

REGULAR CITY COUNCIL MEETING MINUTES
SEPTEMBER 2, 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 Council Chambers at 101 West 4th Street South. Mayor Allen presided. Present: Council members Plumb, Hansen, Foreman, Morris, Mullan. Absent: Ewing.

There was no citizen participation.

Agenda item number 2 was a presentation by Kim Didier, Director of the Newton Development Corporation.

Moved by Foreman, seconded by Mullan to approve consent agenda items 3-4. Morris noted in the August 18th meeting minutes there was no mention of Bob Cross speaking on nuisances on behalf of his mother. The Clerk noted for the record. Foreman and Mullan accepted the amendment to their motion and second.

3. Approve August 11, 2008 Goal Setting Session Minutes, August 18, 2008 Study Session Minutes, and August 18, 2008 Regular City Council Meeting Minutes.
4. Resolution Appointing Jerry Chandler, Jr. To Serve On The Plumbing Board For A Term Ending December 31, 2010. Resolution No. 2008-105 adopted.

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

Moved by Morris, seconded by Mullan to introduce on second consideration an Ordinance Amending Title 3, Chapter 20 "Building Regulations" Of The Code Of Ordinances Of The City Of Newton, Iowa. AYES: Morris, Mullan. NAYS: Plumb, Hansen, Foreman. Ordinance failed.

Moved by Foreman, seconded by Hansen to Introduce a Resolution Approving An Agreement For Grant Funding With The United States Department Of Commerce Economic Development Administration. AYES: Five. NAYS: None. Resolution No. 2008 – 106 adopted.

Moved by Plumb, seconded by Morris to Introduce the Resolution Accepting Work On The Demolition Of Structures Demo 08-3 Project. AYES: Five. NAYS: None. Resolution No. 2008 – 107 adopted.

Moved by Hansen, seconded by Mullan to Introduce the Resolution Accepting Work On The North Newton Hike And Bike Trail Project. AYES: Five. NAYS: None. Resolution No. 2008 – 108 adopted.

Mayor Allen recused himself from this agenda item. Mayor Pro-Tem Hansen took over the gavel. Moved by Mullan, seconded by Morris to Introduce a Resolution approving Modification To Maytag Demolition Project Phase 1. AYES: Five. NAYS: None. Resolution No. 2008 – 109 adopted.

Mayor Allen resumed the Council meeting. Moved by Hansen, seconded by Morris to Introduce a Resolution Authorizing The Submission Of Application For IDOT Airport Program Funding And Certifying Eligibility Requirements. AYES: Five. NAYS: None. Resolution No., 2008 – 110 adopted.

Moved by Foreman, seconded by Hansen to Introduce a Resolution Authorizing Action Jack's Paintball Games, LLC To Shoot Paintball Guns. AYES: Four. NAYS: Plumb. Resolution No. 2008 – 111 adopted.

Moved by Foreman, seconded by Hansen to Introduce a Resolution Approving The 2007-2008 Annual Financial Report For City Street And Parking. AYES: Five. NAYS: None. Resolution No. 2008 – 112 adopted.

The next agenda item was a discussion on the Maytag Bowl Project by Park Director, Denny Slings

Under new business Foreman stated he wanted to squelch rumors about his resigning from the Council because of his health, he stated this just is not true.

There was no old business.

Moved by Hansen, seconded by Foreman to go into closed session 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 2008. AYES: Six. NAYS: None. Motion passed. Mayor Allen stated there would be fifteen-minute recess to clear the council chambers.

Upon return to open session at 7:16 p.m. it was moved by Morris, seconded by Plumb to adjourn the meeting at 7:16 p.m. Motion unanimously carried by voice vote.

Charles Allen, Mayor

Candice Van Zee, CMC
City Clerk