



Newton City Council Agenda

June 19, 2023 - 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. Parks and Recreation Month Proclamation

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 05, 2023 Regular City Council Meeting Minutes
5. June 05, 2023 Special Workshop Minutes
6. Approve Liquor Licenses for the following: Walgreens #05942-LE0002171, 1204 1st Ave East, Class E Retail Alcohol License; Special Event Premise Transfer, American Legion for Thudernights July 14, 2023 and August 11, 2023
7. Approve 2023-2024 Cigarette/Tobacco/Nicotine/Vapor License for: Murphy USA #6513, 200 Iowa Speedway Dr and Pit Stop Liquors, 1324 1st Ave E
8. Resolution re-appointing Robert O'Brien to serve on the Newton Downtown Self-Supported Municipal Improvement District board for a term ending June 30, 2026
9. Resolution re-appointing Samantha Forbes Winchell to serve on the Newton Downtown Self-Supported Municipal Improvement District (SSMID) board for a term ending June 30, 2026
10. Resolution adopting 2023 S17 Supplement To the "Code of Ordinances of The City of Newton, Iowa, 2016", and approving distribution of the same to code subscribers

11. Resolution levying assessments for costs of nuisance abatement and providing for the payment thereof (Schedule 23-05)
12. Resolution approving payment to Lexipol, LLC for contracted policy management for the Police Department
13. Resolution approving the purchase of a vehicle from Gregg Young Automotive Group for the Police Department
14. Resolution approving an agreement between the City of Newton and the Iowa Speedway, LLC for law enforcement services.
15. Resolution approving an agreement with Per-Mar Security for traffic control services
16. Resolution Approving a Property Tax Rebate for the GG 115, LLC Property Located Within the North Central Urban Renewal Area
17. Resolution Approving a Property Tax Rebate for the McCann Housing Associates, LP Property Located Within the McCann Urban Renewal Area
18. Resolution Approving Allocation of Local Option Sales and Service Taxes for Fiscal Year 2023-2024
19. Resolution Authorizing Fund Transfers in FY 23/24
20. Resolution Approving a Funding and Partnership Agreement with the Retired & Senior Volunteer Program for Jasper County for Fiscal Year 2024
21. Resolution Approving a Contract for Professional Community and Economic Development Services with the Newton Development Corporation for Fiscal Year 2023-24
22. Resolution accepting completion of the 2023 Stump Removal Project No. 1
23. Resolution authorizing the purchase of a 24' Tilt Deck Trailer for the Public Works Department
24. Resolution approving change order #1 for the WPC Plant Improvements Project
25. Resolution renewing the insurance package with Iowa Communities Assurance Pool (ICAP)
26. Approve Bills

Public Hearing

27. Public Hearing on a Resolution Approving the Purchase Agreement for Real Property Located at 524 South 4th Avenue East, Newton, Jasper County, Iowa
 - VL Construction, LLC has offered \$1,000 to purchase the City-owned property at 524 South 4th Avenue East. The offer considers the developer's responsibility to remove a large dead/dying tree in the center-rear of the yard as well as clean-up of dead/dying trees and branches along the east property line.
 - VL Construction, LLC also commits to siting a Homes for Iowa single-family house on the property.
28. Resolution Approving the Purchase Agreement for Real Property Located at 524 South 4th Avenue East, Newton, Jasper County, Iowa

29. Public Hearing on a Resolution Approving the Purchase Agreement for Real Property located at 309 South 8th Avenue West, Newton, Jasper County, Iowa
- The City acquired 309 South 8th Avenue West and cleared the dilapidated buildings through the D&D program.
 - The abutting property owner, Jeffrey Versteegh, has made an offer to purchase the property for \$5,500.00 with the commitment to construct a detached garage that compliments his home and property at 801 West 3rd Street South.
30. Resolution Approving the Purchase Agreement for Real Property located at 309 South 8th Avenue West, Newton, Jasper County, Iowa
31. Public hearing on proposal to enter into a Water Revenue Loan and Disbursement Agreement.
- The City of Newton has proposed to issue Water Revenue Bonds, in a principal amount not to exceed \$800,000, to provide funds to pay the costs of planning, designing, and constructing improvements to the Water Utility
32. Resolution taking additional action with respect to a Water Revenue Loan and Disbursement Agreement and authorizing, approving and securing the payment of a \$800,000 Water Revenue Loan and Disbursement Agreement Anticipation Project Note (IFA Interim Loan and Disbursement Agreement)

Ordinance

33. Second Consideration of an Ordinance vacating and disposing of the west 6 feet of the north-to-south street right-of-way of East 6th Street North located in the 1000 block, City of Newton, Jasper County, Iowa.
- The proposal is to vacate the west 6 feet of the East 6th Street North street right-of-way and attach it to the two abutting properties on the west side.
 - At their meeting on May 2, 2023, the Planning and Zoning Commission recommended approval of the vacation.
34. Second Consideration of an Ordinance amending the Code of Ordinances, City of Newton, Iowa, 2016, Title VII, Chapter 70, Section 70.15, "Traffic and Parking Schedules Adopted by Reference", to make changes to street parking in the 1100 block of South Fifth Avenue West
- The City received safety concerns regarding parking in the 1100 block of S 5th Ave W. This roadway is 26 feet wide and when a vehicle is parked on S 5th Ave W near the intersection of W 12th St S a safety hazard is created.
 - The Traffic Safety Committee reviewed the situation and recommended restricting parking on the south side of S 5th Ave W - 69ft. east of W 12th St S. Surveys of adjoining properties

were conducted with 6 residents in favor and 0 opposed of the recommended changes.

35. Second Consideration of an Ordinance amending and updating the Code of Ordinances, City of Newton, Iowa, Title XI: Business Regulations, Chapter 111, "PEDDLERS, SOLICITORS, TRANSIENT MERCHANTS, AND MOBILE FOOD UNITS."
- The purpose of Chapter 111 is to protect the residents of the city by requiring the registration and licensing of any person engaging in peddling, soliciting, transient merchants, and mobile food units in the city.
 - The Ordinance would modify the premise permit held by property owners by removing the annual renewal unless there are changes to the site or building(s) on the property.
36. First Consideration of an Ordinance Amending the Code of Ordinances, City of Newton, Iowa, 2016, Title XV Land Usage, by Rescinding Chapter 159 Commercial Business/Property Code
- Ordinance 2389 dated December 7, 2020, established Chapter 159: Commercial Business/Property Code. This Ordinance would rescind Chapter 159: Commercial Business/Property Code from the Code of Ordinances, City of Newton, Iowa 2016.

Resolution

37. Resolution approving a naming rights agreement with Gregg Young Auto (GYDNT, LLC) for the Westwood Patio and Pavilion
- On September 13, 2022 Newton residents approved a park bond referendum, which included a new clubhouse at Westwood Golf Course.
 - To supplement the bond funds that said referendum approved, a private group led the effort for additional fundraising by securing donations from citizens and businesses.
 - Gregg Young Auto (GYDNT, LLC) has proposed a \$65,000 naming rights fee agreement for the proposed patio and pavilion at Westwood Golf Course.
38. Resolution amending the City of Newton Special Event Application and establishing the City of Newton Special Events Guidelines
- Changes have been made to the Special Event Application in order to aid in the ease of applying for Special Events.
39. Resolution rescinding the Fee Schedule for the Commercial Business/Property Inspection Program

- Resolution 2020-291 dated December 7, 2020 established the Commercial Business/Property Fee Schedule. This resolution would rescind the Commercial Business/Property Fee Schedule.

40. Resolution rescheduling the July 3, 2023 and July 17, 2023 Regular Council Meetings to July 10, 2023 and July 24, 2023

- It has been recommended to reschedule the July 2023 regular council meetings to July 10th and July 24th.

41. Resolution approving collective bargaining agreement with Utilities Employee Union

- A new agreement with the Utilities Employee Union was negotiated following the guidelines the City Council had set.

42. Resolution amending the City of Newton employee handbook 3.17 Fitness Membership

- The Wellness Committee has recommended a change to the Fitness Reimbursement Program, whereas employees currently receive \$100 reimbursement for a fitness membership.
- The goals for the changes included: 1) Incentivizing healthy habits; 2) Reducing health risks for employees; 3) A higher percent of participation; 4) Reducing Admin oversight on how the money is spent; 5) Program consistency for all employees
- It is recommended the city pay a physical bonus up to \$120.00 per fiscal year (July 1 to June 30) per employee, upon verification that the individual completed an annual physical.

Staff Report

43. Administrative Services Update - Katrina Davis, Administrative Services Manager

Mayor/Council Comments

44. 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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