

NEWTON CITY COUNCIL MEETING MINUTES
SEPTEMBER 18, 2023, 6:00 PM

Pledge

Pledge of Allegiance

Mayor Pro Tem Ervin 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 Pro Tem Ervin presided until 6:11 p.m. when Mayor Hansen arrived and presided. Present Council Members: Hallam, Dalton, Ervin, Trotter, Wade. Absent: George.

Citizen Participation

2. Donna Whitty, representing Casey Willies, a not-for-profit, dry, soul bar which is looking for a building to open in Newton. They will also offer prevention awareness, educational classes, groups covering various topics, and an after-school youth program. Jerry Chandler, 539 W 10th St N, inquired about when citizens can ask questions and get answers. He shared his opinion on building the pickleball courts. Mayor Pro Tem Ervin stated that any questions that are presented during citizen participation staff will find answers and citizens are always welcome to contact their council representative at any time. Ervin explained the special election voting process regarding the pickleball courts.

Consent Agenda

Moved by Dalton, seconded by Wade to approve consent agenda items 3-11. AYES: Five. NAYS: None. Consent Agenda was adopted.

3. September 5, 2023 Regular City Council Meeting Minutes
4. Approve Liquor Licenses for the following: La Cabana Mexican Restaurant Inc.- LC0029523, 2617 1st Ave E, Suite 5&6, Class C Retail Alcohol License, Outdoor Service; Loves Travel Stop #361, 4400 South 22nd Avenue East, Class B Retail Alcohol License
5. Designate October 2, 2023 as a public hearing date for the 1st Budget Amendment for Fiscal year 2023-2024
6. Resolution accepting a Jasper Community Foundation Grant and approving the purchase of a ballistic shield
Resolution 2023-251 adopted.
7. Resolution awarding contract for the Newton SLF Convenience Drop-Off Expansion 2023 Project
Resolution 2023-252 adopted.
8. Resolution authorizing the purchase of two roll-off containers for the Newton Sanitary Landfill
Resolution 2023-253 adopted.
9. Resolution awarding contract for cleaning and inspection of 4 concrete water storage tanks, and 1 steel elevated water tower
Resolution 2023-254 adopted.
10. Resolution approving the purchase of a replacement tarp deployment system for the Newton Sanitary Landfill
Resolution 2023-255 adopted.
11. Approve Bills

Public Hearing

12. Public Hearing on a Resolution approving the Purchase Agreement for city-owned property, Parcel A, of Lot 3, Block B, Guthrie's Subdivision, City of Newton, Jasper County, Iowa
Mayor Pro Tem Ervin stated that this is the time and place for a Public Hearing on the above Resolution. There were no written comments. Moved by Hallam, seconded by Ervin to close the public hearing. AYES: Five. NAYS: None. The public hearing was closed.
13. Resolution approving the Purchase Agreement for city-owned property, Parcel A, of Lot 3, Block B, Guthrie's Subdivision, City of Newton, Jasper County, Iowa
Moved by Hallam, seconded by Trotter to adopt the Resolution. AYES: Five. NAYS: None. Resolution 2023-256 adopted.
14. Public Hearing on a Resolution Approving the Purchase Agreement for City-owned Property at 514 South 3rd Avenue East, Newton, Jasper County, Iowa
Mayor Hansen stated that this is the time and place for a Public Hearing on the above Resolution. There were no written comments. Moved by Hallam, seconded by Trotter to close the public hearing. AYES: Five. NAYS: None. The public hearing was closed.
15. Resolution Approving the Purchase Agreement for City-owned Property at 514 South 3rd

Avenue East, Newton, Jasper County, Iowa

Moved by Trotter, seconded by Hallam to adopt the Resolution. AYES: Five. NAYS: None.
Resolution 2023-257 adopted.

Resolution

16. Resolution Authorizing Amended Loan Agreement with Hatch Development Group, L.L.C.
Moved by Trotter, seconded by Dalton to adopt the Resolution. Jack Hatch presented the history of the Hotel Maytag development and the future of the project, including the revenue plan for paying back the IFA loan. Ervin indicated that the theater was an essential part of our community. Muckler confirmed that if the agreement passed, Hatch would be obligated to pay back the full loan. It was moved by Hallam, seconded by Ervin, to amend the agreement by adding a stipulation to bring it back and review again in 1 year. AYES: Five. NAYS: None. Motion passed. AYES: Five. NAYS: None. Resolution 2023-258 adopted.
17. Resolution awarding contract for the Arbor Estates Second Addition Construction Project
Moved by Trotter, seconded by Hallam to adopt the Resolution. AYES: Five. NAYS: None. Resolution 2023-242 adopted.

Staff Report

18. Water Pollution Control Project Updates - Jody Rhone, Utilities Director
Utilities Director, Jody Rhone presented on Water Pollution Control Projects that are going on currently. Projects were grouped together for better bid prices. Some things have been delayed due to getting electrical components from vendors. Rhone asked everyone to complete the survey that was sent out to all citizens regarding service line material.

Mayor/Council Comments

19. Mayor and Council Comments
Wade asked about the status of the new Starbucks building construction. Staff will provide an update. Hallam announced the tour for the Lederman building on Thursday evening and the Frankfest at Maytag Park starting at 5:30 p.m.

Closed Session

20. 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 2023
At 7:21 p.m. it was moved by Wade, seconded by Hallam to go into closed session. AYES: Five. NAYS: None. Motion passed. Council will take a 5 minute recess to clear the chambers.

Return to Open Session

21. Return to Open Session
Council returned to open session with all previous members present.

Closed Session

22. 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 2023
At 7:45 p.m. it was moved by Dalton, seconded by Trotter to go into closed session. AYES: Five. NAYS: None. Motion passed.

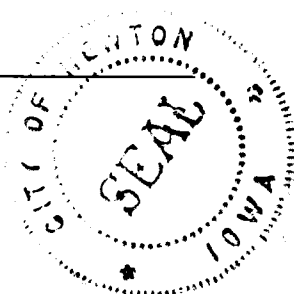
Return to Open Session

23. Return to Open Session
Council returned to open session with all previous members present.

Adjourn

Moved by Hallam, seconded by Trotter to adjourn the meeting at 8:04 P.M. AYES: Five. NAYS: None. Motion unanimously carried by voice vote.


Katrina Davis, City Clerk




Michael L. Hansen, Mayor