

**CITY OF NEWARK  
DELAWARE  
COUNCIL MEETING AGENDA**

**March 8, 2021 – 7:00 P.M. – GoToMeeting**

Per the proclamation issued by Governor Carney and Lieutenant Governor Hall-Long on March 13, 2020, City Council will be meeting remotely via GoToMeeting. The meeting will be available for viewing via GoToMeeting at the following link:

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Public comments may be submitted on the items on the agenda via email to [council@newark.de.us](mailto: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 submitting their name, district and/or address, and agenda item on which they would like to comment via the GoToMeeting chat function during the meeting.

**There may be a vote on each and every agenda item set forth herein.**

**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 – February 22, 2021](#)
- B. [Receipt of Planning Commission Minutes – January 5, 2021](#) (Packet item posted 3/5/21.)
- C. [Receipt of Taxable Assessment Changes for the Period of October 1, 2020 to December 31, 2020](#)
- D. [FY2021 Budget Amendment for the Appropriation of Funds from the United States Department of Justice Federal Equitable Sharing Program](#)
- E. [Recommendation to Waive the Bid Process in Accordance with the Code of the City of Newark on Utilizing New Castle County Awarded Contracts for the Purchase of Ballistic Vests](#)
- F. [First Reading – Bill 21-07 – An Ordinance Amending Chapter 5, Animals, Code of the City of Newark, Delaware, To Allow a Partial Exemption from the Chapter for Agricultural and Farm Related Uses for Properties Comprising Ten \(10\) or More Acres – Second Reading – March 22, 2021](#)
- G. [First Reading – Bill 21-08 – An Ordinance Amending Chapter 13, Finance, Revenue and Taxation, Code of the City of Newark, Delaware, To Allow a Partial Agricultural and Farm Taxation as Permitted in New Castle County Pursuant to 9 Del. C. §8328 et seq. for Agricultural and Farm Related Uses for Properties Comprising Ten \(10\) or More Acres – Second Reading – March 22, 2021](#)
- H. [First Reading – Bill 21-09 – An Ordinance Amending Chapter 22, Police Offenses, Code of the City of Newark, Delaware to Extend the Provisions of Emergency Ordinance No. 21-01 – Second Reading – March 22, 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: None**

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

- \*5. SPECIAL DEPARTMENTAL REPORTS:**
- A. [Approval of the 2021 Revenue Stabilization Act \(RSA\) Rate – Finance Director](#) (25 minutes)
  - B. [Resolution No. 21- : A Resolution of the Governing Body of the City of Newark, Delaware Authorizing the Execution and Delivery of a Master Lease with Fulton Bank, N.A. for the Acquisition of Four 2021 Police Interceptors \(See Item 7-A\)](#) (15 minutes total for 5-B and 7-A)
- \*6. FINANCIAL STATEMENT:** None
- \*7. RECOMMENDATIONS ON CONTRACTS & BIDS OVER \$75,000:**
- A. [Recommendation to Waive the Bid Process in Accordance with the Code of the City of Newark on Utilizing State of Delaware Awarded Contracts for Six Police Interceptors and a Budget Amendment to Provide for the Payment of Equipment Through Lease/Purchase of Four Police Interceptors and to Purchase Two Additional Police Interceptors Through the United States Department of Justice Federal Equitable Sharing Program \(See 5-B\)](#)
  - B. [Recommendation to Award Contract No. 21-01 – Northwest Booster Station Generator](#) (10 minutes)
- \*8. ORDINANCES FOR SECOND READING & PUBLIC HEARING:** None
- \*9. RECOMMENDATIONS FROM THE PLANNING COMMISSION AND/OR PLANNING & DEVELOPMENT DEPARTMENT:**
- A. [Review of the 55 Space Parking Waiver \(16 Space Reduction in Required Parking Space Size Waiver and 39 Space Reduction in Required Number of Parking Spaces Waiver\) at 94 East Main Street by the Planning Commission for the Major Subdivision Application at 94 East Main Street at the Request of the Mayor \(See Items 9-B, 9-C and 9-D\)](#) (90 minutes total for Items 9-A, 9-B, 9-C and 9-D) (Additional packet item for items 9-A, 9-B, 9-C and 9-D posted 3/5/21.)
  - B. [Request of Lang Development Group for the Major Subdivision of 1.15 +/- Acres in Order to Construct Two Structures on One Foundation Connected by a Subgrade Parking Structure - a Seven-Story, 104 Room Hotel in the Front of the Parcel and a Seven-Story Structure with First Floor Parking and 48 Two-Bedroom Apartment Units On The Upper Floors In The Rear Of The Parcel Located at 94 East Main Street \(Agreement and Resolution Attached\) \(See Items 9-A, 9-C and 9-D\)](#)
  - C. [Request of Lang Development Group for a Special Use Permit for 48 Two-Bedroom Apartments in the BB District at the Property Located at 94 East Main Street \(See Items 9-A, 9-B and 9-D\)](#)
  - D. [Request of Lang Development Group for a Special Use Permit for a 104 Room Hotel in the BB District at the Property Located at 94 East Main Street \(See Items 9-A, 9-B and 9-C\)](#)

**\*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 – March 1, 2021**

Attest:

Sworn by:

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

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