

CITY COUNCIL MEETING MINUTES
FEBRUARY 6, 2023, 6:00 PM

Pledge

Pledge of Allegiance

Mayor Hansen 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 Hansen presided. Present Council Members: Hallam, Dalton, George, Ervin, Trotter, Wade. Absent: None.

Citizen Participation

2. During Citizen Participation, Karen Hoffmeier, 1001 S 8th Ave W, spoke regarding a vulgar flag at a residence. KayLea Marchant, Main Street VP, spoke regarding the office move. Noah Petersen also spoke.

Consent Agenda

Moved by Wade, seconded by Trotter to approve consent agenda items 3-19. AYES: Six. NAYS: None. Consent Agenda was adopted.

3. January 16, 2023 Regular City Council Meeting Minutes
4. January 16, 2023 Budget Workshop Minutes
5. Approve Liquor Licenses for the following: Cardinal Lanes- LC0046802, 1300 S 5th Ave E, Class C Retail Alcohol License; Dollar General #3032, 1803 1st Avenue East, Class B Retail Alcohol License; Nostalgia Wine & Spirits- LC0048028, 109 N 2nd Ave E, Class C Retail Alcohol License, Outdoor Service; Fareway Stores, Inc. #848- LE0001630, 120 North Third Avenue E, Class E Retail Alcohol License; CASEYS' #3954- LE0003849, 4343 S 15TH Ave E, Class E Retail Alcohol License; CASEY'S GENERAL STORE #2341- LE0003013, 3104 1ST Ave E, Class E Retail Alcohol License; New License for Biaggios Italian Restaurant LLC, 2331 1st Avenue East, Special Class C Retail Alcohol License.
6. Resolution approving a service agreement with MercyOne Newton for legal blood draw and specimen collection.
Resolution 2023-010 adopted.
7. Resolution Relating to the Financing of Proposed Projects to be undertaken by the City of Newton, Iowa; Establishing Compliance with Reimbursement Bond Regulations under the Internal Revenue Code
Resolution 2023-011 adopted.
8. Resolution fixing the amounts to be assessed against individual private properties for the abatement of nuisance violations (Schedule No. 23-01).
Resolution 2023-012 adopted.
9. Resolution approving the assignment of the Westwood Clubhouse design contract with ETHOS Design Group, Inc. to the I & S Group, Inc.
Resolution 2023-013 adopted.
10. Resolution ordering Clerk to publish notice and fixing a date for a Public Hearing on the FY24 - FY28 Capital Improvement Plan (CIP).
Resolution 2023-014 adopted.
11. Resolution approving amendment no. 1 for design services with Bolton & Menk for the Arbor Estates 2nd Addition Project.
Resolution 2023-015 adopted.
12. Resolution approving the purchase of two trailers for the Community Services Department.
Resolution 2023-016 adopted.
13. Resolution approving the submittal of a grant application to Wellmark for the Aurora Park Pickleball Court Project.
Resolution 2023-017 adopted.
14. Resolution setting a Public Hearing on the Proposed Maximum Property Tax Dollars for Fiscal Year July 1, 2023 – June 30, 2024
Resolution 2023-018 adopted.
15. Resolution approving purchase of Waterworth Continuous Utility Rate Management Software.
Resolution 2023-019 adopted.
16. Resolution setting a public hearing and inviting proposals for the sale of property at 1117 North 3rd Avenue East, 211 East 12th Street North, 124 East 4th Street North, and 411 North 2nd Avenue East in Newton.

Resolution 2023-020 adopted.

17. Resolution approving the purchase of a 2023 Ford Police Interceptor SUV from Stivers Ford
Resolution 2023-021 adopted.
18. Resolution authorizing the Fire Department to enter into a contract with DMACC to allow students to schedule ride time with the Fire Department
Resolution 2023-022 adopted.
19. Approve Bills

Ordinance

20. Ordinance amending the Code of Ordinances, City of Newton, Iowa, 2016, Title VII, Chapter 70, Section 70.15, "Traffic and Parking Schedules Adopted by Reference", to make changes to street parking on various streets in northeast Newton
Moved by Hallam, seconded by George to approve the first consideration of the Ordinance. Council discussion ensued over the best side of the street to restrict. It was moved by George, seconded by Ervin to amend the ordinance to restrict parking on the north side of N 2nd Ave E and N 3rd Ave E. AYES: Six. NAYS: None. The amendment passed. AYES: Six. NAYS: None. First Consideration of the amended Ordinance was approved.

Resolution

21. Resolution Approving Joint Agreement with Jasper County, Iowa for Urban Renewal Purposes
Moved by George, seconded by Dalton to adopt the Resolution. AYES: Six. NAYS: None.
Resolution 2023-023 adopted.
22. Resolution approving Option A-2 as the preferred location for the Aurora Park Pickleball Courts.
Moved by Trotter, seconded by Ervin to adopt the Resolution. AYES: Six. NAYS: None.
Resolution 2023-024 adopted.

Staff Report

23. Animal Ordinance Proposal - Police Chief, Rob Burdess
Police Chief, Burdess introduced the proposed changes to the animal ordinance.
24. Domestic Livestock on Residential Lots - Community Development Director, Erin Chambers
Chambers provided council with the current code regarding domestic livestock. If a citizen would like to appeal, they can submit an application with \$100 to the Planning and Zoning Commission for review. Council agreed that no further action was necessary at this time.
25. Water Treatment Facility Plan Report - Utilities Director, Jody Rhone.
Rhone presented the Water Treatment Facility Plan.

Mayor/Council Comments

26. Mayor/Council Comments
Ervin thanked all of the partners for everything they do and their partnerships with the city.

Closed Sessions

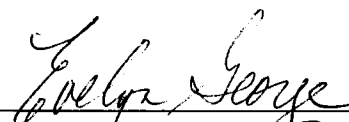
27. To Discuss Strategy with Counsel in Matters that Are Presently in Litigation or Where Litigation is Imminent Where its Disclosure Would be Likely to Prejudice or Disadvantage the Position of the Governmental Body in that Litigation, Which Discussions are Exempt from the Open Meetings Law Pursuant to the Provision of Section 21.5(1)(c), Code of Iowa 2022.
Moved by Trotter, seconded by Ervin at 7:06 P.M. to go into closed session. AYES: Six. NAYS: None. Motion passed.
28. Return to Open Session
Council returned to open session at 7:25 P.M. with all members present.
29. 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 2022.
Moved by Wade, seconded by Trotter at 7:25 P.M. to go into closed session. AYES: Six. NAYS: None. Motion passed.
30. Return to Open Session
Council returned to open session at 7:45 P.M. with all members present.

Adjourn

Moved by Hallam, seconded by Trotter to adjourn the meeting at 7:48 P.M. Motion unanimously carried by voice vote.


Katrina Davis, City Clerk




Michael L. Hanson, Mayor Pro-Tem
Evelyn George, Acting