

*Louis L. Redding
City/County Building
April 4, 2013*

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, D. Brown, Prado, Dorsey Walker, Williams, Freel, M. Brown, Cabrera, Walsh, and Council President Gregory. Total, ten.

MINUTES

After reading a portion of the minutes of March 21, 2013, upon a motion of Ms. Walsh, seconded by Mr. D. Brown, it was moved they be accepted as written. Motion prevailed.

REPORT OF COMMITTEES

Mr. Freel presented the following two-committee reports:

<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	
Theo Gregory	X		

DATE: 4/1/13

President and Members of Council of
The City of Wilmington

Ladies and Gentlemen:

We, your Finance Committee, to who was referred **Ordinance No. 13-007**
entitled:

A REFUNDING PROJECT ORDINANCE APPROVING AND AUTHORIZING THE FINANCING OF A REFUNDING PROJECT FOR THE DELAWARE ART MUSEUM, INC.; MAKING CERTAIN FINDINGS WITH RESPECT THERETO; AUTHORIZING THE ISSUANCE OF CITY OF WILMINGTON REVENUE REFUNDING BONDS IN AN AGGREGATE PRINCIPAL AMOUNT NOT TO EXCEED \$24,000,000; AND AUTHORIZING OTHER NECESSARY ACTION

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

Respectfully submitted, Members of Finance Committee
 /s/Charles M. Freel
 /s Michael A. Brown, Sr.
 /s/Samuel Prado
 /s/Theopalis K. Gregory, Sr., Ex Officio Member

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

<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	
Theo Gregory	X		

Date: 4/1/13

President and Members of Council of The City of Wilmington

Ladies and Gentlemen:

We, your Finance Committee, to who was referred **Ordinance No. 13-008** entitled:

AN ORDINANCE CONSTITUTING BUDGET AMENDMENT NO. 6 TO ORDINANCE NO. 12-019 TO AMEND THE POSITION ALLOCATION LIST FOR FISCAL YEAR 2013 BY MAKING CHANGES IN THE MAYOR'S OFFICE; AND APPROPRIATE THE USE OF GENERAL FUND

**BALANCE BY AMENDING THE FY2013 OPERATING
BUDGET ORDINANCE**

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

Respectfully submitted, Members of
Finance Committee
/s/Charles M. Freel
/s/Samuel Prado
/s/Theopalis K. Gregory, Sr., Ex Officio Member

Upon a motion of Mr. Freel, seconded by Ms. Walsh, the aforementioned Report with one abstention (M. Brown), was received, recorded, and filed. Motion prevailed.

TREASURER'S REPORT

The following Treasurer's Report dated April 4, 2013 was read into the record by the City Clerk, and upon a motion of Ms. Walsh, seconded by Mr. Freel, the Report was received, recorded and filed. Motion prevailed.

TO: THE HONORABLE MAYOR AND CITY COUNCIL OF WILMINGTON April 4, 2013

102	Community Development Block Grant	M & T Bank	\$ 1.00
104	Old Non-Uniform Pension Account	M & T Bank	\$ 1,072.22
105	Police Pension Account	M & T Bank	\$ 5,055.86
106	Fire Pension Account	M & T Bank	\$ 2,284.60
107	Evidence/Found Currency Account	M & T Bank	\$ 233,870.45
108	Rent Withholding Escrow	M & T Bank	\$ 4,137.97
110	Capital Projects Account	M & T Bank	\$ 382,481.89
113	Non-Uniform Pension	M & T Bank	\$ 1,291.70
114	Central Deposit	M & T Bank	\$ 26,032.95
117	Cement Workers	Wilmington Savings Fund	\$ 33,335.66
118	Worker's Comp. 3 rd Party Account	M & T Bank	\$ 13,003.21
124	Non-Uniform Pension Act of 1990	M & T Bank	\$ 1,116.32
130	Payroll	M & T Bank	\$ 209,649.83
131	Pension Payroll Account	M & T Bank	\$ 39,076.14
139	Pension Healthcare Account	M & T Bank	\$ <u>38,700.89</u>
	Total Cash on Hand		\$ 991,110.69

FUND CODE	FUND	INSTITUTION	INVEST. TYPE	MATURITY DATE	INTEREST RATE	INTEREST RECEIVABLE	INVESTMENT AMOUNT
116	General	M&T Bank	RP	04/04/13	0.25%	\$ 57.92	\$ 8,455,040.00
116	General	WSFS	CD	04/05/13	0.30%	\$ 920.54	\$ 2,000,000.00
110	Capital	WSFS	CD	04/17/13	0.30%	\$ 6,164.38	\$ 10,000,000.00
116	General ¹	TD	CD	04/18/13	0.25%	\$ 6,852.72	\$ 14,292,802.00
116	General	WSFS	CD	04/19/13	0.30%	\$ 902.54	\$ 2,000,000.00
124	Non-Uniform 1990	WSFS	CD	04/25/13	0.30%	\$ 1,141.72	\$ 4,790,000.00
105	Police Pension	WSFS	CD	04/25/13	0.30%	\$ 63.16	\$ 265,000.00
110	Capital ²	TD	CD	04/26/13	0.25%	\$ 84.47	\$ 425,260.75
110	Capital	WSFS	CD	05/01/13	0.30%	\$ 1,280.54	\$ 1,900,000.00
110	Capital	WSFS	CD	05/01/13	0.30%	\$ 18,105.53	\$ 24,476,000.00
116	General	WSFS	CD	05/03/13	0.30%	\$ 1,052.05	\$ 2,000,000.00
110	Capital ³	TD	CD	05/06/13	0.25%	\$ 738.45	\$ 1,540,195.00
116	General	WSFS	CD	05/17/13	0.30%	\$ 1,282.19	\$ 2,000,000.00
116	General	WSFS	CD	05/31/13	0.30%	\$ 1,380.82	\$ 2,000,000.00
116	General	WSFS	CD	06/03/13	0.30%	\$ 5,301.36	\$ 5,000,000.00
110	Capital	WSFS	CD	06/03/13	0.30%	\$ 986.31	\$ 2,000,000.00
514	Risk Management	WSFS	CD	07/11/13	0.50%	\$ 7,564.25	\$ 1,512,851.52
515	Worker's Comp.	WSFS	CD	07/11/13	0.50%	\$ 7,564.25	\$ 1,512,851.52
104	Escrow Pension	Affinity Wealth					\$ 1,005,597.00
104	Escrow Pension	Vanguard					\$ 17,694,738.00
104	Escrow Pension	Black Rock					\$ 51,724,709.00
104	Escrow Pension	Edgar Lomax					\$ 25,731,134.00
104	Escrow Pension	Wilmington Trust					\$ 30,986,619.00
104	Escrow Pension	Manning & Napier					\$ 23,704,680.00
104	Escrow Pension	Earnest Partners					\$ 11,644,082.00
104	Escrow Pension	GMO					\$ 10,591,744.00
139	Medical Escrow	Merrill Lynch					\$ 9,730,081.00
116	The Hartford	Deferred Comp.					\$ 32,465,290.00
	Total Investments						\$ 301,448,674.79
	Total Cash on Hand						\$ 991,110.69
	Grand Total						\$ 302,439,785.48

¹ Budget Reserve

² Lincoln Towers BAN

³ SEU

/s/Henry W. Supinski
City Treasurer

NON-LEGISLATIVE BUSINESS

Upon a motion of Ms. Walsh, seconded by Mr. D. Brown/Mr. M. Brown, the following non-legislative resolutions were accepted into the record:

All Council	Commend Housing Opportunities of Northern Delaware, Inc.
Cabrera/Council	Salute Former Director of Economic Development Joseph G. DiPinto
Cabrera	Congratulate Wilmington Police Department Inspector Victor Ayala
Cabrera	Congratulate Wilmington Police Department Captain Sherri Tull
Cabrera	Welcome Arturo Sandoval
Gregory/M. Brown	Sympathy Stacey L. Tymes
Gregory/M. Brown	Sympathy Franklin C. Royal
Gregory/M. Brown	Sympathy Rebecca “Becky” Griffin
M. Brown	Retirement John H. Shehee
Walsh/Shabazz	Farewell Father John Charles Frambles, O.F.M.
Williams	Commend Wilmington Police Department Patrolman Alexander Marino
Williams	Commend Wilmington Police Department Senior Corporal William J. Draper, Jr.
Williams	Commend Wilmington Police Department Officer Sarah Peffer
Williams	Commend Wilmington Police Department Corporal Scott Burris
Wright	Pastor William L. Carter’s 10 th Anniversary

Upon a motion of Ms. Walsh, seconded by Mr. D. Brown, Council returned to regular order of business. Motion prevailed.

LEGISLATIVE BUSINESS

President Gregory: Mr. Chukwuocha.

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

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

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

Mr. D. Brown presented Resolution No. 13-019 as follows:

WHEREAS, Wilmington City Council deems it befitting and proper that the New Castle County Courthouse located at 500 North King Street, Wilmington, Delaware (the “Courthouse”) be named the “Leonard L. Williams Justice Center” in honor of Judge Leonard L. Williams’ innumerable contributions to the City of Wilmington and to New Castle County throughout his life; and

WHEREAS, Judge Leonard L. Williams was a civil rights advocate, an academic scholar, and a philanthropist; and

WHEREAS, Judge Williams was one of the first African-American students to attend the University of Delaware and was the fifth African-American to be admitted to the Delaware Bar; and

WHEREAS, Judge Williams, under the tutelage of his mentor Louis L. Redding, Esquire, worked on landmark civil rights cases to abolish segregation in education, housing, employment and public accommodations in the State of Delaware; and

WHEREAS, the City of Wilmington, on February 4, 1998, as the legal owner of the land parcel known as 500 North King Street, properly executed and recorded with the New Castle County Recorder of Deeds a Declaration of Restriction thereon; and

WHEREAS, in honor of Judge Williams' lifelong service to the community, the Declaration of Restriction required that any courthouse built at 500 North King Street be named the "Leonard L. Williams Justice Center"; and

WHEREAS, the City of Wilmington, as grantor, and the State of Delaware, as grantee, executed an Agreement for Sale of the 500 North King Street property on or about July 22, 1998 *subject to* the terms of the Declaration of Restriction; and

WHEREAS, in conveyance of the said property, a deed was properly recorded on September 30, 1998, with the New Castle County Recorder of Deeds; and

WHEREAS, Judge Leonard L. Williams, the Delaware civil rights pioneer, retired Municipal Court Judge and esteemed public servant, died peacefully on March 2, 2013.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF WILMINGTON, that City Council respectfully urges the State of Delaware, as grantee and legal and equitable owner of the Courthouse at 500 North King Street, Wilmington, Delaware, to, with great haste, satisfy its agreed upon obligation of naming the New Castle County Courthouse the "Leonard L. Williams Justice Center" in honor of Judge Leonard L. Williams.

Mr. D. Brown: Yes Mr. President. This Resolution recognizes the contributions of Judge Leonard L. Williams, who was civil rights advocate and academic scholar and philanthropist here in the City of Wilmington, New Castle County and the State of Delaware. I want to take a minute to - - because I think it's important to note that Judge Williams was also one of the first African American students at the University of Delaware and was also the fifth African American to be admitted to the Delaware Bar. He has been a mentor to many minorities of various ethnicities and was very involved in the development and the continued success of the multi-cultural judges and lawyers Division of Delaware State Bar and has contributed to many activities and initiatives throughout our State. So, this Resolution suits that naming of the New Castle County Courthouse be in his honor as the "Leonard L. Williams Justice Center."

President Gregory: Thank you. Anyone else?

Ms. Cabrera: I would like to be a co-sponsor as well.

President Gregory: Ms. Cabrera as a co-sponsor.

Mrs. Seijo: So noted.

President Gregory: I was in City Council in the 90's when the Council voted as a part of the transfer of the land where the courthouse now sits from the City to the State. There was a restrictive covenant or some language put in that was duly recorded with the Deeds in the Recorder of Deeds. So anyone buying the property would have noted that they bought the property with that covenant. So, it's not just a Resolution we're sending to Dover saying, name the property, it is in fact a part of the legal process that took place in the 90's. The judicial system has elected, I guess technically not to name the courthouse because it's New Castle County, Kent County Courthouse and Sussex Courthouse. But if you want to give it a name at this point in time it would be consistent with the restrictive covenant or restrictive language that exist in the Deed and is duly recorded with the Deed with the Recorder of Deeds. Anyone else? Clerk will call the roll.

Upon a motion of Mr. D. Brown, seconded by 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, D. Brown, Prado, Dorsey Walker, Williams, Freil, M. Brown, Cabrera, Walsh and Council President Gregory. Total, ten. Nay, none. Absent, Council Members Congo, Shabazz and Wright. Total, three.

President Gregory: Declare it adopted. Mr. Prado.

Mr. Prado: No legislation Mr. President. Thank you.

President Gregory: Ms. Dorsey Walker.

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

President Gregory: Mr. Williams.

Mr. Williams: No legislation this evening Mr. President.

President Gregory: Mr. Freil.

Mr. Freil: One Ordinance for third and final.

Mr. Freil presented and called for the third and final reading Ordinance No. 13-007 entitled:

A REFUNDING PROJECT ORDINANCE APPROVING
AND AUTHORIZING THE FINANCING OF A
REFUNDING PROJECT FOR THE DELAWARE ART
MUSEUM, INC.; MAKING CERTAIN FINDINGS WITH

RESPECT THERETO; AUTHORIZING THE ISSUANCE
OF CITY OF WILMINGTON REVENUE REFUNDING
BONDS IN AN AGGREGATE PRINCIPAL AMOUNT
NOT TO EXCEED \$24,000,000; AND AUTHORIZING
OTHER NECESSARY ACTION

Mr. Freel: Yes Mr. President. Briefly, in 2003 the City awarded to the Delaware Art Museum revenue bonds to do an expansion of the art museum. I think they did a beautiful job. Hopefully most of my colleagues agree that the art museum is a true asset for the City. So, what they're doing now is just refinancing the outstanding amount obviously to take opportunity with better interest rates that exist today. I did want to just read the part of one sentence from our legal counsel Saul Ewing and it says, "the Bond is a special and limited obligation to the City and does not constitute a general obligation or liability of or a charge against the general credit or taxing powers of the City but shall be payable solely from amounts payable by the borrower on the loan agreement note and the mortgage." So, there's no obligation on the City's part here if there is a default in anyway of the loan.

President Gregory: Thank you. Any other comments? 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, D. Brown, Prado, Dorsey Walker, Williams, Freel, M. Brown, Cabrera, Walsh and Council President Gregory. Total, ten. Nay, none. Absent, Council Members Congo, Shabazz and Wright. Total, three.

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

Mr. M. Brown: Yes Mr. President. I have three (3) Resolutions tonight, 3804.

Mr. M. Brown presented Resolution No. 13-020 as follows:

WHEREAS, by its Ordinance No. 97-051, amending Section 2-363 of the City Code, the Council deemed it necessary and proper to specify the requirements for review and approval of City-sponsored grant applications and proposals, including a requirement for Council approval by resolution, and including authorization for expedited grant applications in any situation in which a City office or department is required to file an application or proposal for grant funds prior to the next regular meeting of Council, in which case the application may be submitted to Council for its approval and ratification subsequent to its submission to the issuing agency; and

WHEREAS, the City, through the Wilmington Police Department, has sought to obtain grant funding from the State of Delaware Criminal Justice Council for State funds in the amount of \$20,000.00; and

WHEREAS, the said grant will provide for a Domestic Violence Warrant Execution Team; and

WHEREAS, the said grant require a local match in the amount of \$5,000.00; and

WHEREAS, in order to qualify for the grant and receive the funding, the application for said grant had to be submitted in advance of City Council approval by resolution; and

WHEREAS, the Council deems it necessary and proper to authorize the Wilmington Police Department to accept the grant from the State of Delaware Criminal Justice Council for \$20,000.00 for the aforesaid purpose.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF WILMINGTON that the Wilmington Police Department is hereby authorized to accept grant funding from the State of Delaware Fund to Combat Violent Crime in the amount of twenty thousand dollars (\$20,000.00).

Mr. M. Brown: Yes Mr. President this a grant the Wilmington Police Department has file with the Criminal Justice Council for \$20,000 and the only matching fund is \$5,000. This match - - this grant is for Domestic Violence Warrant Execution Team.

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

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

President Gregory: Declare it adopted. Mr. Brown.

Mr. M. Brown: Yes Mr. President. I have another Resolution to present.

Mr. M. Brown presented Resolution No. 13-021 as follows:

WHEREAS, by its Ordinance No. 97-051, amending Section 2-363 of the City Code, the Council deemed it necessary and proper to specify the requirements for review and approval of City-sponsored grant applications and proposals, including a requirement for Council approval by resolution, and including authorization for expedited grant applications in any situation in which a City office or department is required to file an application or proposal for grant funds prior to the next regular meeting of Council, in which case the application may be submitted to Council for its approval and ratification subsequent to its submission to the issuing agency; and

WHEREAS, the City, through the Wilmington Police Department, has sought to obtain grant funding from the State of Delaware Criminal Justice Council for State funds in the amount of \$5,000.00; and

WHEREAS, the said grant will provide for Cold Case Investigation Technology; and

WHEREAS, the said grant do not require a local match; and

WHEREAS, for timing purposes, the application for said grant had to be submitted in advance of City Council approval by resolution; and

WHEREAS, the Council deems it necessary and proper to authorize the Wilmington Police Department to accept the grant from the State of Delaware Criminal Justice Council for \$5,000.00 for the aforesaid purpose.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF WILMINGTON that the Wilmington Police Department is hereby authorized to accept grant funding from the State of Delaware Criminal Justice Council in the amount of five thousand dollars (\$5,000.00).

Mr. M. Brown: Yes Mr. President. This is just a - - not just a just. This is a \$5,000 grant to be - - for the Cold Case Investigation Technology down at the Wilmington Police Department. There is no matching fund for this.

President Gregory: Anybody else? Clerk will call the roll.

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

President Gregory: Declare it adopted. Mr. Brown.

Mr. M. Brown: Yes Mr. President. I have one more Resolution to present and I would ask the Clerk to read it in its entirety.

Mr. M. Brown presented Resolution No. 13-022 as follows:

WHEREAS, James M. Baker arrived in Wilmington in 1966 via a Greyhound bus on an assignment as a VISTA community worker; and

WHEREAS, from that non-descript arrival nearly 50 years ago until the present day, James M. Baker emerged, through his decades of community involvement, as one of the most respected and admired public figures in the history of the City of Wilmington; and

WHEREAS, James M. Baker's knowledge and history of the people of Wilmington earned him the trust of the public he served for 12 years as a District City Council Member, 16 years as President of Wilmington City Council and 12 years as Mayor of Wilmington; and

WHEREAS, James M. Baker was the first African American to be elected President of Wilmington City Council and is the only Mayor in the history of our City to serve three consecutive four-year terms; and

WHEREAS, James M. Baker's early public service career was highlighted by accomplishments such as an effort to revitalize Wilmington's historic Riverfront, creation of the City's rainy day budget reserve to safeguard against fiscal crises, tax exemptions for senior residents, the Wilmington Home Ownership Program, the Design Review Commission, the Advisory Commission on Minority Affairs, legislation outlawing discrimination, and the establishment of the Wilmington Civil Rights Commission; and

WHEREAS, James M. Baker's tenure as Mayor will be forever remembered for its strong fiscal management initiatives, a stabilization and strengthening of Wilmington's neighborhoods through increased homeownership, new and expanded business development, continued development of the City's riverfronts and adoption of Wilmington's first-ever greening program—all of which will produce benefits for the City long into the future; and

WHEREAS, James M. Baker's mayoral terms in office resulted in a period of growth and prosperity not seen in the City of Wilmington since World War II, and his energy, creativity, and passion to serve resulted in a remarkable legacy that will long support and inspire generations of Wilmingtonians.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF WILMINGTON, that Council deems it necessary and proper to name the newly constructed City Council Conference Room in honor of former Mayor and City Council President, James M. Baker.

Mr. M. Brown: Yes Mr. President. That is exactly why I asked the Clerk to read in its entirety. It speaks for itself Mr. President. The former Mayor was the longest tenure sitting President of City Council. And what you have done since you've taken - - been elected to that office and come up and your innovation and the way that you have revitalized some movement within Council itself and the positions that has been taken in terms of making Council look more presentable, you have presented us with a conference room. A conference room Mr. President and I thought it would be very – I thought it would be very well deserved by naming that conference room after the longest serving President, which is the former Mayor James M. Baker. And I had asked previously for the support of the entire Council and they've all said yes when I spoke to them about. So, that is why this Resolution was read in full.

President Gregory: Any other comment?

Ms. Cabrera: Can I be added?

President Gregory: Everybody is on the Resolution.

Mrs. Seijo: Cabrera.

President Gregory: Isn't everyone on the Resolution?

Mrs. Seijo: I'm not sure.

President Gregory: Yeah, I think so but if you're not, you're on it. Mr. Prado.

Mr. Prado: I just wanted to make sure because I didn't see the other Council members' names on here that's why but I wanted to be a co-sponsor.

President Gregory: Everyone's name is on the Resolution.

Mr. M. Brown: Not on the paper Sir.

President Gregory: It's not on the paper?

Mr. M. Brown: No, it's not.

President Gregory: Okay. So, we'll put everyone's name on it. Mr. Brown already counts has everyone. Ms. Cabrera.

Ms. Cabrera: Yeah, I didn't want to seem over-zealous but I didn't see my name on there.

President Gregory: Ms. Walsh.

Ms. Walsh: So when a little plaques done for this, is all this going to be on the plaque?

President Gregory: It won't be a little plaque then.

Ms. Walsh: Yeah, that's what I was thinking.

President Gregory: Okay, all right but....

Ms. Walsh: I was wondering if you guys were giving him ten percent. No?

President Gregory: We're going to do (inaudible) stream - - electronic, where the words just keep going on like that.

Ms. Walsh: (inaudible) the other side.

President Gregory: Okay but the only questions raised about the this was not the merit of it but the questions that was raised, shouldn't we do more and certainly we will look to do more but this is a start and this is immediate. Also, you should not give me credit like - - you should not give me credit for a lot of things that take place in Council. The person who thought of doing the conference room was Marchelle Basnight, our Deputy Clerk. It was not my idea, it was her idea and then we talked it over but that was not me that was her. Clerk will call the roll.

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

President Gregory: Declare it adopted. Ms. Cabrera.

Ms. Cabrera: No business today. Thank you.

President Gregory: Ms. Walsh.

Ms. Walsh: Yes, I have one piece of legislation.

Ms. Walsh presented and called for the third and final reading Ordinance No. 13-008 entitled:

AN ORDINANCE CONSTITUTING BUDGET AMENDMENT NO. 6 TO ORDINANCE NO. 12-019 TO AMEND THE POSITION ALLOCATION LIST FOR FISCAL YEAR 2013 BY MAKING CHANGES IN THE MAYOR'S OFFICE; AND APPROPRIATE THE USE OF GENERAL FUND BALANCE BY AMENDING THE FY2013 OPERATING BUDGET ORDINANCE

Ms. Walsh: This is a request by the Mayor's Office for actually an employee assigned to Constituent Services who was working out of class for quite a bit and they went through all the proper channels. So, it is an increase and a change in her job description.

President Gregory: Any other questions? Clerk will call the roll.

President Gregory: I thought you were going to abstain?

Mr. M. Brown: Excuse me.

Mrs. Seijo: Michael.

Mr. M. Brown: Oh, I apologize. I need to remove my name from my vote
Mr. President.

President Gregory: That's correct. You're abstaining.

Mrs. Seijo: You're marking Present?

Mr. M. Brown: I'm going to abstain. I apologize.

President Gregory: Because of a possible conflict.

Mr. M. Brown: That is correct. I was not thinking. Thank you Mr. President for looking over here.

Upon a motion of Ms. Walsh, seconded by Mr. D. Brown, 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, D. Brown, Prado, Dorsey Walker, Williams, Freel, Cabrera, Walsh and Council President Gregory. Total, nine. Nay, none. Present, Council Member M. Brown. Total, one. Absent, Council Members Congo, Shabazz and Wright. Total, three.

President Gregory: Declare it adopted. Mr. Chukwuocha has legislation for Mr. Wright.

Mr. Chukwuocha: Yes Mr. President. I have a Resolution to present on behalf of At-Large Member Wright.

On behalf of Mr. Wright, Mr. Chukwuocha presented Resolution No. 13-023 as follows:

WHEREAS, by way of House Bill No. 9 an amendment to the Constitution of the State of Delaware was proposed during the 146th Session of Delaware General Assembly; and

WHEREAS, House Bill No. 9 is the first leg of a Constitutional Amendment that eliminates the existing five-year waiting period before eligible felons who have fully discharged their sentences may have their voting rights restored; and

WHEREAS, House Bill No. 9 was adopted by at least two-thirds of all Members elected to each house of the General Assembly and also was supported by resolution of the 105th Session of Wilmington City Council; and

WHEREAS, House Bill No. 10 is the second leg of the Constitutional Amendment that would eliminate the five-year waiting period before eligible felons may have their voting rights restored; and

WHEREAS, this Act, which is sponsored by State Representative Helene Keeley on behalf of the late Hazel D. Plant, was recently passed by a 32-9 bi-partisan vote by the Delaware House of Representatives and shall now be known as the "Hazel D. Plant Voter Restoration Act."

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF WILMINGTON, that Council fully supports the "Hazel D. Plant Voter Restoration Act" and further encourages all Senate members to vote to approve House Bill No. 10.

Mr. Chukwuocha: Yes Mr. President. This is a Resolution to galvanize the fork for House Bill No. 10, which is the second leg of the Constitutional Amendment that would eliminate the five-year waiting period for eligible felons to restore their voting rights. It's being sponsored by Representative Helene Keeley on behalf of the late Representative Plant. And it recently passed in a bi-partisan vote 32-9 in the House of Representatives and it is - - the Act is known as the "Hazel D. Plant Voter Restoration Act." We're hoping and encouraging with this Resolution to encourage our Senators, the members of Senate to support this Bill and our Resolution again to galvanize that support Mr. President.

President Gregory: Any other comments or questions? Mr. Williams.

Mr. Williams: Just a quick question Mr. President. Who would monitor this and how would it be monitored?

President Gregory: I don't know.

Mr. Chukwuocha: I don't know as well.

President Gregory: Let me ask - - let me answer your question.

Mr. Williams: Yes Sir.

President Gregory: You said who would monitor this. What is it to be monitored?

Mr. Williams: It says, "once they are fully discharged their sentence". Who alternately makes the determination of sentence to discharge? All fines, everything has been paid?

Ms. Walsh: Exactly.

President Gregory: Either - - there will be a probation officer or either The Board of Pardons...there will be an entity in the State to do that.

Mr. Williams: Thanks.

President Gregory: Just from a system standpoint. Any other questions or comments?

Ms. Walsh: Mr. President, if I can just elaborate a little bit on that.

President Gregory: Absolutely.

Ms. Walsh: Because of the amount of victims that might be looking at this too - - that does include all the fines including the victims compensation fine where one may have had an assessment put on them. So, yes, everything has to be done.

President Gregory: To that - - in (inaudible) a pardon, you have to be three to five years removed from the consequences resulting from your conviction. So it's absolutely the Board of Pardons. Okay. Clerk will call the roll.

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

President Gregory: Declare it adopted. Okay. We're going to go to petitions and communications.

PETITIONS AND COMMUNICATIONS

The Council Members announced committee and civic meetings, and community events in their districts as well as spoke of Mayor Williams' town hall meetings. Council Members encouraged residents to become active and involved in their civic associations and as well as to get involved in other events going on throughout their neighborhoods. In addition, residents were encouraged to call in concerns and issues (i.e. nuisance issues) and to be engaged in their communities around those issues. Comments were made around community policing restructuring and the drop of community policing officers from 24 to 9. Comments were also made regarding crime (i.e. shootings) and the need of attention regarding this matter. Residents were encouraged to support and patronize not just the local businesses but also the arts organizations and little shops. President Gregory stated that he looks forward to working with each Council Member as they move into the budget process. He also stated that beginning May 1st he will be attending neighborhood meetings through a special invite either by a Council member and/or through any neighborhood association. President Gregory stated to the members of Council that it has been a pleasure working with them since their installation. He feels this is the beginning of a really good Council.

ADJOURNMENT

Upon a motion of Ms. Walsh, and properly moved by President Gregory, Council adjourned at 7:49 p.m. Motion prevailed.

Attest:


Maribel Seijo, City Clerk