

*Wilmington, Delaware
Louis L. Redding
City/County Building
March 12, 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, Darius Brown*, Shabazz, Prado, Dorsey Walker, Williams, Freel, Michael Brown, Cabrera, Walsh and Wright, and Council President Gregory. Total, twelve. Absent, Council Member Congo. Total, one.

MINUTES

After reading a portion of the minutes of February 19, 2015, upon a motion of Ms. Walsh, seconded by Mr. Freel, it was moved they be accepted as written. Motion prevailed.

REPORT OF COMMITTEES

The City Clerk read the following committee report:

<u>Public Works & Transportation Committee Member</u>	<u>Present</u>	<u>Absent with Leave</u>	<u>Absent w/out Leave</u>
Hanifa G.N. Shabazz, Chair	X		
Michael A. Brown, Sr.		X	
Nnamdi O. Chukwuocha	X		
Samuel Prado			X
Robert A. Williams	X		

President and Members of Council of
The City of Wilmington

Date: 2/18/15

Ladies and Gentlemen:

We, your Public Works & Transportation Committee, to who was referred **Ordinance No. 14-055** entitled:

AN ORDINANCE TO ENACT CERTAIN PARKING REGULATIONS

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

Respectfully submitted, Members of
Public Works & Transportation Committee
/s/Hanifa Shabazz, Chair
/s/Nnamdi O. Chukwuocha
/s/Robert A. Williams

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

*Note: At this time, Mr. Darius Brown was marked present.

The City Clerk read the following committee report:

<u>Public Works & Transportation Committee Member</u>	<u>Present</u>	<u>Absent with Leave</u>	<u>Absent w/out Leave</u>
Hanifa G.N. Shabazz, Chair	X		
Michael A. Brown, Sr.		X	
Nnamdi O. Chukwuocha	X		
Samuel Prado			X
Robert A. Williams	X		

President and Members of Council of
The City of Wilmington

Date: 2/18/15

Ladies and Gentlemen:

We, your Public Works & Transportation Committee, to who was referred
Ordinance No. 14-056 entitled:

AN ORDINANCE TO ENACT CERTAIN TRAFFIC PARKING
REGULATIONS

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

Respectfully submitted, Members of
Public Works & Transportation Committee
/s/Hanifa Shabazz, Chair
/s/Nnamdi O. Chukwuocha
/s/Robert A. Williams

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

The City Clerk read the following committee report:

<u>Health, Aging & Disabilities Committee Member</u>	<u>Present</u>	<u>Absent with Leave</u>	<u>Absent w/out Leave</u>
Robert A. Williams	X		
Darius J. Brown		X	
Charles M. "Bud" Freel		X	
Sherry Dorsey Walker		X	
Justen A. Wright		X	

President and Members of Council of
The City of Wilmington

February 25, 2015

Ladies and Gentlemen:

We, your Health, Aging & Disabilities Committee, met on the above date at 5:00 p.m., Council Member Robert A. Williams presiding. The following items were discussed:

- Presentation on the healthcare issues surrounding offenders re-entering the community by Cathy McKay, CEO and Founder of Connections, CSP

Respectfully submitted, Members of
Health, Aging & Disabilities Committee
/s/Roberta A. Williams, Chair

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

The aforementioned presentation for the Health, Aging and Disabilities did not require to be voted out of committee.

The City Clerk read the following committee report:

<u>Finance Committee Member</u>	<u>Present</u>	<u>Absent with Leave</u>	<u>Absent w/out Leave</u>
Charles M. "Bud" Freel	X		
Michael A. Brown Sr.	X		
Samuel Prado			X
Hanifa G.N. Shabazz	X		
Loretta Walsh		X	

President and Members of Council of
The City of Wilmington

March 2, 2015

Ladies and Gentlemen:

We, your Finance Committee, to who was referred **Ordinance No. 15-004**
entitled:

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

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

Respectfully submitted, Members of
Finance Committee
/s/Charles M. Freel, Chair
/s/Michael A. Brown, Sr.
/s/Hanifa Shabazz
/s/Theopalis K. Gregory, Sr., Ex Officio

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

The City Clerk read the following committee report:

<u>Finance Committee Member</u>	<u>Present</u>	<u>Absent with Leave</u>	<u>Absent w/out Leave</u>
Charles M. "Bud" Freel	X		
Michael A. Brown Sr.	X		
Samuel Prado			X
Hanifa G.N. Shabazz	X		
Loretta Walsh		X	

President and Members of Council of
The City of Wilmington

March 2, 2015

Ladies and Gentlemen:

We, your Finance Committee, to who was referred **Ordinance No. 15-005**
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 ADOPTING THE ANNUAL OPERATING BUDGET FOR THE FISCAL YEAR BEGINNING ON JULY 1, 2014 AND ENDING ON JUNE 30, 2015

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

Respectfully submitted, Members of
Finance Committee
/s/Charles M. Freel, Chair
/s/Michael A. Brown, Sr.
/s/Hanifa Shabazz
/s/Theopalis K. Gregory, Sr., Ex Officio

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

The City Clerk read the following committee report:

<u>Finance Committee Member</u>	<u>Present</u>	<u>Absent with Leave</u>	<u>Absent w/out Leave</u>
Charles M. "Bud" Freel	X		
Michael A. Brown Sr.	X		
Samuel Prado			X
Hanifa G.N. Shabazz	X		
Loretta Walsh		X	

President and Members of Council of
The City of Wilmington

March 2, 2015

Ladies and Gentlemen:

We, your Finance Committee, to who was referred **Ordinance No. 15-006** 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 JUNE 30, 2014 AND ENDING ON JUNE 30, 2015

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

Respectfully submitted, Members of
Finance Committee
/s/Charles M. Freel, Chair
/s/Michael A. Brown, Sr.
/s/Hanifa Shabazz
/s/Theopalis K. Gregory, Sr., Ex Officio

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

The City Clerk read the following committee report:

<u>Housing, Licenses & Inspections Committee Member</u>	<u>Present</u>	<u>Absent with Leave</u>	<u>Absent w/out Leave</u>
Samuel Prado	X		
Darius J. Brown	X		
Maria D. Cabrera	X		
Nnamdi O. Chukwuocha	X		
Hanifa G.N. Shabazz	X		
Sherry Dorsey Walker	X		

President and Members of Council of
The City of Wilmington

March 4, 2015

Ladies and Gentlemen:

We, your Housing, Licenses & Inspection Committee, to who was referred **Ordinance No. 15-002** 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"

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

Respectfully submitted, Members of
Housing, Licenses & Inspections Committee
/s/Samuel Prado, Chair
/s/Darius J. Brown
/s/Maria D. Cabrera

/s/Nnamdi O. Chukwuocha
 /s/Hanifa Shabazz
 /s/Sherry Dorsey Walker
 /s/Theopalis K. Gregory, Sr., Ex Officio

Upon a motion of Mr. Prado, seconded by Ms. Walsh, the aforementioned 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	X		
Michael A. Brown Sr.		X	
Maria D. Cabrera		X	
Ernest "Trippi" Congo, II	X		
Hanifa G.N. Shabazz		X	
Sherry Dorsey Walker	X		

President and Members of Council of
 The City of Wilmington

Date: March 11, 2015

Ladies and Gentlemen:

We, your Education, Youth & Families Committee, met on the above date at 6:00 p.m., Councilman Nnamdi O. Chukwuocha presiding. The following items were discussed:

Governor Markell's Wilmington Educational Advisory Committee's (WEAC) Interim Recommendations Presentation

Respectfully submitted, Members of
 Education, Youth & Families Committee
 /s/Nnamdi O. Chukwuocha, Chair
 /s/Ernest Congo, II
 /s/Sherry Dorsey Walker
 /s/Theopalis K. Gregory, Sr., Ex Officio

Upon a motion of Mr. Chukwuocha, seconded by Ms. Walsh, the aforementioned Report was received, recorded and filed. Motion prevailed.

Mrs. Seijo (City Clerk): I'm sorry Mr. President I think there's a correction on that last one.

Ms. Shabazz: With the Education Committee meeting, I was absent with leave.

Mrs. Seijo (City Clerk): Okay, so noted. Thank you.

President Gregory: So noted. Treasurer's Report.

TREASURER'S REPORT

The following Treasurer's Report dated March 12, 2015 was read into the record by the City Clerk, and upon a motion of Ms. Walsh, seconded by Mr. Freel/Mr. Williams, the Report was received, recorded and filed. Motion prevailed.

TO: THE HONORABLE MAYOR AND CITY COUNCIL OF WILMINGTON MARCH 12, 2015

102	Community Development Block Grant	M & T Bank	\$ 1.00
104	Old Non-Uniform Pension Account	M & T Bank	\$ 1,963.81
105	Police Pension Account	M & T Bank	\$ 1,401.26
106	Fire Pension Account	M & T Bank	\$ 3,621.62
107	Evidence/Found Currency Account	M & T Bank	\$ 18,593.93
108	Rent Withholding Escrow	M & T Bank	\$ 4,137.97
110	Capital Projects Account	M & T Bank	\$ 1.00
113	Non-Uniform Pension	M & T Bank	\$ 1,431.94
114	Central Deposit	M & T Bank	\$ 44,419.60
117	Cement Workers	Wilmington Savings Fund	\$ 33,428.00
118	Worker's Comp. 3 rd Party Account	M & T Bank	\$ 13,003.23
124	Non-Uniform Pension Act of 1990	M & T Bank	\$ 2,811.15
130	Payroll	M & T Bank	\$ 241,750.88
131	Pension Payroll Account	M & T Bank	\$ 28,447.90
139	Pension Healthcare Account	M & T Bank	\$ 43,574.67
	Total Cash on Hand		\$ 438,587.96

FUND CODE	FUND	INSTITUTION	INVEST. TYPE	MATURITY DATE	INTEREST RATE	INTEREST RECEIVABLE	INVESTMENT AMOUNT
116	General	M&T Bank	RP	03/12/15	0.01%	\$ 2.11	\$ 7,712,116.91
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
124	Non-Uniform 1990	WSFS	CD	03/27/15	0.30%	\$ 51.78	\$ 225,000.00
105	Police Pension	WSFS	CD	03/27/15	0.30%	\$ 54.08	\$ 235,000.00
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	WSFS	CD	04/27/15	0.30%	\$ 1,232.87	\$ 2,500,000.00
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
116	General	TD	CD	05/01/15	0.25%	\$ 863.02	\$ 2,000,000.00
116	General	TD	CD	05/15/15	0.25%	\$ 1,318.50	\$ 2,500,000.00
116	General	TD	CD	05/29/15	0.25%	\$ 1,787.68	\$ 3,000,000.00
116	General ¹	TD	CD	06/01/15	0.25%	\$ 9,351.79	\$ 15,003,965.00
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					\$ 1,476,165.00
104	Escrow Pension	Vanguard					\$ 37,561,216.00
104	Escrow Pension	Black Rock					\$ 27,463,470.00
104	Escrow Pension	Edgar Lomax					\$ 22,606,621.00
104	Escrow Pension	Wilmington Trust					\$ 47,124,368.00
104	Escrow Pension	Manning & Napier					\$ 21,764,317.00
104	Escrow Pension	Earnest Partners					\$ 18,751,270.00
104	Escrow Pension	GMO					\$ 12,270,164.00
104	Escrow Pension	MFS Management					\$ 21,944,509.00
139	Medical Escrow	Black Rock-OPEB					\$ 13,137,929.00
116	Deferred Comp.	MassMutual					\$ 39,592,846.15
	Total Investments						\$ 343,644,791.54
	Total Cash on Hand						\$ <u>438,587.96</u>
	Grand Total						\$ 344,083,379.50

¹ Budget Reserve

² SEU

/s/Henry W. Supinski
City Treasurer

NON-LEGISLATIVE BUSINESS

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

M. Brown	Commend Patrolman Justin Wilkers
M. Brown	Sympathy Dorothy R. Blackstock
Cabrera	Sympathy Charles A. Colombo
Freel	Recognize E. Andrew DiSabatino, Jr.
Gregory	Recognize Maurice Pritchett, Sr.
Gregory	Best wishes 60 th birthday Reverend Aaron Moore
Gregory	Congratulate Paulette Tyler
Gregory	Recognize head coach Monté Ross
Gregory	Congratulate Beatrice “Bebe” Ross Coker
Shabazz	Sympathy Dolores Proctor
Shabazz	Sympathy Jamar Kilgoe
Shabazz	Rick VanStory Resource Center’s 6 th Anniversary

LEGISLATIVE BUSINESS

President Gregory: Mr. Chukwuocha.

Mr. Chukwuocha: Nothing tonight Mr. President, thank you sir.

President Gregory: Mr. Congo. Mr. Darius Brown.

Mr. Darius Brown: Yes Mr. President, I have a Resolution to present.

Mr. Darius Brown presented Resolution No. 15-011 (Agenda #4026) as follows:

WHEREAS, pursuant to Wilm. C. (Charter) §8-205, a department head, board or commission of the City shall not sell or exchange any real estate belonging to the City or grant any license, easement, right-of-way or other interest over or in such real estate without advertised public notice appearing in at least one daily newspaper of City-wide distribution and “authority by general ordinance and later resolution from the Council so to do”; and

WHEREAS, Wilm. C. §2-621(a) provides that the Council shall by resolution declare a property approved for disposition and authorize the conduct of disposition proceedings by the Real Estate and Housing Department; and

WHEREAS, the provisions of Wilm. C. §2-621(c) provide that governmental agencies, governmental authorities organized pursuant to Title 22 of the Delaware Code and non-profit organizations are exempt from the City’s bid procedures and that upon the declaration of a property as surplus, by resolution of City Council, the City may negotiate an agreement of sale, lease, exchange, or other transfer of such

property owned by the City to any such governmental agency, governmental authority or non-profit organizations; and

WHEREAS, the City has acquired an interest in the properties known as 911 North Pine Street, 927 Bennett Street and 507 Vandever Avenue, being respectively Tax Parcel Nos. 26-036.30-120, 26-036.305-54 and 26-029.202-07 (collectively, the “Properties”); and

WHEREAS, in accordance with the recommendation of the Department of Real Estate and Housing, the City desires that the interest in the property be declared surplus and approved for disposition and transferred to the Wilmington Housing Partnership (“WHP”) a non-profit corporation, for the development into homeowner occupied units.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF WILMINGTON that the Council hereby declares as surplus and authorizes and approves the disposition of any interest it may have in the properties known as 911 North Pine Street, 927 Bennett Street and 507 Vandever Avenue to the Wilmington Housing Partnership, a non-profit corporation for the development into homeowner occupied units.

BE IT FURTHER RESOLVED that Council authorizes the Mayor or his designee to execute any and all documents necessary to effectuate the transfer of the properties, including any and all undertakings and assurances heretofore.

On the question:

Mr. Darius Brown: Yes Mr. President, this is a housekeeping measure for some properties that the City of Wilmington through its Real Estate and Housing Department would like to have as surplus and with the potential to dispose of.

President Gregory: The Clerk will call the roll.

Upon a motion of Mr. Darius Brown, seconded by Mr. Williams/Ms. Walsh, 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, Darius Brown, Shabazz, Prado, Dorsey Walker, Williams, Freel, Michael Brown, Cabrera, Walsh and Wright, and President Gregory. Total, twelve. Nays, none. Absent, Council Member Congo. Total, one.

President Gregory: Declare it adopted. Mr. Darius Brown.

Mr. Darius Brown: Yes Mr. President, I have an Ordinance to present.

Mr. Darius Brown presented and called for the third and final 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”

On the question:

Mr. Darius Brown: Yes Mr. President, we are currently under the development process of an eight unit housing project on Wilmington's eastside on Walnut Street and with that development there will be a creation of a back alley for access for the vehicles for those homeowners, which will be known as Victory Lane and so, based upon the recommendations of the City's Planning Commission, this Ordinance is now before us.

President Gregory: Mr. Williams.

Mr. Williams: Thank you Mr. President, I just want to point out to my distinguish gentleman from the eastside that you might want to pair up with NASCAR there and have some of our persons from Dover Motor Sport come by and take a cruise down Victory Lane. I think it would be appropriate.

Mr. Darius Brown: I have no - - nothing to do with the title. The developer chose that name.

President Gregory: The Clerk will call the roll.

Upon a motion of Mr. Darius Brown, seconded by Ms. Walsh, the .
aforementioned 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, Darius Brown, Shabazz, Prado, Dorsey Walker, Williams, Freil, Michael Brown, Cabrera, Walsh and Wright, and President Gregory. Total, twelve. Nays, none. Absent, Council Member Congo. Total, one.

President Gregory: Declare it adopted. Ms. Shabazz.

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

Ms. Shabazz: Thank you. Mr. President, I have an Ordinance to present and call for the third and final reading.

Ms. Shabazz presented and called for the third and final reading Ordinance No. 14-055 (Agenda #4007) entitled:

AN ORDINANCE TO ENACT CERTAIN PARKING REGULATIONS

Ms. Shabazz: Mr. President, I present this Ordinance - - it's a house cleaning ordinance that three areas on the City that no parking bus stop between - - No Parking Bus Stop between signs...

President Gregory: You have to move it.

Ms. Shabazz: Oh, excuse me.

On the question:

Ms. Shabazz: Yes Mr. President, I need some sleep - - this housekeeping Ordinance where three areas in the City – throughout the City where “No Parking, Bus Stop” between signs will be installed.

President Gregory: The Clerk will call the roll.

Upon a motion of Ms. Shabazz, seconded by Ms. Walsh, the aforementioned 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, Darius Brown, Shabazz, Prado, Dorsey Walker, Williams, Freel, Michael Brown, Cabrera, Walsh and Wright, and President Gregory. Total, twelve. Nays, none. Absent, Council Member Congo. Total, one.

President Gregory: Declare it adopted. Ms. Shabazz.

Ms. Shabazz: Yes Mr. President, I have another Ordinance to present and call for third and final reading.

Ms. Shabazz presented and called for the third and final reading Ordinance No. 14-056 (Agenda #4008) entitled:

AN ORDINANCE TO ENACT CERTAIN TRAFFIC/PARKING REGULATIONS

On the question:

Ms. Shabazz: This too is another housekeeping Ordinance where there were different parking and traffic regulations that need to be amended throughout the City and I call for a vote.

Ms. Walsh: Ms. - ...just...

President Gregory: Ms. Walsh.

Ms. Walsh: One thing if I may because a lot of the folks over in the Boulevard area watch this Council meeting and for them to know that the Baynard Boulevard “STOP” sign is finally getting put up. So, I get calls about it every other week. So thank you Council Member Shabazz.

President Gregory: Mr. Darius Brown.

Mr. Darius Brown: Thank you Mr. President. I had some conversation with staff around Section 7 to be removed. So, I would ask the sponsor for a friendly amendment to remove Section 7.

Ms. Shabazz: Okay and that section is in your district, correct?

Mr. Darius Brown: Correct.

Ms. Shabazz: That's fine.

President Gregory: Make the motion.

Ms. Shabazz: I make a motion that Section 7 of Ordinance 14-056 be removed out of the Ordinance.

Ms. Walsh: Second.

President Gregory: You got that? It's properly moved and seconded that Section 7 of the Ordinance be stricken – removed from the Ordinance. All those in favor so note by saying "Aye", Opposed, Abstentions. Aye's have it. Anybody else wants to speak to the Ordinance? The Clerk will call the roll.

Upon a motion of Ms. Shabazz, seconded by Ms. Walsh, the aforementioned Ordinance **As Amended**, 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, Darius Brown, Shabazz, Prado, Dorsey Walker, Williams, Freel, Michael Brown, Cabrera, Walsh and Wright, and President Gregory. Total, twelve. Nays, none. Absent, Council Member Congo. Total, one.

President Gregory: Declare it adopted. Ms. Shabazz.

Ms. Shabazz: Mr. President, I have an Ordinance to present and call for the first and second reading.

Ms. Shabazz presented and called for the first and second reading Ordinance No. 15-007 (Agenda #4027) entitled:

AN ORDINANCE TO AMEND CHAPTER 11 OF THE CITY CODE TO ADD A NEW ARTICLE VI, "ILLICIT DISCHARGE AND CONNECTION TO MS4"

This Ordinance was given two separate readings by title only and upon a motion of Ms. Shabazz and duly seconded, it was received, recorded and referred to Public Works & Transportation Committee. Motion prevailed.

President Gregory: Mr. Prado.

Mr. Prado: Mr. President, I have a Resolution to present.

Mr. Prado presented Resolution No. 15-012 (Agenda #4028) as follows:

WHEREAS, pursuant to Wilm. C. (Charter) §1-101, the City may acquire, hold, manage, and dispose of property on such terms as it deems proper for any municipal purpose; and

WHEREAS, pursuant to Wilm. C. (Charter) §8-205, the City may sell or exchange any real estate belonging to the City or grant any license, easement, right-of-way or other interest over or in such real estate with “authority by general ordinance and later resolution from Council so to do”; and

WHEREAS, Wilm. C. §2-621(a) provides that the Council shall by resolution declare a property approved for disposition and authorize the conduct of disposition proceedings by the Department of Real Estate and Housing; and

WHEREAS, Wilm. C. §2-621(c) provides, that governmental agencies, governmental authorities organized pursuant to Title 22 of the Delaware Code and non-profit organizations are exempt from the City’s bid procedures and that upon the declaration of a property as surplus, by resolution of City Council, the City may negotiate an agreement of sale, lease, exchange, or other transfer of such property owned by the City to any such governmental agency, governmental authority or non-profit organizations; and

WHEREAS, the City of Wilmington (the “City”) currently owns the parcels of real estate located at 2700 Moore Street, 2702 Moore Street, 2506 Thatcher Street, 8 East 23rd Street, 822 East 17th Street, 617 East 22nd Street, 2113 North Pine Street, 414 East 10th Street, 414 East 11th Street, and 117 North Harrison Street, being respectively Tax Parcel Nos. 26-022.20-359, 26-022.20-358, 26-030.10-166, 26-022.30-344, 26-029.40-217, 26-029.20-291, 26-029.20-225, 26-036.30-051, 26-036.10-182, and 26-034.30-249 (collectively, the “Properties”); and

WHEREAS, the Council, upon the recommendation of the Department of Real Estate and Housing, wishes to approve the disposition of 2700 Moore Street, 2702 Moore Street, 2506 Thatcher Street, 8 East 23rd Street, 822 East 17th Street, 617 East 22nd Street, 2113 North Pine Street, 414 East 10th Street, 414 East 11th Street, and 117 North Harrison Street.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF WILMINGTON that Council hereby declares the Properties to be surplus and authorizes and approves the disposition of the above-enumerated Properties.

BE IT FURTHER RESOLVED that Council hereby authorizes the Mayor or his designee to execute any and all documents necessary to effectuate disposition proceedings for the Properties, including any and all further undertakings and assurances that may be appropriate.

On the question:

Mr. Prado: Yeah this is a Resolution declaring several properties throughout the City as surplus and authorizes their disposition in Real Estate and Housing.

President Gregory: Mr. Darius Brown.

Mr. Darius Brown: Yes, I'd just like to be added as a co-sponsor.

President Gregory: So noted. The Clerk will call the roll.

Upon a motion of Mr. Prado, 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, Darius Brown, Shabazz, Prado, Dorsey Walker, Williams, Freel, Michael Brown, Cabrera, Walsh and Wright, and President Gregory. Total, twelve. Nays, None. Absent, Council Member Congo. Total, one.

President Gregory: Declare it adopted. Ms. Dorsey Walker.

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

President Gregory: Mr. Williams.

Mr. Williams: No legislative business tonight.

President Gregory: Mr. Freel.

Mr. Freel: Yes sir, I have three Ordinances for third and final.

Mr. Freel presented and called for the third and final 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 OBLIGATIONS FOR THE REMAINDER OF FISCAL YEAR 2014

On the question:

Mr. Freel: Mr. President, this is the annual reconciliation we do every year to balance our books for Fiscal Year 2014, which was the year we just closed out in June 30th. In most cases, departments did come up on a positive side and we did come up in a positive side overall to the tune of about \$1.3 million.

President Gregory: The Clerk will call the roll.

Upon a motion of Mr. Freel, seconded by Ms. Walsh, the aforementioned 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, Darius Brown, Shabazz, Prado, Dorsey Walker, Williams, Freel, Michael Brown, Cabrera and Wright, and President Gregory. Total, eleven. Nays, Council Member Walsh. Total, one. Absent, Council Member Congo. Total, one.

President Gregory: Declare it adopted.

Mr. Freel presented and called for the third and final 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 ADOPTING THE ANNUAL OPERATING BUDGET FOR THE FISCAL YEAR BEGINNING ON JULY 1, 2014 AND ENDING ON JUNE 30, 2015

On the question:

Mr. Freel: Yes Mr. President, this is an amendment to the current Budget that we're in right now. If Council remembers, we passed the five percent property tax increase for this year, which gave the Budget about \$1.4 million surplus. The Mayor has request to use in this case \$1.225 - - \$1.2 will cover the cost of police overtime and then there's a small amount \$25,000 in there to get the Town Watch website up and running.

President Gregory: Mr. Williams.

Mr. Williams: Thank you Mr. President, I know this seems like a lot of money and actually it is a lot of money and I'm thrill to see that the Town Watch Program is going to be implemented finally. I did noticed in the proposed last year during the budget session that Town Watch was included and that money got shifted over for Shot Spotters and now we're reallocating some money to get the Town Watch up and running. This overtime doesn't come as any surprise to me. What this Council has done in the past was that they had taken the cap off of the retirement whereby officers when they hit their 25th anniversary, their retirement would have been frozen; however, previous Council had removed that cap and allowed officers to continue gaining 2.5% on their pensions as a - - what you would call a deferred type of way of compensating them. Well these guys are now hitting their 30th year - 32nd year and gals are retiring on us so that created a gap in our employment whereby we had less officers so we had to pay overtime to fill those spots. Another issue that came to light to me was the Department

was working a 12-hour shift and we are now working 11-hour shift and that's currently under arbitration, it's being reviewed. However, what that did was that created a four hour gap in coverage whereby every single day the Department has to hire a sergeant and four officers to cover that gap just because we moved their shift one hour. I'm not trying to get into whether the merits of arbitration, however, that (inaudible) it will go but I just want to say that this doesn't come as any surprise. Specifically, we're looking at - - we did lose some man power, we did take a hit there, we're waiting for our class to come out that will fill us back up to our minimum strength but there are reasons for why this overtime occurred. Thank you.

President Gregory: Ms. Cabrera.

Ms. Cabrera: You know, I think that at some point we need to evaluate that when people hit certain position within the Police Department that we're not paying overtime. You know, one of the things that was discussed and I learned recently at this National League of Cities Convention is that there are police departments across America when you're at a supervisory level, you do not get this time in a half and that is one way we need to start looking at this budget when we keep saying that we don't have monies for the things that we need in the police department.

President Gregory: We have a unique situation that a lot of our supervisors are actually in unions. So, it's contractual. So, we're in a very unique situation but also, does anyone else have anything?

Ms. Walsh: Me.

President Gregory: Ms. Walsh.

Ms. Walsh: I truly think Mr. President that one of the things our department has to look at also and you know, we've been preaching this to the choral for years - you can't have thirty-five vacancies. You just can't have it.

President Gregory: That's right.

Ms. Walsh: Classes has to be smaller. You know, the training period have dropped off over the years too where the folks we're putting on the streets are not trained half as hard as they used to be with twice as many people in these classes. It's not like everybody didn't know there was a class and that people weren't recommending that go in with a smaller class and I think that if we look at some of folks that have even left since this class has started, you're going to see that they should be recruiting for a class right now and that there should even be a backup list that they can go to where when they're doing a whole lot of background checks and stuff, they can just be done - - to be put on these background - on these background list. So, I think they have to recognize that. Don't wait until eighteen, nineteen, twenty down. Start the process moving when you hit a much lower number and that's all I have to say.

President Gregory: (inaudible) that the Police Department is being audited at this time to see if we can have some efficiencies and better management. I know that attrition was a problem and that it was anticipated about eight to ten people would be leaving and more left than they thought. So, that's an unforeseeable situation but I do agree that we have to start a class. We should be starting one now...

Ms. Walsh: Exactly.

President Gregory: ...because you can't get thirty-one, thirty-five down when you have attrition of someone leaving (inaudible). The Clerk will call the roll.

Upon a motion of Mr. Freel, seconded by Ms. Walsh/Mr. Prado, the aforementioned 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, Shabazz, Prado, Dorsey Walker, Williams, Freel, Michael Brown, Cabrera, Walsh and Wright, and President Gregory. Total, eleven. Nays, Council Member Darius Brown. Total, one. Absent, Council Member Congo. Total, one.

President Gregory: Declare it adopted. Mr. Freel.

Mr. Freel: One more.

Mr. Freel presented and called for the third and final 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 JUNE 30, 2014 AND ENDING ON JUNE 30, 2015

On the question:

Mr. Freel: Yes Mr. President, this Ordinance is transferring \$2.125 million from the General Fund unassigned fund balance to the Housing Strategic Fund and I'm going to kind of lump into three categories. About \$325,000 is going to be used to implement some new strategies dealing with vacant houses, which will include trying to leverage some City money with additional outside money; \$600,000 is to support some projects within the Wilmington Housing Partnership that they're already moving on - - many of these are vacant properties that they are rehabbing; and then there's going to be \$1.2 million for future housing projects. I'm going kind of pleased to sit here tonight, I've worked on housing and vacant property issues probably for fifteen years and when we've had some successes I think we can say that we still have a long way to go. The City has been working on a new strategy for many months now to really go after this

problem. I think we're in the process now where you going to see some internal policies being changed; we're going to probably see some future legislation over the next several months and we're working very closely with the Attorney General's Office to have enabling legislation passed in Dover to allow the establishment of a land bank here in Wilmington and there's been a lot of discussion about land banks. They've been used in a lot of cities throughout the country. Some successful and some not so successful.

But, what I really wanted to point out tonight and I didn't want to lose focus on is what we're trying to do is tackle the issue of vacant and abandoned properties here in Wilmington. We were fortunate enough to have a report done for us by the Center for Community Progress, which is an excellent organization and that's – their whole focus is on vacant and abandoned properties and, if you just indulged for a second, I just want to read two short pieces of the report that was issued in December and one they talked specifically about Wilmington and they said that there is, *there's definitely a link between vacancy and crime, and how these vacant and abandoned properties become havens for criminal activity and under mind the neighborhood sense of security, the real estate market and its ability to attract private investment. For example, city fire officials stated, that fires in vacant and abandoned properties are common and that the emergency response unit is often dispatched these properties to assist in drug overdosed victims and then National Studies will tell you, that vacant and abandoned properties, destabilized neighborhood attract crime, create fires and safety hazards and drive down property values and drain local tax dollars.*

So, when we look at this, this isn't just housing we're talking about, it's not just bricks and mortar, in my opinion trying to tackle this vacant and abandoned property here in Wilmington is really a public safety issue. So, I'm hoping we can step forward tonight, put some money out there, get things moving and hopefully by this Summer we'll be announcing the kick-off of the land bank and really start trying to make some progress on this issue.

President Gregory: Ms. Walsh.

Ms. Walsh: Thank you Mr. President. Thank you for the explanation Mr. Freel. I was not going to support this tonight because of how the Administration had been explaining this whole operation to us and I've decided to support it this evening because I believe with the State on board with all the studies going on about us right now that this is just another tool that would have to be used if we are going to entirely become the vibrant city that we now see in many other neighborhoods - because we do have very successful and vibrant neighborhoods throughout our City but that should be the luxury we have in every one of our neighborhoods. So, if this is going to help attain, even you know, a hundred more feet of that than I'll be support of it this evening. Thank you Mr. President.

President Gregory: Thank you. Mr. Darius Brown.

Mr. Darius Brown: Thank you Mr. President. I've heard lots of conversation around housing and some different verbiage has been used. We talk about a comprehensive city plan; we talk about housing; we talk about a Wilmington neighborhood conservancy and we talk about a land bank and, for me, the land bank, which is a part of this legislation tonight, is a tool. It's a tool like many other tools that we have used in years past almost to the point of a program and after a while whether it's a program of an elected official or of an Administration, there seems to be a lack of interest in that tool and many of the tools sit on the side on the shelf and there's other things that become priorities. So, I'm hoping that even though the land bank is a part of this legislation, we do not omit the core value of housing in the City of Wilmington and what our responsibilities are as a city to leverage city dollars to create housing, to create livable neighborhoods, to create a desirable housing stock, not only for the residents of the City of Wilmington but to also attract new residents to our city and so, I'm supportive of the idea of a land bank but to me it's just a tool and in much of this dialogue that I have heard over the last month and even months, it's as if we're putting the land bank before housing and I don't want us to look at you surfing the mission and the purpose of the City's Real Estate and Housing Department. They are our housing arm. They should be our housing arm and we should be working with them and those other things should be added tools to that but we should not just, you know, to me, it's as if we're looking at our Real Estate and Housing Department and putting them to the waste side and creating these other entities. Thank you.

President Gregory: Mr. Michael Brown.

Mr. Michael Brown: Yes Mr. President, I've decided that I was going to support this tonight and I had some reservations until we had that meeting the other day when we had three (3) department heads sit before us and the question was asked and we got a commitment - - we got a commitment that the money, especially this \$1.2, would not be all over the place. It would be under one shop is what I've described and what I asked. One, which would be the Real Estate and Housing and they committed that that money would come out of there and all I'm asking now and since it's going to be - - it's just committed to come out of Real Estate and Housing, that we get a commitment from them - - a commitment, a report ever three (3) months, every ninety (90) days whether that money has been used or not used. We get a commitment from them in terms of where we stand with the finances. We need to watch that very carefully. So, I will support it.

President Gregory: Ms. Shabazz.

Ms. Shabazz: Thank you Mr. President. You know, hearing my colleagues speak about whether this is a tool and it is a program and actually where it is to go and who has the authority over it and who is guiding it, one of the major people that I think that must be at the table it be major stake holders and develop it in revitalization of these neighborhoods are the current residents who live in those neighborhoods now who are already homeowners and that they have a voice and, there are a lot of

revitalization plans that the community through the civic associations have come together and have stated and have organized as to how they want their neighborhoods to be. Who else best knows how the neighborhood should be but the people who live there ten, twenty, thirty years. So, I just want to make sure that in all who comes together to make this governance that there is definite a major proportion of stake holders of the current residents who live in the neighborhoods so those are better - - have the vision or the resources and the use of this tool - - don't put a neighborhood - - don't build a neighborhood that is not - - that it wasn't as conducive to the neighbors that are living there.

President Gregory: Ms. Cabrera.

Ms. Shabazz: And, I will support this tonight.

President Gregory: Thank you.

Ms. Cabrera: Yeah, I too had to do a little bit more investigation just to make sure that you know, we're moving forward in the right direction and we do have to show that we're making an investment in our city and what we're doing here in order to make sure that the State also sees that we're putting up what we need to do for them to also to approve and support the additional funding not to mention that there's private funding involved and they also wanted to make the investment that we have to be able to make that investment. So, I do plan to support this. I think that report that Councilman Freel read from is an excellent report. It's a blueprint on how we can move our city forward. One of the things that I do with every homicide and shootings, I go to the locations and one of the common factors that I find every single time is the amount of vacant and abandoned properties. 24th & Lamont – twelve (12) - - I counted twelve (12) vacant properties within a four (4) block radius. We have had two (2) homicides in that area in the last six (6) months. So, you know, definitely this housing issue, I strongly believe is attributing to a lot of the crime. They're working hand in hand. So, if we deal with one, we'll be able to see a difference with the public safety and the crime. They're simultaneous plans that have to be working at the same time and we just can't ignore this anymore and now that we have some support coming from the State, some of the funding coming in and private partnerships, I just feel very strong that we have to move forward somehow. I know that some others still have questions and we're a little hesitant and I agree we have reason to be but we got to do something. We can't just sit and do nothing.

President Gregory: Mr. Williams.

Mr. Williams: Thank you Mr. President. I think it's very important that we are the leaders in this area; that we take this thing and we're first in line. It comes as no surprise that we're a land mock as a city. We're not annexing anything. We're not going to grow anytime soon but we can do is we can invest in what we have. This puts all the players on the same field; gives everybody a fair stab at this and I think that this is positive legislation to start moving our city forward.

President Gregory: Well actually this is, reflects a vision and path forward for sustaining and growing our housing stock in the City of Wilmington and to addressing blight. I'm glad to see we have this kind of support for this legislation. Also, I want to just express my appreciation for the Administration in the negotiations that we engaged in back and forth and all the many, many presentations and explanations that we engaged in. It was really well done. I'm going to abort my comments because I'm going to go and then Mr. Freel's going to go. Ms. Dorsey Walker.

Ms. Dorsey Walker: Thank you Mr. President. I too would like to thank the Administration for being thorough and talking to us making sure that - - well I can personally say that they did a really good job of speaking to me as a Councilperson and explaining the land banking and explaining the dynamics of what their initiative is in moving forward. I'm very appreciative of Councilman Freel's explanation on this evening and I too shall be supporting this legislation.

President Gregory: There were a lot of internal discussions also among Councilpersons, philosophical policy and we just decided that this is the best way to position us moving forth in terms of our vision for addressing blight in the City of Wilmington and again, I want to thank everybody for their participation. \$350,000 will go towards the continual development of the land bank; \$600,000 Wilmington Housing Partnership for two projects that are close to being shovel ready if not shovel ready; the other \$1.2 million will go to the Housing Strategic Fund. If it's used up for appropriately it will be used appropriately, if not, then we'll have some monies left over and we again, if the land bank is up and ready July 1 or sometime after that we can just transfer monies into a land bank. So, I think it's an excellent opportunity for the City of Wilmington to move forward. This is the kind of things that we talk about or learned when we went to the Harvard - - for the Harvard experience - a group of us, again, I'm just thankful for the kind of debate and discussion that took place as we move this forward. Mr. Freel.

Mr. Freel: Yes Mr. President, I really just wanted to piggy back on Council Member Brown's request. It would be good if we could get a regular report whether it's monthly or quarterly and I'd like to see how monies are being spent or committed and what the balance is of that Housing Strategic Fund so we can kind of stay on top of it and I don't have to try to remember to ask Marchelle to check on it and that type of thing.

President Gregory: Mr. Prado will you call those meetings? That's Housing, you going to call a Housing Committee meeting?

Mr. Prado: Sure.

President Gregory: They'll come in and present and we'll do it through the Housing Committee. We have a vehicle for doing that.

Mr. Prado: I can do that. It makes sense.

President Gregory: Alright?

Mr. Prado: Yeah.

President Gregory: Alright then.

Mr. Freel: But I'd rather not - - then we have to remember to make sure it's on the agenda every three (3) months. I'd like to request to the Administration if they send us something - - it can be a one page thing.

President Gregory: We will do that.

Mr. Freel: Yeah (inaudible)...

President Gregory: And it will go through the Housing Committee.
Okay?

Mr. Freel: Thank you.

President Gregory: The Clerk will call the roll.

Upon a motion of Mr. Freel, seconded by Ms. Walsh, the aforementioned 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, Darius Brown, Shabazz, Prado, Dorsey Walker, Williams, Freel, Michael Brown, Cabrera, Walsh and Wright, and President Gregory. Total, twelve. Nays, none. Total, one. Absent, Council Member Congo. Total, one.

President Gregory: Declare it adopted. Mr. Michael Brown.

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

Mr. Michael Brown presented and called for the first and second reading Ordinance No. 15-008 (Agenda #4029) entitled:

AN ORDINANCE TO AMEND CHAPTER 37 OF THE CITY
CODE REGARDING PARKING OF COMMERCIAL
VEHICLES AND BUSES

This Ordinance was given two separate readings by title only and upon a motion of Mr. Michael Brown, seconded by Mr. Williams/Ms. Walsh, it was received, recorded and referred to the Public Safety Committee. Motion prevailed.

President Gregory: Ms. Cabrera.

Ms. Cabrera: Nothing this evening.

President Gregory: Ms. Walsh.

Ms. Walsh: No legislation, thank you.

President Gregory: Mr. Wright.

Mr. Wright: No legislation.

PETITIONS AND COMMUNICATIONS

There were no petitions and communications presented this evening.

ADJOURNMENT

Upon a motion of Mr. Michael Brown, seconded by Mr. Williams,
Council adjourned at 7:27 p.m. Motion prevailed.

Attest: Maribel Seijo
Maribel Seijo, City Clerk