

*Wilmington, Delaware
Louis L. Redding
City/County Building
June 4, 2015*

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

Invocation was given by Joe Garcia.

The Pledge of Allegiance was recited by City Council.

ROLL CALL

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

MINUTES

After reading a portion of the minutes of May 21, 2015, upon a motion of Mr. Freel, 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>Finance Committee Member</u>	<u>Present</u>	<u>Absent with Leave</u>	<u>Absent w/out Leave</u>
Charles M. "Bud" Freel	X		
Michael A. Brown Sr.		X	
Samuel Prado			X
Hanifa G.N. Shabazz	X		
Loretta Walsh		X	

President and Members of Council of
The City of Wilmington

June 1, 2015

Ladies and Gentlemen:

We, your Finance Committee, to who was referred **Substitute No. 2 to Ordinance No. 14-007** entitled:

AN ORDINANCE TO AUTHORIZE A VOLUME LICENSING
AGREEMENT WITH MICROSOFT LICENSING, GP, TO LICENSE
MICROSOFT COMPUTER SOFTWARE

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

Respectfully submitted, Members of
Finance Committee
/s/Charles M. Freel, Chair
/s/Hanifa Shabazz

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

The City Clerk read the following committee report:

<u>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: 5/20/15

Ladies and Gentlemen:

We, your Public Works & Transportation Committee, to who was referred
Ordinance No. 15-007 entitled:

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

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

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

Upon a motion of Ms. Shabazz, seconded by Mr. Williams, 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: 5/20/15

Ladies and Gentlemen:

We, your Public Works & Transportation Committee, to who was referred
Ordinance No. 15-014 entitled:

AN ORDINANCE TO APPROVE THE REMOVAL OF A PORTION
OF SEVENTH AVENUE FROM THE OFFICIAL CITY MAP

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

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

Upon a motion of Ms. Shabazz, seconded by Mr. Williams, 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

May 20, 2015

Ladies and Gentlemen:

We, your Public Works & Transportation Committee, to who was referred
Ordinance No. 15-016 entitled:

AN ORDINANCE TO EXTEND AND RESCIIND CERTAIN
TRAFFIC/PARKING REGULATIONS

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

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

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

The City Clerk read the following committee report:

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

President and Members of Council of
The City of Wilmington

Date: 6/1/15

Ladies and Gentlemen:

We, your Finance Committee, to who was referred **Ordinance No. 15-018**
entitled:

AN ORDINANCE PLEDGING THE FULL FAITH, CREDIT AND
TAXING POWER OF THE CITY OF WILMINGTON TO THE
PAYMENT OF GUARANTEED PARKING REVENUE BONDS OF
THE WILMINGTON PRINCIPAL AMOUNT NOT TO EXCEED
\$15,000,000; DETERMING THAT THE CITY'S ASSISTANCE IN

FINANCING A REFUNDING PROGRAM OF SAID AUTHORITY IS
IN THE PUBLIC INTEREST OF THE CITY; AND AUTHORIZING
OTHER NECESSARY ACTION

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

Respectfully submitted, Members of
Finance Committee
/s/Charles M. Freel, Chair
/s/Hanifa Shabazz

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

The City Clerk read the following committee report:

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

President and Members of Council of
The City of Wilmington

May 27, 2015

Ladies and Gentlemen:

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

- A presentation on Breast Cancer by the Wilmington Youth
Leadership Commission
- A presentation on State Use: "Advancing Employment for
Persons with Disabilities" by the Delaware Association of
Rehabilitation Facilities

Respectfully submitted, Members of
Health, Aging & Disabilities Committee
/s/Robert A. Williams, Chair
/s/Sherry Dorsey Walker

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

The City Clerk read the following committee report:

<u>Community and Economic Development Committee Member</u>	<u>Present</u>	<u>Absent with Leave</u>	<u>Absent w/out Leave</u>
Loretta Walsh		X	
Darius J. Brown	X		
Maria D. Cabrera		X	
Ernest "Trippi" Congo, II	X		
Sherry Dorsey Walker	X		
Justen A. Wright	X		

President and Members of Council of
The City of Wilmington

Date: May 28, 2015

Ladies and Gentlemen:

We, your Community and Economic Development Committee, met on the above date at 5:00 p.m., Councilman Darius J. Brown presiding. The following item was discussed:

- A presentation regarding the city wide economic development plan by the Department of Economic Development
- A presentation regarding the Port of Wilmington's plan by the Deep Sea International Longshoremen's Associations of Locals #1694 and #1883
- A Resolution urging the Delaware General Assembly to support the creation of the Port of Wilmington Exports Task Force, and encouraging the Task Force to consider the economic development and employment opportunities that an expansion of port operations would provide for residents of the City of Wilmington

Respectfully submitted, Members of
Community and Economic Development Committee
/s/Darius J. Brown
/s/Ernest Congo, II
/s/Sherry Dorsey Walker
/s/Justen A. Wright
/s/Theopalis K. Gregory, Sr., Ex Officio Member

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 June 4, 2015 was read into the
record by the City Clerk, and upon a motion of Mr. Freel, seconded by Mr. Williams, the
Report was received, recorded and filed. Motion prevailed.

TO: THE HONORABLE MAYOR AND CITY COUNCIL OF WILMINGTON JUNE 4, 2015

102	Community Development Block Grant	M & T Bank	\$ 1.00
104	Old Non-Uniform Pension Account	M & T Bank	\$ 6,822.81
105	Police Pension Account	M & T Bank	\$ 179,389.07
106	Fire Pension Account	M & T Bank	\$ 120,081.40
107	Evidence/Found Currency Account	M & T Bank	\$ 538,390.18
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	\$ 41,148.45
117	Cement Workers	Wilmington Savings Fund	\$ 33,435.82
118	Worker's Comp. 3 rd Party Account	M & T Bank	\$ 13,003.23
124	Non-Uniform Pension Act of 1990	M & T Bank	\$ 3,356.53
130	Payroll	M & T Bank	\$ 190,302.39
131	Pension Payroll Account	M & T Bank	\$ 48,288.79
139	Pension Healthcare Account	M & T Bank	\$ 43,917.42
	Total Cash on Hand		\$ 1,223,708.00

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FUND CODE	FUND	INSTITUTION	INVEST. TYPE	MATURITY DATE	INTEREST RATE	INTEREST RECEIVABLE	INVESTMENT AMOUNT
116	General	M&T Bank	RP	06/04/15	0.01%	\$ 1.72	\$ 6,267,901.00
116	General	WSFS	CD	06/10/15	0.30%	\$ 960.61	\$ 1,375,000.00
116	General	WSFS	CD	06/10/15	0.30%	\$ 960.61	\$ 1,375,000.00
116	General	TD	CD	06/10/15	0.25%	\$ 143.84	\$ 1,500,000.00
116	General	TD	CD	06/12/15	0.25%	\$ 1,150.69	\$ 2,000,000.00
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
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					\$ 1,495,944.00
104	Escrow Pension	Vanguard					\$ 31,596,445.00
104	Escrow Pension	Black Rock					\$ 27,521,497.00
104	Escrow Pension	Edgar Lomax					\$ 22,687,803.00
104	Escrow Pension	Wilmington Trust					\$ 47,284,301.00
104	Escrow Pension	Manning & Napier					\$ 15,103,873.00
104	Escrow Pension	Earnest Partners					\$ 18,488,306.00
104	Escrow Pension	GMO					\$ 12,171,279.00
104	Escrow Pension	MFS Management					\$ 21,568,432.00
104	Escrow Pension	American Funds					\$ 11,600,000.00
139	Medical Escrow	Black Rock-OPEB					\$ 13,084,016.00
116	Deferred Comp.	MassMutual					\$ 41,005,131.00
	Total Investments						\$ 336,613,727.48
	Total Cash on Hand						\$ <u>1,223,708.00</u>
	Grand Total						\$ 337,837,435.48

¹ Budget Reserve

² SEU

/s/Henry W. Supinski
City Treasurer

NON-LEGISLATIVE BUSINESS

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

All Council	Recognize Bob King – Delaware Track Star and Hall of Fame Inductee
All Council	Sympathy Former Delaware State Attorney General Joseph R. “Beau” Biden, III
M. Brown	Sympathy Elizabeth Bratcher
Gregory	Recognize Elder Helena Michelle Creamer
Gregory	Retirement Mary E. Polk
Gregory	Sympathy Mr. William Morris
Gregory	Sympathy Marian Deatrich Roache
Gregory	Sympathy Eartha Rogers
Shabazz	Sympathy Joseph N. Perkins, Sr.
Williams	Congratulate Salesianum - Delaware State Soccer Team Champions
Williams	Congratulate Salesianum – Delaware State Cross Country Champions

LEGISLATIVE BUSINESS

President Gregory: Mr. Chukwuocha.

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

Mr. Chukwuocha presented Resolution No. 15-026 (Agenda #4054) as follows:

WHEREAS, the Commissioner of the Department of Licenses and Inspections has declared the premises at eleven locations (the "Premises") listed in Exhibit "A" attached hereto to be in such condition as to constitute public nuisance buildings as set forth in Wilmington City Code, Section 4-27, subsection 116.1.4(a) and/or Section 4-27, subsection 116.1.5; and

WHEREAS, timely notices of the conditions of the Premises were forwarded to the owners of record (the "owners"), as listed in Exhibit "B" attached hereto, by certified mail and/or by posting of the Premises and ordering the owners to correct the violations and/or demolish the structure, as required by Wilmington City Code, Section 4-27, subsections 116.1.4(c) and 116.3.1 in addition to notifying any record lien holders; and

WHEREAS, the owners have failed to comply with the Order to rehabilitate or demolish the Premises or to show cause why said Premises should not be demolished; and

WHEREAS, the conditions persist, the owners have failed to take necessary steps to rehabilitate or demolish the Premises, and the Commissioner of Licenses and Inspections recommends that the Premises be demolished.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF WILMINGTON, that the Commissioner of Licenses and Inspections be, and hereby is, authorized to secure demolition of the eleven Premises listed in Exhibit "A" on dates selected by him, subject to the resolution of any pending appeals of the Commissioner's Order by an owner.

BE IT FURTHER RESOLVED that all expenses of such demolition be paid by the City Treasurer from monies from the City Treasury, with said owners, as listed in Exhibit "B", being liable to the City of Wilmington for the full amount so expended pursuant to 25 *Del. C.* §§4601 and 4602.

FURTHER RESOLVED that liens may be placed upon the Premises pursuant to 25 *Del. C.* §§4601 and 4602.

FURTHER RESOLVED that the City Clerk shall forward copies of this Resolution to the Commissioner of Licenses and Inspections and the City Treasurer as their respective authority to act in this matter.

On the question:

Mr. Chukwuocha: Yes Mr. President, this is a Resolution being presented on behalf of Administration authorizing demolition of eleven properties and those properties are 1129 West 4th Street, 507 West 5th Street, 1319 West 6th Street, 406 West 7th Street, 25 East 24th Street, 1126 B Street, 106 North Franklin Street, 620 N. Harrison Street, 1110 North Heald Street, 1118 North Heald Street and garages located at 2722 North Washington Street. All of these properties have been vacant and were a part of the nuisance property list for our City. And, during our joint committee meeting it was spoken and there was community support for their - - recognizing supporting the demolition.

President Gregory: Mr. Darius Brown.

Mr. Darius Brown: Thank you Mr. President. I'd like to be added as a co-sponsor and just as commentary, I think that this is needed and if at all possible even newer (inaudible) because we have a lot more properties throughout the City that should be demolished within our City. Now we currently have some policies that would not allow them to be demolished. Thank you.

President Gregory: The Clerk will call the roll.

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

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

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

Mr. Darius Brown presented and called for the first and second reading Ordinance No. 15-020 (Agenda #4055) entitled:

AN ORDINANCE TO AMEND CHAPTER 38 OF THE CITY
CODE REGARDING ANIMAL CONTROL IN CITY PARKS

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

President Gregory: Ms. Shabazz.

Ms. Shabazz: Thank you Mr. President, I have a Resolution to present.

President Gregory: The first one is an Ordinance.

Ms. Shabazz: I'm out of order. I'm sorry.

President Gregory: An Ordinance to discharge and connection to MS4.

Ms. Shabazz: I'm sorry; I don't know how I got out of order.

President Gregory: 4027.

Ms. Shabazz: Yes sir. I'm good now.

President Gregory: You're ok?

Ms. Shabazz: I have an Ordinance to present and call for the third and final reading.

Mrs. Seijo: Thank you.

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

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

On the question:

Ms. Shabazz: Yes Mr. President, this Ordinance is an Ordinance to amend Chapter 11 of the City Code to add a section that preserves the health, comfort and environment of the City residents. It will bring the City into compliance with an MS4 permit, which is municipal separate storm water sewer permit issued to the City by the State Department of Natural Resources. It's required for us to adhere to the MS4 permit by adopting these regulations. This would prohibit the illegal dumping of MS4 and illicit discharge that can adversely affect our local waterways.

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 Chukwuocha, Darius Brown, Shabazz, Prado, Dorsey Walker, Williams, Freel, Michael Brown, Cabrera and Wright, and Council President Gregory. Total, eleven. Nays, none. Absent, Council Members Congo and Walsh. 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. 15-016 (Agenda #4040) entitled:

AN ORDINANCE TO EXTEND AND RESCIND CERTAIN
TRAFFIC/PARKING REGULATIONS

On the question:

Ms. Shabazz: Yes Mr. President, this Ordinance was an Ordinance that had a timeline on it that it brought it back up for our review for another year. It is - - it was - it's essential that we - - traffic and parking regulations that were required for the proper flow of traffic of - for the Community Education Building. There are - - it extends varies traffic regulations that affected 12th Street and 18th Street and also French and Wilson Street. In the Ordinance there are - there is a change that would affect a Section 6 - - that remove the road closing of school buses on French Street because there was concerns of the ability to - - proper business on that street. Basically, that section was changed to Section 6. There are other road and traffic regulations that's in this that has been addressed with the Wilmington Police Department and the community and I ask that my colleagues to support me into keeping these traffic regulations in place as they are so fit for another year as the continual of the school in its growth and in growth addition of more parents and students coming to the building.

President Gregory: Mr. Brown.

Mr. Darius Brown: Thank you Mr. President. This is an Ordinance that was held at our last Council meeting and there was some communication from me to Council Members around this Ordinance. Just for some historical record, the initial Ordinance for this legislation was created as a compromise between myself and the Chair of the Public Works Committee around some of the issues that residents of the 3rd Council District had regarding Wilson Street. We came to the compromise because of the development of a forty-four unit apartment building and eighty-eight unit loft apartment building that was going to be under construction. We agreed to the twelve-month period of time because those buildings would be under construction and not inhabited at this time last year. At this present moment, the forty-four unit building is fully inhabited – the forty-four unit building is fully inhabited and the eighty-eight unit building will be online in October. Based upon the request of the constituent of the 3rd Council District, mainly those residents that live between 11th and 15th Street on Walnut Street and how they've been affected by not only that development but the change in the CEB building going from a bank to school and some of those changes that have impacted the community. It is been their request to me as their Councilperson that Wilson Street return to its original direction. That is a communication that has been expressed by myself to the Chair of the Public Works. In addition to that, through conversations that I've had with the Executive Director of the CEB to her own admission, over the last year, the redirection of Wilson Street did not fulfill the intent that they had originally designed. Originally, they had thought that parents would come down Walnut Street make a right onto 13th Street from Walnut, another right onto Wilson Street off of 13th Street and a third right from Wilson Street to 12th Street in a way that they could kind of line up before crossing Walnut Street to drop their children off. Unfortunately, that has not occurred. Our parents continue to just drop their children off making the left off of Walnut Street and that has – with that being done, the residents would like to have Wilson Street back at something that improves their quality of life and not continue to be a detriment to the residents of the district.

I do want to draw my Council Members' attention to Section 6 as I've spoken thus far about the residents of the 3rd District and my concerns around Section 1 and 2, which speaks to the 3rd District. There is one section of the original Ordinance that we'll be voting on be rescinded but it's not in the 3rd District but it's in the 4th District. In the 4th District our original Ordinance spoke to French Street being blocked off from 12th Street to 13th Street to have access to buses because there was businesses on French Street that confirmed about not be able to have access on French Street. The Public Works Chair now brings this Ordinance before us is rescinded blocking off French Street. I don't know about any of my colleagues here but a many of us represent districts; all of us represent the residents of the City of Wilmington. I believe that the residents' voices should be heard; not just the businesses voices are here in the City of Wilmington. So, Mr. President because I asked the Public Works Chair to amend this Ordinance and unfortunately that has not happened, I would like to make a floor amendment to delete Sections 1 and 2 of Ordinance 15-016. Is there a second?

Mr. Wright: Second.

President Gregory: It's been properly moved and seconded that there's a motion to...would you restate your motion?

Mr. Darius Brown: Motion to delete Sections 1 and 6 of Ordinance 15-016.

President Gregory: What are 1 and 6?

Mr. Darius Brown: I'm sorry?

President Gregory: What are they?

Mr. Darius Brown: Section 1 and Section 2 - - Section 1 is that the street direction for Wilson Street, between 12th Street and East 13th Street continue from One-way northbound to One-way southbound, as shown conceptually in the attached drawing. Section 2 that a "STOP" sign control remains installed on Wilson Street southbound at the intersection of East 12th Street. Asking that both of those be rescinded?

President Gregory: It's been properly moved and second that the Ordinance be amended accordingly. All those in favor, so note by saying, Aye (I), No ("No"). So, "NO" carries.

Mr. Wright: Voice vote.

President Gregory: Ms. Shabazz.

Ms. Shabazz: Thank you Mr. President.

Mr. Wright: Mr. President, I requested I voice vote.

President Gregory: It's clear that it was "No". If it's clear "No" versus "Yes", we move on parliamentary procedures. Ms. Shabazz.

Ms. Shabazz: Thank you Mr. President. Mr. President, this Ordinance was for a one year and it was - - I did have a conversation with our Public Works Department regarding the use of the Wilson Street. We know that the building is not into its full occupancy and therefore, that we knew that it would be - - that there might not be the traffic impact that would warrant or even an inconvenience to the residents. And, I also had conversations with the residents of that area and we've had continuance conversations and have asked for a meeting so that we could get a clear understanding of the impact. From my also (inaudible) of the residents there, there has not been much traffic as our colleague as indicated. So, there has not been that much inconvenience.

We knew that all the different changes in this Ordinance was going to be exploratory and that we all agreed that we would keep a very good eye all on how it would affect the quality of life of the residents in that area, which is why we had the Ordinance for only one year. We also know that the Community Education Building is now about to go from an occupancy of students of 600 to 1200. With that increase there will be more parents the purpose of the Wilson Street being turned into southbound – northbound direction was so – excuse me the southbound direction was to serve as a staging as that increase of traffic and parents dropping their students off. The fact of us not allowing us to have one more year on this Ordinance to look at this – allow this traffic pattern to come about, will then cause not only an inconvenience – a mild inconvenience that it's experiencing right but definitely a grid lock of traffic on Walnut Street with those additional parents coming to drop their children off.

So, I ask that my colleagues understand that the situation that we are in the increase of population of students coming into the CEB building, you know how heavy traffic is down on Walnut Street, this traffic pattern was brought to – was suggested and approved by the Wilmington Police Department, the Fire Department and Apex Engineering, that this flow of traffic would be conducive for a smoother flow as the increase of students and parents coming to the Community Education Building. Yes I did address the issue of the business on - - the business on French Street because as we have addressed all other issues that were brought to our attention. There was an issue from the residents of the 3rd District because of the parking situation and the CEB building as well as the Wilmington Police Department and the Public Works Department took that into consideration and we used the Commissioner's authority to put parking back on Wilson Street. So, we're very, very conscience of the quality of life and how it affects the residents of the Eastside – of the 3rd District Eastside residents as of the 4th District Eastside. So, I ask my colleagues to continue to support me and support this initiative of allowing the traffic to continue in its flow, keeping Sections 1 and 2 so that we don't have a grid lock of traffic on Walnut Street as the population increases.

President Gregory: Mr. Brown.

Mr. Darius Brown: Thank you Mr. President. As I pointed out around Section 6, I believe if the concerns were around the growth of the CEB, if the concern was around potential congestion of the CEB, then French Street between 12th and 13th Street would still be closed – remain closed because they would need it to remain closed because of the growth of the CEB. That is not happening, Section 6 is being rescinded. So clearly, their intent or the belief that the congestion would inhibit or prohibit cannot be actual. It's not something that would really impact the students or the families. If it was so, they would not be rescinded Section 6. In addition to that, when you look at the residents that are living in that area, they are residents that I've been elected to represent as a district Councilperson as many as my colleagues have been elected to represent in your particular district and as our At-Large Council Members have been elected to represent on many different projects and issues. Would I like to see the CEB thrive? Absolutely, I think it's a great compliment to education in the City of Wilmington but I will not neglect the voices of the residents of the 3rd Council District and take on the calls or beliefs of the CEB or any other corporate interest.

President Gregory: Ms. Shabazz.

Ms. Shabazz: Thank you Mr. President. The rescinding of the French Street initiative is - - was - - still it was done because of the - - with the understanding that if there was a public safety issue that the Police Department still had the authority to close off that street. And, also, the closing of the street is only for certain periods of time. It's just for when they bring students in and when they take students out. So, necessity of it being needed to be closed on an ongoing basis, we felt it was an inconvenience and therefore, we - - we compromised to - - to address the concerns that were raised. And, Mr. President, I have to say this that you know, as a City Councilperson on its third term, there's no way that I have just the consideration of the people in the 4th District. In the - - in my previous terms, I never looked at the Eastside as a 3rd District or 4th District, it was the Eastside and I worked in partnership with the Council Member representative at that time. So, to divide a neighborhood because of district lines, it's just very difficult. And, so, I definitely hear and have talked to the residents of the 3rd District Eastside residents and understand what their needs are and take their needs and quality of life into great value in my decision making. But, I also can understand too that and consider that if we do not continue this street in its direction that the grid lock of traffic will be even worse. And, the reason that we did this Ordinance for just one year is because we were very, very conscientious of the quality of life of the residents on the upper Eastside 3rd or 4th District. So, this again, is a resolution for another year so that we can continue to monitor and make necessary changes with the continued growth of the City and the growth of the residents that come into the City and to make sure that everyone is able to have a good quality of life.

President Gregory: Ok, now, let me just make an observation before I call on anyone else. The sponsor speaks first, the challenger spoke, then I came back to you and you have spoken, so that should end the debate. Ok; it should end the debate. 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 Chukwuocha, Shabazz, Prado, Dorsey Walker, Williams, Freel, Michael Brown and Cabrera, and Council President Gregory. Total, nine. Nays, Council Members Darius Brown and Wright. Total, two. Absent, Council Members Congo and Walsh. Total, two.

President Gregory: Declare it adopted.

Ms. Shabazz: Thank you. Mr. President, I have a Resolution to present.

Ms. Shabazz presented Resolution No. 15-027 (Agenda #4056) as follows:

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. §2-626 provides that the Council shall by resolution approve the grant of any licenses, easements, and/or rights-of-way by the Department of Public Works as shall be necessary for the construction, installation, maintenance, operation, and repair of utilities, including but not limited to water and sewer service; and

WHEREAS, the City desires to provide New Castle County with certain construction and utility easements over and across that certain portion of City-owned land known as Bringhurst Woods Park having an address of 0 Washington Boulevard, Wilmington, DE, being Tax Parcel No. 06-122.00-017, in connection with New Castle County’s construction, operation, and maintenance of a new sanitary sewer line across said land.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF WILMINGTON that the Council authorizes and approves the granting of certain construction and utility easements over and across that certain portion of land known as Bringhurst Woods Park having an address of 0 Washington Boulevard, Wilmington, DE, being Tax Parcel No. 06-122.00-017, in accordance with the Construction and Utility Easement Agreement between the City and New Castle County, a copy of which agreement is attached as Exhibit “A” hereto and incorporated herein.

BE IT FURTHER RESOLVED that Council authorizes the Department of Public Works to execute any and all documents necessary to effectuate the granting of such construction and utility easements in connection with New Castle County’s construction, operation, and maintenance of a new sanitary sewer line over and across Bringhurst Woods Park.

On the question:

Ms. Shabazz: This Resolution being presented by the Administration for Council’s review that Council would grant certain construction and utility easements to the New Castle County government for the construction, operation and maintenance of a new sanitary sewer line across City-owned land known as Bringhurst Woods Park.

President Gregory: The Clerk will call the roll.

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

President Gregory: Declare it adopted. 4057 a Resolution.

Ms. Shabazz: Yes sir; Mr. President, I have a Resolution to present.

Ms. Shabazz presented Resolution No. 15-028 (Agenda #4057) as follows:

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

WHEREAS, the City has acquired 1104 A Street, Wilmington, Delaware, being Tax Parcel No. 26-051.30-076 and 1106 A Street, Wilmington, Delaware, being Tax Parcel No. 26-051.30-075 (the “Properties”).

WHEREAS, the Council of the City of Wilmington (“Council”), upon the recommendation of the Department of Real Estate and Housing of the City, hereby authorizes the City to dispose of the properties to Thomas Hicklin Jr. for renovation and homeowner occupancy.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF WILMINGTON that the Council authorizes and approves the disposition of the Properties to Thomas Hicklin Jr. for renovation and homeowner occupancy.

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 disposition of the Properties, including any and all further undertakings and assurances that may be appropriate.

On the question:

Ms. Shabazz: Yes Mr. President, this Resolution authorizes the City to dispose of the property located at 1106 A Street to Mr. Thomas Hicklin, Jr. for renovation and homeowner occupancy. We’re very excited that this vacant property would be renovated, brought back to life and will be used for and adding to the homeownership in this neighborhood.

President Gregory: The Clerk will call the roll.

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

President Gregory: Declare it adopted.

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

Ms. Shabazz presented Resolution No. 15-029 (Agenda #4058) as follows:

WHEREAS, the vitality of the Port of Wilmington is critical to sustaining the economic growth and stability of our City and State; and

WHEREAS, there has been a transformation of the shipping industry with the arrival of a new global fleet of mega-ships that can carry almost double the containers of the previous generation of ships; and

WHEREAS, a recent proposal to expand the Port of Wilmington to an undeveloped site on the Delaware River in New Castle would provide a viable opportunity to keep the Port more competitive over the next 50 years by accommodating larger ships that require bigger terminals; and

WHEREAS, presently Longshoremen are among the highest paid blue collar workers in the country, with some earning more than \$100,000 a year; the proposed expansion has the potential to generate significantly more than 4,000 high paying jobs; and

WHEREAS, the prospect of the Port development could go a long way towards growing the middle class and allowing many of our residents the ability to earn livable wages thus likely helping to reduce crime in our City; and

WHEREAS, the concept calls for a public-private partnership at the Ports Riveredge that calls for a single large pier, or dock at Riveredge with seven or more berths for ships; and

WHEREAS, with six or more large container cranes, the port could work on the larger container ships, which are the highest paying jobs for Longshoremen.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF WILMINGTON, that the City Council hereby supports the proposal to expand the Port of Wilmington and believes it will have a significant and lasting impact on the growth of our City and State, and strongly encourages Governor Jack Markell and the Delaware General Assembly to take immediate action to execute the expansion.

President Gregory: Just a minute: Mr. Brown.

Mr. Michael Brown: I'd like to be added.

President Gregory: So noted. Mr. Williams.

Mr. Williams: Add me as co-sponsor please.

President Gregory: So noted.

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

President Gregory: So noted.

Ms. Dorsey Walker: Thank you.

President Gregory: Mr. Wright.

Mrs. Seijo: Mr. Wright, be added?

President Gregory: You want to speak to a....

Ms. Shabazz: Yes sir; Mr. President, this Resolution strongly supports the proposal to expand the Port of Wilmington and encourages Governor Jack Markell and the Delaware General Assembly to take immediate action to execute this expansion. As it was presented in numerous presentations this - - this idea would definitely bring about tremendous needed jobs that were paying livable wages and that so very needed in the City of Wilmington. As you can see by my colleagues – the City Council strongly supports (inaudible) this is a viable economic opportunity for our City.

President Gregory: Ms. Cabrera.

Ms. Cabrera: Thank you sir. I do plan to support this this evening. I understand that there has to be an environmental study done where half a million dollars are going to be needed for that. Obviously I'm going to watching closely to see how that comes out. My understanding is that the environmental groups have met with the Port Authority and others and that they have pretty much signed off on this as long as it does not affect the Coastal Zone Act as well as the fact that there's going to be dry products being brought through and that it should not cause any harm to the environment. Definitely the jobs that this would create, is something that the City badly needs. We talked about job creation and employment in terms of when it comes to the crime in the City of Wilmington. I, you know, support initiatives like this. We recently supported an initiative here with the construction of the Woodlawn Flats in terms of job creation for the City residents; we were all at the ribbon cutting – most of us and the ground breaking, which I thought was wonderful, just want to state my concern with job creation and the fact that whatever they promised to do that I know of has not been kept in terms of working with Local 55 and some of our local jobs. So, you know, let's just hope that as we move forward with the Port and with anything else that we're doing, that we hold people accountable for the jobs that they say they're going to create.

President Gregory: Thank you. Darius Brown. Mr. Darius Brown.

Mr. Darius Brown: Supposed to be added as a sponsor.

President Gregory: So noted. Ms. Shabazz.

Ms. Shabazz: Yes Mr. President.

President Gregory: You already spoke to it. I'm sorry. Mr. Williams.

Mr. Williams: Thank you Mr. President. I just want to reiterate that the – the type of jobs that would be available for persons down at the Port with this expansion project. If a persons that are most in need of jobs - - we've lost our manufacturing, we lost GM, we've lost Chrysler, we put a lot of struggling families to work. These are people that need the jobs. So, expanding this Port is going to give those families and their children opportunities to make a livable wage to take care of their families so that we can have some input of – some influx of money into our City. Thank you.

President Gregory: Mr. Chukwuocha.

Mr. Chukwuocha: Thank you Mr. President. I too would like to be added as a co-sponsor.

President Gregory: So noted.

Mr. Chukwuocha: Thank you sir.

President Gregory: This is a true and real time workforce development. One of the roles of government is to create a climate for developing jobs; to create a climate for developing jobs. It's not government's obligation or responsibility to create jobs in government but it's to create private jobs. And, one of things that we do is look at the environment and what do we need to do to participate and creating a climate for jobs. So, I believe that this is true and real time workforce development. So, you can finish Ms. Shabazz.

Ms. Shabazz: Thank you Mr. President. One thing I just wanted to say, I just hope that we understand and that the General Assembly understands that we - - that we dragged our feet before when it came time for and not send them advocate of casinos but we dragged our feet before. We had an opportunity and that was almost an eleven million dollar income source for the City of Wilmington. I pray that we don't continue to drag our feet on this one and let New Jersey beat us out of this - this major opportunity. We dredge the - - I supported the legislation that dredged it - - that dredged the Port so that we could be prepared for this to happen and if we don't move quickly that we would lose out and then we would be in worse economic condition.

President Gregory: The Clerk will call the roll.

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

President Gregory: Declare it adopted. 4060 Ordinance.

Ms. Shabazz: 4059.

Mrs. Seijo: 59 yes.

President Gregory: Yes, go ahead.

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

Ms. Shabazz presented Resolution No. 15-030 (Agenda #4059) as follows:

WHEREAS, promoting and securing employment opportunities for residents of Wilmington is essential to the City's plans for growth and development; and

WHEREAS, the Port of Wilmington, which has long been a source of employment for City residents and others living in the region, successfully handles more than 400 vessels and five million tons of cargo each year; and

WHEREAS, the Delaware House of Representatives has introduced House Concurrent Resolution No. 30, which calls for the creation of the Port of Wilmington Exports Task Force to be charged with examining the feasibility of introducing new agricultural products for export; and

WHEREAS, the introduction of agricultural exports would constitute the expansion of Port operations, and would likely result in the creation of new jobs at the Port; and

WHEREAS, the City Council supports this initiative as a means to increase commerce at the Port of Wilmington as well as to contribute to broader economic development initiatives for the City, County and State.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF WILMINGTON, that the Council respectfully urges the Delaware General Assembly to support the creation of the Port of Wilmington Exports Task Force, and encourages that the Task Force consider the economic development and employment opportunities that an expansion of Port operations would provide for residents of the City of Wilmington.

On the question:

Ms. Shabazz: Yes Mr. President, again this Resolution also is – is one that is promoting and securing employment opportunities for the City of Wilmington residents. We're asking that the House of Representatives introducing House Resolution No. 30 which calls for the creation of Port of Wilmington Exports Task Force that would have charge examine (inaudible) new type of agricultural to come in – new products coming into our Port – another way of creating economic vitality and jobs to the City of Wilmington. And, this Resolution is asking – is indicating this strong support that.

President Gregory: Mr. Michael Brown.

Mr. Michael Brown: May I be added?

President Gregory: So noted. Mr. Chukwuocha.

Mr. Chukwuocha: Thank you Mr. President. I ask to be added as well.

Thank you.

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

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

President Gregory: Declare it adopted.

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. 15-021 (Agenda #4060) entitled:

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

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

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. 15-022 (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

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

Ms. Shabazz: That's all.

Mr. Michael Brown: What.

Ms. Shabazz: Mr. President...what? I finished.

Mr. Michael Brown: It's a lot.

Ms. Shabazz: I know. I'm done for the day.

President Gregory: Mr. Prado.

Mr. Prado: Nothing tonight Mr. President.

President Gregory: Ms. Dorsey Walker.

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

Ms. Dorsey Walker presented and called for the third and final reading Ordinance No. 15-014 (Agenda #4036) entitled:

AN ORDINANCE TO APPROVE THE REMOVAL OF A
PORTION OF SEVENTH AVENUE FROM THE
OFFICIAL CITY MAP

On the question:

Ms. Dorsey Walker: Yes Mr. President, three businesses would be established in the Browntown community creating economic development opportunities and the positive presence in the Browntown community – the reason why we need to (inaudible) lock off the street is to provide parking for the new employees as well as the people who would be coming in....

President Gregory: What did you say we're going to do to that street?

Ms. Dorsey Walker: Remove it – remove it.

President Gregory: You said lock...

Ms. Shabazz: You said lock it off.

Ms. Dorsey Walker: Oh, I'm sorry. We're removing it.

President Gregory: I thought you said lock off...you went back in the day on us.

Ms. Dorsey Walker: Forgive me – remove.

President Gregory: Wow. The Clerk – the Clerk will call the roll.

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

President Gregory: Declare it adopted.

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

Ms. Dorsey Walker presented and called for the first and second reading Ordinance No. 15-023 (Agenda #4062) entitled:

AN ORDINANCE TO ENACT CERTAIN TRAFFIC/PARKING
REGULATIONS

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

President Gregory: Mr. Williams.

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

President Gregory: Thank you. Mr. Freel.

Mr. Freel: Mr. President, I have two Ordinances for third and final and two for first and second.

Mr. Freel presented and called for the third and final reading **Ordinance No. 14-007** (Agenda #3898) entitled:

AN ORDINANCE TO AUTHORIZE A VOLUMEN
LICENSING AGREEMENT WITH MICROSOFT
LICENSING, GP, TO LICENSE MICROSOFT
COMPUTER SOFTWARE

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

AN ORDINANCE TO AUTHORIZE A VOLUMEN
LICENSING AGREEMENT WITH MICROSOFT
LICENSING, GP, TO LICENSE MICROSOFT
COMPUTER SOFTWARE

On the question:

Mr. Freel: Yes Mr. President, we will be entering into a new three (3) year agreement with Microsoft for Microsoft Office 365, government cloud hosted solution. It would cover our larger number of units than we cover now. It would cover about 1,025 units which would include desktop computers, laptops, tablets and cell phones. Some of the things that we'll have in this contract, that we did not have before would be - would be automatic upgrade to new versions of Microsoft. There'll be no need to do them ourselves and pay for them. It would be anti-spam services, there'll be disaster recovery back up and we'll have use of the government cloud, which would be put less pressure on our servers. There will be some cost savings because of the use of the fact that the anti-spyware is now part of the contract and also reducing the service support. The contract is just shy of \$800,000 for the third years.

President Gregory: The Clerk will call the roll.

Upon a motion of Mr. Freel, seconded by Mr. Williams, the aforementioned **Substitute No. 2** to the Ordinance was read for the third and final time and was adopted by title and section recurring to the Enacting Clause and was passed by the following Yea and Nay Roll Call Vote: Yeas, Council Members Chukwuocha, Darius Brown, Shabazz, Prado, Dorsey Walker, Williams, Freel, Michael Brown, Cabrera and Wright, and Council President Gregory. Total, eleven. Nays, none. Absent, Council Members Congo and Walsh. Total, two.

President Gregory: Declare it adopted. Mr. Freel – 4042.

Mr. Freel presented and called for the third and final reading Ordinance No. 15-018 (Agenda #4042) entitled:

AN ORDINANCE PLEDGING THE FULL FAITH, CREDIT
AND TAXING POWER OF THE CITY OF WILMINGTON
TO THE PAYMENT OF GUARANTEED PARKING
REVENUE BONDS OF THE WILMINGTON PARKING

AUTHORITY IN AN AGGREGATE PRINCIPAL AMOUNT NOT TO EXCEED \$15,000,000; DETERMINING THAT THE CITY'S ASSISTANCE IN FINANCING A REFUNDING PROGRAM OF SAID AUTHORITY IS IN THE PUBLIC INTEREST OF THE CITY; AND AUTHORIZING OTHER NECESSARY ACTION

On the question:

Mr. Freel: Yes Mr. President, I would like to make an amendment. I would like to ask Council Members to turn to Page 2, Section 4 and I would like to delete the section that says, The City will appropriate annually in its operating budget the reasonable amount set forth in the budget of the Authority, as last amended, necessary to provide money which, together with all projected available revenues of the Authority during such fiscal year of the City, will be sufficient to meet the payment of principal, whether at maturity or by operation of a sinking fund or otherwise, premium, if any, and interest on the Bonds, during such fiscal year of the City. I would like to delete that and replace with: *On or prior to March 31 of each year, the Executive Director of the Authority will provide a certificate to the City stating whether the Authority expects to have sufficient available funds to pay the debt service coming due on the Bonds over the next fiscal year. If the certificate states that a deficiency is expected, the City will appropriate in its operating budget for such fiscal year an amount necessary to provide that deficiency.* That's the motion. Can I have a second?

Mr. Michael Brown/Ms. Shabazz: Second.

The amendment was moved and properly seconded as stated.

President Gregory: Of course I have a question regarding the City's exposure. Does that do anything with respect to the City's exposure? Before we amended, the part where you said that we have to make sure we had money in the Operating Budget to cover deficiencies was that in the first part or was that?

Mr. Freel: Yeah, that is part of any of their Bonds now and the thing that caught me by surprise is that I never remember having a discussion in all my years of budget hearings about whether the Parking Authority had enough money to cover its debt service. So, myself, Council Member Shabazz, Council Member Brown were at the meeting, we wanted that language cleared up and cleaned up a little bit so that every year we get something from the Authority saying that they do not need any monies appropriated in our Budget.

President Gregory: Okay.

Mr. Freel: That was the point of it.

President Gregory: Okay. Mr. Wright.

Mr. Wright: We're still on the amendment? So, right?

President Gregory: You need me to repeat it?

Mr. Wright: Nah, I'm teasing; just wanted to mess with you a little bit. But no, so – so, so what we're saying is if they don't have the proper funds then the City is funding that, is that what you're saying?

Mr. Freel: What we're saying is that if they do not have sufficient funds, they need to come to us and certify that (inaudible) and then we have to determine of what steps to take. Now, usually their – their revenues is what is pledged against them bonds or anything but it doesn't mean that we necessarily have to put money in the budget but we might have to take steps working with the Authority. They might have to sell a garage to meet their needs or things like that. So, but right now, as far as I know, we don't get any notification one way or the other.

President Gregory: But we - - they pay us money now; we get money.

Mr. Freel: We get - - annually, we get \$275,000.00 from the Wilmington Parking Authority.

President Gregory: So, it has dropped there and beyond there for this thing to...

Mr. Freel: Right.

President Gregory: ...kick in and as it was indicated it's been their way historically but this time it was (inaudible) made clear. Mr.

Mr. Wright: Thank you sir.

President Gregory: The Clerk will call the roll.

Mr. Michael Brown: No, we have to do the amendment.

Mr. Freel: This is on the amendment. We're still on the amendment sir.

President Gregory: All those in favor, so note by saying "Aye", Opposed, Abstentions. "Ayes" have it. We're back to the Ordinance.

Mr. Freel: Mr. President, all they're asking us to do is that they want to refund - - refinance one of their Bond Issuance from 2005 for – it's actually just shy of fifteen million dollars. They're not adding any – any additional debt but they have the

opportunity to get a better rate and save some funds. So, they're coming to us asking our authority to refinance because we put our full faith and credit behind any of their borrowing.

President Gregory: Ms. Shabazz.

Ms. Shabazz: Yes Mr. President, I was at the Finance Committee meeting and the question - - the action that would have occurred in this if we approved this, they would save about, I think it was about a million dollars. And, one of things I asked that the Wilmington Parking Authority's mission is to make sure there's an adequate and comfortable parking for the City of Wilmington and I was hoping - - I asked that they also let us know what they plan to do with that savings to assist us in the parking issues that we have here in the City of Wilmington since that is their charge.

President Gregory: The Clerk will call the roll.

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

President Gregory: Declare it adopted.

Mr. Freel presented and called for the first and second reading Ordinance No. 15-024 (Agenda #4063) entitled:

AN ORDINANCE TO AUTHORIZE CITY CONTRACT
14068HRPS, PROPERTY AND CASUALTY INSURANCE
BROKERAGE SERVICES, AS AMENDED, WITH USI
INSURANCE SERVICES LLC, SUCCESSOR IN INTEREST
TO WILLIS OF DELAWARE, INC.

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

Mr. Freel presented and called for the first and second reading Ordinance No. 15-025 (Agenda #4064) entitled:

AN ORDINANCE TO AUTHORIZE CITY CONTRACT
15016HRPS, LIFE AND HEALTH INSURANCE
BROKERAGE SERVICES, AS AMENDED, WITH USI

INSURANCE SERVICES LLC, SUCCESSOR IN INTEREST
TO WILLIS OF DELAWARE, INC.

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

President Gregory: Mr. Brown. Michael.

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

Mr. Michael Brown presented Resolution No. 15-031 (Agenda #4065) as follows:

WHEREAS, domestic violence poses a serious threat to public safety, and can lead to especially devastating consequences for children and families; and

WHEREAS, according to the Delaware Coalition Against Gun Violence, firearms in Delaware were used in 40 homicides of intimate partners and 13 homicides of other family members and loved ones involved in domestic violence incidents between 1996 and 2013; and

WHEREAS, the Delaware General Assembly has introduced Senate Bill No. 83, which would expand existing protections for domestic violence victims and substantially reduce abusers' access to firearms; and

WHEREAS, Senate Bill No. 83 would clarify procedures related to domestic violence orders and the disposition of firearms and ammunition in the possession of a respondent, and would further restrict the ability of a respondent from purchasing or otherwise obtaining a firearm following the issuance of such an order; and

WHEREAS, the bill would extend protections emanating from the charge of "misdemeanor crime of domestic violence" to include those involved in substantive dating relationships, as well as those who have cohabited at the time of an offense or within five years prior to an offense; and

WHEREAS, the Wilmington City Council supports this bill and the additional protections it extends to victims of domestic violence, and applauds the efforts of the General Assembly to further protect abuse victims.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF WILMINGTON, that the Council supports Senate Bill No. 83, as it promises to provide enhanced protections for victims of domestic violence and abuse, and in doing so, could arm law enforcement agencies and courts with the capacity to better ensure the safety of victims and families involved in domestic violence.

On the question:

Mr. Michael Brown: Yes Mr. President, this is a - - if this is approved, Council would be expressing its support for Senate State Bill No. 83, which would

expand its legal protections for the victims of domestic violence and reduce the ability of the perpetrators of domestic violence from purchasing or otherwise obtaining a firearm.

President Gregory: Ms. Shabazz.

Ms. Shabazz: Yes Mr. President, I would like to be a sponsor of this.

President Gregory: So noted. Ms. Cabrera.

Ms. Cabrera: I too would like to be a sponsor.

President Gregory: The Clerk will call the roll.

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

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

President Gregory: Declare it adopted.

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

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

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

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: Nothing this evening sir.

President Gregory: Ms. Walsh.

Mr. Darius Brown: Yes Mr. President, I have a Resolution to present on behalf of Ms. Walsh.

On behalf of Ms. Walsh, Mr. Darius Brown presented Resolution No. 15-032 (Agenda #4067) as follows:

WHEREAS, the City of Wilmington's Office of Economic Development determined a need to institute a structure vision and path forward for economic development within the City of Wilmington; and

WHEREAS, the City partnered with the New Castle County Office of Economic Development's established economic development planning process, to further optimize its resources, given the interrelated background information of both the County and City; and

WHEREAS, the planning process included extensive data collection form assembled focus groups of City stakeholders and was later integrated into a SWOT Analysis, Target Industry Report and a Strategic Plan, ultimately forming the City's Economic Development Plan; and

WHEREAS, the Economic Development Plan sets forth ten initiatives that act as the guiding principles to the City's future economic vitality and prosperity; and

WHEREAS, these initiatives were identified based on their return on investment to the City of Wilmington and aligned with the fundamental principles of sustainability, balance, and diversity that the City of Wilmington's Office of Economic Development has identified as key measures for ongoing economic growth activities.

NOW THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF WILMINGTON that the Council supports the continued economic growth and prosperity of the City and endorses the Economic Development Strategic Action Plan.

On the question:

Mr. Darius Brown: Yes Mr. President, this Resolution supports the joint effort of the New Castle County Office of Economic Development and the City's Office of Economic Development in developing the Economic Development Strategic Action Plan.

President Gregory: Ms. Sherry Dorsey Walker.

Mr. Dorsey Walker: Thank you Mr. President. I'd like to be added as a co-sponsor please.

President Gregory: So noted.

Mr. Williams: Same.

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

Ms. Cabrera: Can I be added please?

President Gregory: So noted.

Mrs. Seijo: Just a second. Thank you.

President Gregory: Ms. Cabrera.

Mrs. Seijo: Thank you.

President Gregory: The Clerk will call the roll.

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

President Gregory: Mr. Wright.

Mr. Wright: No legislation tonight.

President Gregory: Can we have a moment of silence please in respect for and recognizing the death of former Attorney General Joseph Robinette Biden, III known as Beau Biden? And, at this time, we'll have some comments by Councilman Darius Brown.

PETITIONS AND COMMUNICATIONS

Although, there were no petitions and communications this evening by Members of Council, Council Member Darius Brown made some comments as a tribute to the late former Delaware State Attorney General Joseph R. "Beau" Biden, III.

ADJOURNMENT

Upon a motion of Mr. Williams, seconded by Mr. Freel/Mr. Michael Brown, Council adjourned at 7:50 p.m. Motion prevailed.

Attest: 
Maribel Seijo, City Clerk