

*Wilmington, Delaware
Louis L. Redding
City/County Building
May 18, 2017*

Council met in regular session on the above date at 6:30 p.m., President Hanifa Shabazz presiding.

The opening prayer was done by Ms. Andrea Queen, Deputy Clerk.

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*, Oliver, Harlee, Turner, McCoy, Williams, Freel, Adams, Dixon, Guy and Walsh, and Council President Shabazz. Total, thirteen.

MINUTES

After reading a portion of the minutes of May 4, 2017, upon a motion of Council Member Walsh, seconded by Council Member Freel, it was moved they be accepted as written. Motion prevailed.

REPORT OF COMMITTEES

The Deputy Clerk read the following committee report:

<u>Finance & Economic Development Committee Member</u>	<u>Present</u>	<u>Absent with Leave</u>	<u>Absent w/out Leave</u>
Charles M. "Bud" Freel, Chair	X		
Robert A. Williams		X	
Zanthia Oliver	X		
Nnamdi O. Chukwuocha, Vice-Chair	X		
Loretta Walsh		X	
Ciro Adams	X		
President Hanifa Shabazz, Ex Officio	X		

President and Members of Council of
The City of Wilmington

May 15, 2017

Ladies and Gentlemen:

We, your Finance & Economic Development Committee, to who was referred **Ordinance No. 17-008** entitled:

AN ORDINANCE ESTABLISHING A RATE OF TAXATION
ON REAL PROPERTY AND THE TAXABLE PROPERTY OF
PUBLIC UTILITIES FOR THE FISCAL YEAR JULY 1, 2017
THROUGH JUNE 30, 2018

Have given this Ordinance careful study and recommend Council vote on it accordingly.

Respectfully submitted, Members of
Finance Committee
/s/Charles M. Freel, Chair
/s/Zanthia Oliver
/s/Nnamdi O. Chukwuocha, Vice-Chair
/s/Ciro Adams
/s/Hanifa Shabazz, Ex Officio Member

Upon a motion of Council Member Freel, seconded by Council Member Walsh, the above Report was received, recorded and filed. Motion prevailed.

The Deputy Clerk read the following committee report:

<u>Finance & Economic Development Committee Member</u>	<u>Present</u>	<u>Absent with Leave</u>	<u>Absent w/out Leave</u>
Charles M. "Bud" Freel, Chair	X		
Robert A. Williams		X	
Zanthia Oliver	X		
Nnamdi O. Chukwuocha, Vice-Chair	X		
Loretta Walsh		X	
Ciro Adams	X		
President Hanifa Shabazz, Ex Officio	X		

President and Members of Council of
The City of Wilmington

May 15, 2017

Ladies and Gentlemen:

We, your Finance & Economic Development Committee, to who was referred **Sub. 1 to Ordinance No. 17-009** entitled:

AN ORDINANCE TO AMEND CHAPTER 45 OF THE CITY CODE
REGARDING WATER RATES AND CHARGES AND STORM
WATER RATES AND CHARGES FOR FISCAL YEAR 2018

Have given this Ordinance careful study and recommend Council vote on it accordingly.

Respectfully submitted, Members of
 Finance Committee
 /s/Charles M. Freel, Chair
 /s/Zanthia Oliver
 /s/Nnamdi O. Chukwuocha, Vice-Chair
 /s/Ciro Adams
 /s/Hanifa Shabazz, Ex Officio Member

Upon a motion of Council Member Freel, seconded by Council Member Walsh, the above Report was received, recorded and filed. Motion prevailed.

The Deputy Clerk read the following committee report:

<u>Finance & Economic Development Committee Member</u>	<u>Present</u>	<u>Absent with Leave</u>	<u>Absent w/out Leave</u>
Charles M. "Bud" Freel, Chair	X		
Robert A. Williams		X	
Zanthia Oliver	X		
Nnamdi O. Chukwuocha, Vice-Chair	X		
Loretta Walsh		X	
Ciro Adams	X		
President Hanifa Shabazz, Ex Officio	X		

President and Members of Council of
 The City of Wilmington

May 15, 2017

Ladies and Gentlemen:

We, your Finance & Economic Development Committee, to who was referred **Ordinance No. 17-010** entitled:

AN ORDINANCE TO ADOPT A CAPITAL PROGRAM FOR THE SIX FISCAL YEARS 2018 – 2023 INCLUSIVE

Have given this Ordinance careful study and recommend Council vote on it accordingly.

Respectfully submitted, Members of
 Finance Committee
 /s/Charles M. Freel, Chair
 /s/Zanthia Oliver
 /s/Nnamdi O. Chukwuocha, Vice-Chair
 /s/Hanifa Shabazz, Ex Officio Member

Upon a motion of Council Member Freel, seconded by Council Member Walsh, the above Report was received, recorded and filed. Motion prevailed.

Note: Although, Councilman Adams was present at the time of the meeting, his signature was inadvertently missed on the above Report.

The Deputy Clerk read the following committee report:

<u>Finance & Economic Development Committee Member</u>	<u>Present</u>	<u>Absent with Leave</u>	<u>Absent w/out Leave</u>
Charles M. "Bud" Freel, Chair	X		
Robert A. Williams		X	
Zanthia Oliver	X		
Nnamdi O. Chukwuocha, Vice-Chair	X		
Loretta Walsh		X	
Ciro Adams	X		
President Hanifa Shabazz, Ex Officio	X		

President and Members of Council of
The City of Wilmington

May 15, 2017

Ladies and Gentlemen:

We, your Finance & Economic Development Committee, to who was referred **Ordinance No. 17-011** entitled:

AN ORDINANCE TO ADOPT A CAPITAL BUDGET FOR
FISCAL YEAR 2018

Have given this Ordinance careful study and recommend Council vote on it accordingly.

Respectfully submitted, Members of
Finance Committee
/s/Charles M. Freel, Chair
/s/Zanthia Oliver
/s/Nnamdi O. Chukwuocha, Vice-Chair
/s/Hanifa Shabazz, Ex Officio Member

Upon a motion of Council Member Freel, seconded by Council Member Walsh, the above Report was received, recorded and filed. Motion prevailed.

Note: Although, Councilman Adams was present at the time of the meeting, his signature was inadvertently missed on the above Report.

The Deputy Clerk read the following committee report:

<u>Finance & Economic Development Committee Member</u>	<u>Present</u>	<u>Absent with Leave</u>	<u>Absent w/out Leave</u>
Charles M. "Bud" Freel, Chair	X		
Robert A. Williams		X	
Zanthia Oliver	X		
Nnamdi O. Chukwuocha, Vice-Chair	X		
Loretta Walsh		X	
Ciro Adams	X		
President Hanifa Shabazz, Ex Officio	X		

President and Members of Council of
The City of Wilmington

May 15, 2017

Ladies and Gentlemen:

We, your Finance & Economic Development Committee, to who was referred **Substitute No. 1 to Ordinance No. 17-012** entitled:

AN ORDINANCE ADOPTING THE ANNUAL OPERATING
BUDGET FOR THE FISCAL YEAR BEGINNING ON
JULY 1, 2017 AND ENDING ON JUNE 30, 2018

Have given this Ordinance careful study and recommend Council vote on it accordingly.

Respectfully submitted, Members of
Finance Committee
/s/Charles M. Freel, Chair
/s/Zanthia Oliver
/s/Nnamdi O. Chukwuocha, Vice-Chair
/s/Ciro Adams
/s/Hanifa Shabazz, Ex Officio Member

Upon a motion of Council Member Freel, seconded by Council Member Walsh, the above Report was received, recorded and filed. Motion prevailed.

The Deputy Clerk read the following committee report:

<u>Finance & Economic Development Committee Member</u>	<u>Present</u>	<u>Absent with Leave</u>	<u>Absent w/out Leave</u>
Charles M. "Bud" Freel, Chair	X		
Robert A. Williams		X	
Zanthia Oliver	X		
Nnamdi O. Chukwuocha, Vice-Chair	X		
Loretta Walsh		X	
Ciro Adams	X		
President Hanifa Shabazz, Ex Officio	X		

President and Members of Council of
The City of Wilmington

May 15, 2017

Ladies and Gentlemen:

We, your Finance & Economic Development Committee, to who was referred **Ordinance No. 17-017** entitled:

AN ORDINANCE CONSTITUTING AMENDMENT NO. 8 TO
THE FISCAL YEAR 2017 OPERATING BUDGET (BEING AN
ORDINANCE TO AMEND SUBSTITUTE NO. 1 TO ORDINANCE
NO. 16-018, AS AMENDED)

Have given this Ordinance careful study and recommend Council vote on
it accordingly.

Respectfully submitted, Members of
Finance Committee
/s/Charles M. Freel, Chair
/s/Nnamdi O. Chukwuocha, Vice-Chair
/s/Hanifa Shabazz, Ex Officio Member

Upon a motion of Council Member Freel, seconded by Council Member
Walsh, the above Report was received, recorded and filed. Motion prevailed.

Note: Although, Council Members Oliver and Adams were present at the time of the
meeting, their signatures were inadvertently missed.

The Deputy Clerk read the following committee report:

<u>Public Works & Transportation Committee Member</u>	<u>Present</u>	<u>Absent with Leave</u>	<u>Absent w/out Leave</u>
Va'Shun "Vash" Turner, Chair	X		
Zanthia Oliver	X		
Loretta Walsh		X	
Michelle Harlee	X		
Ciro Adams, Vice-Chair	X		
President Hanifa Shabazz, Ex Officio		X	

President and Members of Council of
The City of Wilmington

April 27, 2017

Ladies and Gentlemen:

We, your Public Works & Transportation Committee, to who was referred
Ordinance No. 17-014 entitled:

AN ORDINANCE TO FURTHER EXTEND CERTAIN
TRAFFIC/PARKING REGULATIONS

Have given this Ordinance careful study and recommend Council vote on it accordingly.

Respectfully submitted, Members of
Public Works & Transportation Committee
/s/Va'Shun "Vash" Turner, Chair
/s/Zanthia Oliver
/s/Michelle Harlee
/s/Ciro Adams, Vice-Chair

Upon a motion of Council Member Walsh, seconded by Council Member Chukwuocha, the above Report was received, recorded and filed. Motion prevailed.

The Deputy Clerk read the following committee report:

<u>Public Works & Transportation Committee Member</u>	<u>Present</u>	<u>Absent with Leave</u>	<u>Absent w/out Leave</u>
Va'Shun "Vash" Turner, Chair	X		
Zanthia Oliver	X		
Loretta Walsh		X	
Michelle Harlee	X		
Ciro Adams, Vice-Chair	X		
President Hanifa Shabazz, Ex Officio		X	

President and Members of Council of
The City of Wilmington

April 27, 2017

Ladies and Gentlemen:

We, your Public Works & Transportation Committee, to who was referred **Substitute No. 1 to Ordinance No. 17-015** entitled:

AN ORDINANCE TO ENACT CERTAIN TRAFFIC/PARKING
REGULATIONS

Have given this Ordinance careful study and recommend Council vote on it accordingly.

Respectfully submitted, Members of
Public Works & Transportation Committee
/s/Va'Shun "Vash" Turner, Chair
/s/Zanthia Oliver
/s/Michelle Harlee
/s/Ciro Adams, Vice-Chair

Upon a motion of Council Member Chukwuocha, seconded by Council Member Walsh, the above Report was received, recorded and filed. Motion prevailed.

The Deputy Clerk read the following committee report:

<u>Public Works & Transportation Committee Member</u>	<u>Present</u>	<u>Absent with Leave</u>	<u>Absent w/out Leave</u>
Va'Shun "Vash" Turner, Chair	X		
Zanthia Oliver	X		
Loretta Walsh		X	
Michelle Harlee	X		
Ciro Adams, Vice-Chair	X		
President Hanifa Shabazz, Ex Officio		X	

President and Members of Council of
The City of Wilmington

May 17, 2017

Ladies and Gentlemen:

We, your Public Works & Transportation Committee, to who was referred **Ordinance No. 17-016** entitled:

AN ORDINANCE TO ENTER INTO A THREE YEAR
INTERCONNECTION AGREEMENT WITH ARTESIAN
WATER COMPANY, INC.

Have given this Ordinance careful study and recommend Council vote on it accordingly.

Respectfully submitted, Members of
Public Works & Transportation Committee
/s/Va'Shun "Vash" Turner, Chair
/s/Zanthia Oliver
/s/Michelle Harlee
/s/Ciro Adams, Vice-Chair

Upon a motion of Council Member Walsh, seconded by Council Member Freel, the above Report was received, recorded and filed. Motion prevailed.

TREASURER'S REPORT

The following Treasurer's Report as of May 18, 2017 was read into the record by Deputy Clerk and upon a motion of Council Member Walsh, seconded by Council Member Freel, the Report was received, recorded and filed. Motion prevailed.

Note: The Treasurer's Report is included herein as an insert from Page 9 to Page 10.

City of Wilmington
Delaware

Velda Jones-Potter
City Treasurer

Louis L. Redding City/County Building
800 French Street
Wilmington, Delaware 19801-3537
(302) 576-2480
treasurer@wilmingtonde.gov



City of Wilmington Treasurer's Report
as of June 1, 2017

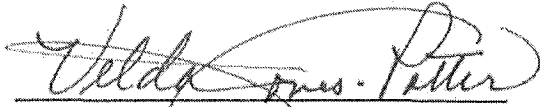
Cash on Hand:

General Account	M & T Bank	\$4,973,214.13
Central Deposit	M & T Bank	\$66,394.73
Payroll	M & T Bank	\$138,385.63
Total Petty Cash Accounts	M & T Bank	\$10,971.83
Grant-In-Aid	M & T Bank	\$287,342.13
Evidence/Found Currency Account	M & T Bank	\$565,199.60
Rent Withholding Escrow	M & T Bank	\$4,137.97
Capital Projects Account	M & T Bank	\$1.00
Cement Workers Escrow	WSFS Bank	\$33,506.43
Police Department Discretionary	M & T Bank	\$17,622.10
Pension Payroll Account	M & T Bank	\$104,450.33
Old Non-Uniform Pension Account -Plan 1	M & T Bank	\$2,295.81
Non-Uniform Pension-Plan 2	M & T Bank	\$1,072.18
Non-Uniform Pension Act of 1990-Plan 3	M & T Bank	\$1,496.71
Police Pension Account	M & T Bank	\$556.93
Fire Pension Account	M & T Bank	\$607.15
Worker's Comp 3rd Party Account	M & T Bank	\$0.00
Retiree Healthcare Account	M & T Bank	\$490,966.72
SubTotal		\$6,698,221.38
Total Cash on Hand		\$6,698,221.38

INVESTMENTS AS OF JUNE 1, 2017:

Fund	Institution	Invest. Type	Maturity Date	Interest Rate	Interest Receivable	Investment Amount
GENERAL FUND:						
General	WSFS	CD	6/8/2017	0.80%	\$1,535.82	\$2,502,561.65
General	TD	CD	6/8/2017	0.85%	\$2,503.42	\$2,500,000.00
General	TD	CD	6/22/2017	0.85%	\$3,318.49	\$2,500,000.00
General	TD	CD	6/30/2017	0.85%	\$1,157.08	\$1,602,786.53
General ¹	TD	CD	6/30/2017	0.91%	\$11,567.49	\$15,465,686.12
General	TD	CD	7/6/2017	0.85%	\$3,916.99	\$3,003,575.00
SUB-TOTAL:						\$27,574,609.30
CAPITAL FUND:						
Capital	TD	CD	6/28/2017	0.88%	\$24,109.59	\$20,000,000.00
Capital	TD	CD	6/28/2017	0.88%	\$10,126.03	\$10,000,000.00
Capital	WSFS	CD	6/30/2017	0.90%	\$376.08	\$492,000.00
Capital	WSFS	CD	7/19/2017	0.80%	\$15,277.81	\$7,745,000.00
SUB-TOTAL:						\$38,237,000.00
RISK MGMT:						
Risk Management	WSFS	CD	7/10/2017	0.50%	\$35,245.13	\$7,068,391.71
Worker's Comp	WSFS	CD	7/10/2017	0.50%	\$35,245.13	\$7,068,391.71
Retiree Medical Escrow	Vanguard-OPEB					\$16,742,441.00
SUB-TOTAL:						\$30,879,224.42
PENSION FUND:						
Non-Uniform 1990	WSFS	CD	6/29/2017	0.90%	\$3,110.54	\$4,205,000.00
Fire Pension	TD	CD	6/29/2017	0.87%	\$1,761.21	\$2,463,000.00
Escrow Pension	Vanguard					\$42,030,944.00
Escrow Pension	Black Rock					\$23,758,878.00
Escrow Pension	Edgar Lomax					\$25,978,479.00
Escrow Pension	Wilmington Trust					\$49,222,070.00
Escrow Pension	Manning & Napier					\$14,300,791.00
Escrow Pension	Earnest Partners					\$21,554,818.00
Escrow Pension	MFS Management					\$26,161,098.00
Escrow Pension	American Funds					\$14,083,816.00
SUB-TOTAL:						\$223,758,894.00
OTHER:						
Deferred Comp.	MassMutual					\$44,224,196.73
Total Investments						\$364,673,924.45
Total Cash on Hand						\$6,698,221.38
Grand Total						\$371,372,145.83

¹ Budget Reserve


 Velda Jones-Potter, City Treasurer

NON-LEGISLATIVE BUSINESS

Upon a motion of Council Member Walsh, seconded by Council Members Freel and Williams, the following non-legislative resolution was accepted into the record and motion prevailed:

Oliver Sympathy Tynesia L. Cephas

LEGISLATIVE BUSINESS

President Shabazz: Councilman Chukwuocha.

Council Member Chukwuocha: Yes Madam President, I have a Resolution to present.

Council Member Chukwuocha presented Resolution No. 17-034 (Agenda #4362) as follows:

WHEREAS, pursuant to Section 2-363 of the City Code, the Council deemed it necessary and proper to specify the requirements for review and approval of City-sponsored grant applications and proposals including authorization for expedited grant applications when necessary, prior to Council’s approval by resolution; and

WHEREAS, the Department of Parks and Recreation submitted a grant application through CityFest, Inc., a non-profit corporation that is a component unit of the City of Wilmington, to the Laffey-McHugh Foundation (Laffey-McHugh) in the amount of \$10,000.00 for the City’s 2017 Summer Youth Employment Program (the “Youth Program”); and

WHEREAS, Laffey-McHugh first granted funds to the Youth Program in 2016 and has already granted \$10,000 to the Youth Program this year; and

WHEREAS, the grant funds sought in this application will be used to provide training to the youth participants and counselors; and

WHEREAS, the Youth Program offers employment opportunities to the City’s youth ages 14 to 20; and

WHEREAS, the City is not required to provide matching funds for receipt of these grant funds; and

WHEREAS, the Council deems it necessary and proper to authorize the grant application, for the aforesaid purpose.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF WILMINGTON that the above-mentioned grant request to Laffey-McHugh in the amount of \$10,000.00 is hereby authorized.

BE IT FURTHER RESOLVED that the Director of the Department of Parks and Recreation or his designee and CityFest, Inc. are hereby authorized to take all necessary actions to apply for and accept any and all funds associated with the grant application and to fulfill the grant requirements.

FISCAL IMPACT STATEMENT

This grant would not have a negative impact on the City. No matching funds are required.

Council Member Chukwuocha: I move that this Resolution be received, recorded and filed and adopted by Yea and Nay vote.

Council Members Walsh and Freel: Second.

President Shabazz: It's been properly moved and seconded the Resolution be received, recorded and filed and adopted by Yea and Nay vote.

On the question:

Council Member Chukwuocha: Yes Madam President, this is a Resolution authorizing Parks and Recreation working with – through CityFest to apply for a grant from Laffey-Hugh in the amount of \$10,000 to support training for our Summer Employment Program.

President Shabazz: The Clerk will call the roll.

Council Member Chukwuocha: Madam President, excuse me.

President Shabazz: Oh, I'm sorry.

Council Member Chukwuocha: I just wanted to – my name is spelled wrong. I just wanted to make that note.

President Shabazz: Ok.

Council Member Chukwuocha: Thank you Madam.

President Shabazz: So...but his name was spelled wrong on it. Okay, so noted. The Clerk will...say that again...also, there's a correction on the Resolution number, it should be 17-034 – so noted. Did you...I called for the roll. Clerk will call the roll.

Upon a motion of Council Member Chukwuocha, seconded by Council Members Walsh and Freel, the above Resolution was received, adopted as read and directed to be recorded and filed by the following Yea and Nay Roll Call Vote: Yeas, Council Members Chukwuocha, Oliver, Harlee, Turner, McCoy, Williams, Freel, Adams, Dixon, Guy and Walsh, and Council President Shabazz. Total, twelve. Nays, none. Absent, Council Member Congo. Total, one. Motion prevailed.

President Shabazz: Declare it adopted. Councilman Congo is not here. Council Member Oliver.

Council Member Oliver: Yes, good evening Madam President. Madam President, I have a Resolution to present.

Council Member Oliver presented Resolution No. 17-035 (Agenda #4363) as follows:

WHEREAS, Wilmington City Council has enacted Section 2-3 of the Wilmington City Code regarding the authorization and procedures for naming City streets, parks, playgrounds, plazas, buildings, facilities, statues, monuments, and other lands reserved for public use in order to commemorate a particular person and her/his social significance to the City; and

WHEREAS, Section 2-3 states that if it is proposed that a part of, or any facility within, a street or reserved land that is subject to this section be named or renamed in honor of or dedicated to any person, place or event that is different from the rest of it or that is different than that within which it is located, such naming or renaming may be done by resolution of City Council pursuant to subsection (d) of this section, while retaining the name of the rest of the street or park or other reserved land within which the park facility or object so dedicated is located; and

WHEREAS, Brown-Burton-Winchester Memorial Park, which generally, extends from Vandever Avenue north to 30th Street, between Northeast Boulevard and Market Street, was named after Clifford Brown, Len Winchester and Robert Burton, all of whom were accomplished black musicians and Wilmington residents; and

WHEREAS, it is fitting that the City of Wilmington pay proper tribute to the contributions of its citizens, which have enhanced the experience of residents and visitors in Wilmington in a variety of ways and have left their mark on our City; and

WHEREAS, one such citizen was Stephen Wheeler, a long-time employee of the Department of Parks and Recreation who supervised youth and adult basketball tournaments at the former Prices Run Park from 1978 until 1992, organizing events to keep young people off the streets and to help maintain peace and goodwill in northeast Wilmington; and

WHEREAS, Mr. Wheeler, who passed away at the age of 57 on July 11, 2014, was considered a dedicated mentor and trusted friend to many; and

WHEREAS, another such citizen is Rob Brown, P.S. DuPont High School graduate who was the first in the State to start on the varsity basketball team for four years before accepting a basketball scholarship to attend Morgan State University; and

WHEREAS, Mr. Brown presently works with students in the Christina School District to help intervene and assist students who are at risk of being placed in an alternative educational setting; and

WHEREAS, yet another such citizen is Tony Washam, who grew up in Wilmington and received the first team all-state honors while attending Concord High School, before receiving a full basketball scholarship to attend the University of South Florida; and

WHEREAS, Mr. Washam considers basketball to be an important tool in his life, and recalls shooting hoops and attending recreational and sports programming throughout Wilmington, including tournaments held in Brown-Burton-Winchester Park; and

WHEREAS, another citizen worthy of recognition is Wayne “Chung” Miller-Jefferson, who graduated from Howard High School and achieved CIAA honors while attending Livingstone College on a full basketball scholarship; and

WHEREAS, presently, Mr. Jefferson serves as the deputy director of the City of Wilmington Department of Parks and Recreation, where he helps to enable opportunities for athletic advancement and recreation for children growing up in the community he calls home; and

WHEREAS, City Council wishes to recognize these four gentlemen for their distinguished contributions to the City of Wilmington by naming in their honor the four basketball courts at Brown-Burton-Winchester Park.

NOW THEREFORE BE IT RESOLVED BY THE COUNCIL OF THE CITY OF WILMINGTON, that City Council hereby approves the naming of the four basketball courts at Brown-Burton-Winchester Memorial Park as follows:

1. Of the two basketball courts closest to East 26th Street, one shall be named “The Stephen Wheeler Memorial Basketball Court” and the other shall be named the “Rob Brown Basketball Court”.
2. Of the two basketball courts furthest from East 26th Street, one shall be named the “Tony Washam Basketball Court” and the other shall be named the “Wayne Jefferson Basketball Court”.

Council Member Oliver: I move this Resolution be received, recorded and filed and adopted by Yea and Nay vote.

Council Members Walsh and Freel: Second.

President Shabazz: It’s been properly moved and seconded the Resolution be received, recorded and filed and adopted by Yea and Nay vote.

On the question:

Council Member Oliver: Madam President, this was a community driven Resolution by my constituents in the 3rd District. Most of them – all of them call – over three-hundred registered voters for the 3rd District and I would hope my - - it’s just renaming a couple of courts. It’s not renaming the park; it’s not changing much anything. It’s four courts out there as one of the gentlemen, Mr. Washam said, it’s not a lot going on the park like it used to. So, I’m hoping we revitalize that park – this summer we have a lot of activities coming up and I’d like to thank Mr. Sills for really driving this force and all the families are here tonight. Most of the people here who made the phone calls and a lot of constituents from the 3rd District are here. And, I would hope that my constituents would respect my leadership for my district and my constituents and vote for this tonight.

President Shabazz: Councilman Turner.

Council Member Turner: Thank you Madam President. Madam President I just want to ask you if you can ask the sponsor three questions? One, what are the criteria for naming a park or a playground or whatever after – after somebody. Is there prerequisite of that? Also, how many basketball courts are there in Prices – in Prices Park? That’s all I have right there. If you can ask – ask the sponsor that.

President Shabazz: She can give those answers when she finishes the debate. I want to see if there is any other questions from any other Council members. Councilman Chukwuocha.

Council Member Chukwuocha: Thank you Madam President. I just wanted to one, bring a few points, I guess clarity to my position in the matter. One, regarding – during the committee meeting which the sponsor wasn’t able to attend, some issues were brought up in regards to naming – naming of, of – naming of courts and other apparatus within our playgrounds and there being a need for the City’s Department of Parks and Recreation to establish a - I guess a more concrete protocol and procedures and I really respect my colleague Oliver, Councilwoman Oliver, for the community engagement on behalf of the residents and this being a resident driven initiative. And, when we’re thinking about repurposing our playgrounds – playgrounds are truly the hearts of communities. They’re where our children, where our families, where our communities truly congregate and having individuals speak about what that playground used to be – I know we all remember, my playground where it was Eastlake 30th & Madison Street where I grew up and I know what it meant and hearing Mr. Washam speak today, it really reminded me of what that playground meant for me and as bearing as that playground is today or as different as that playground is today from what it used to when I and so many others ran around that playground and thinking about the condition, what we need – what we need is community involvement. We need that community engagement again, to be involved – to highlight the things that are happening positive in our community and bring them, return them to their playground.

A few years ago, they started the Arts in the Park to bring individuals back into our playgrounds truly make them the center of our community. So, I’m thankful today for a change of heart because honestly it was Mr. Washam’s testimony that made me feel a little bit different about my position and my position, one, definitely-being deeply rooted in my work with Mr. Willer I’ve known him probably my whole life and the work that he did when I was over in Riverside all those years and he was the representative of Parks and Recreation with their youth programs and services. So, there is no way that I would let what I think is a city – a city need a gap on our end to stand in the way of what the community is asking for. So, I will be in support of this initiative Madam President. Thank you.

President Shabazz: Thank you Mr. Chukwuocha. Councilman Guy.

Council Member Guy: I'm yes, Madam President, when I saw this Resolution it kind of grab my attention originally when I first saw it and I thought wow that's pretty interesting in fact it was pretty cool. Then I started to hear that there was some conversation about it and the conversation also was making sense to me. But at the end of the day I guess what's driving me is this, first of all, I played at center stage so I played ball with all four of these people at that park and so it is true that they are worthy of having their names there as I see it. To me the problem is there's about another hundred and some people who are worthy, ok. There's people who went to the NBA that played at that park. And, I have a little phrase I use and I try - I say to myself don't hate imitate. So, when there is something that I see that I have a problem with I try to say what can I do to make it the way I want it to be. And, with that in mind I have Courthouse down the street that I put the name with my colleagues cooperating with me fifteen years ago and some people might want to say well why didn't you put this person name on there, well I was the person who thought of it first and came up with a mechanism that worked and it's the Leonard L. Williams Justice Center. And so, I just basically encouraged folks is if you got something you want to put a name on put a name on put a name on it and she beat everybody to the spot and I say these people are worthy so, you know, that's kind of how I look at it. But there is another hundred but somebody put them up first and so I'm with it. Thank you.

President Shabazz: Thank you.

Council Member Oliver: Madam President, can you call the roll call?

Council Member Turner: There was a question on the floor.

Council Member Oliver: Oh, I didn't see nobody else's hand.

President Shabazz: Council Member Oliver do you want to close the debate or answer the question?

Council Member Oliver: No, I'll answer the question at another time right now I just like to call for the roll.

President Shabazz: Ok. Roll call.

Upon a motion of Council Member Oliver, seconded by Council Member Walsh, the above Resolution was received, adopted as read and directed to be recorded and filed by the following Yea and Nay Roll Call Vote: Yeas, Council Members Chukwuocha, Oliver, Harlee, McCoy, Williams, Freel, Adams, Dixon, Guy and Walsh, and Council President Shabazz. Total, eleven. Nays, none. Present, Council Member Turner. Total, one. Absent, Council Member Congo. Total, one.

President Shabazz: Declare it adopted. Council Member Harlee.

Council Member Harlee: Yes, Council President. I have an Ordinance to present and call for a 3rd and 4th reading.

President Shabazz: Fourth and final.

Council Member Harlee: Fourth and final, thank you.

Council Member Harlee presented and called for the third and final reading Ordinance No. 17-014 (Agenda #4351) entitled:

AN ORDINANCE TO FURTHER EXTEND CERTAIN
TRAFFIC/PARKING REGULATIONS

Council Member Harlee: Council President, I move that it be known as the Enacting Clause of the Ordinance and call for a Yea or Nay vote.

Council Member Walsh: Second.

President Shabazz: It's been properly moved and second that it be known as the Enacting Clause of the Ordinance and call for a Yea or Nay vote.

On the question:

Council Member Harlee: Yes, Council President, if approved this Ordinance will be extending various traffic and parking regulations around the Community Education building effecting East 12th, 13th North French Street and Wilson Street for a period of two years and I just want to say that this Ordinance was already in place it expired this month and so it's being renewed. Thank you.

President Shabazz: Clerk will call the roll.

Upon a motion of Council Member Harlee, seconded by Council Member Walsh, the above Ordinance was read for the third and final time and was adopted by title and section recurring to the Enacting Clause and was passed by the following Yea and Nay Roll Call Vote: Yeas, Council Members Chukwuocha, Oliver, Harlee, Turner, McCoy, Williams, Freel, Adams, Dixon, Guy and Walsh, and Council President Shabazz. Total, twelve. Nays, none. Absent, Council Member Congo. Total, one.

President Shabazz: Declare it adopted. Councilman Turner.

Council Member Turner: Yes, Madam President, I have an Ordinance to present and call for the 3rd and final reading.

Council Member Turner presented and called for the third and final reading Ordinance No. 17-015 (Agenda #4352) entitled:

AN ORDINANCE TO ENACT CERTAIN TRAFFIC/
PARKING REGULATIONS

Council Member Turner: Madam President, I have a Substitute to present in lieu of that Ordinance.

President Shabazz: It's the wrong ordinance. It's 17-015. You said 16.

Ms. Andrea Queen: Ok. Substitute No. 1 to Ordinance 17-015.

President Shabazz: Yes ma'am.

Council Member Turner: Madam President, I move that be known as the enacting...

President Shabazz: She needs to read the Substitute.

Council Member Turner: Ok.

Council Member Turner: Madam President I move that be known as the Enacting Clause of the Substitute Ordinance and call for a yea or nay vote.

Council Member Freel: Second.

Council Member Turner: She wants to read "Whereas".

Council Member Freel: Just read the title.

President Shabazz: Ok, I'll accept the second.

Council Member: Second.

President Shabazz: It's been properly move and second that that be known as the Enacting Clause of the Substitute Ordinance and call for a Yea or Nay vote.

On the question:

Council Member Turner: Madam President, I move that that be known as the Enacting Clause of the Substitute Ordinance and call for a Yea or Nay vote.

President Shabazz: We've already moved it. It's on the question. You want to present your position.

Council Member Freel: You have any comments?

Council Member Turner: This – this enactment is to – is to give an All Way STOP on North Washington Street intersection 37th Street, no parking at any time in North Claymont Street and “No Parking” bus loading zone on Todds Lane. Also, road accept to school buses 3-4:00pm on North Claymont Street and Todds Lane. And, also, removal of a Non-Parking Child Drop-off on North Claymont Street as well.

President Shabazz: Clerk will call the roll.

Upon a motion of Council Member Turner, seconded by Council Member Freel, the above **Substitute** Ordinance was read for the third and final time and was adopted by title and section recurring to the Enacting Clause and passed by the following Yea and Nay Roll Call Vote: Yeas, Council Members Chukwuocha, Oliver, Harlee, Turner, McCoy, Williams, Freel, Adams, Dixon, Guy and Walsh, and Council President Shabazz. Total twelve. Nays, none. Absent, Council Member Congo. Total, one.

President Shabazz: Declare it adopted.

Council Member Turner: Madam President, I have an Ordinance to present and call for the third and final reading.

Council Member Turner presented and called for the third and final reading Ordinance No. 17-016 (Agenda #4353) entitled:

AN ORDINANCE TO ENTER INTO A THREE YEAR INTERCONNECTIN AGREEMENT WITH ARTESIAN WATER COMPANY, INC.

On the question:

Council Member Turner: Madam President, I move that that be known as an Enacting Clause of the Ordinance and call for a Yea or Nay vote.

Council Members Walsh and Freel: Second.

President Shabazz: It’s been properly moved and second that be known as an Enacting clause of the Ordinance and call for a Yea or Nay vote.

On the question.

Council Member Turner: Yes. Yes, Madam President, this is an agreement with Artesian Water Company to go outside within and also outside the city limits.

President Shabazz: Clerk will call the roll.

Upon a motion of Council Member Turner, seconded by Council Members Walsh and Freel, the above Ordinance was read for the third and final time and

was adopted by title and section recurring to the Enacting Clause and was passed by the following Yea and Nya Roll Call Vote: Yeas, Council Members Chukwuocha, Oliver, Harlee, Turner, McCoy, Williams, Freel, Adams, Dixon, Guy and Walsh, and Council President Shabazz. Total, twelve. Nays, none. Absent, Council Member Congo. Total, one.

President Shabazz: Declare it adopted.

Council Member Turner: Madam President, I have a Resolution to present.

Council Member Turner presented Resolution No. 17-036 (Agenda #4364) as follows:

WHEREAS, pursuant to Section 2-363 of the City Code, the Council deemed it necessary and proper to specify the requirements for review and approval of City-sponsored grant applications and proposals, including authorization for expedited grant applications when necessary, prior to Council's approval by resolution; and

WHEREAS, the City, through the Department of Public Works, has been awarded a Hazardous Substance Cleanup Fund Grant from the Delaware Department of Natural Resources and Environmental Control (the "Grant"); and

WHEREAS, because this Grant was awarded without application by the City, but instead because of a prior agreement between the Parties, no Grant application was brought before Council for review before the Grant awarded to the City; and

WHEREAS, the Department of Public Works wishes to now seek Council review and approval of the acceptance of the Grant; and

WHEREAS, a release of hazardous substances occurred at the Royal Dry Cleaners Site, located at 3914 Concord Pike in New Castle County, Delaware and resulted in groundwater contamination in the vicinity of the Site; and

WHEREAS, the presence of hazardous substances has been identified in drinking water wells of several homes near the Site, including homes on Bethel Avenue, Washington Avenue and Princess Avenue in the Concord Manor neighborhood ("affected neighborhood"); and

WHEREAS, the Grant is in an amount of \$200,000 and will be used to provide the affected neighborhood with a clean and reliable source of drinking water by installing a water main to service the affected neighborhood with water supplied by the City of Wilmington; and

WHEREAS, the Grant does not require a local match; and

WHEREAS, the Council deems it necessary and proper to authorize the acceptance and use of the \$200,000 for the aforesaid purposes.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF WILMINGTON that the Wilmington Department of Public Works is hereby authorized to accept and utilize grant funding from the Delaware Department of Natural Resources and Environmental Control in an amount of \$200,000 for the aforesaid purpose.

BE IT FURTHER RESOLVED that the Commissioner of the Department of Public Works or his designee, shall be authorized to take all necessary actions to accept and administer the grant funds.

Council Member Turner: Madam President, Madam President, I move this Resolution be received, recorded and filed and adopted by a Yea and Nay vote.

Council Members Walsh and Freel: Second.

President Shabazz: It's been properly moved and second that the Resolution be received, recorded and filed and adopted by a Yea or Nay vote.

On the question:

Council Member Turner: Yes, Madam President. This is a grant that the Department of Public Works would accept to expand our water/sewer lines outside of our city limits up on – up on Concord Pike to addition of twelve residents to give a sewer line to.

President Shabazz: Clerk will call the roll.

Upon a motion of Council Member Turner, seconded by Council Members Walsh and Freel, the above Resolution was received, adopted as read and directed to be recorded and filed by the following Yea and Nay Roll Call Vote: Yeas, Council Members Chukwuocha, Oliver, Harlee, Turner, McCoy, Williams, Freel, Adams, Dixon, Guy and Walsh, and Council President Shabazz. Total, twelve. Nays, none. Absent, Council Member Congo. Total, one.

President Shabazz: Declare it adopted.

Council Member Turner: Madam President, I have an ordinance to present on your behalf and call for the 1st and 2nd reading.

On behalf of President Shabazz, Council Member Turner presented and called for the first and second reading Ordinance No. 17-018 (Agenda #4365) entitled:

AN ORDINANCE TO AUTHORIZE THE EXECUTION OF
A RIGHT OF WAY USE AGREEMENT WITH CROWN
CASTLE NG EAST, LLC FOR THE INSTALLATION OF
DISTRIBUTED ANTENNA SYSTEM NODES IN THE
PUBLIC RIGHT OF WAY

The above Ordinance was given two separate readings by title only upon a motion of Council Member Turner, seconded by Council Member Walsh, the Ordinance was received, recorded and referred to the Public Works & Transportation Committee. Motion prevailed.

Council Member Turner: That's all I have Madam President.

President Shabazz: Thank you Councilman.

President Shabazz: Council Member McCoy.

Council Member McCoy: Nothing tonight Madam President.

President Shabazz: Council Member Williams

Council Member Williams: No legislation, thank you.

President Shabazz: Council Member Freel.

Council Member Freel: Madam President, I have five Ordinances to present this evening.

Council Member Freel presented and called for the third and final reading Ordinance No. 17-008 (Agenda #4338) entitled:

AN ORDINANCE ESTABLISHING A RATE OF
TAXATION ON REAL PROPERTY AND THE
TAXABLE PROPERTY OF PUBLIC UTILITIES FOR
THE FISCAL YEAR JULY 1, 2017 THROUGH
JUNE 30, 2018

Council Member Freel: Madam President. I move that be known as the Enacting Clauses of the ordinance and call for a Yea or Nay vote.

Council Member Walsh: Second.

President Shabazz: It's been properly moved and second that be known as the Enacting Clause of the Ordinance and call for a Yea or Nay vote.

On the question:

Council Member Freel: Yes, Madam President, simply put this raises our property tax by 7.5 percent.

President Shabazz: Clerk will call the roll.

Upon a motion of Council Member Freel, seconded by Council Member Walsh, the above Ordinance was read for the third and final time and was adopted by title and section recurring to the Enacting Clause and was passed by the following Yea and Nay Roll Call Vote: Yeas, Council Members Chukwuocha, Oliver, Harlee, McCoy, Freel, Adams, Dixon and Walsh, and Council President Shabazz. Total, nine. Nays,

Council Members Turner, Williams and Guy. Total, three. Absent, Council Member Congo. Total, one.

President Shabazz: Declare it adopted.

Council Member Freel presented and called for the third and final reading Ordinance No. 17-009 (Agenda #4339) entitled:

AN ORDINANCE TO AMEND CHAPTER 45 OF THE CITY CODE REGARDING WATER RATES AND CHARGES AND STORM WATER RATES AND CHARGES FOR FISCAL YEAR 2018

Council Member Freel: And shouldn't that also read a monthly billing for water sewer and storm water charges? Okay. I have a **Substitute** to present.

AN ORDINANCE TO AMEND CHAPTER 45 OF THE CITY CODE REGARDING SEWER SYSTEM RATES AND CHARGES AND WATER RATES AND CHARGES FOR FISCAL YEAR 2018 AND MONTHLY BILLING FOR WATER, SEWER, AND STORMWATER CHARGES

Council Member Freel: Madam President, I move that be known as the Enacting clause of the Substitute Ordinance and call for a Yea or Nay vote.

Council Member Walsh: Second.

President Shabazz: It's been properly moved and second that be known as the Enacting Clause of the Ordinance and call for a Yea or Nay vote.

On the question:

Council Member Freel: Yes, Madam President, what this does it raises the water and sewer rate by 4 percent but there is no increase in the storm water rates. So, it's a combined increase for about 3.6 percent. I just want to remind folks that the water sewer fund is an enterprise fund it is meant to be self-sustained. This fund will continue to replace and upgrade a system that is hundred plus years old. It will also get us back on a six-year plan that will help us grow the sixty-day reserve and move us towards debt plus cash financing.

President Shabazz: Clerk will call the roll.

Upon a motion of Council Member Freel, seconded by Council Member Walsh, the above **Substitute** Ordinance was read for the third and final time and was adopted by title and section recurring to the Enacting Clause and was passed by the following Yea and Nay Roll Call Vote: Yeas, Council Members Chukwuocha, Oliver,

Harlee, Turner, McCoy, Williams, Freel, Adams, Dixon, Guy and Walsh, and Council President Shabazz. Total, twelve. Nays, none. Absent, Council Member Congo. Total, one.

President Shabazz: Declare it adopted.

Council Member Freel presented and called for the third and final reading Ordinance No. 17-010 (Agenda #4340) entitled:

AN ORDINANCE TO ADOPT A CAPITAL PROGRAM
FOR THE SIX FISCAL YEARS 2018 – 2023 INCLUSIVE

Council Member Freel: Madam President, I move that be known as the Enacting Clauses of the Ordinance and call for a Yea or Nay vote.

Council Member Walsh: Second.

President Shabazz: It's been properly moved and second that be known as the Enacting Clause of the Ordinance and call for a Yea or Nay vote.

On the question:

Council Member Freel: Yes, this is a Capital Improvement Program for Fiscal Year 2018 through Fiscal Year 2023. It will include the current two-year Capital Budget and estimates our needs four years beyond that. Both the Capital Improvement Program and the Capital Budget were approved by the Wilmington Planning Commission.

President Shabazz: Clerk will call the roll.

Upon a motion of Council Member Freel, seconded by Council Member Walsh, the above Ordinance was read for the third and final time and was adopted by title and section recurring to the Enacting Clause and was passed by the following Yea and Nay Roll Call Vote: Yeas, Council Members Chukwuocha, Oliver, Harlee, McCoy, Williams, Freel, Adams, Dixon, Guy and Walsh, and Council President Shabazz. Total, eleven. Nays, Council Member Turner. Total, one. Absent, Council Member Congo. Total, one.

President Shabazz: Declare it adopted.

Council Member Freel presented and called for the third and final reading Ordinance No. 17-011 (Agenda #4341) entitled:

AN ORDINANCE TO ADOPT A CAPITAL BUDGET
FOR FISCAL YEAR 2018

Council Member Freel: Madam President, I move that be known as the Enacting Clauses of that Ordinance and call for a Yea or Nay vote.

Council Member Walsh: Second.

President Shabazz: It's been properly moved and second that be known as the enacting clause of the ordinance and call for a yea or nay vote.

On the question:

Council Member Freel: Yes, Madam President, as we know we do a Capital Budget on a two-year cycle. This year's budget includes twenty-two million, two hundred and sixty-five thousand in General Fund, water sewer accounts for fifty-five million, seven hundred and eighty-nine thousand and there is eight million in grant funds for a total of eighty-four million fifty-four thousand. The Capital Budget will help us maintain our facilities, city owned buildings and parks along with funding for our transportation and water/sewer infrastructure.

President Shabazz: Councilman Turner.

Council Member Turner: Yes, Madam President, I think what I'm going to is probably in the last one I just had my hand out for but I asked about the Capital Budget where we were given a million dollars to the Real Estate and Housing for 2018 year that that be spread out amongst some others things that we need in the city. So, I just wanted to put that on record that I had asked for that.

President Shabazz: Ok, so noted. Clerk will call the roll.

Upon a motion of Council Member Freel, seconded by Council Member Walsh, the above Ordinance was read for the third and final time and was adopted by title and section recurring to the Enacting Clause and was passed by the following Yea and Nay Roll Call Vote: Yeas, Council Members Chukwuocha, Oliver, Harlee, Williams, Freel, Adams, Dixon and Walsh, and Council President Shabazz. Total, nine. Nays, Council Members Turner and Guy. Total, two. Present, Council Member McCoy. Total, one. Absent, Council Member Congo. Total, one.

President Shabazz: Declare it adopted.

Council Member Freel presented and called for the third and final reading Ordinance No. 17-012 (Agenda #4342) entitled:

AN ORDINANCE ADOPTING THE ANNUAL OPERATING
BUDGET FOR THE FISCAL YEAR BEGINNING ON
JULY 1, 2017 AND ENDING ON JUNE 30, 2018

Council Member Freel: Madam President, I have a **Substitute** to present.

AN ORDINANCE ADOPTING THE ANNUAL OPERATING
BUDGET FOR THE FISCAL YEAR BEGINNING ON
JULY 1, 2017 AND ENDING ON JUNE 30, 2018

Council Member Freel: Madam President. I move that be known as the Enacting Clauses of the Ordinance and call for a Yea or Nay vote.

Council Member Walsh: Second.

President Shabazz: It's been properly moved and second that be known as the Enacting Clause of the **Substitute** Ordinance and call for a Yea or Nay vote.

On the question:

Council Member Freel: Yes, Madam President, this is our Operating Budget for Fiscal Year 2018. There is hundred and fifty-seven million plus in revenues that will include the 7.5 percent tax increase that we just approved and hundred and fifty-four million plus in expenses. It deletes twenty-nine vacant positions, two in the Mayor's Office, two in the Law Department, two in Public Works, and one in Parks and Recreation and Finance. There are five positions deleted in the Police Department along with sixteen in the Fire Department. After listening to Council's concerns the following items were added to the Budget - these are issues items that Council requested. There's thirty-five thousand for the Fire Explorer's Program, three hundred and eighty-five thousand, seven hundred and eighty-five for Fire Academy opened to all applicants. Thirty-five thousand for Live Where You Work Program, twenty-two thousand for an additional Safe-Haven location, twenty-two thousand two hundred and thirteen in Special Funds was added to the Council's budget but it was negated by twenty-four thousand six hundred and sixty-five in General Fund Temp salaries. The budget will also provide a surplus about \$2.6 million to the Unassigned Fund balance. At this time, I'm going to reserve any final comments until we have the conclusion of Council Members remarks.

President Shabazz: Councilman Williams

Council Member Williams: Thank you Madam President, as my counterpart in the 8th District just read out the positions that are on the table to be cut and I'll say this to my fellow Council members if you support this budget a budget that attacks public safety cause its where the bulk of the eliminations are coming, if you support eliminating sixteen firefighters and a possibility of rolling bypass or what they won't do is a rolling bypass - I ask you as a district Council person to stand up right now before us and volunteer to give up your engine company. Because of people in the 7th District do not want that. If you support this don't be a hypocrite stand up and say I would like to have my engine company shut down because that's where the vote "yes" for this budget does. We can send this budget back to the Mayor and ask that he reconsider attacking public safety. When I see, these jobs posting because I sat in the

budget hearing I sat here - some of you weren't but I certainly was and I watched the positions that were coming up that were vacant from back in 2014 that are now being posted and we're going to go after positions in the Fire Department that on August 2016 happened they should have went and hired an academy class, they failed to do it. They turned their head the other way they let it slide. Shortly after that August date we had three of our bravest die in a fire during a rolling bypass. That shook some people up because shortly thereafter many took the opportunity to retire and that had pushed our budget deficit into a critical state. When they should have enacted the academy, and brought it up to full staff and they failed to do so and then they sat here and paraded these positions like they were vacant, they are not vacant they are open. These are positions that have to be filled mandated to be filled by city law which we turned our head and they neglected to abide by. I'm asking you if you support this budget stand up now and say I do not need an engine company in my district. Don't be a hypocrite.

President Shabazz: Can I have order? Order please. I'd like to recognize Councilman Congo.

Council Member Congo: Thank you.

*Note: During this time, Council Member Congo was acknowledged and therefore marked present and is reflected in the minutes herein (Roll Call).

Ms. Andrea Queen (Deputy Clerk): So noted.

President Shabazz: Councilman Guy.

Council Member Guy: Yes, Madam President, I go back and I review these video tapes that we create and it's very interesting that this effort I call it to undermine the people of Wilmington started on January of 2017 at the very first Public Safety Committee meeting. And at that meeting the Chief of Police gave an update and he mentioned that they had 172 authorized strength and he mentioned what the strength was and he said he was going to be getting back to the Chair about having an academy which lets me know he knew then that he was supposed to have a resolution to hire. At that meeting, I said, I asked question, well do you have to have a certification to get hired and I was immediately cut off by the Chair of the Public Safety Committee who didn't want to allow that to be discussed. And so, as we move forward - all of a sudden what I saw was this effort to add a selected requirement to the position of firefighter. All you need is a high school diploma that's what it's always been for an academy, and this administration wanted to add these extra requirements knowing that nobody hardly in Wilmington could meet it because these jobs are very lucrative public service positions. Everybody in here ran on jobs, jobs, jobs, but yet when it's a \$37,000 a year job for starters with \$5,000 increase for five years each all of a sudden now Wilmington people aren't good enough. We are supposed to have 172, the administration always like to accuse me of violating a law and they are lying all the time but they are ones who violate the law because the Code says that 172 positions times five percent once they are down

eight they were supposed to put in a resolution here to Council ask for it to be passed so they could start an academy and they didn't do it since January. That's because they had this backdoor scheme going to cut the positions and put rolling bypass in. I'm oppose of rolling bypass - the firefighters run to the fire when we run away from the fire. I don't mind whatever you want to do with most of the other departments we can work on that but you don't play games with fire department for multiple reasons. The citizens of Wilmington are put at risk; the firefighters are put at risk and even the visitors that come and work downtown. If I'm on the 12th floor of one of these high-rises and I'm the head of the corporation and I'm looking down and listening to this Council meeting on TV and I'm looking and they saying that the City Council is cutting the fire department and we had a big high-rise fire back in the day.

I know they are looking at this - they have to look at it and say "hey" wait a minute what are they doing. So, those are a couple of my comments - we should be at 172, there is money in the budget, I want everybody in the public to know that all of the people sitting at the table has all kind of monies stashed in different places for their little private pet projects. And the City Council is in some sense some people on City Council are part of the money being tucked away and some of the people on Council aren't. Because a lot of people on Council are new and the people on Council didn't - haven't shared with them where to get some money tucked away for them. And so, we don't have to do what we are doing and I hope we don't do it. I hope we follow the recommendation and send this back - keep the Fire Department at 172; don't do rolling bypass and there is going to be a report. In Philly, they got in trouble for rolling bypass. It's going to be a report and part of the reason why folk are trying to rush this through now is because - excuse me - once that report comes out everybody in the City is going to no wait a minute we don't need to cut fire. So, folks are trying to rush this through right now knowing they don't have any business doing it. That's all I have for my first comment.

President Shabazz: Order please. Council Member McCoy.

Council Member McCoy: Thank you Madam President. My statement is just simply this - there was a tragedy that happened in my district last year and it was devastating not just to the fire department but the City, state, surrounding states and then six months later we receive a budget from the administration and what sit out the most was the cut to the Fire Department. And we just need the Wilmington Fire Department to know that we do appreciate you and we as Wilmington we need you confident in yourselves in this City to get the job done. So, I just want to let everyone know that I will not be voting to decrease the size of the Wilmington Fire Department.

President Shabazz: Order please. Councilman Turner.

Council Member Turner: Thank you Madam President. First and foremost, I'd like to go on record and state that no one in my district ask me to cut the Fire Department - none of my constituents ask me to vote to cut the Fire Department. Also, it alarms me that I come to my desk and I see a paper that tells us that if we vote for

a certain ordinance that's coming down the line 17-017, that we will be passing – we'll be passing but violating the City Charter. . .

President Shabazz: Could you speak to the ordinance that's on the floor?

Council Member Turner: I am speaking to that...

President Shabazz: ...no your speaking to another ordinance. Keep your comments to the Ordinance that's on the floor.

Council Member Turner: Okay, so, I don't have the paper in front of me stating that if I vote for this Ordinance right that I would be violating the City Charter. So, this Ordinance right here we know because Councilman Williams presented it at legislation and told us that the City Charter states that we need to be 5 percent underneath. So, we are not up to the Code so, we're picking what charter we going to uphold which charter we are going to be in law of and this charter right here if we vote for this we will be against the City Code and we will be violating the City Code. So, without speaking to any other Ordinance I'm speaking to this one, Councilman Williams asked - he put something that should be on the agenda - I don't know where it is I guess it's going to be on the June agenda but that's after – that's after we have the approval of the balanced budget by May 31st. So, that was unacceptable but his resolution wasn't on this one right now – his ordinance.

President Shabazz: That's not correct.

Council Member Turner: Am I correct that if we vote on this we are in violation of the City Charter Sanjay?

President Shabazz: You speak to me. You speak to me.

Council Member Turner: Ok. Madam President, if we vote on this the City Charter says we need to be up to full speed.

President Shabazz: This is speaking to the budget it's not speaking to the charter.

Council Member Turner: I understand but this budget is also saying that we are going to put eleven people to the academy that wouldn't bring us up to the 172.

President Shabazz: I give him position to answer it.

Mr. Sanjay Bhatnagar: Before the Council is that 2018 Operating Budget so there is . . .

President Shabazz: Order please.

Mr. Sanjay Bhatnagar: ...the current state of the 2017 and the vacancies which I don't take a position on that's is related to 2017 and I believe Councilman Williams' resolution relates 2017 but the budget Ordinance is for 2018 they are entirely different issues. So, the vote on the current Ordinance which is before the Council but not is not in violation of the Charter they are entirely different issues.

Council Member Turner: I'd like to make a motion to refer this back to the Finance Committee.

Council Member Guy: Second.

President Shabazz: (inaudible) the sponsor.

Council Member Turner: I don't have to be the sponsor.

Council Member Guy: Second.

President Shabazz: Please respect the Chair and speak when you're given permission to speak I'd appreciate it thank you. Ok, it's on the question. A motion has been made and it's been second - it's on the question, so, we are open for debate on whether or not we accept the motion. The debate should be limited to whether or not we will refer it back to the Finance Committee.

Council Member Turner: So, we can call for the vote?

President Shabazz: I call for the vote please. It's on the question. On the question whether not it should be referred back to the Finance Committee.

Council Member Walsh: I have a question for the Solicitor Madam Chair. I never heard of the Council making a motion to send something back to the committee. It's either a motion to table, it's a motion to withdraw...

President Shabazz: Right.

Council Member Walsh: ...or it's a motion to vote on.

President Shabazz: You can...

Mr. Sanjay Bhatnagar: Rule 18 of the Council Rules provides for a motion to refer.

Council Member Walsh: Refer to a committee?

Mr. Sanjay Bhatnagar: To a committee.

Council Member Walsh: Okay.

Mr. Sanjay Bhatnagar: So, the debate currently is whether the budget the Operating Budget should be referred back to Finance Committee or not that is what the debate is right now.

Council Member Walsh: Well I understand what the debate is.

President Shabazz: So, we're going to debate or (inaudible)... I want to make – I want – on the response back to the debate. I just like to make a motion - noticed that the budget must be approved by May 31st...

Council Member Turner: Correct.

President Shabazz: ...or the operation of the City stops and we are in violation of not holding up our duty. Order, order please.

Council Member Walsh: Madam Chair, if I may on this question still.

President Shabazz: Yes, Councilwoman Walsh.

Council Member Walsh: So, addressing this question only (inaudible)...

President Shabazz: That's correct.

Council Member Walsh: The next comment if you're not actually voting or have a question as to whether or not this can move along will be for roll to do such that.

President Shabazz: To refer yes.

Council Member Walsh: Exactly. Thank you.

President Shabazz: Council Member Harlee.

Council Member Harlee: Yes, Council President. Can I ask a question?

President Shabazz: Of me, yes ma'am.

Council Member Harlee: Yes, so, first of all, I wanted to know when is the report due back? There is supposed to be this other report to come back this - some information well that's one questions and then the other point that I wanted to make was that during our briefings we were given facts in terms of report the Berkshire Report that shared some metrics as it related to other city...

Council Member Walsh: Madam Chair.

President Shabazz: But your question should be to refer. The point of order the debate right now is to whether or not we will defer the Ordinance back to the Finance Committee.

Council Member Harlee: Ok.

President Shabazz: Your question in the debate should be towards that topic.

Council Member Harlee: Ok. Well it was helping me to make that decision so that's why I asked if I could ask the questions. I'll just hold on to it.

President Shabazz: Councilman Adams

Council Member Adams: Yes, Madam, just from my understanding on this question, a "no" means the ordinance stays at this level, a "yes" means it goes back to committee, is that correct?

President Shabazz: That's correct.

Council Member Adams: Yes, ma'am. Thank you.

President Shabazz: Councilman Guy.

Council Member Guy: Yes, Madam Chair, Councilman Williams if I recall correctly back probably four years ago almost to the day was the person who floor managed a budget amendment after the budget was referred back to a committee. And he may know better than I but I think that whole process went pass May 31st. because the truth of the matter is whatever the Code says for practical purposes we have to have a budget that's ready to move forward by July 1st. And so, everything I've ever read yes there is a date but there have been multiple times when governments pass the date and your only in jeopardy of operations being interfered with if you pass July 31st. So, could we verified with Councilman Williams that he actually was the person who sponsored the budget amendment...

President Shabazz: We're – we're – we're, a point of order Councilman Guy is that we're at the discussion - the debate on whether or not to refer the ordinance back to the Finance Committee. That's the debate that's on the floor right now and then we can go back to the Ordinance once that's clarified.

Council Member Guy: Well, Madam Chair...

President Shabazz: So, so, that's – that's - your comment should be to whether or not we should refer or not.

Council Member Guy: Madam Chair.

President Shabazz: Sir.

Council Member Guy: You, what you did is you - during that debate in an effort to sway everybody to have to act today you interjected that it has to be done by the 31st.

President Shabazz: I referred to policy.

Council Member Guy: So, I am now interjecting that that may be the deadline but for practical purposes and what has happened all across this country, the drop-dead date for government shutdown is July 1st and so the only reason I had to say that is because of the pressure you were putting on people that we have to do it today. We do not have to do it today.

President Shabazz: Point taken sir. Point taken, point taken. Councilman Freel.

Council Member Freel: I don't see the point in deferring it. I just think we just go ahead and take a vote tonight. If we defer it, we just sending the same budget back to the Finance Committee to review and to vote out of committee. So, why don't we just go ahead and vote tonight and see what happens.

President Shabazz: Well, I'd like - because it's a motion on the floor I will take voice vote on whether to defer or not. All those in favor say aye.

Several Members: Aye.

President Shabazz: All those oppose.

Several Members: No.

Council Member Guy: Motion for roll call vote.

Council Member Adams: Division.

President Shabazz: No problem; roll call.

Roll Call to refer back to the Finance & Economic Development Committee: Yeas, Council Members Congo, Harlee, Turner, McCoy, Williams and Guy. Total, six. Nays, Council Members Chukwuocha, Oliver, Freel, Adams, Dixon, Walsh and Shabazz. Total, seven.

President Shabazz: We go back to the order of the Ordinance as presented.

Council Member Walsh: Well, motion is defeated.

Council Member Oliver: It's defeated.

Council Member Walsh: Right.

President Shabazz: The motion to refer is DEFEATED. I say roll call for the Ordinance. I already say roll call.

Council Member Guy: I want to speak on the motion itself.

President Shabazz: I said roll call.

Council Member Oliver: Go ahead Andrea – Andera.

Back to Original Substitute Ordinance:

Upon a motion of Council Member Freel, seconded by Council Member Walsh, the above Substitute Ordinance was read for the third and final time and was adopted by title and section recurring to the Enacting Clause and was passed by the following Yea and Nay Roll Call Vote: Yeas, Council Members Chukwuocha, Oliver, Freel, Adams, Dixon and Walsh, and Council President Shabazz. Total, seven. Nays, Council Members Congo, Harlee, Turner, McCoy, Williams and Guy. Total, six.

President Shabazz: Declare it adopted.

Council Member Freel: That's all I have this evening.

President Shabazz: Thank you. Council Member Adams.

Council Member Adams: Yes ma'am.

President Shabazz: Order please – order please. Councilman Adams.

Council Member Adams: I have no legislation this evening ma'am.

President Shabazz: Council Member Dixon.

Council Member Dixon: Nothing tonight Madam President.

President Shabazz: Council Member Guy.

Council Member Guy: Yes, Madam Chair.

President Shabazz: Order please. They're threatening us? Council Member Guy.

Council Member Guy: Yes, Madam Chair, I have a Resolution to present Agenda item 4366.

Council Member Guy presented Resolution No. 17-037 (Agenda #4366) as follows:

WHEREAS, Islam is one of the World’s major religions and part of our shared human heritage; and

WHEREAS, the history of people of the Muslim faith includes some of the greatest, most advanced and innovative societies in the history of human existence; and

WHEREAS, from the early days of the pioneers to our present day leaders, Muslims have played a significant role in the history of Wilmington’s economic, cultural, spiritual and political development; and

WHEREAS, there are several thousand Muslim residents in Wilmington contributing to its economy, social fabric and multicultural and pluralistic traditions; and

WHEREAS, the Muslim residents of Wilmington, with their hard work and contributions to medicine, science, information technology, education, and many other fields, have benefited from and enriched the open, tolerant and economically vibrant environment of Wilmington; and

WHEREAS, Muslims annually celebrate two religious holidays, Eid Al-Fitr after the holy month of fasting in Ramadan, and Eid al-Adha, during the pilgrimage of Haj; and

WHEREAS, in accord with the sentiments of former President of the United States Barack Obama, “Ramadan is a time to reflect spiritually, build communally, and aid those in need. While Eid al-Fitr marks the end of Ramadan, it marks a new beginning for each individual – a reason to celebrate and express gratitude on this holiday”; and

WHEREAS, during the two Eids, all people are encouraged to reflect on past successes and challenges of Muslims and look to the future to continue to improve our society so that we live up to ideals of freedom, equality and justice; and

WHEREAS, Wilmington recognizes the celebration of both Muslim holidays henceforth as part and parcel of our City’s religious and cultural heritage; and

WHEREAS, City Council extends best regards to Muslims in Wilmington, and throughout the world who celebrate Eid al-Fitr and Eid al-Adha; and

WHEREAS, as these holidays are celebrated, this community must remember the critical importance of the respect that is to be accorded to all faiths and beliefs as reflected in the First Amendment to the United States Constitution that “prohibits the making of any law respecting an establishment of religion, impeding the free exercise of religion...”; and

WHEREAS, City Council recommends that schools and employers in Wilmington extend religious accommodations in accordance with existing law to the many Muslims students in schools and Muslim workers throughout our City.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF WILMINGTON, that Wilmington City Council does hereby recognize the fast approaching Eid al-Fitr and Eid al-Adha in Wilmington, Delaware.

BE IT FURTHER RESOLVED, that Wilmington City Council encourages all Wilmington residents to recognize the collective ingenuity, creativity, cultures and traditions of Muslims and commit ourselves to raise awareness and appreciation of the two Eids and the programs, ceremonies and activities associated therewith.

Council Member Guy: Madam Chair, I move this Resolution be received, recorded and filed and adopted by a Yea or Nay vote.

Council Member Williams: Second.

President Shabazz: It's been properly moved and seconded the Resolution be received, recorded and filed and adopted by a Yea or Nay vote.

On the question:

Council Member Guy: Yes, Madam Chair, this is a Resolution recognizing the upcoming Muslim holiday, two of them the Eids.

President Shabazz: Roll call.

Upon a motion of Council Member Guy, seconded by Council Member Williams, the above Resolution was received, adopted as read and directed to be recorded and filed by the following Yea and Nay Roll Call Vote: Yeas, Council Members Chukwuocha, Congo, Oliver, Harlee, Turner, McCoy, Williams, Freel, Adams, Dixon, Guy and Walsh, and Council President Shabazz. Total, thirteen. Nays, none.

President Shabazz: Declare it adopted.

Council Member Guy: Yes, Madam President, I have an Ordinance to present and call for the 3rd and final reading.

Council Member Guy presented and called for the third and final reading Ordinance No. 17-017 (Agenda #4359) entitled:

AN ORDINANCE CONSTITUTING BUDGET AMENDMENT NO. 7 TO THE FISCAL YEAR 2017 OPERATING BUDGET (BEING AN ORDINANCE TO AMEND SUBSTITUTE NO. 1 TO ORDINANCE NO. 16-018, AS AMENDED)

Council Member Guy: Madam President, I move that that be known as the Enacting Clause of the Ordinance and call for the Yea or Nay vote.

President Shabazz: It's been properly moved and second that the be known as the Enacting - - did I hear a second? I'm sorry.

Council Member Congo: Second.

President Shabazz: It's been properly moved and seconded that be known as the Enacting Clause of the Ordinance and call for the Yea and Nay vote.

On the question:

Council Member Guy: Yes, Madam President, this is an Ordinance to put about twenty-nine thousand dollars in various accounts, various Council Members who didn't get any reasonable share of money for scholarships. Everybody is well aware that as the four at-large people, I received zero dollars and the Mayor because of the timing of this the Mayor needs to recommend it before I can approve it. So, since I the letter today from the Mayor saying that he's not recommending that we provide these scholarships twenty-nine thousand dollars' worth of scholarships for the young people of Wilmington and his letter is dated May 18th which is consistent with what he told me previously. So, what I'm going to do with this is maybe hopefully by our next meeting he'll see the children of Wilmington worthy of receiving a little bit of money to help them to get to school those that have made it through all the hurdles and are in college and want to keep going to college. So, I'm going to go ahead and put this on the table till the next Council meeting and hopefully the Mayor will change his position. That's all I have Madam Chair.

President Shabazz: He's holding it. Okay, declare it held. Council Member Walsh.

Council Member Walsh: I have one Resolution Council President.

Council Member Walsh presented Resolution No. 17-038 (Agenda #4367) as follows:

WHEREAS, pursuant to Section 2-363 of the City Code, the Council deemed it necessary and proper to specify the requirements for review and approval of City-sponsored grant applications and proposals, including authorization for expedited grant applications when necessary, prior to Council's approval by resolution; and

WHEREAS, the City, through the Wilmington Police Department, has submitted grant applications to the Delaware Department of Justice for funding from the Special Law Enforcement Assistance Fund for a total of \$67,150.00; and

WHEREAS, the proposed grant funds will be used to purchase a trained canine and Officer Down Individual First Aid Kits and pay for advanced training for officers; and

WHEREAS, the grants do not require a local match; and

WHEREAS, for timing purposes, the applications for said grants were submitted in advance of City Council approval by resolution; and

WHEREAS, the Council deems it necessary and proper to authorize the grant applications, for the aforesaid purpose.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF WILMINGTON that the Wilmington Police Department's grant applications to the Delaware Department of Justice for a total of \$67,150.00 are hereby authorized.

BE IT FURTHER RESOLVED that the Wilmington Police Department Chief, or his designee, shall be authorized to take all necessary actions to accept any and all funds associated with the grant applications and to fulfill the grant requirements.

Council Member Walsh: Madam Chair, I move that Resolution that it be received, recorded and filed and adopted by a Yea and Nay vote.

Council Member Chukwuocha: Second.

President Shabazz: It's been properly moved and second the Resolution be received, recorded and filed and adopted by a Yea and Nay vote.

On the question:

Council Member Walsh: Yes, Madam President, this is a Resolution for the Wilmington Police Department that they are applied – that they've applied for to the tune of sixty-seven thousand and change. It's to purchase a Law Enforcement Training dog canine. It's for some officer training and to buy first aid kits for individual officer down situations. So, that's it.

President Shabazz: Councilman Williams.

Council Member Williams: Thank you Madam President. Can the Chairwoman of Public Safety tell me what these officers down kits are what they are used for? Was that vetted out in the committee?

Council Member Walsh: Well, as it was explained to me by the Police Department before they are officer down kits that they are trying to have in every single one of the police cars. If your question is going to be whether or not it is the individual shot to be able to give heroin addicts, I'm, sorry Mr. Williams but I do not have the answer to that question.

Council Member Williams: No that – I'm sorry Madam President, I don't think I inferred that. What I said what does the officer down kit do? What – what - can you give us some history or what this is utilized for on the street?

President Shabazz: Council Member William, I mean Walsh.

Council Member Walsh: It's a request the Police Department made. They're the ones who found the grant, they're applying for it, so, I am sorry but I don't know what is in each kit.

Council Member Williams: The only reason I ask is it's frequently referred to toys that the department is buying. My point is that these are not toys. These kits are utilized for when a subject gets shot to stop the hemorrhagic bleeding and to sustain someone's life. But I just wanted to make sure that that got out.

President Shabazz: Clerk will call the roll.

Upon a motion of Council Member Walsh, seconded by Council Member Chukwuocha, the above Resolution was received, adopted as read and directed to be recorded and filed by the following Yea and Nay Roll Call Vote: Yeas, Council Members Chukwuocha, Congo, Oliver, Harlee, Turner, McCoy, Williams, Freel, Adams, Dixon, Guy and Walsh, and Council President Shabazz. Total, thirteen. Nays, none.

President Shabazz: Declare it adopted.

Council Member Walsh: That's all the legislation Madam President.
Thank you.

PETITIONS AND COMMUNICATIONS

Council Members announced Christina school board district election, civic association meetings/committee meetings, community events/activities and the various community clean-up throughout their districts. In addition, comments were made by various Council Members about the budget that passed and future budgets; firefighters' positions; and including but not limited to the issues the City is facing as it relates to violence.

ADJOURNMENT

Upon a motion of Council Member Walsh, seconded by Council Member Freel, Council adjourned at 8:05 p.m. Motion prevailed.

Attest: 
Maribel Seijo, City Clerk