

**ADDENDUM TO  
NOVEMBER 25, 2019 COUNCIL AGENDA**

**ADD to Agenda:**

- 2-I. [First Reading – 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 – Second Reading – December 9, 2019](#) (Packet item posted 11/19/19.)
- 2-J. [First Reading – 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 – Second Reading – December 9, 2019](#) (Packet item posted 11/19/19.)

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**Addendum Posted – November 18, 2019**

**CITY OF NEWARK  
DELAWARE  
COUNCIL MEETING AGENDA**

**November 25, 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) (4) 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

*(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 (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 4, 2019](#)
- B. Approval of Council Meeting Minutes – November 11, 2019
- C. [Receipt of Alderman’s Report – November 6, 2019](#)
- D. [Receipt of Planning Commission Minutes – October 15, 2019](#)
- E. [Update to Council on the Purchase of Sanitary Sewer Root Foaming Services](#)
- F. [First Reading – 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 – Second Reading – December 9, 2019](#)

- G. [First Reading – 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 – Second Reading – December 9, 2019](#)
- H. [First Reading – 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 – Second Reading – December 9, 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.

**\*3. APPOINTMENTS TO BOARDS, COMMITTEES AND COMMISSIONS:**

- A. [Reappointment of Christopher Rogers to an At-Large Position on the Board of Adjustment for a Four-Year Term to Expire September 15, 2023](#) (5 minutes)
- B. [Reappointment of Susan Poley to the Resident Position on the Pension Committee for a Two-Year Term to Expire June 30, 2021](#) (5 minutes)

**4. ITEMS NOT FINISHED AT PREVIOUS MEETING:** None

**\*5. SPECIAL DEPARTMENTAL REPORTS:**

- A. [Discussion and Direction to Staff Regarding a Path Forward for Contract No. 19-10 – South Wellfield Water Treatment Plant Upgrades](#) (30 minutes)

**\*6. RECOMMENDATIONS ON CONTRACTS & BIDS OVER \$75,000:** None

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

- A. [Bill 19-28 – An Ordinance Amending Chapter 27, Subdivisions, Code of the City of Newark, Delaware, to Update the Provisions Regarding Liens for Unpaid Fines](#) (30 minutes)
- B. [Bill 19-29 – An Ordinance Amending the Comprehensive Development Plan by Changing the Designation of Property Located at 287 East Main Street \(See Items 7-C, 8-A and 8-B\)](#) (65 minutes for items 7-B, 7-C and 8-A)
- C. [Bill 19-30 – An Ordinance Amending the Zoning Map of the City of Newark, Delaware, by Rezoning from BL \(Business Limited\) to BB \(Central Business District\) 1.135 Acres Located at 287 East Main Street \(See Items 7-B, 8-A and 8-B\)](#)
- D. [Bill 19-31 – An Ordinance Amending Chapter 19, Minors, and Chapter 22, Police Offenses, Code of the City of Newark, Delaware, to Update Alcohol and Marijuana Citations for Individuals Under the Age of 21 to Civil Citations for the First Two Offenses to Match Delaware State Code](#) (20 minutes)

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

- A. Request of Lang Development Group for a Major Subdivision of 1.135 +/- Acres to Demolish the Existing Single-Story Bank Structure and Constructing a Three-Story Mixed-Use Building with Parking and 6,000 Square Feet of Commercial Space on the First Floor and 16 Two-Bedroom and 14 Three-Bedroom Units for a Total of 30 Apartments on the Second and Third Floors at the Property Located at 287 East Main Street **(Agreement and Resolution Attached)(See Items 7-B, 7-C and 8-B) (Part 1, Part 2, and Part 3)**
- B. Request of Lang Development Group for a Special Use Permit for 30 Apartments in the BB District at the Property Located at 287 East Main Street **(See Items 7-B, 7-C and 8-A)**

**\*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](http://www.newarkde.gov).

**Agenda Posted – November 18, 2019**

Attest:

Sworn by:

\_\_\_\_\_  
City Secretary

\_\_\_\_\_  
Notary Public (Seal)