

*Wilmington, Delaware
Louis L. Redding
City/County Building
April 19, 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, Turner, McCoy*, Williams, Freel, Adams, Dixon and Guy*, and Council President Shabazz. Total, twelve. Absent with leave, Council Member Walsh. Total, one.

MINUTES

After reading a portion of the minutes of April 5, 2018, upon a motion of Council Member Freel, seconded by Council Member Williams, it was moved they be accepted as written. Motion prevailed.

REPORT OF COMMITTEES

There were no committee reports this evening.

TREASURER'S REPORT

The following Treasurer's Report as of April 19, 2018, was read into the record by Deputy Clerk and upon a motion of Council Member Freel, seconded by Council Member Williams, the Report was received, recorded and filed. Motion prevailed.

Note: The Treasurer's Report is included herein as an insert from Page 2 to Page 3.

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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
treasurerer@wilmingtonde.gov



City of Wilmington Treasurer's Report as of May 3, 2018


Cash on Hand:

General Account	M & T Bank	\$8,237,567.00
Central Deposit	M & T Bank	\$35,150.10
Payroll	M & T Bank	\$431,162.26
Total Petty Cash Accounts	M & T Bank	\$11,101.54
Grant-In-Aid	M & T Bank	\$231,734.67
Evidence/Found Currency Account	M & T Bank	\$994,280.27
Rent Withholding Escrow	M & T Bank	\$4,137.97
Capital Projects Account	M & T Bank	\$1.00
Cement Workers Escrow	WSFS Bank	\$33,568.82
Police Department Discretionary	M & T Bank	\$28,271.51
Pension Payroll Account	M & T Bank	\$77,708.83
Old Non-Uniform Pension Account -Plan 1	M & T Bank	\$34.81
Non-Uniform Pension-Plan 2	M & T Bank	\$2.30
Non-Uniform Pension Act of 1990-Plan 3	M & T Bank	\$0.00
Police Pension Account	M & T Bank	\$0.00
Fire Pension Account	M & T Bank	\$49,377.35
Worker's Comp 3rd Party Account	M & T Bank	\$33,833.20
Retiree Healthcare Account	M & T Bank	\$507,963.59
SubTotal		\$10,675,895.22
Total Cash on Hand		\$10,675,895.22

INVESTMENTS MAY 3, 2018:

Fund	Institution	Invest. Type	Maturity Date	Interest Rate	Interest Receivable	Investment Amount
GENERAL FUND:						
General	WSFS	CD	5/3/2018	1.55%	\$5,977.43	\$2,513,552.67
General	WSFS	CD	5/10/2018	1.65%	\$6,341.84	\$2,505,164.38
General	TD	CD	5/24/2018	1.68%	\$5,893.78	\$2,004,687.67
General	TD	CD	5/31/2018	1.71%	\$8,265.00	\$3,000,000.00
General	TD	CD	5/31/2018	1.69%	\$9,858.33	\$3,000,000.00
General	WSFS	CD	5/31/2018	1.65%	\$5,554.39	\$2,507,547.94
General	WSFS	CD	5/31/2018	1.68%	\$4,372.60	\$2,500,000.00
General	TD	CD	6/7/2018	1.66%	\$7,493.06	\$2,500,000.00
General	TD	CD	6/14/2018	1.65%	\$5,165.88	\$2,012,681.12
General	TD	CD	6/21/2018	1.73%	\$6,055.00	\$2,000,000.00
General	TD	CD	6/28/2018	1.73%	\$7,929.17	\$2,500,000.00
General	WSFS	CD	7/5/2018	1.75%	\$8,455.36	\$2,519,352.84
General	WSFS	CD	7/12/2018	1.82%	\$10,620.82	\$3,000,000.00
General	WSFS	CD	7/19/2018	1.82%	\$11,667.95	\$3,000,000.00
General ¹	TD	CD	6/29/2018	1.82%	\$45,242.69	\$15,643,786.32
SUB-TOTAL:						\$51,206,772.94
CAPITAL FUND:						
Capital	TD	CD	7/26/2018	1.86%	\$124,100.49	\$26,395,000.00
Capital	WSFS	CD	5/31/2018	1.75%	\$3,297.43	\$1,965,000.00
SUB-TOTAL:						\$28,360,000.00
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					\$19,371,543.00
SUB-TOTAL:						\$35,210,845.00
PENSION FUND:						
Non-Uniform 1990	WSFS	CD	5/31/2018	1.72%	\$8,625.75	\$5,230,000.00
Fire Pension	WSFS	CD	5/31/2018	1.68%	\$6,143.73	\$3,337,000.00
Escrow Pension	Edgar Lomax					\$19,210,155.00
Escrow Pension	Vanguard Fixed					\$38,748,270.00
Escrow Pension	Earnest Partners					\$22,220,228.00
Escrow Pension	Wilmington Trust					\$37,175,646.00
Escrow Pension	Vanguard Stock Index					\$44,126,451.00
Escrow Pension	Artisan Global					\$8,257,612.00
Escrow Pension	Dodge & Cox					\$10,971,890.00
Escrow Pension	Fidelity					\$19,556,516.00
Escrow Pension	Harding Loevner					\$8,426,391.00
Escrow Pension	MFS Management					\$20,473,265.00
SUB-TOTAL:						\$237,733,424.00
OTHER:						
Deferred Comp.	MassMutual					\$47,268,263.90
Total Investments						\$399,779,305.84
Total Cash on Hand						\$10,675,895.22
Grand Total						\$410,455,201.06

¹ Budget Reserve


Velda Jones-Potter, City Treasurer

NON-LEGISLATIVE BUSINESS

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

Guy	Sympathy Wilmer T. Johnson, Jr.
Guy	Recognize Edward L. Loper, Sr.
Harlee	Recognize Mt. Sinai Mortgage Burning Program
Oliver	Recognize the Wilmington Achievers Program (Delaware Chapter of The Links Inc. and the Wilmington Alumni Chapter of Kappa Alpha Psi Fraternity)
Oliver	Sympathy Mozzela Marshall
Shabazz	Retirement Mark Sparagna (14 Years)
Shabazz	Recognize April – Autism Awareness Month
Williams	Retirement Wilmington Police Officer John Burns

*Note: During this time, Councilman Guy and Councilwoman McCoy were marked present and reflected in the minutes herein (Roll Call).

LEGISLATIVE BUSINESS

President Shabazz: Councilman Chukwuocha.

Council Member Chukwuocha: Nothing tonight Madam President, thank you.

President Shabazz: Council Member Congo.

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

Council Member Congo presented and called for the first and second reading Ordinance No. 18-016 (Agenda #4508) entitled:

AN ORDINANCE TO APPROVE THE REMOVAL OF
PORTIONS OF WEST 27TH AND 28TH STREETS FROM
THE OFFICIAL CITY MAP

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

Council Member Congo: That's all this evening, thank you.

President Shabazz: Thank you. Council Member Oliver.

Council Member Oliver: Nothing tonight Madam President.

President Shabazz: Council Member Harlee.

Council Member Harlee: Yes, Council President, I have three Ordinances to present and call for the first and second reading and I have five Resolutions.

Council Member Harlee presented and called for the first and second reading Ordinance No. 18-017 (Agenda #4509) entitled:

AN ORDINANCE TO ENACT CERTAIN TRAFFIC/
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 Dixon, the Ordinance was received, recorded and referred to the Public Works and Transportation Committee. Motion prevailed.

Council Member Harlee presented Resolution No. 18-028 (Agenda #4510) as follows:

WHEREAS, the “Neighborhood Comprehensive Development Plan for Browntown/Hedgeville” was adopted by City Council on June 18, 1992 and later amended on March 5, 2009; and

WHEREAS, the City Planning Commission by its Resolution 11-18 recommended amendments to the Browntown/Hedgeville Neighborhood Comprehensive Development Plan at its meeting on April 17, 2018; and

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

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF WILMINGTON that a public hearing on the proposed amendments to the Comprehensive Development Plan for Browntown/Hedgeville be held by the Council on May 17, 2018 at 6:30 p.m. in the City Council Chambers.

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

Upon a motion of Council Member Harlee, seconded by Council Members Freel and Williams, the above Resolution was before the Council for its consideration. Council Member Harlee 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, Harlee, Turner, McCoy, Williams, Freel, Adams and Dixon, and Council President Shabazz. Total, ten. Nays, Council Member Guy. Total, one. Absent, Council Members Oliver and Walsh. Total, two.

President Shabazz: Declare it adopted.

Council Member Harlee presented Resolution No. 18-029 (Agenda #4511) as follows:

WHEREAS, the “Neighborhood Comprehensive Development Plan for South Wilmington” was adopted by City Council on May 17, 1990 and later amended on December 1, 2016; and

WHEREAS, the City Planning Commission by its Resolution 10-18 recommended amendments to the South Wilmington Neighborhood Comprehensive Development Plan at its meeting on April 17, 2018; and

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

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF WILMINGTON that a public hearing on the proposed amendments to the Comprehensive Development Plan for South Wilmington be held by the Council on May 17, 2018 at 6:30 p.m. in the City Council Chambers.

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

Upon a motion of Council Member Harlee, seconded by Council Members Williams and Freel, the above Resolution was before the Council for its consideration. Council Member Harlee 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, Harlee, Turner, McCoy, Williams, Freel, Adams and Dixon, and Council President Shabazz. Total, ten. Nays, Council Member Guy. Total, one. Absent, Council Members Oliver and Walsh. Total, two.

President Shabazz: Declare it adopted.

Council Member Harlee presented Resolution No. 18-030 (Agenda #4512) as follows:

WHEREAS, contemporaneous with this Resolution, an Ordinance will be introduced to the Wilmington City Council that will propose the annexation and rezoning of the following parcels of land located outside the City: (a) in the South Wilmington Analysis Area, land containing approximately 4.51 acres, being 800 South Market Street (Tax Parcel ID No. 10-001.00-015); 810 South Market Street (Tax Parcel ID No. 10-001.00-016); 800 South Walnut Street (Tax Parcel ID Nos. 10-001.00-077, 10-001.00-019, and 10-001.00-020); 0 Garasches Lane (Tax Parcel ID No. 10-001.00-022); and a separate but adjacent property also known as 0 Garasches Lane (Tax Parcel ID No. 26-057.00-050); and (b) in the Browntown/Hedgeville Analysis Area, land containing approximately 3.72 acres at 787 South Madison Street (Tax Parcel ID No. 07-040.30-001), both the South Wilmington Analysis and Browntown/Hedgeville Analysis Areas being contiguous to the City boundaries; and

WHEREAS, the City Planning Commission shall review said Ordinance at its April 17, 2018 regular meeting; and

WHEREAS, the City Council proposes to schedule a public hearing for review of the subject annexation and rezoning Ordinance to be duly advertised in conformity with Wilmington City Code Section 48-51, by publication in any newspaper of general circulation, at least once, not less than fifteen (15) days prior to the date of the public hearing.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF WILMINGTON that the Wilmington City Council hereby schedules a public hearing on said proposed annexation and rezoning Ordinance, or a Substitute thereto, to be held on May 17, 2018 at 6:30 p.m. in the City Council Chambers, to consider the proposed annexation of the parcels located at 800 South Market Street (Tax Parcel ID No. 10-001.00-015); 810 South Market Street (Tax Parcel ID No. 10-001.00-016); 800 South Walnut Street (Tax Parcel ID Nos. 10-001.00-077, 10-001.00-019, and 10-001.00-020); 0 Garasches Lane (Tax Parcel ID No. 10-001.00-022); a separate but adjacent property also known as 0 Garasches Lane (Tax Parcel ID No. 26-057.00-050); and 787 South Madison Street (Tax Parcel ID No. 07-040.30-001), and rezoning of the same properties to the zoning classifications of the respective contiguous City parcels.

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

Upon a motion of Council Member Harlee, seconded by Council Members Williams and Freel, the above Resolution was before the Council for its consideration. Council Member Harlee spoke on the purpose of the Resolution. Council Member Guy 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, Harlee, McCoy, Freel, Adams and Dixon, and Council President Shabazz. Total, eight. Nays, Council Member Guy. Total, one. Present, Council

Members Turner and Williams. Total, two. Absent, Council Members Oliver and Walsh. Total, two.

President Shabazz: Declare it adopted.

Council Member Harlee presented and called for the first and second reading Ordinance No. 18-018 (Agenda #4513) entitled:

AN ORDINANCE TO (1) ANNEX AND REZONE THE FOLLOWING EIGHT (8) PARCELS OF LAND: (A) TERRITORY 1, BEING 800 SOUTH MARKET STREET (TAX PARCEL ID NO. 10-001.00-015), 810 SOUTH MARKET STREET (TAX PARCEL ID NO. 10-001.00-016), 800 SOUTH WALNUT STREET (TAX PARCEL ID NOS. 10-001.00-077, 10-001.00-019, AND 10-001.00-020), 0 GARASCHE LANE (TAX PARCEL ID NO. 10-001.00-022), AND A SEPARATE BUT ADJACENT PROPERTY ALSO KNOWN AS 0 GARASCHE LANE (TAX PARCEL ID NO. 26-057.00-050), CONTAINING APPROXIMATELY 4.51 ACRES CONTIGUOUS WITH THE CITY BOUNDARY IN THE VICINITY OF THE SOUTH WILMINGTON ANALYSIS AREA, NEW CASTLE COUNTY, DELAWARE FROM NEW CASTLE COUNTY H I (HEAVY INDUSTRIAL) ZONING CLASSIFICATION TO CITY OF WILMINGTON M-1 (LIGHT MANUFACTURING) ZONING CLASSIFICATION; AND (B) TERRITORY 2, BEING 787 SOUTH MADISON STREET (TAX PARCEL ID NO. 07-040.30-001), CONTAINING APPROXIMATELY 3.72 ACRES CONTIGUOUS WITH THE CITY BOUNDARY IN THE VICINITY OF THE BROWNTOWN/HEDGEVILLE ANALYSIS AREA, NEW CASTLE COUNTY, DELAWARE FROM NEW CASTLE COUNTY H I (HEAVY INDUSTRIAL) ZONING CLASSIFICATION TO CITY OF WILMINGTON W-2 (WATERFRONT MANUFACTURING/ COMMERCIAL) ZONING CLASSIFICATION; AND (2) AMEND THE BOUNDARIES OF THE FOURTH COUNCILMANIC DISTRICT, THE OFFICIAL BUILDING ZONE MAP, AND THE SUPPLEMENTAL BUILDING ZONE MAPS TO ADD THE ANNEXED TERRITORIES INTO THE CITY'S CORPORATE BOUNDARIES

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

Council Member Oliver: Madam President, may I be excused please?

President Shabazz: Yes.

Council Member Oliver: Thank you.

Council Member Harlee presented Resolution No. 18-031 (Agenda #4514**) as follows:

WHEREAS, the “Neighborhood Comprehensive Development Plan for the East Side Analysis Area” was adopted by City Council on April 1, 2004 and later amended on April 5, 2012; and

WHEREAS, the City Planning Commission by its Resolution 02-18 recommended amendments to the East Side Neighborhood Comprehensive Development Plan at its meeting on February 20, 2018; and

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

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF WILMINGTON that a public hearing on the proposed amendments to the Comprehensive Development Plan for the East Side be held by the Council on June 7, 2018 at 6:30 p.m. in the City Council Chambers.

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

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

President Shabazz: Councilman Turner you have a question about the public hearing?

Council Member Turner: Yes, I do. Is this ah – this public hearing includes the properties at Front Street and 2nd Street, this Ordinance, I mean this Resolution, does that include that?

President Shabazz: I don’t know the exact...

Council Member Harlee: No.

President Shabazz: ...per the sponsor, she says no.

Council Member Turner: So this right – this is not a part of the comprehensive development plan – is not a part of – that’s not Front Street and Walnut Street is not part of this – that comprehensive plan?

President Shabazz: It’s bounded by Front per the Resolution.

Council Member Turner: It's bounded by Front.

President Shabazz: As, as, as stated in the Resolution.

Council Member Turner: Right. Okay, so that's I'm – that was my question. And, as I stated before when it came in front of the committee...

President Shabazz: But Councilman Turner, again, the Resolution is just to schedule the public hearing...

Council Member Turner: I understand that.

President Shabazz: ...on this date and if there's any details about the comprehensive plan that would be discussed in the public hearing in committee. So, on a forward, just – we are just approving the Resolution to schedule a public hearing on June 27...

Council Member Turner: So...

President Shabazz: ...not to discuss specific detail of it.

Council Member Turner: So, but I can speak. I can speak on this matter.

President Shabazz: Only about the scheduling of the public hearing. Not about the details of the comprehensive plan that would be discussed at the public hearing. That would be done at the public hearing in committee. Councilman Guy.

Council Member Guy: Ah.

President Shabazz: If your question...

Council Member Guy: Yes.

President Shabazz: ...regarding the schedule of the public hearing for comprehensive detail of the comprehensive hearing, we will not hear that on the floor today. We will only hear details or comments/questions about the scheduling of the public hearing. This is not the place for that.

Council Member Guy: Ok, so, so, now, you're for this, so you want to close everybody's else mouth from talking...

President Shabazz: No, you can talk what you want to talk at the public hearing Councilman Guy...

Council Member Guy: ...the issue of the timing of this hearing is what we're discussing...

President Shabazz: Councilman Guy.

Council Member Guy: The timing of the hearing. So, I make a motion that we change the timing of the hearing...

Council Member Turner: Second.

Council Member Guy: ...to, um, March, April, May, June, July, August, September, October 7 of 2018. That's my motion.

Council Member Turner: Second.

Council Member Guy: And, the purpose of the motion is cause there's a rush to try to change the landscape and folks are trying run folks out the city...

President Shabazz: Councilman Guy...

Council Member Guy: ...(inaudible)...land.

President Shabazz: ...I did not give you permission to continue speaking please.

Council Member Guy: I was still speaking.

President Shabazz: You had stopped and I did not give you the floor again. So, you let me...

Council Member Guy: I had paused...

President Shabazz: ...(inaudible)...the meeting.

Council Member Guy: ...I hadn't finished.

President Shabazz: ...Councilman Guy. Can you let me conduct the meeting and please respect the Chair, thank you very much. For clarification Councilman Turner, the next Resolution deals with the East Side on Front Street. Okay. Councilman Guy, I will give you permission to speak if you're speaking regarding the question – well no, we have a motion on the floor...

Council Member Turner: It's a motion.

Council Member Guy: And it was seconded.

Council Member Turner: I seconded.

President Shabazz: All those in favor – “Aye”.

Council Member Turner: Roll Call.

President Shabazz: I call that. No, there was a vote and second to hold it. So, I need to get a vote on agreement to hold it. The motion to amend and it was seconded. Ok, so I will take a roll call on the motion that was first and second to amend it to October 2nd...7th. Take a roll call please on the amendment.

Upon a motion of Council Member Guy, seconded by Council Member Turner, the Resolution was amended to change the public hearing date from June 7 to October 7, 2018 by the following Yea and Nay Roll Call Vote: Yeas, Council Members Congo, Harlee, Turner, McCoy, Williams and Guy. Total, six. Nays, Council Members Chukwuocha, Freel, Adams and Dixon, and Council President Shabazz. Total, five. Absent, Council Members Oliver and Walsh. Total, two.

President Shabazz: So the amendment was adopted – to hold until October 7.

Council Member Freel: Can I...

President Shabazz: Go ahead, go ahead please, proceed.

Council Member Harlee presented Resolution No. 18-032 (Agenda #4515) as follows:

WHEREAS, contemporaneous with this Resolution, an Ordinance will be introduced to the Wilmington City Council that will propose amendments to the City’s Official Building Zone Map relating to changing the zoning classifications of two blocks (seven parcels) of land (Tax Parcel ID Nos. 26-043.40-051, 26-043.40-203, 26-043.40-055, 26-043.40-054, 26-043.40-053, 26-043.40-050, and 26-043.40-141) bounded by Front, Walnut, Second, and Lombard Streets in Downtown Wilmington from C-2 (Secondary Business Centers) to C-3 (Central Retail) zoning classifications; and

WHEREAS, the City Planning Commission by its Resolution 03-18 recommended the approval of the proposed rezoning at its February 20, 2018 regular meeting after holding a duly advertised public meeting; and

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

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF WILMINGTON that the Wilmington City Council hereby schedules a public hearing on said proposed rezoning Ordinance, or a Substitute thereto, to be held on June 7, 2018, at 6:30 p.m., in the City Council Chambers, to consider the proposal to rezone the land described in the proposed Ordinance, being two blocks (seven parcels) of

land bounded by Front, Walnut, Second, and Lombard Streets in Downtown Wilmington (Tax Parcel ID Nos. 26-043.40-051, 26-043.40-203, 26-043.40-055, 26-043.40-054, 26-043.40-053, 26-043.40-050, and 26-043.40-141), from C-2 (Secondary Business Centers) to C-3 (Central Retail) zoning classifications.

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

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

President Shabazz: The Clerk will call the roll.

Council Member Adams: Point of order ma'am. Isn't this a first and second reading?

Council Member Freel and other members: It's a Resolution.

President Shabazz: This is a Resolution for 4515. There was a missed step in the previous one, we're going to go back once we finish this Resolution.

Council Member Turner: I had my hand up.

President Shabazz: Oh, I'm sorry, I didn't see you.

Council Member Turner: You didn't look.

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, Harlee, McCoy, Freel, and Dixon, and Council President Shabazz. Total, seven. Nays, Council Members Turner, Williams and Guy. Total, three. Present, Council Member Adams. Total, one. Absent, Council Members Oliver and Walsh. Total, two.

President Shabazz: Declare it adopted. I need to go back to agenda item 4514 and present that Resolution as amended with the new public hearing date of October 7th. Roll Call as amended. I'm doing a roll call on the Resolution as amended by the date of the hearing. Everyone understands?

Council Member Turner: What was the last vote?

Council Member Adams: No we don't. What was the last vote for?

President Shabazz: No. The last vote was for item #4515 but we did 4514 there was an amendment to change the date of the hearing to October 7th. That was approved by everyone. Now, we need to approve the Resolution with the amended date. Item #4514 has been amended and approved by Council of the amended date to be – the public hearing to be on October 7 on the proposed amendment to the Neighborhood Comprehensive Development Plan for East Side Analysis Area. Clerk please call the roll...

Council Member Chukwuocha: Madam President.

President Shabazz: ...on the amendment of this Resolution.

Council Member Chukwuocha: October the 7th is a Sunday. Madam President I just want to make sure that's clear.

Council Member Freel: That's right.

Council Member Turner: Everybody is off.

Council Member Williams: Sure is.

Council Member Guy: That's okay.

Council Member Turner: Everybody is off work. We ain't gotta worry about a four o'clock start and all that.

President Shabazz: So, is there a motion to amend the date to a date that's – a week – that is a working date?

Council Member Congo: No.

Council Member Guy: You were doing a roll call vote. You pull that on everybody else. He doesn't get to interrupt the roll call vote. You can't have it both ways Madam President.

Council Member Turner: We'll be here Sunday.

Council Member Guy: You call for the roll, call the roll.

President Shabazz: Can we have order on the floor please. Call the vote please.

Note: Council returned back to Resolution 18-031 (Agenda #4514) to do the actual roll call vote on the Resolution As Amended.

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

President Shabazz: Declare it defeated.

Council Member Harlee presented and called for the first and second reading Ordinance No. 18-019 (Agenda #4516) entitled:

AN ORDINANCE TO REZONE TWO BLOCKS (SEVEN PARCELS) OF LAND LOCATED IN DOWNTOWN WILMINGTON WITHIN THE AREA BOUNDED BY FRONT, WALNUT, SECOND, AND LOMBARD STREETS FROM C-2 (SECONDARY BUSINESS CENTERS) TO C-3 (CENTRAL RETAIL) ZONING CLASSIFICATIONS

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

Council Member Harlee: That's all I have for tonight.

President Shabazz: Thank you. Council Member Turner.

Council Member Turner: Nothing tonight Madam President.

President Shabazz: Council Member McCoy.

Council Member McCoy: Nothing tonight Madam President.

President Shabazz: Council Member Williams.

Council Member Williams: No legislation 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, no legislation this evening.

President Shabazz: Council Member Dixon.

Council Member Dixon: Nothing tonight Madam President.

President Shabazz: Council Member Guy.

Council Member Guy: Nothing tonight Madam President.

PETITIONS AND COMMUNICATIONS

Council Members announced civic associations/community meetings, and committee meetings as well as community events/activities throughout their districts. In addition, Council Members spoke on the following: comments pertaining to the public hearing Resolution; comments on the hub at Rodney Square; Delaware Today Magazine "Wilmington is Back" article; Commissioner Starkey was thanked for following up on a request that was made at his budget hearing for the clean-up at the 2600 block of Lamotte Street; comments of taken assets from the people of Wilmington; City of Wilmington not having a public school system in its boundaries; a message was read on behalf of Councilwoman Walsh; WITN programming and including but not limited to the passing of former First Lady Barbara Bush was acknowledged and a moment of silence was observed.

ADJOURNMENT

Upon a motion of Council Member Freel, seconded by Council Member Dixon, Council adjourned at 7:55 p.m. Motion prevailed.

Attest: 
Maribel Seijo, City Clerk