

**CITY OF NEWARK
DELAWARE
COUNCIL MEETING AGENDA**

December 9, 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 SESSION

- A. Executive Session pursuant to 29 Del. C. §10004 (b) (9) for the purposes of personnel matters in which the names, competency and abilities of individual employees are discussed, unless the employee requests that such a meeting be open.
- B. Executive Session pursuant to 29 Del. C. §10004 (b) (2) for the purposes of preliminary discussions on 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

- A. Potential vote on City Secretary compensation
- B. Potential vote on entering a lease agreement

SILENT MEDITATION & PLEDGE OF ALLEGIANCE

1. ITEMS NOT ON PUBLISHED AGENDA:

- A. Elected Officials who represent City of Newark residents or utility customers (2 minutes)
- B. University
 - (1) Administration (5 minutes per speaker) (3 minutes)
 - (2) Student Body Representative(s) (5 minutes per speaker) (2 minutes)
- C. City Manager (2 minutes)
- D. Council Members (5 minutes)
- E. Public (5 minutes per speaker) (10 minutes)

(PUBLIC COMMENT - Public comment is a time for individuals to speak before Council. Individuals are limited to five minutes each in public comment for items not on the published agenda. Individuals also are limited to five minutes per agenda topic for items on the published agenda that are open to 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. Time may not be ceded to another member of the public. 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 – November 18, 2019](#)
- B. [Approval of Council Meeting Minutes – November 25, 2019](#) (Link posted 12/6/19.)
- C. [Receipt of Planning Commission Minutes – November 5, 2019](#) (Link posted 12/6/19.)
- D. [First Reading – Bill 19-37 – An Ordinance Amending Chapter 32, Zoning, Code of the City of Newark, Delaware, to Allow Agricultural and Related Uses in RH, RS and RT Zoning Districts for Parcels of Ten or More Acres – Second Reading – January 27, 2020](#)

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:**

- A. [Reappointment of James Cloonan to the At-Large Civil Engineer Position on the Board of Building, Fire, Property Maintenance and Sidewalk Appeals for a Five-Year Term to Expire August 31, 2024](#) (5 minutes)

4. ITEMS NOT FINISHED AT PREVIOUS MEETING: None

***5. SPECIAL DEPARTMENTAL REPORTS:**

- A. [Unicity Bus Service Agreement for State Fiscal Year 2019-2020 – Planning and Development Director](#) (15 minutes)

***6. RECOMMENDATIONS ON CONTRACTS & BIDS OVER \$75,000:**

- A. [Recommendation to Award Contract No. 19-13 – Procurement of Equipment and Services for SCADA System Master Station Upgrade](#) (20 minutes)

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

- A. [Bill 19-32 – An Ordinance Amending Chapter 2, Administration, Code of the City of Newark, Delaware, to Update the Standards of Ethical Conduct Governing the Alderman](#) (10 minutes)

- B. [Bill 19-33 – An Ordinance Amending Chapter 7, Building, Code of the City of Newark, Delaware, to Adopt the 2018 International Building Codes with Amendments](#) (45 minutes)
- C. [Bill 19-34 – An Ordinance Amending Chapter 25, Sewers, Code of the City of Newark, Delaware, to Update a Code Reference for an Existing Fee](#) (5 minutes)
- D. [Bill 19-35 – An Ordinance Amending Chapter 25, Sewers, Code of the City of Newark, Delaware, By Implementing a Customer Charge for Sewer Effective January 1, 2020](#) (15 minutes)
- E. [Bill 19-36 – An Ordinance Amending Chapter 30, Water, Code of the City of Newark, Delaware, By Implementing a Customer Charge for Water Effective January 1, 2020](#) (15 minutes)

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

- A. [Request of Atexquita Mexican Grill and Bar for a Special Use Permit to Allow the Sale of Alcoholic Beverages for Consumption on Premises at the Property Located at 136 South Main Street](#) (25 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 – December 2, 2019

Attest:

Sworn by:

City Secretary

Notary Public (Seal)