

**CITY OF NEWARK
DELAWARE
COUNCIL MEETING AGENDA
May 28, 2019 – 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 SESSIONS

- A. Executive Session pursuant to 29 Del. C. §10004 (b) (4) and (9) for the purposes of a strategy session, 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
- B. Executive Session pursuant to 29 Del. C. §10004 (b) (4) and (9) for the purposes of a strategy session, 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

(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):**
- 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 Organizational Meeting Minutes – April 18, 2019](#)
 - B. [Approval of Council Meeting Minutes – May 13, 2019](#)
 - C. [Receipt of Planning Commission Meeting Minutes – April 2, 2019](#)
 - D. [Receipt of Alderman’s Report – May 10, 2019](#)
 - E. [First Reading – Bill 19-14 – An Ordinance Amending Chapter 2, City Council, Code of the City of Newark, Delaware, Administration, City Council, Regarding Locations of Public Meetings of City Commissioners, Boards and Committees – Second Reading – June 10, 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:**
 - A. [Appointment of Beth Chajes to the Mayoral Appointment on the Conservation Advisory Commission For a Term to Expire March 15, 2021](#)
- *6. **SPECIAL DEPARTMENTAL REPORTS:**
 - A. [The Police Athletic League of Newark, Delaware \(PAL\) – Newark Police Department](#)

- B. [Easement Agreement for Sanitary Sewer and Redd Park Trail Connector – Public Works Director](#)
- C. [Electric Vehicle Recommendation – Conservation Advisory Commission](#)
- D. [General Assembly Update and Associated Requests for Council Direction – Lobbyist](#)

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

- A. [Recommendation to Waive the Bid Process in Accordance with the Code of the City of Newark to Award a Contract for the Removal and Disposal of Concrete and Soil Containing PCB’s for the Rodney Stormwater Pond and Park Project](#)

8. FINANCIAL STATEMENT: *(Ending March 31, 2019)

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

***10. RECOMMENDATIONS FROM THE PLANNING COMMISSION AND/OR PLANNING & DEVELOPMENT DEPARTMENT:**

- A. [Request of Martin Honda for the Addendum to the Subdivision Agreement In Order to Adjust the Number of Garage Structures from Three to One and to Remove the Parking Deck for the Property at 701 Ogletown Road and 1364 Marrows Road *\(Amendment and Resolution Attached\)*](#)

***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 – May 21, 2019

Attest:

Sworn by:

Acting City Secretary

Notary Public (Seal)