

AGENDA

NEWTON CITY COUNCIL
City Hall
101 West 4th Street South

REGULAR MEETING
February 19 2007
5:30 p.m.

AMERICANS WITH
DISABILITIES ACT
COMPLIANCE
CALL TO ORDER

IS THERE ANYONE PRESENT WHO MAY REQUIRE SPECIAL ASSISTANCE IN BEING ABLE TO PARTICIPATE IN THIS PUBLIC MEETING?

Roll Call

CITIZEN PARTICIPATION

1. This is the time of the meeting that a citizen may address the Council on a matter not on the agenda. 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

2. Approve January 29, 2007 Budget Workshop Minutes, February 5, 2007 Regular City Council Meeting Minutes, February 12, 2007 Budget Workshop Minutes and February 12, 2007 Special City Council Meeting Minutes
3. Approve Class C Liquor License, Sunday Sales, American Legion, 1101 West 4th Street South

PUBLIC HEARING

4. Resolution Authorizing A Loan Disbursement Agreement And The Issuance Of Not To Exceed \$2,800,000 Sewer Revenue Capital Loan Notes (Council Report 07-024)
 - The issuance of the loan notes are solely for financing the wastewater grit removal and lift station project at the Water Pollution Control Plant.
5. A Required Public Hearing For A Community Development Block Grant Funding Application And A Motion To Accept The Needs Assessment (Council Report 07-027)
 - After the public hearing is closed a motion to accept the Needs Assessment from the City Council is required.

RESOLUTION

6. Resolution Accepting Work On The Newton South Central Lift Station Project (Council Report 07-021)
 - The Engineer's estimate for the project was \$756,000. The bid submitted was \$718,360. The final contract price after some minor change orders was \$735,806. Overall, we are very pleased with the project. The contractor had to work with a very tight deadline of having sanitary sewer service available for the first race.
7. Resolution Accepting Work On The NE Service Area Sanitary Sewer, Phase 3, Division 2 Project (Council Report 07-022))
 - The initial contract based on estimated quantities was \$254,966.60. The final contract price came to \$246,551.70. This is due to actual quantities paid and the removal of the seeding bid item (\$6,000) as this has been change ordered out and will be completed and paid for under a supplemental contract so the work can be done during warm weather this spring.
8. Resolution Approving Application For Tax Abatement In The City – Wide Urban Revitalization Area (Council Report 07-023)
 - The citywide Urban Revitalization Plan provides that the City Council annually approves all applications for tax abatement that has been timely filed. This resolution lists all qualifying building improvements completed this past year.
9. Resolution Approving Purchase Of Real Estate And Public Utility Easements From Property Located In Section 1, Township 79 North,

Range 19 West Of The 5th PM In The City Of Newton, Jasper County, Iowa (Council Report 07-025)

- Compensation was offered at the appraised value. Through negotiations with the property owner, consideration was also given to the fact that the roads are already in place and to the potential high cost in time and dollars of condemnation proceedings. In order to avoid these higher costs, the City negotiated and accepted an offer of \$253,388 to close the property acquisitions.
- The funds for these acquisitions will come from the City's bond proceeds for the Speedway area road project and are eligible for up to 50% RISE reimbursement.

10. Resolution Approving Purchase Of Real Estate And Public Utility Easements From Property Located In Section 1 and 12, Township 79 North, Range 19 West Of The 5th PM In Jasper County, Iowa (Council Report 07-025)

- See Council Report above

11. Resolution Affirming A Contract Of Employment For David Watson As City Administrator (Council Report 07-026)

- This Resolution is a follow up to Ordinance No. 2100 that addressed the Appeals Court ruling on the Bass vs. City of Huxley. In that case it was ruled that an Ordinance that makes an employee "at-will" cannot be amended by Resolution with a fixed length employment contract.
- All terms and conditions are the same including the original start date and its corresponding timelines. The at-will conditions are covered in the contract and agreed to by the parties.

DISCUSSION

NEW BUSINESS

ADJOURN

12. TIF District Incentives

13.