

REGULAR CITY COUNCIL MEETING MINUTES
JANUARY 15, 2007, 5:30 P.M.
CITY COUNCIL CHAMBERS

The City Council of Newton, Iowa met in regular session at 5:30 P.M. on the above date in the Council Chambers at 101 West 4th Street South. Mayor Allen presided. Present: Council members Foreman, Morgan, Hansen, Greve, Mullan, Ewing. Absent: None.

At citizen participation Dean Ward wanted to know if there was an Ordinance on the books that prohibited pushing snow on to someone else's property. Darrin Hamilton, City Attorney noted the only ordinance on the books was prohibiting snow being pushed into the streets.

Moved by Morgan, seconded by Mullan to approve consent agenda item number 2. Approve December 21, 2006 Special City Council Meeting Minutes, December 27, 2006 Special City Council Meeting Minutes, January 2, 2007 Regular City Council Meeting Minutes and January 8, 2007 Special City Council Meeting Minutes. AYES: Six. NAYS: None. Consent agenda approved.

Moved by Morgan, seconded by Ewing to introduce on first consideration an Ordinance Amending The Code of Ordinances, City of Newton, Iowa, 1993, Title 2, Chapter 11, Article 10, Parking Offenses, By Adding Or Deleting Sections 11.1008.8(a)(2), No Parking, East Eighth Street North, Westside, From North First Avenue East To North Nineteenth Avenue East And By Adding or Deleting Sections 11.1012.3 Truck Parking Allowed East Eighth Street North Westside, From 690 Feet North Of The Centerline Of The Iowa Interstate Railroad To The North 920 Feet. AYES: Six. NAYS: None. Ordinance passed first consideration. Moved by Foreman, seconded by Hansen to suspend the rules and waive the second and third readings of the above ordinance. AYES: Six. NAYS: None. Ordinance passed second and third considerations. Moved by Mullan, seconded by Ewing to adopt the above ordinance. AYES: Six. NAYS: None. Ordinance No. 2098 adopted.

Moved by Mullan, seconded by Ewing to Introduce a Resolution Approving SF 424 Proposal TO The U.S. Department of Labor Employment And Training Administration For \$250,000 Grant. Mayor Allen stated starting back on September 14, 2006 Transformation Council members attended a meeting with representatives of the Federal Government including the Deputy Secretary of Labor. The council members presented the direction at that time of the Transformation Council to create a new vision for Newton. At this meeting the Council was informed that the outlined program could align with their Workforce Innovation Regional Economic Development (WIRED) program. The Council was invited to attend a National meeting of WIRED participants in Minneapolis-Saint Paul. At the Minneapolis meeting, the Council was invited to apply for a planning grant that would be used to prepare for an application for the WIRED program in the following year. Today's request is to apply for the planning grant. The City of Newton will be the applicant for the grant and DMACC will administer the program. The Department of Labor regulations require that the City be the applicant but allows other entities to manage the program. At the first City Council meeting in February, there will be a resolution adopting a 28E between the City of Newton and DMACC. A 28E will be necessary to manage the program but is not necessary to submit the application. The application needs to be submitted within the next two weeks for review and approval because of funding timelines. The application shows a total request of \$250,000 and is broken down as follows: \$140k for resource mapping, \$55k for rationalization, \$55k for education and includes administrative costs at 11% (\$27.5k). AYES: Six. NAYS: None. Resolution No. 2007 – 005 adopted.

Moved by Mullan, seconded by Morgan to Introduce a Resolution Approving The Purchase Of Real Estate Located At 815 West 6th Street South For The Newton D & D Program. Council member Foreman stated he didn't understand the advantage to the City and if there is no prospect to buy the property he would be opposed. Council member Ewing stated there traditionally is an inventory of D&D property and staff can be effective in locating a buyer. Council member Greve stated he shared the same concerns as Council member Foreman. Council member Hansen stated he spoke with Mike Jones, author of the D&D program and he felt there was a big misunderstanding on how the program

works. He also stated he thought the City was looking at a lot of years to recoup the costs. Council member Foreman stated he felt if we purchased the property we would have a difficult time selling this property. Council member Mullan stated if he lived in the neighborhood he would want it demolished. Council member Morgan felt that everyone has worked very hard to clean this up and we need to make this happen. Council member Greve stated that the law as written today does not allow us to do this and he would not vote for it. Council member Hansen stated that this was not against the law. Council member Foreman stated he was not worried about the empty lot but no revenue by the City owning it. AYES: Four. NAYS: Foreman, Greve. Resolution No. 2007—006 adopted.

Moved by Ewing, seconded by Morgan to Introduce a Resolution Approving An Amendment No. 2 To Agreement B Contract With Howard R. Green Company For Engineering Services. Council member Ewing stated he thought there were ample funds to cover costs. A representative from Howard R. Green summarized why they were asking for the amendment. The 1st contract was delayed because of financing issues and the ROW issues caused a lot of overtime to be used by the company. Council member Hansen stated he was on the original committee and knew there was considerable work done by Howard R. Green and he understood the dilemma but there was no official order to proceed. AYES: Three. NAYS: Foreman, Hansen, Greve. Resolution Failed.

Moved by Greve, seconded by Hansen to Introduce a Resolution Approving An Application For Automatic External Defibrillator Grant Program. AYES: Six. NAYS: None. Resolution No. 2006—007 adopted.

Under new business Mayor Allen asked staff to research citizen participation guidelines.

Moved by Mullan, seconded by Greve to adjourn the meeting at 6:26 p.m. Motion unanimously carried by voice vote.

Charles Allen, Mayor

Candice Van Zee, CMC
City Clerk