

REGULAR CITY COUNCIL MEETING MINUTES  
NOVEMBER 3, 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 4<sup>th</sup> Street South. Mayor Allen presided. Present: Council members Plumb, Hansen, Ewing, Foreman, Morris, Mullan. Absent: None.

At citizen participation, Rita Baker, 405 W. 11<sup>th</sup> Street S., stated that she was a sponsor for a mentor team of 5<sup>th</sup> and 6<sup>th</sup> grade Talented and Gifted students. These students perform in a Lego team every year and this year the theme was climate change. The students did theirs over how the ice storm affected the City. She just wanted to thank the City staff, especially Jody Rhone and Denny Slings, for all of the help they gave the students.

Moved by Morris, seconded by Mullan to approve consent agenda items 2-8.

2. Approve October 20, 2008 Regular City council Meeting Minutes and October 27, 2008 CIP/CEP Workshop Minutes.
3. Resolution Appointing Neil Guess To Serve On The Zoning Board Of Adjustment For The Unexpired Term Ending December 31, 2011. Resolution No. 2008-140 adopted.
4. Resolution Reappointing Dennis Porter To Serve On The Zoning Board Of Adjustment For A Five Year Term Expiring December 31, 2013. Resolution No. 2008-141 adopted.
5. Approve Class C Beer permit, Sunday Sales, Casey's #1375, 1006 North 19<sup>th</sup> Avenue East.
6. Approve Class C Beer Permit, Sunday Sales, Casey's #2417, 1200 West 18<sup>th</sup> Street South.
7. Approve Class C Beer Permit, Sunday Sales, Loves Travel Stop #361, 4400 South 22<sup>nd</sup> Avenue East.
8. Approve Class C Beer Permit, Carryout Wine, Sunday Sales, Kum & Go #333, 405 First Avenue East.

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

Mayor Allen stated this was the time place for a public hearing on a Resolution Awarding Contract And Bond And Making Award Of Contract For E. 8<sup>th</sup> St. N. There had been no written comments and there were no public comments. Moved by Foreman, seconded by Plumb to close the public hearing. AYES: Six. NAYS: None. Public hearing closed. Interim City Administrator Wardlow stated that staff felt that the awarding of the contract should be delayed. Moved by Hansen, seconded by Ewing to delay the awarding of the bid by not more than 90 days. AYES: Six. NAYS: None. Resolution was delayed.

Mayor Allen recused himself from the agenda item. Mayor Pro-Tem Hansen took over the gavel. Moved by Morris, seconded by Ewing to Introduce a Resolution Fixing Date For A Meeting On The Proposition Of The Issuance Of Not To Exceed \$750,000 General Obligation Bonds (For An Essential Corporate Purpose) Of Newton, Iowa, And Providing For Publication Of Notice Thereof. AYES: Five. NAYS: Plumb. Resolution No. 2008 – 142 adopted.

Mayor Allen resumed the Council Meeting. Moved by Ewing, seconded by Mullan to Introduce the Resolution Setting A Public Hearing For The Agriculture Airport Use Agreement And Lease. Council discussion ensued over specifics of the current lease and redevelopment agreement. AYES: Four. NAYS: Plumb, Foreman. Resolution No. 2008 – 143 adopted.

Moved by Mullan, seconded by Morris to Introduce the Resolution Approving The Participation Of The City Of Newton Into The State Of Iowa, Iowa Income Offset Program AYES: Six. NAYS: None. Resolution No. 2008 – 144 adopted.

Moved by Ewing, seconded by Hansen to Introduce a Resolution Authorizing Capital Equipment Expenditure From Library Reserve Fund. AYES: Five. NAYS: Morris. Resolution No., 2008 – 145 adopted.

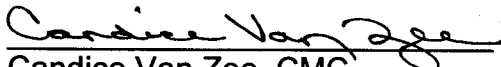
Moved by Morris, seconded by Mullan to Introduce a Resolution Approving One-Year Extension For Preparation Of Financial Statements And Auditing Services With Nolte, Cornman & Johnson, P.C. Of Newton, Iowa. AYES: Six. NAYS: None. Resolution No. 2008 – 146 adopted.

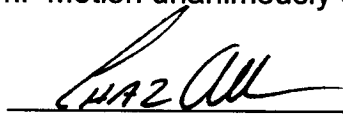
Mayor Allen stated if there were no objections from the Council we would move Item 17 and 18 on the agenda above item 15. Under new business, Council member Foreman stated he had a call from a citizen wondering if the Nuisance Hotline was anonymous and if the City published that number. Interim City Administrator Wardlow stated that the hotline was anonymous and the number was on the City website, Channel 12, and in other publications as well.

There was no old business.

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

Upon return to open session at 6:41 p.m. it was moved by Plumb, seconded by Morris to adjourn the meeting at 6:42 p.m. Motion unanimously carried by voice vote.

  
Candice Van Zee, CMC  
City Clerk

  
Charles Allen, Mayor