Agenda: Newton City Council

City Council Meeting	**Council Chambers, 101 W 4th St S. or via Zoom (https://us02web.zoom.us/j/83564044015), Join zoom via phone: (call 312-626-6799 & enter ID # 83564044015), Mediacom Channels: 12/85/121.12, Website Streaming: Newtongov.org / I want to "view" Livestream of City Council Meetings.**
November 15, 2021 6:00 p.m. **Newton, Iowa 50208**	

You can participate in the meeting or you can comment on an agenda item by joining the Zoom meeting and raising your hand to be recognized (must remain on mute until recognized/via phone dial *9 (star 9), this will notify City staff that you have "raised your hand" for public comment), submitting via email to cityofnewton@newtongov.org before 5:00 PM the day of the meeting.

Pledge — Pledge of Allegiance

Call to Order

1. Roll Call

Citizen Participation

2. This is the time of the meeting that a citizen may address the Council on matters that are included in the consent agenda or a matter that is not on the regular agenda. After being recognized by the Mayor, each person will be given three (3) minutes to speak. Comments and/or questions must be related to City polices or the provision of City services and shall not include derogatory statements or comments about any individual. Except in cases of legal emergency, the City Council cannot take formal action at the meeting, but may ask the City staff to research the matter or have the matter placed on a subsequent agenda.

Consent Agenda

3. November 1, 2021 Regular City Council Meeting Minutes
4. Resolution fixing the amounts to be assessed against individual private properties for the abatement of nuisance violations (Schedule No. 21-09). (Council Report 21-294)
5. Resolution approving the purchase and installation of a new dump box. (Council Report 21-295)
6. Resolution Claiming Less than the Maximum Allowable Revenue from the Maytag Plant 2 Tax Increment Financing District for Fiscal Year 2022-2023. (Council Report 21-296)
7. Resolution Approving a Property Tax Rebate for the McCann Housing Associates, LP Property Located Within the McCann Urban Renewal Area. (Council Report 21-297)
8. Resolution approving the purchase of ballistic vests from Galls, LLC for $16,275. (Council Report 21-298)
9. Resolution Setting a Date of Meeting at which it is Proposed to Approve a Development Agreement with Theisen Real Estate L.L.C., Including Annual Appropriation Tax Increment Payments. (Council Report 21-299)
10. Resolution Authorizing the City of Newton dba Newton Fire Department to enter into an Intergovernmental Transfer Agreement for the Ground

Emergency Medical Transport (GEMT) Supplemental Reimbursement program with the Iowa Department of Human Services. (Council Report 21-300)

11. Approve Bills

Ordinances

12. Third Consideration of an Ordinance amending the Code of Ordinances, City of Newton, Iowa, 2016, Title IX, Chapter 94: Public Nuisances, Revisions and/or additions related to outside parking and storage of vehicles and trailers on residential property. (Council Report 21-253)

- Chapter 94: Public Nuisances of the City Code of Ordinances addresses numerous potential nuisance code violations, with this proposed ordinance change related to outside parking and storage of vehicles and trailers on residential property.
- The City recognizes that property owners may own a business or work for a business that allows them to bring a company vehicle home, however large commercial equipment in residential areas has detrimental and blighting impacts upon the residential quality and character of such neighborhoods.
- The Planning and Zoning Commission discussed the ordinance and recommended the City explore alternative parking for semi-trucks and trailers.
- During the September 20, 2021 meeting, City Council approved an amendment to the proposed ordinance allowing semi-tractors to park on privately owned residential property for a 72 hour period on 3 days of a 7 day period while on a hard service and not continuously idling.

13. 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 1200-1400 blk. of S 6th Ave E. (Council Report 21-252)

- The City received safety concerns regarding street parking in the 1200-1400 blk. of S 6th Ave E. This street is 25ft wide and is not wide enough to safely accommodate parking on both sides of the street.
- The Traffic Safety Committee reviewed the situation and recommends restricting parking on the south side of the street. Surveys were sent to adjacent property owners with 6 residents being in favor of the proposed changes and 6 opposed.

14. First Consideration of an Ordinance amending and updating the Code of Ordinances, City of Newton, Iowa, Title XI: Business Regulations, Chapter 111, “Peddlers, Solicitors and Transient Merchants.” (Council Report 21-301)

- The proposed ordinance amendments provides regulations specifically for food trucks in the City of Newton.
- The ordinance specifies an application process, a requirement for inspection by Newton Fire Department, and some locational criteria for parking mobile food trucks in the City of Newton.

Resolutions

15. Resolution Approving the Annual Urban Renewal Report for Fiscal Year 2020-2021. (Council Report 21-302)

- Urban Renewal law requires cities to file an annual urban renewal report each year by December 1st. The report documents all activities in fiscal year 2021 as it relates to each urban renewal area.

16. Resolution Authorizing Urban Renewal Area activities to be Certified and Decertified as TIF Indebtedness. (Council Report 21-303).

- Urban Renewal law requires cities to certify and decertify any urban renewal debt to the County Auditor by December 1st of each year. This resolution documents internal loans that have occurred in FY21, certifies bonding that occurred in April of 2021, anticipates adjustments to internal borrowing and tax rebates for FY22, and estimates property tax rebates and urban renewal activities for FY23.
- Decertification includes interest or other sources of income that would reduce the debt in an urban renewal area. All actual amounts paid for FY21 are reconciled with the previously certified amount and if necessary, decertified.

Staff Report 17. Downtown Snow Removal/Parking – Jody Rhone, Public Works Director

Mayor/Council Comments 18.

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.

REGULAR CITY COUNCIL MEETING MINUTES
NOVEMBER 01, 2021, 6:00 P.M.
CITY COUNCIL CHAMBERS

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 and via an electronic meeting (pursuant to Iowa Code section 21.8) because a meeting in person is impossible or impractical due to concerns for the health and safety of council members, staff, and the public due to COVID-19. Mayor Hansen presided. Present Council Members: Hallam, Stonner, George, Ervin, Trotter, Mullan. Absent: None.

Mayor Hansen asked everyone present to join in saying the Pledge of Allegiance.

Mayor Hansen announced that DMACC requested items 20 and 21 be removed from the agenda:

20. Public Hearing on an Ordinance Amending and Updating the Code of Ordinances, City Of Newton, Iowa Title XV: Land Usage, Chapter 158: Zoning, to add campgrounds to the C-CBD: Central Business District List Of Conditional Uses. (Council Report 21-291)

21. First Consideration of an Ordinance Amending and Updating the Code of Ordinances, City Of Newton, Iowa Title XV: Land Usage, Chapter 158: Zoning, to add campgrounds to the C-CBD: Central Business District List Of Conditional Uses. (Council Report 21-291)

Without objection, items 20 and 21 were removed from the agenda.

There was no citizen participation.

Moved by Stonner, seconded by George to approve consent agenda items 3-17.

3. October 18, 2021 Regular City Council Meeting Minutes
4. Approve Liquor Licenses for: Veterans of Foreign Wars Post No 1655, Renewal, LC0026734, 315 1st Ave W, Class C Liquor License, Outdoor Service, Sunday Sales; Hy-Vee Market Café, Renewal, LC0041009
5. Certify Firefighter Candidate List
6. Resolution Approving the 2020-2021 Annual City Street Financial Report. Resolution 2021-273 adopted.
7. Resolution levying assessments for costs of nuisance abatement and providing for the payment thereof (Schedule 21-08). Resolution 2021-274 adopted.
8. Resolution accepting completion of the 2021 Maytag Park Sidewalk Project. Resolution 2021-275 adopted.
9. Resolution to provide free golf and pool passes for inclusion in the Newton Housing Development Corporation's (NHDC) 2022 Get to Know Newton Welcome Package. Resolution 2021-276 adopted.
10. Resolution appointing the Community Services Director and City Planner to serve on the Central Iowa Regional Transportation Planning Alliance Committees in 2022. Resolution 2021-277 adopted.
11. Resolution accepting completion of the 2021 Streetscape Light Pole Refinishing Project. Resolution 2021-278 adopted.
12. Resolution accepting electric line easements for the downtown H-structure removal. Resolution 2021-279 adopted.
13. Resolution for the City of Newton to retain Liebl Marketing Group services for marketing management services. Resolution 2021-280 adopted.
14. Resolution revising the vendor's name for two park equipment purchases approved earlier by Resolution 2021-128. Resolution 2021-281 adopted.
15. Resolution Setting Date for Public Hearing on Urban Renewal Plan Amendment for the East-Mart Economic Development Area. Resolution 2021-282 adopted.
16. Resolution returning the block party late fee to Fellowship of Christian Athletes (FCA) a non-profit organization. Resolution 2021-283 adopted.
17. Approve Bills

AYES: Six. NAYS: None. Consent agenda items approved.

Mayor Hansen stated that this is the time and place for a Public Hearing on a Resolution Approving Development Agreement with Nehring Auto Inc., Authorizing Annual Appropriation Tax Increment Payments and Pledging Certain Tax Increment Revenues to the Payment of the Agreement. There were no written comments. Moved by Trotter, seconded by Mullan, to close the public hearing. AYES: Six. NAYS: None. The public hearing was closed. Moved by Ervin, seconded by Hallam to adopt the resolution. AYES: Six. NAYS: None. Resolution 2021-284 adopted.

Moved by Mulan, seconded by George to reconsider the First 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 1200-1400 blk. of S 6th Ave E. AYES: Six. NAYS: None. Motion passed. Moved by Hallam, seconded by Mullan to approve the First consideration of the above ordinance. AYES: Five. NAYS: Trotter. First consideration was approved.

Moved by Stonner, seconded by George to approve the Third 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 600-700 blk. of E 15th St S. AYES: Six. NAYS: None. First consideration was approved. Moved by George, seconded by Mullan to adopt the ordinance. AYES: Six. NAYS: None. Ordinance 2400 adopted.

Moved by George, seconded by Mullan to approve the Third 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 600-700 blk. of E 14th St S. AYES: Three. NAYS: Hallam, Ervin, Trotter. Ordinance fails.

Moved by Ervin, seconded by Hallam to approve the Second Consideration of an Ordinance amending the Code of Ordinances, City of Newton, Iowa, 2016, Title IX, Chapter 94: Public Nuisances, Revisions and/or additions related to outside parking and storage of vehicles and trailers on residential property. Fran Henderson, 1101 S 13th Ave W, asked council to vote no due to enforcement and curb appeal. AYES: Four. NAYS: George, Mullan. Second consideration was approved.

Moved by Trotter, seconded by Ervin to adopt the Resolution approving the granting of Downtown Improvement Grant Funds for 216 1st Avenue West. AYES: Six. NAYS: None. Resolution 2021-285 adopted.

Moved by George, seconded by Trotter to adopt the Resolution to promote retail through a Shop Local marketing campaign using radio, targeted streaming radio and OTT/mobile video. Vicki Wade with Destination Downtown Newton Alliance (DDNA) asked that staff work with DDNA on the campaign. AYES: Six. NAYS: None. Resolution 2021-286 adopted.

Erin Chambers Community Development Director gave a Community Development update along with presenting the new Food Truck info website.

During Mayor/Council comments Mayor Hansen indicated that he was contacted by Tom Johnson, financial partner with Project Fastpitch. They are still on track with their construction financing although they have had increases in construction costs. Construction will start as soon as weather permits and all of the subcontractors are coming from central Iowa. Mayor Hansen thanked our partner organizations and all that invest in our community.

Moved by Trotter, seconded by Mullan at 6:46 p.m. to go into closed session 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 2021. AYES: Six. NAYS: None. Motion approved.

Upon return to open session it was moved by Stonner, seconded by Ervin to go into closed session 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 2021. AYES: Six. NAYS: None. Motion approved.

Upon return to open session it was moved by Trotter, seconded by Hallam to adjourn the meeting at 7:26 P.M. Motion unanimously carried by voice vote.

Michael L. Hansen, Mayor

Katrina Davis, City Clerk

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. 21-09).

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.

Report Number: 21-294

Date:
November 15, 2021

Lead Department:
Community Services

Recommendation:
Approve

Financial Impact:
Cost Recovery: $1,601.83

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 2021- ______

RESOLUTION FIXING THE AMOUNTS TO BE ASSESSED AGAINST INDIVIDUAL PRIVATE PROPERTIES FOR THE ABATEMENT OF NUISANCE VIOLATIONS (SCHEDULE NO. 21-09)

WHEREAS, the City of Newton has abated nuisance violations at the addresses as found in Schedule No. 21-09: 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 21-09: 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 21-09: 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 21-09: Assessment for the Expenses for Nuisance Abatement.

PASSED this _______ day of November, 2021.

APPROVED this _______ day of November, 2021.

____
Michael L. Hansen, Mayor

ATTEST:

____
Katrina Davis, City Clerk

Schedule 21-09: 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
Manual Vasquez	835102005	224 E 12th St N	Newton	$55,220	$60.00	$75.00	$135.00	MEEK'S SD LOT 3	9/21/2021
Matthew Thongvanh	835226018	229 E 24th St N	Newton	$152,440	$90.00	$0.00	$90.00	FAIRMEADOWS ADD PHASE 5, LOT 120	10/5/2021
Matthew Thongvanh	835226018	229 E 24th St N	Newton	$152,440	$210.90	$75.00	$285.90	FAIRMEADOWS ADD PHASE 5, LOT 120	10/1/2021
Carol Morley	833429005	516 W 5th St S	Newton	$81,250	$188.78	$75.00	$263.78	COLLEGE ADD LOT 3 BLK 4	9/22/2021
Amrich Co LLC	828454001	549 W 10th St N	Newton	$44,460	$752.15	$75.00	$827.15	GREENCASTLE PLACE LOT 14 BLK E	9/23/2021
						Total	$1,601.83		

City of Newton Council Report

Item: Resolution approving the purchase and installation of a new dump box.

Summary: Purchase a new dump box and install on an existing dump truck for Public Works Operations.

Financial Impact: $30,932.00, $27,000 from Road Use Tax and $3,932.00 from Stormwater fund.

Report Number: 21-295

Date: November 15, 2021

Lead Department: Public Works

Recommendation: Approve

Background:
Public Works Operations has a 2005 International 7300 4X2 Dump Truck that has a dump box rusting through the corner frames and wearing out to the point it is no longer operable. The dump truck is used for hauling snow, materials, debris, equipment, pulling trailers and various other duties throughout the construction season, in addition to being a backup plow truck.

The International Dump Truck is scheduled for replacement in FY2027. Replacing the dump box will extend the life of the dump truck an estimated 10 years dependent upon usage and conditions as the frame and engine are in satisfactory working order.

Utilizing Sourcewell a public purchasing cooperative for state & local governments, City staff requested a bid from our current supplier to meet our specifications.

The following bid for a 10'L X 30"H Mark E Dump Truck Body and installation was obtained:

Company	Quote
Henderson Equipment Manchester, Iowa	$30,932.00

The dump box equipment bid package from Sourcewell includes a 10' Mark E Box with Under Body Hoist, painted steel body, ladder, manual tail gate and installation.

Both Road Use Tax and Stormwater FY22 budgets have remaining Capital Equipment funds. $27,000.00 from Road Use Tax Capital Equipment funds and $3,932.00 from Stormwater Capital Equipment funds to be utilized to pay for the dump box.

Recommendations: Approval of purchasing a dump box from Henderson Equipment of Manchester, Iowa for the quoted amount of $30,932.00.

Matt Muckler
City Administrator

RESOLUTION NO. 2021-______

RESOLUTION APPROVING THE PURCHASE AND INSTALLATION OF A NEW DUMP BOX

WHEREAS, Public Works Operations has a 2005 International 7300 4X2 dump truck that has a dump box rusting through the corner frames and wearing out to the point it is no longer operable; and

WHEREAS, replacing the dump box will extend the life of the dump truck an estimated 10 years; and

WHEREAS, utilizing Sourcewell a public purchasing cooperative for state & local governments, City staff requested a bid from our current supplier to meet specifications; and

WHEREAS, based on the desired specifications for a 10'L X 30"H Mark E Dump Truck Body and installation was obtained; and

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Newton, Iowa, that the Public Works Director is authorized to purchase a dump box from Henderson Equipment of Manchester, Iowa for the quoted amount of $30,932.00 utilizing $27,000.00 from Road Use Tax Capital Equipment Funds and $3,932.00 Stormwater Capital Equipment Funds.

PASSED this 15th day of November 2021.

APPROVED this ________day of November 2021.

____
Michael L. Hansen, Mayor

ATTEST:

____
Katrina Davis, City Clerk

City of Newton Council Report

Item: Resolution Claiming Less than the Maximum Allowable Revenue from the Maytag Plant 2 Tax Increment Financing District for Fiscal Year 2022-2023

Summary:
This specifies the amount of taxes that the City will claim for one of its TIF Districts next year, releasing the remainder to general taxation.

Financial Impact:
By not claiming the maximum taxation possible into the Plant 2 TIF District, the City increases the revenues available for the general funds of the City, County, and School District.

Report Number: 21-296

Date: November 15, 2021

Lead Department:
Administration

Recommendation:
Approval

Plant Two TIF District

The Plant Two Economic Development Area was created on the north side of Newton in 2008 in order to facilitate the establishing of the Trinity Structural Towers manufacturing facility in the former Maytag plant. The project assistance for Trinity included help funding a rail spur, constructing a storage yard, and relocating a segment of East 8th Street North.

The 2 Bonds that were used to pay for the improvements in this district were fully paid in FY17/18. The recommended claim in FY22/23 for the Maytag Plant Two TIF would be $0, the same as in FY21/22. Steps will be taken in the future months to dissolve this TIF, as all projects and debts have been fully paid.

Iowa Code requires that this decision be certified to the County Auditor by December 1st each year. This is difficult since it precedes the budget process, but it is necessary so the City and the other taxing bodies will know what the general tax base will be in January. This action does not dissolve any portion of any of the TIF Districts, and does not relinquish any rights to claim more TIF revenues in future years.

Recommendation:
Staff recommends approval of the attached Resolution.

Matt Muckler
City Administrator

RESOLUTION NO. 2021 - ______

RESOLUTION CLAIMING LESS THAN THE MAXIMUM ALLOWABLE REVENUE FROM THE MAYTAG PLANT TWO TAX INCREMENT FINANCING DISTRICT FOR FISCAL YEAR 2022-2023

WHEREAS, the City of Newton, Iowa has established the Maytag Plant Two Tax Increment Finance (TIF) District by Ordinance; and

WHEREAS, Chapter 403 of Iowa Code allows cities to claim less than the maximum allowable in TIF revenues for a given year; and

WHEREAS, by claiming less than the maximum allowable, the City of Newton does not dissolve the TIF Districts or shrink them in any way; and

WHEREAS, by claiming less than the maximum allowable, the City of Newton in no way gives up its right to claim greater TIF revenues in future years, up to the maximum allowable by law;

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

That the City of Newton wishes to receive $ 0.00 from the Maytag Plant Two Tax Increment Finance District in Fiscal Year 2022-2023 (July 1, 2022 to June 30, 2023) to apply towards its TIF indebtedness.

PASSED this 15th day of November, 2021

APPROVED this ______ day of November, 2021

(SEAL)

____
Michael L. Hansen, Mayor

Attest:

____
Katrina Davis, City Clerk

City of Newton Council Report

Item: Resolution Approving a Property Tax Rebate for the McCann Housing Associates, LP Property Located Within the McCann Urban Renewal Area

Summary: Resolution Approving Property Tax Rebate to the McCann Housing Associates, LP Property According to the Approved Development Agreement

Financial Impact:
$30,662.38 property tax rebate from the McCann Urban Renewal TIF Fund

Report Number: 21-297

Date: November 15, 2021

Lead Department:
Administration

Recommendation:
Approval

Background:

The City of Newton entered into a development agreement in March of 2018 with McCann Housing Associates, LP on the property located at 1105 East 12th Street South within the McCann Urban Renewal Area. The Agreement states that the City shall rebate 100% of all TIF property taxes paid by McCann Housing Associates, LP in Fiscal year 21/22.

McCann Housing Associates, LP has provided documentation that the first half of the McCann Urban Renewal Area property taxes owed in 2021-22 in the amount of $30,662.38 have been paid to the Jasper County Treasurer and are eligible for rebate.

Recommendation:

Staff recommends approval of the attached Resolution approving the tax rebate payment to McCann Housing Associates, LP for the first half of the 21/22 property taxes.

Matt Muckler
City Administrator

RESOLUTION NO. 2021 – _______

RESOLUTION APPROVING A PROPERTY TAX REBATE FOR THE MCCANN HOUSING ASSOCIATES, LP PROPERTY LOCATED WITHIN THE MCCANN URBAN RENEWAL AREA

WHEREAS, the City of Newton (City) has established the McCann Urban Renewal Area; and

WHEREAS, a Development Agreement with McCann Housing Associates, LP was entered into in March of 2018 on the property located at 1105 East 12th Street South within the McCann Urban Renewal Area, and

WHEREAS, said Agreement provides that the City provide to the Developer a 100% TIF Property Tax Rebate in Fiscal Year 21-22, and

WHEREAS, the Developer has paid its property taxes for the first half of fiscal year 2021-2022 in the total amount of $35,902 and is eligible to receive a 100% TIF rebate of $30,662.38;

NOW, THEREFORE, BE IT RESOLVED by the City Council of Newton, Iowa:
That, per the terms of the Development Agreement with McCann Housing Associates, LP a property tax rebate for the first half of fiscal year 2021-2022 taxes in the amount of $30,662.38 is hereby approved.

PASSED this 15th day of November, 2021.

APPROVED this _______ day of November, 2021.

____
Michael L. Hansen, Mayor

ATTEST:

____
Katrina Davis, City Clerk

City of Newton Council Report

Item: Resolution approving the purchase of ballistic vests from Galls, LLC for $16,275

Summary: Purchase 21 ballistic vests for the Police Department to replace models that have reached the 5-year operational life.

Financial Impact: $16,275 utilizing 2021 bond funds with up to $8,000 being reimbursed through a DOJ grant.

Report Number: 21-298

Date: November 15, 2021

Lead Department: Police Department

Recommendation: Approve

Background:
All uniformed sworn Police Officers are required to wear a ballistic vest while on duty for the purpose of their safety and the safety of the community. Ballistic vests have an operational life of 5 years and 21 of the Police Department's current versts have reached their expiration date.

The Police Department has a long-term business relationship with Galls, LLC (formerly Carpenter Uniform) in Des Moines who is the only Iowa dealer for the Armor Express brand ballistic vest. A quote was received in the amount of $16,275 for the purchase of 21 new ballistic vests.

In 2020 the Police Department received a grant from the Department of Justice Bullet Proof Vest program that will reimburse the City up to $8,000 of the total purchase price. Receipt of the grant reimbursement will take 3-4 months after submitting the required documents.

Recommendation
City Staff recommends approving the purchase of 21 ballistic vests from Galls, LLC in Des Moines, IA for $16,275 from 2021 bond funding with up to $8,000 of the total cost being reimbursed to the City through the U.S. DOJ Bulletproof Vest Partnership Grant.

Matt Muckler
City Administrator

Attachment

RESOLUTION NO. 2021 – _______

RESOLUTION APPROVING THE PURCHASE OF BALLISTIC VESTS FROM GALLS, LLC FOR $16,275

WHEREAS, The City's police officers work in an environment that includes ongoing potential for death or serious injury; and

WHEREAS, The Police Department requires all uniformed police officers to wear ballistic vests while on duty, and

WHEREAS, Ballistic vests have a life span of five years and the majority of the Department's ballistic vests are five years old or older: and

WHEREAS, The City is provided partial funding for ballistic vest through the U.S. Department of Justice Bulletproof Vest Partnership Grant Program and will reimburse the City of Newton up to $8,000 to purchase ballistic vests; and

WHEREAS, Galls, LLC of Des Moines is the local supplier for the Armor Express brand vests and has quoted the Police Department a cost of $16,275 for 21 ballistic vests.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Newton, Iowa agrees to approve the purchase of 21 Armor Express brand ballistic vests from Galls, LLC for $16,275 from 2021 CIP bond funding with up to $8,000 of the total cost being reimbursed to the City through the U.S. DOJ Bulletproof Vest Partnership Grant.

PASSED this _______ day of _______, 2021.

APPROVED this _______ day of _______, 2021.

____
Michael L. Hansen, Mayor

ATTEST:

____
Katrina Davis, City Clerk

City of Newton Council Report

Item: Resolution Setting a Date of Meeting at which it is Proposed to Approve a Development Agreement with Theisen Real Estate, LLC, Including Annual Appropriation Tax Increment Payments.

Summary: Setting a public hearing on December 6, 2021 to act upon a development agreement for 3021 1st Avenue East.

Financial Impact:
No Financial Impact, only sets a Public Hearing

Report Number: 21-299

Date: November 15, 2021

Lead Department:
Community Development

Recommendation:
Approval

Background:

The City Council of the City of Newton Iowa has established the East Mart Renewal Area, which creates a mechanism to assist economic development projects in targeted areas.

Theisen Real Estate LLC has purchased 3021 1st Avenue East with the intention of renovating the building into a new retail sales location. Theisen Real Estate LLC seeks assistance from the City in the form of a tax rebate and curb appeal reimbursement grant. This resolution sets the date and time for City Council to hold a public hearing and take action on the development agreement with Theisen Real Estate LLC.

Recommendation:

Staff recommends approval of the Resolution setting a public hearing for a development agreement.

Matt Muckler
City Administrator

DEVELOPMENT AGREEMENT

This Agreement is entered into between the City of Newton, Iowa (the "City") and Theisen Real Estate L.L.C. (the "Company") as of the ___ day of _________________, 2021 (the "Commencement Date").

WHEREAS, the City has established the East-Mart Economic Development Area (the "Urban Renewal Area"), and has adopted a tax increment ordinance for the Urban Renewal Area; and

WHEREAS, the Company owns certain real property which is situated in the Urban Renewal Area and is more specifically described on Exhibit A hereto (the "Property"); and

WHEREAS, the Company has proposed to undertake the renovation of an existing building on the Property ("the Project") for use in the business operations of a Theisen's retail store; and

WHEREAS, the Company has requested that the City provide financial assistance in the form of an economic development grant (the "Grant") and incremental property tax payments to be used by the Company in paying the costs of undertaking the Project; and

WHEREAS, for purposes of calculating Incremental Property Tax Revenues (as herein defined) under this Agreement and Section 403.19 of the Code of Iowa, the base valuation (the "Base Valuation") of the Property shall be the assessed taxable valuation of the Property as of January 1, 2022; and

WHEREAS, Chapter 403 of the Code of Iowa authorizes cities to establish urban renewal areas and to undertake economic development projects; and

WHEREAS, Chapter 15A of the Code of Iowa authorizes cities to provide grants, loans, guarantees, tax incentives and other financial assistance to or for the benefit of private persons;

NOW THEREFORE, the parties hereto agree as follows:

A. <u>Company's Covenants</u>

1. <u>Project.</u> The Company agrees to undertake the Project on the Property. The Company agrees that the Project will minimally include the improvements (the "Required Improvements") as set forth on Exhibit B hereto. The Company agrees to construct the Project, including the Required Improvements, in substantial conformance with the City's zoning, land use, building and safety codes and regulations. The Company further agrees to substantially complete such construction by no later than December 31, 2022.

The Company agrees to use the completed Project in the business operations of a Theisen's retail store throughout the Term (as hereinafter defined) of this Agreement (the "Business Operations Requirement").

Further, the Company agrees to maintain, preserve, and keep the Property, including but not limited to the Project, useful and in good repair and working order, ordinary wear and tear excepted, and from time to time will make all necessary repairs, replacements, renewals, and additions.

2. **Ownership of Property; Use of Project; Company's Annual Report.** The Company agrees to submit an annual report (the "Annual Report") to the satisfaction of the City by no later than each October 15th during the Term (as hereinafter defined) commencing October 15, 2023, demonstrating that (i) the Business Operations Requirement is being met; and (ii) the Company owns the Property, including the Project. The Company agrees to provide such supporting documentation as may be requested by the City as an accompaniment to the Annual Report.

3. **Minimum Assessment Agreement.** The Company agrees to enter into an assessment agreement (the "Assessment Agreement"), pursuant to Section 403.6 of the Code of Iowa fixing the minimum assessed valuation of the Property, in contemplation of the improvements to be constructed thereon, at not less than One Million Five Hundred Thousand Dollars ($1,500,000) (the "Minimum Assessed Valuation") as of January 1, 2023 (the "First Valuation Date"). It is intended by the Company that the Minimum Assessed Valuation shall be established on the Jasper County property tax rolls as of the First Valuation Date regardless of the then-current degree of completion or incompletion of the Project. The Assessment Agreement shall be in substantially the form attached hereto as Exhibit C and shall remain in effect throughout the Term (as hereinafter defined) of this Agreement.

4. **Property Taxes.** The Company agrees to make timely payment of all property taxes as they come due with respect to the Property with the completed Project thereon throughout the Term (as hereinafter defined) and to submit a receipt or cancelled check in evidence of each such payment.

5. **No Abatement; No Property Tax Exemption.** The Company agrees that it will not seek any tax exemption or abatement either presently or prospectively authorized under any State, federal or local law with respect to taxation of the Property throughout the Term (as hereinafter defined) including causing or allowing the property to be leased, sold, transferred to or otherwise used by an entity that is exempt from property taxes under the laws of the State of Iowa.

6. **Property Tax Payment Certification.** For purposes of this Agreement, "Annual Percentage" shall mean the annual percentage in effect from time to time as set forth in the following table:

Payment Year	Annual Percentage
First through Third Payment Years	100%
Fourth Payment Year	65%
Fifth Payment Year	60%

The Company agrees to certify to the City by no later than October 15 of each year, commencing October 15, 2023, an amount (the "Company's Estimate") equal to the estimated Incremental Property Tax Revenues anticipated to be paid in the fiscal year immediately following such certification with respect to the taxable valuation of the Property factored by the Annual Percentage. In submitting each such Company's Estimate, the Company will complete and submit the worksheet attached hereto as Exhibit D.

The City reserves the right to review and request revisions to each such Company's Estimate to ensure the accuracy of the figures submitted. For purposes of this Agreement, Incremental Property Tax Revenues are calculated by: (1) determining the consolidated property tax levy (city, county, school, etc.) then in effect with respect to taxation of the Property; (2) subtracting (a) the debt service levies of all taxing jurisdictions, (b) the school district instructional support and physical plant and equipment levies and (c) any other levies which may be exempted from such calculation by action of the Iowa General Assembly; (3) multiplying the resulting modified consolidated levy rate times any incremental growth in the taxable valuation of the Property, as shown on the property tax rolls of Jasper County, above and beyond the Base Valuation; and (4) deducting any property tax credits which shall be available with respect to the incremental valuation of the Property.

Upon request, the City staff shall provide reasonable assistance to the Company in completing the worksheet required under this Section A.6.

7. **Grant Disbursement Request.** Upon completion of the Required Improvements, the Company agrees to submit a grant disbursement request (the "Grant Disbursement Request") to the City. The Grant Disbursement Request shall be accompanied by documentation (the "Costs Documentation") detailing the costs (the "Improvement Costs") incurred in completion of the Required Improvements, including invoices, and such other documentation as may reasonably be requested by the City, confirming that the Improvement Costs detailed in the Costs Documentation were in fact incurred in the construction of the Required Improvements and that such Improvement Costs are of an amount reasonably to have been expected with respect to such Required Improvements. The Grant Disbursement Request submitted under this Section A.7 shall be in the form attached hereto as Exhibit E.

8. **Insurance**.

(a) The Company, and any successor in interest to the Company, shall obtain and continuously maintain insurance on the Property and the completed Project and, from time to time at the request of the City, furnish proof to the City that the premiums for such insurance have been paid and the insurance is in effect. The insurance coverage described below is the minimum insurance coverage that the Company must obtain and continuously maintain, provided that the Company shall obtain the insurance described in clause (i) below prior to the commencement of construction of the Project (excluding excavation and footings):

(i) Builder's risk insurance, written on the so-called "Builder's Risk—Completed Value Basis," in an amount equal to one hundred percent (100%) of the insurable value of the Project at the date of completion, and with coverage available in non-reporting form on the so-called "all risk" form of policy.

(ii) Comprehensive general liability insurance (including operations, contingent liability, completed operations when substantially completed and contractual liability insurance) together with an Owner's/Contractor's Policy naming the City, as an additional insured, with limits against bodily injury and property damage of not less than $2,500,000 for each occurrence (to accomplish the above-required limits, an umbrella excess liability policy may be used), written on an occurrence basis.

(iii) Workers compensation insurance, with statutory coverage limited to employees of the Company.

(b) All insurance required in this Section shall be obtained and continuously maintained in responsible insurance companies selected by the Company or its successors that are authorized under the laws of the State of Iowa to assume the risks covered by such policies. Unless otherwise provided in this Section, each policy must contain a provision that the insurer will not cancel nor modify the policy without giving written notice to the insured at least thirty (30) days before the cancellation or modification becomes effective. Not less than fifteen (15) days prior to the expiration of any policy, the Company, or its successors or assigns, must renew the existing policy or replace the policy with another policy conforming to the provisions of this Section. In lieu of separate policies, the Company or its successors or assigns, may maintain a single policy, blanket or umbrella policies, or a combination thereof, having the coverage required herein.

(c) The Company, its successors or assigns, agrees to notify the City promptly in the case of damage exceeding $250,000 in amount to, or destruction of the Project resulting from fire or other casualty. Furthermore, the Company agrees to apply the proceeds from any and all casualty claims against the insurance detailed in this Section to the restoration and improvement of the Property and/or the Project.

9. Indemnification. The Company agrees to indemnify, defend and hold harmless the City, its officers, employees and departments, from and against any and all losses, liabilities, penalties, fines, damages, and claims (including taxes), and all related costs and expenses (including reasonable attorneys' fees and disbursements and costs of investigation, litigation, settlement, judgments, interest and penalties) arising from or in connection with any of the following, except to the extent caused by the negligent acts or omissions of the City, its officers, employees and departments:

a) Any claim, demand, action, citation or legal proceeding arising out of or resulting from the construction of the Project.

b) Any claim, demand, action, citation or legal proceeding arising out of or related to occurrences that the Company is required to insure against under this Agreement in connection with the Project and/or the Property; and

c) Any claim, demand, action, citation or legal proceeding arising out of or resulting from an act or omission of the Company or any of its agents in its or their capacity as an employer of a person.

10. Default Provisions.

A. Events of Default. The following shall be "Events of Default" under this Agreement, and the term "Event of Default" shall mean, whenever it is used in this Agreement (unless otherwise provided), any one or more of the following events:

I. Failure by the Company to complete construction of the Project pursuant to the terms and conditions of this Agreement.

II. Failure by the Company to maintain compliance with the Business Operations Requirement pursuant to the terms and conditions of this Agreement.

III. Failure by the Company to fully and timely remit payment of property taxes when due and owing.

IV. Failure by the Company to enter into the Assessment Agreement.

V. Failure by the Company to maintain compliance with Sections A.2, A.5, A.6, A.7, A.8 and A.9 of this Agreement.

VI. Failure by the Company to observe or perform any other material covenant on its part, to be observed or performed hereunder.

B. Notice and Remedies. Whenever any Event of Default described in this Agreement occurs, the City shall provide written notice to the Company describing the cause of the default and the steps that must be taken by the Company in order to cure the default. The Company shall have thirty (30) days after receipt of the notice to cure the default or to provide assurances satisfactory to City that the default will be cured as soon as reasonably possible. If the Company fails to cure the default or provide assurances, the City shall then have the right to:

I. Pursue any action available to it, at law or in equity, in order to enforce the terms of this Agreement.

II. Accelerate the due date of the then unforgiven principal amount of the Forgivable Loan, which amount shall become due and owing within 30-days of the provision of a written notice of such acceleration from the City to the Company. In the event of acceleration of the Forgivable Loan, the provisions with respect to loan forgiveness as set forth in section B.1 of this Agreement shall not apply.

III. Withhold the Payments provided for under Section B.2 below.

11. Legal and Administrative Costs. The Company hereby acknowledges that the City will cover the initial payment of legal fees and administrative costs (the "Actual Admin Costs") incurred by the City in connection with the drafting, negotiation and authorization of this Agreement, including the necessary amendment to the Urban Renewal Area. Furthermore, the Company agrees that the City shall withhold an amount (the "Admin Withholding Amount") equal to the lesser of (1) $8,000 or (2) the Actual Admin Costs from the initial Payments, as hereinafter set forth in order to recover some or all of the Actual Admin Costs.

B. City's Obligations

1. Economic Development Grant. Within thirty (30) days of receipt by the City from the Company of a satisfactory Grant Disbursement Request, the City agrees to advance the proceeds of the Grant to the Company in an amount equal to the lesser of (a) the actual Improvement Costs reflected in the Grant Disbursement Request or (b) $50,000.

2. Payments. In recognition of the Company's obligations set out above, the City agrees to make five (5) annual economic development tax increment payments (the "Payments" and, individually each, a "Payment") to the Company during the Term (as hereinafter defined) pursuant to Chapters 15A and 403 of the Code of Iowa, provided however that the aggregate, total amount of the Payments to be made under this Agreement during the Term (as hereinafter defined) shall not exceed $210,000 (the "Maximum Payment Total"). All Payments under this Agreement shall be subject to annual appropriation by the City Council, as provided hereunder.

The Payments shall not constitute general obligations of the City, but shall be made solely and only from Incremental Property Tax Revenues received by the City from the Jasper County Treasurer attributable to the taxable valuation of the Property.

Prior to funding any Payments hereunder, the City shall retain an amount equal to the Admin Withholding Amount from the Incremental Property Tax Revenues received with respect to the Property. Once such amount has been withheld, the Payments shall be funded as described herein.

Each Payment shall not exceed an amount which represents the then-current Annual Percentage factored against the Incremental Property Tax Revenues available to the City with respect to the Property during the twelve (12) months immediately preceding each Payment date.

It is assumed that the new valuation from the Project will go on the property tax rolls as of January 1, 2023. Accordingly, the Payments will be made on June 1 of each fiscal year, beginning on June 1, 2025 and continuing to, and including, June 1, 2029, or until such earlier date upon which total Payments equal to the Maximum Payment Total have been made.

3. Annual Appropriation. Each Payment shall be subject to annual appropriation by the City Council. Prior to December 1 of each year during the Term (as hereinafter defined) of this Agreement, beginning in calendar year 2023, the City Council of the City shall consider the question of obligating for appropriation to the funding of the Payment due in the following fiscal year, an amount (the "Appropriated Amount") of Incremental Property Tax Revenues to be collected in the following fiscal year equal to or less than the most recently submitted Company's Estimate.

In any given fiscal year, if the City Council determines to not obligate the then-considered Appropriated Amount, then the City will be under no obligation to fund the Payment scheduled to become due in the following fiscal year, and the Company will have no rights whatsoever to compel the City to make such Payment or to seek damages relative thereto or to compel the funding of such Payments in future fiscal years. A determination by the City Council to not obligate funds for any particular fiscal year's Payment shall not render this Agreement null and void, and the Company shall make the next succeeding submission of the Company's

Estimate as called for in Section A.6 above, provided however that no Payment shall be made after June 1, 2029.

4. **Payment Amounts.** Each Payment shall be in an amount equal to the corresponding Appropriated Amount (for example, for the Payment due on June 1, 2024, the amount of such Payment would be determined by the Appropriated Amount determined for certification by December 1, 2023) provided, however, that no Payment shall exceed an amount which represents the Incremental Property Tax Revenues available to the City with respect to the Property during the twelve (12) months immediately preceding each Payment date.

5. **Certification of Payment Obligation.** In any given fiscal year, if the City Council determines to obligate the then-considered Appropriated Amount, as set forth in Section B.3 above, then the City Clerk will certify by December 1 of each such year to the Jasper County Auditor an amount equal to the most recently obligated Appropriated Amount.

C. **Administrative Provisions**

1. **Amendment and Assignment.** Neither party may cause this Agreement to be amended, assigned, assumed, sold or otherwise transferred without the prior written consent of the other party. However, the City hereby gives its permission that the Company's rights to receive the Payments hereunder may be assigned by the Company to a private lender, as security on a credit facility taken with respect to the Project, without further action on the part of the City.

2. **Successors.** This Agreement shall inure to the benefit of and be binding upon the successors and assigns of the parties.

3. **Term.** The term (the "Term") of this Agreement shall commence on the Commencement Date and end on June 1, 2029 or on such earlier date upon which the aggregate sum of Payments made to the Company equals the Maximum Payment Total.

4. **Choice of Law**. This Agreement shall be deemed to be a contract made under the laws of the State of Iowa and for all purposes shall be governed by and construed in accordance with laws of the State of Iowa.

The City and the Company have caused this Agreement to be signed, in their names and on their behalf by their duly authorized officers, all as of the day and date written above.

CITY OF NEWTON, IOWA

By: ___________________________________

Mayor

Attest:

____

City Clerk

THEISEN REAL ESTATE L.L.C.

By: ___________________________________

<u>EXHIBIT A</u>
LEGAL DESCRIPTION OF THE PROPERTY

Certain real property situated in the City of Newton, Jasper County, State of Iowa bearing Jasper County Property Tax Parcel Identification Number 0836152010.

EXHIBIT B
REQUIRED IMPROVEMENTS

- Interior remodel,
- Conversion of lighting to LED whenever possible
- Curb appeal renovations (totaling approximately $147,000): upgraded exterior electrical package including wall packs, signage, under-canopy lighting, road sign, parking lot light poles; Building tuck-pointing; cleaning or sandblasting east wall and painting all four exterior walls; parking lot repairs; parking lot striping and crack fill; and tree trimming.

EXHIBIT C
MINIMUM ASSESSMENT AGREEMENT

MINIMUM ASSESSMENT AGREEMENT
Recorder's Cover Sheet

Preparer Information: (name, address and phone number)
Amy M. Bjork, Esq., Dorsey & Whitney LLP, 801 Grand Avenue, Suite 4100, Des Moines, IA 50309; Phone: 515-699-3285

Return Document To:
Erin Chambers, Community Development Director, City of Newton, Iowa, 403 W 4th St N, Suite 501, Newton, IA, 50208; Phone: 641-792-6622 Ext: 2301

City:
City of Newton, Iowa

Property Owner:
Theisen Real Estate L.L.C.

Legal Description:

Book & Page Reference if applicable:

MINIMUM ASSESSMENT AGREEMENT

THIS AGREEMENT, dated as of the ___ day of ________________, 2021, by and among the City of Newton, Iowa (the "City"), Theisen Real Estate L.L.C. (the "Property Owner"), and the County Assessor of Jasper County (the "Assessor").

WITNESSETH

WHEREAS, the Property Owner owns the real property, the legal description of which is contained in Exhibit A attached hereto (the "Property"), which is located in the East-Mart Economic Development Area in the City; and

WHEREAS, the Property Owner has undertaken the renovation of an existing building on the Property ("the Project") for use in retail business operations; and

WHEREAS, a development agreement (the "Development Agreement"), dated ______________________, 2021, has been executed between the City and the Property Owner in connection with the Property Owner's investment in and business operations on the Property; and

WHEREAS, pursuant to Section 403.6(19) of the Code of Iowa, the City and the Property Owner desire to establish a minimum taxable value for the Property and the improvements to be constructed thereon, which shall be effective as of January 1, 2023, and from then until this Agreement is terminated pursuant to the terms herein and which is intended to reflect the minimum market value of the land and improvements;

NOW, THEREFORE, the parties to this Agreement, in consideration of the promises, covenants and agreements made by each other, do hereby agree as follows:

1. Effective January 1, 2023, the minimum actual value which shall be assessed for the Property, taking into account the improvements to be constructed thereon, shall be One Million Five Hundred Thousand Dollars ($1,500,000) until termination of this Agreement.

2. The Property Owner hereby agrees that the assessed valuation (hereinafter referred to as the "Minimum Actual Value") set forth in Section 1 above shall become and remain effective as of January 1, 2023, and throughout the term of this Agreement, regardless of the actual degree of completion or incompletion of the Project, even if construction of the Project is not commenced by such date. Furthermore, the Property Owner acknowledges that the City has changed its position in reliance on the timeliness of such increase in valuation as set forth in the Development Agreement.

3. The Property Owner agrees to pay when due, all taxes and assessments, general or special, and all other charges whatsoever levied upon or assessed or placed against the Property, subject to any limitations set forth in the Development Agreement. The Property Owner further agrees that until this Agreement is terminated they will not seek administrative or judicial review

of the applicability, enforceability, or constitutionality of this Agreement or the obligation to be taxed based upon the Minimum Actual Value or to raise any such argument by way of defense in any proceedings, including delinquent tax proceedings.

4. This Agreement, and the minimum assessed valuation established herein, shall be effective until such time as the City's obligations to make Payments (as defined in the Development Agreement) have been satisfied in-full.

5. Nothing herein shall be deemed to waive the Property Owner's rights under Section 403.6(19) Code of Iowa, (2021) or otherwise, to contest that portion of any actual value assignment made by the Assessor in excess of the Minimum Actual Value.

6. This Agreement shall be promptly recorded with the Jasper County Recorder, along with a copy of Iowa Code Section 403.6.

7. Neither the preamble nor provisions of this Agreement are intended to, nor shall they be construed as, modifying the terms of any other contract between the City and the Property Owner, including the Development Agreement.

[Remainder of page intentionally left blank.]

This Agreement shall inure to the benefit of and be binding upon the successors and assigns of the parties.

CITY OF NEWTON, IOWA

By: ________________________________
Mayor

Attest:

____
City Clerk

THEISEN REAL ESTATE L.L.C.

By: ________________________________

STATE OF IOWA	)	
	)	SS:
JASPER COUNTY	)	

The foregoing instrument was acknowledged before me this ___ day of _____________, 2021, by Michael Hansen and Katrina Davis, the Mayor and City Clerk, respectively, of Newton, Iowa, a municipal corporation of the State of Iowa, on behalf of the City.

____
Notary Public

STATE OF IOWA)
) SS:
COUNTY OF ________)

The foregoing instrument was acknowledged before me this ___ day of _____________, 2021 by ________________________________ the ____________________ of Theisen Real Estate L.L.C., an Iowa limited liability company.

____
Notary Public

EXHIBIT A TO MINIMUM ASSESSMENT AGREEMENT

CERTIFICATION BY ASSESSOR

The undersigned Assessor, being legally responsible for the assessment of the above described property upon completion of improvements to be made on it, hereby certifies that the actual value assigned to such land and improvements upon completion, shall be not less than One Million Five Hundred Thousand Dollars ($1,500,000) until termination of the Agreement.

____
County Assessor for Jasper County,
State of Iowa

Subscribed and sworn to before me this _____ day of _______________, 2021.

____
Notary Public

LIENHOLDER'S CONSENT, IF ANY

In consideration of one dollar and other valuable consideration, the receipt of which is hereby acknowledged, and notwithstanding anything in any loan or security agreement to the contrary, the undersigned ratifies, approves, consents to and confirms the Assessment Agreement entered into between the parties, and agrees to be bound by its terms. This provision shall be binding on the parties and their respective successors and assigns.

[NAME OF LIENHOLDER]

By: ____
Signature

Date: ____

STATE OF IOWA)
) SS:
COUNTY OF JASPER)

The foregoing instrument was acknowledged before me this ______ day of _____________________, 2021 by ______________________________ the ______________ of ____.

____
Notary Public

[Add additional pages for each Lienholder]

[If no Lienholders exist, this consent will not be completed]

EXHIBIT D

COMPANY'S ESTIMATE WORKSHEET

(1) Date of Preparation: October _____, 20____.

(2) Assessed Taxable Valuation of Property as of January 1, 20_____:

$______________________.

(3) Base Taxable Valuation of Property (January 1, 2022):

$_________.

(4) Incremental Taxable Valuation of Property (2 minus 3):

$______________________ (the "TIF Value").

(5) Current City fiscal year consolidated property tax levy rate for purposes of calculating Incremental Property Tax Revenues (the "Adjusted Levy Rate"):

$______________________ per thousand of value.

(6) The TIF Value (4) factored by the Adjusted Levy Rate (5).

$__________ x $_________/1000 = $__________ (the "TIF Estimate")

(7) TIF Estimate ($__________ x Annual Percentage = Company's Estimate ($__________).

Payment Year	Annual Percentage
First through Third Payment Years	100%
Fourth Payment Year	65%
Fifth Payment Year	60%

EXHIBIT E
FORM OF GRANT DISBURSEMENT REQUEST

Date submitted: ____________________________

Submitted by: ______________________________

Contact information: ________________________

Grant Amount Requested $____________________

Index of Invoices/Statements Attached to substantive request:

____
____
____
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____

I, the undersigned hereby certify that the costs shown on the documents referred in the index above are legitimate costs reasonably incurred in the undertaking of the Required Improvements.

THEISEN REAL ESTATE L.L.C.

By:________________________________

Title: ______________________________

Reviewed and accepted by the City of Newton, Iowa this _____ day of ____________, 2021.

By:________________________________
City Administrator

RESOLUTION NO. 2021-___________

Resolution Setting a Date of Meeting at which it is Proposed to Approve a Development Agreement with Theisen Real Estate L.L.C., Including Annual Appropriation Tax Increment Payments

WHEREAS, the City of Newton, Iowa (the "City"), pursuant to and in strict compliance with all laws applicable to the City, and in particular the provisions of Chapter 403 of the Code of Iowa, has adopted an Urban Renewal Plan for the East-Mart Economic Development Area (the "Urban Renewal Area"); and

WHEREAS, this City Council has adopted an ordinance providing for the division of taxes levied on taxable property in the Urban Renewal Area pursuant to Section 403.19 of the Code of Iowa and establishing the fund referred to in Subsection 2 of Section 403.19 of the Code of Iowa, which fund and the portion of taxes referred to in that subsection may be irrevocably pledged by the City for the payment of the principal of and interest on indebtedness incurred under the authority of Section 403.9 of the Code of Iowa to finance or refinance in whole or in part projects in the Urban Renewal Area; and

WHEREAS, the City proposes to enter into a certain development agreement (the "Development Agreement") with Theisen Real Estate L.L.C. (the "Company") in connection with the redevelopment of an existing building on certain real property situated in the Urban Renewal Area for use in the business operations of a retail store; and

WHEREAS, the Development Agreement would provide financial incentives to the Company in the form of (i) annual appropriation economic development payments (the "Payments") in an amount not to exceed $210,000 under the authority of Section 403.9(1) of the Code of Iowa and (ii) an economic development grant (the "Grant") in an amount not to exceed $50,000; and

WHEREAS, it is necessary to set a date for a public hearing on the Development Agreement, pursuant to Section 403.9 of the Code of Iowa;

NOW THEREFORE, IT IS RESOLVED by the City Council of the City of Newton, Iowa, as follows:

Section 1. This City Council shall meet on December 6, 2021, at ________ o'clock __.m., at the ________________________, in the City, at which time and place proceedings will be instituted and action taken to approve the Development Agreement and to authorize the Payments and the Grant.

Section 2. The City Clerk is hereby directed to give notice of the proposed action, the time when and place where said meeting will be held, by publication at least once not less than four days and not more than twenty days before the date of said meeting in a legal newspaper of general circulation in the City. Said notice shall be in substantially the following form:

NOTICE OF MEETING FOR APPROVAL OF DEVELOPMENT AGREEMENT WITH THEISEN REAL ESTATE L.L.C. AND AUTHORIZATION OF ANNUAL APPROPRIATION TAX INCREMENT PAYMENTS

The City Council of the City of Newton, Iowa (the "City"), will meet on December 6, 2021, at _______ o'clock __.m., at the _______________________, Newton, Iowa, at which time and place proceedings will be instituted and action taken to approve a Development Agreement (the "Development Agreement") between the City and Theisen Real Estate L.L.C. (the "Company"), in connection with the redevelopment by the Company of an existing building on certain real property situated in the East-Mart Economic Development Area for use in the business operations of a retail store. The Development Agreement provides for certain financial incentives to the Company in the form of incremental property tax payments in a total amount not exceeding $210,000 as authorized by Section 403.9 of the Code of Iowa.

The commitment to make incremental property tax payments to the Company under the Development Agreement will not be a general obligation of the City, but such payments will be payable solely and only from incremental property tax revenues generated within the East-Mart Economic Development Area. Some or all of the payments under the Development Agreement may be made subject to annual appropriation by the City Council.

At the meeting, the City Council will receive oral or written objections from any resident or property owner of the City. Thereafter, the City Council may, at the meeting or at an adjournment thereof, take additional action to approve the Development Agreement or may abandon the proposal.

This notice is given by order of the City Council of Newton, Iowa, in accordance with Section 403.9 of the Code of Iowa.

Katrina Davis
City Clerk

Section 3. All resolutions or parts of resolutions in conflict herewith are hereby repealed.

Section 4. This resolution shall be in full force and effect immediately upon its adoption and approval, as provided by law.

Passed and approved November 15, 2021.

____
Mayor

Attest:

____
City Clerk

Clear Form

INTERGOVERNMENTAL TRANSFER OF PUBLIC FUNDS AGREEMENT BETWEEN THE IOWA DEPARTMENT OF HUMAN SERVICES AND

City of Newton dba Newton Fire Department

Ground Emergency Medical Transportation Provider (GEMT Provider)

This Intergovernmental Transfer Agreement (Agreement) is entered into between the Iowa Department of Human Services (IDHS) and the ground emergency medical transportation (GEMT) Provider. It provides for an intergovernmental transfer of funds to the IDHS from the GEMT Provider in order to provide the non-federal share of the reconciled cost reimbursement amount for the uncompensated Medicaid cost associated with GEMT services.

The GEMT Provider is authorized by House File (HF) 2285 of the 2018 Iowa legislative session to enter into and carry out an Intergovernmental Transfer (IGT) Agreement to transfer funds through IGTs to the IDHS for use as the non-federal share of Medicaid expenditures.

AGREEMENT

1. **GEMT Program Compliance.** Attached hereto as Exhibit A is State Plan Amendment IA-19-002 (SPA), which address the GEMT Program. The GEMT Provider shall at all times comply with all requirements of the SPA.

2. **Compliance with Provider Agreement and GEMT Program Eligibility.** The GEMT Provider's Iowa Medicaid Provider Agreement is incorporated herein by reference. The parties stipulate to the inclusion of any future amendments or replacement of any such provider agreements by this reference. The GEMT Provider hereby represents, warrants and covenants that is and at all relevant times will be an Eligible GEMT Provider as that term is defined in the SPA. If at any time the GEMT Provider's status changes such that it is no longer an Eligible GEMT Provider, the GEMT Provider shall immediately notify the IDHS.

3. **Fund Transfer.** The GEMT Provider agrees to transfer funds to IDHS at the times and in the amounts determined in accordance with the following paragraphs of this Agreement. The transfer shall be made prior to the payment by IDHS for the uncompensated Medicaid cost associated with GEMT services. The GEMT Provider will transfer funds to IDHS equivalent to the non-federal share of the payments to be made upon notification by IDHS.

4. **Funds Certification.** The GEMT Provider shall certify that the funds transferred qualify for federal financial participation (FFP) pursuant to 42 CFR part 433 subpart B, and are not derived from impermissible sources such as recycled Medicaid payments, federal money excluded from use as State match, impermissible taxes, and non-bona fide provider-related donations. Impermissible sources do not include revenue received from programs such as Medicare or Medicaid to the extent that the program revenue is not obligated to the State as the source of funding.

5. **Record Retention and Access.** The parties agree that each shall maintain necessary records and supporting documentation applicable to the uncompensated Medicaid cost associated with GEMT services payments to assure that claims for total funds and federal funds are in accordance with applicable federal requirements, including but not limited to those record retention requirements set forth in the SPA. The parties agree to make those records available to the parties and to any and all state or federal oversight authorities immediately upon request.

6. **Notices:** Any written notice required by this Agreement shall be sent to:

For: City of Newton dba Newton Fire Department
GEMT Provider

Printed Name: Jarrod Wellik

Title: Fire Chief

Address: 410 S 2nd Ave W

Newton, IA 50208

E-mail address jarrodw@newtongov.org

For IDHS:

Printed Name: Iowa Medicaid Enterprise

Title: Provider Cost Audit and Rate Setting Unit

Address: 1305 East Walnut Street

Des Moines, IA 50319

E-mail address: costaudit@dhs.state.ia.us

7. **Repayment Obligation:** In the event that any State and/or federal funds are deferred and/or disallowed as a result of any audits or expended in violation of the laws applicable to the expenditure of such funds, the GEMT Provider shall be liable to the Agency for the full amount of any claim disallowed and for all related penalties incurred. The requirements of this paragraph shall apply to the GEMT Provider as well as any subcontractors of the GEMT Provider. To the extent that the GEMT Provider receives

payments that exceed the permissible amount allowed pursuant to the SPA, the parties hereby deem the excess funds received by the GEMT Provider to be an "overpayment" subject to return to the IDHS within 60 days pursuant to Section 2.5 of the Provider Agreement.

8. **Assignment:** This Agreement is not assignable.

9. **No Third Party Beneficiaries.** There are no third party beneficiaries to this Agreement. This Agreement is intended only to benefit the IDHS and the GEMT Provider.

10. **Amendment:** This Agreement may be modified at any time by the written agreement of both parties.

11. **Term & Termination:** This Agreement covers the period beginning on or after July 1, 2022 and ending June 30, 2023. This Agreement may be canceled by either party after giving thirty (30) days prior notice in writing to the other party. All obligations of the parties incurred or existing under this Agreement as of the date of expiration or termination survive the expiration or termination of the Agreement.

12. **Execution:** In consideration of the mutual covenants in this Agreement and for other good and valuable consideration, the receipt, adequacy and legal sufficiency of which are hereby acknowledged, the parties have entered into this Agreement and have caused their duly authorized representatives to execute this Agreement.

City of Newton dba Newton Fire Department

GEMT Provider

Signature Date

Printed Name

Fire Chief

Title

IOWA DEPARTMENT OF HUMAN SERVICES

Director Date

<u>Attachment A – Approved State Plan Amendment IA-19-002</u>

Methods and Standards for Establishing Payment Rates for Other Types of Care

Supplemental payment for publicly owned or operated ground emergency medical transportation providers

This program provides supplemental payments for eligible Ground Emergency Medical Transportation (GEMT) providers that meet specified requirements and provide GEMT services to Iowa Medicaid members.

Supplemental payments provided by this program are available only for the uncompensated and allowable direct and indirect costs incurred by eligible GEMT providers while providing GEMT services to Iowa Medicaid members. The supplemental payment covers the gap between the eligible GEMT provider's total allowable costs for providing GEMT services as reported on the GEMT services cost report and the amount of the base payment, mileage, and all other sources of reimbursement.

The supplemental payment amounts shall be calculated annually on a prospective basis after the conclusion of each state fiscal year (SFY). Payments shall not be paid as individual increases to current reimbursement rates as described in other parts of this state plan for GEMT services.

This supplemental payment applies only to Iowa Medicaid services rendered to Iowa Medicaid members by eligible GEMT providers on or after July 1, 2019.

A. Definitions

1. "Department" means the Iowa Department of Human Services.

2. "Direct Costs" means all costs that can be identified specifically with particular final cost objectives in order to meet all medical transportation mandates.

3. "Shared Direct Costs" are direct costs that can be allocated to two or more departmental functions or cost objectives on the basis of shared benefits.

4. "Indirect Costs" means costs for a common or joint purpose benefitting more than one cost objective that are allocated to each benefiting objective using an agency approved indirect rate or an allocation methodology. Indirect costs rate or allocation methodology must comply with 2 C.F.R. Part 200 and CMS non-institutional reimbursement policy.

Supplemental payment for publicly owned or operated ground emergency medical transportation providers

5. "Eligible GEMT Provider" means a provider who is eligible to receive supplemental reimbursement because it meets all of the following requirements continuously during the claiming period:

    a. Provides Ground Emergency Medical Transportation services to Iowa Medicaid members.

    b. It is a provider that is enrolled as an Iowa Medicaid provider for the period being claimed.

    c. Is owned or operated by an eligible governmental entity, to include the state, a city, county, fire protection district, community services district, health care district, federally recognized Indian tribe or any unit of government as defined in 42 C.F.R. Sec. 433.50.

6. "Dry Run" means a run that does not result in either a transport or a delivery on-site of Medicaid covered services.

7. "GEMT Transport" means GEMT services provided by eligible GEMT providers to individuals and does not, include dry runs as defined in Paragraph, A.6.

8. "GEMT Services" means both the act of transporting an individual from any point of origin to the nearest medical facility capable of meeting the emergency medical needs of the patient, as well as the advanced, limited-advance, and basic life support services provided to an individual by GEMT providers before or during the act of transportation.

    a. "Advanced Life Support" means special services designed to provide definitive prehospital emergency medical care, including but not limited to, cardiopulmonary resuscitation, cardiac monitoring, cardiac defibrillation, advanced airway management, intravenous therapy, administration with drugs and other medicinal preparations, and other specified techniques and procedures.

Supplemental payment for publicly owned or operated ground emergency medical transportation providers

b. "Limited-Advanced Life Support" means special services to provide prehospital emergency medical care limited to techniques and procedures that exceed basic life support but are less than advanced life support services.

c. "Basic Life Support" means emergency first aid and cardiopulmonary resuscitation procedures to maintain life without invasive techniques.

9. "Service Period" means the period from July 1 through June 30 of each SFY.

10. "Shift" means a standard period of time assigned for a complete cycle of work, as set by each eligible GEMT provider. The number of hours in a shift may vary by GEMT provider, but will be consistent to each GEMT provider.

B. Supplemental Reimbursement Methodology – General Provisions

1. Computation of allowable costs and their allocation methodology must be determined in accordance with Medicaid cost principles at 2 C.F.R. Part 200, which establish principles and standards for determining allowable costs and the methodology for allocating and apportioning those expenses to the Iowa Medicaid program, except as expressly modified below.

2. Iowa Medicaid base payments to the GEMT providers for providing GEMT services are derived from the Ambulance provider fee schedule established for reimbursements payable by the Iowa Medicaid program by procedure code. The base payments for these eligible GEMT providers are fee-for-service (FFS) payments. The primary source of paid claims data and other Iowa Medicaid reimbursements is the Iowa Medicaid Management Information System (IA-MMIS). The number of paid Iowa Medicaid FFS GEMT transports is derived from and supported by the IA-MMIS reports for services during the applicable service period.

Supplemental payment for publicly owned or operated ground emergency medical transportation providers

3. The total uncompensated care costs of each eligible GEMT provider available to be reimbursed under this supplemental payment program will equal the shortfall resulting from the allowable costs determined using the Cost Determination Protocols (Section C.) for each eligible GEMT provider rendering GEMT services to Iowa Medicaid members net of the amounts received and payable from the Iowa Medicaid program and all other sources of reimbursement for GEMT services provided to Iowa Medicaid members. If the eligible GEMT providers do not have any uncompensated care costs, then the provider will not receive supplemental reimbursement under this supplemental payment program.

4. The Iowa Medicaid supplemental payment under this segment are the uncompensated care costs for GEMT services provided by eligible GEMT providers to Iowa Medicaid members as determined by the Prospective Supplemental Payment Amount (Section D.).

C. Cost Determination Protocols

1. An eligible GEMT provider's specific allowable cost per-GEMT transport rate will be calculated based on the provider's audited financial data reported on the GEMT services cost report. The per-GEMT transport cost rate will be the sum of actual allowable direct, shared direct, and indirect costs of providing GEMT services (**excluding cost associated with dry runs as defined in Paragraph A.6 and runs where a Medicaid covered service was delivered but no transport occurred**) divided by the actual number of GEMT transports (including dry runs as defined in Paragraph A.6 **and runs where a Medicaid covered service was delivered but no transport occurred**) provided for the applicable service period.

    a. Direct costs for providing GEMT services include only the unallocated payroll costs for the shifts in which personnel dedicate 100 percent of their time to providing GEMT services, medical equipment and supplies, and other costs directly related to the delivery of covered services, such as first-line supervision, materials and supplies, professional and contracted services, capital outlay, travel, and training. These costs must be in compliance with Medicaid non-institutional reimbursement policies and are directly attributable to the provision of the GEMT services.

Supplemental payment for publicly owned or operated ground emergency medical transportation providers

b. Shared direct costs for GEMT services must be allocated for personnel, capital outlay and other costs; such as medical supplies, professional and contracted services, training and travel. The personnel costs will be allocated based on a percentage of total hours logged performing GEMT services activities versus other service activities. The capital and other shared direct costs will be allocated based on the percentage of total call volume.

c. Indirect costs are determined by applying the cognizant agency specific approved indirect cost rate to its total direct costs (Paragraph C.1.a) or derived from provider's approved cost allocation plan. Eligible GEMT providers that do not have a cognizant agency approved indirect cost rate or approved cost allocation plan, the costs and related basis used to determine the allocated indirect costs must be in compliance with Medicaid cost principles specified at 2 C.F.R. Part 200.

d. The GEMT provider specific per-GEMT transport cost rate is calculated by dividing the total net GEMT services allowable costs (Paragraph C.1.a, C.1.b, and C.1.c) of the specific provider by the total number of GEMT transports provided by the provider for the applicable service period.

D. Prospective Supplemental Payment Amount

1. The Department will calculate annual prospective supplemental payment amounts for eligible GEMT provider on a per-GEMT transport basis. The per-GEMT transport prospective supplemental payment amount for each provider is based on the provider's completed annual cost report in the format prescribed by the Department for the applicable cost reporting year. The Department will make adjustments to the as-filed cost report based on the results of the most recently retrieved IA-MMIS report.

2. Each eligible GEMT provider must compute the annual cost in accordance with the Cost Determination Protocols (Section C.) and must submit the completed annual as-filed cost report, to the Department five (5) months after the close of the service period.

Supplemental payment for publicly owned or operated ground emergency medical transportation providers

3. The prospective supplemental payment amount is calculated by subtracting from Iowa Medicaid's portion of the total GEMT allowable costs (Paragraph C.1) from the as-filed cost report adjusted by the Department (Paragraph D.1), the total Iowa Medicaid base payments (Paragraph B.2) and other payments, such as Iowa Medicaid co-payments, received by the providers for providing GEMT services to Iowa Medicaid members. The result of this calculation is the uncompensated care costs for GEMT services provided to Iowa Medicaid members.

4. The result in Paragraph D.3 is divided by the Iowa Medicaid GEMT transports (including dry runs as defined in Paragraph A.6) from the as-filed cost report adjusted by the Department to calculate the per-GEMT services prospective supplemental payment amount. This amount will be paid prospectively, in addition to the Iowa Medicaid base payments (Paragraph B.2) on a claim by claim basis.

5. The prospective supplemental payment amount will be updated the following July 1, and every year thereafter, following submission and review of the cost report. Specifically, the prior year's uncompensated care amount per Medicaid transport will be paid as an adjustment to the following year's base rate.

E. Eligible GEMT Provider Reporting Requirements

Eligible GEMT providers shall:

1. Submit the GEMT services cost report no later than five (5) months after the close of the CY, unless a provider has made a written request for an extension and such request is granted by the Department.

2. Provide supporting documentation to serve as evidence supporting information on the submitted cost report and the cost determination as specified by the Department.

3. Keep, maintain, and have readily retrievable, such records as specified by the Department to fully disclose reimbursement amounts to which the eligible government entity is entitled, and any other records required by CMS.

Supplemental payment for publicly owned or operated ground emergency medical transportation providers

4. Comply with the allowable cost requirements provided in 2 C.F.R. Part 200, and Medicaid non-institutional reimbursement policy.

F. Department Responsibilities

1. The Department will submit to CMS claims for GEMT services that are allowable and in compliance with federal laws and regulations and Medicaid non-institutional reimbursement policy.

2. The Department will, on an annual basis, submit any necessary materials to the federal government to provide assurances that claims will include only those expenditures that are allowable under federal law.

3. The Department may conduct on-site audits as necessary and will complete the audit within two years of the postmark date of the accepted cost report.

City of Newton Council Report

Item: Resolution Authorizing the City of Newton dba Newton Fire Department to enter into an Intergovernmental Transfer Agreement for the Ground Emergency Medical Transport (GEMT) Supplemental Reimbursement program with the Iowa Department of Human Services.

Summary: This Resolution allows supplemental reimbursement from the Federal Government through the Iowa Department of Human Services through the GEMT program.

Financial Impact: Estimated revenue of $265,000 for FY22-23.

GET TO KNOW Newton

Report Number: 21-300

Date: November 15, 2021

Lead Department:
Fire Department

Recommendation:
Approve

BACKGROUND

The Ground Emergency Medical Transportation (GEMT) Program is a voluntary program that allows publicly owned or operated emergency ground ambulance transportation providers to receive supplemental payments that cover the difference between a provider's actual costs per GEMT transport and the Medicaid base payment, mileage and other sources of reimbursement.

Providers receive cost-based, supplemental payments on a prospective basis for emergency ground ambulance transportation of Medicaid Fee-for-Service (FFS) and Medicaid managed care (MCO) members under Title XIX of the federal Social Security Act (SSA) and the Affordable Care Act (ACA) only.

The GEMT program authority comes from House File 2285 which was passed in the 2018 Legislative session and required the Department of Human Services to complete a State Plan Amendment to establish the ground rules for the supplemental reimbursement program.

Eligible providers who choose to participate in the GEMT program must do the following:

- Notify the Iowa Medicaid Enterprise (IME) Provider Cost Audit and Rate Setting (PCA) Unit
- Complete an Intergovernmental Transfer Agreement
- Complete and submit the GEMT Program cost report.

Staff has included the Intergovernmental Transfer Agreement for use with the Iowa Department of Human Services and is working to prepare the Cost Report as required.

RECOMMENDATION

Staff recommends approval of the Intergovernmental Transfer Agreement per recommendation from the Newton Fire Department.

Matt Muckler
City Administrator
Attachment

RESOLUTION NO. 2021 – _______

RESOLUTION AUTHORIZING THE CITY OF NEWTON DBA NEWTON FIRE DEPARTMENT TO ENTER INTO AN INTERGOVERNMENTAL TRANSFER AGREEMENT FOR THE GROUND EMERGENCY MEDICAL TRANSPORT (GEMT) SUPPLEMENTAL REIMBURSEMENT PROGRAM WITH THE IOWA DEPARTMENT OF HUMAN SERVICES.

WHEREAS, the Newton Fire Department provides fire protection and ambulance service to the City of Newton, and

WHEREAS, the reimbursement for ambulance services provided to patients covered by Iowa Medicaid Enterprises through the Department of Human Services is far less than the actual cost of providing those services, and

WHEREAS, the Iowa Legislature passed legislation in 2018 requiring the Department of Human Services to develop a program to provide federal supplemental reimbursement to ambulance services for the shortfall, and

WHEREAS, the program has been developed and approved by the Center for Medicare Services, and is named the Ground Emergency Medical Transport program, and

WHEREAS, each year the Fire Department will need to enter into an agreement with the Iowa Department of Human Services, and

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Newton, Iowa that the attached agreement having the City enter into an Intergovernmental Transfer Agreement with the Iowa Department of Human Services is approved,

PASSED this _______ day of November, 2021.

APPROVED this _______ day of November, 2021.

____
Michael L. Hansen, Mayor

ATTEST:

____
Katrina Davis, City Clerk

City of Newton Disbursements 11-16-21

Vendor	Department	Description	Amount
Acushnet Company	Golf	Merchandise	$ 1,778.41
Airgas USA LLC	Fire	Supplies	$ 124.28
Alliant Energy/IPL	Disaster Services/WPC	Utilities	$ 13,474.16
Amazon Capital Services	All	Supplies	$ 1,571.14
Andrews, Jennifer	Landfill	Reimbursement	$ 29.48
Bernal, Lisa	Parks	Reimbursement	$ 66.64
Bolton & Menk Inc	All	Service	$ 17,176.00
Bound Tree Medical LLC	Fire	Supplies	$ 59.04
Brick Gentry P.C.	All	Service	$ 11,061.27
Brownells Inc	Police	Supplies	$ 2,066.93
C. H. McGuiness Co Inc	Water Pollution Control	Supplies	$ 1,125.18
Caldwell Brierly & Chalupa PLLC	Private Incent/Housing Demo	Service	$ 2,584.96
Cappy's Tire & Auto Service	City Garage	Supplies	$ 306.40
Card Services	All	Supplies	$ 1,673.24
Cardinal Trophies	Police	Service	$ 55.00
Central Iowa Farm Store	Parks	Supplies	$ 237.96
Central Salt	Snow Removal	Supplies	$ 17,869.39
Christmas Done Bright	Parks	Supplies	$ 11,122.35
Cintas	Landfill/WPC	Supplies	$ 805.57
Clapsaddle-Garber Assoc	Airport	Service	$ 792.00
Davis, Katrina	Administration	Reimbursement	$ 82.66
Des Moines Stamp Mfg	Fire	Supplies	$ 26.50
DH Pace Company	Fire	Service	$ 1,923.60
Diamond Products Co	Fire	Supplies	$ 852.86
Dunlavy, Larry & Barb	Cemetery	Refund	$ 800.00
EZ Lease	Fire	Service	$ 143.01
Fareway	Water Pollution Control	Supplies	$ 11.88
Fastenal	City Garage/Street/WPC	Supplies	$ 337.41
Financial Forms & Supplies	Finance	Supplies	$ 154.89
Forbes Office Solutions	All	Service	$ 693.62
Galls LLC	Fire	Supplies	$ 159.95
General Traffic Controls Inc	Traffic Control	Supplies	$ 6,900.00
Gregg Young Auto Center	Police	Service	$ 970.90
Ground Breaker Homes LLC	Private Incentives	Reimbursement	$ 3,864.24
Hawkins Water Treatment	Water Pollution Control	Supplies	$ 1,569.20
Hunsberger, Isaac	Fire	Reimbursement	$ 25.00
IMWCA	All	Insurance	$ 40,127.00
Iowa Dept of Agriculture & Land Steward	Landfill	Service	$ 84.00
Iowa Dept of Natural Resources	Landfill	Service	$ 19,251.62
Iowa DNR Land Quality Bureau	Golf	Service	$ 95.00
Iowa Inspections	Fire	Service	$ 6,500.00
Iowa League of Cities	Administration	Supplies	$ 60.00
Iowa One Call	Engineering/WPC	Service	$ 294.60
Iowa Pump Works	Landfill	Supplies	$ 2,534.78
Iowa Sports Turf Managers Association	Parks	Membership	$ 150.00
Jasper County Historical Society	Community Marketing	Service	$ 500.00
JETCO Inc	Water Pollution Control	Supplies	$ 1,700.00
John Deer Financial	Parks	Supplies	$ 391.69

Johnson Aviation	Airport	Reimbursement	$ 48.14
Key Cooperative	All	Supplies	$ 11,462.16
Klocke's Emergency Vehicles	Fire	Equipment	$ 87,475.00
Lawson Products Inc	City Garage	Supplies	$ 206.79
Lighting Plastics of MN Inc	Street Lighting	Supplies	$ 133.35
Logan Contractors Supply	Storm Water/Streets	Serivce	$ 3,694.88
Long Engineering LLC	Public Works Building	Service	$ 1,750.00
Luetters, Kevin	City Center	Service	$ 1,750.00
Magnum Automotive	Police	Service	$ 343.52
Manatts - D.M.	Storm Water	Supplies	$ 3,794.93
Marsden Bldg Maintenance	City Center	Supplies	$ 2,754.08
Martin Marietta Materials	Street	Supplies	$ 3,676.18
Maxim Advertising	Administration	Service	$ 30.00
McCall Monument	Cemetery	Supplies	$ 350.00
MercyOne DSM Medical Ctr-Financial Ops	Fire	Supplies	$ 509.37
Metro Waste Authority	Street	Service	$ 186.69
MG Laundry Corporation	City Center	Service	$ 81.40
Midwest Turf Support	Parks	Supplies	$ 208.05
Municipal Supply Inc	Water Pollution Control	Supplies	$ 2,397.50
NAPA Auto Parts	All	Supplies	$ 2,637.64
News Printing Company	All	Service	$ 5,086.65
NOVUS Glass of Central Iowa	Police	Service	$ 225.00
O'Halloran International	City Garage	Supplies	$ 188.63
O'Reilly Auto Parts	Parks	Supplies	$ 86.39
Otto Law Firm	Finance	Service	$ 110.00
Parkview Animal Hospital	Animal Control	Service	$ 1,536.66
Pesticide Bureau - IDALS	Community Beautification	License	$ 15.00
Premier Office Equipment	Police	Service	$ 100.40
Priority Sanitation	Golf/Parks	Service	$ 300.00
Professional Management Coaching	Fire	Service	$ 2,500.00
Quill Corporation	All	Supplies	$ 319.01
Ray, Randy	SSMID District	Service	$ 500.00
RDO Equipment Co	Landfill	Supplies	$ 3,600.00
Riggs Printing Inc	Police	Service	$ 65.00
Rozendaal Services LLC	Community Beautification	Service	$ 60.00
Sandry Fire Supply LLC	Fire	Supplies	$ 858.85
Spahn & Rose Lumber Co	All	Supplies	$ 629.39
Springer Professional Home Services	City Center/Golf	Service	$ 159.00
Star Equipment	Storm Water	Supplies	$ 23,904.42
Tatman, Anthony	Fire	Service	$ 125.00
Theisen's	All	Supplies	$ 875.29
True Value Hardware	All	Supplies	$ 439.69
Two Rivers Cooperative	All	Supplies	$ 9,277.11
United Public Safety	Police	Service	$ 4.15
United States Cellular	All	Utilities	$ 860.54
Van Diest Supply Co	Airport/City Center/Library	Supplies	$ 1,063.30
Van Maanen Electric Inc	Administration	Service	$ 7,345.00
Van Wall Equipment	Parks	Supplies	$ 183.82
Warnick & Reeves Mechanical	Airport	Service	$ 415.46
Water Department	All	Utilities	$ 11,155.87
Witmer Public Safety Group	Fire	Merchandise	$ 208.94
Total			**$ 369,872.06**

Pre-Authorized Payments

Alliant Energy	All	Utilities	$ 9,703.84
AT & T Mobility	Police	Utilities	$ 854.14
Black Hills Energy	All	Utilities	$ 2,448.87
IA Athletic Field Construction Co (Reso 2021-250)	Parks	Service	$ 1,595.00
Verizon Wireless	Police	Utilities	$ 15.02
Total			**$ 14,616.87**

ACH Payments from Great Southern Bank

Advantage Credit Union	All	Insurance	$ 16,995.00
Great Southern Bank	All	Insurance	$ 330.00
Bank Iowa	All	Insurance	$ 6,600.00
Kabel	All	Insurance	$ 50.00
Payroll 10-15-21	All	Payroll	$ 428,127.08
Payroll 10-29-21	All	Payroll	$ 422,700.57
Wellmark BC/BS	All	Insurance	$ 171,077.67
Met Life Dental	All	Insurance	$ 10,329.75
Mutual Of Omaha	All	Insurance	$ 4,264.20
State of Iowa	Golf/Landfill/Park	Sales Tax	$ 9,799.33
Total			**$ 1,070,273.60**

City of Newton Council Report

Item:
An ordinance amending the Code of Ordinances, City of Newton, Iowa, 2016, Title IX, Chapter 94: Public Nuisances, Revisions and/or additions related to outside parking and storage of vehicles and trailers on residential property.

Summary:
The proposed code revisions include changes and additions to applicable code sections addressing outside parking and storage of vehicles and trailers on residential property.

Financial Impact:
none

Report Number: 21-253

Date:
October 4, 2021

Lead Department:
Police Department

Recommendation:
Approve

Background:
Chapter 94: Public Nuisances of the City Code of Ordinances addresses numerous potential nuisance code violations. This proposed ordinance change is related to outside parking and storage of vehicles and trailers on residential property. The revisions noted below are recommended by the City Attorney and City staff following a review of said Chapter 94.

Said proposed revisions include:

- Deleting the definition of a fifth-wheel trailer, and refining the definition of a trailer.

- Defining prohibited vehicles which shall not be parked or stored in residential areas:
  - Dump trucks, construction equipment, semi-trailers, semi-tractors, semi-tractor-trailer combinations, and any other similar vehicles/units;
  - Unlicensed commercial vehicles;
  - Trailers used for over-the-road hauling (designed to be pulled by a semi-tractor) of liquids, gases, livestock, fuel, refrigerated foods, materials, vehicles, construction equipment, or other products or materials;
  - Trailers used primarily for storage.

- Spelling out the purpose of this code section as to regulate outdoor parking and/or storage within the City. The City recognizes that property owners may own or store personal vehicles, recreational vehicles and certain trailers for their personal use. The City also recognizes that property owners may own a business or work for a business that allows them to bring a company vehicle home, however large commercial vehicles or equipment in residential areas has detrimental and blighting impacts upon the residential quality and character of such neighborhoods. Such vehicles:
  - Obstruct views on streets and private property;

- Create cluttered and otherwise unsightly areas;
- Prevent full use of residential streets for residential parking;
- Impair the free flow of traffic on residential streets;
- Decrease adjoining landowners and occupants enjoyment of their property and neighborhood; and/or
- Otherwise adversely affects property values and neighborhood patterns.

Planning and Zoning Commission Review and Recommendation
The proposed changes to the nuisance code were discussed by the Planning and Zoning Commission at their June and July meetings. Minutes of those meetings is attached for review. The final motion and recommendation from the Planning and Zoning Commission are as follows:

> *Motion* by Johnson to recommend denial of both Zoning and Nuisance code amendments, thus disallowing semi-tractor parking in residential zoning districts in Newton and in support of the previously submitted code amendments from the City Attorney to clear up any discrepancies within the nuisance code requirements and additionally to direct the City to explore additional parking alternatives for local long-haul drivers to park their trucks and trailers and possibly their personal vehicles, *seconded* by G. Berndt. Approved 5-0.

City Council Amendment to Proposed Ordinance
During the City Council meeting on September 20, 2021, a majority of members of the Newton City Council voted in favor of amending the proposed ordinance to allow semi-tractors to be parked on privately owned residential properties for a 72-hour period as evidenced by the observance of a semi-tractor on the property in excess of any three consecutive days in a seven-day period. The semi-tractor must be parked on hard surface and not be allowed to continuously idle.

Changes were made to the original proposed ordinance to reflect the amendments.

Recommendation:
None

Matt Muckler
City Administrator

ORDINANCE NO. _______

AN ORDINANCE AMENDING THE CODE OF ORDINANCES, CITY OF NEWTON, IOWA, 2016, TITLE IX, CHAPTER 94: PUBLIC NUISANCES, REVISIONS AND/OR ADDITIONS RELATED TO OUTSIDE PARKING AND STORAGE OF VEHICLES AND TRAILERS ON RESIDENTIAL PROPERTY.

SECTION 1. Purpose. Revisions to applicable code sections addressing roll-off dumpsters, outdoor furniture, shipping and storage containers, trailer and commercial vehicle parking, serving of nuisance violations, emergency abatements, and installment payment amounts are all proposed.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF NEWTON, IOWA:

SECTION 1. Title IX, Chapter 94 is hereby amended by adding or ~~deleting~~ the following:

§ 94.03 OUTSIDE PARKING AND STORAGE.

(A) Definitions. For the purpose of this section, the following definitions shall apply unless the context clearly indicates or requires a different meaning.

ALL-WEATHER SURFACE.

(a) An asphalt, Portland cement concrete, turf blocks or brick pavers of sufficient thickness to adequately support motor vehicles. Gravel is a permitted all-weather surface if it is at least three inches thick, free of all weeds for the entirety of the surface and contained on the owner's property in such a manner that it does not spread across any property line.

(b) No more than 50% of the front yard setback(s) on a property may be covered with an all-weather surface. This provision, however, shall not prevent the construction of hard surface paving to access the garage(s) for multiple attached dwellings, provided the design is approved through the site plan review process. Driveways exceeding 50% of the front yard setback(s) of any lot prior to the adoption of this chapter are exempt provided no additional surface area is added.

(c) No more than 60% of the total lot area on a residential property may be covered with an all-weather surface and/or building footprint. This limitation shall not apply to residential developments that have been constructed in accordance with an approved site plan. Residential properties exceeding 60% of the total maximum lot coverage requirement prior to the adoption of this regulation shall be allowed to remain, but no additional coverage is permitted.

~~*FIFTH-WHEEL TRAVEL TRAILER*. A type of travel trailer which is towed by a pickup by a connecting device known as a fifth wheel. However, this type of travel trailer may have an overall length which shall not exceed 40 feet.~~

FRONT YARD AREA. Defined in § 94.01 of this chapter.

MOTORHOME. A motor vehicle designed as an integral unit to be used as a conveyance upon the public streets and highways and for use as a temporary or recreational dwelling.

MOTOR VEHICLE. Any motor vehicle as defined in Iowa Code § 321.1, including the following:

(a) Motorized bicycle;

(b) Motorcycle; and

(c) All-terrain vehicles.

OUTSIDE. Defined in § 94.01 of this chapter.

PROHIBITED VEHICLES. The following vehicles shall not be permitted to be stored or parked in a residential zone or residentially zoned district:

(a) Dump trucks, construction equipment, semi-trailers, ~~semi-tractors~~, semi-tractor-trailer combinations, and any other similar vehicles/units;

(b) Unlicensed commercial vehicles;

(c) Trailers used for over-the-road hauling (designed to be pulled by a semi-tractor) of liquids, gases, livestock, fuel, refrigerated foods, materials, vehicles, construction equipment, or other products or materials;

(d) Trailers used primarily for storage.

SIDE YARD CORNER LOTS. Defined in § 94.01 of this chapter.

TRAILER. Every vehicle without motive power designed for carrying persons or property and for being drawn by a motor vehicle and so constructed that only tongue weights rests upon the towing vehicle. ~~TRAILERS not included in this definition shall include:~~

~~(a) Those normally used for over-the-road hauling (designed to be pulled by a semi-tractor) of liquids, gases, livestock, fuel, refrigerated foods, materials, vehicles, construction equipment, or other products or materials.~~

~~(b) Trailers being used primarily for the storage.~~

TRAVEL TRAILER. A vehicle without motive power used or so manufactured or constructed as to permit its being used as a conveyance upon the public streets and highways and so designed to permit the vehicle to be used as a place of human habitation by one or more persons. Said vehicle may be up to eight feet six inches in width and its overall length shall not exceed 40 feet in width and its overall length shall not exceed 40 feet. Such vehicle shall be customarily or ordinarily used for vacation or recreational purposes and may not be used unless in authorized campgrounds.

(B) Purpose. The purpose of this article is to regulate outdoor parking and/or storage within the City. The City recognizes that property owners may own or store personal vehicles, recreational vehicles and certain trailers for their personal use. The City also recognizes that property owners may own a business or work for a business that allows them to bring a company vehicle home, however large commercial vehicles or equipment in residential areas has detrimental and blighting impacts upon the residential quality and character of such neighborhoods. Such vehicles:

(1) Obstruct views on streets and private property;

(2) Create cluttered and otherwise unsightly areas;

(3) Prevent full use of residential streets for residential parking;

(4) Impair the free flow of traffic on residential streets;

(5) Decrease adjoining landowners and occupants enjoyment of their property and neighborhood; and/or

(6) Otherwise adversely affects property values and neighborhood patterns.

(C) *Declaration of nuisance.* The outside parking and storage on property used for residential purposes and/or residentially zoned property of (i) Prohibited Vehicles, and (ii) vehicles, watercraft, trailers, materials, supplies or equipment not customarily used for residential purposes, ~~or (iii) any motor vehicle which requires a commercial driver's license (CDL) to operate on public roadways, in violation of the requirements set forth below~~ is declared to be a public nuisance. ~~because it:~~

~~(1) Obstructs views on streets and private property;~~

~~(2) Creates cluttered and otherwise unsightly areas;~~

~~(3) Prevents full use of residential streets for residential parking;~~

~~(4) Decreases adjoining landowners and occupants enjoyment of their property and neighborhood; and/or~~

~~(5) Otherwise adversely affects property values and neighborhood patterns.~~

(D) ~~(C)~~ *Unlawful parking and storage.*

(1) No person may place, store or allow the placement or storage of ice fish houses, skateboard ramps or other similar non-permanent structures outside continuously for longer than 24 hours in the front yard area or side yard corner lots on property used for residential purposes and/or on residentially zoned property.

(2) No person shall cause, undertake, permit or allow the outside parking and storage of vehicles on property used for residential purposes and/or on residentially zoned property unless it complies with the following requirements.

(a) Vehicles which are parked or stored must be on an all-weather surface.

(b) The owner of a vehicle parked in the front yard or side yard of a corner lot that is not on an all-weather surface shall be prima facie liable for the violation. The violation is enforceable with a parking ticket, with rates as set by resolution of the City Council.

(c) Parking or storing of watercraft, T~~t~~railers, Travel Trailers or M~~m~~otorhomes upon privately-owned property is prohibited unless parked upon an all-weather surface in accordance with division (A) of this section.

(d) Parking or storing of semi-tractors upon privately-owned property is prohibited unless parked on an all-weather surface in accordance with division (A) of this section. Semi-tractors shall not be allowed to continuously idle while parked on privately-owned property. Parking is limited to a 72-hour time period and shall be evidenced by the observance of a semi-tractor parked on privately-owned property in excess of any three consecutive days in a seven-day period.

(e)(~~d~~) Storing of watercraft, M~~m~~otorhomes, T~~t~~railers, or Travel Trailers is prohibited in the public right-of-way. Storage shall be evidenced by the observance of the watercraft, Motorhome, Trailer, or Travel T~~trailer~~ parked on any public right-of-way on any three days within a seven-day period.

(f)~~(e)~~ Storing and keeping of junk watercraft, Trailers, Travel T~~t~~railers or M~~m~~otorhomes is prohibited. Junk units exhibit one or more of the following conditions: broken or loose parts, flat tire(s), unsecured or damaged tarps, units filled with junk/garbage, inoperable, habitat to vermin, covered with natural growths, not registered/licensed, or otherwise unsafe for road travel.

(E) ~~(D)~~ *Exceptions.* The prohibitions of this section shall not apply to the following:

(1) Any motor truck, pickup truck or similar vehicle being used by a public utility, moving company or similar company, which is actually being used to serve a residence not belonging to or occupied by the operator of the vehicle;

(2) Any vehicle which is actually making a pickup or delivery at the location where it is parked. Parking for any period of time beyond the period of time reasonably necessary to make such pickup or delivery is not excepted;

(3) Lawful non-conforming and permitted uses; or

(4) Agriculturally used properties greater than five acres in size or agriculturally zoned properties.

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 Date. This ordinance shall be effective from and after the final passage, approval and publication as provided by law.

APPROVED this _____ day of ___________________, 2021.

PASSED this _____ day of _______________________, 2021.

(SEAL)

____
Michael L. Hansen, 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 ________________, 20___, and was published in the *Newton Daily News*, a newspaper of general circulation in the said City of Newton on the _____ day of ________________, 20___.

Signed: ________________________
Katrina Davis, City Clerk

City of Newton Council Report

Item: 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 1200-1400 blk. of S 6th Ave E

Summary: To restrict street parking for safety purposes and accommodate current use.

Financial Impact: None

GET TO KNOW Newton

Report Number: 21-252

Date: September 20, 2021

Lead Department: Police Department

Recommendation: Approve

Background:
The City received safety concerns from citizens regarding street parking along the section of roadway described below. These complaints are a result of vehicles being parked on both sides of streets that are too narrow to allow this parking capacity and still allow vehicles free and safe passage. A primary concern is that emergency vehicles may not be able to travel through this area on emergency calls and there is a heightened risk of motor vehicle and pedestrian accidents as a result of the current parking design.

The 1200-1400 blocks of S 6th Ave E is 25 feet wide and is not wide enough to safely accommodate parking on both sides of the street. The City of Newton Traffic Safety Committee has reviewed the situation and recommends restricting parking on south side from E 12th St S – E 15th St S.

Surveys describing the recommended changes were sent to the adjacent property owners along S 6th Ave E. Surveys were returned with six (6) residents agreeing with the recommended changes and six (6) opposing the recommended changes.

Recommendation:
Staff recommends approval of the ordinance amendment to restrict parking on the south side of the 1200-1400 blk. of S 6th Ave E.

Matt Muckler
City Administrator

Attachment

ORDINANCE NO. __________

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 1200-1400 BLOCK OF SOUTH SIXTH AVENUE EAST.

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 VII, Chapter 70, Section 70.15, "Traffic and Parking Schedules Adopted by Reference" is hereby amended by adding or ~~deleting~~ the following:

NO PARKING ZONES. No one shall stop, stand or park a vehicle in any of the following specifically designated no parking zones except when necessary to avoid conflict with other traffic or in compliance with the direction of a peace officer or traffic control signal.

AVENUES, SOUTHEAST QUADRANT

South Sixth Avenue East.

"No Parking Anytime".

South side from East Fourth Street South east to East Fifth Street South.

South side from East Twelfth Street South east to East Fifteenth Street South.

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 ____________, 2021, after the final passage, approval and publication as provided by law.

PASSED this ____ day of ______________________, 2021.

APPROVED this ____ day of ______________________, 2021.

(SEAL)

____
Michael L. Hansen, 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 _______________________, 2021 and was published in the Newton Daily News, a newspaper of general circulation in the said City of Newton on the _____ day of _______________________, 2021.

Dated this ____ day of _______________________, 2021.

____
Katrina Davis, City Clerk

Parking Survey—S 6th Ave E

Please complete the survey responding to the City of Newton's recommendation to restrict parking on the south side of S 6th Ave E in the 1200-1400 blk and return to the City of Newton Police Department by August, 23, 2021

I agree with the proposed parking changes ☐

I oppose the proposed parking changes ☒

I propose NO PARKING ON NORTH SIDE OR ALTERNATE SIDE PARKING: MWFS-South TTHSa-North

Comments from Resident at

1311 S 6th Ave E

Parking Survey—S 6th Ave E

Please complete the survey responding to the City of Newton's recommendation to restrict parking on the south side of S 6th Ave E in the 1200-1400 blk and return to the City of Newton Police Department by August, 23, 2021

I agree with the proposed parking changes ☐

I oppose the proposed parking changes ☒

Comments from Resident at

There is more cars parked on the NorthSide of the Street VS. the South

1220 S 6th Ave E

Parking Survey—S 6th Ave E

Please complete the survey responding to the City of Newton's recommendation to restrict parking on the south side of S 6th Ave E in the 1200-1400 blk and return to the City of Newton Police Department by August, 23, 2021

I agree with the proposed parking changes ☐

I oppose the proposed parking changes ■

Comments from Resident at

1210 S 6th Ave E

6th Ave E

ng to the City of Newton's

the south side of S 6th

to the City of Newton

21.

nges ☒

es ☐

sident at

Rob Burdess

From: Janet Cox
Sent: Monday, August 9, 2021 9:32 AM
To: Amy Baldus
Cc: Rob Burdess
Subject: PARKING LETTERS

Randy Simpson at 1303 S 6th Ave E called regarding parking letter and said to leave it as is
Thanks

Janet R Cox
Administrative Assistant
Newton Police Department
101 W 4th St S
Newton, IA 50208
641-791-0850 Ext 2105
janetc@newtongov.org | www.newtongov.org

GET TO KNOW Newton

Parking Survey—S 6th Ave E

Please complete the survey responding to the City of Newton's recommendation to restrict parking on the south side of S 6th Ave E in the 1200-1400 blk and return to the City of Newton Police Department by August, 23, 2021

I agree with the proposed parking changes ☑

I oppose the proposed parking changes ☐

Comments from Resident at

1314 S 6th Ave E

Parking Survey—S 6th Ave E

Please complete the survey responding to the City of Newton's recommendation to restrict parking on the south side of S 6th Ave E in the 1200-1400 blk and return to the City of Newton Police Department by August, 23, 2021

I agree with the proposed parking changes ☒

I oppose the proposed parking changes ☐

Comments from Resident at

Too many cars parked on both sides.

1408 S 6th Ave E

Parking Survey—S 6th Ave E

Please complete the survey responding to the City of Newton's recommendation to restrict parking on the south side of S 6th Ave E in the 1200-1400 blk and return to the City of Newton Police Department by August, 23, 2021.

I agree with the proposed parking changes ☒

I oppose the proposed parking changes ☐

Comments from Resident at

Please put up signs as well. Thank you.

1409 E 6th Ave S

Parking Survey—S 6th Ave E

Please complete the survey responding to the City of Newton's recommendation to restrict parking on the south side of S 6th Ave E in the 1200-1400 blk and return to the City of Newton Police Department by August, 23, 2021.

I agree with the proposed parking changes ☑

I oppose the proposed parking changes ☐

Comments from Resident at

1410 S 6th Ave E

Parking Survey—S 6th Ave E

Please complete the survey responding to the City of Newton's recommendation to restrict parking on the south side of S 6th Ave E in the 1200-1400 blk and return to the City of Newton Police Department by August, 23, 2021.

I agree with the proposed parking changes ☒

I oppose the proposed parking changes ☐

Comments from Resident at

1218 S 6th Ave E

GET TO KNOW Newton

August 3, 2021

Newton Resident
1200-1400 blk. S 6th Ave E
600-700 blk. E 15th St S
600-700 blk. E 14th St S
Newton, Iowa 50208

Joyce Guthrie
1225 S. 6th Ave. E.
Newton, IA 50208

RE: **Proposed change in Parking Status:**

1. **No Parking allowed on the south side of S 6th Ave E in the 1200-1400 blk** yes
2. **No Parking allowed on the west side of E 15th St S in the 600-700 blk**
3. **No Parking allowed on the east side of E 14th St S in the 600-700 blk**

Dear Resident:

The City of Newton received safety concerns from citizens regarding street parking along the section of street described above. This is caused by vehicles being parked on both sides of 25-foot-wide streets, which are not wide enough to safely accommodate parking on both sides of the street and allow for free and safe passage of emergency vehicles, commercial vehicles and other vehicles in the neighborhood.

The City of Newton Traffic Safety Committee has reviewed the situation and recommends restricting parking, as proposed above, in the interest of public safety. As part of the City's assessment of this area, we would like to have input from the neighborhood as it relates to the traffic pattern and the parking concerns outlined above.

We would appreciate your feedback by August 23, 2021. After receipt and consideration of citizen feedback the issue may be brought to the Newton City Council for consideration.

City of Newton
Traffic Safety Committee
101 W 4th St S
Newton, IA 50208
641-791-0850

City of Newton

Traffic Safety Committee

101 W 4th St S

Newton, IA 50208

18 August 2021

RECEIVED

AUG 2 3 2021

TIME: 10:05 Am

BY: Shawnda

To whom it may concern:

I live at 1233 S 6th Ave E and I have indeed observed cars parked on both sides of the street making the street only wide enough for a car to pass through, let alone a larger vehicle as a fire truck or ambulance. I agree that there should only be parking on one side of the street for S 6th Ave E and I would support the no parking on the south side of the street.

I also have a neighbor, that lives at 1218 S 6th Ave E, across the street from myself and they always park on the street directly across from the end of my driveway making it very difficult for me to back out of my own driveway. In fact in February 2021 I backed out of my driveway and ran into their car, causing me to make a report to my car insurance company with a $3K damage to their vehicle.

Could the no parking be on the north side of the street on S 6th Ave E so the above incident won't happen again?

Or may I suggest that if there is to be no parking on the south side of the street, I would like to have a no parking yellow stripe painted on the north side curb directly across from my driveway to prevent any parking at the end of my driveway and any future incidents.

Thank you

Maureen Wilkins

Maureen Wilkins

1233 S 6th Ave E

Newton, IA 50208

City of Newton Council Report

Item: Ordinance amending and updating the Code of Ordinances, City of Newton, Iowa, Title XI: Business Regulations, Chapter 111, "Peddlers, Solicitors and Transient Merchants."

Summary: Amending Peddlers, Solicitors, & Transient Merchant Code to include Mobile Food Unit (Food Truck) requirements

Financial Impact: None.

Report Number: 21-301

Date: November 15, 2021

Lead Department:
Community Development

Recommendation:
Approval

Proposal: To amend Newton City Code Chapter 111: Peddlers, Solicitors, and Transient Merchants by adding mobile food unit requirements in the City of Newton.

Background: With their growing popularity and presence, the Newton Planning and Zoning Commission was asked to review the regulation of food trucks and make a recommendation to City Council on the matter. Although Chapter 111 of the Newton City Code is not part of the zoning ordinance, food trucks do have an impact at the neighborhood level.

Mobile food units are not specifically regulated by the City of Newton, but they are regulated by the State of Iowa. To remain consistent with state code regulations, the proposed changes and additions to Chapter 111 of the Newton City Code align with the Iowa Code.

Specifically, the proposed ordinance requires the following:

- An application submitted no less than 10 days before event. The application asks for information such as contact info, a plot plan, duration of service, and vehicle info.
- An inspection by the Newton Fire Department.
- That certain locational criteria are met:
    - Cannot impede access to and from ADA parking stalls.
    - Not located on residential property, unless part of a City approved special event.
    - Not located on City of Newton owned property or right-of way, unless part of a City approved special event.
    - Minimum parking requirements, for the host site and food truck, together, are met.
    - No more than 3 consecutive days per week at the same location.
    - No obstruction to City right-of-way, including where a customer queue would be.
    - Cannot create a safety hazard (such as blocking a fire hydrant).
    - No free-standing or off-premise signs (signs mounted to the unit allowed).
    - No discharge of anything into sanitary or storm sewer.
    - The unit meets National Fire Protection Association (NFPA) guidelines and Iowa Department of Inspections and Appeals requirements.

- o Must be 200 feet away from brick and mortar restaurant, unless written permission is received.

License Fee: The ordinance does not specify an application or license fee. As normal course of business, application fees are not included within adopted ordinances, but rather are adopted by council through resolution. A resolution stipulating a license fee will be placed on the December 20, 2021 council agenda, aligning with the third reading of the ordinance. A suggested annual license fee of $100.00 would be consistent, but on the low side, with other similar metro communities.

Public Notice of Proposal: In advance of both the Planning and Zoning Commission meeting and the November 15th City Council meeting, public notices were published in the Newton Daily News.

In addition to publication of notice, the following webpage was created: www.newtongov.org/foodtruckinfo. This website featured a webinar, draft ordinance, NFPA guidelines for food trucks, and an embedded form to ask questions.

As of November 9th, the following analytics provide information on the public's interaction with the food truck webpage:

- According to Google Analytics, from November 1 – November 8 the landing page has had over 170 page views and the average time on the page is 3 minutes and 7 seconds.
- The YouTube video has been watched 55 times; 47 of those have been unique viewers and four have watched more than once.
- On November 4, an email went out to 847 recipients. According to MailChimp Analytics, 455 opened the email and 129 clicked links in email.

Community Marketing also pushed out an additional News Flash on Tuesday, November 9th.

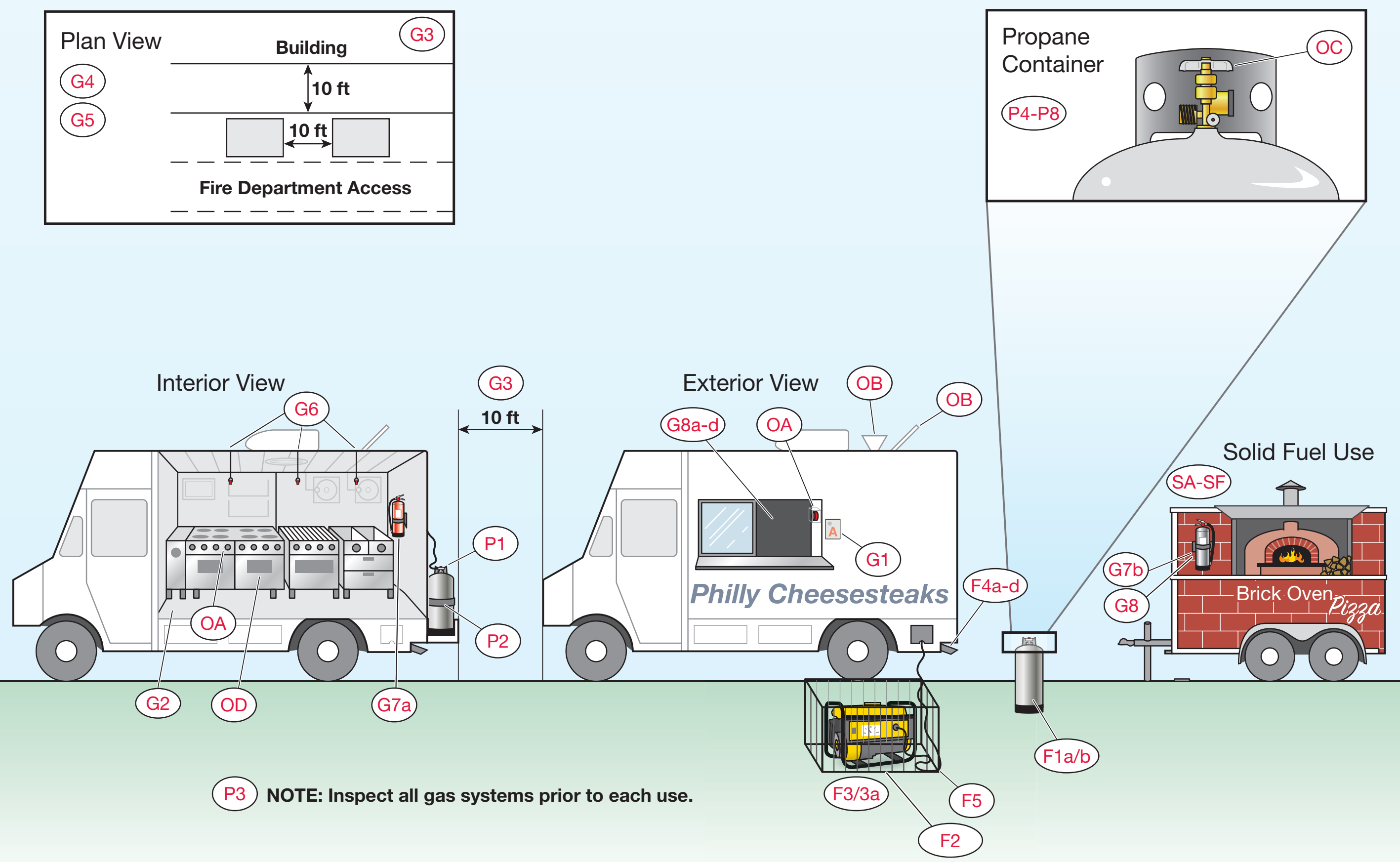
Planning and Zoning Recommendation: At their meeting on March 16th, the Planning and Zoning Commission recommended approval of the ordinance amendment, with the guidance that future adoption be delayed until after the 2021 food truck season, so as not to create confusion. That time has come, and the schedule, should council approve all three readings, would result in adoption by January 1, 2022.

Recommendation: Staff recommends approval of the ordinance.

Matt Muckler
City Administrator

FACT SHEET

FOOD TRUCK SAFETY



NFPA code references are provided at the end of each item. The red keys correspond to the NFPA food truck safety diagram. For more detailed information, see NFPA 1 and Annex B in NFPA 96.

General Safety Checklist

- ❑ Obtain license or permits from the local authorities. [**1:**1.12.8(a)] **G1**
- ❑ Ensure there is no public seating within the mobile food truck. [**1**:50.7.1.6.3] **G2**
- ❑ Check that there is a clearance of at least 10 ft away from buildings, structures, vehicles, and any combustible materials. [**96:**7.8.2; **96:**7.8.3 for carnivals only] **G3**
- ❑ Verify fire department vehicular access is provided for fire lanes and access roads. [**1:**18.2.4] **G4**
- ❑ Ensure clearance is provided for the fire department to access fire hydrants and access fire department connections. [**1:**13.1.3; **1:**13.1.4; **1:**13.1.5] **G5**
- ❑ Check that appliances using combustible media are protected by an approved fire extinguishing system. [**96:**10.1.2] **G6**
- ❑ Verify portable fire extinguishers have been selected and installed in kitchen cooking areas in accordance with NFPA 10. [**96:**10.9.3] **G7a**
- ❑ Where solid fuel cooking appliance produce grease-laden vapors, make sure the appliances are protected by listed fire-extinguishing equipment. [**96:**14.7.1] **G7b**
- ❑ Ensure that workers are trained in the following: [**96:**B.15.1]: **G8**
  - ❑ Proper use of portable fire extinguishers and extinguishing systems [**10:**1.2] **G8a**
  - ❑ Proper method of shutting off fuel sources [**96:**10.4.1] **G8b**
  - ❑ Proper procedure for notifying the local fire department [**1:**10.14.9 for carnivals only] **G8c**
  - ❑ Proper procedure for how to perform simple leak test on gas connections [**58:**6.16, **58:**6.17] **G8d**

FOOD TRUCK SAFETY *CONTINUED*

Fuel & Power Sources Checklist

- ❑ Verify that fuel tanks are filled to the capacity needed for uninterrupted operation during normal operating hours. [**1:**10.14.10.1 for carnivals only] **F1a**
- ❑ Ensure that refueling is conducted only during non-operating hours. [**96:**B.18.3] **F1b**
- ❑ Check that any engine-driven source of power is separated from the public by barriers, such as physical guards, fencing, or enclosures. [**96:**B.16.2.2] **F2**
- ❑ Ensure that any engine-driven source of power is shut down prior to refueling from a portable container. [**1:**11.7.2.1.2] **F3**
- ❑ Check that surfaces of engine-driven source of power are cool to the touch prior to refueling from a portable container. **F3a**
- ❑ Make sure that exhaust from engine-driven source of power complies with the following: **F4**
  - ❑ At least 10 ft in all directions from openings and air intakes [**96:**B.13] **F4a**
  - ❑ At least 10 ft from every means of egress [**96:**B.13] **F4b**
  - ❑ Directed away from all buildings [**1:**11.7.2.2] **F4c**
  - ❑ Directed away from all other cooking vehicles and operations [**1:**11.7.2.2] **F4d**
- ❑ Ensure that all electrical appliances, fixtures, equipment, and wiring complies with the NFPA 70®.[**96:**B.18] **F5**

Propane System Integrity Checklist

- ❑ Check that the main shutoff valve on all gas containers is readily accessible. [**58:**6.26.4.1(3)] **P1**
- ❑ Ensure that portable gas containers are in the upright position and secured to prevent tipping over. [**58:**6.26.3.4] **P2**
- ❑ Inspect gas systems prior to each use. [**96:**B.19.2.3] **P3**
- ❑ Perform leak testing on all new gas connections of the gas system. [**58:**6.16; **58:**6.17] **P4**
- ❑ Perform leak testing on all gas connections affected by replacement of an exchangeable container. [**58:**6.16; **58:**6.17] **P5**
- ❑ Document leak testing and make documentation available for review by the authorized official. [**58:**6.26.5.1(M)] **P6**
- ❑ Ensure that on gas system piping, a flexible connector is installed between the regulator outlet and the fixed piping system. [**58:**6.26.5.1(B)] **P7**
- ❑ Where a gas detection system is installed, ensure that it has been tested in accordance with the manufacturer's instructions. [**96:**B.19.2.1] **P8**

Operational Safety Checklist

- ❑ Do not leave cooking equipment unattended while it is still hot. (This is the leading cause of home structure fires and home fire injuries.) **OA**
- ❑ Operate cooking equipment only when all windows, service hatches, and ventilation sources are fully opened. [**96:**14.2.2; **96:**14.2.3] **OB**
- ❑ Close gas supply piping valves and gas container valves when equipment is not in use. [**58:**6.26.8.3] **OC**
- ❑ Keep cooking equipment, including the cooking ventilation system, clean by regularly removing grease. [**96:**11.4] **OD**

Solid Fuel Safety Checklist (Where Wood, Charcoal, Or Other Solid Fuel Is Used)

- ❑ Fuel is not stored above any heat-producing appliance or vent. [**96:**14.9.2.2] **SA**
- ❑ Fuel is not stored closer than 3 ft to any cooking appliance. [**96:**14.9.2.2] **SB**
- ❑ Fuel is not stored near any combustible flammable liquids, ignition sources, chemicals, and food supplies and packaged goods. [**96:**14.9.2.7] **SC**
- ❑ Fuel is not stored in the path of the ash removal or near removed ashes. [**96:**14.9.2.4] **SD**
- ❑ Ash, cinders, and other fire debris should be removed from the firebox at regular intervals and at least once a day. [**96:**14.9.3.6.1] **SE**
- ❑ Removed ashes, cinders, and other removed fire debris should be placed in a closed, metal container located at least 3 ft from any cooking appliance. [**96:**14.9.3.8] **SF**

NFPA RESOURCES

NFPA 1, *Fire Code*, 2018 Edition

NFPA 1 Fire Code Handbook, 2018 Edition

NFPA 58, *Liquefied Petroleum Gas Code*, 2017 Edition

LP-Gas Code Handbook, 2017 Edition

NFPA 70®, *National Electrical Code*®, 2017 Edition

National Electrical Code® Handbook, 2017 Edition

NFPA 96, *Standard for Ventilation Control and Fire Protection of Commercial Cooking Operations*, 2017 Edition

NFPA 96: Standard for Ventilation Control and Fire Protection of Commercial Cooking Operations Handbook, 2017 Edition

NOTE: This information is provided to help advance safety of mobile and temporary cooking operations. It is not intended to be a comprehensive list of requirements for mobile and temporary cooking operations. Check with the local jurisdiction for specific requirements. This safety sheet does not represent the official position of the NFPA or its Technical Committees. The NFPA disclaims liability for any personal injury, property, or other damages of any nature whatsoever resulting from the use of this information. For more information, go to nfpa.org/foodtrucksafety.

ORDINANCE NO. __________

ORDINANCE AMENDING AND UPDATING THE CODE OF ORDINANCES, CITY OF NEWTON, IOWA, TITLE XI: BUSINESS REGULATIONS, CHAPTER 111, "PEDDLERS, SOLICITORS AND TRANSIENT MERCHANTS"

WHEREAS, the established 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 or in the business of a transient merchant in the city;

WHEREAS, the city has a vested interest in ensuring safe operations of mobile food units and in confirming compliance with all applicable local, county, state, and federal regulations for health inspections, licensing, safety, and fire code requirements;

WHEREAS, the Planning & Zoning Commission, at their meeting on March 16, 2021, reviewed the amendments to Chapter 111 and unanimously recommended approval of the text amendments with a vote of 6-0;

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 XI: BUSINESS REGULATIONS, Chapter 111 "PEDDLERS, SOLICITORS AND TRANSIENT MERCHANTS" is hereby amended by <u>adding</u> or ~~deleting~~ the following:

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 ____________2021, after the final passage, approval and publication as provided by law.

PASSED this ____ day of ______________________, 2021.

APPROVED this ____ day of ______________________, 2021.

(SEAL)

____
Michael L. Hansen, 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 _______________________, 2021 and was published in the Newton Daily News, a newspaper of general circulation in the said City of Newton on the _____ day of _______________________, 2021.

Dated this ____ day of _______________________, 2021.

____
Katrina Davis, City Clerk

Attachment A.

CHAPTER 111: PEDDLERS, SOLICITORS, ~~AND~~ TRANSIENT MERCHANTS, AND MOBILE FOOD UNITS

Section

§ 111.01 PURPOSE.

The purpose of this chapter is to protect the residents of the city against fraud and ensure their safety by registering and licensing peddlers, solicitors, transient merchants, and mobile food units. (2011 Code, § 40.0101)

§ 111.02 DEFINITIONS.

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

MOBILE FOOD UNIT. Any type of annually licensed food or beverage establishment that is readily movable, which either operates up to three consecutive days at one location or returns to a home base of operation at the end of each day, as defined by Iowa Code Ch. 137F. A mobile food unit VENDOR is a person engaged in the business of selling food or beverages from a mobile food unit.

PEDDLER. Any person carrying goods or merchandise, or offering services, who sells or offers for sale for immediate delivery such goods, services or merchandise from house-to-house, business-to-business, office-to-office or upon the public street.

PUSHCART. A non-self-propelled vehicle food establishment limited to serving non-potentially hazardous foods or commissary-wrapped foods maintained at proper temperatures or precooked foods that require limited assembly, such as frankfurters, as defined by Iowa Code Ch. 137F.

SOLICITOR. Any person who solicits or attempts to solicit from house-to-house, business-to-business, office-to-office, by telephone from a location within the city limits, or upon the public street an order for goods, services, subscriptions or merchandise to be delivered at a future date.

TRANSIENT MERCHANT. Except as provided below, any person, firm or corporation who engages in a temporary or itinerant merchandising business in person or by telephone and, in the course of such a business, hires, leases or occupies any permanent building or permanent structure or part thereof, including a motel or hotel room, within the city limits, for any period of less than 60 days. Temporary association with a local merchant, dealer, trader or auctioneer, or conduct of such transient business in connection with, as part of or in the name of any local merchant, dealer, trader or auctioneer, shall not exempt any person, firm or corporation from being considered a TRANSIENT MERCHANT. The following persons are not TRANSIENT MERCHANTS: all persons, firms or corporations who engage in such temporary or itinerant merchandising businesses:

(1) Outside any permanent building or permanent structure on private or government property with the property owner's written consent;

(2) Within the common area of any commercial mall with the written consent of the manager of such commercial mall; or

(3) Within any permanent building or permanent structure owned, leased or controlled by any civic, service, charitable, benevolent or religious organization with the written consent of said organization.

(2011 Code, § 40.0102) (Ord. 2334, passed 5-21-2018)

§ 111.03 LICENSE REQUIRED.

Any person engaging in peddling, soliciting, ~~or~~ in the business of a transient merchant, or in the sale of food or beverage to the public from a temporary or mobile facility in the city without first obtaining a license as herein provided shall be in violation of this chapter. All such activity shall comply with all other local, county, state, or federal regulations, permits, and requirements. Although certain activities may be exempt from the licensing requirements of this chapter, any activity including food service to the public is expected to comply with all other local, county, and state requirements for health inspections, licensing, safety and fire code requirements.

(2011 Code, § 40.0103) (Ord. 2334, passed 5-21-2018) Penalty, see § 10.99

§ 111.04 LICENSE EXEMPTIONS.

The following are excluded from the application of this chapter:

(A) Newspapers. Persons delivering, collecting for or selling subscriptions to newspapers;

(B) Route sales. Persons who make regularly scheduled route deliveries;

(C) Resale or institutional use. Persons customarily calling on businesses or institutions for the purpose of selling products for resale or institutional use;

(D) Nonprofit organizations. Members of local Boy Scout, Girl Scout, Campfire, 4-H clubs, Future Farmers of America and similar nationally recognized nonprofit organizations, if the sales are to benefit the organization in its recognized operation and programs;

(E) Door-to-door sales; community improvement or benefit. Persons making door-to-door sales for the purpose of a community improvement or benefit approved by the City Council on behalf of nonprofit, tax-exempt corporations;

(F) Students. Students representing local schools conducting projects sponsored by organizations recognized by the schools;

(G) Youth sports organizations. City youth sports associations;

(H) Religious organizations. Representatives of religious organizations; and

(I) Political candidates and organizations. Political candidates and representatives of political organizations.

(J) Catering businesses: "catering" defined by IAC 481-30 as, "the preparation of food for distribution to an individual, business or organization for exclusive service to the individual's, businesses or organization's nonpaying guests, employees or members."

(K) Pushcarts; with appropriate approval from the Iowa Department of Inspection and Appeals and submittal of emergency contact information. A minimum forty-eight inch (48") open and direct walkway must be maintained for passing pedestrians at all times if the pushcart is located on a public sidewalk.

(L) Grilling and food preparation activities of brick-and-mortar establishments on the establishments' premises for immediate consumption by patrons or employees.

(M) Concession stands associated with sports or recreational venues that have been approved as part of a site plan.

(N) Community events approved by the City.

(2011 Code, § 40.0104) (Ord. 2334, passed 5-21-2018)

§ 111.05 LICENSE APPLICATION.

(A) PEDDLERS, SOLICITORS, AND TRANSIENT MERCHANTS: An application in writing shall be filed with the Clerk for a license under this chapter. Such application shall consist of a photocopy of the applicant's current state sales tax permit and a complete list of the names, permanent home and business addresses, and a copy of a government issued identification card and background check conducted by the Iowa Division of Criminal Investigation for each person or persons engaged in peddling, soliciting or transient merchandising. If the applicant claims to be an entity exempt from collecting state sales tax, but not otherwise exempt under the provisions of this chapter, the application shall consist of a form to be supplied by the City Clerk containing all of the information required on an application for a state sales tax permit and a complete list of the names, permanent home and business addresses, and a copy of a government issued identification card and background check conducted by the Iowa Division of Criminal Investigation for each person or persons engaged in peddling, soliciting or transient merchandising.

(B) MOBILE FOOD UNITS: A mobile food unit license is an annual license that expires one year from the date of approval and must be renewed prior to the first event after that date. Applications shall be filed with the City Clerk on the form provided by the City. No application request shall be accepted unless it conforms to the requirements of this chapter. This includes a complete and true application and all of the required materials and information prescribed, accompanied by the appropriate fee(s).

Application(s) shall be submitted not less than 10 business days prior to the proposed start date of mobile food unit sales. The City reserves the right to reject any application that is not submitted in a timely manner. The City Clerk, or designee, shall have the discretionary right to accept an application made less than 10 business days prior to the desired start date. Such application shall include the following:

(1) Full name of the applicant and applicant's contact information including mailing address, phone number, and e-mail address.

(2) State health inspection certificate including the classification level of the state license.

(3) Basic plot plan of the proposed location of the mobile food unit.

(4) Expressed written consent from the property owner to use the property on which the mobile food unit is proposed to operate including access to restrooms. The written consent must be kept in the unit at all times the unit is on a given property.

(5) Duration of the operation (specific date(s) for the proposed operation)

(6) Details about the vehicle:

a. Make, model, and year of vehicle to be used,

b. Overall size of the vehicle; length and width,

c. County, state, and license plate number,

d. Photograph(s) of the mobile food unit,

e. Description of the kitchen and/or cooking facilities, preparation area, and safety features (suppression system, etc.) of the mobile food unit.

(7) Fire Department signature on application confirming an approved inspection.

(8) Completed application and appropriate fee(s).

(2011 Code, § 40.0105) (Ord. 2334, passed 5-21-2018)

§ 111.06 MOBILE FOOD UNIT INSPECTION.

Mobile food units may be inspected by the Newton Fire Department prior to operations within the City of Newton. All Class III and IV mobile food units, as classified by the Iowa Department of Inspections and Appeals, shall have an acceptable fire suppression system, as determined by the Newton Fire Department.

(A) Inspections are required annually and prior to the sale of food or beverages to the public. It shall be the obligation of the mobile food unit vendor or designee to schedule the inspection with the Newton Fire Department and the request shall be submitted at least 48 hours prior to any planned operations.

(B) The mobile food unit shall be established and ready to serve patrons at the time of inspection.

(C) Upon completion of the annual inspection, if the Newton Fire Department determines that the mobile food unit passed the inspection, the Fire Chief or designee shall sign the mobile food unit license application and identify any conditions for operation as deemed appropriate as a result of said inspection.

(D) At its discretion, the Newton Fire Department may accept an inspection report of the mobile food unit from another city's fire inspector to satisfy the annual inspection requirement. Applicant is obligated to contact the Newton Fire Department to verify whether or not another community's inspection is adequate to fulfill the city of Newton's inspection requirements, to confirm the mobile food unit is compliant with all other applicable requirements, and/or to provide other documents as needed.

§ 111.07 MOBILE FOOD UNIT STANDARDS.

Mobile food units shall follow the Operation Guide established by the Iowa Department of Inspections and Appeals (DIA), as well as the standards outlined by the Food Truck Safety Fact Sheet provided by the National Fire Protection Association (NFPA) before operations may begin.

No mobile food unit may be operated on public property or encroach onto public rights-of-way except as part of a special event approved or authorized by the City of Newton (e.g., ice cream vendors, Farmers' Market, etc.). By allowing the mobile food unit on their property, the property owner or lessee jointly and severally with the vendor are responsible for compliance with this chapter and to ensure the performance standards listed below, the safety of pedestrians, and access of emergency vehicles to and around the site are maintained.

(A) All mobile food units must be parked on an off-street, all-weather surface.

(1) No mobile food unit shall be parked in or otherwise impede access to and from ADA parking spaces.

(2) No mobile food unit shall be allowed to operate on residential properties, except for a special event reviewed and authorized by the City Clerk, or designee.

(3) Minimum parking requirements and site circulation shall not be obstructed by the location of mobile food unit(s).

(4) No mobile food unit shall be left unattended on any site overnight, unless that property is under the ownership of the operator or the property owner provides written consent for the unit and it is in compliance with all other City code requirements.

(5) A mobile food unit shall conduct operations at one location a maximum of three consecutive days per week. Mobile food unit(s) shall return to their home base of operation a minimum of once every three days for thorough cleaning and sanitizing of the facility, disposal of waste water, and general maintenance of the unit.

(6) Mobile food unit(s) shall maintain a minimum distance of separation from any structure and any other mobile food unit as established by the National Fire Protection Association and Iowa Department of Inspection of Appeals. The distance shall be measured to the closest building or structure including awnings or canopies, tents, or membrane structures.

(7) The window or area where a patron orders and receives their purchase shall be located so as to not require a patron to stand or create a line that may cause an obstruction in the public right-of-way including public sidewalks, vehicle travel lanes, parking lot drive aisles, or any other related situation that may create a potential safety hazard.

(8) Mobile food unit(s) shall maintain at least two hundred (200) feet of separation from any brick-and-mortar restaurant within the corporate limits of Newton, unless expressed written consent from the owner of said restaurant is submitted accepting closer proximity.

(9) All mobile food units shall be located in such a manner so as to not create a safety hazard, such as: restricting emergency access or ingress/egress routes, blocking public sidewalks, obstructing access to fire hydrants or connections, creating a visual impediment for the general public at drive entrances, intersections, pedestrian crossings, etc.

(B) Signs are limited to those that are attached to the exterior of the mobile food unit and must be mounted flat against the unit and not project more than six (6) inches from the exterior of the unit. No freestanding signs, banners, flags, etc. are allowed. Off-premises signs directing patrons to the mobile food unit are prohibited.

(C) Mobile food units shall serve patrons who are on foot only; drive-up service to the mobile food unit is prohibited.

(D) During hours of operation, the mobile food unit vendor shall provide a trash receptacle for use by patrons and shall keep the area around the unit clear of litter and debris at all times.

(E) All food service operations must be conducted within the mobile food unit. One table and one tent are allowed per mobile food unit if utilized within immediate proximity of the mobile food unit.

(F) Mobile food units are prohibited from dumping or discharging anything into storm and sanitary sewers. No mobile food unit shall connect to city-owned electrical or water sources without expressed written approval from the City of Newton Public Works Director, or designee.

§ 111.08 BOND REQUIRED.

Before a license under this chapter is issued to a transient merchant, an application shall provide to the Clerk evidence that the applicant has filed a bond with the Secretary of State in accordance with Iowa Code Ch. 9C.

(Ord. 2334, passed 5-21-2018)

§ 111~~.07~~ .09 LICENSE FEES.

Licenses shall be issued with a fee, which is established by resolution.

(2011 Code, § 40.0106) (Ord. 2334, passed 5-21-2018)

§ 111~~.08~~ .10 LICENSE ISSUANCE, SURRENDER, WITHDRAWAL, OR MODIFICATION.

If the Clerk finds the application is completed in conformance with § 111.05 of this chapter, a license shall be issued immediately. Any licensee who surrenders his or her license prior to the date of expiration shall not be entitled to a refund of any portion of the fee. Any application received shall be deemed withdrawn if it has been held in abeyance, awaiting the submittal of additional requested information from the applicant, or if the applicant has not communicated in writing with the City and made reasonable progress within 30 days from the last written notification from the City to the applicant. The application fee is nonrefundable. Any application deemed withdrawn shall require submission of a new application and fee(s) to begin a new review and approval process. A new application and inspection shall be required if a mobile food unit vendor changes the food or beverage being offered during the term of an issued license that would modify the designation of the mobile food unit to a higher state licensing level classification.

(2011 Code, § 40.0107) (Ord. 2334, passed 5-21-2018)

§ 111~~.09~~ .11 LICENSE DISPLAY.

Each solicitor or peddler shall, at all times while doing business in the city, keep in his or her possession the license provided for in § 111.08 of this chapter and shall, upon the request of prospective customers, exhibit the license as evidence that he or she has complied with all requirements of this chapter. Each transient merchant shall display publicly his or her license in his or her place of business. Each mobile food unit shall display publicly the license in the upper left (passenger side) of the front windshield or the left front side of a trailer or cart.

(2011 Code, § 40.0108) (Ord. 2334, passed 5-21-2018)

§ 111~~.10~~ .12 LICENSE NOT TRANSFERABLE.

Licenses issued under the provisions of this chapter are not transferable in any situation and are to be licensed separately and individually. ~~applicable to the person filing the application~~.

(2011 Code, § 40.0109) (Ord. 2334, passed 5-21-2018)

§ 111~~.11~~ .13 TIME RESTRICTION.

All peddler's and solicitor's licenses shall provide that said licenses are in force and effect only between the hours of 8:00 a.m. and 6:00 p.m. Monday through Friday and between 9:00 a.m. and 1:00 p.m. on Saturday. Sunday sales are prohibited. Mobile food units that operate on any property that is abutting a residential zoning district shall be limited to hours of operation between 7:00 a.m. and 10:30 p.m., unless authorized by the City Clerk's office.

(Ord. 2334, passed 5-21-2018)

§ 111~~.12~~ .14 UNLAWFUL ACTS AND SUSPENSION OR REVOCATION OF LICENSE.

(A) Unlawful acts.

(1) Fraudulent representation/harassment. No licensee shall falsely or fraudulently misrepresent the quality, character or quantity of any article, item or commodity offered for sale or sell any unwholesome or tainted food or foodstuffs. No licensee shall harass, intimidate, coerce or threaten any individual to induce a sale.

(2) Prohibited soliciting. No solicitor shall do business or attempt to do business upon any property on which is posted notice that peddling and/or soliciting is prohibited.

(3) Soliciting without a license. Except as otherwise provided, it shall be unlawful to solicit as defined in this chapter without a valid license or permit.

(4) Supervisor or employer. No person supervising or employing another to solicit or conduct transient merchandising or from a mobile food unit as defined in this chapter shall knowingly allow a person under his or her supervision or employment to engage in an unlawful act as defined in this section. Each unlawful act by each employee or supervised person may be charged as a separate offense. There shall be a rebuttable presumption that the supervisor or employer has knowledge of the unlawful acts if a police officer or employee of the City Clerk's office gives notice to the supervisor or employer of the unlawful acts and, subsequently, further unlawful acts are committed by the employee or person supervised.

(B) Suspension or revocation of license. For any of the reasons set both below in this section, the Clerk may suspend any license issued under this chapter:

(1) Fraudulent statements. The licensee has made fraudulent statements in his or her application for the license or in the conduct of the business;

(2) Violation of law. The licensee has violated this chapter or any other chapter of this code or has otherwise conducted his or her business in an unlawful manner;

(3) Endangered public welfare, health or safety. The licensee has conducted the business in a manner as to endanger the public welfare, safety order or morals; or

(4) Multiple complaints. The Clerk has received and investigated three or more founded written complaints during the licensed period from residents of the city who are dissatisfied with the manner in which the licensee is conducting business.

(Ord. 2334, passed 5-21-2018)

§ 111~~.13~~ .15 NOTICE.

The Clerk shall immediately serve notice to the licensee either in person or by regular mail to the licensee's local address of the license suspension and of the hearing of the possible revocation of license, as set forth in § 111.15. The notice shall contain particulars of the complaints against the licensee, the ordinance provisions or state statutes allegedly violated, and the date, time and place for the hearing on the matter.

(Ord. 2334, passed 5-21-2018)

§ 111~~.14~~ .16 RECORD AND DETERMINATION.

The Police Chief or designee shall make and record findings of fact and conclusions of law, and shall revoke a license only when upon review of the entire record the Police Chief finds clear and convincing evidence of substantial violation of this chapter or state law.

(Ord. 2334, passed 5-21-2018)

§ 111~~.15~~ .17 APPEAL.

(A) If the Police Chief or designee revokes or refuses to issue a license, the Police Chief or designee shall make a part of the record the reasons therefor.

(B) The licensee, or the applicant, shall have a right to a hearing before the City Administrator.

(C) The City Administrator may reverse, modify or affirm the decision of the Police Chief and the Police Chief shall carry out the decision of the City Administrator.

(Ord. 2334, passed 5-21-2018)

§ 111~~.16~~ .18 EFFECT OF REVOCATION.

Revocation of any license shall bar the licensee from being eligible for any license under this chapter for a period of one year from the date of the revocation.

(Ord. 2334, passed 5-21-2018)

§ 111.~~17~~ .19 REBATES.

No rebates of fees paid shall be given.

(Ord. 2334, passed 5-21-2018)

§ 111~~.18~~ .20 CHARITABLE AND NONPROFIT ORGANIZATIONS.

(A) Authorized representatives of charitable organizations exempt from federal taxation and/or nonprofit organizations, including those organizations operating under the provisions of Iowa Code Ch. 504 and/or are exempt from taxation under § 501 (c)(3) of the United States Internal Revenue Code, shall be subject to the requirements of this chapter except that they shall not be required to submit permit fees, nor provide a bond, nor shall they be required to submit an application under § 111.05. In lieu of this application, all organizations shall be ~~reguired~~ required to submit in writing to the City Clerk the following information:

(1) Name of organization;

(2) Federal identification number;

(3) A description of the proposed activity, including use for any money solicited;

(4) Period during which activities will take place;

(5) Whether any commissions, fees or wages are to be charged by the solicitor for his or her efforts and the amount thereof;

(6) Names and addresses of officers and directors of the organization; and

(7) Names and addresses of all people who will be soliciting or distributing in the name of the organization.

(B) If the Clerk finds the organization is a bona fide charity or nonprofit organization entitled to an exemption under this section and if the Clerk finds that all ~~reguired~~ required information has been submitted in writing, then the Clerk shall issue a license free of charge. In the event the Clerk denies the exemption, the authorized representatives of the organization may appeal the decision to the City Administrator, as provided in § 111.15.

(Ord. 2334, passed 5-21-2018)

§ 111~~.19~~ .21 PEDESTRIAN USE OF THE ROADWAY FOR THE PURPOSE OF SOLICITING CHARITABLE CONTRIBUTIONS OR DONATIONS.

No person shall stand in a roadway, including the roadway medians, curbs, traffic islands, shoulders and crosswalks, for the purpose of soliciting charitable contributions or donations from the driver or occupant(s) of any vehicle, without first receiving permission from the City Council and meeting the administrative guidelines specified and available upon request from the City Clerk.

(Ord. 2334, passed 5-21-2018)

City of Newton Council Report

Item: Resolution Approving the Annual Urban Renewal Report for Fiscal Year 2020-2021

Summary: Resolution Approving the Annual Urban Renewal Report for Fiscal Year 2020-2021

Financial Impact:
No Financial Impact

Report Number: 21-302

Date: November 15, 2021

Lead Department:
Administration

Recommendation:
Approval

Background:

Urban Renewal law requires cities to file an annual urban renewal report each year by December 1st. The attached report documents all activities as it relates to each urban renewal area the city has created.

Presently, the city has 14 urban renewal areas in existence and in FY21 eight URA's had activity or fund balances. The report states the beginning fund balance of all URA's on 7-1-20 was -$174,769 and the ending balance on 6-30-21 was $99,832. The total revenues for all URA's were $3,062,360 and expenses were $2,787,759 in FY21.

All urban renewal plans and maps and any amendments that were completed during the FY21 year are also uploaded to the Department of Management website for public viewing and are not included in the attached report.

Recommendation:

Staff recommends approval of the attached resolution approving the annual urban renewal report for FY21.

Matt Muckler
City Administrator

RESOLUTION NO. 2021- ____

RESOLUTION APPROVING THE ANNUAL URBAN RENEWAL REPORT FOR FISCAL YEAR 2020-2021

WHEREAS, the City of Newton has established Urban Renewal Areas and Tax Increment Finance Districts throughout the City; and

WHEREAS, the City is required to file an annual Urban Renewal Report to the Department of Management each year and report all activities related to all Urban Renewal Areas; and

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Newton, Iowa approves the attached Annual Urban Renewal report for fiscal year 2021 and the attached report will be filed with the Department of Management before December 1, 2021 as required by law.

PASSED this 15th day of November, 2021.

APPROVED this _____ of November, 2021.

____
Michael L. Hansen, Mayor

ATTEST:

____
Katrina Davis, City Clerk

Annual Urban Renewal Report, Fiscal Year 2020 - 2021

Levy Authority Summary

Local Government Name: NEWTON
Local Government Number: 50G469

Active Urban Renewal Areas	U.R. #	# of Tif Taxing Districts
NEWTON NORTH CENTRAL URBAN RENEWAL	50009	3
NEWTON CARDINAL RIDGE HOUSING URBAN RENEWAL	50010	1
NEWTON EAST 12TH STREET URBAN RENEWAL	50014	1
NEWTON SOUTHWEST ECONOMIC DEVELOPMENT URBAN RENEWAL	50017	5
NEWTON 1ST AVE EAST URBAN RENEWAL	50021	1
NEWTON AURORA URBAN RENEWAL	50022	1
NEWTON EAST-MART URBAN RENEWAL	50035	2
NEWTON MCCANN URBAN RENEWAL	50036	1
NEWTON PLANT TWO URBAN RENEWAL	50037	1
NEWTON SPEEDWAY/PRAIRIE FIRE UR	50038	5
NEWTON CITY SSMID NORTH CNTRL UR	50041	3
PHOENIX NEWTON URBAN RENEWAL	50042	1
NEWTON SPORTS ENTERTAINMENT UR	50043	1
NEWTON FAIRMEADOWS NORTH HOUSING UR	50044	1

TIF Debt Outstanding: **22,091,101**

TIF Sp. Rev. Fund Cash Balance as of 07-01-2020:	**-174,769**	**21,604**	**Amount of 07-01-2020 Cash Balance Restricted for LMI**
TIF Revenue:	2,318,075		
TIF Sp. Revenue Fund Interest:	5,021		
Property Tax Replacement Claims	53,264		
Asset Sales & Loan Repayments:	686,000		
Total Revenue:	**3,062,360**		
Rebate Expenditures:	144,840		
Non-Rebate Expenditures:	2,642,919		
Returned to County Treasurer:	0		
Total Expenditures:	**2,787,759**		
TIF Sp. Rev. Fund Cash Balance as of 06-30-2021:	**99,832**	**21,604**	**Amount of 06-30-2021 Cash Balance Restricted for LMI**

Year-End Outstanding TIF Obligations, Net of TIF Special Revenue Fund Balance: **19,203,510**

♣ Annual Urban Renewal Report, Fiscal Year 2020 - 2021

Urban Renewal Area Data Collection

Local Government Name:	NEWTON (50G469)
Urban Renewal Area:	NEWTON NORTH CENTRAL URBAN RENEWAL
UR Area Number:	50009
UR Area Creation Date:	12/1987
UR Area Purpose:	See Plan Documents

Tax Districts within this Urban Renewal Area	Base No.	Increment No.	Increment Value Used
NEWTON CITY/NEWTON SCH/NEWTON NORTH CENTRAL UR ORIG DIST TIF INCREM	500103	500105	21,683,113
NEWTON CITY/NEWTON SCH/NEWTON NORTH CENTRAL UR 1991 AMENDMENT #1 TIF INCREM	500134	500135	169
NEWTON CITY/NEWTON SCH/NEWTON NORTH CENTRAL UR 3 INCREM	500419	500420	2,761,613

Urban Renewal Area Value by Class - 1/1/2019 for FY 2021

	Agricultural	Residential	Commercial	Industrial	Other	Military	Total	Gas/Electric Utility	Total
Assessed	0	30,194,960	8,980,620	1,548,080	0	-31,484	41,587,296	0	41,587,296
Taxable	0	16,629,671	8,082,558	1,393,272	0	-31,484	26,711,791	0	26,711,791
Homestead Credits									69

TIF Sp. Rev. Fund Cash Balance as of 07-01-2020:	**67,418**	**0**	**Amount of 07-01-2020 Cash Balance Restricted for LMI**

TIF Revenue:	1,005,057
TIF Sp. Revenue Fund Interest:	2,415
Property Tax Replacement Claims	4,541
Asset Sales & Loan Repayments:	0
Total Revenue:	**1,012,013**

Rebate Expenditures:	144,840
Non-Rebate Expenditures:	814,176
Returned to County Treasurer:	0
Total Expenditures:	**959,016**

TIF Sp. Rev. Fund Cash Balance as of 06-30-2021:	**120,415**	**0**	**Amount of 06-30-2021 Cash Balance Restricted for LMI**

Projects For NEWTON NORTH CENTRAL URBAN RENEWAL

N 4 Ave Road Rehabilitation

Description:	N 4th Ave Road Rehabilitation
Classification:	Roads, Bridges & Utilities
Physically Complete:	Yes
Payments Complete:	No

N 2nd Ave W Road Overlay

Description:	N 2nd Ave W Road Overlay
Classification:	Roads, Bridges & Utilities
Physically Complete:	Yes
Payments Complete:	No

Gas Plant Environmental Cleanup

Description:	Gas Plant Environmental Cleanup
Classification:	Industrial/manufacturing property
Physically Complete:	No
Payments Complete:	No

Downtown Concept Design

Description:	Downtown Concept Design
Classification:	Commercial - retail
Physically Complete:	Yes
Payments Complete:	No

Lining of Sewer

Description:	Lining of Sewer
Classification:	Roads, Bridges & Utilities
Physically Complete:	Yes
Payments Complete:	No

Newton Senior Residence

Description:	Property Tax Rebate
Classification:	Commercial - apartment/condos (residential use, classified commercial)
Physically Complete:	Yes
Payments Complete:	No

Main Street

Description:	Main Street
Classification:	Main Street Iowa Program-Iowa Economic Development Authority
Physically Complete:	Yes
Payments Complete:	No

Frantz Grant

Description:	Frantz Grant

Classification:	Mixed use property (ie: a significant portion is residential and significant portion is commercial)
Physically Complete:	Yes
Payments Complete:	No

Development Assistance Downtown

Description:	Development Assistance Downtown
Classification:	Mixed use property (ie: a significant portion is residential and significant portion is commercial)
Physically Complete:	No
Payments Complete:	No

Facade Grants & Downtown Loans

Description:	Facade Grants & Downtown Loans
Classification:	Commercial - retail
Physically Complete:	No
Payments Complete:	No

S 2nd Ave Reconstruction

Description:	S 2nd Avenue Reconstruction
Classification:	Roads, Bridges & Utilities
Physically Complete:	Yes
Payments Complete:	No

Parking Lots

Description:	Parking Lots
Classification:	Roads, Bridges & Utilities
Physically Complete:	Yes
Payments Complete:	No

Library Remodel

Description:	Library Remodel
Classification:	Municipal and other publicly-owned or leased buildings
Physically Complete:	Yes
Payments Complete:	No

DMACC 28E Agreement

Description:	Capital Improvements/Repairs/Infrastructure at Legacy Plaza
Classification:	Mixed use property (ie: a significant portion is residential and significant portion is commercial)
Physically Complete:	No
Payments Complete:	No

2nd Story Housing Grants

Description:	2nd Story Housing Grants in Downtown
Classification:	Residential property (classified residential)
Physically Complete:	No
Payments Complete:	No

Hotel Maytag Renovation

Description:	Historic Renovation of Hotel Maytag

Classification:	Mixed use property (ie: a significant portion is residential and significant portion is commercial)
Physically Complete:	Yes
Payments Complete:	No

DMACC Property Tax Rebates

Description:	DMACC Property Tax Rebates
Classification:	Commercial - office properties
Physically Complete:	Yes
Payments Complete:	No

Lion Development Tax Rebates

Description:	Lion Development Tax Rebates
Classification:	Commercial - apartment/condos (residential use, classified commercial)
Physically Complete:	Yes
Payments Complete:	No

Traffic Signals

Description:	Traffic Signals
Classification:	Roads, Bridges & Utilities
Physically Complete:	Yes
Payments Complete:	No

PW Building Renovations

Description:	PW Building Renovations
Classification:	Municipal and other publicly-owned or leased buildings
Physically Complete:	Yes
Payments Complete:	No

19/20 Court & Recording

Description:	19/20 Court & Recording
Classification:	Administrative expenses
Physically Complete:	Yes
Payments Complete:	Yes

20/21 Marketing

Description:	20/21 Marketing
Classification:	Administrative expenses
Physically Complete:	Yes
Payments Complete:	Yes

20/21 NDC Contributions

Description:	20/21 NDC contributions
Classification:	Administrative expenses
Physically Complete:	Yes
Payments Complete:	Yes

LED Streetscape Lights & Pain

Description:	LED Streetscape Lights & Pain
Classification:	Roads, Bridges & Utilities
Physically Complete:	No

Payments Complete:	No

Downtown Str Wiring LED#2

Description:	Downtown Street Wiring LED #2
Classification:	Roads, Bridges & Utilities
Physically Complete:	No
Payments Complete:	No

NW Parking Lot Lighting

Description:	NW Parking Lot Lighting
Classification:	Roads, Bridges & Utilities
Physically Complete:	No
Payments Complete:	No

W 3 St N HMA Overlay

Description:	W 3 St N HMA Overlay
Classification:	Roads, Bridges & Utilities
Physically Complete:	No
Payments Complete:	No

Debts/Obligations For NEWTON NORTH CENTRAL URBAN RENEWAL

2015A Bond

Debt/Obligation Type:	Gen. Obligation Bonds/Notes
Principal:	485,000
Interest:	40,010
Total:	525,010
Annual Appropriation?:	No
Date Incurred:	06/30/2015
FY of Last Payment:	2025

Main Street 20/21

Debt/Obligation Type:	Internal Loans
Principal:	25,000
Interest:	0
Total:	25,000
Annual Appropriation?:	No
Date Incurred:	12/01/2020
FY of Last Payment:	2021

2015B Bonds

Debt/Obligation Type:	Gen. Obligation Bonds/Notes
Principal:	811,632
Interest:	56,292
Total:	867,924
Annual Appropriation?:	No
Date Incurred:	06/01/2015
FY of Last Payment:	2025

2017A Bond

Debt/Obligation Type:	Gen. Obligation Bonds/Notes
Principal:	308,000
Interest:	44,485
Total:	352,485
Annual Appropriation?:	No
Date Incurred:	08/22/2017
FY of Last Payment:	2028

2017B Bond

Debt/Obligation Type:	Gen. Obligation Bonds/Notes
Principal:	76,000
Interest:	7,350
Total:	83,350
Annual Appropriation?:	No
Date Incurred:	08/22/2017
FY of Last Payment:	2028

2017C Bond

Debt/Obligation Type:	Gen. Obligation Bonds/Notes
Principal:	1,813,065
Interest:	427,736

Total:	2,240,801
Annual Appropriation?:	No
Date Incurred:	12/06/2017
FY of Last Payment:	2032

Newton Development Corp FY 20/21

Debt/Obligation Type:	Internal Loans
Principal:	19,500
Interest:	0
Total:	19,500
Annual Appropriation?:	No
Date Incurred:	12/01/2020
FY of Last Payment:	2021

Lion Development

Debt/Obligation Type:	Rebates
Principal:	110,166
Interest:	0
Total:	110,166
Annual Appropriation?:	Yes
Date Incurred:	06/14/2018
FY of Last Payment:	2030

DMACC

Debt/Obligation Type:	Rebates
Principal:	17,184
Interest:	0
Total:	17,184
Annual Appropriation?:	Yes
Date Incurred:	03/15/2017
FY of Last Payment:	2022

Hotel Maytag Investors

Debt/Obligation Type:	Rebates
Principal:	0
Interest:	0
Total:	0
Annual Appropriation?:	Yes
Date Incurred:	09/15/2017
FY of Last Payment:	2029

2019A Bond

Debt/Obligation Type:	Gen. Obligation Bonds/Notes
Principal:	1,475,000
Interest:	714,125
Total:	2,189,125
Annual Appropriation?:	No
Date Incurred:	04/16/2019
FY of Last Payment:	2038

2019B Bond

Debt/Obligation Type:	Gen. Obligation Bonds/Notes
Principal:	2,115,000
Interest:	712,298
Total:	2,827,298

Annual Appropriation?:	No
Date Incurred:	04/16/2019
FY of Last Payment:	2034

19/20 Court & Recording Exp

Debt/Obligation Type:	Internal Loans
Principal:	3,299
Interest:	0
Total:	3,299
Annual Appropriation?:	No
Date Incurred:	12/01/2020
FY of Last Payment:	2021

20/21 Marketing

Debt/Obligation Type:	Internal Loans
Principal:	9,131
Interest:	0
Total:	9,131
Annual Appropriation?:	No
Date Incurred:	12/01/2020
FY of Last Payment:	2021

Newton Senior Residence

Debt/Obligation Type:	Rebates
Principal:	17,490
Interest:	0
Total:	17,490
Annual Appropriation?:	Yes
Date Incurred:	03/18/2014
FY of Last Payment:	2026

2020C Bonds

Debt/Obligation Type:	Gen. Obligation Bonds/Notes
Principal:	495,830
Interest:	14,136
Total:	509,966
Annual Appropriation?:	No
Date Incurred:	10/23/2020
FY of Last Payment:	2024

2021A Bonds

Debt/Obligation Type:	Gen. Obligation Bonds/Notes
Principal:	620,000
Interest:	165,475
Total:	785,475
Annual Appropriation?:	No
Date Incurred:	04/21/2021
FY of Last Payment:	2040

Non-Rebates For NEWTON NORTH CENTRAL URBAN RENEWAL

TIF Expenditure Amount:	72,085
Tied To Debt:	2015A Bond
Tied To Project:	Frantz Grant

TIF Expenditure Amount:	23,670
Tied To Debt:	2015A Bond
Tied To Project:	Development Assistance Downtown

TIF Expenditure Amount:	11,835
Tied To Debt:	2015A Bond
Tied To Project:	Facade Grants & Downtown Loans

TIF Expenditure Amount:	151,242
Tied To Debt:	2015B Bonds
Tied To Project:	S 2nd Ave Reconstruction

TIF Expenditure Amount:	22,402
Tied To Debt:	2015B Bonds
Tied To Project:	Parking Lots

TIF Expenditure Amount:	43,548
Tied To Debt:	2017A Bond
Tied To Project:	DMACC 28E Agreement

TIF Expenditure Amount:	10,596
Tied To Debt:	2017B Bond
Tied To Project:	Library Remodel

TIF Expenditure Amount:	5,094
Tied To Debt:	2017C Bond
Tied To Project:	Library Remodel

TIF Expenditure Amount:	69,408
Tied To Debt:	2017C Bond
Tied To Project:	DMACC 28E Agreement

TIF Expenditure Amount:	9,279
Tied To Debt:	2017C Bond
Tied To Project:	2nd Story Housing Grants

TIF Expenditure Amount:	102,702
Tied To Debt:	2017C Bond
Tied To Project:	Hotel Maytag Renovation

TIF Expenditure Amount:	25,000
Tied To Debt:	Main Street 20/21
Tied To Project:	Main Street

TIF Expenditure Amount:	3,299
Tied To Debt:	19/20 Court & Recording Exp
Tied To Project:	19/20 Court & Recording

TIF Expenditure Amount:	9,131
Tied To Debt:	20/21 Marketing
Tied To Project:	20/21 Marketing

TIF Expenditure Amount:	19,500
Tied To Debt:	Newton Development Corp FY 20/21
Tied To Project:	20/21 NDC Contributions

TIF Expenditure Amount:	20,411
Tied To Debt:	2019A Bond
Tied To Project:	Traffic Signals

TIF Expenditure Amount:	4,842
Tied To Debt:	2019A Bond
Tied To Project:	Parking Lots

TIF Expenditure Amount:	2,784
Tied To Debt:	2019A Bond
Tied To Project:	Gas Plant Environmental Cleanup

TIF Expenditure Amount:	13,269
Tied To Debt:	2019B Bond
Tied To Project:	DMACC 28E Agreement

TIF Expenditure Amount:	11,374
Tied To Debt:	2019B Bond
Tied To Project:	PW Building Renovations

TIF Expenditure Amount:	45,495
Tied To Debt:	2019B Bond
Tied To Project:	Hotel Maytag Renovation

TIF Expenditure Amount:	79,307
Tied To Debt:	2020C Bonds
Tied To Project:	N 4 Ave Road Rehabilitation

TIF Expenditure Amount:	31,833
Tied To Debt:	2020C Bonds
Tied To Project:	N 2nd Ave W Road Overlay

TIF Expenditure Amount:	13,721
Tied To Debt:	2020C Bonds
Tied To Project:	Gas Plant Environmental Cleanup

TIF Expenditure Amount:	8,233
Tied To Debt:	2020C Bonds
Tied To Project:	Downtown Concept Design

TIF Expenditure Amount:	4,116
Tied To Debt:	2020C Bonds
Tied To Project:	Lining of Sewer

Rebates For NEWTON NORTH CENTRAL URBAN RENEWAL

403 W 4 St N

TIF Expenditure Amount:	17,184
Rebate Paid To:	DMACC
Tied To Debt:	DMACC
Tied To Project:	DMACC Property Tax Rebates
Projected Final FY of Rebate:	2022

320 W 3 St N

TIF Expenditure Amount:	110,166
Rebate Paid To:	Lion Development Group
Tied To Debt:	Lion Development
Tied To Project:	Lion Development Tax Rebates
Projected Final FY of Rebate:	2031

222 N 4 Ave W

TIF Expenditure Amount:	17,490
Rebate Paid To:	Newton Senior Residence
Tied To Debt:	Newton Senior Residence
Tied To Project:	Newton Senior Residence
Projected Final FY of Rebate:	2026

TIF Taxing District Data Collection

Local Government Name: NEWTON (50G469)
Urban Renewal Area: NEWTON NORTH CENTRAL URBAN RENEWAL (50009)
TIF Taxing District Name: NEWTON CITY/NEWTON SCH/NEWTON NORTH CENTRAL UR ORIG DIST TIF INCREM
TIF Taxing District Inc. Number: 500105

TIF Taxing District Base Year: 1986
FY TIF Revenue First Received: 1988
Subject to a Statutory end date? No

	UR Designation
Slum	No
Blighted	12/1987
Economic Development	12/1987

TIF Taxing District Value by Class - 1/1/2019 for FY 2021

	Agricultural	Residential	Commercial	Industrial	Other	Military	Total	Gas/Electric Utility	Total
Assessed	0	28,646,780	6,068,600	1,548,080	0	-24,076	36,391,024	0	36,391,024
Taxable	0	15,777,019	5,461,740	1,393,272	0	-24,076	22,715,999	0	22,715,999
Homestead Credits									57

	Frozen Base Value	Max Increment Value	Increment Used	Increment Not Used	Increment Revenue Not Used
Fiscal Year 2021	14,731,988	21,683,112	21,683,113	-1	0

FY 2021 TIF Revenue Received: 1,005,057

TIF Taxing District Data Collection

Local Government Name: NEWTON (50G469)
Urban Renewal Area: NEWTON NORTH CENTRAL URBAN RENEWAL (50009)
TIF Taxing District Name: NEWTON CITY/NEWTON SCH/NEWTON NORTH CENTRAL UR 1991 AMENDMENT #1 TIF INCREM
TIF Taxing District Inc. Number: 500135

TIF Taxing District Base Year: 1990
FY TIF Revenue First Received: 1992
Subject to a Statutory end date? No

	UR Designation
Slum	No
Blighted	12/1987
Economic Development	12/1987

TIF Taxing District Value by Class - 1/1/2019 for FY 2021

	Agricultural	Residential	Commercial	Industrial	Other	Military	Total	Gas/Electric Utility	Total
Assessed	0	0	1,371,310	0	0	0	1,371,310	0	1,371,310
Taxable	0	0	1,234,179	0	0	0	1,234,179	0	1,234,179
Homestead Credits									0

	Frozen Base Value	Max Increment Value	Increment Used	Increment Not Used	Increment Revenue Not Used
Fiscal Year 2021	1,371,141	169	169	0	0

FY 2021 TIF Revenue Received: 0

TIF Taxing District Data Collection

Local Government Name: NEWTON (50G469)
Urban Renewal Area: NEWTON NORTH CENTRAL URBAN RENEWAL (50009)
TIF Taxing District Name: NEWTON CITY/NEWTON SCH/NEWTON NORTH CENTRAL UR 3 INCREM
TIF Taxing District Inc. Number: 500420

TIF Taxing District Base Year: 2012
FY TIF Revenue First Received:
Subject to a Statutory end date? No

	UR Designation
Slum	No
Blighted	No
Economic Development	No

TIF Taxing District Value by Class - 1/1/2019 for FY 2021

	Agricultural	Residential	Commercial	Industrial	Other	Military	Total	Gas/Electric Utility	Total
Assessed	0	1,548,180	1,540,710	0	0	-7,408	3,824,962	0	3,824,962
Taxable	0	852,652	1,386,639	0	0	-7,408	2,761,613	0	2,761,613
Homestead Credits									12

	Frozen Base Value	Max Increment Value	Increment Used	Increment Not Used	Increment Revenue Not Used
Fiscal Year 2021	1	2,761,613	2,761,613	0	0

FY 2021 TIF Revenue Received: 0

♦ Annual Urban Renewal Report, Fiscal Year 2020 - 2021

Urban Renewal Area Data Collection

Local Government Name:	NEWTON (50G469)
Urban Renewal Area:	NEWTON CARDINAL RIDGE HOUSING URBAN RENEWAL
UR Area Number:	50010
UR Area Creation Date:	12/2017
UR Area Purpose:	To assist in providing land and resources for new and expanded residential development and provide infrastructure, services, and facilities for such development in the Cardinal Ridge subdivision in Newton Iowa.

Tax Districts within this Urban Renewal Area

Tax Districts within this Urban Renewal Area	Base No.	Increment No.	Increment Value Used
NEWTON CARDINAL RIDGE HOUSING UR TIF INC 2018	500432	500433	742,336

Urban Renewal Area Value by Class - 1/1/2019 for FY 2021

	Agricultural	Residential	Commercial	Industrial	Other	Military	Total	Gas/Electric Utility	Total
Assessed	0	1,347,880	0	0	0	0	1,347,880	0	1,347,880
Taxable	0	742,336	0	0	0	0	742,336	0	742,336
Homestead Credits									3

TIF Sp. Rev. Fund Cash Balance as of 07-01-2020:	**0**	**10,179**	**Amount of 07-01-2020 Cash Balance Restricted for LMI**

TIF Revenue:	26,720
TIF Sp. Revenue Fund Interest:	26
Property Tax Replacement Claims	0
Asset Sales & Loan Repayments:	0
Total Revenue:	**26,746**
Rebate Expenditures:	0
Non-Rebate Expenditures:	724
Returned to County Treasurer:	0
Total Expenditures:	**724**

TIF Sp. Rev. Fund Cash Balance as of 06-30-2021:	**26,022**	**10,179**	**Amount of 06-30-2021 Cash Balance Restricted for LMI**

Projects For NEWTON CARDINAL RIDGE HOUSING URBAN RENEWAL

Property Taxes FY19/20

Description:	Jasper Co Property Taxes FY19/20
Classification:	Administrative expenses
Physically Complete:	Yes
Payments Complete:	Yes

Debts/Obligations For NEWTON CARDINAL RIDGE HOUSING URBAN RENEWAL

Property Taxes FY19/20

Debt/Obligation Type:	Internal Loans
Principal:	724
Interest:	0
Total:	724
Annual Appropriation?:	No
Date Incurred:	12/01/2020
FY of Last Payment:	2021

Non-Rebates For NEWTON CARDINAL RIDGE HOUSING URBAN RENEWAL

TIF Expenditure Amount:	724
Tied To Debt:	Property Taxes FY19/20
Tied To Project:	Property Taxes FY19/20

Income Housing For NEWTON CARDINAL RIDGE HOUSING URBAN RENEWAL

Amount of FY 2021 expenditures that provide or aid in the provision of public improvements related to housing and residential development:	0

Lots for low and moderate income housing:	0
Construction of low and moderate income housing:	0
Grants, credits or other direct assistance to low and moderate income families:	0
Payments to a low and moderate income housing fund established by the municipality, including matching funds for any state or federal moneys used for such purposes:	0
Other low and moderate income housing assistance:	0

TIF Taxing District Data Collection

Local Government Name:	NEWTON (50G469)
Urban Renewal Area:	NEWTON CARDINAL RIDGE HOUSING URBAN RENEWAL (50010)
TIF Taxing District Name:	NEWTON CARDINAL RIDGE HOUSING UR TIF INC 2018
TIF Taxing District Inc. Number:	500433
TIF Taxing District Base Year:	2018
FY TIF Revenue First Received:	2021
Subject to a Statutory end date?	Yes
Fiscal year this TIF Taxing District statutorily ends:	2030

	UR Designation
Slum	No
Blighted	No
Economic Development	No

TIF Taxing District Value by Class - 1/1/2019 for FY 2021

	Agricultural	Residential	Commercial	Industrial	Other	Military	Total	Gas/Electric Utility	Total
Assessed	0	1,347,880	0	0	0	0	1,347,880	0	1,347,880
Taxable	0	742,336	0	0	0	0	742,336	0	742,336
Homestead Credits									3

	Frozen Base Value	Max Increment Value	Increment Used	Increment Not Used	Increment Revenue Not Used
Fiscal Year 2021	100,480	742,336	742,336	0	0

FY 2021 TIF Revenue Received: 26,720

Urban Renewal Area Data Collection

Local Government Name:	NEWTON (50G469)
Urban Renewal Area:	NEWTON EAST 12TH STREET URBAN RENEWAL
UR Area Number:	50014
UR Area Creation Date:	09/1999
UR Area Purpose:	Financing the cost of redevelopment and for storm sewer relocation and/or other public improvements in the East 12th Street Economic Development Area.

Tax Districts within this Urban Renewal Area

	Base No.	Increment No.	Increment Value Used
NEWTON CITY/NEWTON SCH/NEWTON EAST 12TH ST UR ORIG DIST TIF INCREM	500263	500264	0

Urban Renewal Area Value by Class - 1/1/2019 for FY 2021

	Agricultural	Residential	Commercial	Industrial	Other	Military	Total	Gas/Electric Utility	Total
Assessed	0	0	0	0	0	0	0	0	0
Taxable	0	0	0	0	0	0	0	0	0
Homestead Credits									0

TIF Sp. Rev. Fund Cash Balance as of 07-01-2020:	**0**	**0**	**Amount of 07-01-2020 Cash Balance Restricted for LMI**

TIF Revenue:	0
TIF Sp. Revenue Fund Interest:	0
Property Tax Replacement Claims	0
Asset Sales & Loan Repayments:	0
Total Revenue:	**0**

Rebate Expenditures:	0
Non-Rebate Expenditures:	0
Returned to County Treasurer:	0
Total Expenditures:	**0**

TIF Sp. Rev. Fund Cash Balance as of 06-30-2021:	**0**	**0**	**Amount of 06-30-2021 Cash Balance Restricted for LMI**

TIF Taxing District Data Collection

Local Government Name:	NEWTON (50G469)
Urban Renewal Area:	NEWTON EAST 12TH STREET URBAN RENEWAL (50014)
TIF Taxing District Name:	NEWTON CITY/NEWTON SCH/NEWTON EAST 12TH ST UR ORIG DIST TIF INCREM
TIF Taxing District Inc. Number:	500264
TIF Taxing District Base Year:	2000
FY TIF Revenue First Received:	2003
Subject to a Statutory end date?	Yes
Fiscal year this TIF Taxing District statutorily ends:	2012

	UR Designation
Slum	No
Blighted	No
Economic Development	09/1999

TIF Taxing District Value by Class - 1/1/2019 for FY 2021

	Agricultural	Residential	Commercial	Industrial	Other	Military	Total	Gas/Electric Utility	Total
Assessed	0	0	0	0	0	0	0	0	0
Taxable	0	0	0	0	0	0	0	0	0
Homestead Credits									0

	Frozen Base Value	Max Increment Value	Increment Used	Increment Not Used	Increment Revenue Not Used
Fiscal Year 2021	565,650	0	0	0	0

FY 2021 TIF Revenue Received: 0

Urban Renewal Area Data Collection

Local Government Name:	NEWTON (50G469)
Urban Renewal Area:	NEWTON SOUTHWEST ECONOMIC DEVELOPMENT URBAN RENEWAL
UR Area Number:	50017
UR Area Creation Date:	04/2001
UR Area Purpose:	The City has developed this plan to take advantage of an opportunity which has been provided to use property taxes paid by private development to assist in financing the cost of redevelopment and improvement of public infrastructure in the Area.

Tax Districts within this Urban Renewal Area	Base No.	Increment No.	Increment Value Used
NEWTON CITY/NEWTON SCH/SOUTHWEST UR ORIG DIST TIF INCREM	500287	500288	0
NEWTON CITY AG/NEWTON SCH/SOUTHWEST UR ORIG DIST TIF INCREM	500289	500290	0
NEWTON CITY/NEWTON SCH/CITY EXEMPT/SOUTHWEST UR 2003 AMENDMENT #4 TIF INCREM	500312	500313	0
NEWTON CITY/NEWTON SCH/SOUTHWEST UR 2003 AMENDMENTS #3,4,5 TIF INCREM	500316	500317	1,100,510
NEWTON CITY AG/NEWTON SCH/SOUTHWEST UR 2003 AMENDMENTS #3,4 TIF INCREM	500318	500319	0

Urban Renewal Area Value by Class - 1/1/2019 for FY 2021

	Agricultural	Residential	Commercial	Industrial	Other	Military	Total	Gas/Electric Utility	Total
Assessed	0	348,530	6,688,850	0	0	0	8,269,100	0	8,269,100
Taxable	0	191,950	6,019,965	0	0	0	7,089,515	0	7,089,515
Homestead Credits									2

TIF Sp. Rev. Fund Cash Balance as of 07-01-2020:	**49,215**	**0**	**Amount of 07-01-2020 Cash Balance Restricted for LMI**
TIF Revenue:	39,418		
TIF Sp. Revenue Fund Interest:	360		
Property Tax Replacement Claims	0		
Asset Sales & Loan Repayments:	0		
Total Revenue:	**39,778**		
Rebate Expenditures:	0		
Non-Rebate Expenditures:	11,250		
Returned to County Treasurer:	0		
Total Expenditures:	**11,250**		
TIF Sp. Rev. Fund Cash Balance as of 06-30-2021:	**77,743**	**0**	**Amount of 06-30-2021 Cash Balance Restricted for LMI**

Projects For NEWTON SOUTHWEST ECONOMIC DEVELOPMENT URBAN RENEWAL

NDC Contributions FY 20/21

Description:	NDC Contributions FY 20/21
Classification:	Administrative expenses
Physically Complete:	Yes
Payments Complete:	Yes

Debts/Obligations For NEWTON SOUTHWEST ECONOMIC DEVELOPMENT URBAN RENEWAL

NDC Contributions FY 20/21

Debt/Obligation Type:	Internal Loans
Principal:	11,250
Interest:	0
Total:	11,250
Annual Appropriation?:	No
Date Incurred:	12/01/2019
FY of Last Payment:	2020

Non-Rebates For NEWTON SOUTHWEST ECONOMIC DEVELOPMENT URBAN RENEWAL

TIF Expenditure Amount:	11,250
Tied To Debt:	NDC Contributions FY 20/21
Tied To Project:	NDC Contributions FY 20/21

TIF Taxing District Data Collection

Local Government Name: NEWTON (50G469)
Urban Renewal Area: NEWTON SOUTHWEST ECONOMIC DEVELOPMENT URBAN RENEWAL (50017)
TIF Taxing District Name: NEWTON CITY/NEWTON SCH/SOUTHWEST UR ORIG DIST TIF INCREM
TIF Taxing District Inc. Number: 500288
TIF Taxing District Base Year: 2000
FY TIF Revenue First Received: 2004
Subject to a Statutory end date? Yes
Fiscal year this TIF Taxing District statutorily ends: 2024

	UR Designation
Slum	No
Blighted	No
Economic Development	04/2001

TIF Taxing District Value by Class - 1/1/2019 for FY 2021

	Agricultural	Residential	Commercial	Industrial	Other	Military	Total	Gas/Electric Utility	Total
Assessed	0	0	0	0	0	0	0	0	0
Taxable	0	0	0	0	0	0	0	0	0
Homestead Credits									0

	Frozen Base Value	Max Increment Value	Increment Used	Increment Not Used	Increment Revenue Not Used
Fiscal Year 2021	1,015,692	0	0	0	0

FY 2021 TIF Revenue Received: 0

TIF Taxing District Data Collection

Local Government Name: NEWTON (50G469)
Urban Renewal Area: NEWTON SOUTHWEST ECONOMIC DEVELOPMENT URBAN RENEWAL (50017)
TIF Taxing District Name: NEWTON CITY AG/NEWTON SCH/SOUTHWEST UR ORIG DIST TIF INCREM
TIF Taxing District Inc. Number: 500290
TIF Taxing District Base Year: 2000
FY TIF Revenue First Received:
Subject to a Statutory end date? Yes
Fiscal year this TIF Taxing District statutorily ends: 2024

	UR Designation
Slum	No
Blighted	No
Economic Development	04/2001

TIF Taxing District Value by Class - 1/1/2019 for FY 2021

	Agricultural	Residential	Commercial	Industrial	Other	Military	Total	Gas/Electric Utility	Total
Assessed	0	0	0	0	0	0	0	0	0
Taxable	0	0	0	0	0	0	0	0	0
Homestead Credits									0

	Frozen Base Value	Max Increment Value	Increment Used	Increment Not Used	Increment Revenue Not Used
Fiscal Year 2021	0	0	0	0	0

FY 2021 TIF Revenue Received: 0

TIF Taxing District Data Collection

Local Government Name: NEWTON (50G469)
Urban Renewal Area: NEWTON SOUTHWEST ECONOMIC DEVELOPMENT URBAN RENEWAL (50017)
TIF Taxing District Name: NEWTON CITY/NEWTON SCH/CITY EXEMPT/SOUTHWEST UR 2003 AMENDMENT #4 TIF INCREM
TIF Taxing District Inc. Number: 500313
TIF Taxing District Base Year: 2002
FY TIF Revenue First Received:
Subject to a Statutory end date? Yes
Fiscal year this TIF Taxing District statutorily ends: 2024

	UR Designation
Slum	No
Blighted	No
Economic Development	04/2001

TIF Taxing District Value by Class - 1/1/2019 for FY 2021

	Agricultural	Residential	Commercial	Industrial	Other	Military	Total	Gas/Electric Utility	Total
Assessed	0	0	0	0	0	0	0	0	0
Taxable	0	0	0	0	0	0	0	0	0
Homestead Credits									0

	Frozen Base Value	Max Increment Value	Increment Used	Increment Not Used	Increment Revenue Not Used
Fiscal Year 2021	0	0	0	0	0

FY 2021 TIF Revenue Received: 0

TIF Taxing District Data Collection

Local Government Name: NEWTON (50G469)
Urban Renewal Area: NEWTON SOUTHWEST ECONOMIC DEVELOPMENT URBAN RENEWAL (50017)
TIF Taxing District Name: NEWTON CITY/NEWTON SCH/SOUTHWEST UR 2003 AMENDMENTS #3,4,5 TIF INCREM
TIF Taxing District Inc. Number: 500317
TIF Taxing District Base Year: 2002
FY TIF Revenue First Received: 2005
Subject to a Statutory end date? Yes
Fiscal year this TIF Taxing District statutorily ends: 2025

	UR Designation
Slum	No
Blighted	No
Economic Development	04/2001

TIF Taxing District Value by Class - 1/1/2019 for FY 2021

	Agricultural	Residential	Commercial	Industrial	Other	Military	Total	Gas/Electric Utility	Total
Assessed	0	348,530	6,688,850	0	0	0	8,269,100	0	8,269,100
Taxable	0	191,950	6,019,965	0	0	0	7,089,515	0	7,089,515
Homestead Credits									2

	Frozen Base Value	Max Increment Value	Increment Used	Increment Not Used	Increment Revenue Not Used
Fiscal Year 2021	7,168,590	1,100,510	1,100,510	0	0

FY 2021 TIF Revenue Received: 39,418

TIF Taxing District Data Collection

Local Government Name: NEWTON (50G469)
Urban Renewal Area: NEWTON SOUTHWEST ECONOMIC DEVELOPMENT URBAN RENEWAL (50017)
TIF Taxing District Name: NEWTON CITY AG/NEWTON SCH/SOUTHWEST UR 2003 AMENDMENTS #3,4 TIF INCREM
TIF Taxing District Inc. Number: 500319
TIF Taxing District Base Year: 2002
FY TIF Revenue First Received: 2005
Subject to a Statutory end date? Yes
Fiscal year this TIF Taxing District statutorily ends: 2025

	UR Designation
Slum	No
Blighted	No
Economic Development	04/2001

TIF Taxing District Value by Class - 1/1/2019 for FY 2021

	Agricultural	Residential	Commercial	Industrial	Other	Military	Total	Gas/Electric Utility	Total
Assessed	0	0	0	0	0	0	0	0	0
Taxable	0	0	0	0	0	0	0	0	0
Homestead Credits									0

	Frozen Base Value	Max Increment Value	Increment Used	Increment Not Used	Increment Revenue Not Used
Fiscal Year 2021	0	0	0	0	0

FY 2021 TIF Revenue Received: 0

Urban Renewal Area Data Collection

Local Government Name:	NEWTON (50G469)
Urban Renewal Area:	NEWTON 1ST AVE EAST URBAN RENEWAL
UR Area Number:	50021
UR Area Creation Date:	02/2019
UR Area Purpose:	This Urban Renewal Area was created to guide the City in alleviating blighted conditions and promoting economic growth through encouragement of commercial and industrial development.

Tax Districts within this Urban Renewal Area	Base No.	Increment No.	Increment Value Used
NEWTON 1ST AVE EAST UR INC 2019	500430	500431	1,815,131

Urban Renewal Area Value by Class - 1/1/2019 for FY 2021

	Agricultural	Residential	Commercial	Industrial	Other	Military	Total	Gas/Electric Utility	Total
Assessed	0	21,094,440	18,083,450	0	11,070	-46,300	41,959,780	0	41,959,780
Taxable	0	11,617,610	16,275,105	0	11,070	-46,300	29,864,685	0	29,864,685
Homestead Credits									136

TIF Sp. Rev. Fund Cash Balance as of 07-01-2020:	**0**	**0**	**Amount of 07-01-2020 Cash Balance Restricted for LMI**

TIF Revenue:	62,095
TIF Sp. Revenue Fund Interest:	39
Property Tax Replacement Claims	0
Asset Sales & Loan Repayments:	0
Total Revenue:	**62,134**
Rebate Expenditures:	0
Non-Rebate Expenditures:	0
Returned to County Treasurer:	0
Total Expenditures:	**0**

TIF Sp. Rev. Fund Cash Balance as of 06-30-2021:	**62,134**	**0**	**Amount of 06-30-2021 Cash Balance Restricted for LMI**

♦ Annual Urban Renewal Report, Fiscal Year 2020 - 2021

TIF Taxing District Data Collection

Local Government Name:	NEWTON (50G469)
Urban Renewal Area:	NEWTON 1ST AVE EAST URBAN RENEWAL (50021)
TIF Taxing District Name:	NEWTON 1ST AVE EAST UR INC 2019
TIF Taxing District Inc. Number:	500431
TIF Taxing District Base Year:	2018
FY TIF Revenue First Received:	
Subject to a Statutory end date?	No

	UR Designation
Slum	No
Blighted	No
Economic Development	No

TIF Taxing District Value by Class - 1/1/2019 for FY 2021

	Agricultural	Residential	Commercial	Industrial	Other	Military	Total	Gas/Electric Utility	Total
Assessed	0	21,094,440	18,083,450	0	11,070	-46,300	41,959,780	0	41,959,780
Taxable	0	11,617,610	16,275,105	0	11,070	-46,300	29,864,685	0	29,864,685
Homestead Credits									136

	Frozen Base Value	Max Increment Value	Increment Used	Increment Not Used	Increment Revenue Not Used
Fiscal Year 2021	40,190,950	1,815,130	1,815,131	-1	0

FY 2021 TIF Revenue Received: 62,095

Urban Renewal Area Data Collection

Local Government Name:	NEWTON (50G469)
Urban Renewal Area:	NEWTON AURORA URBAN RENEWAL
UR Area Number:	50022
UR Area Creation Date:	05/2004
UR Area Purpose:	This plan was developed to take advantage of an opportunity that has been provided to use property taxes paid by private development to assist in financing the cost of redevelopment and for improvement of public infrastructure.

Tax Districts within this Urban Renewal Area	Base No.	Increment No.	Increment Value Used
NEWTON CITY/NEWTON SCH/NEWTON AURORA UR ORIG DIST TIF INCREM	500324	500325	0

Urban Renewal Area Value by Class - 1/1/2019 for FY 2021

	Agricultural	Residential	Commercial	Industrial	Other	Military	Total	Gas/Electric Utility	Total
Assessed	0	0	0	0	0	0	0	0	0
Taxable	0	0	0	0	0	0	0	0	0
Homestead Credits									0

TIF Sp. Rev. Fund Cash Balance as of 07-01-2020:	**0**	**0**	**Amount of 07-01-2020 Cash Balance Restricted for LMI**
TIF Revenue:	0		
TIF Sp. Revenue Fund Interest:	0		
Property Tax Replacement Claims	0		
Asset Sales & Loan Repayments:	0		
Total Revenue:	**0**		
Rebate Expenditures:	0		
Non-Rebate Expenditures:	0		
Returned to County Treasurer:	0		
Total Expenditures:	**0**		
TIF Sp. Rev. Fund Cash Balance as of 06-30-2021:	**0**	**0**	**Amount of 06-30-2021 Cash Balance Restricted for LMI**

TIF Taxing District Data Collection

Local Government Name: NEWTON (50G469)
Urban Renewal Area: NEWTON AURORA URBAN RENEWAL (50022)
TIF Taxing District Name: NEWTON CITY/NEWTON SCH/NEWTON AURORA UR ORIG DIST TIF INCREM
TIF Taxing District Inc. Number: 500325

TIF Taxing District Base Year: 0
FY TIF Revenue First Received:
Subject to a Statutory end date? No

	UR Designation
Slum	No
Blighted	No
Economic Development	05/2004

TIF Taxing District Value by Class - 1/1/2019 for FY 2021

	Agricultural	Residential	Commercial	Industrial	Other	Military	Total	Gas/Electric Utility	Total
Assessed	0	0	0	0	0	0	0	0	0
Taxable	0	0	0	0	0	0	0	0	0
Homestead Credits									0

	Frozen Base Value	Max Increment Value	Increment Used	Increment Not Used	Increment Revenue Not Used
Fiscal Year 2021	0	0	0	0	0

FY 2021 TIF Revenue Received: 0

Urban Renewal Area Data Collection

Local Government Name:	NEWTON (50G469)
Urban Renewal Area:	NEWTON EAST-MART URBAN RENEWAL
UR Area Number:	50035
UR Area Creation Date:	10/2007
UR Area Purpose:	Take advantage of opportunities which have been provided to use property taxes paid by private development to assist in financing the cost of development and for improvement of public infrastructure in the East-Mart Economic Development Area.

Tax Districts within this Urban Renewal Area	Base No.	Increment No.	Increment Value Used
NEWTON CITY/NEWTON SCH/NEWTON EAST-MART UR ORIG DIST TIF INCREM	500372	500373	3,278,270
NEWTON CITY AG/NEWTON SCH/NEWTON EAST-MART UR ORIG DIST TIF INCREM	500374	500375	0

Urban Renewal Area Value by Class - 1/1/2019 for FY 2021

	Agricultural	Residential	Commercial	Industrial	Other	Military	Total	Gas/Electric Utility	Total
Assessed	0	0	10,495,860	0	0	0	10,495,860	0	10,495,860
Taxable	0	0	9,446,274	0	0	0	9,446,274	0	9,446,274
Homestead Credits									0

TIF Sp. Rev. Fund Cash Balance as of 07-01-2020:	**304**	**0**	**Amount of 07-01-2020 Cash Balance Restricted for LMI**

TIF Revenue:	117,991
TIF Sp. Revenue Fund Interest:	245
Property Tax Replacement Claims	0
Asset Sales & Loan Repayments:	0
Total Revenue:	**118,236**

Rebate Expenditures:	0
Non-Rebate Expenditures:	72,815
Returned to County Treasurer:	0
Total Expenditures:	**72,815**

TIF Sp. Rev. Fund Cash Balance as of 06-30-2021:	**45,725**	**0**	**Amount of 06-30-2021 Cash Balance Restricted for LMI**

Projects For NEWTON EAST-MART URBAN RENEWAL

Sanitary Sewer Extension

Description:	Capital Project
Classification:	Roads, Bridges & Utilities
Physically Complete:	Yes
Payments Complete:	No

NE Beltline Road Rehab

Description:	Capital Project
Classification:	Roads, Bridges & Utilities
Physically Complete:	Yes
Payments Complete:	No

NDC Contributions FY 20/21

Description:	NDC contributions FY 20/21
Classification:	Administrative expenses
Physically Complete:	Yes
Payments Complete:	Yes

Marketing Svcs FY20/21

Description:	Marketing Svcs FY20/21
Classification:	Administrative expenses
Physically Complete:	Yes
Payments Complete:	Yes

IA Speedway Dr Improvements

Description:	Iowa Speedway Drive Improvements
Classification:	Roads, Bridges & Utilities
Physically Complete:	Yes
Payments Complete:	No

Debts/Obligations For NEWTON EAST-MART URBAN RENEWAL

NDC Contributions FY 20/21

Debt/Obligation Type:	Internal Loans
Principal:	18,000
Interest:	0
Total:	18,000
Annual Appropriation?:	No
Date Incurred:	12/01/2020
FY of Last Payment:	2021

Marketing Svcs FY 20/21

Debt/Obligation Type:	Internal Loans
Principal:	13,830
Interest:	0
Total:	13,830
Annual Appropriation?:	No
Date Incurred:	12/01/2020
FY of Last Payment:	2021

IA Speedway Drive Improvements

Debt/Obligation Type:	Internal Loans
Principal:	74,000
Interest:	0
Total:	74,000
Annual Appropriation?:	No
Date Incurred:	12/01/2018
FY of Last Payment:	2022

2020C

Debt/Obligation Type:	Gen. Obligation Bonds/Notes
Principal:	147,190
Interest:	7,039
Total:	154,229
Annual Appropriation?:	No
Date Incurred:	10/23/2020
FY of Last Payment:	2024

Non-Rebates For NEWTON EAST-MART URBAN RENEWAL

TIF Expenditure Amount:	38,526
Tied To Debt:	2020C
Tied To Project:	Sanitary Sewer Extension

TIF Expenditure Amount:	2,459
Tied To Debt:	2020C
Tied To Project:	NE Beltline Road Rehab

TIF Expenditure Amount:	18,000
Tied To Debt:	NDC Contributions FY 20/21
Tied To Project:	NDC Contributions FY 20/21

TIF Expenditure Amount:	13,830
Tied To Debt:	Marketing Svcs FY 20/21
Tied To Project:	Marketing Svcs FY20/21

TIF Taxing District Data Collection

Local Government Name: NEWTON (50G469)
Urban Renewal Area: NEWTON EAST-MART URBAN RENEWAL (50035)
TIF Taxing District Name: NEWTON CITY/NEWTON SCH/NEWTON EAST-MART UR ORIG DIST TIF INCREM
TIF Taxing District Inc. Number: 500373
TIF Taxing District Base Year: 2007
FY TIF Revenue First Received: 2010
Subject to a Statutory end date? Yes
Fiscal year this TIF Taxing District statutorily ends: 2030

	UR Designation
Slum	No
Blighted	No
Economic Development	10/2007

TIF Taxing District Value by Class - 1/1/2019 for FY 2021

	Agricultural	Residential	Commercial	Industrial	Other	Military	Total	Gas/Electric Utility	Total
Assessed	0	0	10,495,860	0	0	0	10,495,860	0	10,495,860
Taxable	0	0	9,446,274	0	0	0	9,446,274	0	9,446,274
Homestead Credits									0

	Frozen Base Value	Max Increment Value	Increment Used	Increment Not Used	Increment Revenue Not Used
Fiscal Year 2021	7,217,590	3,278,270	3,278,270	0	0

FY 2021 TIF Revenue Received: 117,991

TIF Taxing District Data Collection

Local Government Name: NEWTON (50G469)
Urban Renewal Area: NEWTON EAST-MART URBAN RENEWAL (50035)
TIF Taxing District Name: NEWTON CITY AG/NEWTON SCH/NEWTON EAST-MART UR ORIG DIST TIF INCREM
TIF Taxing District Inc. Number: 500375
TIF Taxing District Base Year: 2007
FY TIF Revenue First Received:
Subject to a Statutory end date? Yes
Fiscal year this TIF Taxing District statutorily ends: 2027

	UR Designation
Slum	No
Blighted	No
Economic Development	10/2007

TIF Taxing District Value by Class - 1/1/2019 for FY 2021

	Agricultural	Residential	Commercial	Industrial	Other	Military	Total	Gas/Electric Utility	Total
Assessed	0	0	0	0	0	0	0	0	0
Taxable	0	0	0	0	0	0	0	0	0
Homestead Credits									0

	Frozen Base Value	Max Increment Value	Increment Used	Increment Not Used	Increment Revenue Not Used
Fiscal Year 2021	37,960	0	0	0	0

FY 2021 TIF Revenue Received: 0

Urban Renewal Area Data Collection

Local Government Name:	NEWTON (50G469)
Urban Renewal Area:	NEWTON MCCANN URBAN RENEWAL
UR Area Number:	50036
UR Area Creation Date:	12/2018
UR Area Purpose:	Wishrock Housing partners, LLC has proposed to undertake the renovation of the McCann Village apartment complex at 1105 East 12th St S in the Urban Renewal Area. It has been requested that the City provide assistance to the Developer.

Tax Districts within this Urban Renewal Area	Base No.	Increment No.	Increment Value Used
NEWTON CITY/NEWTON SCH/NEWTON MCCANN UR TIF INC	500438	500439	0

Urban Renewal Area Value by Class - 1/1/2019 for FY 2021

	Agricultural	Residential	Commercial	Industrial	Other	Military	Total	Gas/Electric Utility	Total
Assessed	0	0	0	0	0	0	0	0	0
Taxable	0	0	0	0	0	0	0	0	0
Homestead Credits									0

TIF Sp. Rev. Fund Cash Balance as of 07-01-2020:	**0**	**0**	**Amount of 07-01-2020 Cash Balance Restricted for LMI**

TIF Revenue:	0
TIF Sp. Revenue Fund Interest:	0
Property Tax Replacement Claims	0
Asset Sales & Loan Repayments:	0
Total Revenue:	**0**

Rebate Expenditures:	0
Non-Rebate Expenditures:	0
Returned to County Treasurer:	0
Total Expenditures:	**0**

TIF Sp. Rev. Fund Cash Balance as of 06-30-2021:	**0**	**0**	**Amount of 06-30-2021 Cash Balance Restricted for LMI**

TIF Taxing District Data Collection

Local Government Name:	NEWTON (50G469)
Urban Renewal Area:	NEWTON MCCANN URBAN RENEWAL (50036)
TIF Taxing District Name:	NEWTON CITY/NEWTON SCH/NEWTON MCCANN UR TIF INC
TIF Taxing District Inc. Number:	500439
TIF Taxing District Base Year:	2018
FY TIF Revenue First Received:	
Subject to a Statutory end date?	No

	UR Designation
Slum	No
Blighted	No
Economic Development	No

TIF Taxing District Value by Class - 1/1/2019 for FY 2021

	Agricultural	Residential	Commercial	Industrial	Other	Military	Total	Gas/Electric Utility	Total
Assessed	0	0	0	0	0	0	0	0	0
Taxable	0	0	0	0	0	0	0	0	0
Homestead Credits									0

	Frozen Base Value	Max Increment Value	Increment Used	Increment Not Used	Increment Revenue Not Used
Fiscal Year 2021	0	0	0	0	0

FY 2021 TIF Revenue Received: 0

Urban Renewal Area Data Collection

Local Government Name:	NEWTON (50G469)
Urban Renewal Area:	NEWTON PLANT TWO URBAN RENEWAL
UR Area Number:	50037
UR Area Creation Date:	04/2008
UR Area Purpose:	This plan facilitates the re-development of the former Maytag Plant 2 buildings. The main goals proposed are as follows: build long-term property tax base, Capitalize on opportunities to create or retain jobs & generate momentum for re-use of Plant 2.

Tax Districts within this Urban Renewal Area	Base No.	Increment No.	Increment Value Used
NEWTON CITY/NEWTON SCH/NEWTON PLANT TWO UR ORIG DIST TIF INCREM	500390	500391	0

Urban Renewal Area Value by Class - 1/1/2019 for FY 2021

	Agricultural	Residential	Commercial	Industrial	Other	Military	Total	Gas/Electric Utility	Total
Assessed	0	0	0	0	0	0	0	0	0
Taxable	0	0	0	0	0	0	0	0	0
Homestead Credits									0

TIF Sp. Rev. Fund Cash Balance as of 07-01-2020:	**4,238**	**0**	**Amount of 07-01-2020 Cash Balance Restricted for LMI**

TIF Revenue:	0
TIF Sp. Revenue Fund Interest:	30
Property Tax Replacement Claims	0
Asset Sales & Loan Repayments:	0
Total Revenue:	**30**

Rebate Expenditures:	0
Non-Rebate Expenditures:	0
Returned to County Treasurer:	0
Total Expenditures:	**0**

TIF Sp. Rev. Fund Cash Balance as of 06-30-2021:	**4,268**	**0**	**Amount of 06-30-2021 Cash Balance Restricted for LMI**

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TIF Taxing District Data Collection

Local Government Name: NEWTON (50G469)
Urban Renewal Area: NEWTON PLANT TWO URBAN RENEWAL (50037)
TIF Taxing District Name: NEWTON CITY/NEWTON SCH/NEWTON PLANT TWO UR ORIG DIST TIF INCREM
TIF Taxing District Inc. Number: 500391
TIF Taxing District Base Year: 2007
FY TIF Revenue First Received: 2010
Subject to a Statutory end date? Yes
Fiscal year this TIF Taxing District statutorily ends: 2030

	UR Designation
Slum	No
Blighted	No
Economic Development	04/2008

TIF Taxing District Value by Class - 1/1/2019 for FY 2021

	Agricultural	Residential	Commercial	Industrial	Other	Military	Total	Gas/Electric Utility	Total
Assessed	0	0	0	0	0	0	0	0	0
Taxable	0	0	0	0	0	0	0	0	0
Homestead Credits									0

	Frozen Base Value	Max Increment Value	Increment Used	Increment Not Used	Increment Revenue Not Used
Fiscal Year 2021	3,186,530	0	0	0	0

FY 2021 TIF Revenue Received: 0

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Urban Renewal Area Data Collection

Local Government Name:	NEWTON (50G469)
Urban Renewal Area:	NEWTON SPEEDWAY/PRAIRIE FIRE UR
UR Area Number:	50038
UR Area Creation Date:	03/2003
UR Area Purpose:	The Plan Purpose is for the rehabilitation, conservation, redevelopment, development or a combination thereof, of such area is necessary in the interest of the public health, safety, or welfare of the residents of the City.

Tax Districts within this Urban Renewal Area	Base No.	Increment No.	Increment Value Used
NEWTON CITY/NEWTON SCH/CITY EXEMPT/NEWTON SPEEDWAY UR ORIG DIST TIF INCREM	500314	500315	0
NEWTON CITY/NEWTON SCH/NEWTON SPEEDWAY UR ORIG DIST TIF INCREM	500320	500321	21,014,581
NEWTON CITY AG/NEWTON SCH/NEWTON SPEEDWAY UR ORIG DIST TIF INCREM	500322	500323	0
NEWTON CITY/NEWTON SCH/NEWTON PRAIRIE FIRE UR ORIG DIST TIF INCREM	500376	500377	7,427,570
NEWTON CITY AG/NEWTON SCH/NEWTON PRAIRIE FIRE UR ORIG DIST TIF INCREM	500378	500379	0

Urban Renewal Area Value by Class - 1/1/2019 for FY 2021

	Agricultural	Residential	Commercial	Industrial	Other	Military	Total	Gas/Electric Utility	Total
Assessed	0	655,390	32,382,260	0	0	0	33,037,650	0	33,037,650
Taxable	0	360,953	29,144,034	0	0	0	29,504,987	0	29,504,987
Homestead Credits									4

TIF Sp. Rev. Fund Cash Balance as of 07-01-2020:	**-400,643**	**0**	**Amount of 07-01-2020 Cash Balance Restricted for LMI**
TIF Revenue:	1,036,760		
TIF Sp. Revenue Fund Interest:	785		
Property Tax Replacement Claims	48,723		
Asset Sales & Loan Repayments:	348,500		
Total Revenue:	**1,434,768**		
Rebate Expenditures:	0		
Non-Rebate Expenditures:	1,409,663		
Returned to County Treasurer:	0		
Total Expenditures:	**1,409,663**		
TIF Sp. Rev. Fund Cash Balance as of 06-30-2021:	**-375,538**	**0**	**Amount of 06-30-2021 Cash Balance Restricted for LMI**

Projects For NEWTON SPEEDWAY/PRAIRIE FIRE UR

Boulders Inn Ec Dev Grant

Description:	Ec Dev Grant to Hotel Developer
Classification:	Commercial - hotels and conference centers
Physically Complete:	Yes
Payments Complete:	No

Speedway Ec Dev Grant

Description:	Economic Development Grant
Classification:	Recreational facilities (lake development, parks, ball fields, trails)
Physically Complete:	Yes
Payments Complete:	No

Speedway Infrastructure

Description:	Infrastructure for IA Speedway
Classification:	Roads, Bridges & Utilities
Physically Complete:	Yes
Payments Complete:	No

Boulders Inn

Description:	Property Tax Rebate for Hotel
Classification:	Commercial - hotels and conference centers
Physically Complete:	Yes
Payments Complete:	No

Lincoln Street Paving

Description:	Paving of Lincoln Street
Classification:	Roads, Bridges & Utilities
Physically Complete:	Yes
Payments Complete:	No

Debts/Obligations For NEWTON SPEEDWAY/PRAIRIE FIRE UR

2012 Bond

Debt/Obligation Type:	Gen. Obligation Bonds/Notes
Principal:	0
Interest:	0
Total:	0
Annual Appropriation?:	No
Date Incurred:	06/27/2012
FY of Last Payment:	2025

2015A

Debt/Obligation Type:	Gen. Obligation Bonds/Notes
Principal:	0
Interest:	0
Total:	0
Annual Appropriation?:	No
Date Incurred:	06/30/2015
FY of Last Payment:	2025

2015B

Debt/Obligation Type:	Gen. Obligation Bonds/Notes
Principal:	0
Interest:	0
Total:	0
Annual Appropriation?:	No
Date Incurred:	06/01/2015
FY of Last Payment:	2025

2017C

Debt/Obligation Type:	Gen. Obligation Bonds/Notes
Principal:	0
Interest:	0
Total:	0
Annual Appropriation?:	No
Date Incurred:	12/06/2017
FY of Last Payment:	2032

2020C

Debt/Obligation Type:	Gen. Obligation Bonds/Notes
Principal:	4,380,000
Interest:	229,147
Total:	4,609,147
Annual Appropriation?:	No
Date Incurred:	10/23/2020
FY of Last Payment:	2025

Non-Rebates For NEWTON SPEEDWAY/PRAIRIE FIRE UR

TIF Expenditure Amount:	39,230
Tied To Debt:	2015B
Tied To Project:	Lincoln Street Paving

TIF Expenditure Amount:	30,747
Tied To Debt:	2017C
Tied To Project:	Lincoln Street Paving

TIF Expenditure Amount:	392,318
Tied To Debt:	2015A
Tied To Project:	Speedway Ec Dev Grant

TIF Expenditure Amount:	947,368
Tied To Debt:	2020C
Tied To Project:	Speedway Infrastructure

TIF Taxing District Data Collection

Local Government Name: NEWTON (50G469)
Urban Renewal Area: NEWTON SPEEDWAY/PRAIRIE FIRE UR (50038)
TIF Taxing District Name: NEWTON CITY/NEWTON SCH/CITY EXEMPT/NEWTON SPEEDWAY UR ORIG DIST TIF INCREM
TIF Taxing District Inc. Number: 500315
TIF Taxing District Base Year: 2005
FY TIF Revenue First Received:
Subject to a Statutory end date? Yes
Fiscal year this TIF Taxing District statutorily ends: 2026

	UR Designation
Slum	No
Blighted	No
Economic Development	03/2003

TIF Taxing District Value by Class - 1/1/2019 for FY 2021

	Agricultural	Residential	Commercial	Industrial	Other	Military	Total	Gas/Electric Utility	Total
Assessed	0	0	0	0	0	0	0	0	0
Taxable	0	0	0	0	0	0	0	0	0
Homestead Credits									0

	Frozen Base Value	Max Increment Value	Increment Used	Increment Not Used	Increment Revenue Not Used
Fiscal Year 2021	0	0	0	0	0

FY 2021 TIF Revenue Received: 0

TIF Taxing District Data Collection

Local Government Name: NEWTON (50G469)
Urban Renewal Area: NEWTON SPEEDWAY/PRAIRIE FIRE UR (50038)
TIF Taxing District Name: NEWTON CITY/NEWTON SCH/NEWTON SPEEDWAY UR ORIG DIST TIF INCREM
TIF Taxing District Inc. Number: 500321
TIF Taxing District Base Year: 2005
FY TIF Revenue First Received: 2008
Subject to a Statutory end date? Yes
Fiscal year this TIF Taxing District statutorily ends: 2026

	UR Designation
Slum	No
Blighted	No
Economic Development	03/2003

TIF Taxing District Value by Class - 1/1/2019 for FY 2021

	Agricultural	Residential	Commercial	Industrial	Other	Military	Total	Gas/Electric Utility	Total
Assessed	0	563,740	23,004,560	0	0	0	23,568,300	0	23,568,300
Taxable	0	310,477	20,704,104	0	0	0	21,014,581	0	21,014,581
Homestead Credits									3

	Frozen Base Value	Max Increment Value	Increment Used	Increment Not Used	Increment Revenue Not Used
Fiscal Year 2021	900,640	21,014,581	21,014,581	0	0

FY 2021 TIF Revenue Received: 767,202

TIF Taxing District Data Collection

Local Government Name: NEWTON (50G469)
Urban Renewal Area: NEWTON SPEEDWAY/PRAIRIE FIRE UR (50038)
TIF Taxing District Name: NEWTON CITY AG/NEWTON SCH/NEWTON SPEEDWAY UR ORIG DIST TIF INCREM
TIF Taxing District Inc. Number: 500323
TIF Taxing District Base Year: 2005
FY TIF Revenue First Received:
Subject to a Statutory end date? Yes
Fiscal year this TIF Taxing District statutorily ends: 2026

	UR Designation
Slum	No
Blighted	No
Economic Development	03/2007

TIF Taxing District Value by Class - 1/1/2019 for FY 2021

	Agricultural	Residential	Commercial	Industrial	Other	Military	Total	Gas/Electric Utility	Total
Assessed	0	0	0	0	0	0	0	0	0
Taxable	0	0	0	0	0	0	0	0	0
Homestead Credits									0

	Frozen Base Value	Max Increment Value	Increment Used	Increment Not Used	Increment Revenue Not Used
Fiscal Year 2021	168,820	0	0	0	0

FY 2021 TIF Revenue Received: 0

TIF Taxing District Data Collection

Local Government Name: NEWTON (50G469)
Urban Renewal Area: NEWTON SPEEDWAY/PRAIRIE FIRE UR (50038)
TIF Taxing District Name: NEWTON CITY/NEWTON SCH/NEWTON PRAIRIE FIRE UR ORIG DIST TIF INCREM
TIF Taxing District Inc. Number: 500377
TIF Taxing District Base Year: 2006
FY TIF Revenue First Received: 2009
Subject to a Statutory end date? Yes
Fiscal year this TIF Taxing District statutorily ends: 2029

	UR Designation
Slum	No
Blighted	No
Economic Development	12/2006

TIF Taxing District Value by Class - 1/1/2019 for FY 2021

	Agricultural	Residential	Commercial	Industrial	Other	Military	Total	Gas/Electric Utility	Total
Assessed	0	91,650	9,377,700	0	0	0	9,469,350	0	9,469,350
Taxable	0	50,476	8,439,930	0	0	0	8,490,406	0	8,490,406
Homestead Credits									1

	Frozen Base Value	Max Increment Value	Increment Used	Increment Not Used	Increment Revenue Not Used
Fiscal Year 2021	2,041,780	7,427,570	7,427,570	0	0

FY 2021 TIF Revenue Received: 269,558

TIF Taxing District Data Collection

Local Government Name: NEWTON (50G469)
Urban Renewal Area: NEWTON SPEEDWAY/PRAIRIE FIRE UR (50038)
TIF Taxing District Name: NEWTON CITY AG/NEWTON SCH/NEWTON PRAIRIE FIRE UR ORIG DIST TIF INCREM
TIF Taxing District Inc. Number: 500379
TIF Taxing District Base Year: 2006
FY TIF Revenue First Received: 2009
Subject to a Statutory end date? Yes
Fiscal year this TIF Taxing District statutorily ends: 2029

	UR Designation
Slum	No
Blighted	No
Economic Development	12/2006

TIF Taxing District Value by Class - 1/1/2019 for FY 2021

	Agricultural	Residential	Commercial	Industrial	Other	Military	Total	Gas/Electric Utility	Total
Assessed	0	0	0	0	0	0	0	0	0
Taxable	0	0	0	0	0	0	0	0	0
Homestead Credits									0

	Frozen Base Value	Max Increment Value	Increment Used	Increment Not Used	Increment Revenue Not Used
Fiscal Year 2021	87,070	0	0	0	0

FY 2021 TIF Revenue Received: 0

Urban Renewal Area Data Collection

Local Government Name:	NEWTON (50G469)
Urban Renewal Area:	NEWTON CITY SSMID NORTH CNTRL UR
UR Area Number:	50041

UR Area Creation Date:

UR Area Purpose:

Tax Districts within this Urban Renewal Area	Base No.	Increment No.	Increment Value Used
NEWTON CITY SSMID NORTH CNTRL UR 1 INCREM	500421	500422	0
NEWTON CITY SSMID NORTH CNTRL UR 2 INCREM	500423	500424	0
NEWTON CITY SSMID NORTH CNTRL UR 3 INCREM	500425	500426	0

Urban Renewal Area Value by Class - 1/1/2019 for FY 2021

	Agricultural	Residential	Commercial	Industrial	Other	Military	Total	Gas/Electric Utility	Total
Assessed	0	0	0	0	0	0	0	0	0
Taxable	0	0	0	0	0	0	0	0	0
Homestead Credits									0

TIF Sp. Rev. Fund Cash Balance as of 07-01-2020:	**0**	**0**	**Amount of 07-01-2020 Cash Balance Restricted for LMI**

TIF Revenue:	0
TIF Sp. Revenue Fund Interest:	0
Property Tax Replacement Claims	0
Asset Sales & Loan Repayments:	0
Total Revenue:	**0**

Rebate Expenditures:	0
Non-Rebate Expenditures:	0
Returned to County Treasurer:	0
Total Expenditures:	**0**

TIF Sp. Rev. Fund Cash Balance as of 06-30-2021:	**0**	**0**	**Amount of 06-30-2021 Cash Balance Restricted for LMI**

TIF Taxing District Data Collection

Local Government Name:	NEWTON (50G469)
Urban Renewal Area:	NEWTON CITY SSMID NORTH CNTRL UR (50041)
TIF Taxing District Name:	NEWTON CITY SSMID NORTH CNTRL UR 1 INCREM
TIF Taxing District Inc. Number:	500422
TIF Taxing District Base Year:	1986
FY TIF Revenue First Received:	
Subject to a Statutory end date?	No

	UR Designation
Slum	No
Blighted	No
Economic Development	No

TIF Taxing District Value by Class - 1/1/2019 for FY 2021

	Agricultural	Residential	Commercial	Industrial	Other	Military	Total	Gas/Electric Utility	Total
Assessed	0	0	0	0	0	0	0	0	0
Taxable	0	0	0	0	0	0	0	0	0
Homestead Credits									0

	Frozen Base Value	Max Increment Value	Increment Used	Increment Not Used	Increment Revenue Not Used
Fiscal Year 2021	1,130,235	0	0	0	0

FY 2021 TIF Revenue Received: 0

TIF Taxing District Data Collection

Local Government Name:	NEWTON (50G469)
Urban Renewal Area:	NEWTON CITY SSMID NORTH CNTRL UR (50041)
TIF Taxing District Name:	NEWTON CITY SSMID NORTH CNTRL UR 2 INCREM
TIF Taxing District Inc. Number:	500424
TIF Taxing District Base Year:	1990
FY TIF Revenue First Received:	
Subject to a Statutory end date?	No

	UR Designation
Slum	No
Blighted	No
Economic Development	No

TIF Taxing District Value by Class - 1/1/2019 for FY 2021

	Agricultural	Residential	Commercial	Industrial	Other	Military	Total	Gas/Electric Utility	Total
Assessed	0	0	0	0	0	0	0	0	0
Taxable	0	0	0	0	0	0	0	0	0
Homestead Credits									0

	Frozen Base Value	Max Increment Value	Increment Used	Increment Not Used	Increment Revenue Not Used
Fiscal Year 2021	525,110	0	0	0	0

FY 2021 TIF Revenue Received: 0

TIF Taxing District Data Collection

Local Government Name: NEWTON (50G469)
Urban Renewal Area: NEWTON CITY SSMID NORTH CNTRL UR (50041)
TIF Taxing District Name: NEWTON CITY SSMID NORTH CNTRL UR 3 INCREM
TIF Taxing District Inc. Number: 500426

TIF Taxing District Base Year: 2012
FY TIF Revenue First Received:
Subject to a Statutory end date? No

	UR Designation
Slum	No
Blighted	No
Economic Development	No

TIF Taxing District Value by Class - 1/1/2019 for FY 2021

	Agricultural	Residential	Commercial	Industrial	Other	Military	Total	Gas/Electric Utility	Total
Assessed	0	0	0	0	0	0	0	0	0
Taxable	0	0	0	0	0	0	0	0	0
Homestead Credits									0

	Frozen Base Value	Max Increment Value	Increment Used	Increment Not Used	Increment Revenue Not Used
Fiscal Year 2021	0	0	0	0	0

FY 2021 TIF Revenue Received: 0

Urban Renewal Area Data Collection

Local Government Name:	NEWTON (50G469)
Urban Renewal Area:	PHOENIX NEWTON URBAN RENEWAL
UR Area Number:	50042
UR Area Creation Date:	07/2018
UR Area Purpose:	Guide the City of Newton promoting economic growth through encouragement of commercial and industrial development in the new Urban Renewal Area.

Tax Districts within this Urban Renewal Area

	Base No.	Increment No.	Increment Value Used
NEWTON CITY/NEWTON SCH/NEWTON PHOENIX UR TIF INC	500440	500441	0

Urban Renewal Area Value by Class - 1/1/2019 for FY 2021

	Agricultural	Residential	Commercial	Industrial	Other	Military	Total	Gas/Electric Utility	Total
Assessed	0	0	0	0	0	0	0	0	0
Taxable	0	0	0	0	0	0	0	0	0
Homestead Credits									0

TIF Sp. Rev. Fund Cash Balance as of 07-01-2020:	**0**	**0**	**Amount of 07-01-2020 Cash Balance Restricted for LMI**

TIF Revenue:	0
TIF Sp. Revenue Fund Interest:	0
Property Tax Replacement Claims	0
Asset Sales & Loan Repayments:	0
Total Revenue:	**0**
Rebate Expenditures:	0
Non-Rebate Expenditures:	0
Returned to County Treasurer:	0
Total Expenditures:	**0**

TIF Sp. Rev. Fund Cash Balance as of 06-30-2021:	**0**	**0**	**Amount of 06-30-2021 Cash Balance Restricted for LMI**

TIF Taxing District Data Collection

Local Government Name:	NEWTON (50G469)
Urban Renewal Area:	PHOENIX NEWTON URBAN RENEWAL (50042)
TIF Taxing District Name:	NEWTON CITY/NEWTON SCH/NEWTON PHOENIX UR TIF INC
TIF Taxing District Inc. Number:	500441
TIF Taxing District Base Year:	2018
FY TIF Revenue First Received:	
Subject to a Statutory end date?	No

	UR Designation
Slum	No
Blighted	No
Economic Development	No

TIF Taxing District Value by Class - 1/1/2019 for FY 2021

	Agricultural	Residential	Commercial	Industrial	Other	Military	Total	Gas/Electric Utility	Total
Assessed	0	0	0	0	0	0	0	0	0
Taxable	0	0	0	0	0	0	0	0	0
Homestead Credits									0

	Frozen Base Value	Max Increment Value	Increment Used	Increment Not Used	Increment Revenue Not Used
Fiscal Year 2021	0	0	0	0	0

FY 2021 TIF Revenue Received: 0

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Urban Renewal Area Data Collection

Local Government Name:	NEWTON (50G469)
Urban Renewal Area:	NEWTON SPORTS ENTERTAINMENT UR
UR Area Number:	50043
UR Area Creation Date:	10/2019
UR Area Purpose:	Stimulate through public action and commitment, private investment in commercial and industrial development in the urban renewal area.

Tax Districts within this Urban Renewal Area	Base No.	Increment No.	Increment Value Used
NEWTON SPORTS ENTERTAINMENT UR TIF INC 2019	500436	500437	0

Urban Renewal Area Value by Class - 1/1/2019 for FY 2021

	Agricultural	Residential	Commercial	Industrial	Other	Military	Total	Gas/Electric Utility	Total
Assessed	0	0	0	0	0	0	0	0	0
Taxable	0	0	0	0	0	0	0	0	0
Homestead Credits									0

TIF Sp. Rev. Fund Cash Balance as of 07-01-2020:	**0**	**0**	**Amount of 07-01-2020 Cash Balance Restricted for LMI**
TIF Revenue:	0		
TIF Sp. Revenue Fund Interest:	0		
Property Tax Replacement Claims	0		
Asset Sales & Loan Repayments:	0		
Total Revenue:	**0**		
Rebate Expenditures:	0		
Non-Rebate Expenditures:	0		
Returned to County Treasurer:	0		
Total Expenditures:	**0**		
TIF Sp. Rev. Fund Cash Balance as of 06-30-2021:	**0**	**0**	**Amount of 06-30-2021 Cash Balance Restricted for LMI**

TIF Taxing District Data Collection

Local Government Name:	NEWTON (50G469)
Urban Renewal Area:	NEWTON SPORTS ENTERTAINMENT UR (50043)
TIF Taxing District Name:	NEWTON SPORTS ENTERTAINMENT UR TIF INC 2019
TIF Taxing District Inc. Number:	500437
TIF Taxing District Base Year:	2019
FY TIF Revenue First Received:	
Subject to a Statutory end date?	No

	UR Designation
Slum	No
Blighted	No
Economic Development	No

TIF Taxing District Value by Class - 1/1/2019 for FY 2021

	Agricultural	Residential	Commercial	Industrial	Other	Military	Total	Gas/Electric Utility	Total
Assessed	0	0	0	0	0	0	0	0	0
Taxable	0	0	0	0	0	0	0	0	0
Homestead Credits									0

	Frozen Base Value	Max Increment Value	Increment Used	Increment Not Used	Increment Revenue Not Used
Fiscal Year 2021	0	0	0	0	0

FY 2021 TIF Revenue Received: 0

Urban Renewal Area Data Collection

Local Government Name:	NEWTON (50G469)
Urban Renewal Area:	NEWTON FAIRMEADOWS NORTH HOUSING UR
UR Area Number:	50044
UR Area Creation Date:	12/2017
UR Area Purpose:	Provide Economic and infrastructure support for housing development in the Subdivision of Fairmeadows North in the City of Newton

Tax Districts within this Urban Renewal Area	Base No.	Increment No.	Increment Value Used
NEWTON FAIRMEADOWS NORTH UR INC 2019	500434	500435	834,397

Urban Renewal Area Value by Class - 1/1/2019 for FY 2021

	Agricultural	Residential	Commercial	Industrial	Other	Military	Total	Gas/Electric Utility	Total
Assessed	0	1,518,400	0	0	0	-1,852	1,516,548	0	1,516,548
Taxable	0	836,249	0	0	0	-1,852	834,397	0	834,397
Homestead Credits									2

TIF Sp. Rev. Fund Cash Balance as of 07-01-2020:	**104,699**	**11,425**	**Amount of 07-01-2020 Cash Balance Restricted for LMI**

TIF Revenue:	30,034
TIF Sp. Revenue Fund Interest:	1,121
Property Tax Replacement Claims	0
Asset Sales & Loan Repayments:	337,500
Total Revenue:	**368,655**
Rebate Expenditures:	0
Non-Rebate Expenditures:	334,291
Returned to County Treasurer:	0
Total Expenditures:	**334,291**

TIF Sp. Rev. Fund Cash Balance as of 06-30-2021:	**139,063**	**11,425**	**Amount of 06-30-2021 Cash Balance Restricted for LMI**

Projects For NEWTON FAIRMEADOWS NORTH HOUSING UR

NHDC FY21

Description:	Services for FY21
Classification:	Administrative expenses
Physically Complete:	Yes
Payments Complete:	Yes

Ct & Recording FY20

Description:	Court & Recording FY20
Classification:	Administrative expenses
Physically Complete:	Yes
Payments Complete:	Yes

Fairmeadows N Infrastructure

Description:	Fairmeadows N Infrastructure
Classification:	Roads, Bridges & Utilities
Physically Complete:	Yes
Payments Complete:	No

Arbor Estates Land Purchase

Description:	Land Purchase Arbor Estates
Classification:	Acquisition of property
Physically Complete:	Yes
Payments Complete:	No

Arbor Estates Grading

Description:	Grading Arbor Estates
Classification:	Roads, Bridges & Utilities
Physically Complete:	Yes
Payments Complete:	No

Arbor Estates Phase 1 Infrastructure

Description:	Phase 1 Arbor Estates
Classification:	Roads, Bridges & Utilities
Physically Complete:	Yes
Payments Complete:	No

Debts/Obligations For NEWTON FAIRMEADOWS NORTH HOUSING UR

NHDC FY21

Debt/Obligation Type:	Internal Loans
Principal:	36,000
Interest:	0
Total:	36,000
Annual Appropriation?:	No
Date Incurred:	12/01/2020
FY of Last Payment:	2021

Court & Recording FY20

Debt/Obligation Type:	Internal Loans
Principal:	19,000
Interest:	0
Total:	19,000
Annual Appropriation?:	No
Date Incurred:	12/01/2020
FY of Last Payment:	2021

2017B GO Bonds

Debt/Obligation Type:	Gen. Obligation Bonds/Notes
Principal:	1,011,700
Interest:	117,780
Total:	1,129,480
Annual Appropriation?:	No
Date Incurred:	08/22/2017
FY of Last Payment:	2028

2018 GO Bonds

Debt/Obligation Type:	Gen. Obligation Bonds/Notes
Principal:	950,000
Interest:	268,314
Total:	1,218,314
Annual Appropriation?:	No
Date Incurred:	03/19/2018
FY of Last Payment:	2038

2019A GO Bonds

Debt/Obligation Type:	Gen. Obligation Bonds/Notes
Principal:	1,580,000
Interest:	619,763
Total:	2,199,763
Annual Appropriation?:	No
Date Incurred:	04/16/2019
FY of Last Payment:	2038

2020A GO Bonds

Debt/Obligation Type:	Gen. Obligation Bonds/Notes
Principal:	1,505,000
Interest:	519,160

Total:	2,024,160
Annual Appropriation?:	No
Date Incurred:	05/06/2020
FY of Last Payment:	2039

Non-Rebates For NEWTON FAIRMEADOWS NORTH HOUSING UR

TIF Expenditure Amount:	19,000
Tied To Debt:	Court & Recording FY20
Tied To Project:	Ct & Recording FY20

TIF Expenditure Amount:	85,566
Tied To Debt:	2017B GO Bonds
Tied To Project:	Fairmeadows N Infrastructure

TIF Expenditure Amount:	69,287
Tied To Debt:	2018 GO Bonds
Tied To Project:	Arbor Estates Land Purchase

TIF Expenditure Amount:	124,438
Tied To Debt:	2019A GO Bonds
Tied To Project:	Arbor Estates Grading

TIF Expenditure Amount:	36,000
Tied To Debt:	NHDC FY21
Tied To Project:	NHDC FY21

Income Housing For NEWTON FAIRMEADOWS NORTH HOUSING UR

Amount of FY 2021 expenditures that provide or aid in the provision of public improvements related to housing and residential development:	0

Lots for low and moderate income housing:	0
Construction of low and moderate income housing:	0
Grants, credits or other direct assistance to low and moderate income families:	0
Payments to a low and moderate income housing fund established by the municipality, including matching funds for any state or federal moneys used for such purposes:	0
Other low and moderate income housing assistance:	0

TIF Taxing District Data Collection

Local Government Name:	NEWTON (50G469)
Urban Renewal Area:	NEWTON FAIRMEADOWS NORTH HOUSING UR (50044)
TIF Taxing District Name:	NEWTON FAIRMEADOWS NORTH UR INC 2019
TIF Taxing District Inc. Number:	500435
TIF Taxing District Base Year:	2018
FY TIF Revenue First Received:	2021
Subject to a Statutory end date?	Yes
Fiscal year this TIF Taxing District statutorily ends:	2030

	UR Designation
Slum	No
Blighted	No
Economic Development	No

TIF Taxing District Value by Class - 1/1/2019 for FY 2021

	Agricultural	Residential	Commercial	Industrial	Other	Military	Total	Gas/Electric Utility	Total
Assessed	0	1,518,400	0	0	0	-1,852	1,516,548	0	1,516,548
Taxable	0	836,249	0	0	0	-1,852	834,397	0	834,397
Homestead Credits									2

	Frozen Base Value	Max Increment Value	Increment Used	Increment Not Used	Increment Revenue Not Used
Fiscal Year 2021	3,860	834,397	834,397	0	0

FY 2021 TIF Revenue Received: 30,034

City of Newton Council Report

Item: Resolution Authorizing Urban Renewal Area activities to be Certified and Decertified as TIF Indebtedness

Report Number: 21-303

Date: November 15, 2021

Summary: Resolution to Authorize TIF Urban Renewal Activities in FY22 and FY23

Lead Department:
Administration

Financial Impact:
No Financial Impact. Resolution Authorizes TIF Debt Certifications/Decertifications to be Filed with the County Auditor's Office. Any Disbursement of Funds will need Approval by City Council

Recommendation:
Approval

Background:

Urban Renewal law requires cities to certify and decertify any urban renewal debt to the County Auditor by December 1st of each year. This resolution documents internal loans that have occurred in FY21, certifies bonding that occurred in April of 2021, anticipates adjustments to internal borrowing and tax rebates for FY22, and estimates property tax rebates and urban renewal activities for FY23.

Decertification includes interest or other sources of income that would reduce the debt in an urban renewal area. All actual amounts paid for FY21 are reconciled with the previously certified amount and if necessary, decertified.

Recommendation:

Staff recommends approval of the attached resolution authorizing urban renewal activities to be certified and decertified as TIF indebtedness to the County Auditor by December 1, 2021.

Matt Muckler
City Administrator

RESOLUTION NO. 2021- _____

RESOLUTION AUTHORIZING URBAN RENEWAL AREA ACTIVITIES TO BE CERTIFIED AND DECERTIFIED AS TIF INDEBTEDNESS

WHEREAS, the City of Newton has established several Urban Renewal Areas and Tax Increment Finance Districts throughout the City; and

WHEREAS, the City recognizes the following actual costs in FY20-21 and anticipated costs for FY21-22 and FY22-23 directly related to these Urban Renewal Areas and is certifying the following debt and approve transfers from the appropriate Urban Renewal Areas:

North Central Urban Renewal Area (Debt to Be Certified)

Court & Recording Actual Expenses FY 20/21	$ 7,803
Newton Development Corporation Contributions FY 21/22	$ 19,500
Marketing Services FY21/22	$ 25,000
Main Street Contribution FY 21/22	$ 27,500
Catalyst Development LLC Services Actual FY20/21	$ 10,000
2021A Bond Principal: $ 620,000 / Interest $180,198	$ 800,198
Lion Development Property Tax Rebate FY22/23	$ 130,000
GG115 LLC Property Tax Rebate FY22/23	$ 8,000
Miller – Valentine Property Tax Rebate amount for FY20/21	$ 7,490
Miller – Valentine Property Tax Rebate estimated amount for FY 21/22	$ 15,000
Miller – Valentine Property Tax Rebate estimated amount for FY22/23	$ 25,000
Best Midwest LLC (109 1st Ave W) Forgivable Loan July 2021	$ 25,000
Dog Park Construction in Sunset Park	$ 35,000
Legal & Admin FY21/22 Estimated	$ 20,000

Speedway/Prairie Fire Urban Renewal Area (Debt to Be Certified)

Newton Development Corporation Contributions FY21/22	$ 11,250

Southwest Urban Renewal Area (Debt to be Certified)

Newton Development Corporation Contributions FY 21/22	$ 11,250
Development Specialist 8% FY21/22 Wage	$ 6,337
Community Development Director 8% FY21/22 Wage	$ 8,818
Finance Officer 8% FY21/22 Wage	$ 7,983
Financial Analyst 8% FY21/22 Wage	$ 4,238
Marketing Services FY 21/22 Hotel Motel Tax Fund Reimbursement	$ 15,000
Legal & Admin Estimated FY 21/22	$ 8,000
Court & Recording FY20/21	$ 2,806
Rocky Marciano Rock Lighting Project	$ 65,000

East Mart Urban Renewal Area (Debt to be Certified)

Newton Development Corporation Contributions FY 21/22	$ 18,000
Development Specialist 15% FY21/22 Wage	$ 11,881
Community Development Director 10% FY21/22 Wage	$ 11,022
Finance Officer 7% FY21/22 Wage	$ 6,985
Financial Analyst 10% FY21/22 Wage	$ 5,298
Marketing Services FY 21/22 Hotel Motel Tax Fund Reimbursement	$ 17,000
Van Maanen Electric Property Tax Rebate estimated amount for FY22/23	$ 160,000
Legal & Admin Estimated FY21/22	$ 15,000
Grant Curb Appeal 3021 1st Ave E	$ 50,000

1st Avenue East Urban Renewal Area (Debt to be Certified)

Newton Elite Properties Tax Rebate FY22/23 (1123 1st Ave E)	$ 25,000
Hopkins Properties Inc Forgivable Loan 1810 1st Ave E	$ 35,000
Nehring Auto Forgivable Loan 1800 1st Ave E	$ 20,000
Legal & Admin FY20/21 Actual	$ 57
Legal & Admin Estimated FY21/22	$ 15,000

Fairmeadows North Urban Renewal Area (Debt to be Certified)

Court & Recording Actual Expenses FY20/21	$ 3,429
Newton Housing Development Corporation FY21/22	$ 40,000

Cardinal Ridge Urban Renewal Area (Debt to be Certified)

Legal & Admin Actual Expenses FY20/21	$ 654

McCann Village Urban Renewal Area (Debt to be Certified)

McCann Housing Associates LP Property Tax Rebate FY22/23	$ 75,000

WHEREAS, it is necessary for the Council to certify all of the above listed debt and approve the transfers from the appropriate Urban Renewal Area and report this certification of debt to the County Auditor by December 1, 2020 in order to have the above Urban Renewal related costs eligible to be paid from future incremental property tax revenues; and

WHEREAS, the Council must decertify any current TIF indebtedness that has been reduced by reason other than application of TIF increment tax revenue received from the County Treasurer as listed below:

North Central Urban Renewal Area (Debt to be Decertified)

DMACC Tax Rebate FY 20/21 (Certified Dec 2019 $45,000, Actual $17,184)	$ 27,816
Interest Revenue for 20/21 Fiscal Year	$ 2,416
Marketing Services 20/21 (Certified December 2020 $25,000/Actual $9,131)	$ 15,869
Lion Development Tax Rebate FY20/21 (Cert Dec 19/20 $125,000/Actual $110,166)	$ 14,834

Maytag Plant 2 Urban Renewal Area (Debt to be Decertified)

Interest Revenue for 20/21 Fiscal Year	$ 30

East Mart Urban Renewal Area (Debt to be Decertified)

Interest Revenue for FY20/21	$ 245
Marketing Services 20/21 (Certified $32,000, actual $13,830)	$ 18,170

Fairmeadows N Housing Urban Renewal Area (Debt to be Decertified)

Interest Revenue for FY20/21	$ 1,136
FY 20/21 Lot Sales	$ 337,500

Southwest Renewal Area (Debt to be Decertified)

Interest Revenue for 20/21 Fiscal Year	$ 360

Speedway/Prairie Fire Urban Renewal Area (Debt to be Decertified)

Interest Revenue for 20/21 Fiscal Year	$ 785
Direct Revenues from IA Speedway FY 20/21	$ 348,500

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Newton, Iowa Certifies/Decertifies all stated items in this resolution as Urban Renewal Debt that will be filed with the County Auditor before December 1, 2021 and paid with future incremental property tax revenues received into the Tax Increment Funds.

PASSED this 15th day of November, 2021.

APPROVED this _____ of November, 2021.

____
Michael L. Hansen, Mayor

ATTEST:

____
Katrina Davis, City Clerk