



MAYOR & CITY COUNCIL
Monday, March 18, 2019 @ 7:00pm
Council Chambers, City Hall

Regular Meeting Agenda

A. CALL TO ORDER

B. PLEDGE OF ALLEGIANCE

C. ANNOUNCEMENTS

D. ADDITIONS AND/OR DELETIONS TO THE AGENDA

E. PROCLAMATION, RECOGNITIONS & APPOINTMENTS

1. Presentation of a Proclamation proclaiming **Saturday Mary 18, 2019 as National Kids to Parks Day** in the city of Lewes
2. Presentation of the **2018 Jefferson Awards**
3. Presentation & possible action on the **appointment of the Historic Preservation Architectural Review Commission (HPARC)**
4. Presentation & possible action on **appointments to the Public Art Committee**
5. Presentation & possible action on an **appointment to the Traffic Safety Committee**

F. MINUTES:

1. Presentation & consideration of the **Mayor & City Council** regular meeting minutes from **February 11, 2019**, budget meeting minutes from **February 12, 2019, February 15, 2019, February 21, 2019, February 26, 2019 and March 4, 2019**, special meeting minutes from **January 31, 2019** and council retreat minutes from **January 16, 2019**.
2. Presentation & acceptance of the **Board of Public Works** meeting minutes from **January 23, 2019**.

G. STAFF REPORT:

1. Presentation & acceptance of the **Financial Activity Reports**
2. Presentation of the **City Manager Report**
3. Presentation of the **Police Department Activity Report**
4. Presentation of the **Fire Department Activity Report**

H. UNFINISHED BUSINESS:

1. Presentation & possible action on **Amendments to the Lewes City Code, Chapter 59, Animals, Article II, Felines**.
2. Presentation & possible action on an **ORDINANCE to amend the Future Land Use Map of the city of Lewes Comprehensive Plan** as follows: *(Public hearing was held January 15, 2019)*
 - **335-8.07-105.00 is classified as Residential.**
 - **335-4.15-69.00 is classified as Open Space.**
 - **335-4.15-70.00 is classified as Open Space.**
3. Presentation & possible action on an **ORDINANCE to amend the Zoning Map to rezone:** *(Public hearing was held January 15, 2019)*
 - **335-8.07-137.00 from R4 (H) to CF(HC)**
 - **335-8.15-40.00 from R4 to OS**
4. Presentation & possible action on the **Lewes Running Branch Multi-Use Trail Agreement with DNREC**.

I. NEW BUSINESS:

1. Presentation & possible action on a **RESOLUTION** to schedule a public hearing on **LPC RECOMMENDATION 620** to **approve the proposed site development plan entitled Assisted Living Facility Lewes Medical Development**, submitted by David, Bowen & Friedel, Inc. to create a 220,245 s/f senior living facility on an 8.55-acre parcel of land (SCTM 3-35-8.00-36.08, along Kings Highway).

2. Presentation & possible action on **LPC RECOMMENDATION 621** to **deny** the request from Furbo, LLC to waive the city requirement for **10% Open Space but to include that land in a "Conservation Easement" written into the sales agreements** in conjunction with a subdivision application to create six (6) lots at the intersection of Anglers Road and E. Market Street SCTM 335-4.20-97.00, 97.01 & 97.02.
 3. Presentation & possible action on **LPC RECOMMENDATION 622** to **deny** the request from Furbo, LLC to **waive the city requirement to add a sidewalk along E. Market Street to match sidewalk along anglers Road**, in conjunction with a subdivision application to create six (6) lots at the intersection of Anglers Road and E. Market Street, SCTM 335-4.20-97.00, 97.01 & 97.02.
 4. Presentation & possible action on **LPC RECOMMENDATION 623** to **deny** the request from Furbo, LLC to **waive the city requirement to provide for street lights along Market Street in a style to match adjacent existing lights and of a design to avoid "up pointing" light pollution** in conjunction with a subdivision application to create six (6) lots at the intersection of Anglers Road and E. Market Street, SCTM 335-4.20-97.00, 97.01 & 97.02.
 5. Presentation and possible action on an **ORDINANCE** to **amend Chapter 183, Vehicles and Traffic, Article II, Parking; Article VI, Special Zones and Areas; Article XI, Parking Meters; Article XII, Schedules; Article XIII, Parking, Stopping or Storage of certain types of motor vehicles in certain areas of the city, Code of the city of Lewes, Delaware relating to Parking and Fines.**
 6. Presentation and possible action on an **ORDINANCE** to **amend Chapter 63, Beaches, Article I, General Restrictions; Article VII, Jet Skis; Article IX, Fishing on Beach; and Create Article X, Kiteboards/Kiteboarding, Code of the city of Lewes, Delaware relating to Allowed Beach Activities.**
 7. Presentation & possible action on a **RESOLUTION** setting a public hearing to **amend Chapter 197-58(C) designating that "historic properties" must be reviewed under the same standards as a "contributing structure".**
 8. Presentation & possible action on granting a **permanent easement to DELDOT at the southeast corner of American Legion Road and East Savannah Road.**
 9. Presentation & possible action on a request to participate in the **2019 DNREC Mosquito Abatement Program.**
 10. Presentation & discussion on the **creation of a Lewes Police Foundation.**
 11. Presentation & possible action on **scheduling Saturday April 13, 2019 from 9am-12pm for voter registration and absentee voting, if an election is to be held.**
 12. Presentation & possible action on a request for the **Extension of a 99-year Lease on property located at 14 Cedar Street, SCTM 3-35-4.15-22.00.**
 13. Presentation & possible action on a request for the **Extension of a 99-year Lease on property located at 108 New Jersey Avenue, SCTM 3-35-4.15-22.00.**
 14. Presentation & possible action on a request for the **Extension of a 99-year Lease on property located at 2400 Bay Avenue, SCTM 3-35-4.14-6.00.**
- J. EXECUTIVE SESSION: Pursuant to 29 DEL. C §10004(b) an executive session shall be held to discuss the following:** (4) Strategy sessions, including those involving legal advice or opinion from an attorney-at-law, with respect to ... pending or potential litigation: City vs Nepa, City vs Virden.

K. CONSIDERATION AND/OR ACTION ON MATTERS DISCUSSED IN EXECUTIVE SESSION

L. ADJOURNMENT

Agenda items may not be considered in sequence and therefore, should not be relied upon by any member of the public. This Agenda is subject to change to include additional items, including Executive Sessions or the deletion of items as in accordance with provisions in the Freedom of Information Act. Persons with disabilities requiring special accommodations please contact City Hall 72 hours in advance. City Hall is located at 114 E. Third Street Lewes DE