

*City of Wilmington  
Louis L. Redding  
City/County Building  
February 6, 2014*

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, D. Brown, Shabazz, Prado, Dorsey Walker, Williams, Freel, Cabrera, Wright and Council President Gregory. Total, eleven. Absent, Council Members M. Brown and Walsh. Total, two.

### **MINUTES**

After reading a portion of the minutes of January 16, 2014, upon a motion of Mr. Freel, seconded by Mr. Williams, it was moved they be accepted as written. Motion prevailed.

### **REPORT OF COMMITTEES**

No committee reports presented this evening.

### **TREASURER'S REPORT**

The following Treasurer's Report dated February 6, 2014 was read into the record by the City Clerk, and upon a motion of Mr. Freel, seconded by Mr. D. Brown, the Report was received, recorded and filed. Motion prevailed.

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**TO: THE HONORABLE MAYOR AND CITY COUNCIL OF WILMINGTON February 6, 2014**

102	Community Development Block Grant	M & T Bank	\$ 1.00
104	Old Non-Uniform Pension Account	M & T Bank	\$ 1,527.81
105	Police Pension Account	M & T Bank	\$ 5,761.11
106	Fire Pension Account	M & T Bank	\$ 6,247.14
107	Evidence/Found Currency Account	M & T Bank	\$ 118,861.06
108	Rent Withholding Escrow	M & T Bank	\$ 4,137.97
110	Capital Projects Account	M & T Bank	\$ 243,533.59
113	Non-Uniform Pension	M & T Bank	\$ 1,111.82
114	Central Deposit	M & T Bank	\$ 43,393.02
117	Cement Workers	Wilmington Savings Fund	\$ 33,373.68
118	Worker's Comp. 3 <sup>rd</sup> Party Account	M & T Bank	\$ 13,003.24
124	Non-Uniform Pension Act of 1990	M & T Bank	\$ 4,454.31
130	Payroll	M & T Bank	\$ 312,038.62
131	Pension Payroll Account	M & T Bank	\$ 69,858.20
139	Pension Healthcare Account	M & T Bank	\$ <u>4,578.77</u>
	Total Cash on Hand		\$ <b>861,881.34</b>

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FUND CODE	FUND	INSTITUTION	INVEST. TYPE	MATURITY DATE	INTEREST RATE	INTEREST RECEIVABLE	INVESTMENT AMOUNT
116	General	M&T Bank	RP	02/06/14	0.01%	\$ 1.53	\$ 5,578,885.00
116	General	TD	CD	02/07/14	0.25%	\$ 2,205.48	\$ 2,000,000.00
116	General	WSFS	CD	02/07/14	0.30%	\$ 230.13	\$ 2,000,000.00
110	Capital	WSFS	CD	02/19/14	0.30%	\$ 2,515.07	\$ 3,400,000.00
116	General	TD	CD	02/21/14	0.25%	\$ 2,397.26	\$ 2,000,000.00
116	General <sup>1</sup>	TD	CD	02/25/14	0.25%	\$ 4,978.64	\$ 14,537,615.00
124	Non-Uniform 1990	WSFS	CD	02/27/14	0.30%	\$ 667.40	\$ 2,900,000.00
106	Fire Pension	WSFS	CD	02/27/14	0.30%	\$ 172.60	\$ 750,000.00
105	Police Pension	WSFS	CD	02/27/14	0.30%	\$ 96.66	\$ 420,000.00
110	Capital <sup>3</sup>	TD	CD	03/03/14	0.25%	\$ 949.44	\$ 1,540,195.00
116	General	TD	CD	03/07/14	0.25%	\$ 2,520.55	\$ 2,000,000.00
116	General	TD	CD	03/21/14	0.25%	\$ 2,424.66	\$ 2,000,000.00
116	General	WSFS	CD	04/01/14	0.30%	\$ 2,576.71	\$ 1,900,000.00
116	General	TD	CD	04/04/14	0.25%	\$ 2,232.88	\$ 2,000,000.00
116	General	WSFS	CD	04/17/14	0.30%	\$ 2,745.20	\$ 2,000,000.00
116	General	TD	CD	04/25/14	0.25%	\$ 1,816.44	\$ 1,700,000.00
110	Capital	WSFS	CD	05/06/14	0.30%	\$ 18,105.53	\$ 24,476,000.00
116	General	WSFS	CD	06/02/14	0.30%	\$ 3,871.23	\$ 3,000,000.00
116	General	WSFS	CD	06/10/14	0.30%	\$ 2,260.27	\$ 1,375,000.00
116	General	WSFS	CD	06/10/14	0.30%	\$ 1,503.08	\$ 1,375,000.00
514	Risk Management	WSFS	CD	07/11/14	0.30%	\$ 8,687.31	\$ 2,895,775.55
515	Worker's Comp.	WSFS	CD	07/11/14	0.30%	\$ 8,687.31	\$ 2,895,775.55
104	Escrow Pension	Affinity Wealth					\$ 1,498,058.00
104	Escrow Pension	Vanguard					\$ 32,507,109.00
104	Escrow Pension	Black Rock					\$ 26,413,594.00
104	Escrow Pension	Edgar Lomax					\$ 19,580,849.00
104	Escrow Pension	Wilmington Trust					\$ 45,369,994.00
104	Escrow Pension	Manning & Napier					\$ 22,883,555.00
104	Escrow Pension	Earnest Partners					\$ 15,997,676.00
104	Escrow Pension	GMO					\$ 11,621,646.00
104	Escrow Pension	MFS Management					\$ 19,195,965.00
139	Medical Escrow	Black Rock-OPEB					\$ 11,574,604.00
116	Deferred Comp.	MassMutual					\$ 36,502,345.00
	Total Investments						\$ 325,889,641.10
	Total Cash on Hand						\$ 861,881.34
	Grand Total						\$ 326,751,522.44

<sup>1</sup> Budget Reserve

<sup>3</sup> SEU

/s/Henry W. Supinski  
City Treasurer

## NON-LEGISLATIVE BUSINESS

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

D. Brown	Congratulate Bishop George E. Gibson
Cabrera	Celebration of Dia de la Altagracia
Cabrera	Recognize Artist Verna Hart - 30 <sup>th</sup> Anniversary
Freel	Sympathy Louis P. "Lou" Angeli
Freel	Salute Olakunle S. Olundina
Gregory	Recognize the 375 <sup>th</sup> Anniversary of "Black Anthony" one of Delaware's first settlers

## LEGISLATIVE BUSINESS

President Gregory: Mr. Chukwuocha.

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

President Gregory: Mr. Congo.

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

President Gregory: Mr. Darius Brown.

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

President Gregory: Ms. Shabazz.

Ms. Shabazz: Nothing tonight. Thank you.

President Gregory: Mr. Prado.

Mr. Prado: Nothing tonight Mr. President.

President Gregory: Ms. Dorsey Walker.

Ms. Dorsey Walker: Nothing tonight Mr. President. Thank you.

President Gregory: Mr. Williams.

Mr. Williams: Thank you Mr. President, nothing tonight.

President Gregory: Mr. Freel.

Mr. Freel: Mr. President, I have three for first and second reading.

Mr. Freel presented and called for the first and second reading Ordinance No. 14-006 entitled:

AN ORDINANCE TO AMEND CHAPTER 2 OF THE CITY CODE BY AMENDING ORDINANCE NO. 13-004 IN ORDER TO AUTHORIZE THE CITY TREASURER ACCESS TO THE BUDGET RESERVE ACCOUNT FUNDS AT THE END OF A FISCAL YEAR AND REPLENISHMENT OF THE BUDGET RESERVE ACCOUNT FUNDS IN THE ENSUING FISCAL YEAR FOR FISCAL YEAR 2014 ONLY

This Ordinance was given two separate readings by title only and upon a motion of Mr. Freel and duly second, the aforementioned 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. 14-007 entitled:

AN ORDINANCE TO AUTHORIZE A VOLUME LICENSING AGREEMENT WITH MICROSOFT LICENSING, GP, TO LICENSE MICROSOFT COMPUTER SOFTWARE

This Ordinance was given two separate readings by title only and upon a motion of Mr. Freel, seconded by Mr. Williams, the aforementioned 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. 14-008 entitled:

AN ORDINANCE AUTHORIZING CAPITAL PROJECTS OF THE CITY OF WILMINGTON RELATING TO UPGRADES AND IMPROVEMENTS TO THE CITY'S TRANSMISSION AND DISTRIBUTION WATER MAINS SYSTEM; AUTHORIZING THE ISSUANCE OF THE CITY'S GENERAL OBLIGATION BOND, SERIES 2014A-SRF, OR SUCH OTHER DESIGNATION AS THE CITY SHALL DETERMINE, IN ORDER TO PROVIDE THE FUNDS NECESSARY FOR SUCH PROJECTS; PROVIDING FOR THE SALE OF THE BOND TO THE DELAWARE DRINKING WATER STATE REVOLVING FUND; AND AUTHORIZING OTHER NECESSARY ACTION

This Ordinance was given two separate readings by title only and upon a motion of Mr. Freel and duly second, the aforementioned Ordinance was received, recorded, and referred to the Finance Committee. Motion prevailed.

Mr. Freel: That's all, thank you sir.

President Gregory: Thank you. Ms. Cabrera.

Ms. Cabrera: Nothing this evening sir.

President Gregory: Mr. Wright.

Mr. Wright: I have a Resolution.

Mr. Wright presented Resolution No. 14-001 as follows:

**WHEREAS**, it is imperative for the State of Delaware to institute fair hiring policies by removing unfair barriers to employment for people with criminal records to facilitate the successful reintegration into society of individuals with criminal backgrounds; and

**WHEREAS**, the 105<sup>th</sup> Session of Wilmington City Council demonstrated its support of these efforts through passage of the "Ban the Box" Resolution No. 12-086; and

**WHEREAS**, an Act to amend Titles 19 and 29 of the Delaware Code with regard to employment practices (House Bill No. 167) was passed by the Delaware House of Representatives and is being considered by the Delaware Senate; and

**WHEREAS**, House Bill No. 167, as amended, would prohibit a public employer from inquiring into or considering the criminal record, criminal history or credit history or score of an applicant prior to making a conditional offer to the applicant, and would permit inquiry and consideration of criminal background only after a conditional offer has been made; and

**WHEREAS**, the so called "Ban the Box" bill specifies that once a background check has been conducted, an employer shall only consider felonies for 10 years from the completion of sentence, and misdemeanors for 5 years from the completion of sentence; and

**WHEREAS**, employers are required to consider several enumerated factors when deciding whether to revoke a conditional offer based on the results of a background check; and

**WHEREAS**, House Bill No. 167, as amended, also requires contractors with State agencies to employ similar policies when not in conflict with other State or Federal requirements; and

**WHEREAS**, Police agencies, the Department of Correction and other positions with a statutory mandate for background checks are excluded from these provisions.

**NOW THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF WILMINGTON,** that Council fully supports the Ban the Box Act, also known as House Bill No. 167, as amended, and further encourages the members of the Delaware Senate to vote to approve the legislation.

Mr. Wright: Yes Mr. President, this Ban the Box Resolution actually I believe we, being the City of Wilmington was the first to implement such back in 2012 by which after our Resolution, the Mayor at the time, James Baker, he called for Executive Order for Wilmington to do so. Now, the General Assembly has moved forward through House Bill 167 with its passage and it's going to the Senate for a vote at this point. So, we're strongly supporting this endeavor hoping that we can as it stated break down barriers for those seeking employment.

President Gregory: Ms. Shabazz.

Ms. Shabazz: Yes Mr. President, I would ask Councilman Wright if I can, I would love to be a co-sponsor on an ordinance that has such an impact on our community.

President Gregory: Okay, thank you.

Mrs. Seijo: So noted.

President Gregory: Ms. Dorsey Walker.

Ms. Dorsey Walker: First, I'd like to commend Councilman Wright for bringing this Resolution to the City Council and we serve a God of a second chance so, I'd also like to be a co-sponsor on this piece of legislation.

President Gregory: Thank you.

Mrs. Seijo: So noted.

President Gregory: Mr. Chukwuocha.

Mr. Chukwuocha: Thank you Mr. President. I also want to be added as co-sponsor if it's alright with the sponsor.

President Gregory: Okay.

Mrs. Seijo: So noted.

President Gregory: Clerk will call the roll.

Upon a motion of Mr. Wright, seconded by Mr. Prado, 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, D. Brown, Shabazz, Prado, Dorsey Walker, Williams, Freel, Cabrera, Wright and Council President Gregory. Total, eleven. Nays, none. Absent, Council Members M. Brown and Walsh. Total, two.

President Gregory: Declare it adopted.

### **PETITIONS AND COMMUNICATIONS**

Council Members announced committee, neighborhood planning council and civic meetings, community events and community projects in their districts. Council Members spoke about the following matters: SAT program for juniors; a training program to teach adults how to prevent, recognize and react responsibly to child sexual abuse; the need of volunteers for the Big Brother/Big Sister program; trash collection schedule revised; constituents were encouraged to attend civic association meetings; congratulations to the Boys & Girls Club of Delaware; “Healthy Women” Symposium held by the Department of Health and Social Services; Minority Business Forum at the New Castle County Building on Reads Way; initiative of Eastside Rising calling all entrepreneurs to come out to the Entrepreneur Interest meeting on Feb. 18<sup>th</sup>; complaints were expressed of Public Works’ sanitation collectors allegedly driving by and not picking up recycle containers on collection day; congratulations to Maria Prado on her upcoming retirement; constituents were advised not to shovel snow into the streets after Public Works has been out to plow the street and constituents were reminded that is unlawful to place cones or other items to save parking spaces; Mayor Steven Burg from Elsmere who was in attendance at tonight’s meeting was recognized; partnership with Local 55 and the need to do mock interviews to help persons to get positions that may be available; new police deployment plan; Mayor’s community cluster meetings; reminder of household hazardous and shredding event on March 1<sup>st</sup> at the Riverfront; organizers of the Freedom Forum program for Black History month were commended; Public Works’ Department Water Division were thanked for doing a good job on quickly repairing water main breaks on 36<sup>th</sup> Street; Delmarva Power was thanked for coming out and taking care of an underground gas leak on 34<sup>th</sup> Street; Affordable Care Market Place deadline approaching March 1<sup>st</sup>; and including but not limited to for those Council Members who still need to meet were reminded of the Police briefing plan update meeting.

President Gregory requested a letter be sent to the Administration regarding the Poet Laureate position that was created through Councilman Chukwuocha’s leadership. Also, President Gregory stated that an update is needed on William “Hicks” Anderson Community Center development. President Gregory spoke on the Allied Kid Building presentation that was before the Housing, Licenses & Inspections Committee and asked Council to keep an open mind as they move forth with that.



**ADJOURNMENT**

Upon a motion of Mr. Freel, seconded by Ms. Cabrera, Council adjourned at 7:09 p.m. Motion prevailed.

Attest: Maribel Seijo  
*Maribel Seijo, City Clerk*