

*Wilmington, Delaware  
Louis L. Redding  
City/County Building  
October 20, 2016*

Council met in regular session on the above date at 6:30 p.m., President Theopolis 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 Congo, Darius Brown, Shabazz, Dorsey Walker, Williams, Freel, Michael Brown, Cabrera and Wright, and Council President Gregory . Total, ten. Absent, Council Members Chukwuocha, Prado and Walsh. Total, three.

### **MINUTES**

After reading a portion of the minutes of October 6, 2016, upon a motion of Mr. Freel, seconded by Mr. Williams/Ms. Shabazz, it was moved they be accepted as written. Motion prevailed.

### **REPORT OF COMMITTEES**

The City Clerk read the following committee report:

<b><u>Finance Committee Member</u></b>	<b><u>Present</u></b>	<b><u>Absent with Leave</u></b>	<b><u>Absent w/out Leave</u></b>
Charles M. "Bud" Freel	X		
Michael A. Brown, Sr.		X	
Samuel Prado			X
Hanifa G.N. 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, met on the above date at 5:00 p.m., Councilman Charles M. Freel presiding. The following items were discussed:

- A Resolution Authorizing Collective Bargaining Agreement for the American Federation of State, County and Municipal Employees, A.F.L. – C.I.O. Local 320 Union Contract (Wage Re-opener)
- A Resolution Authorizing Collective Bargaining Agreement for the American Federation of State County and Municipal Employees, A.F.L. – C.I.O. Local 1102 Union Contract (Wage Re-opener)
- A Resolution Authorizing the Fraternal Order of Police (FOP) Collective Bargaining Agreement (CBA)

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  
/s/Theopalis K. Gregory, Sr., Ex Officio

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

*Note: The items that were discussed referenced above did not require to be voted out of committee.*

The City Clerk read the following committee report:

<u>Education, Youth &amp; Families Committee Member</u>	<u>Present</u>	<u>Absent with Leave</u>	<u>Absent w/out Leave</u>
Nnamdi O. Chukwuocha	X		
Michael A. Brown Sr.		X	
Maria D. Cabrera		X	
Ernest "Trippi" Congo, II	X		
Hanifa G.N. Shabazz	X		
Sherry Dorsey Walker	X		

President and Members of Council of  
The City of Wilmington

October 12, 2016

Ladies and Gentlemen:

We, your Education, Youth & Families Committee, met on the above date at 5:00 p.m., Councilman Nnamdi O. Chukwuocha presiding. The following items were discussed:

- Springfield College Presentation” by Dr. Judy Stang and Dr. Gwen Sanders

Respectfully submitted, Members of  
 Education, Youth & Families Committee  
 /s/Nnamdi O. Chukwuocha, Chair  
 /s/Ernest Congo, II  
 /s/Hanifa Shabazz  
 /s/Sherry Dorsey Walker

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

*Note: The item that was discussed referenced above did not require to be voted 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 10, 2016

Ladies and Gentlemen:

We, your Finance Committee, to who was referred **Ordinance No. 16-048**  
 entitled:

AN ORDINANCE TO AMEND CHAPTER 40 OF THE CITY  
 CODE REGARDING MEDICAL REQUIREMENTS OF  
 EMPLOYEES

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  
 /s/Theopalis K. Gregory, Sr., Ex Officio

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

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. 16-051**  
entitled:

AN ORDINANCE TO AMEND CHAPTER 2 OF THE CITY  
CODE REGARDING THE ESTABLISHMENT OF COUNCIL  
ORGANIZATIONAL FUND

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/Theopalis K. Gregory, Sr., Ex Officio

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

*Note: Ms. Walsh's signature was inadvertently missed but duly noted that she was  
present at the Finance Committee meeting and reflected in the aforementioned Report  
dated October 10, 2016 for Ordinance No. 16-051.*

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. 16-052** entitled:

AN ORDINANCE CONSTITUTING AMENDMENT NO. 2 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/Hanifa Shabazz  
/s/Loretta Walsh  
/s/Theopalis K. Gregory, Sr., Ex Officio

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

The City Clerk read the following committee report:

<u>Public Works &amp; Transportation Committee Member</u>	<u>Present</u>	<u>Absent with Leave</u>	<u>Absent w/out Leave</u>
Hanifa G.N. Shabazz, Chair	X		
Michael A. Brown, Sr.		X	
Nnamdi O. Chukwuocha		X	
Samuel Prado			X
Robert A. Williams	X		

President and Members of Council of  
The City of Wilmington

October 19, 2016

Ladies and Gentlemen:

We, your Public Works & Transportation Committee, met on the above date at 5:00 p.m., Councilwoman Hanifa Shabazz presiding. The following items were discussed:

- Discuss a Resolution to approve an agreement between the City of Wilmington and T-Mobile Northeast, LLC
- **Presentation by WILMAPCO:**
  1. A brief update on the Wilmington Transit Moving Forward Process, including DART service changes and other accomplishments
  2. Rodney Square Improvements
  3. Operational Analysis
  4. 4<sup>th</sup> Street Transit Corridor
  5. Bus Stop Shelter Prototype
  6. Traffic Analysis
  7. Orange Street Two-way Conversion
  8. Tatnall St. Bus Holdover Site
  9. Wilmington Transit Center (Porter Site/Hertz rent a car near train station)

Respectfully submitted, Members of  
Public Works & Transportation Committee  
/s/Hanifa Shabazz, Chair  
/s/Robert A. Williams

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

*Note: The items that were discussed referenced above did not require to be voted out of committee.*

### **TREASURER'S REPORT**

The following Treasurer's Report dated October 20, 2016 was read into the record by the City Clerk, and upon a motion of Mr. Freel, seconded by Mr. Williams and Ms. Shabazz, the Report was received, recorded and filed. Motion prevailed.

TO: THE HONORABLE MAYOR AND CITY COUNCIL OF WILMINGTON OCTOBER 20, 2016

102	Community Development Block Grant	M & T Bank	\$ 1.00
104	Old Non-Uniform Pension Account	M & T Bank	\$ 715.81
105	Police Pension Account	M & T Bank	\$ 2,254.06
106	Fire Pension Account	M & T Bank	\$ 1,186.55
107	Evidence/Found Currency Account	M & T Bank	\$ 376,420.67
108	Rent Withholding Escrow	M & T Bank	\$ 4,137.97
110	Capital Projects Account	M & T Bank	\$ 1.00
113	Non-Uniform Pension	M & T Bank	\$ 1,252.06
114	Central Deposit	M & T Bank	\$ 32,921.08
117	Cement Workers	Wilmington Savings Fund	\$ 33,502.45
118	Worker's Comp. 3 <sup>rd</sup> Party Account	M & T Bank	\$ 13,003.23
124	Non-Uniform Pension Act of 1990	M & T Bank	\$ 6,748.36
120	Grant-In-Aid Account	M & T Bank	\$ 402,738.00
130	Payroll	M & T Bank	\$ 333,265.23
131	Pension Payroll Account	M & T Bank	\$ 23,963.01
139	Pension Healthcare Account	M & T Bank	\$ <u>1,588.07</u>
	Total Cash on Hand		\$ <b>1,233,698.55</b>

*[The remainder of this page intentionally left blank]*

FUND CODE	FUND	INSTITUTION	INVEST. TYPE	MATURITY DATE	INTEREST RATE	INTEREST RECEIVABLE	INVESTMENT AMOUNT
116	General	M&T Bank	RP	10/20/16	0.01%	\$ 1.54	\$ 5,612,524.00
116	General	TD	CD	10/21/16	0.50%	\$ 1,187.50	\$ 1,500,000.00
116	General	TD	CD	10/28/16	0.50%	\$ 4,280.56	\$ 4,600,000.00
124	Non-Uniform 1990	WSFS	CD	10/28/16	0.45%	\$ 1,065.21	\$ 2,880,000.00
106	Fire Pension	WSFS	CD	10/28/16	0.45%	\$ 357.53	\$ 1,000,000.00
105	Police Pension	WSFS	CD	10/28/16	0.45%	\$ 80.45	\$ 225,000.00
116	General	TD	CD	11/01/16	0.43%	\$ 2,747.23	\$ 4,600,000.00
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
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
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 <sup>1</sup>	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					\$ 40,561,665.00
	Total Investments						\$ 386,056,753.42
	Total Cash on Hand						\$ 1,233,698.55
	Grand Total						\$ 387,290,451.97

<sup>1</sup> Budget Reserve

/s/Henry W. Supinski  
City Treasurer



**NON-LEGISLATIVE BUSINESS**

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

- |             |   |
|-------------|---|
| All Council | Commend Honorable Joseph G. DiPinto and Honorable Rita Landgraf and Junior League of Wilmington |
| All Council | Sympathy Marsha Ash   |
| M. Brown    | Sympathy William Tyrone Wilmer, Sr.   |
| M. Brown    | Sympathy Sarah Helen Gross  |
| Cabrera     | Recognize Ronald “Ronaldo” Tello  |
| Gregory     | Retirement City Treasurer Henry W. Supinski   |
| Williams    | Recognize Be Ready Jesus is Coming Apostolic Church – 50 <sup>th</sup> Anniversary              |
| Wright      | Sympathy Curtis Dorsey  |

A moment of silence was done for Ms. Marsha Ash who was a long-term city employee that worked in the Wilmington Police Department and other departments in the City of Wilmington.

**LEGISLATIVE BUSINESS**

President Gregory: Mr. Congo.

Mr. Congo: Nothing tonight Mr. President. Thank you.

President Gregory: Mr. Darius Brown.

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

President Gregory: Ms. Shabazz.

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

Ms. Shabazz presented Resolution No. 16-077 (Agenda #4276) as follows:

**NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF WILMINGTON** that the “First Amendment to License Agreement” between the **CITY OF WILMINGTON**, a municipal corporation of the State of Delaware, and **T-MOBILE NORTHEAST, LLC**, a Delaware limited liability company (“T-Mobile”), to continue to permit T-Mobile to operate and maintain personal communications equipment (including up to twelve antennas) on the City water tower located at 200 Presidential Drive, Greenville, Delaware (also known as Monroe Park), a copy of which, in substantial form, is attached hereto and made a part hereof, is hereby approved, and the Mayor or his designee and City Clerk are hereby authorized to execute as many copies of said First Amendment to License Agreement as may be necessary.

On the question:

Ms. Shabazz: This Resolution presented by the Administration for our review and approval. It will authorize an amended licensing agreement between the City and T-Mobile Northeast LLC for T-Mobile to continue to operate and maintain communications equipment on a City water tower located in Greenville at Monroe Park. The five-year agreement requires T-Mobile to pay the City \$22,580 for the first year with a 3% increase for each of the remaining four years of the contract. The agreement contains two, five-year extension period options. This was vetted out in committee and all questions were asked by members of Council and the public and it was move out of Council for full consideration.

President Gregory: The Clerk will call the roll.

Upon a motion of Ms. Shabazz, seconded by 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 Congo, Darius Brown, Shabazz, Dorsey Walker, Williams, Freel, Michael Brown, Cabrera and Wright, and Council President Gregory. Total, ten. Nays, none. Absent, Council Members Chukwuocha, Prado and Walsh. Total, three.

President Gregory: Declare it adopted. Ms. Dorsey Walker.

Ms. Dorsey Walker: No legislative business tonight Mr. President.

President Gregory: Mr. Williams.

Mr. Williams: No legislation; thank you sir.

President Gregory: Mr. Freel.

Mr. Freel: Yes, I have to two Ordinances for third and final and three Resolutions and two Ordinances for first and second.

Mr. Freel presented and called for third and final reading Ordinance No. 16-048 (Agenda #4264) entitled:

AN ORDINANCE TO AMEND CHAPTER 40 OF THE  
CITY CODE REGARDING MEDICAL REQUIREMENTS  
OF EMPLOYEES

On the question:

Mr. Freel: Yes Mr. President, this actually clarifies and strengthens our Code and provides some due process for medical examinations so that we comply with the American with Disabilities Act.

President Gregory: The Clerk will call the roll.

Upon a motion of Mr. Freel, seconded by Mr. Williams, the aforementioned 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 Congo, Darius Brown, Shabazz, Dorsey Walker, Williams, Freel, Michael Brown, Cabrera and Wright, and Council President Gregory. Total, ten. Nays, none. Absent, Council Members Chukwuocha, Prado and Walsh. Total, three.

President Gregory: Declare it adopted. Mr. Freel.

Mr. Freel: Yes.

Mr. Freel presented and called for the third and final reading Ordinance No. 16-051 (Agenda #4273) entitled:

AN ORDINANCE TO AMEND CHAPTER 2 OF THE  
CITY CODE REGARDING THE ESTABLISHMENT  
OF COUNCIL ORGANIZATIONAL FUND

On the question:

Mr. Freel: Yes Mr. President, I have a friendly amendment to offer on Page 2, Section (e), I would like to delete the language in the fourth line it states "Council Organizational Fund" and replace that with "City Council Material, Supplies & Equipment Account (organizational account line in the General Fund)".

President Gregory: So there's the motion, can we get a second?

Ms. Shabazz/Mr. Williams: Second

President Gregory: Properly moved and seconded that the Ordinance be amended accordingly. All those in favor so note by saying "Aye", Oppose, Abstention, "Aye's" have it. Mr. Freel.

Mr. Freel: Yes Mr. President, what this does now is this codifies some funds that will be set aside in the budget year of either a new or re-elected President of City Council so that they can perform their duties in either helping new Councilmembers, train and taught the ways of Council and also to provide funds for any swearing in ceremonies and other activities that take place when a new Council comes on board.

President Gregory: The Clerk will call the roll.

Upon a motion of Mr. Freel, seconded by Mr. Williams, the aforementioned Ordinance, **As Amended**, 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 Congo, Darius Brown, Shabazz, Dorsey Walker, Williams, Freel, Michael Brown, Cabrera and Wright, and Council President Gregory. Total, ten. Nays, none. Absent, Council Members Chukwuocha, Prado and Walsh. Total, three.

President Gregory: Declare it adopted.

Mr. Freel presented and called for the third and final reading Ordinance No. 16-052 (Agenda #4274) entitled:

AN ORDINANCE CONSTITUTING AMENDMENT NO. 2 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, what this Ordinance does it amends the Budget to account for the number of resolutions we'll be passing shortly to deal with increases for our city employees along with the non-union employees. It's roughly about \$6.7 million dollars that will be transferred from the Unassigned Fund Balance.

President Gregory: The Clerk will call the roll.

Upon a motion of Mr. Freel, seconded by Mr. Williams, the aforementioned 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 Congo, Darius Brown, Shabazz, Dorsey Walker, Williams, Freel, Michael Brown, Cabrera and Wright, and Council President Gregory. Total, ten. Nays, none. Absent, Council Members Chukwuocha, Prado and Walsh. Total, three.

President Gregory: Declare it adopted.

Mr. Freel presented Resolution No. 16-078 (Agenda #4277) as follows:

**WHEREAS**, on November 19, 2015, the Council passed Resolution No. 15-062, which approved an Agreement between the City of Wilmington (the "City") and the American Federation of State, County and Municipal Employees, AFL-CIO, Local 320 ("Local 320"), to be effective as of July 1, 2015 through June 30, 2018; and

**WHEREAS**, the Council deems it necessary and appropriate to approve an amendment to said Agreement (the "Amendment").

**NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF WILMINGTON** that the Amendment between the City and Local 320, a copy of which is attached hereto and made a part hereof, is hereby approved and the Mayor, his designee, and the City Clerk are hereby authorized and directed to execute as many copies of the said Amendment as may be necessary.

On the question:

Mr. Freel: Yes Mr. President, just briefly this is a Resolution approving the agreement – collective bargaining agreement with AFSCME Local 320. Just briefly the contract term is July 1, 2015 through June 30, 2018. There's a 1% COLA for Fiscal Year '17 and 1% COLA for Fiscal Year '18; \$500 Fiscal Year '17 and \$500 Fiscal Year '18 signing bonus and for this union there's \$100 increase for safety shoe allowance. There's also a continuation of cost sharing at 4, 5, and 6% for healthcare based on what plan they've selected and paid parental leave.

President Gregory: Mr. Williams.

Mr. Williams: Thank you Mr. President. I just want to congratulate the negotiation team on both sides and there was no interruptions of services and for that I'm very thankful and congratulations.

President Gregory: The Clerk will call the roll.

Upon a motion of Mr. Freel, seconded by Mr. Williams/Ms. Shabazz, 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 Congo, Darius Brown, Shabazz, Dorsey Walker, Williams, Freel, Michael Brown, Cabrera and Wright, and Council President Gregory. Total, ten. Nay, none. Absent, Council Members Chukwuocha, Prado and Walsh. Total, three.

President Gregory: Declare it adopted.

Mr. Freel presented Resolution No. 16-079 (Agenda #4278) as follows:

**WHEREAS**, on November 19, 2015, the Council passed Resolution No. 15-063, which approved an Agreement between the City of Wilmington (the "City") and the American Federation of State, County and Municipal Employees, AFL-CIO, Local 1102 ("Local 1102"), to be effective as of July 1, 2015 through June 30, 2018; and

**WHEREAS**, the Council deems it necessary and appropriate to approve an amendment to said Agreement (the "Amendment").

**NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF WILMINGTON** that the Amendment between the City and Local 1102, a copy of which is attached hereto and made a part hereof, is hereby approved and the Mayor, his designee and the City Clerk are hereby authorized and directed to execute as many copies of the said Amendment as may be necessary.

On the question:

Mr. Freel: Yes, once again, this is the collective bargaining for Local 1102. Quickly, it's pretty much the same as the prior one. The contract is July 1, 2015 through June 30, 2018. There's a 1% COLA in Fiscal Year '17 and 1% COLA and Fiscal Year '18; \$500 bonus Fiscal Year '17 and \$500 bonus Fiscal Year '18. They will continue cost sharing in the healthcare – health benefits of 4, 5, 6% based on plan selected and paid parental leave.

President Gregory: Mr. Williams.

Mr. Williams: Thank you Mr. President. The same sentiments to the – both parties for a successful negotiation and thank you for no interruption of services and for that we're grateful.

President Gregory: The Clerk will call roll.

Upon a motion of Mr. Freel, seconded by Mr. Williams/Ms. Shabazz, 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 Congo, Darius Brown, Shabazz, Dorsey Walker, Williams, Freel, Michael Brown, Cabrera and Wright, and Council President Gregory. Total, ten. Nays, none. Absent, Council Members Chukwuocha, Prado and Walsh. Total, three.

President Gregory: Declare it adopted.

Mr. Freel presented Resolution No. 16-080 (Agenda #4279) as follows:

**NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF WILMINGTON** that the Agreement between the CITY OF WILMINGTON, a municipal corporation of the State of Delaware, and THE FRATERNAL ORDER OF POLICE LODGE #1 (Rank and File), for term of July 1, 2011 through June 30, 2016, a copy of which is attached hereto and made a part hereof, is hereby approved and the Mayor, his designee, and the City Clerk are hereby authorized and directed to execute as many copies of the said Agreement as may be necessary.

On the question:

Mr. Freel: Yes, as mentioned Mr. President, this is the agreement for the Fraternal Order of Police Lodge #1 the Rank and File. Once again, this contract will run – runs from July 1, 2011 to June 30, 2016. There's a 2% COLA for Fiscal Year '13 and 1% COLA for Fiscal Year '15; 1% COLA for Fiscal Year '16 and this agreement there's two additional shooting days effective July 1, 2013. Their health rates – their healthcare rates are at a flat fee equivalent to a Fiscal Year '17 rates of 4, 5, and 6% based on the plan.

President Gregory: Mr. Williams.

Mr. Williams: Thank you Mr. President. First and foremost, I want to acknowledge that I am not benefitting from this plan and my retirement date precedes this date of the – of the – of the term of the clause. My only hang up is that this is June 30, 2016 and we're voting on a contract that's already expired. It's an exercise and fertility. It just pains me that – that what was presented from one side took years in order to be accepted and moved to this point. I think we got to do better than this. We have to do better to support our employees. Thank you.

President Gregory: Mr. Darius Brown.

Mr. Darius Brown: Thank you Mr. President. I am glad that we have come to this place of agreement between the Administration and the FOP in this collective bargaining agreement. I do want to note that there are some benefits that 320 and 1102 will be receiving that FOP would not be. However, in their re-opener, they would also have the opportunity for the paid parental leave benefits as well and so with conversations with the leadership of FOP and working with them on some other concerns city – city issues around benefits for their members, we look forth to continuing that work. That's all Mr. President.

President Gregory: Declare it - - I even said the wrong thing. Go ahead Ms. Cabrera.

Mr. Wright: Right.

Ms. Cabrera: I too share the sentiment of my colleagues in that we're now in a whole new cycle and hoping that these negotiations take place earlier than later so we can get this moving along so we're not voting on something that's two, you know, two years old. And, you know, just remember the people out here doing their jobs and everyone else got what they needed and we're still, you know, we're now finally passing this. So, just hoping that moving forward, this doesn't happen again.

President Gregory: Clerk, call the roll.

Upon a motion of Mr. Freel, seconded by 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 Congo, Darius Brown, Shabazz, Dorsey Walker, Williams, Freel, Michael Brown, Cabrera and Wright, and Council President Gregory. Total, ten. Nays, none. Absent, Council Members Chukwuocha, Prado and Walsh. Total, three.

President Gregory: Declare it adopted.

Mr. Freel presented and called for the first and second reading Ordinance No. 16-054 (Agenda #4280) 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)

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 Finance Committee. Motion prevailed.

Mr. Freel presented and called for the first and second reading Ordinance No. 16-055 (Agenda #4281) 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)

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 Finance Committee. Motion prevailed.

President Gregory: Mr. Michael Brown.

Mr. Michael Brown: Yes Mr. President, thanks for recognizing me, nothing tonight.

President Gregory: Ms. Cabrera.

Ms. Cabrera: Nothing this evening sir, thank you.

President Gregory: Mr. Wright.

Mr. Wright: No legislation.

**PETITIONS AND COMMUNICATIONS**

There were no petitions and communications this evening.

**ADJOURNMENT**

Upon a motion of Mr. Wright, seconded by Mr. Williams/Mr. Michael Brown, Council adjourned at 6:50 p.m. Motion prevailed.

Attest:   
Maribel Seijo, City Clerk