

*Wilmington, Delaware
Louis L. Redding
City/County Building
February 19, 2015*

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

MINUTES

After reading a portion of the minutes of February 5, 2015, upon a motion of Mr. Freel, seconded by Mr. Williams, 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>
Michael A. Brown, Sr.	X		
Ernest "Trippi" Congo, II	X		
Charles M. "Bud" Freel		X	
Loretta Walsh		X	
Robert A. Williams	X		

President and Members of Council of
The City of Wilmington

February 9, 2015

Ladies and Gentlemen:

We, your Public Safety Committee, met on the above date at 5:00 p.m., Councilman Michael A. Brown, Sr. presiding. The following items were discussed:

- Crime Stats
- Police Academy Update

Respectfully submitted, Members of
 Public Safety Committee
 /s/Michael A. Brown, Sr., Chair
 /s/Ernest Congo, II
 /s/Robert A. Williams

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

The City Clerk read the following committee report:

<u>Community and Economic Development Committee Member</u>	<u>Present</u>	<u>Absent with Leave</u>	<u>Absent w/out Leave</u>
Loretta Walsh	X		
Darius J. Brown		X	
Maria D. Cabrera		X	
Ernest "Trippi" Congo, II	X		
Sherry Dorsey Walker	X		
Justen A. Wright	X		

February 12, 2015

President and Members of Council of
 The City of Wilmington

Ladies and Gentlemen:

We, your Community and Economic Development Committee, to who was referred **Substitute No. 1 to Ordinance No. 15-001** entitled:

AN ORDINANCE TO AMEND CHAPTER 44 OF THE CITY CODE REGARDING THE DURATION OF THE WILMINGTON DOWNTOWN BUSINESS IMPROVEMENT DISTRICT, ASSESSMENTS ON PROPERTIES LOCATED WITHIN THE WILMINGTON DOWNTOWN BUSINESS IMPROVEMENT DISTRICT, AND THE ISSUANCE OF LICENSES TO DELINQUENT LICENSEES

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

Respectfully submitted, Members of
 Community and Economic Development Committee
 /s/Ernest Congo, II
 /s/Sherry Dorsey Walker
 /s/Justen A. Wright

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

Note: Although Councilwoman Walsh was present at the committee meeting, her
 signature was inadvertently missed and therefore not reflected above.

*Note: Mr. Prado was marked present at this time and reflected in the minutes herein.

TREASURER'S REPORT

The following Treasurer's Report dated February 19, 2015 was read into
 the record by the City Clerk, and upon a motion of Mr. Freel, seconded by Ms. Shabazz,
 the Report was received, recorded and filed. Motion prevailed.

TO: THE HONORABLE MAYOR AND CITY COUNCIL OF WILMINGTON FEBRUARY 19, 2015

102	Community Development Block	M & T Bank	\$ 1.00
104	Grant	M & T Bank	\$ 1,963.81
105	Old Non-Uniform Pension Account	M & T Bank	\$ 5,661.54
106	Police Pension Account	M & T Bank	\$ 1,600.38
107	Fire Pension Account	M & T Bank	\$ 21,653.76
108	Evidence/Found Currency Account	M & T Bank	\$ 4,137.97
110	Rent Withholding Escrow	M & T Bank	\$ 1.00
113	Capital Projects Account	M & T Bank	\$ 1,431.94
114	Non-Uniform Pension	M & T Bank	\$ 50,358.31
117	Central Deposit	Wilmington Savings	\$ 33,424.41
118	Cement Workers	Fund	\$ 13,003.23
124	Worker's Comp. 3 rd Party Account	M & T Bank	\$ 794.67
130	Non-Uniform Pension Act of 1990	M & T Bank	\$ 91,805.27
131	Payroll	M & T Bank	\$ 39,025.84
139	Pension Payroll Account	M & T Bank	\$ <u>3,427.30</u>
	Pension Healthcare Account	M & T Bank	\$ 268,290.43
	Total Cash on Hand		

FUND CODE	FUND	INSTITUTION	INVEST. TYPE	MATURITY DATE	INTEREST RATE	INTEREST RECEIVABLE	INVESTMENT AMOUNT
116	General	M&T Bank	RP	02/19/15	0.01%	\$ 1.78	\$ 6,499,151.00
116	General	TD	CD	02/20/15	0.25%	\$ 3,835.62	\$ 5,000,000.00
124	Non-Uniform 1990	WSFS	CD	02/26/15	0.30%	\$ 1,360.11	\$ 5,910,000.00
105	Police Pension	WSFS	CD	02/26/15	0.30%	\$ 128.87	\$ 560,000.00
116	General ¹	TD	CD	03/02/15	0.25%	\$ 10,482.23	\$ 15,003,965.00
116	General	TD	CD	03/06/15	0.25%	\$ 1,260.28	\$ 2,000,000.00
110	Capital	WSFS	CD	03/16/15	0.30%	\$ 23,134.84	\$ 24,476,000.00
116	General	TD	CD	03/20/15	0.25%	\$ 1,342.47	\$ 2,000,000.00
116	General	TD	CD	03/26/15	0.25%	\$ 719.18	\$ 1,500,000.00
116	General	WSFS	CD	03/31/15	0.30%	\$ 2,136.99	\$ 2,500,000.00
116	General	TD	CD	04/01/15	0.25%	\$ 1,654.11	\$ 2,300,000.00
116	General	WSFS	CD	04/17/15	0.30%	\$ 1,573.15	\$ 2,200,000.00
116	General	TD	CD	04/28/15	0.25%	\$ 1,117.81	\$ 1,700,000.00
110	Capital ²	TD	CD	04/30/15	0.25%	\$ 1,107.68	\$ 1,540,195.00
514	Risk Management	WSFS	CD	07/10/15	0.35%	\$ 14,938.32	\$ 4,279,819.74
515	Worker's Comp.	WSFS	CD	07/10/15	0.35%	\$ 14,938.32	\$ 4,279,819.74
104	Escrow Pension	Affinity Wealth					\$ 1,490,545.00
104	Escrow Pension	Vanguard					\$ 35,552,500.00
104	Escrow Pension	Black Rock					\$ 27,610,045.00
104	Escrow Pension	Edgar Lomax					\$ 21,657,846.00
104	Escrow Pension	Wilmington Trust					\$ 47,416,711.00
104	Escrow Pension	Manning & Napier					\$ 20,826,291.00
104	Escrow Pension	Earnest Partners					\$ 17,339,890.00
104	Escrow Pension	GMO					\$ 11,856,440.00
104	Escrow Pension	MFS Management					\$ 20,556,992.00
139	Medical Escrow	Black Rock-OPEB					\$ 12,838,350.00
116	Deferred Comp.	MassMutual					\$ 39,805,070.00
	Total Investments						\$ 338,699,630.48
	Total Cash on Hand						\$ <u>268,290.43</u>
	Grand Total						\$ 338,967,920.91

¹ Budget Reserve

² SEU

/s/Henry W. Supinski
City Treasurer

NON-LEGISLATIVE BUSINESS

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

All Council	Sympathy Christopher Scrivens, Sr.
All Council	Recognize 1985 Howard Career Center Championship Basketball Team
M. Brown	Recognize Gail Stallings-Minor
Chukwuocha	Sympathy Reverend George Eggleston
Wright	Sympathy Forrest R. Dixon

President Gregory recognized Boy Scout Troop 285 from Saint Elizabeth who attending tonight's Council meeting.

LEGISLATIVE BUSINESS

President Gregory: Mr. Chukwuocha.

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

President Gregory: Mr. Congo.

Mr. Congo: Nothing tonight Mr. President, thank you.

President Gregory: Mr. Darius Brown.

Mr. Darius Brown: Yes Mr. President, I have an Ordinance to present and call for first and second reading.

Mr. Darius Brown presented and called for the first and second reading Ordinance No. 15-002 (Agenda #4019) entitled:

AN ORDINANCE TO ADOPT THE SUBDIVISION PLAN
KNOWN AS "WALNUT PLACE" AND TO ACCEPT
THE DEDICATION OF A NEW CITY ALLEYWAY
TO BE NAMED "VICTORY LANE"

This Ordinance was given two separate readings by title only and upon a motion of Mr. Darius Brown, seconded by Mr. Williams, the aforementioned Ordinance was received, recorded, and referred to the Housing, Licenses and Inspections Committee. Motion prevailed.

President Gregory: Anything else Mr. Brown?

Mr. Darius Brown: Nothing else tonight Mr. President.

President Gregory: Ms. Shabazz.

Ms. Shabazz: Yes Mr. President, Substitute No. 1 to Ordinance No. 15-001, I will be holding this evening but I do have a Resolution to present.

Ms. Shabazz presented Resolution No. 15-009 (Agenda #4020) as follows:

WHEREAS, §3-802 of the City of Wilmington Home Rule Charter provides that the Wilmington Parking Authority shall continue to be governed by the provisions of Title 22, Delaware Code, Chapter 5, until otherwise changed by law; and

WHEREAS, 22 Del. C. §507 (also appearing as §2-202 of the Related Laws of the Wilmington City Code) provides inter alia that the Mayor of the City of Wilmington shall appoint, for staggered terms of five (5) years each, the five (5) members of the Wilmington Parking Authority, subject to confirmation by Wilmington City Council; and

WHEREAS, by a letter dated January 6, 2015, Mayor Dennis P. Williams has advised City Council President Theopalis Gregory that he wishes to appoint Leonard Sophrin, to the Board of Directors of the Wilmington Parking Authority to serve as a member of the said Board for a term to expire on June 30, 2019; and

WHEREAS, Wilmington City Council approves of said appointment and wishes to confirm the same.

NOW, THEREFORE, BE IT RESOLVED BY COUNCIL OF THE CITY OF WILMINGTON, that Wilmington City Council hereby approves and confirms the appointment by Mayor Dennis P. Williams of Leonard Sophrin to the Board of Directors of the Wilmington Parking Authority for a term ending June 30, 2019.

On the question:

Ms. Shabazz: This Resolution is being presented by the Administration for City Council's review and approval. The Mayor is appointing the City Planning Director Leonard Sophrin to serve as a member of the Wilmington Parking Authority and so we ask that you approve this Resolution for his appointment for the Wilmington Housing Authority - - the Wilmington Parking Authority.

President Gregory: Anyone else? The Clerk will call the roll.

Upon a motion of Ms. Shabazz, seconded by Mr. Williams, the aforementioned Resolution was received, adopted as read and directed to be recorded and filed by the following Yea and Nay Roll Call Vote: Yeas, Council Members Chukwuocha, Congo, Darius Brown, Shabazz, Prado, Dorsey Walker, Williams, Freel, Michael Brown and Wright, and Council President Gregory. Total, eleven. Nays, none. Absent, Council Members Cabrera and Walsh. Total, two.

President Gregory: Declare it adopted. Mr. Prado

Mr. Prado: Nothing tonight Mr. President, thanks.

President Gregory: Ms. Dorsey Walker.

Ms. Dorsey Walker: No legislation tonight Mr. President, thank you.

President Gregory: Mr. Williams.

Mr. Williams: No legislative business this evening, thank you sir.

President Gregory: Mr. Freel.

Mr. Freel: Yes Mr. President, I believe I have four Ordinances for first and second and one Resolution.

Mr. Freel presented and called for the first and second reading Ordinance No. 15-003 (Agenda #4021) entitled:

AN ORDINANCE AUTHORIZING THE ISSUANCE OF THE CITY'S GENERAL OBLIGATION BONDS, SERIES OF 2015, IN ONE OR MORE SERIES ON A TAX-EXEMPT AND/OR TAXABLE BASIS, IN ORDER TO PROVIDE THE FUNDS TO FINANCE VARIOUS CAPITAL PROJECTS OF THE CITY SPECIFIED IN THE CITY'S CAPITAL BUDGET FOR ITS FISCAL YEAR ENDING JUNE 30, 2014, TO REFUND OR FUND CERTAIN GENERAL OBLIGATION BOND ANTICIPATION NOTES AND TO REFUND ANY OTHER OUTSTANDING GENERAL OBLIGATION BONDS OF THE CITY; PROVIDING FOR THE SALE OF THE BONDS; AND AUTHORIZING OTHE NECESSARY ACTION

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.

President Gregory: Mr. Freel.

Mr. Freel: I have a couple more.

Mr. Freel presented and called for the first and second reading Ordinance No. 15-004 (Agenda #4022) entitled:

AN ORDINANCE TO AUTHORIZE THE ANNUAL RECONCILIATION OF ACCOUNTS BY TRANSFERRING FUNDS TO VARIOUS OFFICES AND DEPARTMENTS IN THE CITY OF WILMINGTON TO FULFILL OBLIGATION FOR THE REMAINDER OF FISCAL YEAR 2014

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.

President Gregory: Mr. Freel.

Mr. Freel presented and called for the first and second reading Ordinance No. 15-005 (Agenda #4023) entitled:

AN ORDINANCE CONSTITUTING AMENDMENT NO. 3 TO THE FISCAL YEAR 2015 OPERATING BUDGET (BEING AN ORDINANCE TO AMEND SUBSTITUTE NO. 1 TO ORDINANCE NO. 14-016, AS AMENDED), THE ORDINANCE ADOPTIN THE ANNUAL OPERATING BUDGET FOR THE FISCAL YEAR BEGINNING ON JULY 1, 2014 AND ENDING ON JUNE 30, 2015

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. 15-006 (Agenda #4024) entitled:

AN ORDINANCE CONSTITUTING AMENDMENT NO. 4 TO THE FISCAL YEAR 2015 OPERATING BUDGET (BEING AN ORDINANCE TO AMEND SUBSTITUTE NO. 1 TO ORDINANCE NO. 14-016, AS AMENDED), THE ORDINANCE ADOPTING THE ANNUAL OPERATING BUDGET FOR THE FISCAL YEAR BEGINNING ON JULY 1, 2014 AND ENDING ON JUNE 30, 2015

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.

President Gregory: #4023 and #4024 administratively should have been both Mr. Freel and myself. We'll correct it in committee. Mr. Freel, you have a Resolution.

Mr. Freel presented Resolution No. 15-010 (Agenda #4025) as follows:

WHEREAS, Ordinance No. 14-026, which proposes amendments to the Zoning Map by rezoning property comprising the former Wilmington Finishing

Company, from C-6 to W-4 and R-2 zoning classifications, was introduced by City Council at its regular meeting of June 5, 2014; and

WHEREAS, pursuant to Wilm. C. §48-52, the City Planning Commission has 90 days to review and submit a report to the Mayor concerning that Ordinance;

WHEREAS, on November 20, 2014 City Council passed a resolution to extend the City Planning Commission's time for review by ninety (90) days to on or about March 2, 2015; and

WHEREAS, City Council believes it is necessary and desirable to extend the City Planning Commission's time for review by an additional 90 days through and including June 1, 2015.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF WILMINGTON, that the time for review and submission of a report by the City Planning Commission on Ordinance No. 14-026, or a Substitute thereto, is hereby extended an additional 90 days through and including June 1, 2015.

On the question:

Mr. Freel: Mr. President, this just extends the time period for the Planning Commission to review the rezoning request for the old Wilmington Finishing Company.

President Gregory: The Clerk will call the roll.

Upon a motion of Mr. Freel, seconded by Mr. Williams, the aforementioned Resolution was received, adopted as read and directed to be recorded and filed by the following Yea and Nay Roll Call Vote: Yeas, Council Members Chukwuocha, Congo, Darius Brown, Shabazz, Prado, Dorsey Walker, Williams, Freel, Michael Brown and Wright, and Council President Gregory. Total, eleven. Nays, none. Absent, Council Members Cabrera and Walsh. Total, two.

President Gregory: Declare it adopted.

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

President Gregory: Thank you. Mr. Michael Brown.

Mr. Michael Brown: Yes Mr. President, nothing tonight. Thank you for asking.

President Gregory: Ms. Cabrera. I'm sorry. Mr. Wright.

Mr. Wright: Nothing tonight Mr. President, thank you.


PETITIONS AND COMMUNICATIONS

Council Members announced committee meetings/civic association meetings and community events throughout their districts. Council Members spoke of the following: Wilmington Education Advisory Council; 2nd District Neighborhood Planning Council hosting a community walk on February 24th at 5:00pm; meeting with Delaware Center for Horticulture at Urban Promise School on February 26th at 6:00pm regarding Wilmington's first and only Urban Farm; Wilmington.tweetmyjobs.com; complaints from residents that the police will no longer be attending civic associations; residents were encouraged to attend civic association meetings; congratulations were expressed to Andy DiSabatino who is retiring from EDIS Company; everyone was encouraged to give a hug to a young person that you may see in the streets; although there will not a community policing officer at the civic association meetings, it was duly noted that there will be a Police Captain present at all civic association meetings; everyone was encouraged to check on the elderly during the cold weather; and including but not limited to the Household Hazardous Waste and Shredding event will be on March 7th from 8:00am to 2:00pm.

President Gregory encouraged all Council Members to review the following items: Interim Report from the Governor's Task Force; the four Ordinances that were introduced tonight and referred to the Finance Committee; and Bulletin 55, which was issued by the Insurance Commissioner as it relates to the City of Wilmington's Pension Fund for Firefighters.

ADJOURNMENT

Upon a motion of Mr. Wright, seconded by Ms. Shabazz/Mr. Freel, Council adjourned at 7:02 p.m. Motion prevailed.

Attest: 

Maribel Seijo, City Clerk