

REGULAR CITY COUNCIL MEETING MINUTES  
JANUARY 03, 2022, 6:00 P.M.  
CITY COUNCIL CHAMBERS

The City Council of Newton, Iowa met in regular session at 6:00 P.M. on the above date in the Council Chambers at 101 West 4<sup>th</sup> Street South. Mayor Pro Tem George presided. Present Council Members: Hallam, Dalton, George, Ervin, Trotter, Wade. Absent: None.

Mayor Pro Tem George asked everyone present to join in saying the Pledge of Allegiance.

City Attorney Matt Brick presented on Open meetings, open records, Rules of Procedure, conflict of interest, the role of the City Attorney, and the role of the City Council.

There was no citizen participation.

Moved by Hallam, seconded by Ervin to approve consent agenda items 4-13.

4. December 20, 2021 Regular City Council Meeting Minutes
5. December 20, 2021 Budget Workshop Minutes
6. Approve Liquor Licenses for the following: Cardinal Lanes, 1300 S 5th Ave E, Class C Liquor License, Sunday Sales pending staff approval; New Application for Casey's #3954, 4343 S 15th Ave E, Class E Liquor License, Class B Wine Permit, Class C Beer Permit, Sunday Sales, pending staff approval; Montana Mikes, 1400 W 18th St S, Class C Liquor License, Sunday Sales, pending staff approval.
7. Resolution establishing terms for the Downtown Grant Review Board and appointing Mike Sell to fill an unexpired term. Resolution 2022-001 adopted.
8. Resolution appointing City Clerk and Deputy City. Resolution 2022-002 adopted.
9. Resolution levying assessments for costs of nuisance abatement and providing for the payment thereof (Schedule 21-10). Resolution 2022-003 adopted.
10. Resolution cancelling previously awarded contract, and awarding new contract for the City of Newton Parks Roof Repairs Project. Resolution 2022-004 adopted.
11. Resolution to accept proposal and authorize the purchase of a 2022 Type III module ambulance. Resolution 2022-005 adopted.
12. Resolution Setting a Date of Meeting at which it is proposed to approve a Development Agreement with Hopkins Properties LLC, Including Annual Appropriation Tax Increment Payments. Resolution 2022-006 adopted.
13. Approve Bills

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

Moved by Trotter, seconded by Ervin to approve the Third Consideration of an Ordinance, amending the Code of Ordinances, City of Newton, Iowa, 2016, Title VII, Chapter 72, Section 72.12, "Parking Rules," to make changes to parking in the free municipal lots. AYES: Six. NAYS: None. Third consideration was approved. Moved by Hallam, seconded by Trotter to adopt the Ordinance. AYES: Six. NAYS: None. Ordinance 2404 adopted.

Moved by Hallam, seconded by George to approve the Third Consideration of an Ordinance, amending the Code of Ordinances, City of Newton, Iowa, 2016, Title VII, Chapter 70, Section 70.15, "Traffic and Parking Schedules Adopted by Reference," to make changes to street parking in the 300-400 blocks of East Four and One-Half Street South. AYES: Six. NAYS: None. Third consideration was approved. Moved by Trotter, seconded by Ervin to adopt the Ordinance. AYES: Six. NAYS: None. Ordinance 2405 adopted.

Moved by Ervin, seconded by George to approve the Third Consideration of an ordinance amending the City of Newton Official Zoning Map for property located at 1404 1<sup>st</sup> Avenue West (Parcel 0833126048) from C-A: Arterial Commercial to R-2: One- and Two-Family Residential. AYES: Six. NAYS: None. Third consideration was approved. Moved by Ervin, seconded by Trotter to adopt the Ordinance. AYES: Six. NAYS: None. Ordinance 2406 adopted.

Moved by Trotter, seconded by George to approve the Third Consideration of an Ordinance amending and updating the Code of Ordinances, City of Newton, Iowa, Title XI: Business Regulations, Chapter 111, "Peddlers, Solicitors and Transient Merchants." Ordinance amending and updating the Code of Ordinances, City of Newton, Iowa, Title XI: Business Regulations, Chapter 111, "Peddlers, Solicitors and Transient Merchants." Kim Didier Executive Director DMACC Business Resources, spoke again on the importance of supporting small business owners which includes the food truck vendors and consider the possible barriers this might create. They also asked to consider no fee due to the financial impact. Also, how this would affect the businesses in Legacy Plaza that rely on the food trucks. Discussion ensued. AYES: Four. NAYS: Hallam, Ervin. Third consideration of the Ordinance approved. Moved by Trotter, seconded by George to adopt the Ordinance. AYES: Six. NAYS: None. Ordinance 2407 adopted.

Moved by Wade, seconded by George to adopt the Resolution establishing the mobile food unit license fee and the premise permit fee. Joe Coen, 623 E 23 St N., Didier, DMACC, Hilary Foster, 2511 N 7<sup>th</sup> Ave E, Julia Prendergast, DDNA, business owner, all spoke regarding keeping the fee at a reasonable rate to encourage vibrancy and commerce. Discussion ensued about setting an inspection fee only for those that need to be inspected and not for those that had a current inspection from a reputable source. Moved by Trotter, seconded by Ervin, to table the resolution in order to add an inspection fee when required. AYES: Six. NAYS: None. Resolution was tabled.

Moved by Trotter, seconded by Dalton to adopt the Resolution selecting Iowa Inspections, LLC to serve as the inspection service provider for the Newton Rental Housing Inspection Program. AYES: Six. NAYS: None. Resolution 2022-007 adopted.

Moved by Trotter, seconded by George to adopt the Resolution approving a contract with Iowa Inspections LLC to conduct inspections for the Commercial Business/Property Inspection Program. AYES: Six. NAYS: None. Resolution 2022-008 adopted.

Moved by Wade, seconded by Hallam to adopt the Resolution approving pre-payment of costs for utility relocation work needed to adjust existing fiber optic and copper communications lines ahead of the construction of the Newton Airport Taxiway Relocation Project. AYES: Six. NAYS: None. Resolution 2022-009 adopted.

Brian Laube, Community Services Director lead a discussion on the proposed park bond referendum. He asked for feedback regarding the recommended projects to include. Laube will bring a recommendation back to council for approval.

During Mayor/Council comments Ervin spoke regarding the snow removal operations downtown. He noted obstacles that keep staff from being able to do their jobs and recommended bringing changes to the policy that would allow for towing in the downtown area during a snow event.

Moved by Hallam, seconded by Trotter to adjourn the meeting at 7:51 P.M. Motion unanimously carried by voice vote.

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Michael L. Hansen, Mayor

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Katrina Davis, City Clerk