

REGULAR CITY COUNCIL MEETING MINUTES  
AUGUST 01, 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 Hansen presided. Present Council Members: Hallam, Dalton, George, Ervin, Trotter, Wade. Absent: None.

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

Emily Thomason, Newton Main Street spoke regarding the Newton Main Street Economic Vitality Committee's proposal for Harmony Park. Bryce Heitman spoke regarding the surveys that were distributed to the community.

During citizen participation Max Tipton, 1903 S 3rd Ave E, spoke regarding the dog attack on his wife and is concerned the code is in favor of the dog. Nancy Sorbella, acquired 427 N 3<sup>rd</sup> Ave E, is restoring the property. Dan Nieland, 1215 N 67<sup>th</sup> Ave W, spoke regarding the Bowl full of Blues that will be happening at the Maytag Bowl. It will be 30 years old this year. They are asking for a \$3000 donation to the South Skunk Blues Society to help with the production and promotional costs.

Moved by Wade, seconded by Trotter to approve consent agenda items 5-12.

5. July 18, 2022 Regular City Council Meeting Minutes
6. Resolution fixing the amounts to be assessed against individual private properties for the abatement of nuisance violations (Schedule No. 22-07). Resolution 2022-220 adopted.
7. Resolution accepting completion of the Former Manufactured Gas Plant Site 2021 Remediation Project. Resolution 2022-221 adopted.
8. Resolution authorizing the submission of an application for Iowa Traffic Safety Improvement Program funding for ADA signal upgrades. Resolution 2022-222 adopted.
9. Resolution awarding contract for the Sanitary Sewer Manhole Restoration Project 2022-01. Resolution 2022-223 adopted.
10. Resolution approving a Telecommunications Licensing Agreement with Unite Private Networks – UPN 5077. Resolution 2022-224 adopted.
11. Resolution approving the Farm to Table Special Events Application. Resolution 2022-225 adopted.
12. Approve Bills.

AYES: Six. NAYS: None. Consent Agenda was adopted.

Moved by Hallam, seconded by George to approve the Third Consideration of an Ordinance vacating and disposing of the full width of the east-to-west South 7<sup>th</sup> Avenue East roadway located between the 600 and 700 blocks of East 27<sup>th</sup> Street South, City of Newton, Jasper County, Iowa. AYES: Six. NAYS: None. Third consideration was approved. Moved by Hallam, seconded by Trotter to approve the Ordinance. AYES: Six. NAYS: None. Ordinance 2417 was adopted.

Moved by Trotter, seconded by Ervin to approve the Third Consideration of an Ordinance adding Title XI, Chapter 120 - Natural Gas Franchise to the Newton Code of Ordinances 2016, granting to Black Hills/Iowa Gas Utility Company, LLC d/b/a Black Hills Energy, its successors and assigns, a nonexclusive twenty-five year franchise to construct, operate, maintain, and extend a natural gas distribution system in the City of Newton, Iowa. AYES: Six. NAYS: None. Third consideration was approved. Moved by George, seconded by Ervin to approve the Ordinance. AYES: Six. NAYS: None. Ordinance 2418 was adopted.

Moved by Hallam, seconded by Trotter to adopt the Resolution dispensing with the special election requirement on the matter of granting a gas franchise to Black Hills/Iowa Gas Utility Company, LLC, d/b/a Black Hills Energy. AYES: Six. NAYS: None. Resolution 2022-226 adopted.

Moved by George, seconded by Trotter to adopt the Resolution Approving a Contract for Professional Community and Economic Development Services with the Newton Development Corporation for Fiscal Year 2022-23. AYES: Six. NAYS: None. Resolution 2022-227 adopted.

Moved by George, seconded by Hallam to adopt the Resolution approving an economic development grant agreement with the Newton Development Corporation (NDC) for the acquisition of 1311 1<sup>st</sup> Avenue East. AYES: Six. NAYS: None. Resolution 2022-228 adopted.

Moved by George, seconded by Hallam to adopt the Resolution amending the eligibility boundary for the Newton Downtown Improvement Grant and Downtown Housing Grant Programs. AYES: Six. NAYS: None. Resolution 2022-229 adopted.

Moved by Ervin, seconded by Trotter to adopt the Resolution to approve creating a temporary Firefighter/Paramedic position in the Fire Department. AYES: Six. NAYS: None. Resolution 2022-230 adopted.

Police Chief Burdess provided council with a mid-year report and Administrative Services Manager, Katrina Davis provided council with information on the plan to change payroll from semi-monthly to bi-weekly.

During Mayor/Council comments Ervin stated that there are a lot of positive things and events happening in Newton this summer. He is excited about the Bowlful of Blues and indicated that PGI had their first public night on Sunday. It was a great project, and the attendees are coming out and supporting the community. Mayor Hansen shared his experience at the Indy race and praised Hy-Vee for the fantastic support of the event. He also praised all the volunteers and all those that take the time to be involved in the town and that bring events to the community. He thanked the individuals in Public Safety for being prepared and ensuring we don't have serious problems. Wade thanked Erin Yeager and Main Street as well as Craig Armstrong for being such a big part of the PGI tour.

At 7:44 p.m. it was moved by George, seconded by Trotter 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 2022. AYES: Six. NAYS: None. Motion passed and council took a five minute recess to clear the council chambers.

At 8:11 p.m. council returned to open session and at 8:12 p.m. it was moved by Wade seconded by Trotter 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 2022 on another matter. AYES: Six. NAYS: None. Motion passed.

Upon returning to open session at 8:33 p.m. it was moved by Hallam, seconded by Trotter to adjourn the meeting at 8.33 P.M. Motion unanimously carried by voice vote.

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Michael L. Hansen, Mayor

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Katrina Davis, City Clerk