

**CITY OF NEWARK
DELAWARE
COUNCIL MEETING AGENDA**

September 25, 2017 – 6:00 P.M. – CC

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

MOTION TO ENTER EXECUTIVE SESSION

EXECUTIVE SESSION

- A. Executive Session pursuant to 29 Del. C. §10004 (b)(4) for the purpose of a strategy session with respect to collective bargaining when an open meeting would have an adverse effect on the bargaining position of the public body – FOP Contract
- B. Executive Session pursuant to 29 Del. C. §10004 (b)(9) for the purpose of the discussion of personnel matters in which the names, competency and abilities of individual employees are discussed

(Executive Sessions to conclude at 7:00 p.m. with Council meeting to resume immediately after. Council may continue Executive Sessions after the conclusion of the agenda of the regular business meeting.)

RETURN TO PUBLIC SESSION

SILENT MEDITATION & PLEDGE OF ALLEGIANCE

- *1. **PUBLIC PRESENTATIONS:** (15 minutes per presentation; public comment [1 minute per speaker])

A. [A Better Newark Award Presentation – Conservation Advisory Commission](#)

2. **ITEMS NOT ON PUBLISHED AGENDA:**

- A. Elected Officials who represent City of Newark residents or utility customers
- B. University
 - (1) Administration (5 minutes per speaker)
 - (2) Student Body Representative(s) (5 minutes per speaker)
- C. Lobbyist
- D. City Manager
- E. Council Members
- F. Public (3 minutes per speaker)

(PUBLIC COMMENT – Public comment is a time for individuals to speak before Council. Individuals are limited to three minutes each in public comment for items not on the published agenda. Individuals also are limited to three 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. These time limits may be extended by the chair upon the request of a Council member. 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. If you choose to cede your time for public comment to another audience member, you must be present in order to do so. 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.)

3. **APPROVAL OF CONSENT AGENDA:**

- A. Approval of Council Minutes – September 11, 2017
- B. Approval of Council Special Meeting Minutes – September 13, 2017
- C. [Receipt of Alderman's Report – September 12, 2017](#)
- D. [First Reading – Bill 17-42 – An Ordinance Amending Chapter 15, Franchises, Code of the City of Newark, Delaware, By Renewing the Cable Television Franchise for Comcast – Second Reading – October 9, 2017](#)
- E. [First Reading – Bill 17-43 – An Ordinance Creating Chapter 25A, Stormwater, Code of the City of Newark, Delaware, to Create a Stormwater Utility and Create and Set a Stormwater Charge – Second Reading – October 9, 2017](#) (Packet item added 9/19/17.)

CONSENT AGENDA – Those items on the Consent Agenda are considered routine and non-controversial and will be acted upon by a single vote of the Council. There will be no separate discussion of these items unless a member of Council so requests, in which event the matter shall be removed from the Consent Agenda and considered a separate item.

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

5. **APPOINTMENTS TO BOARDS, COMMITTEES AND COMMISSIONS:** None

- *6. **SPECIAL DEPARTMENTAL REPORTS:**

- A. [Green Energy Fund Reimbursement Program for Private Projects – Conservation Advisory Commission](#)
- B. [Water Tower Maintenance Best Practices Recommendations – Conservation Advisory Commission](#)

- *7. **RECOMMENDATIONS ON CONTRACTS & BIDS:** None

*8. **FINANCIAL STATEMENT:** (Ending July 31, 2017)

*9. **ORDINANCES FOR SECOND READING & PUBLIC HEARING:**

- A. Bill 17-34 – An Ordinance Annexing and Zoning to RH (Single Family Detached Residential – One Half Acre) a 1.18 Acre Parcel Located at 4 Georgian Circle (Agreement Attached)
- B. Bill 17-35 – An Ordinance Amending Chapter 32, Zoning, Code of the City of Newark, Delaware, By Amending Regulations for Wireless Facilities in the Right of Way and Updating Regulations for Wireless Facilities Outside the Right of Way to Conform to Federal Regulations (See 9-C) (PowerPoint added 9/25/17)
- C. Bill 17-36 – An Ordinance Amending Chapter 32, Zoning, Code of the City of Newark, Delaware, By Extending the Sunset Date for the Wireless Facilities Amendments Adopted in Ordinance 17-22 (See 9-B)
- D. Bill 17-37 – An Ordinance Amending Chapter 13, Finance, Revenue and Taxation, Code of the City of Newark, Delaware, to Change the Responsibility for Business Licensing from the Finance Director to the Director of Planning and Development
- E. Bill 17-38 – An Ordinance Amending Chapter 21, Peddlers, Vendors and Solicitors, Code of the City of Newark, Delaware, to Change the Responsibility for Peddler and Vendor Permits from the City Secretary to the Director of Planning and Development
- F. Bill 17-39 – An Ordinance Amending Chapter 20, Motor Vehicles, Code of the City of Newark, Delaware, By Restricting Parking on the Southeastern Side of Thompson Circle
- G. Bill 17-40 – An Ordinance Amending Chapter 20, Motor Vehicles, Code of the City of Newark, Delaware, By Prohibiting U-Turns Westbound on South Main Street at Amstel Avenue
- H. Bill 17-41 – An Ordinance Amending Chapter 20, Motor Vehicles, Code of the City of Newark, Delaware, By Prohibiting Right Turns on Red at North College Avenue at East and West Cleveland Avenue Between the Hours of 8:00 a.m. to 6:00 p.m. Monday Through Friday

*10. **RECOMMENDATIONS FROM THE PLANNING COMMISSION AND/OR PLANNING & DEVELOPMENT DEPARTMENT:** None

*11. **ITEMS SUBMITTED FOR PUBLISHED AGENDA:**

- A. **Council Members:** None
- B. **Others:** None

***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 – September 18, 2017

Attest:

Sworn by:

City Secretary

Notary Public

(Seal)