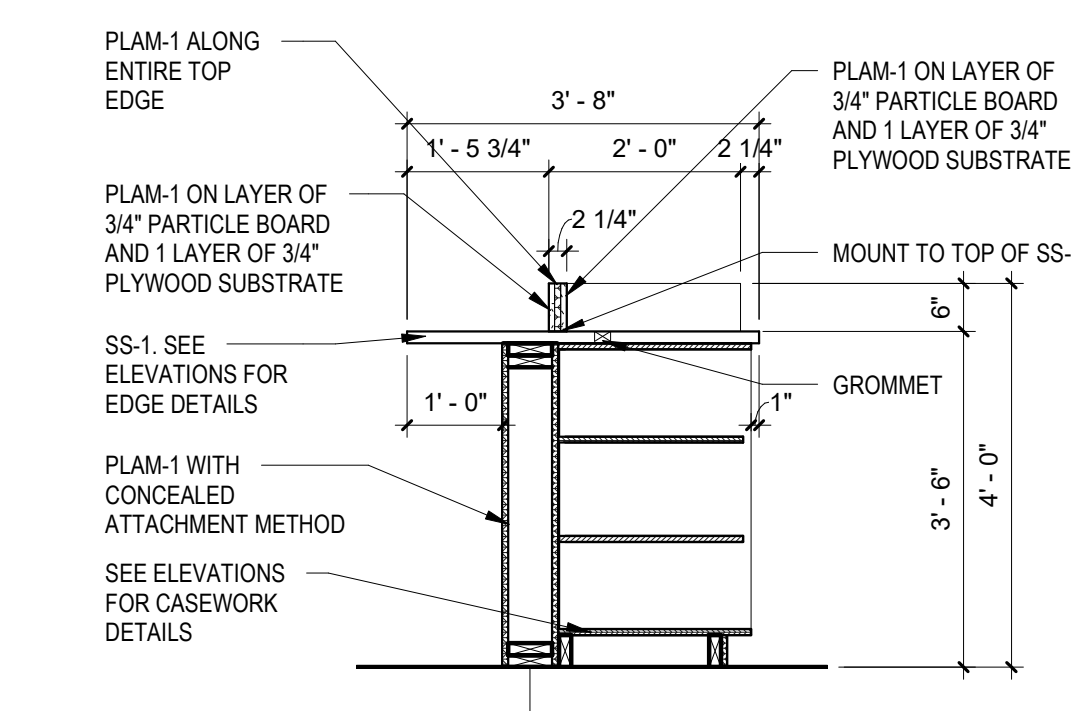
10 105 PRO SHOP DETAIL 2
1/2" = 1'-0"



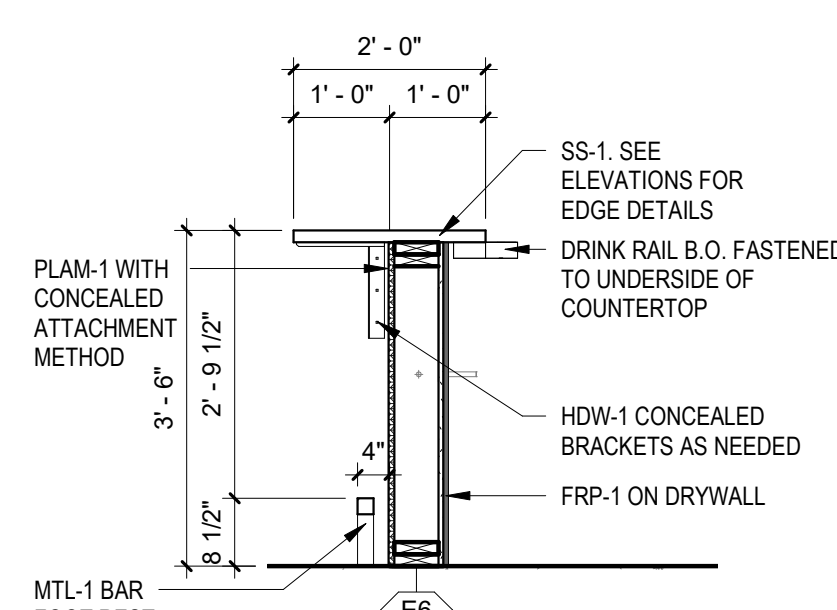
11 105 PRO SHOP DETAIL 3
1/2" = 1'-0"



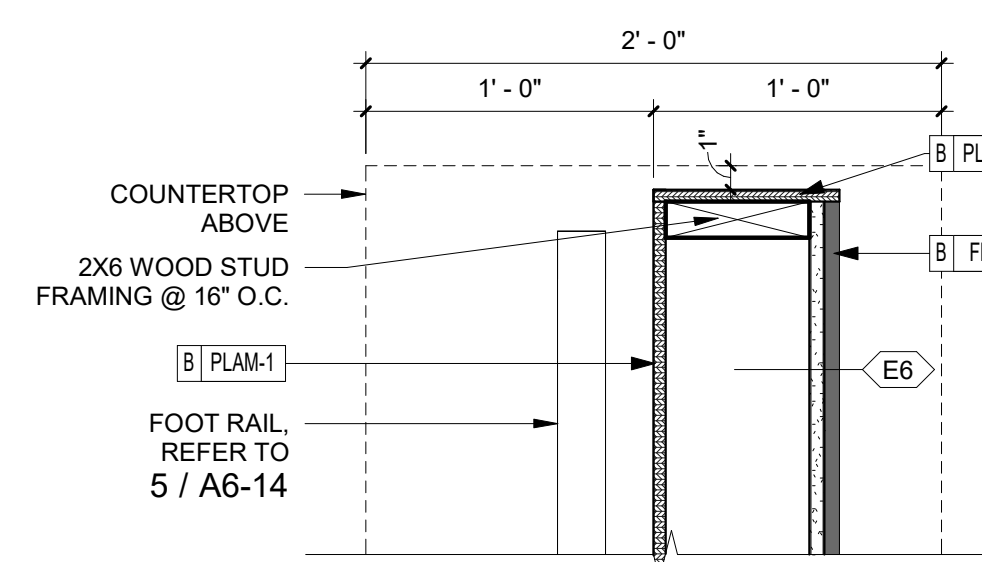
12 106 BAR DETAIL 4
1/2" = 1'-0"



13 106 BAR DETAIL 5
1/2" = 1'-0"



14 106 BAR DETAIL 6
1/2" = 1'-0"



15 WING WALL - BAR (UNDER COUNTER)
1 1/2" = 1'-0"

KEYNOTE LEGEND		
14	SLAT WALL B.O. PROVIDE IN WALL BACKING AS REQUIRED	
15	TV TO BE PROVIDED BY OWNER.	



ARCHITECT & INTERIOR DESIGNER
ISG INC.
217 E. SECOND STREET, SUITE 110
DES MOINES, IA 50309
Tel. 515.243.9143

STRUCTURAL ENGINEER
KPFF, INC.
604 LOCUST STREET, SUITE 202
DES MOINES, IA 50309
Tel. 515.279.3900

MEP ENGINEER
MODUS ENGINEERING
130 E 3RD STREET, SUITE 300
DES MOINES, IA 50309
Tel. 515.279.3900

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PROJECT

CITY OF NEWTON WESTWOOD GOLF COURSE CLUBHOUSE

NEWTON IOWA

REVISION SCHEDULE		
DATE	DESCRIPTION	BY

PROJECT NO.	24-31016
FILE NAME	31016 ARCH R22
DRAWN BY	HMM
DESIGNED BY	JMM
REVIEWED BY	JMM
ORIGINAL ISSUE DATE	09/16/2024
CLIENT PROJECT NO.	

ADD ALT. 01 INTERIOR ELEVATIONS & DETAILS

SHEET

A6-13



ARCHITECT & INTERIOR DESIGNER

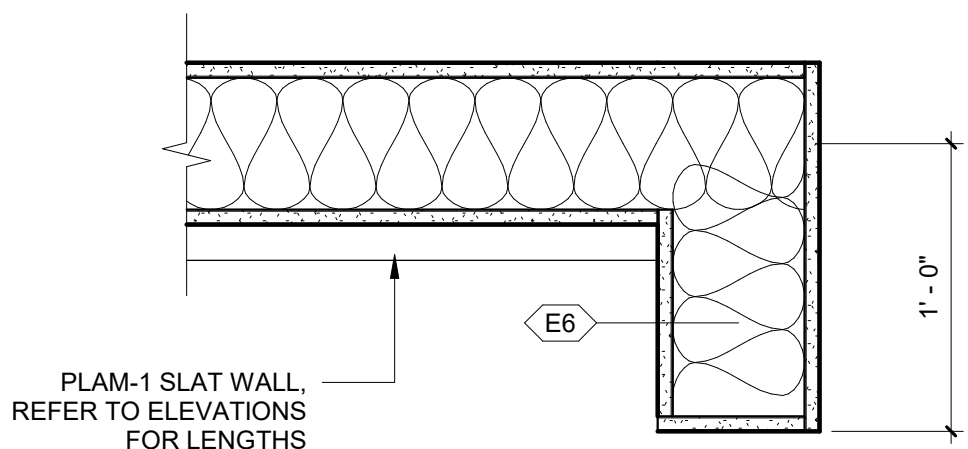
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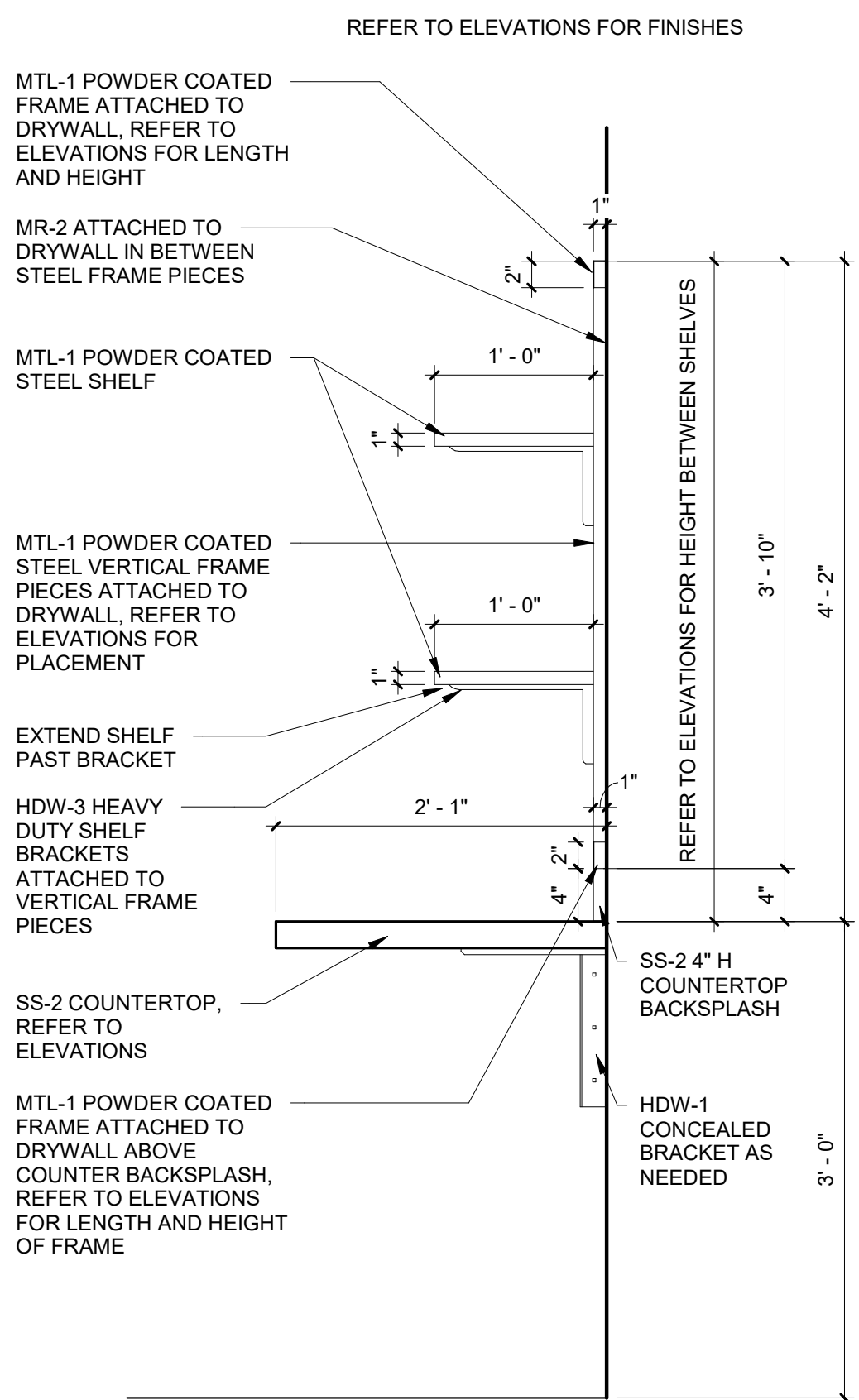
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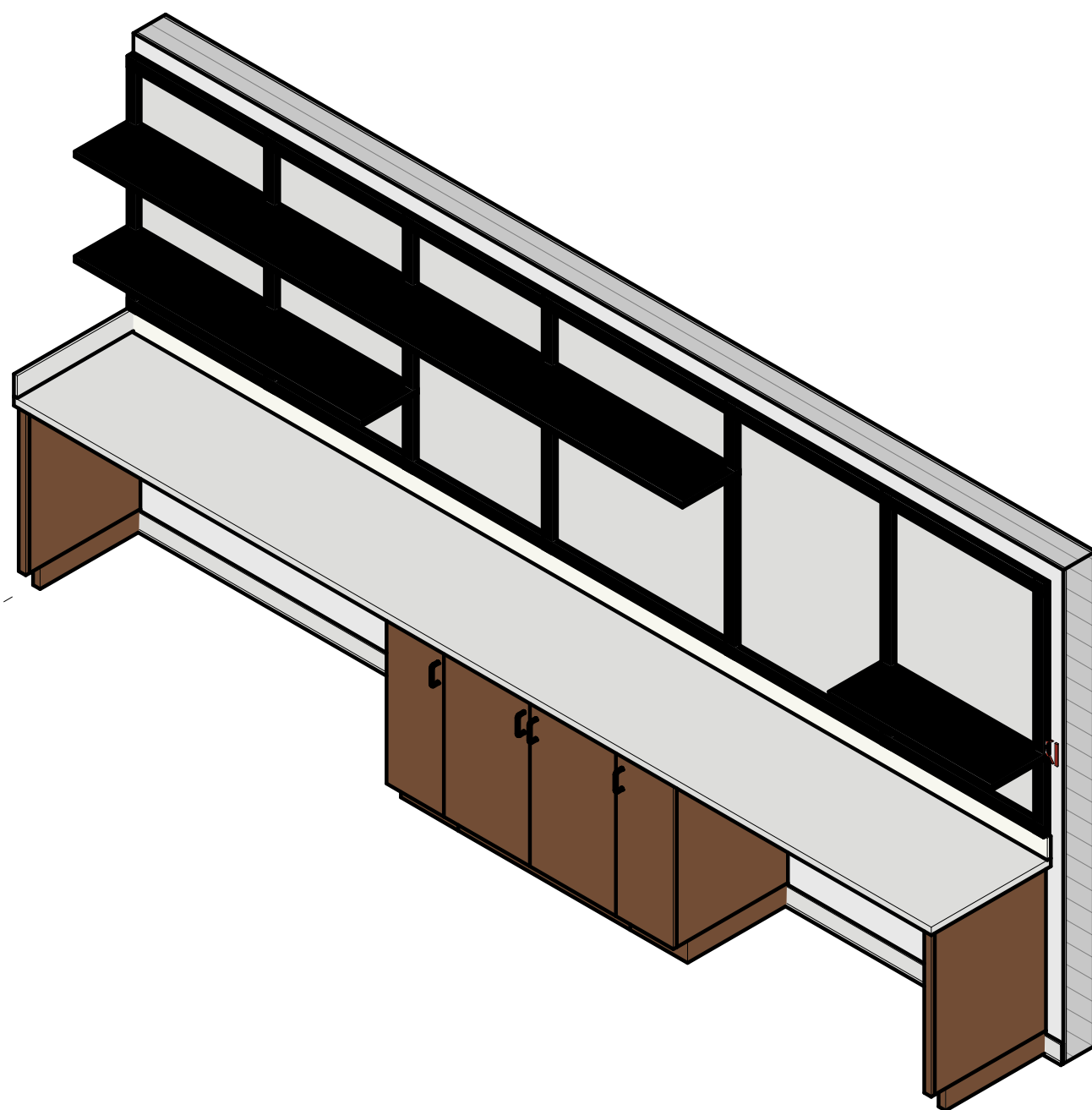


2 WING WALL - PRO SHOP
1 1/2" = 1'-0"

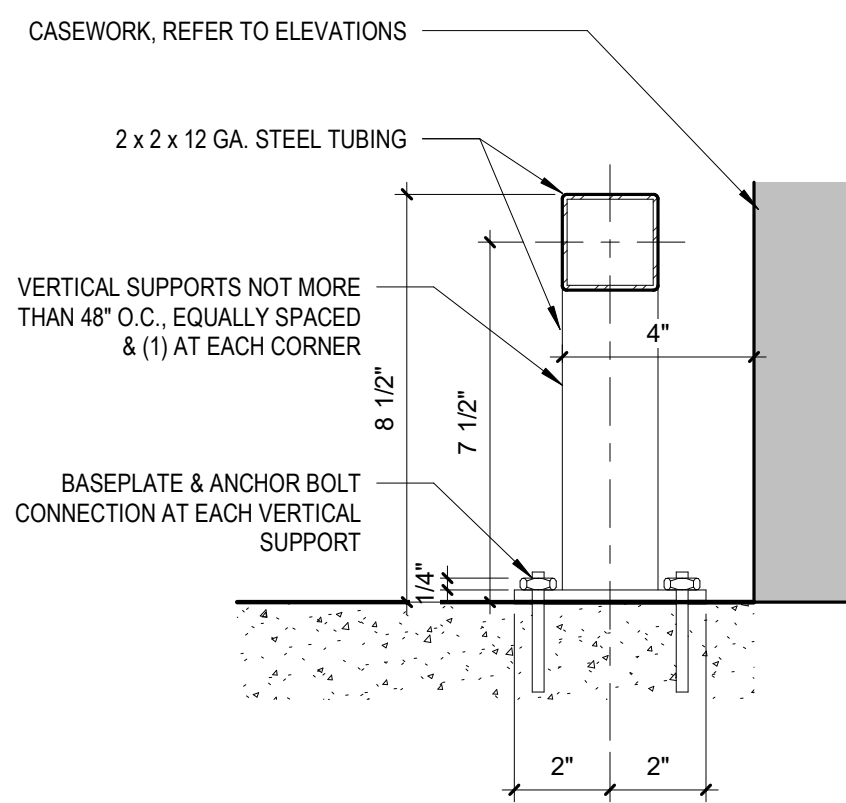
ADD ALT. 01



3 BAR SHELVING DETAIL
1" = 1'-0"



4 3D VIEW BAR SHELVING



5 FOOT RAIL DETAIL
3" = 1'-0"

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PROJECT

**CITY OF NEWTON
WESTWOOD GOLF
COURSE
CLUBHOUSE**

NEWTON IOWA

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TITLE

**INTERIOR
DETAILS**

SHEET

A6-14