

*Wilmington, Delaware  
Louis L. Redding  
City/County Building  
January 18, 2018*

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 Chukwuocha, Congo, Oliver, Harlee, McCoy, Williams, Freel, Adams, Dixon, Guy, Walsh and Council President Shabazz. Total, twelve. Absent with leave, Council Member Turner. Total, one.

### **MINUTES**

After reading a portion of the minutes of January 11, 2018, upon a motion of Council Member Walsh, seconded by Council Member Freel, it was moved they be accepted as written. Motion prevailed.

### **REPORT OF COMMITTEES**

The City Clerk read the following committee report:

<b><u>Community Development &amp; Urban Planning Committee Members</u></b>	<b><u>Present</u></b>	<b><u>Absent with Leave</u></b>	<b><u>Absent w/out Leave</u></b>
Rysheema Dixon, Chair	X		
Nnamdi O. Chukwuocha	X		
Yolanda McCoy, Vice-Chair	X		
Ernest "Trippi" Congo, II	X		
Zanthia Oliver		X	
Va'Shun "Vash" Turner	X		
President Hanifa Shabazz, Ex Officio	X		

President and Members of Council of  
The City of Wilmington

January 10, 2018

Ladies and Gentlemen:

We, your Community Development & Urban Planning Committee, to who was referred **Substitute No. 1 to Ordinance No. 17-026** entitled:

AMEND CHAPTER 3 OF THE CITY CODE REGARDING SUPPORT  
ANIMALS

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

Respectfully submitted, Members of  
Community and Economic Development Committee  
/s/Rysheema Dixon, Chair  
/s/Nnamdi O. Chukwuocha  
/s/Yolanda McCoy, Vice-Chair  
/s/Ernest "Trippi" Congo, II  
/s/Va'Shun "Vash" Turner  
/s/Hanifa Shabazz

Upon a motion of Council Member Dixon, 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 January 18, 2018, was read into  
the record by City Clerk and upon a motion of Council Member Walsh, seconded by  
Council Members Freel and McCoy, the Report was received, recorded and filed.  
Motion prevailed.

*Note: The Treasurer's Report is included herein as an insert from Page 3 to Page 4.*

# 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 January 18, 2018

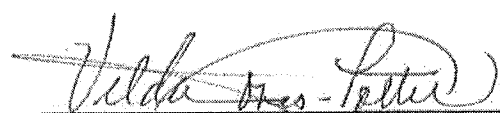
### Cash on Hand:

General Account	M & T Bank	\$8,178,491.26
Central Deposit	M & T Bank	\$38,986.60
Payroll	M & T Bank	\$2,625,147.51
Total Petty Cash Accounts	M & T Bank	\$12,268.63
Grant-In-Aid	M & T Bank	\$231,734.67
Evidence/Found Currency Account	M & T Bank	\$924,478.49
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	\$30,383.69
Pension Payroll Account	M & T Bank	\$28,148.56
Old Non-Uniform Pension Account -Plan 1	M & T Bank	\$34.81
Non-Uniform Pension-Plan 2	M & T Bank	\$18,892.30
Non-Uniform Pension Act of 1990-Plan 3	M & T Bank	\$217,094.26
Police Pension Account	M & T Bank	\$264,269.94
Fire Pension Account	M & T Bank	\$57,956.31
Worker's Comp 3rd Party Account	M & T Bank	\$33,833.20
Retiree Healthcare Account	M & T Bank	\$393,735.39
<b>SubTotal</b>		<b>\$13,093,132.14</b>
<b>Total Cash on Hand</b>		<b>\$13,093,132.14</b>

**INVESTMENTS JANUARY 18, 2018:**

Fund	Institution	Invest. Type	Maturity Date	Interest Rate	Interest Receivable	Investment Amount
<b>GENERAL FUND:</b>						
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	TD	CD	2/1/2018	1.14%	\$6,586.67	\$2,000,000.00
General	WSFS	CD	2/8/2018	1.35%	\$3,710.07	\$2,006,183.33
General	WSFS	CD	2/15/2018	1.38%	\$4,631.51	\$2,500,000.00
General	TD	CD	2/22/2018	1.32%	\$4,730.00	\$3,000,000.00
General	TD	CD	2/27/2018	1.37%	\$5,820.52	\$2,507,342.36
General	WSFS	CD	2/27/2018	1.38%	\$4,622.37	\$2,004,234.52
General	WSFS	CD	3/8/2018	1.30%	\$5,150.59	\$2,508,402.08
General <sup>1</sup>	WSFS	CD	1/30/2018	1.25%	\$40,453.86	\$15,542,800.82
<b>SUB-TOTAL:</b>						<b>\$37,068,963.11</b>
<b>CAPITAL FUND:</b>						
Capital	TD	CD	4/26/2018	1.25%	\$126,388.89	\$20,000,000.00
Capital	TD	CD	1/25/2018	1.25%	\$11,284.25	\$6,590,000.00
Capital	WSFS	CD	1/25/2018	1.25%	\$11,592.47	\$6,770,000.00
<b>SUB-TOTAL:</b>						<b>\$33,360,000.00</b>
<b>RISK MGMT:</b>						
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					\$19,541,972.00
<b>SUB-TOTAL:</b>						<b>\$35,381,274.00</b>
<b>PENSION FUND:</b>						
Non-Uniform 1990	WSFS	CD	1/30/2018	1.30%	\$5,691.00	\$4,842,000.00
Fire Pension	WSFS	CD	1/30/2018	1.30%	\$755.74	\$643,000.00
Police Pension	WSFS	CD	1/30/2018	1.30%	\$567.51	\$482,854.00
Escrow Pension	Edgar Lomax					\$22,745,884.00
Escrow Pension	Vanguard Fixed					\$37,513,437.00
Escrow Pension	Earnest Partners					\$23,462,137.00
Escrow Pension	Wilmington Trust					\$37,566,232.00
Escrow Pension	Vanguard Stock Index					\$41,941,964.00
Escrow Pension	Artisan Global					\$7,996,003.00
Escrow Pension	Dodge & Cox					\$11,272,824.00
Escrow Pension	Fidelity					\$19,672,751.00
Escrow Pension	Harding Loevner					\$8,235,889.00
Escrow Pension	MFS Management					\$22,647,549.00
<b>SUB-TOTAL:</b>						<b>\$239,022,524.00</b>
<b>OTHER:</b>						
Deferred Comp.	MassMutual					\$47,656,404.71
<b>Total Investments</b>						<b>\$392,489,165.82</b>
<b>Total Cash on Hand</b>						<b>\$13,093,132.14</b>
<b>Grand Total</b>						<b>\$405,582,297.96</b>

<sup>1</sup> Budget Reserve

  
**Velda Jones-Potter, City Treasurer**

## NON-LEGISLATIVE BUSINESS

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

All Council	Retirement Matt Razze (42 Years)
All Council	Retirement Beverly Stokes (45 Years)
All Council	Sympathy Barbara DelleDonne
Guy	Sympathy Darrell Guy
Harlee	Recognize Shirelle Hogans
Oliver	Recognize National Association of Black Veterans – Chapter 94
Shabazz	Recognize Mason Ewing Witcher
Shabazz	Sympathy Jeanette C. DiEnna
Shabazz	Sympathy Jereld Cecil Robinson
Turner	Sympathy Jereline Hinson
Walsh	Sympathy Patrick J. Mulvena, Wilmington Fire Department (Retired)
Walsh	Sympathy Sheila Donovan DiSabatino
Williams	Sympathy James Turner, III

## LEGISLATIVE BUSINESS

President Shabazz: Council Member Chukwuocha.

Council Member Chukwuocha: Yes Madam President, I have a Resolution to present and call for third and final reading. I'm sorry, an Ordinance to present and call for the third and final reading.

Council Member Chukwuocha presented and called for the third and final reading Ordinance No. 17-026 (Agenda #4389) entitled:

AN ORDINANCE TO AMEND CHAPTER 3 OF THE CITY  
CODE REGARDING SUPPORT ANIMALS

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

AN ORDINANCE TO AMEND CHAPTER 3 OF THE CITY  
CODE REGARDING SUPPORT ANIMALS

**POLICY STATEMENT:** This proposed Ordinance is designed to provide residents and visitors of the City of Wilmington with access to the resources needed to help alleviate and cope with emotional or mental disabilities through support animals. Research indicates that support animals are effective at reducing emotional and mental health issues, and are becoming a more commonly utilized resource for individuals with various disabilities and conditions. This legislation codifies a definition of support animals and

extends a reasonable accommodation for such animals which mirrors such accommodations afforded to renters and tenants by the Federal Housing Administration. This Ordinance has been driven by research conducted on the topic, and is intended to enhance the quality of life for residents and visitors of the City of Wilmington.

Upon a motion of Council Member Chukwuocha, seconded by Council Member Walsh, the above **Substitute** Ordinance was before the Council for its consideration. Council Member Chukwuocha spoke on the purpose of the Ordinance.

Several Council Members raised questions and made comments.

President Shabazz: The Clerk will call the roll.

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

President Shabazz: Declare it adopted.

Council Member Chukwuocha: Madam President, I have two Resolutions to present on your behalf.

On behalf of President Shabazz, Council Member Chukwuocha presented Resolution No. 18-005 (Agenda #4468) as follows:

**WHEREAS**, City Council supports efforts to create an educational environment in which all students can learn, grow and thrive without experiencing unlawful discrimination based on their gender, race and/or ethnicity, gender identity, appearance or expression, sexual orientation, or any other protected characteristic; and

**WHEREAS**, on July 17, 2017, Governor John Carney issued a memorandum asking the Delaware Department of Education (DDOE) to develop a regulation prohibiting discrimination in Delaware's public-school districts and charter schools and to provide a model anti-discrimination policy these schools could use to address potential discrimination against students; and

**WHEREAS**, on September 20, 2017, DDOE released a draft of Regulation 225, which provides guidelines to help public school districts and charter schools create consistent policies statewide that prohibit discrimination based on gender, race and/or ethnicity, gender identity or expression, sexual orientation, or any other protected characteristic; and

**WHEREAS**, Regulation 225 includes language specifically prohibiting discrimination based on gender identity and expression, language which was not previously included in Title 14 of the Delaware Code, but is consistent with Delaware's Gender Identity Nondiscrimination Act of 2013; and

**WHEREAS**, research has shown that 41 percent of transgender individuals have reported attempting suicide, compared to 4.6 percent of the general population; and

**WHEREAS**, further research has shown that reports of attempted suicide among transgender individuals are higher in certain circumstances, including among those who have been rejected by family members (57 percent), those who have experienced harassment or bullying in school (50 to 54 percent), and those who have experienced physical or sexual violence at school (63 to 78 percent); and

**WHEREAS**, guaranteeing the equal rights of transgender students within Delaware public school districts and charter schools is vital to ensuring the security and well-being of this vulnerable population.

**NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF WILMINGTON**, that the Council strongly supports the Delaware Department of Education's proposed Regulation 225 and all related efforts to foster an educational environment in which all students can learn, grow and thrive without experiencing unlawful discrimination based on their gender, race and/or ethnicity, gender identity, appearance or expression, sexual orientation, or any other protected characteristic.

Upon a motion of Council Member Chukwuocha, seconded by Council Members Walsh and Freel, the above Resolution was before the Council for its consideration. Council Member Chukwuocha spoke on the purpose of the Resolution.

President Shabazz: The Clerk will call the roll.

The Resolution was received, adopted as read and directed to be recorded and filed by the following Yea and Nay Roll Call Vote: Yeas, Council Members Chukwuocha, Congo, Oliver, Harlee, McCoy, Freel, Dixon, Guy and Walsh, and Council President Shabazz. Total, ten. Nays, Council Members Williams and Adams. Total, two. Absent, Council Member Turner. Total, one.

President Shabazz: Declare it adopted.

On behalf of President Shabazz, Council Member Chukwuocha presented Resolution No. 18-006 (Agenda #4469) as follows:

**WHEREAS**, a recent video of men being sold at a slave auction in Libya has sparked international outrage and has put a spotlight on the exploitation of migrant populations not only in Libya but all over the world. The undercover video, filmed by CNN reporters, showed smugglers selling off a dozen men for \$400 each; and

**WHEREAS**, since the ousting of Libya's longtime leader, Muammar Gaddafi, in 2011, Libya has been in a state of unrest. The transitional government was unsuccessful in taking control of the country, which led to the division of the population into several factions of militias, and civil war; and

**WHEREAS**, tackling the Libyan slave trade will require international assistance. Libya is an especially opportune place for slave traders as many migrants and refugees pass through Libya with hopes of crossing over to Europe from Africa; and

**WHEREAS**, the International Organization for Migration, the United Nation's (U.N.) migration agency, said that they had reports of "slave markets" along the migrant routes in North Africa; and

**WHEREAS**, hundreds of thousands of migrants have crossed the Mediterranean at significant risk to themselves and their families. Thousands have died while attempting the journey. Recently, the European Union has cracked down on boats smuggling refugees from Africa, resulting in at least 400,000 migrants being bottled up in Libyan detention camps, creating an environment ripe for extortion; and

**WHEREAS**, the leaders of Libya, France, Germany, Chad, Niger and other countries agreed on a plan to evacuate thousands of migrants in Libyan detention camps; and

**WHEREAS**, the U.N. Security Council held an emergency meeting and said it would be "stepping up its work" to address this issue. However, the U.N. refugee agency is underfunded, and additional funds are especially needed for its operations in sub-Saharan Africa; and

**WHEREAS**, the U.S. Ambassador to the U.N. expressed "To see the pictures of these men being treated like cattle, and to hear the auctioneer describe them as, quote, 'big strong boys for farm work,' should shock the conscience of us all. There are few greater violations of human rights and human dignity than this."; and

**WHEREAS**, in a statement, the U.N. has called for "urgent actions to end Libya's trade in enslaved people." They further stated that, "It is now clear that slavery is an outrageous reality in Libya. The auctions are reminiscent of one of the darkest chapters in human history, when millions of Africans were uprooted, enslaved, trafficked and auctioned to the highest bidder."; and

**WHEREAS**, City Council endorses the content of this statement and is anxious to see further action be taken by Global leaders.

**NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF WILMINGTON**, that Council calls upon the United States Congress, the President of the United States, the United Nations and other international leaders to strongly condemn the Libyan slave trade and promptly take the actions necessary to end this grave injustice to human dignity.

Upon a motion of Council Member Chukwuocha, seconded by Council Member Williams, the above Resolution was before the Council for its consideration. Council Member Chukwuocha spoke on the purpose of the Resolution.

President Shabazz:

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



President Shabazz: Declare it adopted. Council Member Congo.

Council Member Congo: Nothing this evening Madam President. Thank you.

President Shabazz: Council Member Oliver.

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

Council Member Oliver presented Resolution No. 18-007 (Agenda #4470) as follows:

**WHEREAS**, the Main Street model is considered one of the many economic and community development tools used by a locality, and that successful revitalization requires an on-going commitment, continuous attention and full public-private partnership; and

**WHEREAS**, the Delaware Economic Development Office has established the Downtown Delaware Commercial District Affiliate status to assist localities in developing public/private efforts to revitalize their downtown commercial areas; and

**WHEREAS**, interested Delaware cities, towns and communities that are exploring downtown revitalization, including those that may not be eligible or do not desire to meet the “Accredited Main Street USDA requirements” may participate as an Affiliate; and

**WHEREAS**, Affiliate communities have access to Delaware Downtown training opportunities and limited on-site assistance, as resources permit; and

**WHEREAS**, in an effort to continue developing the Brandywine Village area and to further economically revitalize the community within the context of the Main Street approach, the City of Wilmington supports the application of the Old Brandywine Village, Inc. in their pursuit to participate in the Delaware Economic Development Office’s Delaware Commercial District Affiliate Program, and has completed the necessary application.

**NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF WILMINGTON**, that the City Council supports the joint application of the City of Wilmington and the Old Brandywine Village, Inc. to participate in the Delaware Economic Development Office’s Delaware Commercial District Affiliate Program.

**BE IT FURTHER RESOLVED BY THE COUNCIL OF THE CITY OF WILMINGTON**, that resources permitting, the City of Wilmington fully intends to actively support and implement the initiatives developed as a result of Commercial District Affiliate status.

Upon a motion of Council Member Oliver, seconded by Council Members Walsh and Freel, the above Resolution was before the Council for its consideration. Council Member Oliver spoke on the purpose of the Resolution.

Council Member Walsh and President Shabazz made some comments.

President Shabazz: The Clerk will call the roll.

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

President Shabazz: Declare it adopted. Council Member Harlee.

Council Member Harlee: No legislation tonight, thank you Council President.

President Shabazz: Council Member McCoy.

Council Member McCoy: Nothing tonight Madam President.

President Shabazz: Council Member Williams.

Council Member Williams: Nothing this evening, thank you.

President Shabazz: Council Member Freel.

Council Member Freel: Nothing thank you.

President Shabazz: Council Member Adams.

Council Member Adams: No ma'am I have none. Thank you.

President Shabazz: Council Member Dixon.

Council Member Dixon: Nothing tonight Madam President.

President Shabazz: Council Member Guy.

Council Member Guy: I'm yes Madam President, when this agenda was first put out, I had two Resolutions on this agenda. What happened to them?

President Shabazz: You want to present your Resolutions?

Council Member Guy: Huh?

President Shabazz: You're presenting your Ordinance?

Council Member Guy: No, I have two Resolutions that were on this agenda and the other day somebody changed the agenda and removed them. So, I'm wondering why they're not still on here. They were on here for tonight.

President Shabazz: Those - your two – your two Resolutions did not come out of committee. So, therefore to get on the agenda they have to go back to committee. So, you ready to present – you present your ordinance 4467.

Council Member Guy: Ok. Now, those two Resolutions normally don't go to a committee...

President Shabazz: There's no discussion on it. Your discussion is you present your Resolution sir.

Council Member Guy: Ok.

President Shabazz: Present your ordinance rather.

Council Member Guy: Ok. No, I have anything to present tonight because it was supposed to be two Resolutions on here and there's some funny business going on.

President Shabazz: So, you're not presenting the Ordinance on the agenda?

Council Member Guy: We'll just hold this for a minute.

Council Member Guy held Agenda #4467 (Ordinance).

President Shabazz: Ok. Council Member Walsh.

Council Member Walsh: I don't have any legislation this evening, thank you.

### **PETITIONS AND COMMUNICATIONS**

Council Members announced civic associations/community meetings, and committee meetings as well as community events/activities throughout their districts. The following matters were also discussed: Labor statistic percentage and the need to be more business focus; Delaware not making the list for Amazon; Delaware Board of Trade; #MeToo movement; Councilmembers were reminded to attend committee meetings; Council's year in summary, and including but limited to Wilmington Community Advisory Council formerly known as CDC Community Council having its own website [www.WilmCommunityAdvisoryCouncil.org](http://www.WilmCommunityAdvisoryCouncil.org).

**ADJOURNMENT**

Upon a motion of Council Member Walsh, seconded by Council Members  
Freel and Adams, Council adjourned at 8:00 p.m. Motion prevailed.

Attest: Maribel Seijo  
Maribel Seijo, City Clerk