

*Wilmington, Delaware
Louis L. Redding
City/County Building
May 25, 2016*

Council met in special session on the above date at 6:07 p.m., President Theopalis K. Gregory, Sr. presiding.

Invocation was given by Joe Garcia.

The Pledge of Allegiance was recited by City Council.

ROLL CALL

The following members responded to the Call of the Roll: Council Members Chukwuocha, Congo, Darius Brown, Shabazz, Prado, Dorsey Walker, Williams, Freel, Michael Brown, Cabrera, Walsh and Wright, and Council President Gregory. Total, thirteen.

MINUTES

After reading a portion of the minutes of May 19, 2016, upon a motion of Ms. Walsh, seconded by Mr. Freel/Ms. Shabazz, it was moved they be accepted as written. Motion prevailed.

REPORT OF COMMITTEES

The City Clerk read the following committee report:

<u>Health, Aging & Disabilities Committee Member</u>	<u>Present</u>	<u>Absent with Leave</u>	<u>Absent w/out Leave</u>
Robert A. Williams	X		
Darius J. Brown		X	
Charles M. "Bud" Freel		X	
Sherry Dorsey Walker	X		
Justen A. Wright	X		

President and Members of Council of
The City of Wilmington

May 25, 2016

Ladies and Gentlemen:

We, your Health, Aging & Disabilities Committee, met on the above date at 5:00 p.m., Council Member Sherry Dorsey Walker* presiding. The following items were discussed:

- A presentation on Homelessness in Delaware
- Discuss a Resolution supporting the Delaware General Assembly SB #134 “Homeless Bill of Rights”
- A presentation on Child Sexual Abuse Prevention Training
- A presentation by Mr. Brian Dietz, CEO of St. Francis Hospital, on St. Francis ER, becoming Level III Trauma Certified

Respectfully submitted, Members of
 Health, Aging & Disabilities Committee
 /s/Robert A. Williams, Chair
 /s/Sherry Dorsey Walker
 /s/Justen A. Wright
 /s/Theopalis K. Gregory, Sr., Ex Officio

Upon a motion of Mr. Williams, seconded by Ms. Walsh, the aforementioned Report was received, recorded and filed. Motion prevailed.

Mr. Williams: Mr. President, if they can make a correction that Councilwoman Sherry Dorsey Walker chaired that committee meeting this evening.

President Gregory: So noted.

Mrs. Seijo (City Clerk): So noted. Thank you.

*Note: A correction was duly noted and moved by voice vote that Council Member Sherry Dorsey Walker chaired the Health, Aging & Disabilities Committee meeting dated May 25th and is reflected in the minutes herein in the aforementioned Report.

TREASURER’S REPORT

The following Treasurer’s Report dated May 25, 2016 was read into the record by the City Clerk, and upon a motion of Ms. Walsh, seconded by Mr. Williams, the Report was received, recorded and filed. Motion prevailed.

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TO: THE HONORABLE MAYOR AND CITY COUNCIL OF WILMINGTON MAY 25, 2016

102	Community Development Block Grant	M & T Bank	\$ 1.00
104	Old Non-Uniform Pension Account	M & T Bank	\$ 4,976.81
105	Police Pension Account	M & T Bank	\$ 668,233.43
106	Fire Pension Account	M & T Bank	\$ 136,620.86
107	Evidence/Found Currency Account	M & T Bank	\$ 534,969.88
108	Rent Withholding Escrow	M & T Bank	\$ 4,137.97
110	Capital Projects Account	M & T Bank	\$ 1.00
113	Non-Uniform Pension	M & T Bank	\$ 1,252.06
114	Central Deposit	M & T Bank	\$ 235,492.72
117	Cement Workers	Wilmington Savings Fund	\$ 33,482.79
118	Worker's Comp. 3 rd Party Account	M & T Bank	\$ 13,003.23
124	Non-Uniform Pension Act of 1990	M & T Bank	\$ 469,010.98
120	Grant-In-Aid Account	M & T Bank	\$ 201,369.00
130	Payroll	M & T Bank	\$ 201,729.95
131	Pension Payroll Account	M & T Bank	\$ 12,863.76
139	Pension Healthcare Account	M & T Bank	<u>\$ 62,512.28</u>
	Total Cash on Hand		\$ 2,579,657.72

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FUND CODE	FUND	INSTITUTION	INVEST. TYPE	MATURITY DATE	INTEREST RATE	INTEREST RECEIVABLE	INVESTMENT AMOUNT
116	General	M&T Bank	RP	05/25/16	0.01%	\$ 1.11	\$ 4,021,776.00
106	Fire Pension	WSFS	CD	05/26/16	0.40%	\$ 805.47	\$ 2,625,000.00
124	Non-Uniform 1990	WSFS	CD	05/26/16	0.40%	\$ 128.87	\$ 420,000.00
110	Capital	WSFS	CD	05/27/16	0.40%	\$ 11,199.99	\$ 14,000,000.00
116	General	TD	CD	05/27/16	0.50%	\$ 1,833.34	\$ 2,000,000.00
116	General	TD	CD	06/01/16	0.55%	\$ 4,262.50	\$ 3,000,000.00
116	General	TD	CD	06/01/16	0.40%	\$ 1,433.34	\$ 3,000,000.00
116	General ¹	TD	CD	06/10/16	0.60%	\$ 21,996.05	\$ 15,169,686.00
116	General	TD	CD	06/10/16	0.43%	\$ 1,236.99	\$ 2,100,000.00
116	General	WSFS	CD	06/10/16	0.40%	\$ 572.60	\$ 1,375,000.00
116	General	WSFS	CD	06/10/16	0.40%	\$ 572.60	\$ 1,375,000.00
110	Capital	TD	CD	06/24/16	0.60%	\$ 16,333.34	\$ 10,000,000.00
116	General	TD	CD	06/24/16	0.40%	\$ 2,133.34	\$ 3,200,000.00
116	General	TD	CD	06/28/16	0.40%	\$ 1,033.34	\$ 1,500,000.00
116	General	TD	CD	07/08/16	0.41%	\$ 837.09	\$ 1,500,000.00
116	General	TD	CD	07/08/16	0.41%	\$ 1,116.12	\$ 2,000,000.00
116	General	WSFS	CD	07/08/16	0.40%	\$ 1,181.36	\$ 2,200,000.00
514	Risk Management	WSFS	CD	07/11/16	0.40%	\$ 22,805.15	\$ 5,670,097.05
515	Worker's Comp	WSFS	CD	07/11/16	0.40%	\$ 22,805.15	\$ 5,670,097.05
116	General	WSFS	CD	07/22/16	0.40%	\$ 1,402.74	\$ 2,000,000.00
116	General	WSFS	CD	07/28/16	0.45%	\$ 1,202.05	\$ 1,500,000.00
110	Capital	WSFS	CD	09/30/16	0.40%	\$ 12,243.29	\$ 8,400,000.00
110	Capital	WSFS	CD	11/18/16	0.50%	\$ 99,726.02	\$ 20,000,000.00
104	Escrow Pension	Affinity Wealth					\$ 1,441,793.00
104	Escrow Pension	Vanguard					\$ 40,958,183.00
104	Escrow Pension	Black Rock					\$ 23,638,076.00
104	Escrow Pension	Edgar Lomax					\$ 22,479,525.00
104	Escrow Pension	Wilmington Trust					\$ 43,837,726.00
104	Escrow Pension	Manning & Napier					\$ 10,022,477.00
104	Escrow Pension	Earnest Partners					\$ 17,489,993.00
104	Escrow Pension	GMO					\$ 11,408,206.00
104	Escrow Pension	MFS Management					\$ 21,960,255.00
104	Escrow Pension	American Funds					\$ 9,855,466.00
139	Medical Escrow	Black Rock-OPEB					\$ 14,023,926.00
116	Deferred Comp.	MassMutual					\$ 39,446,839.00
	Total Investments						\$ 369,289,121.10
	Total Cash on Hand						\$ <u>2,579,657.72</u>
	Grand Total						\$ 371,868,778.82

¹ Budget Reserve

/s/Henry W. Supinski
City Treasurer

NON-LEGISLATIVE BUSINESS

No non-legislative resolution presented this evening.

LEGISLATIVE BUSINESS

President Gregory: We're dispensing on the regular order of business on calling each Council Member for legislative business since we have one item for this evening. Mr. Williams.

Mr. Williams: Mr. President, I make a motion to call for reconsideration on the question on Substitute No. 1 to Ordinance 16-018 as amended, which failed to be approved at the May 19th meeting. I voted against it.

Mr. Wright: Second.

President Gregory: It's been properly moved and seconded that there be a reconsideration of the Ordinance, all those in favor, so note by "I", Oppose, Abstention. "I's" have it. Mr. Williams.

Mr. Williams: Mr. President, I make a motion for – I make a motion to amend the delete of one position, which was resulted as follows:

On the bottom of Page 7 of Substitute No. 1 to Ordinance No. 16-018, under **Section 5** in the first sentence, strike out the dollar amount \$73,308,232 and replace it with the lessor dollar amount **\$73,235,279**. On the bottom of Page 8 of Substitute No. 1 to Ordinance No. 16-018, under the appropriation heading titled **To the Department of Public Works**, make the following changes:

- In the top titled **Personal Services**, strike out the dollar amount of \$8,635,339 listed under both the **City** and **Total** column headings and replace it in both places with the lessor dollar amount of \$8,562,386.
- In the bottom row titled **Total**, strike out the dollar amount of \$68,385,106 listed under both the **City** and **Total** column headings and replace it in both places with the lessor dollar amount of **\$68,312,153**.

On Page 18 of **Attachment "A"** to Substitute No. 1 to Ordinance No. 16-018 known as the **Department Position Allocation List**, make the following changes in the Department of Public Works in the Water/Sewer Fund:

- Strike out the figure 7.00 under both the **No.** and **City** headings for the row titled **Plant Mechanic II** and replace it in both places with the lessor figure number 6.00.

- Strike out the figure 101.85 under both the No. and City headings for the row titled **Department Total** and replace it in both places with the lessor figure of 100.85.

Turn to Page 20 of **Attachment “A”** to Substitute No. 1 to Ordinance No. 16-018 known as the **Departmental Position Allocation List**, we’re going to make the following changes:

- Under the Water/Sewer Fund heading, strike out the figure 101.85 in the row titled **Public Works** and replace it with the lessor figure of 100.85.
- Under the Water/ Sewer Fund heading, strike out the figure 126.40 in the row titled **Total** and replace it with the lessor figure of 125.40.
- Under the All Funds heading, strike out the figure 222.00 in the row title **Public Works** and replace it with the lessor figure of 221.00.
- Under the All Funds heading, strike out the figure 1,108.00 in the row titled **Grand Total** and replace it with the lessor figure of 1,107.00.
- On the bottom row of the page titled **Grand Total**, strike out the figure 1,108.00 and replace it with the lessor figure of 1,107.00.

Mr. Wright: Second.

Ms. Walsh: Mr. President.

President Gregory: That’s the motion. I need a second and then we go to the question.

Mr. Wright: I seconded it. I said second.

President Gregory: It’s been properly moved and seconded that the Ordinance be amended as noted. All those in favor so note by saying “I”...

Ms. Walsh: I have a question.

President Gregory: ...Opposed, Abstention.

Ms. Walsh: “No”.

President Gregory: You can go ahead Ms. Walsh. “I’s” have it.

Ms. Walsh: My question Mr. President, I know what you're trying to do here this evening and I'm not going to get into all my reasons for not agreeing with that but how we be amending something that's still a defeated bill right?

President Gregory: You want to go ahead? I'm not doing this.

Mr. Wright: Sanjay.

Mrs. Seijo (City Clerk): The mic.

Ms. Cabrera: Your microphone.

Mr. Wright: At the bottom.

Mr. Sanjay Bhatnagar (Assistant City Solicitor): The authority is on – on, from Rule 21 of the City Council's Rule. A question can be reconsidered at the present meeting or the next meeting. This is the next meeting. It was properly brought forth by Mr. Williams who voted against it which was the prevailing party from the last meeting. Once the – once the motion to reconsideration was approved, the question is before the assembly, that question is debatable and therefore amendable. It that's consistent with the City Council Rules and Robert's Rules.

President Gregory: The Clerk will call the roll for the Ordinance; yes and no.

Ms. Walsh: The amendment didn't pass yet.

President Gregory: For the amendment. No, we already did the amendment. The amendment was done. That's done. Now you're voting for the Ordinance and you're voting against it.

Mr. Michael A. Brown: That's right.

President Gregory: As amended. The amendment was done. Let's go.

Upon a motion of Mr. Williams, seconded by Mr. Wright, the aforementioned Substitute No. 1 to Ordinance No. 16-018, As Amended, was reconsidered and adopted by the following Yea and Nay Roll Call Vote: Yeas, Council Members Darius Brown, Shabazz, Prado, Dorsey Walker, Williams, Michael Brown and Wright, and President Gregory. Total, eight. Nays, Chukwuocha, Congo, Freel, Cabrera and Walsh. Total, five.

President Gregory: Declare it adopted. We entertain a motion to adjourn.

PETITIONS AND COMMUNICATIONS

No petitions and communications presented this evening.

ADJOURNMENT

Upon a motion of Mr. Wright/Mr. Michael Brown, seconded by Mr. Williams/Ms. Dorsey Walker, Council adjourned at 6: 17 p.m. Motion prevailed.

Attest: Maribel Seijo
Maribel Seijo, City Clerk