

REGULAR CITY COUNCIL MEETING MINUTES
AUGUST 4, 2008, 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 Arboretum at 3000 North 4th Avenue East. Mayor Pro Tem Hansen presided. Present: Council members Plumb, Hansen, Ewing, Foreman, Mullan. Absent: Morris.

At citizen participation, Margie Craig, 518 East 21st Street South stated several citizens are having problems getting rid of there tree limbs and debris, she asked the City to consider waiving the landfill fee. Hansen stated since the Landfill has 28E agreements with other entities this was not something they could consider.

Moved by Morris, seconded by Mullan to approve consent agenda items 2-7.

2. Approve July 21, 2008 Regular City Council Meeting
3. Approve Class C Beer Permit, Sunday Sales, Petro Stop, 404 South 11th Avenue West
4. Approve Class C Beer Permit, Sunday Sales, Dezi's Quick Shop, 702 First Avenue East
5. Approve Special Class C Liquor License, Living Quarters, Sunday Sales, La Corsette Maison Inn, 629 First Avenue East
6. Approve Class C Beer Permit, Sunday Sales, Hy-Vee Gas, 1421 First Avenue East
7. Approve Cigarette Permit Submitted From Hy-Vee Gas, 1421 First Avenue East

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

Moved by Ewing, seconded by Mullan to Introduce a Resolution Setting a Public Hearing For August 18, 2008 On Adoption of Updated Building And Fire Safety Codes. Bryan Friedman, Community Development Director noted the City of Newton last updated its building codes (found in Title 3 of the Code of Ordinances) in 1998. In the subsequent decade, much has changed in the realm of building codes, as the major national code-writing bodies have merged and united to produce what are known as the International Codes. These International Codes have become the industry standard. In fact, Newton's current building code, the 1997 Uniform Building Code, is no longer being produced. It was also stated by January 1, 2009, the existing codes would expire and the new International Codes would be the only ones in effect. The Mayor requested that staff identify and summarize the changes for City Council. AYES: Six. NAYS: None. Resolution No. 2008 – 085 adopted.

Mayor Allen recused himself from this agenda item. Mayor Pro-Tem Hansen took over the gavel. Moved by Mullan, seconded by Ewing to Introduce a Resolution Setting A Public Hearing For August 18, 2008 On Community Development Block Grant Project Progress For The Maytag Downtown Campus Demolition Activity. AYES: Six. NAYS: None. Resolution No. 2008 – 086 adopted.

Mayor Allen resumed the Council meeting. Moved by Hansen, seconded by Ewing to Introduce a Resolution Approving The 2008 Ambulance Fee Schedule. It was noted that what ever Medicare pays for an ambulance bill is accepted with no additional payments. AYES: Six. NAYS: None. Resolution No. 2008 – 0087 adopted.

Moved by Morris, seconded by Foreman to Introduce a Resolution Authorizing The City of Newton Historic Preservation Commission To Apply For A 2009 Certified Local Government Grant For A Planning For Preservation Project. AYES: Six. NAYS: None. Resolution No. 2008 – 088 adopted.

Mayor Allen recused himself from this agenda item. Moved by Ewing, seconded by Mullan to Introduce a Resolution Approving Modification To Maytag Demolition Project Phase 2. Mayor Pro-Tem Hansen stated this does not change the \$700,000 the City has in the project. AYES: Six. NAYS: None. Resolution No. 2008 – 089 adopted.

Mayor Allen resumed the Council meeting. Moved by Hansen, seconded by Ewing to Introduce a Resolution Authorizing The Approval Of The Iowa Department Of Transportation Agreement For Airport Improvement Project Program Funding. AYES: Six. NAYS: None. Resolution No. 2008 – 090 adopted.

Moved by Mullan, seconded by Plumb to Introduce a Resolution Appointing Parks Director, Denny Slings, As The City of Newton's Authorized Representative Regarding FEMA Application. AYES: Six. NAYS: None. Resolution No. 2008 – 091 adopted.

Under new business a discussion was held on the civil defense sirens, Chief Clements noted there are 13 sirens throughout the city, some are old and some new, the public works facility maintains them along with minor repairs, they are tested every Wednesday at 10:00 a.m. for every siren there is a citizen that is checking to make sure they are working properly, they are also used for emergency information along with the tornado siren. It was also suggested information on the sirens be put on the access channel along with information to the newspaper and KCOB. Mullan asked if it was possible to spray for clover at the cemetery. David Stewart, Public Works Director stated they do not as it would take additional money. A discussion ensued on the maintenance of the cemetery.

Under old business Mayor Allen requested an update on alternatives for Fountain Hills. Bryan Friedman, Community Development Director stated he had been looking at the paintball facility conditional uses; it seems to be the zoning they fall under. Procedurally conditional uses go to Planning And Zoning and then to council and to zoning board of adjustment. Friedman stated we need to look at the entire area; the overall plan for area is not to abandon Fountain Hills residential. Foreman noted we need to make every effort to get the paintball business into Newton, Hansen also noted this has merit. The last discussion under old business was a reminder for property owners to take care of their debris that was left behind after the windstorm.

Motion by Foreman, seconded by Mullan to adjourn the meeting at 6:37 p.m. Motion unanimously carried by voice vote.

Charles Allen, Mayor

Candice Van Zee, CMC
City Clerk