

*Wilmington, Delaware
Louis L. Redding
City/County Building
December 3, 2015*

Council met in regular session on the above date at 6:30 p.m., President Theopalis K. Gregory, Sr. presiding.

Invocation was given by Joe Garcia.

The Pledge of Allegiance was recited by City Council.

ROLL CALL

The following members responded to the Call of the Roll: Council Members Chukwuocha, Congo, Darius Brown, Shabazz, Prado*, Dorsey Walker, Williams, Freel, Walsh and Wright**, and Council President Gregory. Total, eleven. Absent, Council Members M. Brown and Cabrera. Total, two.

MINUTES

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

REPORT OF COMMITTEES

The City Clerk read the following committee report:

<u>Public 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		

Date: 11/18/15

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. 15-045** 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 Ms. Walsh/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

December 2, 2015

Ladies and Gentlemen:

We, your **Joint Housing, Licenses & Inspections Committee and Finance Committee**, met on the above date at 5:00 p.m., Councilman Samuel Prado presiding. The following items were discussed:

- A Resolution declaring as surplus the property located at 606 East 11th St. and 52 East 22nd St.
- A Resolution authorizing the disposition of 52 East 22nd Street to Habitat for Humanity
- A Resolution authorizing the disposition of 916 Bennett, 917 Bennett, 927 Bennett, 854 Bennett, 860 Bennett, 863 Bennett Street to the Wilmington Housing Partnership

- A Resolution authorizing acquisition of 1332 W. 5th Street
- A Resolution supporting open data (Budget)
- A Resolution authorizing Collective Bargaining Agreement for the American Federation of State, County and Municipal Employees, A.F.L. – C.I.O. Local 1102B Union Contract (Crossing Guards)

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

**Joint Housing, L&I and Finance Committees
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<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	

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, the aforementioned Report was received, recorded and filed. Motion prevailed.

TREASURER'S REPORT

The following Treasurer's Report dated December 3, 2015 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 December 3, 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	\$ 3,044.48
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	\$ 16,331.36
117	Cement Workers	Wilmington Savings Fund	\$ 33,459.43
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	\$ 179,550.64
131	Pension Payroll Account	M & T Bank	\$ 100,714.24
139	Pension Healthcare Account	M & T Bank	\$ <u>48,343.27</u>
	Total Cash on Hand		\$ 633,021.08

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FUND CODE	FUND	INSTITUTION	INVEST. TYPE	MATURITY DATE	INTEREST RATE	INTEREST RECEIVABLE	INVESTMENT AMOUNT
116	General	M&T Bank	RP	12/03/15	0.01%	\$ 2.38	\$ 8,677,364.00
116	General	TD	CD	12/03/15	0.25%	\$ 102.74	\$ 1,500,000.00
110	Capital ²	TD	CD	12/04/15	0.25%	\$ 1,107.68	\$ 1,540,195.00
116	General	TD	CD	12/04/15	0.25%	\$ 575.35	\$ 1,200,000.00
116	General	WSFS	CD	12/11/15	0.30%	\$ 1,591.23	\$ 2,200,000.00
110	Capital	WSFS	CD	12/16/15	0.30%	\$ 10,113.36	\$ 14,476,000.00
116	General	TD	CD	12/17/15	0.25%	\$ 465.76	\$ 2,000,000.00
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	01/15/16	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
110	Capital	TD	CD	02/19/16	0.38%	\$ 3,868.31	\$ 4,083,085.92
116	General ¹	TD	CD	03/15/16	0.39%	\$ 17,019.15	\$ 15,169,686.00
110	Capital	TD	CD	03/18/16	0.38%	\$ 12,389.05	\$ 10,000,000.00
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					\$ 1,436,513.00
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					\$ 39,501,070.00
	Total Investments						\$ 375,591,480.02
	Total Cash on Hand						\$ 633,021.08
	Grand Total						\$ 376,224,501.10

¹ Budget Reserve

² SEU

/s/Henry W. Supinski
City Treasurer

NON-LEGISLATIVE BUSINESS

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

Gregory/M. Brown	Sympathy Manuel Arnold Wright
Gregory	Congratulate the Wilmington Titans Football Undefeated Teams
Gregory	Recognize Paul Barry – New Horizons

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

LEGISLATIVE BUSINESS

President Gregory: Mr. Chukwuocha.

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

Mr. Chukwuocha presented Resolution No. 15-064 (Agenda #4068) as follows:

WHEREAS, pursuant to Section 2-363 of the Code of the City of Wilmington (“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, pursuant to Resolution No. 14-030, City Council authorized the Department of Parks and Recreation to receive “Safe Haven” grant funds from the State of Delaware Department of Services for Children, Youth and Their Families (“DSCYF”) in the amount of \$20,000.00 in order to extend the weekend operating hours of the William “Hicks” Anderson Community Center from July 1, 2014 through September 30, 2014; and

WHEREAS, DSCYF has offered to extend the grant to October 31, 2017 and provide additional funding of \$2,500 for each summer so that the William “Hicks” Anderson Community Center can have extended hours from June through September in years 2015-2017; and

WHEREAS, the City is not required to provide matching funds for the receipt of this multi-year grant in the total amount of \$67,500 (\$22,500 per summer for years 2015-2017), and there will be no net financial impact on the City, provided the City complies with all State requirements applicable to the Safe Haven program; and

WHEREAS, the Department of Parks and Recreation has recommended that City Council approve the City’s acceptance and use of the multi-year grant funds for the Safe Haven program in accordance with the terms of the multi-year grant, a copy of which is attached as Exhibit “A” hereto.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF WILMINGTON that the use of the herein described multi-year grant funds received from the State of Delaware for the Safe Haven program be accepted and approved, and the Mayor or his designee, the Director of Parks and Recreation, and the City Clerk are hereby authorized to execute any and all appropriate grant documents or other undertakings pursuant thereto as may be necessary.

Mr. Chukwuocha: Mr. President, I move this Resolution be received, recorded and filed, and adopted by Yea and Nay vote.

Ms. Walsh: Second

President Gregory: It's been properly moved and seconded that the Resolution be received, recorded and filed, and adopted by Yea and Nay vote.

On the question:

Mr. Chukwuocha: Yes Mr. President, this is a Resolution authorizing the City to receive a grant to extend the Safe Haven Program at our "Hicks" Anderson Community Center and it's going to – instead of having just one year where they give us the funding, it's going to be for the next three years. So, it will be from 2015 going through 2017 for this money. We wouldn't have to go back every year and reapply.

President Gregory: The 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, Congo, Darius Brown, Shabazz, Prado, Dorsey Walker, Williams, Freel and Walsh, and Council President Gregory. Total, ten. Nays, none. Absent, Council Members Michael Brown, Cabrera and Wright. Total, three.

President Gregory: Declare it adopted. Mr. Chukwuocha.

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

Mr. Chukwuocha presented and called for the first and second reading Ordinance No. 15-056 (Agenda #4131) entitled:

AN ORDINANCE TO AUTHORIZE APPROVAL OF
CONTRACT WITH CINTAS CORPORATION TO
PROVIDE UNIFORMS FOR EMPLOYEES WITH
DEPARTMENT OF PARKS AND RECREATION'S
MAINTENANCE DIVISION

The aforementioned Ordinance was given two separate readings by title only and upon a motion of Mr. Chukwuocha, seconded by Ms. Walsh, the Ordinance was referred to the Education, Youth & Families Committee. Motion prevailed.

President Gregory: Mr. Congo.

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

President Gregory: Mr. Darius Brown.

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

Mr. Darius Brown presented Resolution No. 15-065 (Agenda #4132) 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; and

WHEREAS, the City of Wilmington (the “City”) currently owns the parcels of real estate located at 854 Bennett Street, 860 Bennett Street, 863 Bennett Street, 916 Bennett Street, 917 Bennett Street, and 927 Bennett Street (collectively, the “Properties”); and

WHEREAS, the Department of Real Estate and Housing recommends that the Properties be disposed of to the Wilmington Housing Partnership; and

WHEREAS, the Council, upon the recommendation of the Department of Real Estate and Housing, wishes to approve the disposition of 854 Bennett Street, 860 Bennett Street, 863 Bennett Street, 916 Bennett Street, 917 Bennett Street, and 927 Bennett Street to the Wilmington Housing Partnership.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF WILMINGTON that Council hereby 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.

Mr. Darius Brown: Mr. President, I move this Resolution be received, recorded and filed, and adopted by Yea and Nay vote.

Mr. Williams/Ms. Walsh: Second.

President Gregory: It's been properly moved and seconded that the Resolution be received, recorded and filed, and adopted by Yea and Nay vote.

On the question:

Mr. Darius Brown: Yes Mr. President, this Resolution by the recommendation of the City's Real Estate and Housing Department authorizes the disposition of 854 Bennett Street, 860 Bennett Street, 863 Bennett Street, 916 Bennett Street, 917 Bennett Street, and 927 Bennett Street to the Wilmington Housing Partnership. These properties are both in the 3rd and 4th Districts and these properties are part of or would be a part of a continued effort for us as part of the Eastside Rising Project on Wilmington's eastside and being intentional in addressing many of the vacant and abandoned properties we have in the City of Wilmington.

President Gregory: Marked Mr. Wright Present.

Ms. Traci Owens (Deputy Clerk): So noted.

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

President Gregory: Ms. Shabazz.

Ms. Shabazz: Mr. President thank you and as a co-sponsor of this I am also in support of this and the exciting part of about this is that not only will we be getting houses put back online for homeownership but it also will – because of the – the memorandum of understanding and the collective work with Housing Partnership and the Eastside Rise, Central Baptist Community Development Corporation and their Employment Program, local residents would have gotten the training to do residential construction and they will be getting jobs in the renovation of these homes.

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

President Gregory: Declare it adopted. Mr. Brown.

Mr. Darius Brown: I have another Resolution to present.

Mr. Darius Brown presented Resolution No. 15-066 (Agenda #4133) as follows:

WHEREAS, Wilmington City Council is committed to the use of technology in providing openness and transparency in City government; and

WHEREAS, transparency is not only about access, but also about sharing and reuse. In a well-functioning, democratic society, citizens need to know what their government is doing, and they must therefore be able to freely access government data and share such information; and

WHEREAS, much of the time, citizens are only able to sporadically engage with their own government. By opening up data, citizens will be better informed and involved in decision-making, giving them the ability to contribute to the governance process; and

WHEREAS, publishing structured standardized data in machine readable formats creates new opportunities for information from different sources to be combined and presented in a manner that enables citizens to interpret and draw attention to trends or issues with greater efficiency; and

WHEREAS, in today's digital age, government has access to numerous software applications and tools to collect, organize and share public data in new and innovative ways.

NOW, THEREFORE BE IT RESOLVED BY THE COUNCIL OF THE CITY OF WILMINGTON, that the Council endorses the principles of "Open Data" through transparency and civic engagement, and further encourages the Administration to secure the software that is needed to publish and maintain public data sets.

Mr. Darius Brown: I move that this Resolution be received, recorded and filed, and adopted by Yea and Nay vote.

Ms. Walsh: Second.

President Gregory: It's been properly moved and seconded that the Resolution be received, recorded and filed, and adopted by Yea and Nay vote.

On the question:

Mr. Darius Brown: Yes Mr. President, this Resolution supports "Open Data" adoption in the City of Wilmington. It's part of a continued effort where we've had conversations with the leadership of Council and the Administration to move in this direction.

President Gregory: The Clerk will call the roll.

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

President Gregory: Declare it adopted. 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. 15-045 (Agenda #4109) entitled:

AN ORDINANCE TO ENACT CERTAIN TRAFFIC/PARKING REGULATIONS

Ms. Shabazz: Mr. President, I have a **Substitute** to present in lieu of that ordinance:

President Gregory: Substitute.

AN ORDINANCE TO ENACT CERTAIN TRAFFIC/PARKING REGULATIONS

Ms. Shabazz: Mr. President, I move that be known as the Enacting Clause of the Substitute Ordinance and call for a Yea and Nay vote.

Mr. Williams: Second.

President Gregory: It's been properly moved and seconded that be known as the Enacting Clause of the Substitute Ordinance and call for a Yea and Nay vote.

On the question:

Ms. Shabazz: Mr. President, this Ordinance approves various traffic and parking regulations throughout the City in various locations. They have been vetted through the civic associations as well as the City Council members and is somewhat considered as a housekeeping measure.

President Gregory: Mr. Darius Brown.

Mr. Darius Brown: Thank you Mr. President, I just want to highlight one portion of this Ordinance, speaks to the 800 block of East 22nd Street and I would ask the Chair – and I'll send a communication to the Public Works' Commissioner as well – the request was regarding also the 600 and 700 block of East 22nd Street. So, they may have parsed them out but just for future consideration as we look at bringing the next ordinance up.

President Gregory/Ms. Shabazz: Okay.

President Gregory: Thank you. Mr. Freel.

Mr. Freel: Mr. President, I'd like to make a friendly amendment here. I'd like to move that we delete Section 16 in its entirety.

Ms. Shabazz/Ms. Walsh: Second

President Gregory: It's been properly moved and seconded that we delete Section 16 in its entirety. On the question; all those in favor, so note by saying Aye, Opposed, Abstentions. Ayes have it. Motion carried. We return to – anybody else want to speak to the Ordinance itself? The Clerk will call the roll.

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

President Gregory: You okay Mr. Williams?

Mr. Williams: Getting there.

President Gregory: There's a little high pitch in your voice.

Mr. Williams: Yeah; I'm working on it.

President Gregory: Ms. Shabazz.

Ms. Shabazz: Mr. President, I have another Resolution...

President Gregory: Did you declare it adopted? I didn't declare it adopted?

Mrs. Seijo (City Clerk): I'm not sure.

President Gregory: Declare it adopted.

Mrs. Seijo: Thank you sir.

Ms. Shabazz: I have another Resolution to present.

Ms. Shabazz presented Resolution No. 15-067 (Agenda #4134) as follows:

WHEREAS, by its Ordinance No. 97-051, amending Section 2-363 of the City Code, the City 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 City Council approval by resolution; and

WHEREAS, the City of Wilmington Department of Public Works, Water Division seeks to implement an innovative project to conduct a cybersecurity assessment of the Wilmington Water Department Supervisory Control and Data Acquisition (“SCADA”) Systems, through services provided by Allied Control Services, Inc.; and

WHEREAS, the Delaware Department of Health and Social Services (“DHSS”) is providing ‘Drinking Water Innovation and Technology Grants’ of up to \$50,000 per project to municipalities and county drinking water utilities for innovation and technology studies and pilot programs that may be untraditional or use cutting-edge technology, which are to be reviewed and decided by DHSS’ Water Infrastructure Advisory Committee; and

WHEREAS, the Department of Public Works’ Cybersecurity Assessment fits the eligibility requirements for a ‘Drinking Water Innovation and Technology Grant’ of up to \$50,000;

WHEREAS, this Cybersecurity Assessment will cost approximately \$50,000, and the City of Wilmington therefore seeks \$50,000 to conduct this project;

WHEREAS, these ‘Drinking Water Innovation and Technology Grants’ do not require matching funds; and

WHEREAS, the City Council deems it necessary and proper to authorize the Department of Public Works to accept the aforesaid Grant from DHSS through execution of a grant agreement and any other documents necessary for the implementation of the grant.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF WILMINGTON that the Department of Public Works is hereby authorized to accept \$50,000 in grant funding from DHSS through its ‘Drinking Water Innovation and Technology Grant’ program, to support the Department of Public Works’ Water Department technological systems. A copy of the ‘Drinking Water Innovation and Technology Grant’ guidelines and application is attached hereto as Exhibit “A”. The Commissioner of Public Works or his appointee is hereby authorized to execute a grant agreement and any other documents necessary for the implementation of the grant.

Ms. Shabazz: Mr. President, this Resolution authorizes the Department of Public Works to accept a \$50,000 Drinking Water Innovation and Technology Grant from Department of Health and Social Services. There’s no matching funds...excuse me?

Mrs. Seijo (City Clerk): You didn’t move it.

Ms. Shabazz: Oh, I'm sorry. I move this Resolution be received, recorded and filed, and adopted by Yea and Nay vote.

Mr. Williams/Ms. Walsh: Second.

Ms. Shabazz: I was moving.

Mrs. Seijo (City Clerk): Thank you.

President Gregory: It's been properly moved and seconded that the Resolution be received, recorded and filed, and adopted by Yea and Nay vote.

On the question:

Ms. Shabazz: Ok, now Mr. President, this Resolution authorizes the Department of Public Works to accept this \$50,000 Drinking Water Grant – Innovation and Technology Grant from Department of Health and Social Services; there's no matching funds required for this grant.

President Gregory: The Clerk will call the roll.

Mr. Williams: And you ask if I'm okay.

President Gregory: I'm up here trying to keep myself straight. I got a terrible cold.

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

President Gregory: Declare it adopted.

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

On behalf of President Gregory, Ms. Shabazz presented and called for the first and second reading Ordinance No. 15-057*** (Agenda #4135) entitled:

AN ORDINANCE TO AMEND CHAPTER 37 OF THE CITY
CODE REGARDING OUTSTANDING AND OVERDUE
CITATIONS

Ms. Shabazz: Mr. President, I move that be known as the first and second reading of the Ordinance and referred to the Finance Committee.***

Mr. Williams/Ms. Walsh: Second.

President Gregory: It's been properly moved and seconded that be known as the first and second reading of the Ordinance and referred to the Finance Committee. Mr. Prado.

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

Mr. Prado presented Resolution No. 15-068 (Agenda #4136) 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, 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 currently owns the parcels of real estate located at 606 East 11th Street and 52 East 22nd Street (together, the "Properties"); and

WHEREAS, the Council, upon the recommendation of the Department of Real Estate and Housing, wishes to approve the disposition of the Properties.

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

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.

Mr. Prado: I move this Resolution be received, recorded and filed, and adopted by Yea and Nay vote.

Mr. Williams/Ms. Walsh: Second.

President Gregory: It's been properly moved and seconded that the Resolution be received, recorded and filed, and adopted by Yea and Nay vote.

On the question:

Mr. Prado: It's a Resolution declaring surplus property for 606 East 11th Street and 52 East 22nd Street.

President Gregory: The Clerk will call the roll.

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

President Gregory: Declare it adopted. Mr. Prado.

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

Mr. Prado presented Resolution No. 15-069 (Agenda #4137) 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; and

WHEREAS, the City of Wilmington (the "City") currently owns the parcel of real estate located at 52 East 22nd Street (the "Property"); and

WHEREAS, the Department of Real Estate and Housing recommends that the Property be disposed of to Habitat for Humanity; and

WHEREAS, the Council, upon the recommendation of the Department of Real Estate and Housing, wishes to approve the disposition of 52 East 22nd Street to Habitat for Humanity.

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

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.

Mr. Prado: I move this Resolution be received, recorded and filed, and adopted by Yea and Nay vote.

Ms. Walsh: Second.

President Gregory: It's been properly moved and seconded that the Resolution be received, recorded and filed, and adopted by Yea and Nay vote.

On the question:

Mr. Prado: This is a Resolution authorizing the disposition of 52 East 22nd Street to Habitat for Humanity.

President Gregory: The Clerk will call the roll.

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

President Gregory: Declare it adopted. Mr. Prado.

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

Mr. Prado presented Resolution No. 15-070 (Agenda #4138) 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, Wilmington Housing Partnership (the "Seller"), a Delaware Limited Liability company, has agreed to sell, and the City has agreed to purchase, contingent upon Wilmington City Council ("Council") approval, the real property located at 1332 West 5th Street, Wilmington, Delaware, being Tax Parcel No. 26-027.30-501 (the "Property") for \$42,250.00, derived from Neighborhood Community Stabilization Trust funds; and

WHEREAS, the City intends to purchase the Property in order to renovate it, and add it to a stock of homeowner-occupant-ready properties that the City can later dispose of to an eligible resident.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF WILMINGTON that the Council authorizes and approves the acquisition of the Property by the City for Forty Two Thousand Two Hundred Fifty Dollars (\$42,250.00).

BE IT FURTHER RESOLVED that Council authorizes the Mayor or his designee to execute any and all documents and to take all actions necessary to effectuate the purchase and transfer of the Property to the City.

Mr. Prado: I move this Resolution be received, recorded and filed, and adopted by Yea and Nay vote.

Ms. Walsh: Second.

President Gregory: It's been properly moved and seconded that the Resolution be received, recorded and filed, and adopted by Yea and Nay vote.

On the question:

Mr. Prado: This is a Resolution authorizing the acquisition of 1332 W. 5th Street to the Neighborhood Community Stabilization Trust – utilizing Neighborhood Community Stabilization Trust Funds.

President Gregory: The Clerk will call the roll.

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

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

Ms. Dorsey Walker: Nothing tonight Mr. President; thank you.

President Gregory: Mr. Williams.

Mr. Williams: No legislation this evening. Thank you sir.

President Gregory: Mr. Freel.

Mr. Freel: Mr. President, I have one Resolution to present.

Mr. Freel presented Resolution No. 15-071 (Agenda #4139) as follows:

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF WILMINGTON that the Agreement between the CITY OF WILMINGTON, a municipal corporation of the State of Delaware, and the DELAWARE PUBLIC EMPLOYEES, COUNCIL 81 AFSCME AFL-CIO AND ITS AFFILIATE LOCAL UNION 1102B, a copy of which is attached hereto and made a part hereof, to be

effective as of July 1, 2015, is hereby approved and the Mayor and the City Clerk are hereby authorized and directed to execute as many copies of the said Agreement as may be necessary.

Mr. Freel: Mr. President, I move this Resolution be received, recorded and filed, and adopted by Yea and Nay vote.

Ms. Walsh/Mr. Williams: Second.

President Gregory: It's been properly moved and seconded that the Resolution be received, recorded and filed, and adopted by Yea and Nay vote.

On the question:

Mr. Freel: As stated, this is an agreement between the City of Wilmington and Local Union 1102B Crossing Guards. It's a three-year contract; they will get a 2% COLA (cost of living adjustment) increase. Those employees that were on the payroll as of July 1, 2014 will receive a one-time payment of \$500. The employees that were on the payroll as of July 1, 2013 will receive an additional one-time payment of \$500. Basically, they worked – this is part-time work, roughly seventeen to twenty hours a week. That's basically covers the agreement.

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

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

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

Ms. Shabazz: Mr. President, I have a Resolution to present on behalf of Councilman Michael Brown.

On behalf of Mr. Michael Brown, Ms. Shabazz presented Resolution No. 15-072 (Agenda #4140) as follows:

WHEREAS, the number of individuals living below the poverty line in Wilmington is more than double the State average, and the poverty rate for families with children under 18 is also more than twice the State average; and

WHEREAS, people who live below the poverty line are more likely to be the victims of a crime involving firearms than individuals who live in higher income households; and

WHEREAS, financial stress can also contribute to higher incidences of domestic violence and abuse. According to the National Resource Center on Domestic Violence, couples with high levels of financial anxiety had a domestic violence rate of 9.5% compared with a rate of 2.7% for more financially stable couples; and

WHEREAS, the City of Wilmington has been deeply affected by the loss of manufacturing and industrial jobs. Companies like Chrysler and Avon that provided solid blue collar jobs have left the region, leaving workers with only low wage alternatives. Between 1998 to 2013, the total number of manufacturing establishments in New Castle County decreased by more than 100 from 474 to 360; and

WHEREAS, manufacturing jobs that command higher salaries, better benefits and greater stability for workers are now being replaced with mostly service based jobs, with lower wages and inadequate benefits. In Delaware, the mean salary for manufacturing workers is \$17.20 an hour; and

WHEREAS, the current Federal and State minimum wage of \$7.25 an hour does not adequately provide a living wage for workers and is insufficient with the rising cost of living in the City of Wilmington; and

WHEREAS, increasing the minimum wage in the City of Wilmington will benefit workers at all income levels, union and non-union workers; and

WHEREAS, the citizens of Wilmington have been organizing and petitioning to demand increasing the minimum wage to \$15; and

WHEREAS, President Barack Obama has advocated for and encouraged raising the minimum wage to improve the quality of life throughout the United States.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF WILMINGTON, that the Council hereby supports an increase of the minimum wage for workers to \$15 an hour; and further encourages our Federal and State government to enact such measures.

Ms. Shabazz: Mr. President, I move this Resolution be received, recorded and filed, and adopted by Yea and Nay vote.

Ms. Walsh: Second.

President Gregory: It's been properly moved and seconded that the Resolution be received, recorded and filed, and adopted by Yea and Nay vote.

Ms. Shabazz: Yes Mr. President, it gives me great pleasure to present this on behalf of Councilman Brown and other members of Council. And, as we know that Wilmington was greatly affected by the loss of manufacturing jobs and industrial jobs and that the minimum wage is \$7.25 working for forty hours is a maximum of \$15,000 a year. That is very much at – below a living wage for a family to be able to survive off of and it does not – it's insufficient with the raising-cost of living in the City of Wilmington. The – our President, Barack Obama, has advocated – encouraged us to increase the minimum wage to the \$15.00 an hour and this Resolution is asking that our Federal and State governments to increase this measure – to support this measure.

President Gregory: Mr. Williams.

Mr. Williams: Thank you Mr. President. I'm just looking at – there's no time-line on here.

Mr. Wright: Right.

Mr. Williams: Do we have a specific time-line when this will occur?

President Gregory: No and it's merely recommending and expressing the sentiment of Council and we have no authority but you know, you try to influence, persuade...

Ms. Shabazz: Right.

President Gregory: ...and state the sentiment of this body but there is no time-line. They have to – people are working through that through various avenues beyond this body.

Mr. Williams: Understood.

President Gregory: Ms. Dorsey Walker.

Ms. Dorsey Walker: Thank you Mr. President. Just really quickly, just to answer Councilman Williams' question, in conversations with State Senator Bobby Marshall who is sponsoring this piece of legislation in the State Senate, he's looking to have this done by 2020 and I would like to be added as a co-sponsor.

President Gregory: I'm told it was 2023...

Ms. Dorsey Walker: 2023; Ok.

President Gregory: ...and that – and I just think that there's no sense of urgency there. But 2023 makes no sense what so ever to me but that's what I was told.

Ms. Dorsey Walker: Excuse me; I'd like to be added also as a co-sponsor.

President Gregory: So noted.

Ms. Dorsey Walker: Thank you.

President Gregory: Ms. Walsh.

Ms. Walsh: Mr. President, I think his lack of urgency is really lack of both houses excepting this in one lump sum. And, if it takes the State of Delaware until

2023 to pass up to \$15.00 an hour, than our governments become nothing but Walmarts who are paying their people below what they should be so that they can be put on food stamps and other types of federally assisted programs. You know, I'm sick of our country and even some of our bidding laws, giving money to other nations, other people that do not live in this country. We have created a whole class of under – of very, very poor folks in our country and this question, this, this group of folks, many of whom are part-time and full-time people just trying to get by, really do want to work. I think this is a step towards that.

President Gregory: Mr. Darius Brown.

Mr. Darius Brown: Thank you Mr. President. As was stated earlier with our current minimum wage, individuals on a yearly salary would be making a wage or an annual salary that is at or below the national poverty line. And, as we've talked about on this Council and how I've tried to stress creating pathways out of poverty, one of them, it does include us trying to look at moving from a minimum wage to a livable wage. So, here in this body, we were able to do that a few years ago in looking at our minimum wage for jobs that we contract out through our City contracts and raising that wage. I think that as well look at this legislation and urge those legislators whether it be in Congress or in our State Capitol that we continue to think about that also here as we govern here locally in the City of Wilmington on how we can create equality and fairness for workers.

President Gregory: Ms. Shabazz.

Ms. Shabazz: Yes, thank you Mr. President. I really appreciate all the sentiments of my colleagues regarding this on behalf of Councilman Brown. And, one other thing I wanted to add is that we have so many other issues that we're dealing here in the City of Wilmington, we talked about the need of our parents to support - become involved in our children's education but if you're working and being paid minimum wage and having to work three or four jobs to make ends meet, it's very difficult to be home parenting and ensuring that your children are doing the proper things. So, I really think that us putting – putting this forward is another step in the direction of addressing not just the poverty that we have in our City of Wilmington but also some of the other social ills that we're dealing with including our education, lack of parental participation as well as our children not having constructive things to do because there's not a guidance there because parents are home working two or three jobs. So, I hope everyone supports this.

President Gregory: I recall studying in college that when the stock market went up, wages went up; more jobs went up; more manufacturing went up and America was doing well. Then, in some point in time, they used to report, well the stock market just broke this number and just broke that number and therefore, happy days will be here again. Then all of a sudden, the stock market going up doesn't mean anything anymore to the average working person because there's this – there's this scheme that takes place

where people who make money in the stock market, invest it back in the stock market or someplace else and they're making money but the workers aren't seeing the money anymore. So, I think that this a good piece of legislation; very futuristic and this is something that's needed. The Clerk will call the roll.

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

President Gregory: Declare it adopted. #4135 that Ms. Shabazz presented on my behalf should go to Finance and not Public Works and I would be remised if I didn't – Agenda #4135 should be in Public – in "Finance", not Public Works.

Mrs. Seijo (City Clerk): So noted.

***Note: The aforementioned item, Agenda #4135, which received Ord. No. 15-057, was corrected to be referred to the Finance Committee instead of the Public Works Committee and is reflected in the section that it was presented.

PETITIONS AND COMMUNICATIONS

Council Members announced community events and meetings in their district. In addition, Council Members spoke about the following matters: residents were encouraged to be aware of what's happening in our City as it relates to the redistricting plan and the work of the Wilmington Improvement Education Commission and in an effort to bring attention to this matter, it was noted there was a joint press release by the Administration and Council to encourage people to participate in outlining what the upcoming public hearings would be; today's News Journal article regarding the City of Wilmington and crime; the failing education system and trying to reform it; 3rd District Annual Report is available through the Council Office and will be available online as well; parents were encouraged to attend the Education meetings to show some level of concern as it is paramount and essential for the future of our children's education; Center for Disease Control's Final Report in reference to the pandemic of gun violence that's been plaguing the City of Wilmington; the lack of services from the State of Delaware and the need to work collectively with the City; a letter from the Department of Election (DOE) regarding new voting sites and the concern of people being disenfranchised and the need to address this matter, and it was noted that a consensus letter of Council and/or a Resolution would be sent to see what Council can come up with as it relates to the new voting sites; the number of attendees to the holiday parade this past weekend and the fact that it shows that the City is still very vibrant; the Fire Department was thanked for their expeditious response to today's fire at Corbin Court; Detective Puit was thanked for his quick reaction and his dedication to duty in the capture of a bank robber; the State

requiring deployment records from the Wilmington Police Department and the need to work in partnership and provide the necessary records; the need of more foot patrols on the streets; the purchasing of guns in the State of Delaware and the need to look at the entire process not just for Wilmington but also look at what the State is doing; it was noted that about a year ago the State put a limit on OxyContin that doctors could prescribe and as this epidemic, which is a disease, is a much bigger problem than just putting foot patrols on the streets; job situations in Wilmington; news articles about the Board of Trade Stock Exchange being establish here in Wilmington and how it appears this is a positive movement if they come to the City of Wilmington; and including but not limited to the need to address public safety, education, drugs, The Port and other issues as a standalone issue and try to do the best we can on each one of them.

ADJOURNMENT

Upon a motion of Mr. Wright, seconded by Ms. Shabazz/Ms. Walsh, Council adjourned at 8:00 p.m. Motion prevailed.

Attest: 
Maribel Seijo, City Clerk