

*Wilmington, Delaware
Louis L. Redding
City/County Building
November 3, 2016*

Council met in regular session on the above date at 6:30 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 October 20, 2016, upon a motion of Ms. Walsh, seconded by Mr. Williams, 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

Date: October 26, 2016

Ladies and Gentlemen:

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

- A Presentation on Pancreatic Cancer and World Pancreatic Day
- A Presentation by the American Cancer – Breast Cancer Awareness Month

Respectfully submitted, Members of
Health, Aging & Disabilities Committee
/s/Robert A. Williams, Chair
/s/Sherry Dorsey Walker

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

Note: The above items on the Committee Report did not require to be voted out of committee.

***Note:** At this time, Councilwoman Cabrera was marked present and reflected in the minutes herein (Roll Call).

The City Clerk read the following committee report:

<u>Finance Committee Member</u>	<u>Present</u>	<u>Absent with Leave</u>	<u>Absent w/out Leave</u>
Charles M. "Bud" Freel	X		
Michael A. Brown, Sr.	X		
Samuel Prado	X		
Hanifa Shabazz	X		
Loretta Walsh	X		

President and Members of Council of
The City of Wilmington

October 10, 2016

Ladies and Gentlemen:

We, your Finance Committee, to who was referred **Ordinance No. 16-053**
entitled:

AN ORDINANCE TO AMEND CHAPTER 40 OF THE CITY
CODE REGARDING RESTRICTIONS ON SELECTING,
RECLASSIFYING, OR OTHERWISE PLACING MEMBERS OF
THE APPOINTED SERVICE IN VACANT POSITIONS IN THE
CLASSIFIED SERVICE DURING A LAME-DUCK PERIOD

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/Hanifa Shabazz
/s/Loretta Walsh

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

***Note:** Although President Gregory and Councilman Michael Brown were present at the meeting, both opposed to vote Ordinance No. 16-053 out of committee. Also, Councilman Prado was present at the above referenced meeting; however, his signature was inadvertently missed.*

The City Clerk read the following committee report:

<u>Finance Committee Member</u>	<u>Present</u>	<u>Absent with Leave</u>	<u>Absent w/out Leave</u>
Charles M. "Bud" Freel	X		
Michael A. Brown, Sr.	X		
Samuel Prado	X		
Hanifa Shabazz	X		
Loretta Walsh	X		

President and Members of Council of
The City of Wilmington

October 31, 2016

Ladies and Gentlemen:

We, your Finance Committee, to who was referred **Ordinance No. 16-054**
entitled:

AN ORDINANCE CONSTITUTING AMENDMENT NO. 3 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/Michael A. Brown, Sr.
/s/Samuel Prado
/s/Loretta Walsh
/s/Theopalis K. Gregory, Sr., Ex Officio

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

***Note:** Although Councilwoman Shabazz was present at the above referenced meeting; she abstained from voting Ordinance No. 16-054 out of committee.*

The City Clerk read the following committee report:

<u>Finance Committee Member</u>	<u>Present</u>	<u>Absent with Leave</u>	<u>Absent w/out Leave</u>
Charles M. "Bud" Freel	X		
Michael A. Brown, Sr.	X		
Samuel Prado	X		
Hanifa Shabazz	X		
Loretta Walsh	X		

President and Members of Council of
The City of Wilmington

October 31, 2016

Ladies and Gentlemen:

We, your Finance Committee, to who was referred **Ordinance No. 16-055**
entitled:

AN ORDINANCE CONSTITUTING AMENDMENT NO. 4 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/Michael A. Brown, Sr.
/s/Samuel Prado

/s/Hanifa Shabazz
/s/Loretta Walsh
/s/Theopalis K. Gregory, Sr., Ex Officio

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

****Note:** At this time, Councilman Prado was marked present and reflected in the minutes herein (Roll Call).

The City Clerk inadvertently read the Committee Report for Ordinance No. 16-049 and it was duly noted by the Clerk that the Ordinance is scheduled for a public hearing to be held on November 17th and therefore the Report should be stricken until that time. It was properly moved by Mr. Freel, seconded by Ms. Walsh/Mr. Williams to vacate the entry of the committee report into the record. Motion prevailed.

The City Clerk read the following committee report:

<u>Housing, Licenses & Inspections Committee Member</u>	<u>Present</u>	<u>Absent with Leave</u>	<u>Absent w/out Leave</u>
Maria D. Cabrera	X		
Darius J. Brown	X		
Samuel Prado			X
Nnamdi O. Chukwuocha	X		
Hanifa Shabazz	X		
Sherry Dorsey Walker	X		

President and Members of Council of
The City of Wilmington

November 2, 2016

Ladies and Gentlemen:

We, your **Housing, Licenses & Inspections Committee**, met on the above date at 5:00 p.m., Council Member Maria D. Cabrera presiding. The following items was discussed:

- Discuss a Resolution authorizing the Department of Real Estate and Housing to acquire 216 West 23rd Street
- Discuss a Resolution on the proposed amendments to the Neighborhood Comprehensive Development Plan for the Southwest Analysis Area
- An update from the Finance and Licenses and Inspections Departments on the Business License Renewal Letter in reference to the Mandatory Landlord Training and the Renewal letter to businesses that have 6 or more nuisance points.

- A report from Department of Licenses & Inspections on the task force for stream lining services
- Discuss a Resolution approving the filing of a grant application by the Department of Real Estate and Housing to the U. S. Department of Housing and Urban Development, Delaware State Housing Authority, 2017 HDF Statewide Emergency Repair Program.

Respectfully submitted, Members of
Housing, Licenses & Inspections Committee
/s/Maria D. Cabrera, Chair
/s/Nnamdi O. Chukwuocha
/s/Hanifa Shabazz
/s/Sherry Dorsey Walker

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

***Note:** Although Councilman Darius Brown was present at the above referenced meeting, his signature was inadvertently missed.*

TREASURER'S REPORT

The following Treasurer's Report dated November 3, 2016 was read into the record by the City Clerk, and upon a motion of Ms. Walsh, seconded by Mr. Freel, the Report was received, recorded and filed. Motion prevailed.

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TO: THE HONORABLE MAYOR AND CITY COUNCIL OF WILMINGTON November 3, 2016

102	Community Development Block	M & T Bank	\$ 1.00
104	Grant	M & T Bank	\$ 715.81
105	Old Non-Uniform Pension Account	M & T Bank	\$ 3,760.94
106	Police Pension Account	M & T Bank	\$ 5,360.87
107	Fire Pension Account	M & T Bank	\$ 375,720.67
108	Evidence/Found Currency Account	M & T Bank	\$ 4,137.97
110	Rent Withholding Escrow	M & T Bank	\$ 1.00
113	Capital Projects Account	M & T Bank	\$ 1,252.06
114	Non-Uniform Pension	M & T Bank	\$ 53,858.42
117	Central Deposit	Wilmington Savings Fund	\$ 33,502.45
118	Cement Workers	M & T Bank	\$ 13,003.23
124	Worker's Comp. 3 rd Party Account	M & T Bank	\$ 3,589.38
120	Non-Uniform Pension Act of 1990	M & T Bank	\$ 402,738.00
130	Grant-In-Aid Account	M & T Bank	\$
131	Payroll	M & T Bank	188,776.58
139	Pension Payroll Account	M & T Bank	\$ 90,511.55
	Pension Healthcare Account		\$ 54,641.92
	Total Cash on Hand		\$1,231,571.85

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FUND CODE	FUND	INSTITUTION	INVEST. TYPE	MATURITY DATE	INTEREST RATE	INTEREST RECEIVABLE	INVESTMENT AMOUNT
116	General	M&T Bank	RP	11/03/16	0.01%	\$ 1.78	\$ 6,496,043.00
116	General	WSFS	CD	11/04/16	0.40%	\$ 613.69	\$ 2,000,000.00
116	General	WSFS	CD	11/04/16	0.40%	\$ 368.21	\$ 1,200,000.00
116	General	TD	CD	11/10/16	0.43%	\$ 1,691.34	\$ 2,400,000.00
116	General	TD	CD	11/10/16	0.36%	\$ 414.00	\$ 4,600,000.00
110	Capital	WSFS	CD	11/18/16	0.50%	\$ 99,726.02	\$ 20,000,000.00
116	General	TD	CD	11/21/16	0.43%	\$ 1,730.75	\$ 2,100,000.00
116	General	TD	CD	11/21/16	0.47%	\$ 1,096.67	\$ 1,500,000.00
124	Non-Uniform 1990	WSFS	CD	11/29/16	0.45%	\$ 1,179.62	\$ 2,990,000.00
106	Fire Pension	WSFS	CD	11/29/16	0.45%	\$ 581.92	\$ 1,475,000.00
116	General	WSFS	CD	11/30/16	0.45%	\$ 2,278.35	\$ 2,400,000.00
116	General	TD	CD	11/30/16	0.50%	\$ 4,861.12	\$ 5,000,000.00
116	General	WSFS	CD	12/09/16	0.45%	\$ 2,278.36	\$ 2,400,000.00
116	General	WSFS	CD	12/21/16	0.45%	\$ 2,021.92	\$ 2,000,000.00
110	Capital	WSFS	CD	01/20/17	0.45%	\$ 14,671.23	\$ 10,000,000.00
116	General ¹	TD	CD	01/31/17	0.48%	\$ 24,646.19	\$ 15,403,864.00
110	Capital	WSFS	CD	02/02/17	0.45%	\$ 8,476.02	\$ 5,500,000.00
110	Capital	TD	CD	02/16/17	0.49%	\$ 17,966.67	\$ 10,000,000.00
514	Risk Management	WSFS	CD	07/10/17	0.50%	\$ 35,245.13	\$ 7,068,391.71
515	Worker's Comp	WSFS	CD	07/10/17	0.50%	\$ 35,245.13	\$ 7,068,391.71
104	Escrow Pension	Vanguard					\$ 45,305,378.00
104	Escrow Pension	Black Rock					\$ 23,964,161.00
104	Escrow Pension	Edgar Lomax					\$ 23,840,351.00
104	Escrow Pension	Wilmington Trust					\$ 44,485,863.00
104	Escrow Pension	Manning & Napier					\$ 10,761,597.00
104	Escrow Pension	Earnest Partners					\$ 18,910,818.00
104	Escrow Pension	GMO					\$ 11,995,548.00
104	Escrow Pension	MFS Management					\$ 23,513,133.00
104	Escrow Pension	American Funds					\$ 10,465,703.00
139	Medical Escrow	Vanguard-OPEB					\$ 15,794,365.00
116	Deferred Comp.	MassMutual					\$ 40,083,137.00
	Total Investments						\$ 380,721,744.42
	Total Cash on Hand						\$ <u>1,231,571.85</u>
	Grand Total						\$ 381,953,316.27

¹ Budget Reserve

/s/Henry W. Supinski
City Treasurer

NON-LEGISLATIVE BUSINESS

Upon a motion of Ms. Walsh, seconded by Mr. Williams/Mr. Freel, the following non-legislative resolutions were accepted into the record and motion prevailed:

M. Brown	Sympathy Belva M. Powell
M. Brown	Sympathy Portia A. Wanamaker
Congo	Retirement Pastor Charlie Jenkins
Congo	Retirement Hansella Cannon
Shabazz	Sympathy Darlene Sharp
Shabazz	Recognize Christina Cultural Arts Center – 70 th Anniversary
Shabazz	Sympathy Yusufu Qwesi Gibson
Dorsey Walker	Sympathy Thomas Clay

LEGISLATIVE BUSINESS

President Gregory: Mr. Congo.

Mr. Congo: Yes Mr. President, thank you. Mr. President during our public comment portion of our meeting, one of our constituents just raised some concerns if it made sense for us to enter into an agreement to buy 216 West 23rd Street, if it made sense financially. So, I'm going to hold this Resolution just so we can have more discussion around it.

President Gregory: Thank you.

Mr. Congo: Thank you.

President Gregory: You have another one?

Mr. Congo: Yes. Mr. President, I have an Ordinance to present on your behalf and call for the first and second reading.

On behalf of President Gregory, Mr. Congo presented and called for the first and second reading Ordinance No. 16-056 (Agenda #4283) entitled:

AN ORDINANCE AUTHORIZING THE CITY TO ENTER INTO A LEASE AGREEMENT WITH SALESIANUM SCHOOL INC., FOR THE LEASE OF THE PREMISES KNOWN AS BAYNARD STADIUM LOCATED AT 1 STADIUM DRIVE ALONG THE WESTERLY BOUNDARY OF BRANDYWINE PARK

The aforementioned Ordinance was given two separate readings by title only and upon a motion of Mr. Congo, seconded by Mr. Williams, the Ordinance was received, recorded and referred to the Education, Youth & Families Committee. Motion prevailed.

President Gregory: Mr. Darius Brown.

Mr. Darius Brown: Thank you Mr. President; nothing tonight.

President Gregory: Ms. Shabazz.

Ms. Shabazz: Mr. President, I have an Ordinance to present and call for the first and second reading.

Ms. Shabazz presented and called for the first and second reading Ordinance No. 16-057 (Agenda #4284) entitled:

AN ORDINANCE TO REZONE FIFTEEN PARCELS OF LAND IN SOUTH WILMINGTON LOCATED IN THE AREA GENERALLY BOUNDED BY SOUTH WALNUT, CHURCH, AND A STREETS AND GARASCHE LANE FROM M-1 (LIGHT MANUFACTURING) TO W-4 (WATERFRONT RESIDENTIAL/COMMERCIAL) AND O (OPEN SPACE) ZONING CLASSIFICATION

The aforementioned Ordinance was given two separate readings by title only and upon a motion of Ms. Shabazz, seconded by Mr. Williams/Ms. Walsh, the Ordinance was received, recorded and referred to the Public Works & Transportation Committee. Motion prevailed.

Ms. Shabazz: Mr. President, I have a Resolution to present.

Ms. Shabazz presented Resolution No. 16-081 (Agenda #4285) as follows:

WHEREAS, the South Wilmington Neighborhood Comprehensive Development Plan was adopted by City Council in May of 1959 and last amended on May 1, 2008; and

WHEREAS, the City Planning Commission will consider further amendments to the South Wilmington Neighborhood Comprehensive Development Plan at its meeting on November 15, 2016 if approved, shall make a recommendation to approve the proposed changes to the South Wilmington Neighborhood Comprehensive Development Plan by way of City Planning Commission Resolution 14-16;

WHEREAS, the provisions of Wilm. C. '5-600(a) require that a duly advertised public hearing be held by the Council prior to the adoption of modifications to the Comprehensive Plan.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF WILMINGTON, that a public hearing on the amendments to the South Wilmington Neighborhood Comprehensive Development Plan be held by the Council on December 1st, 2016 at 6:30 p.m. in the City Council Chambers.

BE IT FURTHER RESOLVED, that the President of City Council and the City Clerk are hereby directed to give public notice of said hearing in the manner and form required by the provisions of the Wilmington City Charter and City Code.

On the question:

Ms. Shabazz: This Resolution is being presented by the Administration for our review and approval. It authorizes a public hearing to be held at 6:30 p.m. on Thursday, December 1, 2016 for the purpose of receiving comments from citizens about amendments to the South Wilmington Neighborhood Comprehensive Plan. This particular Comprehensive Plan was adopted by City Council in May of 1959 and was last amended in May of 2008.

President Gregory: The Clerk will call the roll please.

Upon a motion of Ms. Shabazz, seconded by Ms. Walsh/Mr. Williams, the aforementioned 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, Darius Brown, Shabazz, Prado, Dorsey Walker, Williams, Freel, Michael Brown, Cabrera, Walsh and Wright, and Council President Gregory. Total, thirteen. Nays, none.

President Gregory: Declare it adopted.

Ms. Shabazz: Mr. President, I have a Resolution to present.

Ms. Shabazz presented Resolution No. 16-082 (Agenda #4286) as follows:

WHEREAS, contemporaneous with this resolution, an Ordinance will be introduced to the Wilmington City Council which will propose amendments to Chapter 48 of the City Code relating to changing the zoning classifications of fifteen parcels of land located in South Wilmington within the area generally bounded by South Walnut, Church, A Streets, and Garasches Lane from M-1 (Light Manufacturing) to W-4 (Waterfront Residential/Commercial) and O (Open Space) zoning classifications; and

WHEREAS, the City Planning Commission shall review the proposed rezoning at its November 15, 2016 regular meeting and if approved, shall make a recommendation to approve the proposed rezoning by way of City Planning Commission Resolution 15-16; and

WHEREAS, the City Council proposes to schedule a public hearing for review of the proposed rezoning Ordinance, or a Substitute thereto, to be duly advertised in conformity with Wilm. C. '48-51, by publication in any newspaper of general circulation, at least once, not less than fifteen (15) days prior to the date of the public hearing.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF WILMINGTON, that the Wilmington City Council hereby schedules a public hearing on said proposed re-zoning Ordinance, or a Substitute thereto, to be held on December 1st, 2016, at 6:30 p.m., in the City Council Chambers, to consider the proposal to rezone the lands described in the proposed Ordinance, being fifteen parcels of land located in South Wilmington within the area generally bounded by South Walnut, Church, A Streets, and Garasches Lane, from M-1 (Light Manufacturing) to W-4 (Waterfront Residential/Commercial) and O (Open Space) zoning classifications.

BE IT FURTHER RESOLVED, that the President of City Council and the City Clerk are hereby directed to give public notice of said hearing in the manner and form required by the provisions of the Wilmington City Charter and City Code.

On the question:

Ms. Shabazz: Yes, this Resolution is – excuse me – is being presented to approve for Council to authorize a public hearing – another public hearing at 6:30 p.m. on Thursday, December 1, 2016 to accept public comments regarding amendments to the City's Zoning Map. Specifically, fifteen parcels of land in South Wilmington which would be rezoned to W-4, which would permit waterfront residential/commercial development from the current zoning of M-1, which permits light manufacturing development.

President Gregory: The Clerk, call the roll please.

Upon a motion of Ms. Shabazz, seconded by Ms. Walsh/Mr. Williams, the aforementioned 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, Darius Brown, Shabazz, Prado, Dorsey Walker, Williams, Freel, Michael Brown, Cabrera, Walsh and Wright, and Council President Gregory. Total, thirteen. Nays, none.

President Gregory: Declarer it adopted.

Ms. Shabazz: Mr. President, I have another Ordinance to present for the first and second reading.

Ms. Shabazz presented and called for the first and second reading Ordinance No. 16-058 (Agenda #4287) entitled:

AN ORDINANCE TO AMEND CHAPTER 3 OF THE
WILMINGTON CITY CODE RELATING TO THE
TREATMENT, CARE, CONTROL AND LICENSING
OF ANIMALS

The aforementioned Ordinance was given two separate readings by title only and upon a motion of Ms. Shabazz, seconded by Mr. Williams, the Ordinance was received, recorded and referred to the Public Works & Transportation Committee. Motion prevailed.

President Gregory: Ms. Shabazz.

Ms. Shabazz: Mr. President, I have an Ordinance to present on your behalf and call for the first and second reading.

On behalf of President Gregory, Ms. Shabazz presented and called for the first and second reading Ordinance No. 16-059 (Agenda #4288) entitled:

AN ORDINANCE TO AUTHORIZE THE EXECUTION OF
A MEMORANDUM OF UNDERSTANDING AND ANNUAL
FUNDING AGREEMENT BETWEEN THE CITY OF
WILMINGTON AND THE WILMINGTON NEIGHBORHOOD
CONSERVANCY LAND BANK

The aforementioned Ordinance was given two separate readings by title only and upon a motion of Ms. Shabazz, seconded by Mr. Williams, the Ordinance was received, recorded and referred to the Housing, Licenses & Inspections Committee. Motion prevailed.

President Gregory: Mr. Prado.

Mr. Prado: Nothing tonight Mr. President.

President Gregory: Ms. Dorsey Walker.

Ms. Dorsey Walker: No legislative business tonight Mr. President; thank you.

President Gregory: Mr. Williams.

Mr. Williams: No legislation; thank you sir.

President Gregory: Mr. Freel.

Mr. Freel: Yes sir, I have two Ordinances for third and final and one for first and second.

Mr. Freel presented and called for the third and final reading Ordinance No. 16-054 (Agenda #4280) entitled:

AN ORDINANCE CONSTITUTING AMENDMENT NO. 3
TO FISCAL YEAR 2017 OPERATING BUDGET (BEING
AN ORDINANCE TO AMEND SUBSTITUTE NO. 1 TO
ORDINANCE NO. 16-018, AS AMENDED)

On the question:

Mr. Freel: Yes Mr. President, recently Council passed an ordinance establishing City Council organizational funds that would take effect every four years when the new Council comes in and this is basically the budget amendment setting some money aside for this year.

President Gregory: Clerk, call the roll.

Upon a motion of Mr. Freel, seconded by Mr. Williams/Ms. Walsh, the aforementioned 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, Congo, Darius Brown, Prado, Dorsey Walker, Williams, Freel, Michael Brown, Cabrera, Walsh and Wright, and Council President Gregory. Total, twelve. Nays, none. Present, Council Member Shabazz. Total, one.

President Gregory: Declare it adopted.

Mr. Freel presented and called for the third and final reading Ordinance No. 16-055 (Agenda #4281) entitled:

AN ORDINANCE CONSTITUTING AMENDMENT NO. 4
TO FISCAL YEAR 2017 OPERATING BUDGET (BEING
AN ORDINANCE TO AMEND SUBSTITUTE NO. 1 TO
ORDINANCE NO. 16-018, AS AMENDED)

On the question:

Mr. Freel: Yes Mr. President, I believe this is probably the first time in maybe thirty (30) years we will have a new City Treasurer taking office in January and this – this is a budget amendment setting some funds aside for her to work through a transition period.

President Gregory: Clerk, call the roll.

Upon a motion of Mr. Freel, seconded by Mr. Williams/Ms. Walsh, the aforementioned 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, Congo, Darius Brown, Shabazz, Prado, Dorsey Walker, Williams, Freel, Michael Brown, Cabrera, Walsh and Wright, and Council President Gregory. Total, thirteen. Nays, none.

President Gregory: Declare it adopted.

Mr. Freel presented and called for the first and second reading Ordinance No. 16-060 (Agenda #4289) entitled:

AN ORDINANCE TO AMEND CHAPTERS 4 AND 34 OF
THE CITY CODE REGARDING CONVERSION OF
CRIMINAL ENFORCEMENT SCHEME TO A CIVIL
ENFORCEMENT SCHEME

The aforementioned Ordinance was given two separate readings by title only and upon a motion of Mr. Freel, seconded by Mr. Williams, the Ordinance was received, recorded and referred to the Housing, Licenses & Inspections Committee. Motion prevailed.

Mr. Freel: That's all; thank you.

President Gregory: Mr. Brown.

Mr. Michael Brown: Yes Mr. President, I do have an Ordinance to present and call for a first and second reading.

Mr. Michael Brown presented and called for the first and second reading Ordinance No. 16-061 (Agenda #4290) entitled:

AN ORDINANCE TO AUTHORIZE AN ETHERNET
TRANSPORT SERVICES AGREEMENT WITH
COMCAST ENTERPRISE SERVICES TO CONNECT
ALL FIRE DEPARTMENT FACILITIES WITH THE
CITY'S TELECOMMUNICATIONS NETWORK

The aforementioned Ordinance was given two separate readings by title only and upon a motion of Mr. Michael Brown, seconded by Ms. Shabazz, the Ordinance was received, recorded and referred to the Public Safety Committee. Motion prevailed.

President Gregory: Ms. Cabrera.

Mr. Michael Brown: Nothing else for me tonight.

Ms. Cabrera: Mr. President, I have a Resolution to present.

Ms. Cabrera presented Resolution No. 16-083 (Agenda #4291) as follows:

WHEREAS, by its Ordinance No. 97-051, amending 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 a requirement for Council approval by resolution and including authorization for expedited grant applications when necessary, prior to Council's resolution; and

WHEREAS, the City, through the Department of Real Estate and Housing has sought to obtain grant funding from the Delaware State Housing Authority, 2017 HDF Statewide Emergency Repair Program, in the amount \$82,828 to be used to complete emergency home repairs throughout the City of Wilmington for Single family units and attached homes will be assisted with critical emergency repairs; and

WHEREAS, the Council deems it necessary and proper to authorize the Wilmington Department of Real Estate and Housing to submit the aforesaid application for funding for the aforesaid purpose.

NOW, THEREFORE, BE IT RESOLVED BY COUNCIL OF THE CITY OF WILMINGTON that the Department of Real Estate and Housing is hereby authorized to apply for grant funding from the Delaware State Housing Authority, 2017 HDF Statewide Emergency Repair Program, in the amount \$82,828 to be used to complete emergency home repairs throughout the City of Wilmington for Single family units and attached homes will be assisted with critical emergency repairs.

FURTHER RESOLVED that the Director of Real Estate and Housing, or her designee, shall be authorized to take all necessary actions to complete the filing of the grant application, including undertakings and assurance taken heretofore, and, if when the grant is forthcoming, to administer the grant and the grant program for the City of Wilmington.

On the question:

Ms. Cabrera: This Resolution is being presented by the Administration for City Council's review and approval. If approved, Council would authorize the Administration to apply for \$82,828 grant from the Delaware State Housing Authority. This is to be used for emergency home repairs for single family homes and attached homes throughout the City. This will be done on a first come first serve basis. We expect to get the approval as early as December. There will be qualifying factors involved with getting this grant and this is a grant that wouldn't have to be paid back and it is an addition – we have a program with the CDBG where people actually have to apply for the loan but with this one, there is income requirements and certainly will help some of these homeowners the relief they need to repair their properties.

President Gregory: Clerk, call the roll.

Upon a motion of Ms. Cabrera, seconded by Ms. Walsh, the aforementioned 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, Darius Brown, Shabazz, Prado, Dorsey Walker, Williams, Freel, Michael Brown, Cabrera, Walsh and Wright, and Council President Gregory. Total, thirteen. Nays, none.

President Gregory: Declare it adopted. Ms. Walsh.

Ms. Walsh: Yes Mr. President, I have an Ordinance for third and final.

Ms. Walsh presented and called for the third and final reading Ordinance No. 16-053 (Agenda #4275) entitled:

AN ORDINANCE TO AMEND CHAPTER 40 OF THE
CITY CODE REGARDING RESTRICTIONS ON
SELECTING, RECLASSIFYING OR OTHERWISE
PLACING MEMBERS OF THE APPOINTED SERVICE
IN VACANT POSITIONS IN THE CLASSIFIED
SERVICE DURING A LAME-DUCK PERIOD

On the question:

Ms. Walsh: Mr. President, I'd like to make a motion for a floor amendment at this time. After meeting with the Administrative Board and following some of – the request that they asked for a floor amendment...

Ms. Shabazz: It has to be moved.

Mrs. Seijo: I think you have to...

President Gregory: Just a minute.

Ms. Shabazz: Point of order, you have to move it first.

Mr. Williams: You have to...

Ms. Shabazz: We have to second.

Mr. Williams: You have to motion...to second.

Ms. Walsh: Somebody want to second it?

Mr. Prado/Mr. Freel/Ms. Cabrera: Second.

Mr. Freel: I don't think she moved the ordinance.

Mr. Williams: She didn't make the motion.

Ms. Shabazz: She didn't move it yet.

Mr. Michael Brown: What they doing?

President Gregory: What's the amendment?

Mr. Wright: What's the motion?

Mrs. Seijo: Councilwoman...

Mr. Williams: She's got to move...

Mrs. Seijo: ...you got to move the legislation first.

Mr. Darius Brown: You want to move – move the legislation.

Mr. Williams: I move that be known as...

Ms. Walsh: You want me to move the legislation then...

Mrs. Seijo: Yes.

Ms. Walsh: ...Mr. President to move it first and then...

President Gregory: Move the legislation.

Mr. Williams: As the third and final.

President Gregory: I move that be known as the enacting clause...

Mr. Wright: Thirty years.

President Gregory: Go ahead.

Ms. Walsh: Okay. Mr. President, I'd like to do a motion from the floor...

President Gregory: No.

Mr. Freel: No, you got to move it.

President Gregory: No, say I move that be known as the enacting clause of the ordinance and call for a Yea and Nay vote.

Mr. Freel: Second.

Mr. Williams: Say that.

President Gregory: You have to put the motion. You have to put the Resolution on the floor.

Ms. Walsh: Oh, oh, oh I'm sorry. I misunderstood what you just said to me. I move that be known as the enacting clause and call for third and final vote.

Mr. Freel: Second.

On the question:

Ms. Walsh: On the question Mr. President, I'd like to do a...

Mr. Williams: Floor amendment.

Ms. Walsh: ...floor amendment on this bill.

President Gregory: And your - your ...

Ms. Cabrera: Second.

President Gregory: ...make your motion.

Ms. Walsh: On Page 2, Section 2 ...

Mr. Wright: I move.

Ms. Walsh: ...line 5, cross out "public emergency as explained herein" and add "*position that is certified by the director of human resources and the Administrative Board to be essential to the operation of city government.*"

Mr. Freel: Second.

Ms. Walsh: I have a couple more.

Mr. Freel: I apologize.

President Gregory: You said what you're going to strike but you have to say what you want to add. Did, did, did – so go ahead, the text now reads:

Mr. Williams: Section 2, line 5.

President Gregory: Ok, you said, Page 2, Section 2, under §40-104(b), line 5, you want to strike the language that you just said. Did you say any language you wanted to add?

Ms. Walsh: Add *“position that is certified by the director of human resources and the Administrative Board to be essential to the operation of city government.”*

President Gregory: So that’s different than what’s here. #

#Note (side bar conversation): For clarity, parliamentary Sanjay Bhatnagar clarified to President Gregory what language was strike and what language was added.

President Gregory: Ok, that’s one floor amendment. Second, can I get a second?

Mr. Freel: Second.

President Gregory: It’s properly moved and seconded that the ordinance be amended and as noted on the motion and the second. All those in favor so note by saying “Aye”, Oppose, Abstentions. Aye’s have it.

Mr. Darius Brown: Question.

President Gregory: On the question.

Mr. Darius Brown: Thank you Mr. President. My question is on the “and”. The amendment states the human resources director and Admin Board. I believe only one would be the decision maker in this. It would not be an “and”. It would have to be one or the other.

President Gregory: I think that in the director making the decision than it goes to the Admin Board.

Ms. Walsh: Exactly.

President Gregory: That’s the process. It doesn’t stand alone just with the director. It still has to go to the Admin Board.

Mr. Darius Brown: But the decision is the director’s?

President Gregory: Not in isolation.

Mr. Darius Brown: Its two separate. I'm not – I'm not going to valid - - it's something to oppose but I believe it should be two sentences, not one with HR and.

Ms. Walsh: I don't believe it should.

President Gregory: Anybody else on the question? It's been properly moved and seconded, all those in favor so note by saying "Aye", Oppose, Abstention. "Aye's have it.

Mr. Wright: Oppose.

President Gregory: One opposition. Go ahead Ms.

Ms. Walsh: On Page 2, Section 2, same section, line 7 to eliminate from "if it is necessary....eliminate that whole sentence.

President Gregory: Ok. Everybody see where we're deleting?

Mr. Wright: No.

President Gregory: There's a motion to delete the last sentence in Section 2(b) that begins with "it is necessary...and it ends with and the Administrative Board approves the certification." That's to be deleted based on this motion. It's been properly moved that that be deleted. It's been properly moved...

Mr. Freel: Is there any language that goes in there or no?

Ms. Walsh/President Gregory: No.

Mr. Freel: Second.

President Gregory: It's been properly moved and seconded as noted; on the question. All those in favor so note by saying "Aye", Oppose...

Mr. Wright: Oppose

President Gregory: Abstentions. "Aye's have it. Ms. Walsh.

Ms. Walsh: Number (c), a typo, change "vacation" to "*vacant*".

President Gregory: Page 2, Section 2 (c).

Ms. Walsh: Right.

President Gregory: It reads: If no applications are submitted by appointee for a vacation position, it should be “vacant” position. It’s been properly moved....

Mr. Freel: Second.

President Gregory: ...and seconded; on the question. All those in favor so note by saying “Aye”, Oppose, Abstentions. “Aye’s have it.

Ms. Walsh: On Section 3, to add a new sentence, pardon me Mr. President, after Mayor, “This Ordinance shall not apply retroactively to any vacant position in which the examination, evaluation, and selection process has already commenced prior to the passage of this Ordinance.”

President Gregory: It’s been properly moved...

Mr. Freel: Second.

President Gregory: ...and seconded; on the question. All those in favor so note by saying “Aye”, Oppose...

Mr. Wright: Oppose.

President Gregory: ...Abstentions. “Aye’s” have it. On the question for this Ordinance at this time; those are all the motions on the amendment and now we have to go back and discuss the Ordinance. On the question, Ms. Walsh.

Ms. Walsh: Yes Mr. President, I think I’ve cooperated with the Administration in what some of their concerns were on this and I think by the changes that were made this evening it addressed most of those concerns.

President Gregory: Anybody else? Mr. Wright.

Mr. Wright: Thank you Mr. President, so, just so I’m clear, on Section 2, Section 40-104(b), that last sentence it said: “if it is necessary to fill a vacant position in order to meet a public emergency affecting life, health, property or the public peace, the vacant position may be filled,” so now were saying, if there was a need to fill a vacancy that affect – to meet a public emergency we’re not – we’re taking that out? So...

Ms. Walsh: That sentence is out, yes.

Mr. Wright: I’m speaking to the President.

President Gregory: No, she’s going to explain her Ordinance.

Ms. Walsh: Yeah.

Mr. Wright: Ok. So, so you're saying if there's a public emergency and a position needs to be filled that's no longer can be done and it may affect the life and health, and property or public peace?

President Gregory: The reason I'm letting her do it, it's about eight lines here and this is the first time I'm seeing the amendment. Ms. Walsh.

Mr. Wright: Man that's crazy.

Ms. Walsh: Absolutely not. Number one, if it's for a real emergency, these positions can be filled. This is just applying, remember, look at number (c), this is not saying that every single job – if there's a job that doesn't have by the end of the date, for applications that doesn't have any present appointee people that applied for it, they can go on and fill any job that they want – the Administration I'm talking about. The, this bill only applies to appointees...

Mr. Wright: Ok.

Ms. Walsh: ...and it gives them an opportunity to apply for, already have and they will not be affected by this because they already – the expiration is up on the posting, they've already tested, the test scores are already, so they can make a choice as to whether or not one of those four or all of those four get that job. But, from the Mayor's signature on or passage of this Council, it would not be able to be done that way anymore until after the lame-duck period is over.

President Gregory: So that you know, I'm going to vote in favor of this. I believe that on Page 3, Section 3, the addition of the sentence: "This Ordinance should not apply retroactively to any vacant positions which the examination, evaluation and selection process has already commenced prior to the passage of this Ordinance", addressed the public policy concerns that I had in that this Ordinance should be passed and vacuumed not when players currently involved in city government would be impacted by this. And, therefore, with that line, the current players would not be impacted by this. That would be future sessions of Council and future Mayors as I read this. You can tell me if I'm reading it wrong.

Ms. Walsh: Mr. President, I apologize for not getting this...

President Gregory: I did not get it.

Ms. Walsh: ...later, I didn't get everything until 5:30pm either. So, it wasn't I was trying to hide anything, we were still going back and forth today over various things too.

President Gregory: I'm fine but this Ordinance should not apply retroactively to any vacant positions in which the examination, evaluation and selection process has already commenced prior to the passage of this Ordinance. And, we're going to pass it and the Mayor would vote on it in about ten-days. So, that addresses my public policy and concerns and I wanted you to know that. Mr. Brown.

Mr. Darius Brown: Thank you Mr. President. We may not pass it. You said that we will pass it. We may not pass it. We may not pass it. You said we will pass it. Number two ...

President Gregory: Well, I said what I said...

Mr. Darius Brown: ...yeah....

President Gregory:and I meant what I said...

Mr. Darius Brown: ...and I'm just saying, we may not.

President Gregory: ...I'm just saying, I meant what I said...

Mr. Darius Brown: ...right, and I mean what I said....

President Gregory: ...I don't feel like being corrected.

Mr. Darius Brown: ...so, number 2...

President Gregory: ...I'm just saying that...

Mr. Darius Brown: ...is that in Section (c) to my understanding to the amendment means that from today's date of us passing this legislation until the Administration takes – takes office, any position that is vacant – that is posted, a current appointed person cannot apply for.

President Gregory: But what if they've already applied?

Mr. Darius Brown: My, my, my, my, my statement is talking about those that if we pass this tonight and there is a position that comes open over the next sixty-days...

President Gregory: Ok, I'm fine.

Mr. Darius Brown: ...an appointee is not able to apply for it.

President Gregory: That's correct.

Ms. Walsh: Mr. President, perhaps what I'm saying...

President Gregory: Sanjay wants to weigh in on this.

Ms. Walsh: ...I wanted him to because perhaps what I'm saying is getting lost in translation. So, if the attorney could please; thank you Mr. President.

Mr. Wright: Shouldn't have all these amendments on the floor.

President Gregory: Go ahead please. But I can hear you. President Gregory: We can hear you, please.

Mr. Wright: The viewing audience needs to know.

President Gregory: Excuse me.

Mr. Sanjay Bhatnagar: Subpart (b) that first sentence...

Mr. Darius Brown: (c)

Mr. Bhatnagar: Subpart (b) the first sentence says: an appointee may submit an application to any vacant position in the classified service during a lame-duck....

Mr. Wright: Turn the mic on.

Mr. Bhatnagar: ...period...

President Gregory: We can hear.

Mr. Bhatnagar: ...so, an appointee can still apply for any vacant position and the exception, I'm sorry, if no appointee applies....

Mrs. Seijo: He's got to...

Mr. Wright: I just told you.

President Gregory: Is your mic on?

Mr. Wright: I just told you. You got a viewing audience who can't hear you.

President Gregory: Go ahead.

Mr. Bhatnagar: So, if no appointee applies to a vacant position, than this Ordinance doesn't even affect that selection process. It just, it's not – the selection process is not frozen. It actually may proceed during the lame-duck period. This Ordinance only becomes relevant if an appointee applies for a vacant position but they're not prevented from applying for a vacant position by this Ordinance only if they apply the selection process may not commence during this lame-duck period unless HR and the Admin Board determine that that position is essential to the operation of city government. I just want to address another concern regarding the emergency exception. The emergency exception by Ms. Walsh's amendment, it's actually been paired down. Before it was actually harder for the Administration to obtain that emergency exception because they would have to establish a public emergency, which is high threshold, now it's actually been paired down where the HR and the Admin Board in their determination determines that the position is essential to the city – to the operation of city government, which is a much less threshold than qualifying a public emergency.

President Gregory: Can you give the interpretation on Section 3 please in the contents of the overall Ordinance?

Mr. Bhatnagar: Yes. So, to the extent that in this period from September 13th till now, to the extent that there are any positions where an appointee has applied in that position posting period has expired and the selection process has begun, that may continue until the end. This Ordinance will not retroactively apply to those positions or to that process because it's already commenced. To the extent that the position is currently open and the – and it remains open until after...

Mr. Darius Brown: Tonight?

Mr. Bhatnagar: ...after tonight or after it passes, than and an appointee applies to that position, than it would affect it. But to the extent that the selection process has already commenced for vacant positions where appointees have applied for already and I believe there are four (4), they – it would not apply those positions.

Mr. Darius Brown: But, but it would Mr. President.

President Gregory: Yes, Mr. Brown.

Mr. Darius Brown: It, it would apply. I just want a "yes" for my question. I know you gave - - it would apply for those that apply for a position after...

President Gregory: That's correct.

Mr. Darius Brown: ...tonight's passage.

President Gregory: That's correct.

Mr. Darius Brown: Thank you.

President Gregory: That's correct. Mr. Williams.

Mr. Williams: Thank you Mr. President. When this initially brought about I had questioned the timing and the intent behind it; however, through some conversation of fun that there was no ill intent from the current Administration that this was a something that was going to be attempted under a prior Council session and it just never got any footing under it. I do believe that it's the proper or prudent thing for this body to do knowing that there's no ill intent behind.

President Gregory: Just a minute. Ms. Dorsey Walker.

Ms. Dorsey Walker: Thank you Mr. President. My greatest concern is the actual timing of the legislation. I believe if this was the type of legislation that was – I guess it was stated a little earlier that – this legislation was tried – well, individuals tried to pass before, but I guess becoming a City Councilwoman upon inauguration, if this was passed in 2013 or even 2014, I would feel a little better about it. But the timing of it for me seems wrong especially after we just came through the season that we just came through. Also, knowing that we have some members, myself excluded, that may at some point decide to run for mayor, I'm very concerned about if they are themselves in a lame-duck session that they're not able to – if the person is actually qualified for the position that they cannot place someone in the position after going through HR that's a concern for me.

President Gregory: Well, you know I looked at that and folk, you know, people (inaudible), a lot of ingenuity I'm sure (inaudible) so, in that situation, people would apply before the primary date to get the process started to circumvent that. Of course, the timing was my issue also, you know, human beings are something else. You know, we do – we do all kinds of things. Make a rule and find a way to get around it but in any event, the timing was a problem for me but for Section 3, cured it for me with respect to the current Administration, the current players because I thought it was targeted at the current players be they appointees or be they the Mayor. Mr., I'm going to go with Ms. Cabrera first because you're one of the sponsors if you don't mind Mr. Freel.

Mr. Freel: Yeah, I was just trying to get clarification. That's fine.

President Gregory: Ms. Cabrera.

Ms. Cabrera: Thank you Mr. President. Yes, I was pretty concern with this too because I'm thinking that, you know, there should be some latitude and I think with the changes and understanding that this was something that was looked at before, certainly something we should have looked at earlier in the session verses now. It did cause me grave concern but you know, one of the issues that we've had been battling

with the City and what's going on with this environment that has been created where there are a lot of is um's that we have criticized on this Council numerous times. The lack of accountability on so many levels and sometimes the lack of competence where people are in positions that they shouldn't be in and then once you have a government employee, you can never seem to get rid of them and the fact that we're not even vetting the process of doing employee reviews to at least document the people that aren't doing their jobs. It just seems like a headache for a new mayor to have to deal with whoever that mayor is. Against the timing, it could have been better but I feel that it is the right thing to do if we're talking about accountability and although government may never run like a business it's easier said than done. We need to tighten the reigns and to do things more efficiently, affectively and to have that level of accountability.

President Gregory: Mr. Freel.

Mr. Freel: Mr. President, I just have – I want to ask a clarification, which I think either you or the city solicitor can answer. If this passes tonight, it does not become law until the Mayor actually signs the Ordinance.

President Gregory: That's correct; ten-days.

Mr. Freel: Right; thank you.

President Gregory: The other thing is this from a policy standpoint and philosophical standpoint; we've invested four years in training folks – four years. These folks have to make a decision or they've made a decision that they want to stay with government or they want to go elsewhere. So, for those four that want to stay – they want to stay. The others – possibly others didn't apply but that was our investment and our time and our time and our money and therefore, we should be able to capture that. That was my concern philosophically and we're going to be able to capture that now for those people who have applied in this administration. Mr. Wright.

Mr. Wright: Thank you; thank you Mr. President. I, I, I, I clearly remember at the inception of this Council or after the season that we talked about, people were in negotiations on whether they would have an assigned position or appointed position, right, and some of them were not satisfied by let say today or ten-days from now; there was still negotiations going on. So, some people, let say hypothetically, even the Council staff, they're appointed people. So, if they don't know prior to let's say Thanksgiving that they're being retain or they find after the fact and they can't now be shifted to an open position. So, we're talking about real lives; we're talking about real people. I don't know that the intent is meaningful in that it's going to hurt people who – they really need a job at the end of the day. And, that's just my thinking, I just need to air that out but it's just and knowing what happened to some of the staff with this Council here and people that may or may not been retained or who thought they would have been

and then they didn't at the last minute, that's an issue. I mean because there's other lives being affected but it is what it is.

President Gregory: We do the best we can.

Mr. Wright: Yeah.

President Gregory: Mr. Brown.

Mr. Darius Brown: Thank you Mr. President. Just as a point of clarity because you did answer Councilman Freel's question about it becoming law once – in ten-days or when the Mayor signs it...

President Gregory: Should he sign or he may veto it.

Mr. Wright: I hope he does.

Mr. Darius Brown: ...I believe the amendment that we approved stated not only the Mayor but it did state specifically after tonight's vote, so that may not be germane to the actual City Charter but we did approve that as part of the amendment.

President Gregory: Yeah but what supersedes the Ordinance is the way ordinances are enacted through a signature process from the Mayor. That supersedes our saying this. It says commence prior to the passage of this Ordinance is actually when the Mayor signs it. It's not passed until the Mayor signs it.

Mr. Darius Brown: That's not the language we amended...

President Gregory: Well, it's not passed until it's signed.

Mr. Darius Brown: ...we amended from this vote. Unless I'm mistaken about the sponsor's amendment and the spirit of the sponsor's amendment, which has been part of the twenty minutes dialogue. The spirit of the sponsor's amendment was what the passage of this legislation.

President Gregory: Well that's not the way I read it and I read it in about five minutes up here knowing how you statutory construction – a statue in the Charter if it says this Ordinance shall not apply retroactive after any vacant position in which the examination, evaluation, selection process has already commence prior to passage of this Ordinance. This Ordinance isn't passed until the Mayor signs the Ordinance. That the construction – the relationship between the Ordinance and the Charter.

Mr. Darius Brown: I don't think that was the amendment; her friendly amendment.

President Gregory: That's what she said literally. I'm reading it. That's what it says. The Clerk will call the roll. You have something Ms...

Ms. Shabazz: Yes.

President Gregory: ...go ahead, go ahead.

Ms. Shabazz: And it's my understanding that there's still is a difference in the amendment with the agreement of the Administration in that this is - - they're not in full agreement with this and it's probably going to be veto anyway.

Mr. Wright: I hope so.

President Gregory: What?

Ms. Shabazz: I said it's my understanding that the amendment does not contain all the agreed language with the Administration and there might -- there's a great possibility that it will be veto. So, I don't know where the amendment language came from. Was it agreement (inaudible) understanding?

Ms. Walsh: Mr. President.

President Gregory: Just a minute.

Ms. Shabazz: I mean if there's so much questions, I think we should hold it and get the language straight.

Ms. Walsh: Mr. President, this is my bill.

President Gregory: It's your Ordinance.

Ms. Walsh: This was a compromise. This was a big compromise. So, I'm going to sit there and put every single dot that they want -- the Administrative Board for another piece legislation that I'm bringing up next week, was completely divided and it had to do with city residents. And, the Personnel Department wants one thing and the Administration wanted another and the Administration was agreeing with me. I, I thought that was legislation was about that you compromise. I've been, you know, people have been trying to teach me that lesson my entire life....

President Gregory: I'm just absolutely not pleased because I'm sitting (inaudible) here and I have all these multiple amendments and I'm the President...

Mr. Michael Brown: Speak into the mic.

President Gregory: ...I'm the President, it's just baffling me as to how we got to this point. This baffles me. Mr. Wright.

Mr. Wright: Thank you Mr. President, I'm in agreement, there's too many amendments. So, I make a motion that we table this. Is there a second?

Mr. Williams: Second.

President Gregory: It's been properly moved and seconded; on the question. All in favor so note by saying "Aye", Oppose...

Mr. Freel: No.

Ms. Walsh: No.

Mr. Prado: No.

Ms. Walsh: I want a roll call on the tabling please.

President Gregory: I think it's clear that the majority was to table it and unless it's not clear, we don't go to a roll call. So, it's table. At this point in time I entertain a motion to adjourn.

Mr. Wright/Ms. Dorsey Walker: So move.

Mr. Williams: Second.

PETITIONS AND COMMUNICATIONS

There were no petitions and communications this evening.

ADJOURNMENT

Upon a motion of Mr. Wright/Ms. Dorsey Walker, seconded by Mr. Williams, Council adjourned at 7:44 p.m. Motion prevailed.

Attest: 
Maribel Seijo, City Clerk