

**ADDENDUM TO
AUGUST 9, 2021 COUNCIL AGENDA**

UPDATE the Agenda:

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

- A.** Request of Priya Realty Group for the Major Subdivision with Site Plan Approval of 1.25 +/- Acres in Order to Demolish the Existing Structure and Construct a Five-Story Mixed Use Building Including Commercial Space and Parking on the First Floor and 56 Two-Bedroom Apartment Units on the Upper Floors at the Property Located at 268 East Main Street (***Agreement and Resolution Attached***) (***See Items 8-B, 8-C and 9-B***) ([Part 1](#) and [Part 2](#))

/rkb

Addendum Posted – August 5, 2021

This correction item was not posted seven days in advance as the underlined words were inadvertently left off of the agenda. The attached materials posted on August 2, 2021 included the Site Plan Approval information.

**CITY OF NEWARK
DELAWARE
COUNCIL MEETING AGENDA**

August 9, 2021 – 6:15 P.M. – Council Chambers

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) (4) and (6) for the purposes of 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 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

(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 regarding direction to the City Solicitor

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) (10 minutes)
(2) Student Body Representative(s) (5 minutes per speaker) (2 minutes)
C. City Manager (10 minutes)
D. Council Members (5 minutes)
E. Public (5 minutes per speaker) (5 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 – July 12, 2021](#)
B. [Receipt of Planning Commission Minutes – July 6, 2021](#) (Posted packet item 8/5/21.)
C. [Receipt of Alderman’s Report – July 8, 2021](#)
D. [Receipt of Financial Statement Ending May 31, 2021](#)

- E. [Approval of Motorcycle Purchase and Budget Amendment to the 2021-2025 Approved Capital Improvement Program and 2021 Approved Operating Budget](#)
- F. [Approval of FY2021 Parks and Recreation Budget Amendment for Tree Maintenance/Removal](#)
- G. [First Reading – Bill 21-24 – An Ordinance Amending Chapter 2, Administration, Code of the City of Newark, Delaware, By Creating a Deputy Director of Planning and Development Position – Second Reading – August 23, 2021](#)

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. [Appointment of Tamesha Garnett to the District 3 Position on the Diversity and Inclusion Commission for a Term to Expire July 15, 2022](#) (5 minutes)
- B. [Reappointment of Matthew Van Rensler to an At-Large Position on the Board of Building, Fire, Property Maintenance and Sidewalk Appeals for a Five-Year Term to Expire August 31, 2026](#) (5 minutes)
- C. [Appointment of Jacob Higgins to the District 2 Position on the Diversity and Inclusion Commission for a Term to Expire July 15, 2023](#) (5 minutes)
- D. [Appointment of Gene Niland to the At-Large Position on the Board of Ethics for a Term to Expire February 15, 2025](#) (5 minutes)
- E. [Appointment of Paul Keely to the District 5 Position on the Reapportionment Committee for a Term to Expire Upon Completion of the 2021 Reapportionment](#) (5 minutes)
- F. [Appointment of Cecilia LeDoyen to the District 4 Position on the Community Development/Revenue Sharing Advisory Committee for a Term to Expire March 15, 2024](#) (5 minutes)

4. ITEMS NOT FINISHED AT PREVIOUS MEETING: None

***5. SPECIAL DEPARTMENTAL REPORTS:** None

***6. FINANCIAL STATEMENT:** None

***7. RECOMMENDATIONS ON CONTRACTS & BIDS OVER \$75,000:** None

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

- A. [Bill 21-21 – An Ordinance Amending Chapter 32, Zoning, Code of the City of Newark, Delaware, By Providing a Reconsideration Process for Parking Waiver Applications](#) (30 minutes)
- B. [Bill 21-22 – An Ordinance Amending the Comprehensive Development Plan by Changing the Designation of Property Located at 268 East Main Street \(See Items 8-C, 9-A and 9-B\)](#) (90 minutes combined for items 8-B, 8-C, 9-A and 9-B)
- C. [Bill 21-23 – An Ordinance Amending the Zoning Map of the City of Newark, Delaware, By Rezoning from BC \(General Business\) to BB \(Central Business District\) 1.25 Acres Located at 268 East Main Street \(See Items 8-B, 9-A and 9-B\)](#)

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

- A. Request of Priya Realty Group for the Major Subdivision of 1.25 +/- Acres in Order to Demolish the Existing Structure and Construct a Five-Story Mixed Use Building Including Commercial Space and Parking on the First Floor and 56 Two-Bedroom Apartment Units on the Upper Floors at the Property Located at 268 East Main Street (**Agreement and Resolution Attached**) (See Items 8-B, 8-C and 9-B) (Part 1 and Part 2)
- B. Request of Priya Realty Group for a Special Use Permit for 56 Apartments in the BB Zone at the Property Located at 268 East Main Street (See Items 8-B, 8-C and 9-A) (Part 1 and Part 2)

***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 2, 2021

Attest:

Sworn by:

City Secretary

Notary Public

(Seal)