

SPECIAL CITY COUNCIL MEETING MINUTES
APRIL 13, 2009, 12:00 P.M.
CITY COUNCIL CHAMBERS

The City Council of Newton, Iowa met in special session at 12:00 P.M. on the above date in the Council Chambers at 101 West 4th Street South. Mayor Pro-Tem Hansen presided. Present: Council members Plumb, Julius, Foreman, Morris, Mullan. Absent: None.

Mayor Pro-Tem Hansen thanked the Council Members for their willingness to have this special council meeting. Darrin Hamilton, City Attorney, Acting City Administrator noted Mayor Allen was not at this council meeting.

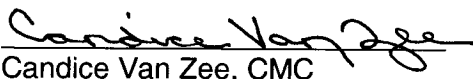
Moved by Plumb, seconded by Mullan to Introduce a Resolution Approving Agreement Addressing The Procedure For Adjusting Flow Of Payments Called For By The June 5, 2008 Supplemental Agreement. Mayor Pro-Tem Hansen stated this amends the June 5 supplemental agreement to reflect how cash flow will be handled given anticipated credits, he also noted this does not change the amount of money the city is contributing to the project. Foreman stated this amendment is between the partners. Mayor Pro-Tem Hansen stated this is agreeing how the money flows between the partners. AYES: Six. NAYS: None. Resolution No. 2009 – 038 adopted.

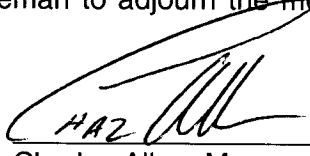
It was noted at this time the partners were signing the documents.

Moved by Mullan, seconded by Plumb to Introduce a Resolution Approving Modification To Maytag Demolition Project Phase 3 – Change Order # 19. Mayor Pro-Tem Hansen stated this change order # 19 is for \$50,000. This settles all claims for additional costs to date due to delays sustained by contractor and sets the substantial project completion date to July 13, 2009. AYES: Six. NAYS: None. Resolution No. 2009 – 039 adopted.

Moved by Morris, seconded by Mullan to Introduce a Resolution Approving Modifications To Maytag Demolition Project Phase 3 – Change Order # 18. Mayor Pro-Tem Hansen stated this change order # 18 is a credit for \$208,60. This includes credit to the project by removing the parking lot work at the former building 37 / 75 location. AYES: Six. NAYS: None. Resolution No. 2009 – 040 adopted.

Moved by Julius, seconded by Foreman to adjourn the meeting at 12:10 p.m. Motion unanimously carried by voice vote.


Candice Van Zee, CMC
City Clerk


Charles Allen, Mayor