

*Wilmington, Delaware
Louis L. Redding
City/County Building
November 5, 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, Prado, Dorsey Walker, Williams, Freel, Michael Brown and Wright, and Council President Gregory. Total, eight. Absent, Council Members Congo, Darius Brown, Shabazz, Cabrera and Walsh. Total, five.

President Gregory noted the reason there are many members absent this evening is due to four of them being away at a conference for NBC Leo and one member is out ill. President Gregory thanked those that were able to make it this evening.

MINUTES

After reading a portion of the minutes of October 15, 2015 as corrected, upon a motion of Mr. Freel, seconded by Mr. Williams, it was moved they be accepted as corrected and written. Motion prevailed.

President Gregory: Committee Reports.

Ms. Traci Owens (Deputy City Clerk): You have to ask if there's any correction.

President Gregory: That's okay; keep it going.

Ms. Owens: We need to take care of that.

President Gregory: Keep it going.

REPORT OF COMMITTEES

The Deputy 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

October 21, 2015

Ladies and Gentlemen:

We, your Public Works & Transportation Committee, met on the above date at 5:00 p.m., Councilwoman Hanifa G.N. Shabazz presiding. The following items were discussed:

- A Resolution supporting the anticipated expansion of SEPTA service from Philadelphia to Wilmington
- A Resolution supporting the efforts of transit officials in Delaware and Maryland to explore the possibility of extending MARC commuter rail service into Delaware
- A presentation and discussion by John T. Sisson, CEO of the Delaware Transit Corporation, on the future of regional public transit infrastructure in Delaware

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

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

The Deputy City Clerk read the following committee report:

<u>Committee of the Whole</u>	<u>Present</u>	<u>Absent with Leave</u>	<u>Absent w/out Leave</u>
Nnamdi O. Chukwuocha	X		
Ernest "Trippi" Congo, II		X	
Darius J. Brown	X		
Hanifa G.N. Shabazz	X		
Samuel Prado	X		
Sherry Dorsey Walker		X	
Robert A. Williams	X		
Charles M. Freel	X		
Michael A. Brown, Sr.		X	
Maria D. Cabrera	X		
Loretta Walsh		X	
Justen A. Wright	X		

President and Members of Council of
The City of Wilmington

October 22, 2015

Ladies and Gentlemen:

We, your Committee of the Whole, met on the above date at 6:00 p.m., Theopalis K. Gregory, Sr. presiding. The following items were discussed:

- An update from Wilmington Police Chief Bobby Cummings regarding select recommendations of the Wilmington Public Safety Strategies Commission, specifically with respect to:
 - WPD Deployment and Operations
 - Community and Neighborhood Policing
 - Intelligence and Resources
 - Administration and staffing
- A Resolution encouraging the State of Delaware to study and consider implementing a policy similar to a New Jersey Statue which requires law enforcement officers to enter information about seized or recovered firearms into the applicable databases within 24 hours of discovery

/s/Nnamdi O. Chukwuocha
/s/Justen A. Wright
/s/Darius J. Brown
/s/Samuel Prado
/s/Charles M. Freel

Respectfully submitted,
/s/Hanifa Shabazz
/s/Robert A. Williams
/s/Maria D. Cabrera

/s/Theopalis K. Gregory, Sr., President

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

The Deputy 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

Date: October 28, 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:

- Presentation overview of St. Francis LIFE Center
- Presentation on Breast Cancer by Delaware Breast Cancer Coalition
- Presentation on Domestic Violence by the Coalition Against Domestic Violence
- Presentation on Breast Cancer by the Wilmington Youth Leadership Commission

Respectfully submitted, Members of
Health, Aging & Disabilities Committee
/s/Robert A. Williams, Chair
/s/Sherry Dorsey Walker
/s/Justen A. Wright
/s/Theopalis K. Gregory, Sr., Ex Officio

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

Note: The items on the aforementioned Report, does not require to be voted out of committee.

The Deputy City Clerk read the following committee report:

<u>Housing, Licenses & Inspections Committee Member</u>	<u>Present</u>	<u>Absent with Leave</u>	<u>Absent w/out Leave</u>
Samuel Prado	X		
Darius J. Brown		X	
Maria D. Cabrera		X	
Nnamdi O. Chukwuocha	X		
Hanifa G.N. Shabazz		X	
Sherry Dorsey Walker			X

President and Members of Council of
The City of Wilmington

November 4, 2015

Ladies and Gentlemen:

We, your Housing, Licenses & Inspection Committee, to who was referred **Ordinance No. 15-034** entitled:

AN ORDINANCE TO AUTHORIZE CONTRACT 16012LI – VACANT PROPERTY SERVICES WITH R & A CONTRACTORS, LLC

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

Respectfully submitted, Members of
Housing, Licenses & Inspections Committee
/s/Samuel Prado, Chair
/s/Nnamdi O. Chukwuocha
/s/Theopalis K. Gregory, Sr., Ex Officio

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

The Deputy City Clerk read the following committee report:

<u>Housing, Licenses & Inspections Committee Member</u>	<u>Present</u>	<u>Absent with Leave</u>	<u>Absent w/out Leave</u>
Samuel Prado	X		
Darius J. Brown		X	
Maria D. Cabrera		X	
Nnamdi O. Chukwuocha	X		
Hanifa G.N. Shabazz		X	
Sherry Dorsey Walker			X

President and Members of Council of
The City of Wilmington

November 4, 2015

Ladies and Gentlemen:

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

- Discuss a Resolution authorizing the deposition of ten parcels to Central Baptist CDC
- Discuss a Resolution authorizing the disposition of 707 E. 9th Street to Mainstream Properties
- Discuss a Resolution authorizing the Department of Real Estate and Housing to take ownership of 127 North DuPont Street

Respectfully submitted, Members of
Housing, Licenses & Inspections Committee
/s/Samuel Prado, Chair
/s/Nnamdi O. Chukwuocha

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

Note: The items on the aforementioned Report, does not require to be voted out of committee.

President Gregory: Treasurer's Report.

Mr. Freel: Mr. President, before we move to Treasurer's Report, can I make a correction to previous....

President Gregory: Sure.

Mr. Freel: ...committee report. It was the October 12, 2015 Public Safety meeting Committee Report, it should have stated that Council Member Congo presided over that meeting.

President Gregory: Thank you.

Ms. Owens/President Gregory: So noted.

Mr. Freel: Thank you.

President Gregory: Treasurer's Report.

TREASURER'S REPORT

The following Treasurer's Report dated November 5, 2015 was read into the record by the Deputy 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 November 5, 2015

102	Community Development Block Grant	M & T Bank	\$ 1.00
104	Old Non-Uniform Pension Account	M & T Bank	\$ 3,396.81
105	Police Pension Account	M & T Bank	\$ 2,038.47
106	Fire Pension Account	M & T Bank	\$ 2,616.03
107	Evidence/Found Currency Account	M & T Bank	\$ 219,924.66
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	\$ 72,815.15
117	Cement Workers	Wilmington Savings Fund	\$ 33,455.45
118	Worker's Comp. 3 rd Party Account	M & T Bank	\$ 13,003.23
124	Non-Uniform Pension Act of 1990	M & T Bank	\$ 4,067.76
130	Payroll	M & T Bank	\$ 211,345.47
131	Pension Payroll Account	M & T Bank	\$ 51,267.65
139	Pension Healthcare Account	M & T Bank	\$ <u>48,689.21</u>
	Total Cash on Hand		\$ 668,191.80

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FUND CODE	FUND	INSTITUTION	INVEST. TYPE	MATURITY DATE	INTEREST RATE	INTEREST RECEIVABLE	INVESTMENT AMOUNT
116	General	M&T Bank	RP	11/05/15	0.01%	\$ 2.11	\$ 7,684,735.00
116	General	TD	CD	11/13/15	0.25%	\$ 986.31	\$ 2,000,000.00
116	General	WSFS	CD	11/20/15	0.30%	\$ 295.89	\$ 1,500,000.00
116	General	TD	CD	11/23/15	0.25%	\$ 215.76	\$ 1,500,000.00
116	General	TD	CD	11/24/15	0.25%	\$ 688.36	\$ 1,500,000.00
124	Non-Uniform 1990	WSFS	CD	11/24/15	0.30%	\$ 418.84	\$ 1,960,000.00
106	Fire Pension	WSFS	CD	11/24/15	0.30%	\$ 143.17	\$ 670,000.00
105	Police Pension	WSFS	CD	11/24/15	0.30%	\$ 39.53	\$ 185,000.00
116	General	TD	CD	11/25/15	0.25%	\$ 1,150.69	\$ 2,000,000.00
116	General	WSFS	CD	11/30/15	0.30%	\$ 5,486.30	\$ 7,500,000.00
116	General ¹	TD	CD	12/01/15	0.25%	\$ 10,598.01	\$ 15,169,686.00
110	Capital ²	TD	CD	12/04/15	0.25%	\$ 1,107.68	\$ 1,540,195.00
116	General	TD	CD	12/04/15	0.25%	\$ 575.35	\$ 1,200,000.00
116	General	WSFS	CD	12/11/15	0.30%	\$ 1,591.23	\$ 2,200,000.00
110	Capital	WSFS	CD	12/16/15	0.30%	\$ 10,113.36	\$ 14,476,000.00
116	General	WSFS	CD	12/22/15	0.30%	\$ 1,561.64	\$ 2,000,000.00
116	General	WSFS	CD	12/22/15	0.30%	\$ 1,209.86	\$ 1,600,000.00
116	General	WSFS	CD	01/08/16	0.30%	\$ 1,775.34	\$ 2,000,000.00
116	General	WSFS	CD	01/22/16	0.30%	\$ 2,005.47	\$ 2,000,000.00
116	General	WSFS	CD	01/25/16	0.30%	\$ 1,183.56	\$ 1,500,000.00
514	Risk Management	WSFS	CD	07/11/16	0.40%	\$ 22,805.15	\$ 5,670,097.05
515	Worker's Comp	WSFS	CD	07/11/16	0.40%	\$ 22,805.15	\$ 5,670,097.05
104	Escrow Pension	Affinity Wealth					\$ 1,442,087.00
104	Escrow Pension	Vanguard					\$ 40,021,708.00
104	Escrow Pension	Black Rock					\$ 24,613,744.00
104	Escrow Pension	Edgar Lomax					\$ 20,319,574.00
104	Escrow Pension	Wilmington Trust					\$ 44,491,234.00
104	Escrow Pension	Manning & Napier					\$ 9,463,072.00
104	Escrow Pension	Earnest Partners					\$ 16,435,319.00
104	Escrow Pension	GMO					\$ 11,093,431.00
104	Escrow Pension	MFS Management					\$ 20,762,687.00
104	Escrow Pension	American Funds					\$ 9,872,488.00
139	Medical Escrow	Black Rock-OPEB					\$ 13,443,800.00
116	Deferred Comp.	MassMutual					\$ 39,639,749.00
	Total Investments						\$ 333,124,703.10
	Total Cash on Hand						\$ 668,191.80
	Grand Total						\$ 333,792,894.90

¹ Budget Reserve

² SEU

/s/Henry W. Supinski
City Treasurer

President Gregory: Non-legislation business. I entertain a motion.

NON-LEGISLATIVE BUSINESS

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

All Council	Commend The Honorable George C. Wright, Jr.
All Council	Welcome The Honorable Harold Mitchell
D. Brown	Sympathy Barry S. Coger
Cabrera	Recognize Strong & Healthy Latinas 10 th Annual
Gregory/D. Brown	Commend Wilmington Senior Center
Gregory/D. Brown	Commend Fred C. Sears, II
Gregory/D. Brown	Commend Wilmington Links, Inc.
Gregory/M. Brown	Sympathy John L. Fitch
Gregory/Shabazz	Recognize Springfield College Wilmington – 20 Years of Service
Shabazz	Sympathy John Holloway
Shabazz	Sympathy Donna Venita Sudler
Williams	Recognize World Pancreatic Cancer Day
Wright/Shabazz	Recognize Christina Cultural Arts Center
Wright	Best wishes Bettye J. Goldsberry – 70 th Birthday

Note: During this time, President Gregory recognized Boy Scout Troop 430 and 431 from LDS Church in Wilmington, Delaware and thanked them for joining us this evening.

President Gregory: We're going to move on to Legislative Business.

LEGISLATIVE BUSINESS

President Gregory: Mr. Chukwuocha.

Mr. Chukwuocha: Nothing tonight Mr. President; thank you sir.

President Gregory: Mr. - - Ms. Shabazz.

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

On behalf of Ms. Shabazz, Ms. Dorsey Walker presented and called for the first and second reading Ordinance No. 15-045 (Agenda #4109) entitled:

AN ORDINANCE TO ENACT CERTAIN TRAFFIC/
PARKING REGULATIONS

Ms. Dorsey Walker: Mr. President, I move that be known as the first and second reading of the Ordinance and referred to the Public Works Committee.

Mr. Freel/Mr. Williams: Second.

President Gregory: It's been properly moved and seconded that be known as the reading of the Ordinance and refer it to the Public Works Committee.

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

President Gregory: Mr. Prado.

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

Mr. Prado presented and called for the third and final reading Ordinance No. 15-034 (Agenda #4087) entitled:

AN ORDINANCE TO AUTHORIZE CONTRACT 16012LI –
VACANT PROPERTY SERVICES – WITH R & A
CONTRACTORS, LLC

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

Mr. Williams: Second.

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

On the question:

Mr. Prado: This is a one-year contract with R&A Contractors to maintain vacant properties in the City.

President Gregory: Mr. Williams.

Mr. Williams: Thank you Mr. President. Mr. Prado, is this a renewal of a contract? This is a new group or is this one that we've had in the past?

Mr. Prado: Is the one you - - they've had in the past.

Mr. Williams: They've done an excellent job in the past. They come out on weekends, in the middle of the night, etc, etc. They do an excellent job. Thank you.

President Gregory: The Clerk will call the roll.

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

President Gregory: Declare it adopted. Thank you Madame Clerk.

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

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

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

Mr. Prado: Mr. President, I move that be known as the first and second reading of the Ordinance and referred to the Housing Committee.

Mr. Williams: Second.

President Gregory: It's been properly moved and seconded that be known as reading of the Ordinance and referred to the Housing Committee.

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

President Gregory: Ms. Dorsey Walker.

Ms. Dorsey Walker: Nothing tonight Mr. President.

President Gregory: Mr. Williams.

Mr. Williams: No legislation this evening.

President Gregory: Mr. Freel.

Mr. Freel: Yes Mr. President, I have four (4) Ordinances to present for first and second and then one (1) Ordinance to present on your behalf for first and second.

President Gregory: Thank you.

Mr. Freel presented and called for the first and second reading Ordinance No. 15-047 (Agenda #4111) entitled:

AN ORDINANCE TO AMEND CHAPTER 5 OF THE
WILMINGTON CITY CODE TO PROVIDE FOR THE
ISSUANCE OF A PROVISIONAL BUSINESS LICENSE

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

Mr. Williams: Second.

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

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. Freel.

Mr. Freel presented and called for the first and second reading Ordinance No. 15-048 (Agenda #4112) entitled:

AN ORDINANCE TO AUTHORIZE CONTRACT 15054DFPS –
TRAFFIC LIGHT SIGNALVIOLATION MONITORING
SYSTEMS – WITH XEROX STATE AND LOCAL
SOLUTIONS, INC.

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

Mr. Williams: Second.

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

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. 15-049 (Agenda #4113) entitled:

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

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

Mr. Williams: Second.

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

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. Freel.

Mr. Freel presented and called for the first and second reading Ordinance No. 15-050 (Agenda #4114) entitled:

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

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

Mr. Williams: Second.

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

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. Freel.

Mr. Freel: One additional Ordinance on your behalf.

On behalf of President Gregory, Mr. Freel presented Ordinance No. 15-051 (Agenda #4115) entitled:

AN ORDINANCE CONSTITUTING AMENDMENT NO. 3 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 (COLA & ONE-TIME PAYMENT(S) FOR NON-UNION EMPLOYEES AND MEMBERS OF AFSCME LOCALS 320 AND 1102)

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

Mr. Williams: Second.

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

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 two (2) Ordinances for first and second and then a Resolution on your behalf.

Mr. Michael Brown presented and called for the first and second reading Ordinance No. 15-052 (Agenda #4116) entitled:

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

Mr. Michael Brown: Mr. President, I move that be known as the first and second reading of that Ordinance and referred to the Public Safety Committee.

Mr. Williams: Second.

President Gregory: It's been properly moved and seconded that be known as the first and second reading of the Ordinance and refer it to the Public Safety Committee.

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: Mr. Brown.

Mr. Michael Brown presented and called for the first and second reading Ordinance No. 15-053 (Agenda #4117) entitled:

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

Mr. Michael Brown: Mr. President, I move that be known as the first and second reading of the Ordinance and referred to the Public Safety Committee.

Mr. Williams: Second.

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

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.

Mr. Michael Brown presented Resolution No. 15-053 (Agenda #4118) as follows:

WHEREAS, it is critical for the continued growth, development and vitality of the City of Wilmington that efforts be made to enhance public safety; and
WHEREAS, the Wilmington Public Safety Strategies Commission issued a series of recommendations to improve public safety; and
WHEREAS, one such recommendation encourages the State of Delaware to consider replicating a New Jersey statute that requires prompt reporting of information related to firearms seized or recovered by law enforcement agencies; and
WHEREAS, the statute, enacted in September 2013, requires prompt reporting to agency, state and federal databases by a law enforcement officer who seizes

or recovers a firearm (a) unlawfully possessed, (b) used for an unlawful purpose, (c) recovered from a crime scene, (d) reasonably believed to have been used associated with a crime, or (e) acquired as an abandoned or discarded firearm; and

WHEREAS, the New Jersey State Police has indicated that requiring police officials to enter information on firearms into databases within 24 hours has led to a significant increase in the generation of leads and arrests for investigators; and

WHEREAS, the City Council joins the Wilmington Public Safety Strategies Commission in encouraging the State of Delaware to enact similar legislation.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF WILMINGTON, that the Council respectfully encourages the State of Delaware to study and consider implementing a statute that requires law enforcement officers to enter information about seized or recovered firearms into the applicable agency, state and federal databases, as such a requirement could provide investigators with another valuable tool during their investigation of criminal offenses both in Wilmington and throughout the State.

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

Mr. Williams: Second.

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

Mr. Michael Brown: Mr. President, if this approved, Council would be urging the Delaware officials to review and support passage of a New Jersey law that compels police officials to enter information about seized or recovered firearms into databases within twenty-four (24) hours. New Jersey officials say that the data-sharing law enacted through the Garden State has led to a significant increase in leads and arrests for weapons violations. The New Jersey law also highlighted as an effective crime fighting tool and it would be a crime fighting tool by the Wilmington Public Safety Strategic Commission in its report issued last March.

President Gregory: Mr. Brown that's one of the recommendations that came out of the State Crime Commission Report and has been adopted by the Wilmington Police Department Crime Commission Report. We learned through Mr. Freel's comments at the last meeting that, that legislation is now pending (inaudible) General Assembly. So, they're looking to this to be an endorsement or encouragement to pass it at this point and time.

Mr. Michael Brown: Yes.

President Gregory: Mr. Williams.

Mr. Williams: Thank you Mr. President. First of all, I'd like to be a co-sponsor...

President Gregory: So noted.

Mr. Williams: ...and I have to agree with the sentiments; anything that expedites recognition and offenders this something that's going to benefit our citizens; so, thank you.

President Gregory: Ms. Dorsey Walker.

Ms. Dorsey Walker: Thank you Mr. President. I too would like to be added as a co-sponsor for the reasons that Councilman Williams just made.

Ms. Owens/President Gregory: So noted.

President Gregory: (inaudible) folk out of town. Brown you weren't the last person. Is anyone else - - Mr. Wright, did I call you for legislation?

Ms. Owens: But, hold up Theo.

Mr. Wright: We got to vote on it.

Mr. Michael Brown: No, we got to...

President Gregory: Ok; go ahead, go ahead. I'm sorry, I'm sorry.

Ms. Owens: You say call the vote.

President Gregory: Actually, I got ahead of myself because I have an agenda here where they left everybody's name off after Mr. Brown's.

Ms. Owens: No we didn't.

President Gregory: It's not on here.

Ms. Owens: But you need to finish this piece of legislation.

President Gregory: I'm good; go ahead.

Ms. Owens: Say to vote.

President Gregory: Call for the vote.

Ms. Owens: Okay.

Mr. Wright: No, he's got to.

President Gregory: You have something?

Mr. Wright: No, I said he needs to call for the vote.

President Gregory: Call for a vote.

Ms. Owens: He didn't motion it.

Mr. Michael Brown: I done had my last say. Call the roll.

President Gregory: Yeah, I said call for a vote.

Ms. Owens: You're sure? Okay; all right, here we go.

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

President Gregory: Mr. Wright.

Ms. Owens: No, you have to declare it.

Mr. Williams: Declare it adopted.

President Gregory: Declare it adopted. Mr. Wright.

Mr. Wright: No legislation sir.

President Gregory: Thank you very much. Just very briefly, you've often heard me on the floor say, I'm going to do my job but I have to do my job whether it's good, bad or ugly. I'm the President of Council so my colleagues expects for me to keep some order. I was very polite and patient in trying to keep that order but there's a limit that you can be pushed to in this arena. I just want to let you know I don't share my private roles but I had a nephew that was killed in front of Freeman Park, shot in the back, through the back seat of a car as a result of drugs. I had a cousin within the last two

years that got killed down in Elton, Maryland because of drugs. I had my youngest son robbed about seven to ten years ago standing out in front of my house with my family. I've had my two youngest sons assaulted at Baynard Stadium and the guy was mentally ill and was walking off and someone ran and got me so I had to go after the guy and hold him down until the police came to arrest him. So, none of us are - - are immune from this. I live at 22nd and Jefferson Street; I've heard gun shots at and near my house for the last week on numerous occasions and I've called the police. So we can't be overly self-righteous. If you don't see me in the street, you can't do that. You don't know what I'm doing privately. You don't know how many times I've talked to the McDole family. Not publicly necessarily but one on one. So, I believe in civil disobedience. I'm an absolute proponent of civil disobedience. People should voice their opinion and they should protest but I cannot lead a body and let people disrespect it. It's still dignified. You can say what you want to say up here but there are rules and there are rules for a reason. There are rules for a reason and my job as the President of City Council is to enforce those rules regardless of the consequences. Thank you very much. Motion to adjourn.

PETITIONS AND COMMUNICATIONS

There were no petitions and communications presented this evening.

ADJOURNMENT

Upon a motion of Mr. Williams, seconded by Mr. Michael Brown/Ms. Dorsey Walker, Council adjourned at 7:05 p.m. Motion prevailed.

Attest: 
Maribel Seijo, City Clerk