

REGULAR CITY COUNCIL MEETING MINUTES
SEPTEMBER 08, 2020, 6:00 P.M.
ELECTRONIC MEETING

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. 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.

Mayor Hansen proclaimed September as Library Card Sign-up Month.

Tanya Michener and Bryce Heitman from the Newton Main Street Board presented on their accomplishments and plans for the future.

During citizen participation Dixie Cassidy 815 W. 6th St. S. thanked city staff for the quick clean up after the storm and for helping with the parking issue on her block.

Item 8 on the consent agenda: Resolution supporting the Newton Main Street Challenge Grant for a rehabilitation project at 102 North 2nd Avenue East was removed for further information. Moved by Stonner, seconded by Mullan to approve consent agenda items 5-7 and 9-14.

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6. Approve Liquor License Applications for the following: Okoboji Grill, Renewal, 1425 W 19th St S, LC0033422, Class C Liquor License (LC) (Commercial, Catering Privilege, Sunday Sales, Outdoor Sales; AmericInn Lodge, Renewal, BW0093079, 4401 S 22nd Ave E, Special Class C Liquor License (BW) (Beer/Wine), Class B Wine Permit (Carryout Wine – Includes Native Wine), Sunday Sales; Kwik Star, Renewal, BC0030784, 1910 1st Ave E, Class C Beer Permit (BC), Class B Wine Permit (Carryout Wine – Includes Native Wine), Sunday Sales.

7. Resolution requesting reimbursement from the Iowa Covid-19 Government Relief Fund. Resolution 2020-195 adopted.

9. Resolution Fixing the Amounts to be assessed against individual private properties for the abatement of nuisance violations (Schedule No. 20-05). Resolution 2020-196 adopted.

10. Resolution approving Change Order No. 3 for the Arbor Estates Grading Project. (Resolution 2020-197 adopted.

11. Resolution approving an amendment to the Engineering Services Agreement on the Arbor Estates Grading Project. (Resolution 2020-198 adopted.

12. Resolution awarding contract for the Public Works office carpet replacement project. Resolution 2020-199 adopted.

13. Resolution awarding contract for the Westwood Golf Course Hole 5 Cart Path Project. Resolution 2020-200 adopted.

14. 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 taking additional action on proposal to enter into General Obligation Loan Agreements, combining Loan Agreements and authorizing the use of a preliminary official statement for the sale of Taxable General Obligation Corporate Purpose Bonds, Series 2020D. There were no written comments. Moved by Trotter, seconded by Hallam, to close the public hearing. AYES: Six. NAYS: None. The public hearing was closed. Moved by Ervin, seconded by George to adopt the resolution. AYES: Six. NAYS: None. Resolution 2020-201 adopted.

Mayor Hansen stated that this is the time and place for a Public Hearing on a Resolutions for the sale of property located at 309 South 8th Avenue West, 609 South 3rd Avenue East, and 514 South 2nd Avenue West. There were no written comments. Moved by Stonner, seconded by George, to close the public hearing. AYES: Six. NAYS: None. The public hearing was closed. There was no offer made for agenda item 18: Resolution Accepting Purchase Proposal For Property At 309 South 8th Avenue West In Newton. Moved by Trotter, seconded by Hallam to adopt item 19: Resolution Accepting Purchase Proposal For Property At 514 South 2nd Avenue West In Newton. AYES: Six. NAYS: None. Resolution 2020-202 adopted. Moved by George, seconded by Mullan to adopt item 20: Resolution Accepting Purchase Proposal For Property At 609 South 3rd Avenue East In Newton. AYES: Six. NAYS: None. Resolution 2020-203 adopted.

Moved by Stonner, seconded by Hallam to approve the third consideration of an Ordinance Amending The Code Of Ordinances, City Of Newton, Iowa, 2016, Title V Public Works, By Adding Chapter 53 Stormwater Utility. Hallam made a motion to remove the automatic increases in the ordinance. There was no second, motion to amend failed. AYES: Five. NAYS: Hallam. Third consideration was approved. Moved by Stonner, seconded by Trotter to adopt the ordinance. AYES: Six. NAYS: None. Ordinance 2383 was adopted.

Moved by George, seconded by Mullan to approve the third consideration of an Ordinance Amending and Updating the Code of Ordinances, City of Newton, Iowa, 2016, Title III: Administration, Chapter 35: Fiscal Management; Taxation. AYES: Six. NAYS: None. Third consideration was approved. Moved by Trotter, seconded by George to adopt the ordinance. AYES: Six. NAYS: None. Ordinance 2384 was adopted.

Moved by Ervin, seconded by Stonner to approve the third on an ordinance adding Title XI, Chapter 119 - Electric Transmission Franchise to the Newton Code of Ordinances 2016, granting to ITC Midwest LLC, its successors and assigns, a nonexclusive twenty-five year franchise to acquire, construct, erect, maintain and operate an electric transmission system in the City of Newton, Iowa. AYES: Six. NAYS: None. Third Consideration was approved. Moved by George, seconded by Mullan to adopt the ordinance. AYES: Six. NAYS: None. Ordinance 2385 was adopted.

Moved by Trotter, seconded by George to adopt a Resolution authorizing the use of a preliminary official statement for the sale of General Obligation Refunding Bonds, Series 2020C. AYES: Six. NAYS: None. Resolution 2020-204 adopted.

Moved by Stonner, seconded by Hallam to adopt a Resolution authorizing the debris management schedule, tipping fee reimbursement and Public Works Director to seek grants and contractor assistance. AYES: Six, NAYS: None. Resolution 2020-205 adopted.

Moved by Trotter, seconded by Hallam to adopt a Resolution approving the preliminary plat for Casey's Addition to Newton Subdivision in the City of Newton, Jasper County, Iowa. AYES: Six. NAYS: None. Resolution 2020-206 adopted.

Moved by Ervin, seconded by Trotter to approve a Resolution authorizing the placement and purchase of seasonal decorations in the Newton Downtown by the Newton Downtown SSMID Board. AYES: Six. NAYS: None. Resolution 2020-207 adopted.

Moved by Mullan, seconded by George to approve a Resolution Adopting Comprehensive Financial Policies 1-15 for the City of Newton. AYES: Six. NAYS: None. Resolution 2020-208 adopted.

Moved by Trotter, seconded by Mullan to approve a Resolution to reorganize staff and functions in the Public Works Department, Police Department and Administration Department; and eliminate the Community Services Division and Manager position and create a Community Services Department and Director position. AYES: Six. NAYS: None. Resolution 2020-209 adopted.

During staff reports City Administrator, Matt Muckler prepared council for the upcoming Goal Setting Session and presented the draft CIP.

During Mayor/Council comments Mayor Hansen proclaimed Welcoming Week bringing together unity in the community.

At 7:25 P.M. it was moved by Stonner, seconded by Mullan 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 2020. AYES: Six. NAYS: None.

Upon return to Open Session It was moved by Trotter, seconded by Mullan to adjourn the meeting at 7:38 P.M. Motion unanimously carried by voice vote.

Michael L. Hansen, Mayor

Katrina Davis, City Clerk