

REGULAR CITY COUNCIL MEETING MINUTES
MAY 21, 2018, 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. Mayor Hansen presided. Present Council Members: George, Hallam, Stonner, Trotter, Mullan, Kulis. Absent: None.

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

There was no citizen participation.

Moved by Kulis, seconded by Trotter to approve consent agenda items 3-14.

3. May 07, 2018 Regular City Council Meeting Minutes

4. Approve Liquor License for Special Event Class B Beer and Outdoor Service on 06-09 for NewtonFest, Newton American Legion Post 111, 600 N 2nd Ave W.; Special Event (Five day license 06-04-18 to 06-08-18), Class C Liquor License for Fore Seasons Golf Practice Center, 403 W 4th St N.; Class E Liquor License, Class B Wine Permit, Class C Beer Permit (Carryout Beer) and Sunday Sales for Yesway Store #10025; Class E Liquor License, Class B Wine Permit, Class C Beer Permit (Carryout Beer) and Sunday Sales for Walgreens #05942.

5. Resolution Fixing the Amounts to be assessed against individual private property for the abatement of nuisance violations (Schedule No. 18-05). Resolution 2018-126 adopted.

6. Resolution appointing a Primary Representative & Alternate to the Central Iowa Regional Housing Authority (CIRHA). Resolution 2018-127 adopted.

7. Resolution Approving Engagement Letter with Dorsey & Whitney, LLP to provide services for the 2018 Urban Renewal Plan Amendment and Multi-family Housing TIF Agreement. Resolution 2018-128 adopted.

8. Resolution To Set Date for Hearing on Development Agreement and Tax Increment Payments. Resolution 2018-129 adopted.

9. Resolution To Set Date for Hearing on Urban Renewal Area Designation and Urban Renewal Plan and Project. Resolution 2018-130 adopted.

10. Resolution authorizing purchase of pre-season salt for snow and ice control. Resolution 2018-131 adopted.

11. Resolution approving a 28E agreement for law enforcement services at the Iowa Speedway. Resolution 2018-132 adopted.

12. Resolution accepting completion of the 2018 Maytag Bowl Newton Rotary Sidewalk Project. Resolution 2018-133 adopted.

13. Resolution waiving field rental fees at the Adult Softball Complex for charity softball games to benefit the Jasper County DARE Program. Resolution 2018-134 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 Approving 2017-18 Budget Amendments. There were no written comments. Moved by George, seconded by Mullan to close the public hearing. AYES: Six. NAYS: None. The public hearing was closed. Moved by Stonner, seconded by Trotter to adopt the resolution. AYES: Six. NAYS: None. Resolution 2018-135 adopted.

Mayor Hansen stated that this is the time and place for a Public Hearing on a Resolution Approving a Workforce Housing Loan Program (WHLP) Loan Agreement with the Iowa Finance Authority for the Hotel Maytag project. There were no written comments. Moved by George, seconded by Kulis to close the public hearing. AYES: Six. NAYS: None. The public hearing was closed. Moved by Trotter, seconded by Mullan to adopt the resolution. AYES: Six. NAYS: None. Resolution 2018-136 adopted.

Mayor Hansen stated that this is the time and place for a Public Hearing on a Resolution Authorizing and Approving a Loan Agreement with Hatch Development Group, LLC and Disbursing Agreement with Hotel Maytag Investors, LLC and Hatch Development Group, LLC. There were no written comments. Moved by Kulis, seconded by Trotter to close the public hearing. AYES: Six. NAYS: None. The public hearing was closed. Moved by Stonner, seconded by Mullan to adopt the resolution. AYES: Six. NAYS: None. Resolution 2018-137 adopted.

Moved by George, seconded by Hallam to approve the Third Consideration of an ordinance amending the Code of Ordinances, City of Newton, Iowa, 2016, Title IX, Chapter 95: Cemeteries. AYES: Six, NAYS: None. Third consideration was approved. Moved by Kulis, seconded by Trotter to adopt the ordinance. AYES: Six, NAYS: None. Ordinance 2333 adopted.

Moved by Mullan, seconded by George to approve the Third Consideration of an ordinance to amend various sections of the Code of Ordinances, City of Newton, Iowa, 2016, Title XI, Chapter 111, Regarding "Peddlers, Solicitors, Transient Merchants. AYES: Six, NAYS: None. Third consideration

passed. Moved by Trotter, seconded by Kulis to adopt the ordinance. AYES: Six, NAYS: None. Ordinance 2334 adopted.

Moved by Trotter, seconded by Mullan to approve the Second Consideration of an Ordinance vacating and disposing of certain real estate consisting of 290 feet by 16.5 feet of east/west alley right-of-way in Block Two of Cowles Addition, located in the 600 Block between E 5th ST N and E 6th ST N, City of Newton, Jasper County, Iowa. AYES: Six, NAYS: None. Second consideration passed.

Moved by Stonner, seconded by Kulis to approve the First Consideration of an ordinance amending the City of Newton Code of Ordinances, Title XV, Chapter 150, Building Code, Electrical Code, Plumbing Code, Fire Code and Mechanical Code for the City of Newton. AYES: Six, NAYS: None. First consideration passed.

Moved by George, seconded by Trotter to adopt a Resolution terminating tenancy with Curiel/Reynolds School of Visual Arts for City-owned property located at 518 W 3rd Street N in Newton and authorizing demolition of the building & a grant for the tenant. Lewis Curiel (Tony) spoke regarding the time, effort, and money that he has invested; requesting consideration of additional reimbursement. AYES: Six. NAYS: None. Resolution 2018-138 adopted.

Moved by Mullan, seconded by Kulis to adopt a Resolution approving the text and locations of historic markers to be located within the Newton Downtown Area. It was moved by George, seconded by Trotter to amend the resolution regarding the text receiving final proofing by George and Cindy Smith. AYES: Six. NAYS: None. Amendment was approved. It was moved by George, seconded by Trotter to amend the resolution regarding the involvement of public works in the final decision on location. AYES: Six. NAYS: None. Amendment was approved. AYES: Six. NAYS: None. Resolution as amended 2018-139 adopted.

Moved by Kulis, seconded by Mullan to adopt a Resolution establishing additional program areas to the Newton Dangerous and Dilapidated Program. AYES: Six. NAYS: None. Resolution 2018-140 adopted.

Moved by George, seconded by Mullan to adopt a Resolution approving additional funding from the City of Newton to support the Newton RAGBRAI Committee. AYES: Six. NAYS: None. Resolution 2018-141 adopted.

Moved by Kulis, seconded by Mullan to adopt a Resolution authorizing & approving an Estoppel Certificate with Hotel Maytag Investors, LLC and their investment members. AYES: Six. NAYS: None. Resolution 2018-142 adopted.

Moved by Mullan, seconded by Stonner to adopt a Resolution Adopting the 2018 Procedural Rules of the Newton City Council. AYES: Six. NAYS: None. Resolution 2018-143 adopted.

During new business, Mayor Hansen, spoke with high regard to the dedication of three bridges in honor of three fallen officers in the community.

There was no old business.

Moved by Kulis, seconded by Stonner to move into closed session to evaluate the professional competency of individuals whose appointment, hiring, performance or discharge is being considered when necessary to prevent needless and irreparable injury to that individual's reputation and that individual request a closed session. Pursuant to the provisions of Section 21.5(1)(i), Code of Iowa 2018. AYES: Six. NAYS: None. Motion carried.

Upon returning to open session, it was moved by Trotter, seconded by George to adjourn the meeting at 7:44 P.M. Motion unanimously carried by voice vote.

Michael L. Hansen, Mayor

Katrina Davis, CMC City Clerk