

*Wilmington, Delaware
Louis L. Redding
City/County Building
June 18, 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, Williams, Michael Brown, Cabrera, Walsh and Wright, and Council President Gregory. Total, eleven. Absent, Council Members Dorsey Walker and Freel. Total, two.

MINUTES

After reading a portion of the minutes of June 4, 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 | | |

President and Members of Council of
The City of Wilmington

DATE: 6-17-15

Ladies and Gentlemen:

We, your Public Works & Transportation Committee, to who was referred **Ordinance No. 15-021** entitled:

AN ORDINANCE TO AUTHORIZE A PROFESSIONAL SERVICES AGREEMENT WITH ITRON, INC., FOR AUTOMATED WATER METER READING SERVICES

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/Michael A. Brown, Sr.
 /s/Samuel Prado
 /s/Robert A. Williams
 /s/Theopalis K. Gregory, Sr., Ex Officio

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

The City Clerk read the following committee report:

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

President and Members of Council of
 The City of Wilmington

DATE: 6-17-15

Ladies and Gentlemen:

We, your Public Works & Transportation Committee, to who was referred **Ordinance No. 15-022** entitled:

AN ORDINANCE TO ENTER INTO A TWENTY YEAR TRANSFER AGREEMENT TO SELL 550 OF WILMINGTON'S SOLAR RENEWABLE ENERGY CREDITS PER YEAR ON THE SRECDELAWARE MARKETPLACE

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/Michael A. Brown, Sr.
 /s/Samuel Prado
 /s/Robert A. Williams
 /s/Theopalis K. Gregory, Sr., Ex Officio

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>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

DATE: 6-8-15

Ladies and Gentlemen:

We, your Public Safety Committee, to who was referred **Ordinance No. 15-015**
 entitled:

AN ORDINANCE TO AUTHORIZE CITY CONTRACT 16001EMPS –
 PROFESSIONAL SERVICES FOR BUILDING MANAGEMENT
 SERVICES AT THE EMERGENCY OPERATIONS CENTER WITH
 ADVANTAGE BUILDING & FACILITY SERVICES, LLC

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

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

Upon a motion of Mr. Michael Brown, seconded by Ms. Walsh, the
 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

DATE: 6-8-15

Ladies and Gentlemen:

We, your Public Safety Committee, to who was referred **Ordinance No. 15-026** entitled:

AN ORDINANCE TO AURTHORIZE CITY CONTRACT
16002PD – POLICE UNIFORM CLEANING – WITH BLUE
SWAN, INC.

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

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

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

The City Clerk read the following committee report:

| <u>Education, Youth & Families Committee Member</u> | <u>Present</u> | <u>Absent with Leave</u> | <u>Absent w/out Leave</u> |
|---|----------------|----------------------------------|-----------------------------------|
| Nnamdi O. Chukwuocha | X | | |
| Michael A. Brown Sr. | | X | |
| Maria D. Cabrera | | X | |
| Ernest "Trippi" Congo, II | X | | |
| Hanifa G.N. Shabazz | | X | |
| Sherry Dorsey Walker | X | | |

Ladies and Gentlemen:

We, your Education, Youth & Families Committee, met on the above date at 4:30 p.m., Councilman Nnamdi O. Chukwuocha presiding. The following items were discussed:

- Discuss a Resolution for the Extended Hours/Safe Haven Grant for 2015 presented by Tonia Conley
- Presentation by Dave Clark and Devon Hynson on the activities of Education Voices
- Presentation by Ankur Ayra on Leading Youth Through Empowerment

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

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

President Gregory: Mark Mr. Chukwuocha and Mr. Darius Brown present please.

Mrs. Seijo: So noted.

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

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

June 8, 2015

Ladies and Gentlemen:

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

- Review Resolution by the Wilmington Police Department to apply for two Special Law Enforcement Assistance Fund grants.
- Discuss WPD's recent response to The Wilmington Public Safety Strategies Commission Report.
- Update from the Administration on the City's Child Development Community Policing Program

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

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

TREASURER'S REPORT

The following Treasurer's Report dated June 18, 2015 was read into the record by the City Clerk, and upon a motion of Ms. Walsh, seconded by Mr. Williams, the Report was received, recorded and filed. Motion prevailed.

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TO: THE HONORABLE MAYOR AND CITY COUNCIL OF WILMINGTON JUNE 18, 2015

| | | | |
|-----|--|-------------------------|------------------------|
| 102 | Community Development Block Grant | M & T Bank | \$ 1.00 |
| 104 | Old Non-Uniform Pension Account | M & T Bank | \$ 822.81 |
| 105 | Police Pension Account | M & T Bank | \$ 869,180.13 |
| 106 | Fire Pension Account | M & T Bank | \$ 120,081.40 |
| 107 | Evidence/Found Currency Account | M & T Bank | \$ 534,235.18 |
| 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 | \$ 53,162.91 |
| 117 | Cement Workers | Wilmington Savings Fund | \$ 33,439.80 |
| 118 | Worker's Comp. 3 rd Party Account | M & T Bank | \$ 13,003.23 |
| 124 | Non-Uniform Pension Act of 1990 | M & T Bank | \$ 3,456.53 |
| 130 | Payroll | M & T Bank | \$ 155,208.53 |
| 131 | Pension Payroll Account | M & T Bank | \$ 10,881.90 |
| 139 | Pension Healthcare Account | M & T Bank | \$ <u>2,324.32</u> |
| | Total Cash on Hand | | \$ 1,801,368.65 |

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| FUND CODE | FUND | INSTITUTION | INVEST. TYPE | MATURITY DATE | INTEREST RATE | INTEREST RECEIVABLE | INVESTMENT AMOUNT |
|-----------|----------------------|------------------|--------------|---------------|---------------|---------------------|------------------------|
| 116 | General | M&T Bank | RP | 06/18/15 | 0.01% | \$ 1.28 | \$ 4,649,546.00 |
| 106 | Fire Pension | WSFS | CD | 06/24/15 | 0.30% | \$ 429.19 | \$ 1,934,000.00 |
| 124 | Non-Uniform 1990 | WSFS | CD | 06/24/15 | 0.30% | \$ 171.98 | \$ 775,000.00 |
| 116 | General | TD | CD | 06/25/15 | 0.25% | \$ 708.91 | \$ 1,500,000.00 |
| 116 | General | TD | CD | 06/25/15 | 0.25% | \$ 452.06 | \$ 1,000,000.00 |
| 116 | General | TD | CD | 06/26/15 | 0.25% | \$ 1,610.96 | \$ 2,400,000.00 |
| 110 | Capital | WSFS | CD | 06/29/15 | 0.30% | \$ 16,808.05 | \$ 19,476,000.00 |
| 116 | General ¹ | TD | CD | 06/30/15 | 0.25% | \$ 2,980.24 | \$ 15,003,965.00 |
| 116 | General | WSFS | CD | 07/10/15 | 0.30% | \$ 1,518.90 | \$ 2,200,000.00 |
| 514 | Risk Management | WSFS | CD | 07/10/15 | 0.35% | \$ 14,938.32 | \$ 4,279,819.74 |
| 515 | Worker's Comp. | WSFS | CD | 07/10/15 | 0.35% | \$ 14,938.32 | \$ 4,279,819.74 |
| 514 | Risk Management | WSFS | CD | 07/10/15 | 0.30% | \$ 339.04 | \$ 1,375,000.00 |
| 515 | Worker's Comp. | WSFS | CD | 07/10/15 | 0.30% | \$ 339.04 | \$ 1,375,000.00 |
| 116 | General | TD | CD | 07/23/15 | 0.25% | \$ 934.94 | \$ 1,500,000.00 |
| 116 | General | WSFS | CD | 07/24/15 | 0.30% | \$ 1,854.25 | \$ 2,400,000.00 |
| 116 | General | TD | CD | 08/07/15 | 0.25% | \$ 575.35 | \$ 1,000,000.00 |
| 116 | General | TD | CD | 08/07/15 | 0.25% | \$ 657.54 | \$ 1,200,000.00 |
| 110 | Capital ² | TD | CD | 08/21/15 | 0.25% | \$ 1,192.07 | \$ 1,540,195.00 |
| 104 | Escrow Pension | Affinity Wealth | | | | | \$ 1,493,777.00 |
| 104 | Escrow Pension | Vanguard | | | | | \$ 33,031,156.00 |
| 104 | Escrow Pension | Black Rock | | | | | \$ 27,547,393.00 |
| 104 | Escrow Pension | Edgar Lomax | | | | | \$ 22,639,235.00 |
| 104 | Escrow Pension | Wilmington Trust | | | | | \$ 47,273,773.00 |
| 104 | Escrow Pension | Manning & Napier | | | | | \$ 15,000,111.00 |
| 104 | Escrow Pension | Earnest Partners | | | | | \$ 18,739,028.00 |
| 104 | Escrow Pension | GMO | | | | | \$ 12,105,959.00 |
| 104 | Escrow Pension | MFS Management | | | | | \$ 21,937,718.00 |
| 104 | Escrow Pension | American Funds | | | | | \$ 11,488,995.00 |
| 139 | Medical Escrow | Black Rock-OPEB | | | | | \$ 13,153,421.00 |
| 116 | Deferred Comp. | MassMutual | | | | | \$ 40,909,314.00 |
| | Total Investments | | | | | | \$ 333,208,225.48 |
| | Total Cash on Hand | | | | | | \$ <u>1,801,368.65</u> |
| | Grand Total | | | | | | \$ 335,009,594.13 |

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:

| | |
|------------------|--|
| D. Brown/Council | Recognize YMCA Youth in Government |
| M. Brown | Retirement Terry Medley, City of Wilmington |
| Cabrera | Sympathy Millard D. Brister |
| Cabrera | Congratulate WPD Top Cops Award |
| Gregory | Sympathy Devoe Thompkins, Jr. |
| Gregory | Sympathy Ertha B. Rogers |
| Gregory | Congratulate New Mt. Bethel Baptist Church 101 st Anniversary |
| Wright | Recognize P.S. duPont High School Alumni 1948 - 1978 |

LEGISLATIVE BUSINESS

President Gregory: Mr. Chukwuocha.

Mr. Chukwuocha: Yes Mr. President. I'd be holding...

President Gregory: Mark Mr. Congo present please.

Mrs. Seijo (City Clerk): So noted.

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

Mr. Chukwuocha: I'd be holding this Resolution Mr. President.

President Gregory: Thank you. 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. 15-033 (Agenda #4069) as follows:

WHEREAS, The Trans-Pacific Partnership (TPP) is a "trade agreement" that abolishes our citizens constitutional right to direct expenditures of our tax dollars; and

WHEREAS, a great deal of the TPP grants new multi-national corporate rights, which limits our sovereign right to regulate matters related to land use, natural resources, financial services, healthcare, energy, food safety, labor, government procurement and others, all important to the City of Wilmington, other local jurisdictions, and the State of Delaware; and

WHEREAS, the TPP has been negotiated in secret between the United States of America and 11 Pacific Rim nations, which is unacceptable in a democracy; and

WHEREAS, the President has asked Congress to approve the TPP under “Fast Track” or the Trade Promotional Authority (TPA), procedural rules, whereby Congress cedes to the Executive Branch its power under Article 1, Section 8 of the U.S. Constitution, to regulate commerce with foreign nations; and

WHEREAS, Fast Track does not require Congress or any independent body to review a trade deal before it is finalized to ensure that it will have a positive impact on the U.S. trade balance, and serves in the best interest of the American people and our local residents; and

WHEREAS, trade policies under Fast Track do not ensure that all workers can freely exercise their fundamental labor rights, including freedom of association and collective bargaining; and

WHEREAS, Fast Track deals do not require enforceable rules against the use of currency manipulation, which has cost American workers millions of jobs.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF WILMINGTON, that the Council urges congress to oppose “Fast Track” authority (TPA) in its current form for the TPP, and instead urges the President and Congress to conduct a fully transparent and inclusive legislative process for consideration of the TPP.

BE IT FURTHER RESOLVED that this Council fully supports fair trade that provides greater transparency, robust opportunities for citizen, Congressional participation in trade negotiations, and clear accountability mechanisms, to ensure the Executive Branch initiates trade deals that will benefit the U.S. trade balance, create good family-wage jobs and ensure that state and local governments can continue to legislate and regulate in the best interest of its citizens.

BE IT FURTHER RESOLVED that this Council urges President Obama and United States Trade Representative Michael Froman to negotiate a Trans-Pacific Partnership agreement that meets the above principles.

On the question:

Mr. Darius Brown: Yes Mr. President, this Resolution is at the request of the Delaware State AFL-CIO asking Council to vote on – through this Resolution to oppose TPP.

President Gregory: The Clerk will call the roll please.

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

President Gregory: Declare it adopted. Ms. Shabazz.

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

Ms. Shabazz presented and called for the third and final reading Ordinance No. 15-021 (Agenda #4060) entitled:

AN ORDINANCE TO AUTHORIZE A PROFESSIONAL SERVICES AGREEMENT WITH ITRON, INC., FOR AUTOMATED WATER METER READING SERVICES

On the question:

Ms. Shabazz: Yes Mr. President, this Ordinance is being presented before Council to authorize the Department of Public Works to enter a five year contract not exceed \$324,000 with Itron, Inc. for automated water meter reading services. They previously had worked with the City and installed radio transmitting modules on the water meters that allowed the readings to be done and recorded electronically. We don't have to have a person go inside our home anymore for our water reading.

President Gregory: The Clerk will call the roll.

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

President Gregory: Declare it adopted. Ms. Shabazz.

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

Ms. Shabazz presented and called for the third and final reading Ordinance No. 15-022 (Agenda #4061) entitled:

AN ORDINANCE TO ENTER INTO A TWENTY YEAR TRANSFER AGREEMENT TO SELL 550 OF WILMINGTON'S SOLAR RENEWABLE ENERGY CREDITS PER YEAR ON THE SRECDELAWARE MARKETPLACE

On the question:

Ms. Shabazz: Yes Mr. President, many might be aware of the solar part that was built up at the Port Filtration Center, excuse me, Filter Plant and this authorizes the City – to authorize the Department of Public Works to sell 550 of those energy credits that have been generated from this renewable energy panel project. They would be sold for a twenty (20) year period with the first ten (10) years it would be sold at a cost of \$49.98 per SREC, which would generate approximately \$27,489 per year in revenue for the City and at a rate of \$35.00 per SREC for the second ten (10) year period, which would generate \$19,250 per year. It was discussed in the Committee meeting regarding the – going to such a long term contract, but it's my understanding as presented a representative from Public Works that the price of the SREC (inaudible) are reducing and this would lock us in because of technology continuously growing, this would lock us in at a price we're guaranteed to be getting this value per SREC.

President Gregory: Ms. Walsh.

Ms. Walsh: Thank you Mr. President. I did speak with Council Member Shabazz just a little bit before the meeting. With a technology like this, I don't like putting or voting yes on any twenty (20) year contract. That this type of technology is breaking everyday – five years from now, I believe solar is going to be so much different than is. I can understand trying to lock in prices but the problem in the meantime is that the current solar many times has to be replaced between the year ten (10) and fifteen (15). So, while we'll be getting that guaranteed price, in the meantime, we may be spending more or less depending on, you know, where the industry is at that point, having to replace panels that would be currently producing. And, I just get with these, you know, it's like cable TV and telephone systems and things like that, that for us to give a contract for that – for down the road, really makes me nervous and I wonder what's going to happen with all those contracts if we get metro government. That would be interesting to be sitting in on.

Mr. Michael Brown: Did somebody say metro?

Ms. Walsh: I didn't say it nicely but I said it, yes. But, anyway, twenty (20) contracts just make me really, really nervous, especially, for a breaking industry like that. So, I'll be a "no" vote tonight.

President Gregory: You know, it's kind of interesting particularly for the new folk, DP&L has an easement throughout the City of Wilmington - in perpetuity.

Ms. Walsh: I'm sorry, has a what?

President Gregory: Easement throughout the City in perpetuity that was put in place by contract in about 1896.

Ms. Walsh: How's that worked out for us with the way they repair our roads too?

President Gregory: It's negligible for the amount of money that they pay and it's in perpetuity. Mr. Chukwuocha.

Mr. Chukwuocha: Thank you Mr. President. I will be voting "present" due to a conflict being on the SCC Board.

President Gregory: Go ahead.

Ms. Shabazz: I appreciate the comments made by my colleague and the position that she's taking and understanding that and those questions were brought up in the Committee meeting and it's my understanding that we do have other areas that we produce SRECs throughout the City and this is the only one that we're going into a contract with. So - just wanted that information to be shared.

President Gregory: The Clerk will call the roll.

Upon a motion of Ms. Shabazz, seconded by 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 Congo, Shabazz, Prado, Williams, Michael Brown and Wright, and Council President Gregory. Total, seven. Nays, Council Members Darius Brown, Cabrera and Walsh. Total, three. Present, Council Member Chukwuocha. Total, one. Absent, Council Members Dorsey Walker and Freel. Total, two.

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. 15-027 (Agenda #4070) entitled:

AN ORDINANCE TO AMEND CHAPTER 3 OF THE
WILMINGTON CITY CODE RELATING TO THE
TREATMENT, CARE, CONTROL AND LICENSING OF
ANIMALS

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

President Gregory: Ms. Shabazz.

Ms. Shabazz: Mr. President, I have a Resolution to present on your behalf.

On behalf of President Gregory, Ms. Shabazz presented Resolution No. 15-034 (Agenda #4071) as follows:

WHEREAS, it is vital that children develop financial literacy skills, so that they can become better equipped to make appropriate and sound financial decisions as they prepare to attend college and pursue a career; and

WHEREAS, the Council for Economic Education has identified financial literacy as a learning objective for students of all ages, and some states have developed programs and standards for public school students; and

WHEREAS, many students in Delaware are not receiving the proper education and training required to achieve financial literacy; and

WHEREAS, the Delaware General Assembly is in the midst of considering House Joint Resolution No. 4, which would establish a task force to study and make findings related to financial literacy education in Delaware public schools, and to offer policy recommendations to help increase financial literacy among students; and

WHEREAS, the City Council supports this initiative, as it promises to focus the attention of educational leaders throughout the State on an issue that is critical to helping our State's students develop into productive citizens.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF WILMINGTON, that the Council supports House Joint Resolution No. 4 and the task force to study financial literacy in Delaware's public schools, and respectfully encourages legislators and educational leaders to investigate ways to increase financial literacy education for students in Wilmington and throughout the State.

On the question:

Ms. Shabazz: Yes Mr. President, this Resolution is a Resolution that is - understanding the vital development of financial literacy for our children and skills that the - we ask that the economic - - Council for economic education has identified that financial literacy is essential for children of all ages. So, we are asking that the House, Joint - that the - - this - excuse me, that we are stating that the Council supports the House Joint Resolution No. 4 and that a task force to study financial literacy through Delaware public schools be enacted throughout the State.

President Gregory: Thank you Ms. Shabazz. Mr. Brown.

Mr. Darius Brown: Thank you Mr. President. I'd like to be added as a co-sponsor.

President Gregory: So noted.

Mr. Michael Brown: I'm sorry.

President Gregory: Mr. Brown.

Mr. Michael Brown: Yes Mr. President, I have - what do I have? I have an Ordinance to - -

President Gregory: No, no, no; just a minute.

Ms. Shabazz: Are you voting on my Resolution?

Mr. Michael Brown: Oh, I'm sorry. I thought we voted. My mind is somewhere else.

President Gregory: The Clerk will call the roll.

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

President Gregory: Declare it adopted. Mr. Prado.

Mr. Prado: Nothing tonight Mr. President.

President Gregory: Mr. Williams.

Mr. Williams: No legislative business this evening. Thank you.

President Gregory: Mr. Freel; sorry. Mr. Michael Brown.

Mr. Michael Brown: Now Mr. President, yes, I have a few Ordinances and a Resolution to present.

Mr. Michael Brown presented and called for the third and final reading Ordinance No. 15-015 (Agenda #4037) entitled:

AN ORDINANCE TO AUTHORIZE CITY CONTRACT 16001EMPS – PROFESSIONAL SERVICES FOR BUILDING MANAGEMENT SERVICES AT THE EMERGENCY OPERATIONS CENTER WITH ADVANTAGE BUILDING & FACILITY SERVICES, LLC

On the question:

Mr. Michael Brown: Yes, this is an Ordinance to - - that's being presented by the Administration for Council's review and approval and if we approve, Council would be authorizing a building maintenance agreement for the City City's Emergency Management Center located over in South Heald Street.

President Gregory: The Clerk will call the roll.

Upon a motion of Mr. Michael Brown, seconded by Ms. Walsh, the aforementioned Ordinance was read for the third and final time and was adopted by title and section recurring to the Enacting Clause and was passed by the following Yea and Nay Roll Call Vote: Yeas, Council Members Chukwuocha, Congo, Darius Brown, Shabazz, Prado, Williams, Michael Brown, Cabrera, Walsh and Wright, and Council President Gregory. Total, eleven. Nays, none. Absent, Council Members Dorsey Walker and Freel. Total, two.

President Gregory: Declare it adopted. Mr. Brown.

Mr. Michael Brown: Yes Mr. President, I have another Ordinance.

Mr. Michael Brown presented and called for the third and final reading Ordinance No. 15-026 (Agenda #4066) entitled:

AN ORDINANCE TO AURTHORIZE CITY CONTRACT 16002PD – POLICE UNIFORM CLEANING – WITH BLUE SWAN, INC.

On the question:

Mr. Michael Brown: This Ordinance is being presented again by the Administration and if approved, Council would be authorizing the City through the Wilmington Police Department to enter into a one-year contract totaling \$30,645 with Blue Swan, Inc. for the cleaning of police uniforms.

President Gregory: The Clerk will call the roll.

Upon a motion of Mr. Michael Brown, seconded by Ms. Walsh, the aforementioned Ordinance was read for the third and final time and was adopted by title and section recurring to the Enacting Clause and was passed by the following Yea and Nay Roll Call Vote: Yeas, Council Members Chukwuocha, Congo, Darius Brown, Shabazz, Prado, Williams, Michael Brown, Cabrera, Walsh and Wright, and Council President Gregory. Total, eleven. Nays, none. Absent, Council Members Dorsey Walker and Freel. Total, two.

President Gregory: Declare it adopted. Mr. Brown.

Mr. Michael Brown: Yes Mr. President, I have a Resolution.

Mr. Michael Brown presented Resolution No. 15-035 (Agenda #4072) as follows:

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

WHEREAS, the City, through the Wilmington Police Department, has sought to obtain grant funding from the State of Delaware Special Law Enforcement Assistance Fund ("S.L.E.A.F.") in the amount of \$33,200.00; and

WHEREAS, one will provide funding in the amount of \$4,900.00 for an Unmanned Aerial Vehicle (drone), a second grant will provide funding the amount of \$25,000.00 for Advanced Training Initiatives and a third grant will provide funding in the amount of \$3,300.00 for reimbursable overtime for a joint project with the United States Marshal's service targeting the apprehension of wanted sex offenders; and

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

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

WHEREAS, the Council deems it necessary and proper to authorize the Wilmington Police Department to accept the grants from the State of Delaware S.L.E.A.F. for \$33,200.00 for the aforesaid purposes.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF WILMINGTON that the Wilmington Police Department is hereby authorized to accept grant funding from the State of Delaware S.L.E.A.F. in the amount of thirty-three thousand, two hundred dollars (\$33,200.00).

On the question:

Mr. Michael Brown: Yes Mr. President, this is a Resolution approving the Wilmington Police Department to accept the grant funding from the State of Delaware S.L.E.A.F. in the amount of \$33,200 and this grant does not require – I repeat, does not require any local match.

President Gregory: Clerk - - Mr. Congo.

Mr. Congo: Yes, thank you Mr. President. Did this go through the Public Safety Committee Mr. Brown?

Mr. Michael Brown: Yes.

Mr. Congo: It did? Ok, I must have missed that.

President Gregory: The Clerk will call the roll.

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

President Gregory: Declare it adopted. Mr. Brown.

Mr. Michael Brown: Yes Mr. President, I have an Ordinance for first and second.

Mr. Michael Brown presented and called for the first and second reading Ordinance No. 15-028 (Agenda #4073) entitled:

AN ORDINANCE CONSTITUTING AMENDMENT NO. 1 TO THE FISCAL YEAR 2016 OPERATING BUDGET, BEING AN ORDINANCE TO AMEND SUBSTITUTE NO. 1 TO ORDINANCE NO. 15-013, THE ORDINANCE ADOPTING THE ANNUAL

OPERATING BUDGET FOR THE FISCAL YEAR BEGINNING
ON JULY 1, 2015 AND ENDING ON JUNE 30, 2016

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

President Gregory: Ms. Cabrera.

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

Ms. Cabrera presented Resolution No. 15-036 (Agenda #4074) as follows:

WHEREAS, immigrant populations have historically played, and will continue to play, an essential role in Delaware's economic, culture and social development; and

WHEREAS, individuals without valid documentation face a range of daunting barriers that serve to limit their ability to achieve success and pursue a higher quality of living, including restrictions on the operation of motor vehicles and a deterrence from reporting crime to, or interacting with, law enforcement to an extent that their safety can be threatened; and

WHEREAS, The Delaware General Assembly has introduced Senate Bill No. 59, which creates the means for an undocumented immigrant to apply for, and obtain, valid driving privileges in the State of Delaware; and

WHEREAS, the Delaware General Assembly has also introduced Senate Bill No. 60, which would establish the Delaware Transparency and Responsibility Using State Tools (TRUST) Initiative, and seeks to enhance trust between immigrants and members of Delaware's law enforcement agencies; and

WHEREAS, Senate Bill No. 60 would further codify existing procedures and protocol among Delaware law enforcement agencies, prohibiting officers and agencies from stopping, arresting, searching or detaining any individual on the sole basis of his or her citizenship or immigration status; and

WHEREAS, the City Council supports these companion bills and applauds the initiative of the General Assembly in seeking to address some of the inequities and injustices facing a significant portion of the First State's population.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF WILMINGTON, that the Council supports Senate Bill No. 59 and 60, and respectfully encourages members of the Delaware General Assembly to support both pieces of legislation; together, they promise to ensure that all Delawareans, regardless of citizenship or immigration status, can feel welcomed and be treated in an equitable and humane manner.

On the question:

Ms. Cabrera: Yes, basically, what this is doing is we know that we have people in our country and in our state that are here and for whatever reasons they are undocumented and we know that it's a controversial issues but at the end of the day until we have immigration reform, they are here, they're part of our community, they're members of our community. So, one of the things that this – these two (2) bills do is it makes the road safer for all Delawareans because now you want people that if they're going to be driving they might as well have – we might as well know who they are, have this privilege card to drive, that they have car insurance that would also boost the economy. There's approximately 35,000 undocumented individuals are buying for car insurance annually, buying cars and paying fees, it is a boost. But at the same time it's a safety issue, it's a quality of life issues, it's a humanitarian issue. So, I am asking my colleagues to support this Resolution. They will vote on this next week; it's in the House, there's been some amendments they're looking to make to it.

But the important thing too with how – with the Senate Bill No. 60 is, the trust issue because if we have people in our community that are afraid, constantly living and looking over their shoulder of being deported, when a crime is being committed whether it's against them or in their community and they're a witness to it, they do not comfortable in speaking with law enforcement. Those relationships do not exist. That is one of the key factors that we keep talking about our community here in Wilmington that we need to have these relationships with the police. That when the community has positive relationships, they would be more comfortable in reporting crime and they are members of our community, so, we might as well empower them to help us do the right thing and at least too abide by the laws that everybody else has to when it comes to driving. Regardless of the issue; we're not here to debate why they're here in this country whether they're here legally or not. We're here to at least work with what we have in our community and empower them to do something legally and that would be to drive.

President Gregory: Ms. Walsh. I'm sorry, Ms. Shabazz.

Ms. Shabazz: For clear understanding, would this – giving them the valid – giving them this documented driving documentation, would that be the beginning of their documentation?

Ms. Cabrera: They cannot use it as a State ID. They do have to go through – the have to go through a lot actually to get it. They have to go through a criminal background check; they have to go finger printing; they have to file taxes; they have to be a resident of Delaware. There's a lot of prerequisite that it would not be something that would be used to starting a citizenship or anything like that. It would not be used for that. In fact, one of the things that they would like to use if for is for a State ID but that is not in the bill currently or do there may some amendments.

President Gregory: Mr. Darius Brown.

Mr. Darius Brown: Thank you Mr. President. I'd just like to be added as sponsor.

President Gregory: So noted. Mr. Michael Brown.

Mr. Michael Brown: The question Mr. President is, if the State does not pass this and we pass this as a Resolution, don't the State supersede us on this?

President Gregory: This has not force of authority or law anyway.

Mr. Michael Brown: Oh ok.

President Gregory: Whether we pass or not.

Mr. Michael Brown: Ok, ok.

President Gregory: Ms. Walsh.

Ms. Walsh: Thank you Mr. President. This is one of those issues that that sometimes it's very hard to be honest about and that many conversations that one overhears about this issues, is many times not a true conversation. That you have all sort of sides. You have one side saying, why I as a born here, United States citizen, what the hell rights do I have left in this country that everybody else who decides to come over our borders can't get? You have other people who say, my people came here the same way, they had to earn their way onto citizenship once they got here but they came here illegally just like thousands and millions of other people did and, so, should we treat them - - those that are coming now, a lot more humanly than my people were treated when they came? And the bait is never easy and it's a different one to even come to an honest opinion on because - because it's just is. It's just one of the those problems in our country that nobody wants to tackle head on and the few that do, other people just don't want to cooperate with them about it.

What I did like about the bill that's down in Dover too is that, you know, an awful lot of people think that - that illegal or undocumented workers have no role other than working for cash under the table in the economy of this country and that's simply not true. That many of these folks do file tax returns. Many employers take advantage of them and file tax returns for them under false IDs and then take their tax refunds from them. So, they live in this like sub-world where they're treated very, very inhumanly and do so many jobs that Americans do not want to do. One of the requirements to get this is also the person has to prove that they've been a Delaware resident at least for two (2) years and to file tax returns and that's what turn my mind on this - my, my - turn me around because Ms. Cabrera had spoken to me about this a week ago and there had been hesitancy in my voice so I think she knew I wasn't about to have - a very honest conversation with her at that moment and she very kindly said, you know, I just want you to really think about everything concerning this and, I really have for the last week. And, the bottom line is, I do want to treat everybody in our country a lot more

humanly than when my people came this country. And, in this case, these are folks who are really on the upright and who truly want to be prosperous people within where they live and so for that reason, I'm going to support this on you Maria.

Ms. Cabrera: Thank you.

President Gregory: Mr. Williams.

Mr. Williams: Thank you Mr. President and just echoing what Councilwoman Walsh just stated; this puts us in a proper direction, it gives people an opportunity to start making themselves right. The fact that they're going to have insurance is a major issue. I just have a couple of real quick questions and one would be, is this a reciprocal agreement with other states? Would this be recognized outside of Delaware?

President Gregory: I think the driver's license would; if you have a driver's license...

Mr. Williams: It's a driver's card; it's not a...

President Gregory: It's a driver's card not a license? They're saying, one saying no and one saying yes.

Mr. Williams: Okay and then my second question...

President Gregory: But you can't state - - do you know the answer to that?

Ms. Cabrera: I would say that - I don't know the answer but I would say no because every state has their own driving privilege card. As an example, Maryland introduced it, so they recognize it in Maryland. I'm not sure if here in Delaware we can acknowledge Maryland or any other state can acknowledge Delaware.

Mr. Williams: And I think that would be...

President Gregory: Mr. Williams.

Ms. Cabrera: That's - and that's true; that is correct.

Mr. Williams: And that would be important to make sure that information is out so that people understand what this - what this encompasses for them. And then my second question would be, when it comes to Senate Bill 60, do we have any statistics on people that are stopped specifically for their immigration status only; no other reason?

Ms. Cabrera: I do not have the statistics Councilman. I can certainly find out and share those with you because it does happen all too often. I don't know if you recall not so long ago through the town of Elsmere there were some issues where they wanted to take the Federal law into their own hands and remote ably anyone who looked Hispanic would be stopped and then they would ask them for their citizen – their citizen information which if I would to get stopped or we were to get stopped even if, you know, give them a license, you know, they don't ask us for green cards or passports or things like that.

Mr. Williams: But nothing in the City that I'm aware of.

President Gregory: Nothing that I'm aware of. Ms. Shabazz.

Ms. Shabazz: Thank you Mr. President. I – look I ask my question because I think this would be a step in the right direction of getting individuals who are inside this country - - inside of this – inside of the State of Delaware, and it would be the first of steps towards getting the necessary documentations being filling out their part of the citizenship. So, I too would like to ask to be a co-sponsor.

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

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

President Gregory: Declare it adopted. Ms. Walsh.

Ms. Walsh: No legislation, thanks.

President Gregory: Mr. Wright.

Mr. Wright: Nothing tonight sir.

PETITIONS AND COMMUNICATIONS

Council Members announced committee meetings/civic association meetings and community events/activities throughout their districts. Members of Council expressed best wishes for a Happy Father's Day. Council Members spoke on the following matters: violence not only in the City of Wilmington but around this country and the world more specifically the most recent senseless killing of nine victims that occurred in Charleston, South Carolina and the need of stiffer gun laws in the City of Wilmington and the State of Delaware; the need of Wilmington police officers presence

during the City Council meetings was requested; the Wilmington Police Department was thanked for their efforts they've put out during the Biden services which during that time there was also the Greek Festival and the St. Anthony's Festival for which they coordinated very well with other departments and Federal agencies; city-wide E-News letter; aerial spraying/fogging being done by DNREC will take place a hour before sunrise tomorrow in the Southbridge area for a major infestation of adult mosquitos; Eastside Rise and Central Baptist Community Development Corporation were congratulated for their successful Delaware Investment Summit that took place this past Tuesday at the Hotel DuPont; Council Members were thanked for their support in the passage of the Resolution supporting Senate Bill No. 83 regarding domestic violence; condolences was expressed to City employee Darlene Johnson for the loss of her granddaughter; a follow-up was requested again for the Center of Disease Control's Preliminary Findings from their research regarding the epidemic of violence in the City of Wilmington; free memberships to youth ages 13-18 at the YMCA throughout the summer months until August 31st; U.S. EPA grant for environmental workforce development and job training – interested individuals should contact West End Neighborhood House; press conference scheduled for Monday, June 22nd at noon at the New Castle County Courthouse regarding the delay of the implementation of the Community Court; Councilwoman Shabazz was thanked for bringing back the African Festival; everyone was thanked for all their efforts in the renovations of the One Love Park; Parks and Receptions Department was thanked for adding the park on 30th & Madison Streets to the Summer Food Program; constituents were informed that Council will be having additional funds for scholarships; concerns were expressed of the proposed budget amendment; Senate Bill No. 122 regarding the redistricting of school districts; the advocating of the Office of Education and Public Policy; the closing of some streets were announced due to a Community Day for Cornerstone Church; S.U.N. (Safe United Neighborhoods) Park dedication on the corner of 22nd & Lamotte Street will take place June 20th; several individuals from the Public Works Department and Councilman Justen Wright were thanked for participating in a very engaging process with the community regarding sanitation ongoing issues; the Department of Parks & Recreation were thanked for partnering with the West Center City Futures and the Stop the Violence Coalition; petition in the 1st District (37th Street corridor and Monroe Streets) regarding bringing down Burnette School; concerns expressed regarding the Williams "Hicks" Community Center and the need for a Community Advisory Board; and including but not limited to the anticipated August 22nd festival in honor of "One Love Park".

ADJOURNMENT

Upon a motion of Ms. Shabazz, seconded by Mr. Wright, Council adjourned at 7:52 p.m. Motion prevailed.

Attest: 
Maribel Seijo, City Clerk