

REGULAR CITY COUNCIL MEETING MINUTES
FEBRUARY 15, 2021, 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 4th Street South and via an electronic meeting (pursuant to Iowa Code section 21.8) because a meeting in person is impossible or impractical due to concerns for the health and safety of council members, staff, and the public due to COVID-19. Mayor Hansen presided. Present Council Members: Hallam, Stonner, George, Ervin, Trotter, Mullan. Absent: None.

Mayor Hansen asked everyone present to join in saying the Pledge of Allegiance.

Ethan Nasalroad, Johnson Aviation presented a Newton Municipal Airport - Earl Johnson Field Update.

Tanya Michener, Historic Preservation Commissioner, presented on the CLG Annual Report.

There was no citizen participation.

Moved by Trotter, seconded by George to approve consent agenda items 5-13.

5. February 01, 2021 Regular City Council Meeting Minutes
6. February 01, 2021 Budget Workshop Minutes
7. Approve Liquor Licenses for the following: Dollar General #3032, Renewal and Change of Ownership, 2617 1st Ave E, BC0029879, Class C Beer Permit (BC), Class B Wine Permit (Carryout Wine - Includes Native Wine), Sunday Sales; Casey's #2341, Renewal and Change of Ownership, LE0003013, 3104 1st Ave E, Class E Liquor License (LE), Class B Wine Permit (Carryout Wine - Includes Native Wine), Class C Beer Permit (Carryout Beer), Sunday Sales; Casey's #2417, Change of Ownership, LE0002740, 1200 W 18th St S, Class E Liquor License (LE), Class B Wine Permit (Carryout Wine - Includes Native Wine), Class C Beer Permit (Carryout Beer), Sunday Sales; Casey's #1911, Change of Ownership, LE0003308, 1018 1st Ave E, Class E Liquor License (LE), Class B Wine Permit (Carryout Wine - Includes Native Wine), Class C Beer Permit, (Carryout Beer) Sunday Sales.
8. Resolution levying assessments for costs of nuisance abatement and providing for the payment thereof (Schedule 21-01). Resolution 2021-035 adopted.
9. Resolution approving an agreement with Atomic Music Group & The Nadas for the 2021 Newton Fest concert on Saturday, June 12, 2021. Resolution 2021-036 adopted.
10. Resolution approving an agreement with Damon Dotson & band on Thursday, June 10 as part of the Summer Concert Series at Maytag Bowl and the kickoff of Newton Fest 2021. Resolution 2021-037 adopted.
11. Resolution approving the 2020 Certified Local Government Annual Report for the Newton Historic Preservation Commission. Resolution 2021-038 adopted.
12. Resolution awarding the purchase of firefighter's protective equipment. Resolution 2021-039 adopted.
13. Approve Bills

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

Mayor Hansen stated that this is the time and place for a Public Hearing on a Resolution Proposed Maximum Property Tax Dollars for Fiscal Year July 1, 2021 – June 30, 2022. There were no written comments. Moved by Mullan, seconded by Trotter, to close the public hearing. AYES: Six. NAYS: None. The public hearing was closed. Moved by Ervin, seconded by Stonner to adopt the resolution. AYES: Six. NAYS: None. Resolution 2021-040 adopted.

Mayor Hansen stated that this is the time and place for a Public Hearing on a resolution accepting purchase and redevelopment proposal for property at 921 North 4th Avenue West in Newton. There were no written comments. Moved by Mullan, seconded by Hallam, to close the public hearing. AYES: Six. NAYS: None. The public hearing was closed. Moved by Stonner, seconded by Ervin to adopt the resolution. AYES: Six. NAYS: None. Resolution 2021-041 adopted.

Moved by Trotter, seconded by George, to approve the third consideration of an Ordinance amending the City of Newton Code of Ordinances, Title XV, Chapter 150, Electrical Code for the City of Newton. AYES: Six. NAYS: None. Third consideration passed. Moved by Mullan, seconded by Hallam, to adopt the Ordinance. AYES: Six. NAYS: None. Ordinance 2390 was adopted.

Moved by Trotter, seconded by Mullan, to approve the first 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 200 block of West Ninth Street North. Ervin questioned the purpose of no parking on the east side of the street. Public Works Director Jody Rhone indicated that it was due to the private road to the east to relieve congestion for those turning right. It was Moved by Ervin, seconded by George to amend the Ordinance by removing the no parking on the east side. AYES: Three. NAYS: Stonner, Trotter, Mullan. The motion to amend failed. AYES: Four. NAYS: George, Ervin. First consideration passed.

Moved by Hallam, seconded by Trotter, to approve the first 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 400-500 block of West Tenth Street North and the 900 block of North Fifth Ave West. AYES: Six. NAYS: None. First consideration passed.

Moved by George, seconded by Trotter, to approve the first consideration of an Ordinance amending the Code of Ordinances, City of Newton, Iowa, 2016, Title VII, Chapter 70, Section 70.15, "Traffic and Parking Offenses Adopted by Code Reference" by adding a "No Right Turn on Red" designation on the south quadrant of the East Twelfth Street and First Avenue intersection. AYES: Five. NAYS: Ervin. First consideration passed.

Moved by Trotter, seconded by Ervin to adopt a Resolution approving the purchase and up-fit services for two 2021 Ford Police Interceptor SUVs and one 2021 Ford Ranger truck for \$114,700. AYES: Six. NAYS: None. Resolution 2021-042 adopted.

Moved by Trotter, seconded by Hallam to adopt a Resolution approving the assignment of contract for 1803 1st Avenue East in accordance with the requirements of the purchase and redevelopment agreement, dated December 17, 2019, between the City of Newton and The Overland Group, LLC. AYES: Six. NAYS: None. Resolution 2021-043 adopted.

Brian Laube, Community Services Director, presented a 2020 Community Services Recap highlighting major accomplishments that were completed such as overseeing the 1st Ave resurfacing, Arbor Estates, Airport Expansion, demolishing Newton Inn. Unfortunately, Covid-19, the Derecho, and maintenance issues had a substantial impact on the revenues for the Pool.

During Mayor/Council comments Hallam announced that the Newton Alumni will have a full slate of activities planned for June with the All Class Reunion to be held at Hotel Maytag.

Moved by Trotter, seconded by Mullan at 7:06 p.m. to move to 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 2021. AYES: Six. NAYS: None. Motion passed. The Mayor announced a 2 minute recess.

Upon return to Open Session it was Moved by Trotter, seconded by Mullan to adjourn the meeting at 7:56 P.M. Motion unanimously carried by voice vote.

Michael L. Hansen, Mayor

Katrina Davis, City Clerk