

REGULAR CITY COUNCIL MEETING MINUTES
OCTOBER 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 Morgan, Hansen, Ewing, Foreman, Morris, Mullan. Absent: None.

At citizen participation Pete Koppin, 1120 West 18th Street South stated nothing was being done about the weeds in the streets, and parking lots. He also visited about the assessed values of the Maytag properties.

Mayor Allen stated with no objections he made the following correction to the October 1, 2007 council minutes. Morgan not Hansen moved the resolution approving interest money in the capital fund. The resolution died for lack of a second to the motion. There were no objections from City Council Members. Moved by Foreman, seconded by Mullan to approve consent agenda items 2 – 7.

2. Approve October 1, 2007 Regular City Council Meeting Minutes
3. Approve Class B Native Wine, Iowa Speedway, 3333 Rusty Wallace Drive
4. Approve Class C Liquor License, Sunday Sales, Veteran's Of Foreign Wars Post # 1655, 315 First Avenue West
5. Approve Class C Beer Permit, Sunday Sales, Casey's # 1375, 1006 North 19th Avenue East
6. Approve Class C Beer Permit, Sunday Sales, Casey's # 2417, 1200 West 18th Street South
7. Approve Class C Liquor License, Outdoor Service Area, Sunday Sales, Senor Tequila, 1820 South 12th Avenue West

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

Mayor Allen stated this was the continued Public Hearing on the Resolution Approving The Voluntary Annexation Of Property, Approximately 3 Acres, Located In Section 1, Township 79 North, Range 19 West Of The 5th PM Into The City Of Newton, Jasper County, Iowa. There had been no written comments and no citizen participation. Moved by Ewing, seconded by Foreman to close the public hearing. AYES: Six. NAYS: None. Public Hearing closed. Moved by Ewing, seconded by Morris to Introduce the Resolution Approving The Voluntary Annexation Of Property, Approximately 3 Acres, Located In Section 1, Township 79 North, Range 19 West Of The 5th PM Into The City Of Newton, Jasper County, Iowa. AYES: Six. NAYS: None. Resolution No. 2007 – 125 adopted.

Mayor Allen stated this was the continued public hearing on the Resolution Approving The East-Mart Economic Development Area Urban Renewal Plan. There had been no written comments. Jordan Bruntz, Manager of Springboard explained the process that was used this far. He also visited about the business plan. Moved by Foreman, seconded by Morgan to close the public hearing. AYES: Six. NAYS: None. Public Hearing closed. Moved by Hansen, seconded by Foreman to Introduce a Resolution Approving The East-Mart Economic Development Area Urban Renewal Plan. It was noted an amendment would need to be made to the plan as the effective period should be January 1, 2029 not 2028. Motion to make the amendment was made by Hansen and seconded by Foreman. Roll call vote on the amendment: AYES: Six. NAYS: None. Amendment passed. Mayor Allen asked for the roll call vote on the amended resolution. AYES: Six. NAYS: None. Resolution No. 2007 – 126 adopted as amended.

Moved by Mullan, seconded by Foreman to Introduce On First Consideration An Ordinance Providing That General Property Taxes Levied And Collected Each Year On All Property Located Within The East-Mart Economic Development Urban Renewal Area In The City Of Newton, Iowa, By And For The Benefit Of Jasper County, The City Of Newton, Newton Community School District, And Other Taxing Districts, Be Paid To A Special Fund For Payment Of Principal And Interest On Loans, Monies Advanced To An Indebtedness, Including Bonds Issued Or To Be Issued, Incurred By Said City In Connection With Said Economic Development Urban Renewal Project. 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 to the above ordinance. AYES: Six. NAYS: None. Ordinance passed second and third readings. Moved by Ewing, seconded by Foreman to adopt the above ordinance. AYES: Six. NAYS: None. Ordinance No. 2111 adopted.

Mayor Allen stated this was the time and the place for a public hearing on a Resolution Approving Redevelopment Agreement With Springboard Holdings, LLC For An Engineering Company On Property Located Within The East –Mart Economic Development Area. There had been no written comments. Pete Koppin, 1120 West 18th Street South stated he was very happy about this company and its benefits to Newton and any employment opportunities were great. There was a consensus of great support from all council members. AYES: Six. NAYS: None. Resolution No. 2007 – 127 adopted.

Mayor Allen stated this was the time and the place for a public hearing on an Ordinance Replacing Title 4, Chapter 34, Section 34.02 Definitions And Section 34.04050 FP: Flood Plain Ordinance Of The Code of Ordinances Of The City of Newton. There had been no written comments. No citizen participation. Darrin Hamilton, City Attorney noted some amendments in the Penalties For Violation Section 34.04050.29, pointing out change in dollar amounts and it shall constitute a simple misdemeanor further explaining these amendments make this germane to Iowa. Moved by Morgan, seconded by Foreman to close the public hearing. AYES: Six. NAYS: None. Public Hearing closed. Moved by Ewing seconded by Mullan to Introduce the above Ordinance on first consideration with the amendments. AYES: Six. NAYS: None. Ordinance passed first consideration. Moved by Foreman, seconded by Ewing to suspend the rules and waive the second and third considerations of the above ordinance. AYES: Six. NAYS: None. Ordinance passed second and third considerations. Moved by Morris, seconded by Morgan to adopt the above ordinance. AYES: Six. NAYS: None. Ordinance No. 2112 adopted as amended.

Mayor Allen stated this was the time and the place for a public hearing on an Ordinance Establishing A Historic Preservation Commission For The City of Newton, Iowa; Providing For The Recognition And Promotion Of Historic Sites And Defining Powers And Duties Of The Commission. There had been no written comments. No public participation. It was noted this ordinance would be beneficial to the community. Mayor Allen thanked all the volunteers that participated in this process. Moved by Hansen, seconded by Ewing to close the public hearing. AYES: Six. NAYS: None. Public Hearing closed. Moved by Ewing, seconded by Hansen to introduce the above ordinance for first consideration. AYES: Six. NAYS: None. Ordinance passed first consideration. Moved by Hansen, seconded by Morgan to suspend the rules and waive the second and third readings of the above ordinance. AYES: Six. NAYS: None. Ordinance passed second and third readings. Moved by Morris, seconded by Mullan to adopt the above ordinance. AYES: Six. NAYS: None. Ordinance No. 2133 adopted.

Mayor Allen stated this was the time and the place for a public hearing on a Resolution Approving The Amended Prairie Fire Economic Development Area Urban Renewal Plan. There had been no written comments. No public participation. Moved by Morgan, seconded by Ewing to close the public hearing. AYES: Six. NAYS: None. Public Hearing closed. Moved by Mullan, seconded by Ewing to Introduce a Resolution Approving The Amended Prairie Fire Economic Development Area Urban Renewal Plan. AYES: Six. NAYS: None. Resolution No. 2007 – 128 adopted.

Moved by Hansen, seconded by Ewing to Introduce on first consideration an Ordinance Amending Ordinance No. 2097 Regarding The Prairie Fire Economic Development Urban Renewal Area In The City of Newton, Iowa. AYES: Six. NAYS: None. Ordinance passed first consideration. Moved by Ewing, seconded by Morgan to suspend the rules and waive the second and third readings of the above Ordinance. AYES: Six. NAYS: None. Ordinance passed second and third readings. Moved by Hansen, seconded by Ewing to adopt the above Ordinance. AYES: Six. NAYS: None. Ordinance No. 2114 adopted.

Moved by Foreman, seconded by Ewing to Introduce a Resolution Approving Submission Of An Application For Assistance From The Community Economic

Betterment Account Program And The High Quality Job Creation Program. AYES: Six. NAYS: None. Resolution No. 2007 – 129 adopted.

Moved by Morris, seconded by Ewing to Introduce a Resolution Authorizing Parks Director TO Seek Bids For A Utility Tractor, Cab, And Snow Blower For The Parks Department. Hansen noted he needed to have money from the park budget. AYES: Six. NAYS: None. Resolution No. 2007 – 130 adopted.

Moved by Foreman, seconded by Morgan to Introduce A Resolution Paying Elim Care, Inc. \$131,763 Tax Rebate Per Development Agreement. AYES: Six. NAYS: None. Resolution No. 2007 – 131 adopted.

Moved by Morgan, seconded by Mullan to Introduce a Resolution Accepting The Assistance To Firefighter Grant And Directing The Newton Fire Department To Seek Bids For 25 EA. Self Contained Breathing Apparatus With Spare Tanks And A Vehicle Exhaust Extraction System. AYES: Six. NAYS: None. Resolution No. 2007 – 132 adopted.

Moved by Mullan, seconded by Morris to Introduce a Resolution Approving Purchase Of A Street Sweeper For The Public Works Department, Street Division Form Eddy-Walker Equipment Company Of Des Moines, Iowa. AYES: Six. NAYS: None. Resolution No. 2007 – 133 adopted.

Under new business Council Member Mullan stated on Sunday, October 21st Newton would be shown on the CBS Sunday morning show at 8:00 a.m. Nuisance abatements were also discussed. Ewing also mentioned he had received an email from a resident about the city crews trimming trees and wanted to assure the resident it was not being done with trees on private property, just the right of way.

Moved by Foreman, seconded by Mullan to adjourn the meeting at 6:23 p.m. Motion unanimously carried by voice vote.

Charles Allen, Mayor

Candice Van Zee City Clerk