

**CITY OF NEWARK
DELAWARE
COUNCIL MEETING AGENDA**

February 10, 2025 – 7:00 P.M.

Per the hybrid meeting provisions as provided in 29 Del. C. §10006A, City Council will be meeting in person with remote access via Microsoft Teams at the following link: <https://newarkde.gov/publicmeetings>

New to Microsoft Teams? Click on the link above and click on “Continue in this Browser” to enter the meeting.

There may be a vote on each and every agenda item set forth herein.

SILENT MEDITATION & PLEDGE OF ALLEGIANCE

***1 PUBLIC PRESENTATION: (15-minute limit):**

- A. [DART Connect Presentation – Planning and Development Director](#)

2. ITEMS NOT ON PUBLISHED AGENDA:

- A. Elected Officials who represent City of Newark residents or utility customers (5 minutes)
B. University
 (1) Administration (5 minutes per speaker) (5 minutes)
 (2) Student Body Representative(s) (5 minutes per speaker)
C. City Manager (2 minutes)
D. Council Members (5 minutes)
E. Public (5 minutes per speaker)

PUBLIC COMMENT – Public comment is a time for individuals to speak before Council on items related to City business. Individuals are limited to five minutes each in public comment for items regarding city business not on the published agenda. Individuals are also limited to five minutes per agenda topic for items on the published agenda that are open to public comment with the exception of public presentations which shall have one minute each for public comment. Individuals wishing to make public comment in either category should sign in on the list provided at the entrance of the Council chamber prior to the start of the meeting. At the appropriate time, individuals who have signed up for public comment will be called forward to the podium by the chair of the meeting to speak. Thereafter other members of the public may request to be recognized by the chair. Individuals should approach the podium, state their name and information about their residence (address or council district and/or non-City of Newark residents), and commence with their comments. Please be sure to speak into the microphone so your comments are recorded. Once you have completed your comments, please be seated. Please be courteous to those who are speaking during public comment by refraining from commenting from the audience while others are speaking. Council may or may not answer questions during public comment. Public comments may also be submitted on the items on the agenda via email to council@newark.de.us by 5:00 p.m. Any public comments submitted by email or that are written will be added to the record but not necessarily read into the record.

3. APPROVAL OF CONSENT AGENDA: (1 minute)

- A. [Receipt of the January 7, 2025 Planning Commission Meeting Minutes](#)
B. [Receipt of the November 26, 2024 Diversity and Inclusion Commission Meeting Minutes](#)
C. [Approval of the January 13, 2025 Council Meeting Minutes](#)
D. Approval of the January 27, 2025 Council Meeting Minutes
E. [Diversity and Inclusion Recommendation for Research Regarding Diverse Municipal Winter Holiday Displays](#)
F. [First Reading – Bill 25-09 – An Ordinance Amending Chapter 20, Motor Vehicles, Code of the City of Newark, Delaware, By Requiring Non-Consensual Towing Fee Limits for Tow Companies Not to Exceed the Amount Permitted By State of Delaware Contract– Second Reading – February 24, 2025](#)
G. [First Reading – Bill 25-10 – An Ordinance Amending Chapter 2, Administration, Code of the City of Newark, Delaware, By Adopting an Amended Pension Plan for Employees of the City of Newark, Delaware – Second Reading – February 24, 2025](#)

CONSENT AGENDA – The Consent Agenda is comprised of proposed ordinances on for First Reading and those items that are considered routine and non-controversial and will be acted upon by a single vote of the Council. There shall be no separate discussion of proposed ordinances on for First Reading. For the remaining items, there will be no separate discussion unless a member of Council requests, in which event the matter shall be removed from the Consent Agenda and considered a separate item at that Council Meeting.

***4. APPOINTMENTS TO BOARDS, COMMITTEES AND COMMISSIONS: None (5 minutes)**

***5. ITEMS NOT FINISHED AT PREVIOUS MEETING: None**

- *6. **SPECIAL DEPARTMENTAL REPORTS:**
A. [Request to Waive the Landscape Screening Requirement per Landscape Screening and Treatment Code, Article XXV, Sec. 32-87, for 262 South College Avenue, Chabad House for three American Holly Trees – Parks and Recreation Director \(10 minutes\)](#)
- *7. **FINANCIAL STATEMENT:** None
- *8. **RECOMMENDATIONS ON CONTRACTS & BIDS OVER CONSENT AGENDA LIMIT:**
A. [Recommendation on the Award of Invitation to Bid \(ITB\) No. 25-02 – Forestry and Arboricultural Services \(Rebid\) – Parks and Recreation Director \(10 minutes\)](#)
- *9. **ORDINANCES FOR SECOND READING & PUBLIC HEARING:**
A. [Bill 25-04 – An Ordinance Amending Chapter 32, Zoning, Code of the City of Newark, Delaware, By Adding Body Art Establishments as a Use Allowed Within the BB \(Central Business District\) and BC \(General Business\) Zoning Districts By Special Use Permit – Planning and Development Director \(20 minutes\)](#)
- *10. **RECOMMENDATIONS FROM THE PLANNING COMMISSION AND/OR PLANNING & DEVELOPMENT DEPARTMENT:**
A. [Request by Brittani Lopez on Behalf of B13 Tattoos for a Special Use Permit to allow a Body Art Establishment located at 170 East Main Street – Planning and Development Director \(20 minutes\)](#)
B. [Request by Anthony Heard on Behalf of Boom Down Towing, LLC for a Special Use Permit for an Accessory Use with Impact to Store Transient Vehicles in the Rear of the Property for the Business Located at 1164 Elkton Road – Planning and Development Director \(20 minutes\)](#)
C. [Request of Delaware Ave, LLC and Delaware Avenue, LLC for the Minor Subdivision of Approximately 0.48+/- Acres Located at 261 and 263 South Chapel Street to Create a Third Lot out of the Excess Land of the Two Existing Lots and Construct a Single-Family Detached House on that Lot – Planning and Development Director \(20 minutes\)](#)

***OPEN FOR PUBLIC COMMENT** – The above agenda is intended to be followed, but is subject to changes, deletions, additions, and modifications, as permitted under the Freedom of Information Act of the State of Delaware. The agenda is posted (7) seven days in advance of the scheduled meeting in compliance with 29 Del. C. Section 10004 (e)(2). Copies may be obtained at the City Secretary's Office, 220 South Main Street, or online at www.newarkde.gov.

Agenda Posted – February 3, 2025

Attest:

Sworn by:

City Secretary

Notary Public

(Seal)