

*Wilmington, Delaware
Louis L. Redding
City/County Building
December 17, 2015*

Council met in regular session on the above date at 6:30 p.m., President Theopolis 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 Darius Brown, Shabazz, Prado*, Dorsey Walker, Williams, Freel, Cabrera**, Walsh and Wright*, and Council President Gregory. Total, ten. Absent, Council Members Chukwuocha, Congo and Michael Brown. Total, three.

MINUTES

After reading a portion of the minutes of December 3, 2015, upon a motion of Ms. Walsh, seconded by Mr. Freel/Ms. Shabazz, it was moved they be accepted as written. Motion prevailed.

REPORT OF COMMITTEES

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		

December 2, 2015

President and Members of Council of
The City of Wilmington

Ladies and Gentlemen:

We, your Housing, Licenses & Inspection Committee, to who was referred
Ordinance No. 14-033 entitled:

AMEND CHAPTERS 4 AND 34 OF THE CITY CODE REGARDING
PAINTING OF EXTERIOR SURFACES ON BUILDINGS AND
REPAIR OF FENCES

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

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

President Gregory: We'll mark Mr. Wright present and Mr. Prado present
please.

Mrs. Seijo (City Clerk): So noted.

*Note: At this time, Mr. Wright and Mr. Prado were marked present and reflected in the
minutes herein (Roll Call).

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

DATE: 12/2/15

Ladies and Gentlemen:

We, your Housing, Licenses & Inspection Committee, to who was referred
Ordinance No. 15-046 entitled:

AN ORDINANCE TO AMEND CHAPTER 35 OF THE CITY CODE
REGARDING PROCEDURES AND ENFORCEMENT OF FAIR
HOUSING COMPLAINTS

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/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/Ms. Shabazz, the
above 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	

December 2, 2015

President and Members of Council of
The City of Wilmington

Ladies and Gentlemen:

We, your Finance Committee, to who was referred **Ordinance No. 15-049**
entitled:

AN ORDINANCE TO AUTHORIZE CONTRACT 15055DFPS –
PARKING CITATION AND COLLECTION SERVICES – WITH
XEROX STATE AND LOCAL SOLUTIONS, INC.

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/Samuel Prado
/s/Hanifa Shabazz
/s/Theopalis K. Gregory, Sr., Ex Officio

Upon a motion of Mr. Freel, seconded by Mr. Williams/Ms. Walsh, the
above 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	

December 2, 2015

President and Members of Council of
The City of Wilmington

Ladies and Gentlemen:

We, your Finance Committee, to who was referred **Ordinance No. 15-050**
entitled:

AN ORDINANCE TO AUTHORIZE CONTRACT 15056DFPS –
DIGITAL PARKING PERMIT SYSTEMS – WITH XEROX STATE
AND LOCAL SOLUTIONS, INC.

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/Samuel Prado
/s/Hanifa Shabazz
/s/Theopalis K. Gregory, Ex Officio

Upon a motion of Mr. Freel, seconded by Mr. Williams/Ms. Walsh, the above 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	

December 2, 2015

President and Members of Council of
The City of Wilmington

Ladies and Gentlemen:

We, your Finance Committee, to who was referred **Ordinance No. 15-055**
entitled:

AN ORDINANCE TO AUTHORIZE CONTRACT 16004DFPS –
PURCHASING CARD PROGRAM – WITH BANK OF AMERICA
MERRILL LYNCH

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/Samuel Prado
/s/Hanifa Shabazz
/s/Theopalis K. Gregory, Sr., Ex Officio

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

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		

December 14, 2015

President and Members of Council of
The City of Wilmington

Ladies and Gentlemen:

We, your Public Safety Committee, met on the above date at 5:00 p.m.,
Councilwoman Loretta Walsh presiding. The following item was discussed:

- A Resolution to approve the City of Wilmington's acceptance of a grant from the Philadelphia-Camden High Intensity Drug Trafficking area
- Update on Fire Over-time
- Update on Police Over-time

Respectfully submitted, Members of
Public Safety Committee
/s/Ernest "Trippi" Congo, II
/s/Loretta Walsh
/s/Robert A. Williams

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

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

December 14, 2015

Ladies and Gentlemen:

We, your Public Safety Committee, to who was referred **Ordinance No. 15-042** entitled:

AN ORDINANCE TO AUTHORIZE CONTRACT 16037PDPS –
BUILDING MANAGEMENT SERVICES, PUBLIC SAFETY
BUILDING – WITH ASSET MANAGEMENT ALLIANCE

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

Respectfully submitted, Members of
Public Safety Committee
/s/Ernest “Trippi” Congo, II
/s/Loretta Walsh
/s/Robert A. Williams

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

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		

December 14, 2015

President and Members of Council of
The City of Wilmington

Ladies and Gentlemen:

We, your Public Safety Committee, to who was referred **Ordinance No. 15-052** entitled:

AN ORDINANCE TO AUTHORIZE AN AMENDMENT TO EXTEND
CONTRACT PD12016 – ALARM REGISTRATION AND
MANAGEMENT SERVICES, INC. – WITH XEROX STATE AND
LOCAL SOLUTIONS, INC.

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

Respectfully submitted, Members of
Public Safety Committee
/s/Ernest “Trippi” Congo, II
/s/Loretta Walsh
/s/Robert A. Williams

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

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		

December 14, 2015

President and Members of Council of
The City of Wilmington

Ladies and Gentlemen:

We, your Public Safety Committee, to who was referred **Ordinance No.
15-053** entitled:

AN ORDINANCE TO AUTHORIZE CONTRACT 16050FDPS –
AMBULANCE SERVICE FOR CITY OF WILMINGTON – WITH
ST. FRANCIS HOSPITAL, INC.

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

Respectfully submitted, Members of
Public Safety Committee
/s/Ernest "Trippi" Congo, II
/s/Loretta Walsh
/s/Robert A. Williams

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

President Gregory: Mark Ms. Cabrera present please.

Mrs. Seijo (City Clerk): So noted.

****Note:** At this time, Ms. Cabrera was marked present and reflected in the minutes herein (Roll Call).

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		

December 16, 2015

President and Members of Council of
The City of Wilmington

Ladies and Gentlemen:

We, your Public Works & Transportation Committee, to who was referred
Ordinance No. 15-054 entitled:

AN ORDINANCE AUTHORIZING THE CITY TO ENTER INTO
A LEASE AGREEMENT WITH OPTION TO PURCHASE FOR
THE PARCEL OF LAND LOCATED AT 401 GARASCHESS LANE

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/Samuel Prado
/s/Robert A. Williams

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

TREASURER'S REPORT

The following Treasurer's Report dated December 17, 2015 was read into
the record by the City Clerk, and upon a motion of Ms. Walsh, seconded by Mr. Freel
and Ms. Shabazz, the Report was received, recorded and filed. Motion prevailed.

TO: THE HONORABLE MAYOR AND CITY COUNCIL OF WILMINGTON December 17, 2015

102	Community Development Block Grant	M & T Bank	\$ 1.00
104	Old Non-Uniform Pension Account	M & T Bank	\$ 3,396.81
105	Police Pension Account	M & T Bank	\$ 692,835.54
106	Fire Pension Account	M & T Bank	\$ 3,958.80
107	Evidence/Found Currency Account	M & T Bank	\$ 219,656.16
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	\$ 98,930.52
117	Cement Workers	Wilmington Savings Fund	\$ 33,463.28
118	Worker's Comp. 3 rd Party Account	M & T Bank	\$ 13,003.23
124	Non-Uniform Pension Act of 1990	M & T Bank	\$ 5,990.75
130	Payroll	M & T Bank	\$ 305,486.29
131	Pension Payroll Account	M & T Bank	\$ 21,698.13
139	Pension Healthcare Account	M & T Bank	\$ 214.80
	Total Cash on Hand		\$ 1,404,206.22

FUND CODE	FUND	INSTITUTION	INVEST. TYPE	MATURITY DATE	INTEREST RATE	INTEREST RECEIVABLE	INVESTMENT AMOUNT
116	General	M&T Bank	RP	12/17/15	0.01%	\$ 1.48	\$ 5,372,887.00
116	General	WSFS	CD	12/22/15	0.30%	\$ 1,561.64	\$ 2,000,000.00
116	General	WSFS	CD	12/22/15	0.30%	\$ 1,209.86	\$ 1,600,000.00
124	Non-Uniform 1990	WSFS	CD	12/29/15	0.30%	\$ 511.27	\$ 2,145,000.00
106	Fire Pension	WSFS	CD	12/29/15	0.30%	\$ 41.71	\$ 175,000.00
116	General	WSFS	CD	01/08/16	0.30%	\$ 1,775.34	\$ 2,000,000.00
116	General	TD	CD	01/11/16	0.25%	\$ 342.47	\$ 2,000,000.00
116	General	TD	CD	01/15/16	0.25%	\$ 534.25	\$ 1,500,000.00
116	General	WSFS	CD	01/22/16	0.30%	\$ 2,005.47	\$ 2,000,000.00
116	General	WSFS	CD	01/25/16	0.30%	\$ 1,183.56	\$ 1,500,000.00
116	General	TD	CD	02/05/16	0.30%	\$ 621.37	\$ 1,200,000.00
116	General	TD	CD	02/05/16	0.35%	\$ 498.63	\$ 1,000,000.00
110	Capital	TD	CD	02/19/16	0.38%	\$ 3,868.31	\$ 4,083,085.92
116	General	WSFS	CD	02/19/16	0.35%	\$ 1,476.71	\$ 2,200,000.00
116	General ¹	TD	CD	03/15/16	0.39%	\$ 17,019.15	\$ 15,169,686.00
110	Capital	WSFS	CD	03/15/16	0.35%	\$ 12,492.98	\$ 14,476,000.00
110	Capital	TD	CD	03/18/16	0.38%	\$ 12,389.05	\$ 10,000,000.00
110	Capital ²	TD	CD	03/18/16	0.30%	\$ 1,329.21	\$ 1,540,195.00
110	Capital	WSFS	CD	05/20/16	0.40%	\$ 19,945.20	\$ 10,000,000.00
514	Risk Management	WSFS	CD	07/11/16	0.40%	\$ 22,805.15	\$ 5,670,097.05
515	Worker's Comp	WSFS	CD	07/11/16	0.40%	\$ 22,805.15	\$ 5,670,097.05
110	Capital	WSFS	CD	11/18/16	0.50%	\$ 99,726.02	\$ 20,000,000.00
104	Escrow Pension	Affinity Wealth					\$ 1,493,559.00
104	Escrow Pension	Vanguard					\$ 42,560,335.00
104	Escrow Pension	Black Rock					\$ 24,595,093.00
104	Escrow Pension	Edgar Lomax					\$ 21,710,610.00
104	Escrow Pension	Wilmington Trust					\$ 44,420,798.00
104	Escrow Pension	Manning & Napier					\$ 10,324,231.00
104	Escrow Pension	Earnest Partners					\$ 17,629,823.00
104	Escrow Pension	GMO					\$ 11,540,377.00
104	Escrow Pension	MFS Management					\$ 22,504,635.00
104	Escrow Pension	American Funds					\$ 10,278,349.00
139	Medical Escrow	Black Rock-OPEB					\$ 13,983,121.00
116	Deferred Comp.	MassMutual					\$ 39,266,505.00
	Total Investments						\$ 371,609,484.02
	Total Cash on Hand						\$ 1,404,206.22
	Grand Total						\$ 373,013,690.24

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:

All Council	Sympathy Marjorie Ash-Ferrell
All Council	Recognize Mark Oller
Cabrera	Recognize St. Michael's School and Nursery, Inc. 125 th Anniversary
Congo	Recognize Kool Kids Learning Center
Freel	Commend Charles Henry Gaffeney - "Battle of the Bulge" Veteran
Gregory/M. Brown	Sympathy Barbara A. Griffin
Gregory	Retirement Fred C. Sears, II
Gregory	Retirement Samuel E. Lathem
Gregory/M. Brown	Commend Detective Charles Puit

LEGISLATIVE BUSINESS

President Gregory: Mr. Darius Brown.

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

On behalf of President Gregory, Mr. Darius Brown presented and called for the first and second reading Ordinance No. 15-058 (Agenda #4141) entitled:

AN ORDINANCE TO AMEND CHAPTER 2 OF THE CITY CODE REGARDING THE ESTABLISHMENT OF THE CAPITAL REVIEW COMMITTEE

The above aforementioned Ordinance was given two separate readings by title only and upon a motion of Mr. Darius Brown, seconded by Mr. Williams/Ms. Walsh, the Ordinance was received, recorded and referred to the Finance Committee. Motion prevailed.

President Gregory: Ms. Shabazz.

Ms. Shabazz: Yes 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. 15-054** (Agenda #4125) entitled:

AN ORDINANCE AUTHORIZING THE CITY TO ENTER INTO A LEASE AGREEMENT WITH OPTION TO PURCHASE FOR THE PARCEL OF LAND LOCATED AT 401 GARASCHESS LANE

On the question:

Ms. Shabazz: Mr. President this Ordinance is presented before Council through the Office of Economic Development to enter into a lease to purchase – an option to purchase agreement with the Riverfront Development Corporation (RDC) regarding the property at 401 Garasches Lane. The City would eventually purchase this property and use it for a roadway connection which is part of the Christina River Bridge and Garasches Lane road development projects. This road will lead to – also encompass the continued development of the South Wilmington Wetland Project. The purchase will automatically occur after the RDC has receives a DNREC certification verifying that the property has been remediated to remove any of its contaminants. The lease agreement is for \$91,500 per acre or a total of \$300,000. There will be no additional cost on the City upon ownership of this parcel. This will also be able to – not only just do the wetland but connect us with the Christiana Crossing Bridge but it also will enable us to expand in our economic development in our – in the South Wilmington area for its industrial park.

President Gregory: Mr. Brown.

Mr. Darius Brown: Thank you Mr. President. I would be supporting the Ordinance tonight I just want to go on record in the design for this there was a street named New Sweden. I have expressed my contingent with that name being assigned to that portion of the City. New Sweden would be appropriate for the 7th Street Peninsula area of the City of Wilmington but I will support the Ordinance.

President Gregory: The Clerk will call the roll please.

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

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. 15-059 (Agenda #4142) entitled:

AN ORDINANCE TO AUTHORIZE CITY CONTRACT
16011WD – WATER DISTRIBUTION MAINTENANCE
WITH BRANDYWINE CONSTRUCTION CO., INC.

The aforementioned Ordinance was given two separate readings by title only and upon a motion of Ms. Shabazz, seconded by Mr. Williams, the Ordinance was received, recorded and referred to the Public Works Committee. Motion prevailed.

President Gregory: Mr. Prado.

Mr. Prado: Mr. President, I have an Ordinance to present and call for the third and final reading.

Mr. Prado presented and called for third and final reading Ordinance No. 15-046 (Agenda #4110) entitled:

AN ORDINANCE TO AMEND CHAPTER 35 OF THE
CITY CODE REGARDING PROCEDURES AND
ENFORCEMENT OF FAIR HOUSING COMPLAINTS

On the question:

Mr. Prado: This would – this Ordinance would establish partnership with the Human Relations – the State of Delaware’s Human Relations to take housing complaints, discrimination complaints. It used to be with Housing Opportunities in Northern Delaware but the problem was that they really had no enforcement power and they had to hand it over to the Commission anyway, so, this is ordered - going directly to them now.

President Gregory: Ms. Walsh.

Ms. Walsh: Thank you Mr. President. I’d like to ask one question. So, after our City department collects all this data, you think we’ll be able to get a copy of it?

Mr. Prado: There’s somebody that works in Real Estate and Housing who probably collect that. She’s a consultant who works there. So, she could probably do that if requested.

Ms. Walsh: Ok; thank you.

President Gregory: The Clerk will call the roll.

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

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

Ms. Dorsey Walker: No legislative business tonight Mr. President.

President Gregory: Mr. Williams.

Mr. Williams: No legislation this evening; thank you.

President Gregory: Mr. Freel.

Mr. Freel: Mr. President, I'm holding all my legislation this evening.

Mr. Freel **HELD** all of his legislation listed on the agenda (Sub. 1 to Ord. 14-033; Ord. 15-049; Ord. 15-050; and Ord. 15-055).

President Gregory: Ms. Walsh presenting on behalf of Mr. Brown.

Ms. Walsh: Yes Mr. President, I have a Resolution and several Ordinances on behalf of Council Member Brown.

On behalf of Mr. Michael Brown, Ms. Walsh presented Resolution No. 15-073 (Agenda #4143) as follows:

WHEREAS, pursuant to Section 2-363 of the Code of the City of Wilmington (the "City"), the City may apply for and receive grant funds to be used for a wide variety of City activities, subject to the approval of City Council; and

WHEREAS, the City has obtained grant funding from the Philadelphia-Camden High Intensity Drug Trafficking Area, a collaborative law enforcement program funded through the White House's Office of National Drug Control Policy, in the amount of \$30,000; and

WHEREAS, the grant funds will be used to contribute to the salary for a Special Assistant United States Attorney ("SAUSA"); and

WHEREAS, the SAUSA will support the efforts of the City of Wilmington and the United States Attorney's Office on the investigation and prosecution of violent crime in the City of Wilmington linked to gun-related crimes; and

WHEREAS, this grant does not require a local or "in kind" match; and

WHEREAS, the City Council deems it necessary and proper to authorize the City to accept the grant funds in the amount of \$30,000 from the Philadelphia-Camden High Intensity Drug Trafficking Area for the aforesaid purposes.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF WILMINGTON that the City is hereby authorized to accept grant funding from the Philadelphia-Camden High Intensity Drug Trafficking Area in the amount of \$30,000.

BE IT FURTHER RESOLVED that the Mayor, or his designee, shall be authorized to take all necessary actions to accept the grant funds to contribute towards the salary for a Special Assistant United States Attorney who will support the efforts of the City of Wilmington and the United States Attorney's Office

On the question:

Ms. Walsh: Mr. President, this is a grant that's – actually somewhat coming through the U.S. Attorney's Office not anywhere in the State for \$30,000 towards one of our folks in the Law Department.

President Gregory: The Clerk will call the roll.

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

President Gregory: Declare it adopted. Ms. Walsh.

Ms. Walsh: I have an Ordinance to present.

On behalf of Mr. Michael Brown, Ms. Walsh presented and called for the third and final reading Ordinance No. 15-042 (Agenda #4104) entitled:

AN ORDINANCE TO AUTHORIZE CONTRACT 16037PDPS –
BUILDING MANAGEMENT SERVICES, PUBLIC SAFETY
BUILDING – WITH ASSET MANAGEMENT ALLIANCE

On the question:

President Gregory: The Clerk will call the roll.

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

President Gregory: Declare it adopted. Ms. Walsh.

Ms. Walsh: I have another Ordinance to present on behalf of Council Member Brown.

Mrs. Seijo (City Clerk): Yes, thank you.

On behalf of Mr. Michael Brown, Ms. Walsh presented and called for the third and final reading Ordinance No. 15-052 (Agenda #4116) entitled:

AN ORDINANCE TO AUTHORIZE AN AMENDMENT TO
EXTEND CONTRACT PD12016 – ALARM REGISTRATION
AND MANAGEMENT SERVICES, INC. – WITH XEROX
STATE AND LOCAL SOLUTIONS, INC.

On the question:

President Gregory: The Clerk will call the roll.

Upon a motion of Ms. Walsh, seconded by Mr. Williams/Ms. Shabazz, the above 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 Shabazz, Prado, Dorsey Walker, Williams, Freel, Cabrera and Wright, and Council President Gregory. Total, eight. Nays, Council Members Darius Brown and Walsh. Total, two. Absent, Council Members Chukwuocha, Congo and Michael Brown. Total, three.

President Gregory: Declare it adopted.

Ms. Walsh: I have an Ordinance to Mr. President on behalf of Council Member Brown.

On behalf of Mr. Michael Brown, Ms. Walsh presented and called for the third and final reading Ordinance No. 15-053 (Agenda #4117) entitled:

AN ORDINANCE TO AUTHORIZE CONTRACT 16050FDPS –
AMBULANCE SERVICE FOR CITY OF WILMINGTON –
WITH ST. FRANCIS HOSPITAL, INC.

On the question:

Ms. Walsh: Mr. President, people might wonder why I'm not saying anything on these Ordinances but they're really somewhat just renewal of contracts, so, they are somewhat housekeeping measures. And, this one did cause quite a stir the last time we renewed it but St. Francis seems to be working and playing very nicely with the Wilmington Fire Department.

President Gregory: Okay. Mr. Williams.

Mr. Williams: Thank you Mr. President. As brought up during the committee meeting is that they're going to be expanding the services also and incorporating an ambulance into each Fire Station so we have adequate coverage throughout the City and I commend them for that.

President Gregory: Thank you. The Clerk will call the roll.

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

President Gregory: Declare it adopted. Ms. Cabrera.

Ms. Cabrera: Nothing this evening sir.

President Gregory: Ms. Walsh, on my behalf.

Ms. Walsh: Yes Mr. President, on your behalf, I have a - and as a co-sponsor I hope, I have a Resolution to present to Council this evening.

On behalf of President Gregory, Ms. Walsh presented Resolution No. 15-074 (Agenda #4144) as follows:

WHEREAS, the City of Wilmington and its citizens continue to be adversely affected on multiple levels by a steady rate of violent crime that is being perpetrated in certain areas of Wilmington by persons using firearms; and

WHEREAS, violent crime is injuring and killing Wilmington citizens, destroying families and changing lives forever; and

WHEREAS, the unrelenting level of violent crime is causing mounting concerns as the City seeks to stabilize and grow its residential and business bases which are key to the City's future vitality; and

WHEREAS, citizens, as well as other community representatives, and business, education and clergy leaders have all reached out at varying times to support efforts to quell violent behavior and bring about a greater community good; and

WHEREAS, the City government, through its professional policing agency, has embraced cooperative investigations and similar law enforcement efforts with other police agencies as a way to improve overall public safety; and

WHEREAS, Delaware's Governor, State Legislature and Attorney General support Wilmington's goal of working collaboratively to reduce crime and vigorously prosecute criminals, and have further supported that goal by creating the Wilmington Public Safety Strategies Commission which issued 111 recommendations for improved police management and operations to help reduce the City's violent crime rate; and

WHEREAS, the State is offering additional police department funding to the City but is requesting that the City provide timely police staffing and deployment data and that it re-engage with a crime commission consultant to accurately determine the progress made by the City to meet the commission's recommendations; and

NOW, THEREFORE, IT BE RESOLVED BY THE COUNCIL OF THE CITY OF WILMINGTON, that the Wilmington City Council implores the Mayor and Police Chief to improve public safety, reduce violent crime, and embrace cooperation with the State by immediately providing the police staffing data the State is seeking and to cooperate with the crime commission consultant by moving forward with an assessment of the implementation of the crime commission recommendations.

On the question:

Ms. Walsh: Mr. President, I think the Resolution pretty much speaks for itself that this Council, not just this year, but for three years now, community association residents, just regular residents in our streets, business owners...

Mr. Wright: Excuse me, was it moved?

Mr. Williams: Second.

Mrs. Seijo (City Clerk): It hasn't been moved.

President Gregory: Did you move it?

On the question:

Ms. Walsh: So everything I said before...corporate owners, investors in the City, every single person that is out there has been imploring that a) first we get a real deployment program; that doesn't happen, that doesn't happen, that doesn't happen and we – we hear four or five programs that are revealed to us that each have names from disrupted on down. Then we have the Governor appointing a Strategies Commission who issues a report and that doesn't happen even though we're told that yes, it did and I just have to say Mr. President, sometimes I really feel like I'm in the Wizard of Oz and that somewhere the Wizard is behind this – this box, the all and powerful Oz issuing instructions but when you finally get there and you open the box, it's not what we thought it was. And, I think just that from the Press Release that the Mayor's Office issued today, where it give all sorts of excuses and it says that the Mayor and the Chief are scheduled to meet with the Attorney General in the near future. Every single thing has been in the near future...

Ms. Cabrera: By end of year.

Ms. Walsh: ...and we – we can't afford to do that any longer. We've – we've sat back and I think from somewhat with a lot of the personalities in this Council rather patiently has waited through all of this and I think the patience are somewhat just gone. So, I encourage my Councilmembers to support this Resolution and that's all I have to say at this point.

President Gregory: Thank you. Mr. Williams.

Mr. Williams: Thank you Mr. President. As I sit here and I look to my left, less than a hundred yards away, sits the guy we're making the request for the information. Telephone, video, email, carrier pigeon, string with two cans attached to it, the communication got to take place. For \$1.5 million to add additional police officers to our city streets, I would take a truck load of information to that. There's nothing that this Department of Police is doing that's that confidential that you can't share with the top law enforcement officer of the State. I know that we're concern about the police powers', we're concern about Home Rule and Charter, etc. that stuff is something that takes place offline that's a discussion that you have to have but the citizens need this money. We don't have it. The last I went through, every budget hearing that we had, we don't have a spare \$1.5 million to beef up security. We just don't have it. We got somebody willing to give it to us and we're going to say, only if you play by rules. I, I, I just don't see that as being a practical answer. Information is available; it's not that tough. I fully support this and I think that the two gentlemen need to get in a room and have a conversation and work this thing out. Thank you.

President Gregory: Thank you. Ms. Cabrera.

Ms. Cabrera: I think that one of things that bothers me the most about all of this is that when people, not just our constituents in the City of Wilmington but those beyond are looking in, we as City Council, it doesn't matter who the individuals are, whatever work you do out in the community, you know, I know that I sit with a body of people that care about this City that go above and beyond being legislators that are hands on in this community that, you know, do that little extra and I resent being lumped into this category of those Wilmington leaders and those Wilmington officials because even if it's not us, all of us look bad in the mix. We all look like we are faulty at being leaders and my frustrations go beyond words any more. I've just given up trying to work and just do whatever I do to work around to get things done with the various department heads. But, you know, it is shameful because I think of all the mothers that are burying their children and all the mothers that are putting their children in jail for life in these situations and just the overview that people have of Wilmington, you know, one minute we're like the worst city for this, the worst city for that and then we're like top five for the best startups. We have all these great things going on around us and all of it gets lost in this cloud of doom and we have all these wonderful Wilmington neighborhoods and you know, I live right there in Trinity Vicinity, I see what goes on in West Center City

and in spite of all of it, there's some great people that are fighting so hard and you know, our citizens, our constituents need to know that we're fighting just as hard and you know, I don't know what it's going to take, I don't know what's going on over there at the Police Department, maybe they're not deploying as many people and they don't want to admit it but something has to be done and they really need to respond because this really makes all of us look bad and I for one am not happy about this and you don't want me to be unhappy.

President Gregory: Ms. Cabrera and to the others who spoke with staff, we spent the last three days trying to formulate an appropriate response and inquiry; a way of addressing this because our name has popped up more and more in this process. So, we decided that the best avenue would be this Resolution. I can tell you that for me over the last three days, Chief Cummings and I have been in some dialogue and I'm very appreciative and understanding. The end pass I believe can be worked out. I believe that if the three parties, not two because we have to include the Governor, it can be worked out but people need to talk to one another and not at one another. When I read the Resolution – but let me as a footnote – I totally disagree with restricting or taking away our policing powers. I don't think that's the way to go in this situation. But when I read the Resolution I look and it says “providing the police staffing data”, that can be FOIA in any event. But that a process and then it can be a delaying process but eventually, they're going to get the data through the FOIA process, so why don't we do it now? Why don't we just do it now as Mr. Williams so eloquently put it? Then we talk about cooperate with the Crime Commission Consultant. It doesn't say do what the Crime Commission Consultant says do. It says cooperate and that's the beginning of a conversation. So, what we're doing as legislators is appropriate; we're trying to push the process along, so, I'm hopeful that everyone supports this Resolution without exemption. There's another – in this whereas clause it says, “Whereas, there's a goal of working collaboratively to reduce crime”. So, collaboratively means, people keep talking; they keep talking to one another and not at one another until they get it right. But we've reached end pass where folks are just not even talking to one another, so we need to get folks talking to one another because that's in the best interest of the City of Wilmington and the constituents. You never stop talking. Go in a room and lock the door and you can't leave until somebody says something. There has to be a conversation to fix this for the citizens of the City of Wilmington. Ms. Shabazz.

Ms. Shabazz: Thank you Mr. President. That is so amazing that we're talking about getting \$1.5 million so that we can police – and the children that are not – don't have conflict resolution skills that can't talk about their differences and end up resulting in the lack of communication by gun violence and yet we as their leaders are doing exactly the same thing that the children are doing in the streets – not communicating, not resolving their issues like matured individuals and causing conflict and may hand. So, if we're leaders, we need to lead, nothing personal, strictly business and lead the City so it doesn't live up to the title of “Murder City USA”. Thank you Mr. President.

President Gregory: Ms. Dorsey Walker.

Ms. Dorsey Walker: Thank you Mr. President. I'm in total agreement with everything that you said as well as Councilwoman Shabazz but I also think that what needs to happen as you stated, we need to come together as one and as Councilwoman Cabrera said, we all look bad when these kinds of things are happening and to be quite honest I'm not going to sit here and point fingers. We all have a responsibility in this as leaders and legislators and working with the executive branch. We can't keep fighting one another when there's people dying in the streets. We have to overcome whatever egos and differences that we have just to save our children, just to save our community and more importantly to save our City. Thank you Mr. President.

President Gregory: Thank you. Mr. Brown.

Mr. Darius Brown: Thank you Mr. President. We all live it every day; our neighborhoods and residents in our neighborhoods hemorrhage by the criminal activity that continues to plague certain areas in the City of Wilmington. It's not everywhere. We can all name those twelve to fifteen areas that need special attention by our police department. I welcome the State supporting us willing to look at \$1.5 million coming to the City to help with police deployment but I would say that we should be able to do these things without the \$1.5 million. It should be a part of how we operate our Wilmington Police Department and the information that the General Assembly – the Attorney General and others at the State level are asking us, I know in my case and in many of my colleagues case, there's information that we've continued to ask for that we have not been privy to. I hate to think that it would take the State to say to the Administration, to tell us things that we should be able to have communication about ourselves. So, I'm in support of tonight's Resolution but I'm hoping, I am optimistic as you all – as you would say Mr. President, I'm optimistic that, you know, as we close this year and we enter into a new year that maybe come 2016, maybe come 2016 they'll think about the things that are occurring in our neighborhood and how we can push away our own individual personalities and proclivities and really look to make Wilmington the place that it deserves to be.

President Gregory: Mr. Wright.

Mr. Wright: Thank you Mr. President. I'm a bit conflicted tonight just from A to Z really. A number of things come to mind when you think about this Resolution, you know, saying that we're willing to embrace the Crime Commission Report, yet, financially we do not support some of the suggestions with technology officers and things of that nature previously from a budgetary standpoint. It seems like we're always flip flopping when it comes to, okay, let's support this we need this but then when it comes budget time for certain things than there's an outcry. As I just stated, there was some proposals on some positions that were again in the Crime Commission Report, which Council felt like we didn't need or support. So, I think it's like we – don't have line veto power but indirectly we try to exude that power. From the City standpoint

or the constituent standpoint there is a need as stated with the violence going on where we do need a concerted effort from the County, the State as well as the Wilmington Police Department to ensure the safety of not only our residents but those who visit Wilmington as well. So, it's like a no brainer to support the idea of receiving the funding but in the same breath, you know, as a business owner, you don't want to someone saying, "Oh, I'm going to give you this", and then try to dictate to you what to do or how to use it. You know, so it's kind of, again, I have mixed emotions about it. I do want to thank you for taking out the unilateral line and that issue with them taking over of the departments, so, I feel a little bit better about this Resolution because of that. So, I mean, because I really – I'm just – it's funny because again, it's just like we're here, we're there, we're here, there, we're everywhere – we're still trying to be here at the same time. So, thank you.

President Gregory: Mr. Prado didn't go yet.

Mr. Prado: I appreciate what people have said tonight but for me it's – the time for talking is done. It's time to just do what State is asking. That's how I feel. As for as these threats to Home Rule, I don't even care because all I want is a safe city. That's all I care about and if that means that there's a threat to Home Rule. That doesn't bother because I want to be city that's safe for me and my family and I want the State's help. That's all I have to say.

President Gregory: Ms. Cabrera.

Ms. Cabrera: One thing I failed to mention in my comments was that, you know, after reading the article and reading how the Fire Department budget is already over \$200,000 in overtime budget, the Police is at 58%, we want to sit here and act like we can't give the information instead of it being FOIA when we're already into our overtime. This Council sat here as I recall that I had to come back from my trip in Orlando in Florida with my family down there to come and vote to override a veto that didn't happen because we were trying to cut ten vacant positions out of the Fire Department and now what are they have to do? Cut the vacant positions and put a fire station out of commission...

President Gregory: Company.

Ms. Cabrera: ...company. So, here we are trying to be a responsibility City Council, doing everything we need to do, I have not flip flopped on anything even it means being the lone voter on this Council floor, which I haven't had to be on this issue because I think we have all performed responsibly to have some time of accountability to the residents of this City. So, I'll be damn if we're going to sit here all of a sudden, we can't give this and we can't give that. I've talk to police officers all the time. That police department is not being run correctly and I'm sure that when that information comes out, there's less police on that street than need to be.

President Gregory: Ms. Walsh.

Ms. Walsh: Yes Mr. President, something that got lost in what I was saying earlier and Council Member Brown pointed it out that the money shouldn't even be a part of the consideration for this Resolution with us tonight. That if we actually had a proper deployment plan with the amount of police officers we have in that department, we wouldn't be facing the overtime that's already been spent and we very likely would not need to have money from anybody. What we're asking and what we're promised because we can't make the rules for the police department, we can't line item things and if people would recall with the Commission Report, it didn't say, you will put these positions in there tomorrow, you will put these positions in there next month. Many times it said, if practical; if it can be done or in the future. And, it was one of things that we recognized from the Report that way, we can't do it now but perhaps in the future we'll be able to do that. And also, if we had a real deployment program, there could be things we could cut out that would enable us to do this. I don't think this Resolution does harm to anybody. I think it is simply saying, Mayor please, please, show up for these meetings and tell us how you're going to do it and what you want us to do. Thank you.

President Gregory: Mr. Wright and this is the last volley sort to speak.

Mr. Wright: You're telling me I have to speak now or?

President Gregory: Mr. Wright.

Mr. Wright: I'm good.

President Gregory: You had your hand up.

Mr. Wright: No I didn't.

President Gregory: I thought you had it up.

Mr. Wright: No sir.

President Gregory: Okay. Mr. Brown.

Mr. Brown: Thank you Mr. President. I just want to add an asterisk to some of the comments that we had and also just be reminded, you know, we talk about our neighborhoods, we talk about the crime in our neighborhoods and many of the issues of crime that we have in our neighborhoods, I believe there's a direct linkage to blight and abandonment and vacancies in housing. And, the reason why we're able to potentially use these dollars are because of individuals throughout our State and in our City through mortgage settlement funds and so, even though these dollars in this instance isn't directly specific to improving the housing stock, I believe we have to get our arms around public safety in these neighborhoods so that we can make the needed investments in those neighborhoods and improve the housing stock.

President Gregory: Thank you. Ms. Shabazz.

Ms. Shabazz: Thank you Mr. President and my comments are somewhat towards what Councilman Brown is speaking that the \$1.5 million that we're using for more policing especially when we know that the – that the final solution to our public safety is not always just policing. What we could do with that \$1.5 million in our neighborhoods and in our community centers and providing other support programs that would address the root cause that is causing some of the violence. So, we'll keep putting the money after the public safety but it's not putting the money to where – just the root causes of the violence in our neighborhoods. I mean – many organizations would do well with that \$1.5 million to provide the great services that they're putting out into the community that's making change, small increments of change but with that kind of resources they could make a major change that would not result in us putting people in prison paying \$30,000 a year for them instead of the near \$17,000 for education.

President Gregory: Senior staff and myself spent the last three days vetting this issue, talking, and Bobby Cummings was very forthcoming with very good dialogue with myself; we then talked to Matt Denn, if not directly, then someone in his office; we then talked Markell and someone in his office trying to broker something. Realizing that that was not going to happen with us, we then decided that this was the best avenue to take to do a Resolution asking folks, we recognized that this is severely important to the City of Wilmington. Go in a room, lock yourself in and don't come out until there is an agreement. Very cautious, deliberate and measured in how this was written, not to point fingers – not to point fingers but to direct the person that we're directly involved with as an executive branch to what to do because we can't do it with the other two anyway – that's not our relationship necessarily. So, we're very cautious and deliberate in how we put this together. Not to use the word dictate, we just wasn't going to do that and the word says cooperate. It says provide the policing staffing data, which they're entitled to anyway under FOIA. It says that we work collaboratively. So, folks need to talk to one another and figure this out on behalf of the folks in the City of Wilmington. We did not want to do harm to the process; we didn't want to be offensive to the process; we said how do we best inject ourselves to move this along? And, this is what we came up with. Is it perfect? Not necessarily but it's the best that we came up with for this body to consider. The Clerk will call the roll.

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

President Gregory: Declare it adopted. I entertain a motion.

ADJOURNMENT

Upon a motion of Mr. Williams, seconded by Ms. Dorsey Walker, Council adjourned at 7:46 p.m. Motion prevailed.

Attest: Maribel Seijo
Maribel Seijo, City Clerk