

**CITY OF NEWARK
DELAWARE
COUNCIL MEETING AGENDA**

August 26, 2019 – 6:30 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) (2) for the purposes of preliminary discussions on site acquisitions for any publicly funded capital improvements, or sales or leases of real property

(Executive Session 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. ITEMS NOT ON PUBLISHED AGENDA:

- A. Elected Officials who represent City of Newark residents or utility customers (3 minutes)
- B. University
 - (1) Administration (5 minutes per speaker) (3 minutes)
 - (2) Student Body Representative(s) (5 minutes per speaker) (3 minutes)
- C. City Manager (3 minutes)
- D. Council Members (7 minutes)
- E. Public (5 minutes per speaker) (15 minutes)

(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.)

2. APPROVAL OF CONSENT AGENDA: (1 minute)

- A. Approval of Council Meeting Minutes – August 5, 2019
- B. Approval of Council Meeting Minutes – August 12, 2019
- C. [Receipt of Alderman’s Report – August 9, 2019](#)
- D. [Recommendation for a Change Order to the Contract for the Removal and Disposal of Material Containing PCBs at the Rodney Stormwater Pond and Park Project](#)
- E. [Recommendation to Award Contract No. 19-05 – Furnishing Labor and Equipment for Yard Waste Processing](#)

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.

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

4. ITEMS NOT FINISHED AT PREVIOUS MEETING: None

***5. SPECIAL DEPARTMENTAL REPORTS:**

- A. [Resolution No. 19- : A Resolution in Support of the Delaware Land and Water Conservation Trust Fund Grant Application on Behalf of the City of Newark to Fund the Construction of ADA Compliant Restrooms for Preston’s Playground in Newark Reservoir Park at 240 Old Paper Mill Road \(See Items 5-B and 5-C\)](#) (10 minutes for Items 5-A, 5-B and 5-C)
- B. [Resolution No. 19- : A Resolution in Support of the Delaware Land and Water Conservation Trust Fund Grant Application on Behalf of the City of Newark to Fund Phase I of the Old Paper Mill Park Design Plan and Parking Lot Installation \(See Items 5-A and 5-C\)](#)
- C. [Resolution No. 19- : A Resolution in Support of the Delaware Land and Water Conservation Trust Fund Grant Application on Behalf of the City of Newark to Fund the Construction of the White Clay Creek Bicycle and Pedestrian Bridge \(See Items 5-A and 5-B\)](#)
- D. [Recommendation to Amend the Budget to Transfer Funds to CIP N1801 for the Completion of Concrete Deck and Stairs Repairs](#) (10 minutes)

- *6. **RECOMMENDATIONS ON CONTRACTS & BIDS OVER \$75,000:**
 - A. [Recommendation to Award Contract No. 19-06 – Water Main Replacement 2019](#) (10 minutes)
 - B. [Recommendation to Waive the Bid Process in Accordance with the Code of the City of Newark for the Purchase of Replacement Vehicles](#) (5 minutes)
 - C. [Recommendation to Waive Bid and Contract Award – Corrugated Metal Pipe \(CMP\) Lining 2019](#) (5 minutes)
- *7. **ORDINANCES FOR SECOND READING & PUBLIC HEARING:**
 - A. [Bill 19-21 – An Ordinance Amending Chapter 2, Administration, Code of the City of Newark, Delaware, Regarding Locations of Meetings of City Public Bodies \(See Item 7-A-1\)](#) (30 minutes for Items 7-A and 7-A-1)
 - 1. [Resolution No. 19- : A Resolution Approving Meeting Locations for the Public Bodies of the City of Newark \(See Item 7-A\)](#)
 - B. [Bill 19-22 – An Ordinance Amending Chapter 25, Sewers, Code of the City of Newark, Delaware, By Expanding the Sanitary Sewer Service Territorial Limitation](#) (15 minutes)
- *8. **RECOMMENDATIONS FROM THE PLANNING COMMISSION AND/OR PLANNING & DEVELOPMENT DEPARTMENT:**
 - A. [Request of Kandra Group Inc. for the Minor Subdivision with Site Plan Approval of 0.47 Acres in Order to Demolish the Existing Single-Family House, Divide the Existing Parcel into Two Parcels and Construct a Semi-Detached Structure Containing Two Single-Family Homes at the Property Located at 511 Valley Road as Part of the Existing Briarcreek Development \(Agreement and Resolution Attached\)](#) (60 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 – August 19, 2019

Attest:

Sworn by:

City Secretary

Notary Public (Seal)