



## Newton City Council Agenda

June 16, 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](http://newtongov.org/cablecast)

### Pledge

Pledge of Allegiance

### Call to Order

1. Roll Call

### Presentation

2. Get to Know Newton Community Marketing Update - Mark Neyens and Brandon Bingham, Bing Bang

### Citizen Participation

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

### Consent Agenda

4. June 2, 2025 Regular City Council Meeting Minutes
5. Certify Fire Captain Promotional List
6. Approve 2025-2026 Cigarette/Tobacco/Nicotine/Vapor License for the following: GMR Marketing, LLC, 3333 Rusty Wallace Dr; Love's Travel Stop #361, 4400 S 22nd Ave E; Murphy USA #6513, 200 Iowa Speedway Dr; Newton Market, 321 1st Ave W; Newton Tobacco & Vape, 309 Iowa Speedway Dr; Raceway 80, 4300 S 22nd Ave E; Shop N Save, 404 S 11th Ave W. Approve 2025-2026 Device Permit for the following: Newton Tobacco & Vape, 309 Iowa Speedway Dr
7. Resolution Reappointing Jeffrey Maki to the Newton Downtown Self-Supported Municipal Improvement District Board for a Term Ending June 30, 2028
8. Resolution fixing the amounts to be assessed against individual private properties for the abatement of nuisance violations (Schedule No. 25-07)
9. Resolution levying assessments for costs of nuisance abatement and providing for the payment thereof (Schedule 25-06)
10. Resolution approving the Fixed Base Operator salary for the Newton Municipal Airport in accordance with the previously approved Airport Management Contract

11. Resolution Approving Allocation of Local Option Sales and Service Taxes for Fiscal Year 2025-2026
12. Resolution Authorizing Fund Transfers in FY 25/26
13. Resolution supporting the CIRTPA application to the Safe Streets For All Grant Program
14. Resolution Approving a Funding and Partnership Agreement with the Retired & Senior Volunteer Program of Jasper County for Fiscal Year 2026
15. Resolution Approving a Funding and Partnership Agreement with the United Way of Jasper County for Fiscal Year 2026
16. Resolution Approving a Funding and Partnership Agreement with Heart of Iowa Regional Transit Agency for Fiscal Year 2026
17. Resolution approving an agreement with the Newton YMCA for Fiscal Year 2026
18. Resolution approving purchase of Parks Zero Turn Mower
19. Resolution awarding contract for the 2025 Agnes Trail Improvement Project.
20. Resolution approving the Service Provider Agreement between Certified Payments and City of Newton for credit card and echeck processing
21. Resolution accepting completion of Roof Repair Project 2025-01 – Water Treatment
22. Resolution authorizing the purchase of a snowplow truck with wing and underbody scraper for the Public Works Department
23. Resolution accepting completion of the Landfill Lower Shop and City Garage Building Roof Rehabilitation Project
24. Resolution approving the rental of traffic control equipment from Iowa Plains Signing, Inc. for the 2025 July 4th Parade
25. Resolution awarding contract for the Demolition Project 2025-02
26. Resolution renewing the insurance package with Iowa Communities Assurance Pool (ICAP)
27. Resolution Approving the Memorandum of Understanding with Jasper County for a Waiver of Liability on the Westwood Clubhouse Project
28. Resolution Setting a Date for Public Hearing on Urban Renewal Plan Amendment for the North Central Urban Renewal Area
29. Resolution Setting a Date for Public Hearing on Urban Renewal Plan Amendment for the 1st Avenue East Urban Renewal Area
30. Resolution Setting a Date for Public Hearing on Urban Renewal Plan Amendment for the East-Mart Economic Development Urban Renewal Area
31. Resolution setting a public hearing on an ordinance establishing Industrial Property Tax Abatement for Parcel Identification Number 0826176015 (1601 North 15th Avenue East)
32. Approve Bills
33. Public Hearing on a Resolution approving a Purchase and Redevelopment Agreement for 306 East 8th Street South, Newton, Jasper County, Iowa

## **Public Hearing**

- The City acquired the dilapidated home at 306 E 8th St S and has contracted for its demolition.
  - After publishing notice, one offer was received from Jeffrey Paul Homes in the amount of \$1,500.00 with the commitment to build a two-story, two-family attached home with a valuation in the \$350,000 range.
34. Resolution approving a Purchase and Redevelopment Agreement for 306 East 8th Street North, Newton, Jasper County, Iowa
35. Public Hearing on a Resolution awarding N.E. Pump Station Improvements Contract to WRH Inc.
- The NE Pump Station, constructed in 1999 to serve the Northeast Service Area with relatively low initial flow rates, was designed as a wet well/dry well type facility with future growth in mind.
  - Recent developments, including Arbor Estates and potential new development in the Industrial Area, have accelerated the need for expanded pumping capacity.
  - In anticipation of this growth, an upgrade to the Pump Station was identified in the 2024-2029 Capital Improvements Plan (CIP). Funding for design and construction was included in the FY25 operating budget.
  - Planned improvements include the removal of the existing grinder and the installation of a higher-capacity unit with advanced control systems. The project also calls for the addition of a third pump, with a variable frequency drive (VFD) and capable of handling flows between 800 and 900 gallons per minute. To support this, associated upgrades will include new piping, electrical infrastructure, and updated control systems.
36. Resolution awarding N.E. Pump Station Improvements contract to WRH Inc.

## Ordinance

37. Third Consideration of an Ordinance repealing Ordinance #2443 and amending the Code of Ordinances, City of Newton, Iowa, 2025, Title V, Chapter 54 Waterworks, Section 54.19 Fee Schedule by Adding or Deleting
- In September 2022, the citizens of Newton voted to place the governance of the municipal waterworks under the authority of the Newton City Council. Since that time, city staff and council have worked diligently to increase operational efficiency, improve transparency, and implement a proactive approach to managing the city's water infrastructure.
  - As part of this ongoing effort, the city has begun investing in critical infrastructure upgrades necessary to maintain a safe and reliable water system. Many components of the system have reached or exceeded their intended lifespan, and timely improvements are essential to avoid service disruptions and higher emergency repair costs.

- In addition to the cost of infrastructure improvements, inflation has significantly impacted the cost of chemicals, materials, equipment, and labor required to operate and maintain the system. These economic pressures have increased the financial demands on the water utility.
- Furthermore, it is important to note that water rates in Newton have not been adjusted in over six years. During this period, operational costs have dramatically risen, while revenues have remained static. To continue providing high-quality service and to maintain financial sustainability, a rate adjustment is now both prudent and necessary.

38. First Consideration of an Ordinance Amending Title 13, Chapter 135 of the Newton Code of Ordinances, "Fireworks"

- Governor Reynolds signed SF303 on May 19, 2025, relating to county and city regulation of consumer fireworks.
- The new Iowa law prohibits county and city governments from prohibiting or limiting consumer fireworks use on July 3, 4, and December 31.
- The proposed ordinance amends the City's fireworks language to comply with SF303.

## Resolution

39. Resolution renewing Bing Bang as the agency of record for Marketing & Advertising Agency Services

- Bing Bang has provided Marketing and Advertising Agency Services for the City of Newton for the past year- resulting in new brand awareness, multiple promotional videos, and strategic marketing to drive economic growth in the community.
- It is necessary to renew Bing Bang as the agency of record for Marketing and Advertising Agency Services to continue this work which will include storytelling videos, social reels, website hosting, and so on.

40. Resolution approving the purchase of 209 South 15th Avenue West for the Dangerous and Dilapidated Program

- The subject property is an ideal candidate for the City's D&D Program as it is in very poor condition and is located directly adjacent to property that the City of Newton already owns and improves the redevelopment footprint.
- David Curtis, owner of 209 South 15th Avenue West has agreed to sell the property to the City for \$19,900.00. This acquisition price is 41.2% of the net assessed value.

41. Resolution Approving Support from the City of Newton to Des Moines Area Community College for the Community Attraction & Tourism Grant Application for the Legacy Plaza Green Space

- DMACC has requested City support and assistance for the CAT Grant application to support the development of the greenspace at Legacy Plaza.
- This resolution articulates the City's support and provides for \$10,000 of funding from the North Central Urban Renewal Area

42. Resolution awarding the 2025 Digester Coating Project to JC Toland Painting

- The City's Water Pollution Control Plant operates four digester tanks in need of exterior surface rehabilitation. Each tank stands approximately 25 feet tall, with diameters ranging from 24 to 45 feet.
- The tanks are insulated with a painted foam coating, which has deteriorated due to environmental exposure and aging. To extend the service life and improve the aesthetic appearance of these tanks, the application of a white elastomeric roof coating has been identified as a suitable and cost-effective restoration method.
- Based on the quotes received, the lowest responsive and responsible quote was submitted by JC Toland Painting of Des Moines, Iowa.

43. Resolution approving the Fifth Modification of the 1979 Water Purchase Contract with IRUA

- The term of the Fifth Modification of the Water Purchase Contract shall be twenty (20) years ending June 30, 2045.
- The maximum monthly purchase volume shall be 100 MG and the minimum monthly purchase by IRUA shall be 75 MG. Beginning July 1, 2030 IRUA may give the City of Newton three years notice in writing of an election to reduce its minimum monthly purchase to a number of its selection but no lower than 31 MG per month with its maximum purchase to be 35 MG above the new minimum and with a cap of 100 MG per month for the remaining term of the contract.
- Except as expressly modified by this instrument, the provisions of the prior July 9, 1979, Water Purchase Contract and all prior amendments shall remain in full force and effect during the term of this Modification of the Purchase Contract.

44. Resolution approving release and settlement agreement with IRUA

- This Release and Settlement Agreement ("Agreement") is entered into by and between the City of Newton, and the Iowa Regional Utilities Association ("IRUA"), on behalf of themselves and their respective divisions, subsidiaries, parent companies, affiliates, predecessors, successors, assigns, owners, officers, officials, directors, board members, agents, and attorneys.
- The parties previously entered into a Water Purchase Agreement on or about July 9, 1979, and subsequently became involved in

a dispute regarding the means and methods of rate modification under the Contract, which led to litigation in two lawsuits filed in the Iowa District Court for Jasper County. The parties now desire to fully and finally resolve and settle all claims, disputes, and issues related to the lawsuits and the Contract on the terms and conditions set forth in this Agreement.

45. Resolution creating a Public Works Street Laborer Position

- Public Works staff propose adding a Street Laborer position created during the Teamsters Local 120 union negotiations.
- This position was created to fill a need for a full-time staff member who performs semi-skilled and skilled work similar to full-time public works equipment operators but without requiring a commercial driver's license.
- Wages are to be paid from the traffic control, snow removal, and community beautification budgets, which are all funded from road use tax funds and start at an annual wage of \$48,906 plus benefits

46. Resolution approving an amendment to the Residential Solid Waste and Recycling Agreement

- The solid waste collection and hauling contract, which will go into effect on July 1, 2025, shall be between the hours of 9:00 p.m. the night prior to collection day and noon of the collection day.
- Dodd's Solid Waste and Recycling has requested that the approved contract be amended to allow collection to begin at 7:00 p.m.

47. Resolution adopting the 2025 Newton City Council Rules of Procedure

- Staff received a request to discuss and consider additional amendments to the 2023 Procedural Rules.
- After discussion at the May 19th council meeting, staff is providing an updated redlined version with only a few changes to Rule 8, Rule 15, Rule 16, Rule 22, and Rule 52.
- Council is invited to make a motion to amend the proposed rules prior to adopting the rules as they are presented.

48. Resolution expanding the Downtown Square area food truck premise permit location exemption

- Current ordinances do not allow the parking of mobile food units in the public right of way.
- An exception within the Code of Ordinances allows mobile food vendor units in the Downtown Square area
- This area is contiguous to the approved space and can be adjusted in the Mobile Food Vendor Administrative Manual

## **Staff Report**

49. New State Legislation: Accessory Dwelling Units - Erin Chambers, Community Development Director

## **Mayor/Council Comments**

50. Mayor and Council Comments

## **Adjourn**

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

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