

AGENDA

NEWTON CITY COUNCIL
City Hall
101 West 4th Street South

REGULAR MEETING
April 2, 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

PRESENTATION

1. Update on Aces Teen Center

CITIZEN PARTICIPATION

2. 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

3. Approve March 14, Special City Council Meeting Minutes and March 19, 2007 Regular City Council Meeting Minutes

4. Approve Class C Beer Permit, Sunday Sales, West End, 1325 First Avenue West

5. Approve Class C Beer Permit, Sunday Sales, Casey's # 2341, 3104 First Avenue East

PUBLIC HEARING

6. Resolution Approving Redevelopment Agreement With T And C Knight, LLC, For A Pizza Ranch Restaurant On Property Located Within The Southwest Newton Economic Development Area (Council Report 07-039)

- Troy Knight of rural Monroe has brought forth a proposal to construct a Pizza Ranch restaurant at 1500 West 18th Street South, formerly the site of a Golden Corral. Knight has negotiated terms of a development agreement to have the City provide assistance for the project. An \$111,000 economic development grant and partial rebate. The rebate amount is anticipated to be less than \$5,000.
- With the upfront grant, along with the rebate, the project would repay the City's initial investment in approximately 8 years.

ORDINANCE

7. Ordinance Amending Title 2, Chapter 11, Article 1 Of The Newton Code Of Ordinances, " General Provisions" Section 11.0104 "Power To Direct Traffic" To Allow The Police Chief Or Designee To Authorize A Third Party To Perform Traffic Direction (Council Report 07-036)

- While working on the 2007 traffic control contract for Iowa Speedway events, the Chief recognized that the city ordinance regarding traffic control could be clearer for the city's needs to authorize a third party to augment police staffing.
- The amended language provides a clear authority for a contracted third party for purposes of assisting the police department with traffic control.

RESOLUTION

8. Resolution Approving A Contract For Traffic Control Services During Iowa Speedway Events In 2007 (Council Report 07-037)

- In 2006 Per Mar Security was designated as the city contractor for traffic control services during Iowa Speedway Events. The Chief contacted Per Mar and they advised him they would be willing to hold the hourly rate at the 2006 level. This request then is to renew the existing contract for the 2007 season.

9. Resolution Approving Purchase Of A ¾ Ton 4X4 Pickup For The Public Works, Water Pollution Control Division From Noble Ford Of Newton, Iowa (Council Report 07-038)

- After council direction to re-bid the pickup, the bids were received as follows:
 - Charles Gabus Ford, Des Moines (State Bid) \$20,542

- Noble Ford, Newton \$21,516
- Karl Chevrolet, Ankeny \$24,027
- Ira Mitchell Motors, Newton \$23,500

The local low bidder is within 5% of the state bid, is now the recommendation to award the bid to Noble Ford of Newton, Iowa

10. Resolution Approving The Newton Sanitary Landfill 2007 – 08 Tonnage Fee (Council Report 07-040)

- Included in the budget for 07-08 was an increase of \$8.00 to the landfill tonnage fee (\$40 to \$48). As the council is aware, this increase is necessary due to the proposed IDNR rule change that impose more stringent environmental testing. If it were not for this unfounded mandate imposed by the state, city staff would have anticipated a \$1/ton increase.

11. Resolution Authorizing The Newton Fire Department To Submit A Grant Application In The Amount Of \$615,000 To The Assistance To Firefighter Grant Program Administered By The Federal Emergency Management Agency (Council Report 07-041)

- The Assistance to Firefighters Grant Program requires a local 5% cash match for application 1 and 2. Application 3 is 10% cash match. The cost share would be \$31,500 for the City of Newton.
- Application # 1 – fire truck pumper and equipment. Cost \$350,000. Newton match: \$17,500
- Application # 2 – 25 each self-contained breathing apparatus. Cost \$164,000. Newton match: \$8,200. exhaust evacuation system. Cost: \$86,000. Newton match: 4,300.
- Application # 3 – 3 each portable ambulance computers. Cost: \$15,000. Newton match: \$1,500.

12. Resolution Approving CDBG Administrative Contract With Simmering – Cory, Inc. (Council Report 07-042)

- Letters were sent to three firms on March 15, as required by state guidelines for consultant selection. Two proposals were received by the March 29 deadline. Simmering–Cory is the recommended consultant for the project.
- The proposed contract would be for \$18,500 and would be covered by the CDBG budget. In order to meet the Federal requirements for record keeping, reporting, and general administration, it is strongly recommended to utilize expert consultants.

DISCUSSION

13. Discussion On Speed Limit Around The Speedway Area (Council Report 07-043)

NEW BUSINESS

14.

CLOSED SESSION

15. To Discuss and Determine Strategy in Regard to Collective Bargaining Issues, Which Discussions are Exempt from the Open Meetings Law Pursuant to the Provisions of Section 20.17(3) Code of Iowa 2006

RETURN TO OPEN SESSION

16.

CLOSED SESSION

17. 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 2006

RETURN TO OPEN SESSION

18.

ADJOURN