

*Wilmington, Delaware
Louis L. Redding
City/County Building
October 19, 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 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 Oliver, Harlee, Turner, McCoy, Williams, Freil, Adams, Dixon, Guy and Walsh, and Council President Shabazz. Total, eleven. Absent with leave, Council Members Chukwuocha and Congo. Total, two.

MINUTES

After reading a portion of the minutes of October 5, 2017, upon a motion of Council Member Walsh, seconded by Council Member Freil, it was moved they be accepted as written. Motion prevailed.

REPORT OF COMMITTEES

The City Clerk read the following committee report:

<u>Public Safety Committee Member</u>	<u>Present</u>	<u>Absent with Leave</u>	<u>Absent w/out Leave</u>
Loretta Walsh, Chair		X	
Michelle Harlee	X		
Yolanda McCoy	X		
Charles M. "Bud" Freil	X		
Ciro Adams	X		
President Hanifa Shabazz, Ex Officio	X		

President and Members of Council of
The City of Wilmington

October 9, 2017

Ladies and Gentlemen:

We, your Public Safety Committee, to who was referred **Substitute No. 1 to Ordinance No. 17-023** entitled:

AN ORDINANCE TO AMEND CHAPTER 36 OF THE CITY CODE TO CREATE THE GUN OFFENDER REGISTRATION ACT

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

Respectfully submitted, Members of
Public Safety Committee
/s/Michelle Harlee
/s/Yolanda McCoy
/s/Charles M. Freel
/s/Ciro Adams
/s/Hanifa Shabazz, Ex Officio Member

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

The City Clerk read the following committee report:

<u>Education, Youth & Families Committee Member</u>	<u>Present</u>	<u>Absent with Leave</u>	<u>Absent w/out Leave</u>
Nnamdi O. Chukwuocha, Chair		X	
Ernest "Trippi" Congo, II		X	
Va'Shun "Vash" Turner	X		
Charles M. "Bud" Freel	X		
Michelle Harlee, Vice-Chair	X		
President Hanifa Shabazz, Ex Officio	X		

President and Members of Council of
The City of Wilmington

October 11, 2017

Ladies and Gentlemen:

We, your Education, Youth & Families Committee, to who was referred
Ordinance No. 17-036 entitled:

AN ORDINANCE TO AUTHORIZE AND APPROVE AN EXTENSION TO A CONTRACT BETWEEN THE CITY OF WILMINGTON AND PREFERRED MEAL SYSTEMS, INC.

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

Respectfully submitted, Members of
Education, Youth & Families Committee
/s/Va'Shun Turner
/s/Charles M. Freel
/s/Michelle Harlee, 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.

TREASURER'S REPORT

The following Treasurer's Report as of October 19, 2017, was read into the record by City Clerk and upon a motion of Council Member Walsh, seconded by Council Members Freel, the Report was received, recorded and filed. Motion prevailed.

Note: The Treasurer's Report is included herein as an insert from Page 4 to Page 5.

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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 October 19, 2017


Cash on Hand:

General Account	M & T Bank	\$10,067,805.24
Central Deposit	M & T Bank	\$36,274.63
Payroll	M & T Bank	\$330,277.94
Total Petty Cash Accounts	M & T Bank	\$11,523.33
Grant-In-Aid	M & T Bank	\$231,734.67
Evidence/Found Currency Account	M & T Bank	\$737,843.60
Rent Withholding Escrow	M & T Bank	\$4,137.97
Capital Projects Account	M & T Bank	\$1.00
Cement Workers Escrow	WSFS Bank	\$33,537.55
Police Department Discretionary	M & T Bank	\$34,639.66
Pension Payroll Account	M & T Bank	\$21,662.98
Old Non-Uniform Pension Account -Plan 1	M & T Bank	\$34.81
Non-Uniform Pension-Plan 2	M & T Bank	\$1,072.18
Non-Uniform Pension Act of 1990-Plan 3	M & T Bank	\$384,667.64
Police Pension Account	M & T Bank	\$553,317.43
Fire Pension Account	M & T Bank	\$127,153.19
Worker's Comp 3rd Party Account	M & T Bank	\$26,881.00
Retiree Healthcare Account	M & T Bank	\$474,122.94
SubTotal		\$13,076,687.76
Total Cash on Hand		\$13,076,687.76

INVESTMENTS OCTOBER 19, 2017:

Fund	Institution	Invest. Type	Maturity Date	Interest Rate	Interest Receivable	Investment Amount
GENERAL FUND:						
General	WSFS	CD	10/26/2017	1.12%	\$8,469.04	\$3,000,000.00
General	WSFS	CD	10/30/2017	1.12%	\$8,100.82	\$3,000,000.00
General	WSFS	CD	10/31/2017	1.10%	\$5,605.48	\$3,000,000.00
General	WSFS	CD	11/8/2017	1.10%	\$4,155.44	\$2,507,000.75
General	WSFS	CD	11/15/2017	1.12%	\$6,520.55	\$2,500,000.00
General	WSFS	CD	11/28/2017	1.12%	\$7,517.81	\$2,500,000.00
General	TD	CD	11/28/2017	1.08%	\$13,500.00	\$5,000,000.00
General	TD	CD	12/7/2017	1.06%	\$6,772.22	\$2,500,000.00
General	TD	CD	12/20/2017	1.06%	\$6,183.33	\$2,000,000.00
General	TD	CD	12/28/2017	1.09%	\$7,342.36	\$2,500,000.00
General	TD	CD	1/11/2018	1.09%	\$7,402.08	\$2,500,000.00
General	WSFS	CD	1/18/2018	1.12%	\$8,208.22	\$2,500,000.00
General	WSFS	CD	2/1/2018	1.12%	\$9,282.19	\$2,500,000.00
General ¹	WSFS	CD	11/15/2017	1.12%	\$50,390.66	\$15,492,410.16
SUB-TOTAL:						\$51,499,410.91
CAPITAL FUND:						
Capital	TD	CD	10/26/2017	1.12%	\$74,666.67	\$20,000,000.00
Capital	TD	CD	10/26/2017	1.12%	\$32,760.00	\$8,775,000.00
Capital	WSFS	CD	11/1/2017	1.10%	\$23,289.86	\$7,360,000.00
SUB-TOTAL:						\$36,135,000.00
RISK MGMT:						
Risk Management	WSFS	CD	7/11/2018	1.25%	\$98,995.64	\$7,919,651.00
Worker's Comp	WSFS	CD	7/11/2018	1.25%	\$98,995.64	\$7,919,651.00
Retiree Medical Escrow	Vanguard-OPEB					\$18,777,448.00
SUB-TOTAL:						\$34,616,750.00
PENSION FUND:						
Non-Uniform 1990	WSFS	CD	10/31/2017	1.12%	\$4,546.58	\$4,490,000.00
Fire Pension	WSFS	CD	10/31/2017	1.12%	\$1,057.51	\$1,044,358.00
Escrow Pension	Edgar Lomax					\$21,185,013.00
Escrow Pension	Vanguard Fixed					\$37,585,366.00
Escrow Pension	Earnest Partners					\$21,748,188.00
Escrow Pension	Wilmington Trust					\$37,630,356.00
Escrow Pension	Vanguard Stock Index					\$39,919,280.00
Escrow Pension	Artisan Global					\$7,658,864.00
Escrow Pension	Dodge & Cox					\$10,897,237.00
Escrow Pension	Fidelity					\$18,781,155.00
Escrow Pension	Harding Loevner					\$7,721,858.00
Escrow Pension	MFS Management					\$21,285,973.00
SUB-TOTAL:						\$229,947,648.00
OTHER:						
Deferred Comp.	MassMutual					\$45,892,041.67
Total Investments						\$398,090,850.58
Total Cash on Hand						\$13,076,687.76
Grand Total						\$411,167,538.34

¹ Budget Reserve


 Velda Jones-Potter, City Treasurer

NON-LEGISLATIVE BUSINESS

Upon a motion of Council Member Walsh, seconded by Council Member Freel, the following non-legislative resolutions were accepted into the record and motion prevailed:

- | | |
|-------------|---|
| All Council | Recognize Victims of Recent Disasters |
| Chukwuocha | Recognize Amazing Women of Faith 2017 – Dr. Dorothy Bell, Patricia Troy Brooks, Marlen Daniel, Dawn Moss, City Treasurer Velda Jones-Potter, Michelle Primeaux and Pastor Judy Shipley |
| Shabazz | Sympathy Phyllis King |
| Shabazz | Sympathy Elaine (Smith) Chandler |
| Shabazz | Recognize Delaware Military Academy Cadets Jasmine Crespo, Matthew Deputy, Angelina Frase, Allison Handlin, Emily Jones, Joshua LeVan, Paige Lynch, Ayana Rodriguez, Giovanna Sparagna and Madison Williams (Wilmington Health and Wellness Day volunteers) |
| Williams | Sympathy Jane McComas |
| Williams | Sympathy Louis J. Amabili |
| Williams | Recognize Westside Grows, Pastor Lottie Lee, Adele Meehan and Wilmington’s Department of Public Works (Better Block Project) |

Note: During this time, active duty Staff Sergeant Smith was acknowledged being in the audience this evening.

LEGISLATIVE BUSINESS

President Shabazz: Beginning with Councilman Chukwuocha that I believe Councilman Freel will present on his behalf.

Council Member Freel: Yes, I think there’s one Ordinance for third and final and two Resolutions.

On behalf of Council Member Chukwuocha, Council Member Freel presented and called for the third and final reading Ordinance No. 17-036 (Agenda #4417) entitled:

AN ORDINANCE TO AUTHORIZE AND APPROVE AN
EXTENSION TO A CONTRACT BETWEEN THE CITY OF
WILMINGTON AND PREFERRED MEAL SYSTEMS, INC.

The Ordinance was before the Council for its consideration and Council Member Freel spoke on the purpose of the Ordinance.

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 Oliver, Harlee, Turner, McCoy, Williams,

Freel, Adams, Dixon, Guy and Walsh, and Council President Shabazz. Total, eleven. Nays, none. Absent, Council Members Chukwuocha and Congo. Total, two.

President Shabazz declared the Ordinance adopted.

On behalf of Chukwuocha, Council Member Freel presented Resolution No. 17-071 (Agenda #4419) 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 Parks and Recreation, applied for an Outdoor Recreation, Parks and Trails Grant from the Delaware Department of Natural Resources and Environmental Control in the amount of \$100,000.00; and

WHEREAS, the proposed grant funds will be used to replace the playground equipment at Speakman Park with new, safe equipment and improve access to the playground by improving the walkways around it, and

WHEREAS, the Department of Parks and Recreation has offered \$300,000 in matching funds from the 2016 Parks Capital Budget as matching funds to support its application; 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 Department of Parks and Recreation's grant application to the Delaware Department of Natural Resources and Environmental Control in the amount of \$100,000.00 is hereby authorized.

BE IT FURTHER RESOLVED that the Director of Parks and Recreation, or his designee, shall be authorized to take all necessary actions to accept any and all funds associated with the grant application and to fulfill the grant requirements.

FISCAL IMPACT STATEMENT: There is no negative fiscal impact on the City, because the offered matching funds were budgeted in the 2016 Parks Capital budget.

The Resolution was before the Council for its consideration and Council Member Freel spoke on the purpose of the Resolution.

Upon a motion of Council Member Freel, 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 Oliver, Harlee, Turner, McCoy, Williams, Freel, Adams, Dixon, Guy and Walsh, and Council President Shabazz. Total, eleven. Nays, none. Absent, Council Members Chukwuocha and Congo. Total, two.

President Shabazz declared the Resolution adopted.

On behalf of Council Member Chukwuocha, Council Member Freel presented Resolution No. 17-072 (Agenda #4420) 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 Delaware Department of Natural Resources and Environmental in coordination with the City's Department of Parks and Recreation, sought a grant from the United States Department of the Interior, National Park Service; and

WHEREAS, National Park Service has agreed to provide an Outdoor Recreation Legacy Partnership program grant in the amount of \$306,447 is hereby authorized.

BE IT FURTHER RESOLVED that the Director of Parks and Recreation, or his designee, shall be authorized to take all necessary actions to accept any and all funds associated with accepting the grant and to fulfill the grant requirements.

FISCAL IMPACT STATEMENT: There is no negative fiscal impact on the City.

The Resolution was before the Council for its consideration and Council Member Freel spoke on the purpose of the Resolution.

Council Member Guy raised a question on the difference of the dollar amounts for the various grant Resolutions and Council Member Freel responded.

Upon a motion of Council Member Freel, 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 Oliver, Harlee, Turner, McCoy, Williams, Freel, Adams, Dixon, Guy and Walsh, and Council President Shabazz. Total, eleven. Nays, none. Absent, Council Members Chukwuocha and Congo. Total, two.

President Shabazz declared the Resolution adopted.

President Shabazz: Council Member Oliver, any legislation tonight?

Council Member Oliver: No legislation Madam President.

President Shabazz: Council Member Harlee.

Council Member Harlee: Yes Madam President, I have Ordinance 4421 to present and call for the first and second reading.

Council Member Harlee presented and called for the first and second reading Ordinance No. 17-037 (Agenda #4421) entitled:

AN ORDINANCE TO ENACT CERTAIN PARKING REGULATIONS

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

Council Member Harlee: That's all for me tonight.

President Shabazz: Thank you. Council Member Turner.

Council Member Turner: No legislation tonight Madam President.

President Shabazz: Council Member McCoy.

Council Member McCoy: Nothing tonight Madam President.

President Shabazz: Council Member Dixon.

Council Member Dixon: Yes, I have a – Madam President, I have a Resolution to present on your behalf.

On behalf of President Shabazz, Council Member Dixon presented Resolution No. 17-073 (Agenda #4422) as follows:

WHEREAS, the nonprofit organization Charity Crossing recently organized a petition to recognize February 14, 2018 as “Socks for the Homeless Day” in Delaware to raise awareness of individuals, families, and others experiencing homelessness in the State of Delaware and the City of Wilmington and to encourage citizens to contribute to organizations that provide socks to those experiencing homelessness in our communities; and

WHEREAS, the total number of people experiencing homelessness in Delaware in 2016 was estimated by the United States Department of Housing and Urban Development to be 750 individuals and 317 people in families with children. Among individuals, there were an estimated 51 unaccompanied youth, 107 veterans, and 65 people who chronically experience homelessness; and

WHEREAS, the total number of people who experienced homeless in 2016 increased by 12.3 percent since 2015, and an estimated 4.8 percent of those experiencing homelessness in Delaware were unsheltered in 2016; and

WHEREAS, as colder weather approaches, individuals, families, and others experiencing homelessness who lack access to amenities such as socks will face an

increased risk of negative health impacts including frostbite, sepsis, deep bone infections, polyneuropathy, and neuropathic ulcers; and

WHEREAS, the petition to recognize February 14, 2018 as “Socks for the Homeless Day” could help spread awareness of a serious issue and help bring vital services to one of our most vulnerable populations.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF WILMINGTON, that City Council supports Charity Crossing’s petition to recognize February 14, 2018 as “Socks for the Homeless Day.” Furthermore, City Council implores individuals and organizations in the City of Wilmington and the State of Delaware to be mindful of those experiencing homelessness in our communities, especially as cold weather approaches.

The Resolution was before the Council for its consideration and Council Member Dixon spoke on the purpose of the Resolution.

Council Member Harlee commented and requested to be added as a cosponsor.

President Shabazz made some comments.

Council Member Walsh made some comments.

Council Members Oliver, Walsh and Williams requested to be added as a cosponsor.

Upon a motion of Council Member Dixon, seconded by Council Members Williams 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: Council Members Oliver, Harlee, Turner, McCoy, Williams, Freel, Adams, Dixon, Guy and Walsh, and Council President Shabazz. Total, eleven. Nays, none. Absent, Council Members Chukwuocha and Congo. Total, two.

President Shabazz declared the Resolution adopted.

President Shabazz: Council Member Williams.

Council Member Williams: Madam President, I had an Ordinance for third and final reading, however, in the interest of getting further understanding, more education, more input, more evaluation, I’m going to hold it at this time.

Council Member Williams held Substitute No. 1 to Ordinance No. 17-023 (Rev. 1 to Agenda #4380).

President Shabazz: Council Member Freel.

Council Member Freel: Yes, I have a number of Ordinances for first and second.

Council Member Freel presented and called for the first and second reading Ordinance No. 17-038 (Agenda #4423) entitled:

AN ORDINANCE TO AMEND CHAPTER 34 OF THE
CITY CODE RELATING TO THE HOUSING CODE
AND VACANT PROPERTY REGISTRATION PROGRAM

The above Ordinance was given two separate readings by title only and upon a motion of Council Member Freel, seconded by Council Member Walsh, the Ordinance was received, recorded and referred to the Community Development & Urban Planning Committee. Motion prevailed.

Council Member Freel presented and called for the first and second reading Ordinance No. 17-039 (Agenda #4424) entitled:

AN ORDINANCE TO AMEND CHAPTER 5 OF THE
WILMINGTON CITY CODE RELATING TO RENTAL
BUSINESS LICENSES

The above Ordinance was given two separate readings by title only and upon a motion of Council Member Freel, seconded by Council Member Walsh, the Ordinance was received, recorded and referred to the Community Development & Urban Planning Committee. Motion prevailed.

Council Member Freel presented and called for the first and second reading Ordinance No. 17-040 (Agenda #4425) entitled:

AN ORDINANCE TO AMEND CHAPTER 5 OF THE
WILMINGTON CITY CODE RELATIG TO PUBLIC
NUISANCES

The above Ordinance was given two separate readings by title only and upon a motion of Council Member Freel, seconded by Council Members Walsh and Dixon, the Ordinance was received, recorded and referred to the Community Development & Urban Planning Committee. Motion prevailed.

Council Member Freel presented and called for the first and second reading Ordinance No. 17-041 (Agenda #4426) entitled:

AN ORDINANCE TO AMEND CHAPTER 5 OF THE
CITY CODE RELATING TO MANDATORY LANDLORD
TRAINING AS A CONDITION FOR RENTAL
BUSINESS LICENSES

The above Ordinance was given two separate readings by title only and upon a motion of Council Member Freel, seconded by Council Members Walsh and Dixon, the Ordinance was received, recorded and referred to the Community Development & Urban Planning Committee. Motion prevailed.

Council Member Freel presented and called for the first and second reading Ordinance No. 17-042 (Agenda #4427) entitled:

AN ORDINANCE TO AMEND THE CAPITAL IMPROVEMENTS PROGRAM FOR THE SIX FISCAL YEARS 2012-2017 BY AMENDING ORDINANCE NO. 11-014

The above Ordinance was given two separate readings by title only and upon a motion of Council Member Freel, seconded by Council Member Walsh, the Ordinance was received, recorded and referred to the Finance & Economic Development Committee. Motion prevailed.

Council Member Freel presented and called for the first and second reading Ordinance No. 17-043 (Agenda #4428) entitled:

AN ORDINANCE TO AMEND THE CAPITAL BUDGET FOR FISCAL YEAR 2012 BY AMENDING ORDINANCE NO. 11-015

The above Ordinance was given two separate readings by title only and upon a motion of Council Member Freel, seconded by Council Member Walsh, the Ordinance was received, recorded and referred to the Finance & Economic Development Committee. Motion prevailed.

Council Member Freel presented and called for the first and second reading Ordinance No. 17-044 (Agenda #4429) entitled:

AN ORDINANCE TO AMEND THE CAPITAL IMPROVEMENTS PROGRAM FOR THE SIX FISCAL YEARS 2006-2011 BY AMENDING ORDINANCE NO. 05-016

The above Ordinance was given two separate readings by title only and upon a motion of Council Member Freel, seconded by Council Member Walsh, the Ordinance was received, recorded and referred to the Finance & Economic Development Committee. Motion prevailed.

Council Member Freel presented and called for the first and second reading Ordinance No. 17-045 (Agenda #4430) entitled:

AN ORDINANCE TO AMEND THE CAPITAL BUDGET
FOR FISCAL YEAR 2006 BY AMENDING ORDINANCE
NO. 11-015

The above Ordinance was given two separate readings by title only and upon a motion of Council Member Freel, seconded by Council Member Walsh, the Ordinance was received, recorded and referred to the Finance & Economic Development Committee. Motion prevailed.

Council Member Freel clarified to make sure that agenda #4428 is referred to Finance & Economic Development Committee.

Clarification was so noted by Maribel Seijo, City Clerk.

President Shabazz: Council Member Adams.

Council Member Adams: No legislation this evening ma'am.

President Shabazz: Council Member Dixon again.

Council Member Dixon: Nothing tonight Madam President.

President Shabazz: Thank you. Council Member Guy.

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

Council Member Guy presented Resolution No. 17-074 (Agenda #4431) as follows:

WHEREAS, it is beyond dispute that governments have a legitimate and important interest in promoting public safety to include prevention of mass shootings; and

WHEREAS, the proliferation of guns in, moving through, and being used in Wilmington, Delaware have lead to the City of Wilmington and the State of Delaware being offensively labeled Murdertown USA; and

WHEREAS, when a single pull of a gun trigger results in a continuous stream of bullets being shot, the gun is generally considered to be an automatic weapon, the sale of which is regulated; and

WHEREAS, legal semiautomatic weapons can be easily modified to operate like a fully automatic machine gun using devices that are easily purchased such as a bump stock or gat crank; and

WHEREAS, the "bump stock" is one of a few attachments that can make a rifle more dangerous facilitating a semi-automatic weapon to fire as if it were an automatic, with the recoil working with the action of the springing stock to continually

fire rounds so long as the shooter keeps a finger on the trigger. *Murphy v. Guerrero*, 2016 U.S. Dist. LEXIS 1356844 (D.N. Mar. I. Sep. 28, 2016); and

WHEREAS, citing the reasoning in *United States v. Henry*, 688 F. 3d 637, 638 (9th Cir. 2012), with respect to the regulation of the “bump stock”, a federal district Court Judge believes that this type of attachment can be restricted without running afoul of the Second Amendment because it is an attachment that effectively converts a lawful weapon into an unlawful weapon. *Murphy v. Guerrero*, 2016 U.S. Dist. LEXIS 135684 (D. N. Mar. I. Sep. 28, 2016); and

WHEREAS, Council deems it appropriate to request the Delaware Attorney General to complete a study identifying the present lawfulness of these devices under Delaware law, convene a public hearing to obtain public input from all stake holders regarding these devices, and to make post-hearing recommendation identifying whether there are any changes in Delaware law that are warranted.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF WILMINGTON, that the Council deems it appropriate to request the Delaware Attorney General to perform a study and issue a report identifying the present lawfulness, under Delaware law, of these devices that essentially modify weapons to operate like a fully automatic machine gun, convene a public hearing to obtain input on the results of the study, and make recommendations for any changes in Delaware law that are warranted.

The Resolution was before the Council for its consideration and Council Member Guy spoke on the purpose of the Resolution and made some comments.

Council Member Williams made some comments.

Upon a motion of Council Member Guy, 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 Oliver, Harlee, Turner, McCoy, Williams, Freel, Adams, Dixon, Guy and Walsh, and Council President Shabazz. Total, eleven. Nays, none. Absent, Council Members Chukwuocha and Congo. Total, two.

President Shabazz: Declare it adopted.

Council Member Guy: That’s all I have Madam Chair.

President Shabazz: Thank you. Councilwoman Walsh.

Council Member Walsh: Yes Madam President, I have three Resolutions.

Council Member Walsh presented Resolution No. 17-075 (Agenda #4432) 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 \$91,000.00; and

WHEREAS, the proposed grant funds would be used to purchase new Fatal Collision Equipment and obtain training, software, maintenance, and batteries for it as well as to purchase two rescue patrol unmanned aerial vehicles for use by the Forensic Unit as part of a statewide coordinated program; and

WHEREAS, no matching funds are required; 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 Wilmington Police Department's grant application to the State of Delaware in the amount of \$91,000.00 is hereby authorized.

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

FISCAL IMPACT STATEMENT: There is no negative fiscal impact on the City, because no local matching funds are required by the grant.

The Resolution was before the Council for its consideration and Council Member Walsh spoke on the purpose of the Resolution.

Upon a motion of Council Member Walsh, 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 Oliver, Harlee, Turner, McCoy, Williams, Freel, Adams, Dixon, Guy and Walsh, and Council President Shabazz. Total, eleven. Nays, none. Absent, Council Members Chukwuocha and Congo. Total, two.

President Shabazz: Declare it adopted.

Council Member Walsh presented Resolution No. 17-076 (Agenda #4433) as follows:

WHEREAS, pursuant to Section 2-373 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, applied for a Fund to Combat Violent Crime Grant from the State of Delaware in the amount of \$393,251.85; and

WHEREAS, the proposed grant funds would be used for an overtime program focused on combatting violent crime using intelligence driven data to direct the overtime to particular areas and utilizing patrols, walking assignments, tactical response initiatives, and plain clothes operations; and

WHEREAS, no matching funds are required; 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 Wilmington Police Department's grant application to the State of Delaware in the amount of \$393,251.85 is hereby authorized.

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

FISCAL IMPACT STATEMENT: There is no negative fiscal impact on the City, because no local matching funds are required by the grant.

The Resolution was before the Council for its consideration and Council Member Walsh spoke on the purpose of the Resolution.

Upon a motion of Council Member Walsh, 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 Oliver, Harlee, Turner, McCoy, Williams, Freel, Adams, Dixon, Guy and Walsh, and Council President Shabazz. Total, eleven. Nays, none. Absent, Council Members Chukwuocha and Congo. Total, two.

President Shabazz: Declare it adopted.

Council Member Walsh presented Resolution No. 17-077 (Agenda #4434) 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, applied for and Edward Byrne Memorial Justice Assistance Grant from the U.S. Department of Justice in the amount of \$218,603.00; and

WHEREAS, the proposed grant funds would be used for anti-violence overtime and the salary for one civilian cold case investigator; and

WHEREAS, no matching funds are required; 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 Wilmington Police Department's grant application to the U.S. Department of Justice in the amount of \$218,603.00 is hereby authorized.

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

FISCAL IMPACT STATEMENT: There is no negative fiscal impact on the City, because no local matching funds are required by the grant.

The Resolution was before the Council for its consideration and Council Member Walsh spoke on the purpose of the Resolution.

Upon a motion of Council Member Walsh, seconded by Council Members Williams and Dixon, 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 Oliver, Harlee, Turner, McCoy, Williams, Freel, Adams, Dixon, Guy and Walsh, and Council President Shabazz. Total, eleven. Nays, none. Absent, Council Members Chukwuocha and Congo. Total, two.

President Shabazz: Declare it adopted.

Council Member Walsh: That's all I have this evening and thank you for chairing the Public Safety meeting too.

President Shabazz: My pleasure.

PETITIONS AND COMMUNICATIONS

Council Members announced civic association/community and committee meetings as well as community events/activities throughout their district. Council Members also spoke on the following: Police Department was congratulated; the News Journal was commended; environmental solutions and justice issues and including but not limited to the importance of attendance and participation at Council committee meetings.

ADJOURNMENT

Upon a motion of Council Member Walsh, seconded by Council Members Freel and Dixon, Council adjourned at 7:31 p.m. Motion prevailed.

Attest: 
Maribel Seijo, City Clerk