ADDENDUM TO
JANUARY 28, 2019 COUNCIL AGENDA

REMOVE from Agenda:

ES-B. Executive Session pursuant to 29 Del. C. §10004 (b) (4) and (9) for the purposes of a strategy sessions, including those involving legal advice or opinion from an attorney-at-law, with respect to pending or potential litigation, but only when an open meeting would have an adverse effect on the litigation position of the public body and discussing personnel matters in which the names, competency and abilities of individual employees are discussed.

/rkb

Addendum Posted – January 25, 2019

CITY OF NEWARK
DELAWARE
COUNCIL MEETING AGENDA
January 28, 2019 – 5:45 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) (6) and (9) for the purposes of discussion of the content of documents, excluded from the definition of "public record" in § 10002 of this title where such discussion may disclose the contents of such documents and discussing personnel matters in which the names, competency and abilities of individual employees are discussed.

B. Executive Session pursuant to 29 Del. C. §10004 (b) (4) and (9) for the purposes of a strategy sessions, including those involving legal advice or opinion from an attorney-at-law, with respect to pending or potential litigation, but only when an open meeting would have an adverse effect on the litigation position of the public body and discussing 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 Session after the conclusion of the agenda of the regular business meeting.)

RETURN TO PUBLIC SESSION

SILENT MEDITATION & PLEDGE OF ALLEGIANCE

*1. PUBLIC PRESENTATIONS (15 minute limit):
   A. Efficiency Smart Update – DEMEC

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 Minutes – January 14, 2019
   B. Receipt of Alderman’s Report – January 10, 2019
C. **First Reading – Bill 19-02** – An Ordinance Amending Chapter 2, Administration, Chapter 27, Subdivisions, and Chapter 32, Zoning, Code of the City of Newark, Delaware, By Sunsetting the Downtown Newark Partnership and Forming the Design Committee – **Second Reading – February 25, 2019**

**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. General Assembly Update and Associated Requests for Council Direction – Lobbyist
   B. Resolution No. 18-__: (A) Approving Issuance Of Up To $1,300,000 Principal Amount General Obligation Bond, Series 2019A-WPCR To The Delaware Department Of Natural Resources And Environmental Control, The Delaware Water Pollution Control Revolving Fund, As Registered Owner, And (B) Approving Issuance Of (1) Up To $3,000,000 Principal Amount General Obligation Bond, Series 2019B-DWSRF, (2) Up To $1,000,000 Principal Amount General Obligation Bond, Series 2019C-DWSRF, And (3) Up To $550,000 Principal Amount General Obligation Bond, Series 2019D-DWSRF To The Delaware Department Of Health And Social Services, The Delaware Drinking Water State Revolving Fund, As Registered Owner, To Finance Certain Drinking Water And Wastewater Projects Of The City Of Newark, As Approved By The Electors; (C) Setting Forth The Form And Details Of Each Series Of Bonds; (D) Determining That Each Series Of Bonds Will Be Sold By Private Sale And Authorizing Execution Of A Financing Agreement With Respect To Each Series Of Bonds; (E) Pledging The Full Faith, Credit And Taxing Power Of The City; And (F) Authorizing Other Necessary Action
   C. Discussion and Potential Council Direction Regarding the Unruly Social Gathering Ordinance – NPD
   D. Update on Landscape Screening and Treatment Ordinance Review Committee – Parks and Recreation Director

7. **RECOMMENDATIONS ON CONTRACTS & BIDS:**
   A. Recommendation to Waive the Bid Process in Accordance with the Code of the City of Newark to Utilize State of Delaware Awarded Contracts for the Purchase of Annual Software Licenses and Materials
   B. Recommendation to Waive the Bid Process in Accordance with the Code of the City of Newark to Utilize State of Delaware Awarded Contracts for the Purchase of Annual City Vehicles
   C. Recommendation to Waive the Bid Process in Accordance with the Code of the City of Newark to Utilize State of Delaware Awarded Contracts for the Purchase of Police Vehicles
   D. Recommendation to Waive the Bid Process in Accordance with the Code of the City of Newark for the Purchase of a Catch Basin Cleaning Vehicle based on Competitively Solicited Purchase Contracts in Association with Sourcewell (formerly National Joint Powers Alliance)

8. **FINANCIAL STATEMENT:** *(Ending November 30, 2018)*

9. **ORDINANCES FOR SECOND READING & PUBLIC HEARING:**
   A. **Bill 18-33** – An Ordinance Amending the Comprehensive Development Plan by Changing the Designation of Property Located at 83-105 New London Road and 40-42 Wilson Street *(See Item 10-A)*

10. **RECOMMENDATIONS FROM THE PLANNING COMMISSION AND/OR PLANNING & DEVELOPMENT DEPARTMENT:**
   A. Request of Kevin Mayhew for the Major Subdivision with Site Plan Approval of 2.240 Acres in Order to Demolish Nine Existing Structures on New London Road and One Existing Structure on Wilson Street, Move One Existing Structure from 87 New London Road to 41 Wilson Street and Construct 12 Five-Bedroom and 16 Four-Bedroom Units Three-Story Townhouse Apartments for a Total of 28 Townhouse Apartments with Associated Parking at the Property Located at 83-105 New London Road and 36-42 Wilson Street To Be Known as Campus Walk II *(Agreement and Resolution Attached)* *(See Item 9-A)*

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 – January 18, 2019

Attest:                                                    Sworn by:
_________________________________  ______________________________
City Secretary                                                           Notary Public  (Seal)