

**CITY OF NEWARK
DELAWARE
COUNCIL MEETING AGENDA**

March 14, 2022 – 6:00 P.M. – Council Chambers/Microsoft Teams

Per the hybrid meeting provisions as provided in 29 Del. C. §10006A, City Council will be meeting in person with remote access via Microsoft Teams. The meeting will be available for viewing via Microsoft Teams at the following link:
<https://tinyurl.com/03-14-2022NewarkCityCouncil>

New to Microsoft Teams? Click on the link above and click on “Continue in this Browser” to enter the meeting.

Public comments may be submitted on the items on the agenda via email to council@newark.de.us by 6:00 p.m. All public comments received will be read into the record at the meeting. Attendees may also alert the City Secretary that they wish to speak at the appropriate time by using the raise hand function in Microsoft Teams or by submitting their name, district and/or address, and agenda item on which they would like to comment via the Microsoft Teams chat function during the meeting.

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 (9) for the purpose 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 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 (6) for the purpose 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

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) (5 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 – February 28, 2022](#)
- B. [Receipt of Planning Commission Minutes – February 1, 2022](#)
- C. [Recommendation to Waive the Bid Process in Accordance with the Code of the City of Newark for the Purchase of Harris Northstar CIS Migration](#)
- D. [First Reading – Bill 22-08 – An Ordinance Amending Chapter 2, Administration, Code of the City of Newark, Delaware, By Increasing the Compensation of the Mayor and Council Members – Second Reading – March 28, 2022](#)

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. [2022 Insurance Renewals – Finance Director \(15 minutes\)](#)

*6. **FINANCIAL STATEMENT:** None

*7. **RECOMMENDATIONS ON CONTRACTS & BIDS OVER CONSENT AGENDA LIMIT:**

A. [Recommendation to waive the bid process in accordance with the Code of the City of Newark to utilize Sourcewell Award Contracts for the purchase of #1463 Vanguard Tractor \(10 minutes\)](#)

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

A. [Bill 22-04 An Ordinance Amending the Zoning Map of the City of Newark, Delaware, By Rezoning from BN \(Business Neighborhood\) and RM \(Multi-family Dwellings – Garden Apartments\) to RA \(Multi-family Dwellings – High-Rise Apartments\) 11.51 Acres Located at 100 Dean Drive and 500 and 700 Creek View Road \(90 minutes\) \(See Items 9A and 9B\)](#)

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

A. [Request of Creekview Road Associates, LLC and Creekview Road Associates II, LLC for the Major Subdivision of 11.504 +/-Acres In Order to Convert the Existing Five Story Office Building to 111 Apartments, Construct a New 6,013 Square Foot 16 Studio/Theater, and Construct a New Three-Story Office Building with 30,972 Square Feet of Commercial Space. \(Agreement and Resolution Attached\) \(See Items 8A and 9A\)](#)

B. [Request of Creekview Road Associates, LLC and Creekview Road Associates II, LLC for a Special Use Permit for the Substantial Improvement of the Existing Structure in the Special Flood Hazard Area at 500 and 700 Creek View Road and 100 Dean Drive \(See Items 8A and 9A\)](#)

***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 – March 7, 2022

Attest:

Sworn by:

City Secretary

Notary Public (Seal)