

**CITY OF NEWARK
DELAWARE
COUNCIL MEETING AGENDA**

November 12, 2018 – 5:30 P.M. – CC

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

MOTION TO ENTER EXECUTIVE SESSION

EXECUTIVE SESSIONS

- A. Executive Session pursuant to 29 Del. C. §10004 (b) (2) for the purpose of preliminary discussions on site acquisitions for any publicly funded capital improvements, or sales of real property
- B. Executive Session pursuant to 29 Del. C. §10004 (b) (1) and (9) for the purpose of discussing an individual citizen's qualifications to hold a job and 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 will continue Executive Session after the conclusion of the agenda of the regular business meeting.)

RETURN TO PUBLIC SESSION

- A. Potential vote regarding the City Manager position

SILENT MEDITATION & PLEDGE OF ALLEGIANCE

***1. PUBLIC PRESENTATIONS (15 minute limit):**

- A. Christina School District Update – Taylor Green, CSD Public Information Officer

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. City Manager
- D. Council Members
- E. 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 Special Meeting Minutes – October 3, 2018
- B. Approval of Council Minutes – October 22, 2018
- C. Approval of Council Special Meeting Minutes – October 30, 2018
- D. Receipt of Planning Commission Minutes – October 2, 2018
- E. [Receipt of Election of Planning Commission Officers](#)
- F. [First Reading – Bill 18-24 – An Ordinance Amending Chapter 2, Administration, Code of the City of Newark, Delaware, By Changing Management Titles and Pay Grades and Deleting Management Positions – Second Reading – November 26, 2018](#)
- G. [First Reading – Bill 18-25 – An Ordinance Amending Chapter 7, Building, Code of the City of Newark, Delaware, By Implementing an Emergency Services Fee on All Building Permits Effective January 1, 2019 – Second Reading – November 26, 2018](#)
- H. [First Reading – Bill 18-26 – An Ordinance Amending Chapter 22, Police Offenses, Code of the City of Newark, Delaware, to Address Shoplifting and Organized Retail Theft – Second Reading – November 26, 2018](#) (Supporting memo posted 11/6/18.)

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:

- A. [Recommendation to Approve A Contract with the VFW Regarding Use of the VFW Parking Lot \(Postponed from the October 22, 2018 Council meeting\) \(Attachment posted 11/12/18.\)](#)

***5. APPOINTMENTS TO BOARDS, COMMITTEES AND COMMISSIONS:**

- A. [Reappointment of David Levandoski to an At-Large Position on the Board of Adjustment for a Four-Year Term to Expire September 15, 2022](#)
B. [Appointment of Timothy English to the District 3 Position on the Election Board for a Three-Year Term to Expire January 15, 2022](#)
C. [Reappointment of Gordon Hendry to the District 6 Position on the Election Board for a Three-Year Term to Expire January 15, 2022](#)

***6. SPECIAL DEPARTMENTAL REPORTS:**

- A. [Recommendations on Activities Proposed for 45th Year \(July 1, 2019 -June 30, 2020\) Community Development Block Grant and 2019 \(January 1, 2019-December 31, 2019\) Revenue Sharing Program – Planning and Development Director](#)

***7. RECOMMENDATIONS ON CONTRACTS & BIDS:**

- A. [Recommendation to Award Contract 18-10 – Rodney Complex: Environmental Remediation](#)
B. [Recommendation to Award Contract 18-07 – 2018 Corrugated Metal Pipe \(CMP\) Storm Sewer Rehabilitation](#)
C. [Recommendation to Waive Bid in Accordance with the Code of the City of Newark for the Purchase of Sanitary Sewer Lining Services](#)
D. [Recommendation to Approve a Change Order Related to the Yard Restoration Work at 576 Capitol Trail](#)
E. General Fund Referendum Contract Awards
1. [Recommendation to Award Contract 18-08 – 2018 ADA Transition Plan Program](#)
2. [Recommendation to Waive the Bid Process in Accordance with the City of Newark for the Purchase of an In-Ground Lift System for the Fleet Maintenance Garage Facility](#)
3. [Recommendation to Waive the Bid Process in Accordance with the Code of the City of Newark for the Purchase of Demolition Services of Building 3 at the Field Operation Complex](#)

***8. FINANCIAL STATEMENT:** None

***9. ORDINANCES FOR SECOND READING & PUBLIC HEARING:** None

***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

MOTION TO ENTER EXECUTIVE SESSION

EXECUTIVE SESSIONS

- C. Executive Session pursuant to 29 Del. C. §10004 (b) (4) and (6) for the purpose of a strategy session, including those involving legal advice or opinion from an attorney-at-law, with respect to pending or potential litigation, when an open meeting would have an adverse effect on the litigation position of the public body and discussion of the content of documents, excluded from the definition of "public record" in §10002 of this title where discussion may disclose the contents of such documents

RETURN TO PUBLIC SESSION

***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 – November 5, 2018

Attest:

Sworn by:

City Secretary

Notary Public

(Seal)