

*Louis L. Redding  
City/County Building  
June 20, 2013*

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

Invocation was given by Joe Garcia.

The Pledge of Allegiance was recited by City Council.

### **ROLL CALL**

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

### **MINUTES**

After reading a portion of the minutes of June 6, 201, upon a motion of Ms. Walsh, seconded by Mr. D. Brown/Mr. Williams, it was moved they be accepted as written. Motion prevailed.

### **REPORT OF COMMITTEES**

Ms. Shabazz presented the following two-committee reports:

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

June 19, 2013

President and Members of Council of  
The City of Wilmington

Ladies and Gentlemen:

We, your Public Works & Transportation Committee, to who was referred  
**Ordinance No. 13-016** entitled:

AN ORDINANCE TO ENACT CERTAIN 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  
/s/Michael A. Brown, Sr.  
/s/Nnamdi O. Chukwuocha  
/s/Samuel Prado  
/s/Roberta A. Williams  
/s/Theopalis K. Gregory, Ex Officio

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

<u>Public Works &amp; 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		

June 19, 2013

President and Members of Council of  
The City of Wilmington

Ladies and Gentlemen:

We, your Public Works & Transportation Committee, to who was referred  
**Ordinance No. 13-017** entitled:

AN ORDINANCE TO AUTHORIZE CONTRACT 14006PW –  
JANITORIAL SERVICES AT THE MUNICIPAL COMPLEX –  
WITH TONY’S JANITORIAL SERVICE

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

Respectfully submitted, Members of  
Public Works & Transportation Committee  
/s/Hanifa Shabazz  
/s/Michael A. Brown, Sr.  
/s/Nnamdi O. Chukwuocha  
/s/Samuel Prado  
/s/Roberta A. Williams  
/s/Theopalis K. Gregory, Ex Officio

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

President Gregory: Can we mark Ms. Cabrera present please? (\*Page 1)

Mrs. Seijo: So noted.

Ms. Walsh presented the following committee report:

<u>Housing, Licenses &amp; 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		
Theopalis K. Gregory, Sr.	X		

June 19, 2013

President and Members of Council of  
The City of Wilmington

Ladies and Gentlemen:

We, your Housing, Licenses & Inspections Committee, to who was referred **Ordinance No. 13-018** entitled:

AN ORDINANCE TO AUTHORIZE CONTRACT 14001LI – 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  
/s/Maria D. Cabrera  
/s/Nnamdi O. Chukwuocha  
/s/ Hanifa Shabazz  
/s/Sherry Dorsey Walker

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

Ms. Shabazz presented 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	

DATE: June 10, 2013

President and Members of Council of  
The City of Wilmington

Ladies and Gentlemen:

We, your Finance Committee, to who was referred **Ordinance No. 13-019**  
entitled:

AN ORDINANCE TO AUTHORIZE AN ACCESS CHANNEL  
SERVICE AND SUPPORT AGREEMENT WITH TELVUE  
CORPORATION

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

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

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

### **TREASURER'S REPORT**

The following Treasurer's Report dated June 20, 2013 was read into the  
record by the City Clerk, and upon a motion of Ms. Walsh, seconded by Mr. Williams,  
the Report was received, recorded and filed. Motion prevailed.

**TO: THE HONORABLE MAYOR AND CITY COUNCIL OF WILMINGTON June 20, 2013**

102	Community Development Block Grant	M & T Bank	\$ 1.00
104	Old Non-Uniform Pension Account	M & T Bank	\$ 266.22
105	Police Pension Account	M & T Bank	\$ 2,398.28
106	Fire Pension Account	M & T Bank	\$ 1,398.74
107	Evidence/Found Currency Account	M & T Bank	\$ 209,778.83
108	Rent Withholding Escrow	M & T Bank	\$ 4,137.97
110	Capital Projects Account	M & T Bank	\$ 3,321.36
113	Non-Uniform Pension	M & T Bank	\$ 1,291.70
114	Central Deposit	M & T Bank	\$ 77,519.10
117	Cement Workers	Wilmington Savings Fund	\$ 33,347.43
118	Worker's Comp. 3 <sup>rd</sup> Party Account	M & T Bank	\$ 13,003.21
124	Non-Uniform Pension Act of 1990	M & T Bank	\$ 3,078.42
130	Payroll	M & T Bank	\$ 164,468.46
131	Pension Payroll Account	M & T Bank	\$ 9,003.56
139	Pension Healthcare Account	M & T Bank	\$ 21,099.26
	Total Cash on Hand		\$ 544,113.54

FUND CODE	FUND	INSTITUTION	INVEST. TYPE	MATURITY DATE	INTEREST RATE	INTEREST RECEIVABLE	INVESTMENT AMOUNT
116	General	M&T Bank	RP	06/20/13	0.25%	\$ 52.30	\$ 6,646,282.00
116	General	WSFS	CD	06/28/13	0.30%	\$ 1,035.61	\$ 2,000,000.00
110	Capital <sup>2</sup>	TD	CD	06/28/13	0.25%	\$ 101.99	\$ 425,426.80
106	Fire Pension	WSFS	CD	06/28/13	0.30%	\$ 692.42	\$ 2,905,000.00
124	Non-Uniform 1990	WSFS	CD	06/28/13	0.30%	\$ 1,210.85	\$ 5,080,000.00
110	Capital	WSFS	CD	07/09/13	0.30%	\$ 2,958.90	\$ 10,000,000.00
110	Capital	WSFS	CD	07/09/13	0.30%	\$ 591.78	\$ 2,000,000.00
514	Risk Management	WSFS	CD	07/11/13	0.50%	\$ 7,564.25	\$ 1,512,851.52
514	Risk Management	WSFS	CD	07/11/13	0.30%	\$ 350.34	\$ 1,375,000.00
515	Worker's Comp.	WSFS	CD	07/11/13	0.50%	\$ 7,564.25	\$ 1,512,851.52
515	Worker's Comp.	WSFS	CD	07/11/13	0.30%	\$ 350.34	\$ 1,375,000.00
116	General	WSFS	CD	07/12/13	0.30%	\$ 920.54	\$ 2,000,000.00
110	Capital	WSFS	CD	07/12/13	0.30%	\$ 1,124.38	\$ 1,900,000.00
110	Capital <sup>3</sup>	TD	CD	07/15/13	0.25%	\$ 738.45	\$ 1,540,195.00
110	Capital	WSFS	CD	07/30/13	0.30%	\$ 18,105.53	\$ 24,476,000.00
116	General <sup>1</sup>	TD	CD	08/08/13	0.25%	\$ 5,384.28	\$ 14,292,802.00
104	Escrow Pension	Affinity Wealth					\$ 1,009,969.00
104	Escrow Pension	Vanguard					\$ 19,056,903.00
104	Escrow Pension	Black Rock					\$ 52,913,087.00
104	Escrow Pension	Edgar Lomax					\$ 28,156,004.00
104	Escrow Pension	Wilmington Trust					\$ 30,860,973.00
104	Escrow Pension	Manning & Napier					\$ 24,517,409.00
104	Escrow Pension	Earnest Partners					\$ 12,246,164.00
104	Escrow Pension	GMO					\$ 10,902,694.00
139	Medical Escrow	Merrill Lynch					\$ 9,919,143.00
116	The Hartford	Deferred Comp.					\$ 33,628,978.00
	Total Investments						\$ 302,252,732.84
	Total Cash on Hand						\$ 544,113.54
	Grand Total						\$ 302,796,846.38

<sup>1</sup> Budget Reserve

<sup>2</sup> Lincoln Towers BAN

<sup>3</sup> SEU

/s/Henry W. Supinski  
City Treasurer

## **NON-LEGISLATIVE BUSINESS**

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

D. Brown	Recognize YMCA Youth in Government
Gregory	Retirement Clinton Tymes
Shabazz	Commend South Wilmington Planning Network
Wright	Congratulate Empowering Males to Build Opportunities for Developing Independence (EMBODI) LEADERSHIP ACADEMY Graduates

## **LEGISLATIVE BUSINESS**

President Gregory: Councilman Chukwuocha.

Mr. Chukwuocha: None tonight Sir. Thank you Sir.

President Gregory: Councilman Congo.

Mr. Congo: Nothing tonight Mr. President. Thank you.

President Gregory: Councilman Darius Brown.

Mr. D. Brown: Thank you Mr. President, nothing tonight.

President Gregory: Councilwoman Shabazz.

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

Mrs. Seijo: Council President if I may?

President Gregory: Yes.

Mrs. Seijo: Councilman Samuel Prado just walked in. Can he be noted?

President Gregory: Yeah, yeah. If you would please.

Mrs. Seijo: Noted present Councilman Prado (\*Page 1). Thank you.

President Gregory: Ms. Shabazz.

Ms. Shabazz: Again, 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. 13-020 entitled:

AN ORDINANCE TO AUTHORIZE CONTRACT 14007PW –  
HVAC PREVENTATIVE MAINTENANCE, GENERAL AND  
EMERGENCY SERVICE – WITH BRADLEY-SCIOCCHETTI, INC.

This Ordinance was given two separate readings by title only and upon a motion of Ms. Shabazz, seconded by Ms. Walsh, 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 third and final reading.

Ms. Shabazz presented and called for the third and final reading Ordinance No. 13-016 entitled:

AN ORDINANCE TO ENACT CERTAIN PARKING  
REGULATIONS

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

Ms. Walsh: Second.

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

Ms. Shabazz: Yes Mr. President. This Ordinance is to approve a parking space to be installed on the west side of North French Street for our, our Council President, with the large participation of all our Council Members on a regular basis, parking gets sometimes very, very tight and we want to ensure that our President has ability to come and handle the business of Council, with this parking space.

President Gregory: You said that kind of interesting. It's not to ensure that I have a space, it's to ensure that everyone has a space, to make sure we have a space on the side of the building. So by expanding it, that's what we've done.

Ms. Shabazz: Every, it's enough parking spaces for everyone.

President Gregory: I like, I like it that way better.

Ms. Shabazz: Yes, you're right.



President Gregory: Thank you very much. Clerk will call the roll.

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

President Gregory: Declare it adopted.

Ms. Shabazz: 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. 13-017 entitled:

AN ORDINANCE TO AUTHORIZE CONTRACT 14006PW –  
JANITORIAL SERVICES AT THE MUNICIPAL COMPLEX –  
WITH TONY’S JANITORIAL SERVICE

Ms. Shabazz: Mr. President, this Ordinance authorize a City contract for janitorial service at the Municipal Complex with Tony’s Janitorial Service for a period of two years at a price not to exceed \$83,760 a year, with an annual cost of, excuse me, with an annual cost of \$41,888 a year, and a possible extension period for one year at the City’s option at the same annual price. Shall I repeat that again, because I didn’t . . .

President Gregory: We need you to move it.

Mrs. Seijo: Yes.

President Gregory: I move - - you have to move the Ordinance; you started speaking to it. Move that be known as . . .

Ms. Shabazz: Oh, forgive me. I move that be known as Enacting Clause of the Ordinance and call for a Yea and Nay Vote.

Ms. Walsh: Second.

Mrs. Seijo: Thank you.

President Gregory: On the question. Clerk will call the roll. You already spoke to it; you want to speak to it again?

Ms. Shabazz: No.

President Gregory: Does anyone else want to speak to it?

Mr. D. Brown: You called for the roll.

President Gregory: Clerk will call the roll.

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

President Gregory: Declare it adopted.

Ms. Shabazz: Mr. President I have another Ordinance to present and call for the first and second reading.

Ms. Shabazz presented and called for the first and second reading Ordinance No. 13-021 entitled:

AN ORDINANCE TO ENACT CERTAIN TRAFFIC/  
PARKING REGULATIONS

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

Ms. Shabazz: Mr. President, I have two more Resolutions to present.

Ms. Shabazz presented Resolution No. 13-041 as follows:

**WHEREAS**, §3-802 of the City of Wilmington Home Rule Charter provides that the Wilmington Parking Authority shall continue to be governed by the provisions of Title 22, Delaware Code, Chapter 5, until otherwise changed by law; and

**WHEREAS**, 22 Del. C. §507 (also appearing as §2-202 of the Related Laws of the Wilmington City Code) provides inter alia that the Mayor of the City of Wilmington shall appoint, for staggered terms of five (5) years each, the five (5) members of the Wilmington Parking Authority, subject to confirmation by Wilmington City Council; and

**WHEREAS**, by a letter dated May 23, 2013, Mayor Dennis P. Williams has advised City Council President Theopolis Gregory that he wishes to reappoint Jereline H. Coleman (whose term expires June 30, 2013), to the Board of Directors of the Wilmington Parking Authority to serve as a member of the said Board for a term to expire on June 30, 2018; and

**WHEREAS**, Wilmington City Council approves of said reappointment and wishes to confirm the same.

**NOW, THEREFORE, BE IT RESOLVED BY COUNCIL OF THE CITY OF WILMINGTON**, that Wilmington City Council hereby approves and confirms the reappointment by Mayor Dennis P. Williams of Jereline H. Coleman to the Board of Directors of the Wilmington Parking Authority for a term ending June 30, 2018.

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

Ms. Walsh: Second.

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

Ms. Shabazz: Mr. President, this Resolution is being presented by the Administration for Council's review and approval. This would authorize the re-appointment of Ms. Jereline Coleman to be seated on the Board of Directors of the Wilmington Parking Authority for a term of five (5) years, which expires on June 30, 2018. She did, this was presented at a Public Transportation Committee and it was voted out for consideration.

President Gregory: She was kind enough to come in and meet with us so that we could chat with her and give us her resume and I want to thank her for that. Clerk will call the roll.

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

President Gregory: Declare it adopted.

Ms. Shabazz: Mr. President, my final Resolution to present.

Ms. Shabazz presented Resolution No. 13-042 as follows:

**WHEREAS**, by its Ordinance No. 97-051, amending Section 2-363 of the Wilmington City Code ("Code"), Wilmington City Council ("Council") deemed it necessary and proper to specify the requirements for review and approval of City-sponsored grant applications and proposals, including a requirement for Council approval by resolution and including authorization for expedited grant applications when necessary, prior to Council's resolution; and

**WHEREAS**, the City, through the Department of Public Works, in October 2011 applied for and was awarded grant match funding from the Delaware Department of Natural Resources and Environmental Control (DNREC) in the amount of \$49,600.00 to update the City's hydraulic model for its wastewater collection system; and

**WHEREAS**, the Long Term Control Plan Hydraulic Model Updates is an ongoing project, the first stage of performance is nearing completion and the Department of Public Works has performed over \$100,000 of work; and

**WHEREAS**, due to an administrative oversight, a payment request for the grant match funds from DNREC has not been made to date; and

**WHEREAS**, since over a year has passed since the grant match funds were awarded, the Department of Public Works and DNREC find it most appropriate to seek Council approval by way of resolution prior to requesting such reimbursement; and

**WHEREAS**, the Council deems it necessary and proper to authorize the Department of Public Works to request and accept the aforesaid match grant funding from DNREC.

**NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF WILMINGTON** that the Department of Public Works is hereby authorized to accept the DNREC grant funds in the amount of \$49,600.00.

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

Ms. Walsh: Second.

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

Ms. Shabazz: Mr. President, this Resolution is being presented by the Administration for Council's review and approval. It's a Resolution to authorize the Department of Public Works accept a \$49,600 grant from the Delaware Department of Natural Resources and Environmental Control to update the City's hydraulic model for its wastewater collection system.

President Gregory: Clerk...Mr. Brown.

Mr. M. Brown: Thank you Mr. President. I, I just want to go on record again today because he wasn't there at the hearing, committee meeting, the Chief of Staff. This grant was, is late getting to us and normal, and they've already started drawing down from it, and normally we get the grants, we as Council, and we vet the

grant first and then we vote and go ahead and give them the okay. This happened last year, I think it was, am I right? Last April, sometime, but either, either way, we discussed this yesterday and I just want it for the record that the Chief of Staff is in here now, that, as the President said yesterday, it's, you know, we, we, we, it's a new Council and so, being that it's a new Council, I opened the, I spoke for Mike Brown yesterday, Mike Brown only, and said we, I, I, Councilman Brown will, will give you this one, but any other time that, that, that, that's, that grant's coming through, and I'm only saying this cause someone on here may be here and don't know it, that, that grants usually come to us and vetted before they start doing anything, the Administration or that particular department start doing anything with it, so, so I, I'm voting for it but I just wanted to make that clear - - that the Chief of Staff know that. Thank you.

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

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

President Gregory: Declare it adopted.

Ms. Shabazz: That's all for tonight Mr. President. Thank you.

President Gregory: Mr. Prado.

Mr. Prado: Yes 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. 13-018 entitled:

AN ORDINANCE TO AUTHORIZE CONTRACT 14001LI –  
VACANT PROPERTY SERVICES – WITH R & A  
CONTRACTORS, LLC

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

Ms. Walsh: Second.

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

Mr. Prado: Yes, this is an Ordinance that was requested by the, by Licenses and Inspection. This company does the vacant property services for the City, such as boarding up and securing the properties. It is a DBE and the owner lives in the city and the company is located in the City of Wilmington.

President Gregory: Anyone else? Clerk will call the roll.

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

President Gregory: Declare it adopted.

Mr. Prado: Nothing further Mr. President.

President Gregory: Councilwoman Dorsey Walker.

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

Ms. Dorsey Walker presented and called for the third and final reading Ordinance No. 13-019 entitled:

AN ORDINANCE TO AUTHORIZE AN ACCESS CHANNEL  
SERVICE AND SUPPORT AGREEMENT WITH TELVUE  
CORPORATION

Ms. Dorsey Walker: Mr. President, I move that be known as the Enacting Clause of the Ordinance and call for a Yea and Nay Vote.

President Gregory: It's been properly moved - -

Ms. Walsh/Mr. Williams: Second.

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

Ms. Dorsey Walker: Mr. President, the City currently has a contract with Telvue that will be expiring on June 30th of this year, and what we'd like to do is renew a two-year contract with them in the amount of \$3000 - - \$1500 per year. This company provides WITN with the technical ability to broadcast message board information such as

community and neighborhood news, Council Member information, City services and local weather when WITN is not airing locally programmed, excuse me, locally produced programs.

President Gregory: Mr. Darius Brown.

Mr. D. Brown: Thank you Mr. President. I believe at the committee meeting it was explained to us that Telvue is the singular company that provides this service, and so as far as us looking at having other contracts in the future, this is the, the singular company that provides this service. In addition to that, I do understand that Telvue does not do our actual programming, so I, I would be interested in, as we have future conversations on understanding where some of our dead time, who, where those proceeds are going, whether they're coming to us as a City or to Telvue when we have like generic commercials from telemarketers and things of that sort.

President Gregory: I take it you're not asking for a comment or an answer today, that's something for the future.

Mr. D. Brown: Correct.

President Gregory: If I heard you correctly.

Mr. D. Brown: Yep.

President Gregory: Clerk will call the roll.

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

President Gregory: Declare it adopted. Mr. Williams.

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

Mr. Williams presented Resolution No. 13-043 as follows:

**WHEREAS**, the Stockley Center ("Stockley") is an existing structure owned by the State of Delaware located on a 750 acre tract of land in Sussex County, Delaware; and

**WHEREAS**, the State of Delaware currently operates only one alcohol and drug assessment, evaluation and detoxification facility in the state; and

**WHEREAS**, the conversion of Stockley into a drug and alcohol treatment and rehabilitation center to be operated by our State Department of Health and Social Services is an effort greatly needed to better serve the citizens of our state affected by substance abuse issues; and

**WHEREAS**, state workers trained in alcohol and drug treatment and prevention would provide direct oversight and administration to maximize success of the program; and

**WHEREAS**, the organization, staffing and operation shall be developed with the involvement of all private and public resources having specific knowledge and expertise in drug and alcohol treatment in order to enhance the likelihood that each citizen served will return to our communities and to their families to live a happier, healthier and more productive life; and

**WHEREAS**, state operated facilities of this kind should exist in all three counties of the state and include community network programs for the prevention and intervention of addictions as well as programs to address related and contributing issues such as smoking, alcohol, obesity, and other health/wellness issues; and

**WHEREAS**, community-based treatment and rehabilitation centers for non-violent drug offenders are in demand; and

**WHEREAS**, research has proven that court-ordered treatment and rehabilitation programs more effectively reduce criminal activity and are less costly when compared to incarceration given the recidivism rates of substance abusers; and

**WHEREAS**, such treatment and rehabilitation programs have not been implemented in Delaware despite the aforementioned findings.

**NOW, THEREFORE BE IT RESOLVED BY COUNCIL OF THE CITY OF WILMINGTON**, that Council urges our State Legislature and our Governor to hold public hearings throughout the state to discuss and understand the need and citizen support for drug and alcohol treatment and rehabilitation facilities throughout our state.

**BE IT FURTHER RESOLVED** that Council urges that the Stockley Center's vacant facilities be converted into a treatment and rehabilitation facility to service citizens in our state affected by substance abuse issues. The program should be administered by our State Department of Health and Social Services and operated by properly qualified professional state employees.

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

Ms. Walsh: Second.

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

Mr. Williams: Mr. President, this is a Resolution that's encouraging the State of Delaware, specifically the Delaware Health and Social Services Agency to, to



review this tract of land that's down in Sussex County. It currently deals with individuals with developmental disabilities. It has the capability of being converted over to a treatment facility that would take care of residents in the State of Delaware. Currently, they're only about seven beds that are available for detoxification and rehabilitation. Most of our work gets farmed out to other states. As an ER nurse and as a former law enforcement officer I've encountered hundreds of individuals that were seeking treatment and they played the bed lottery as to whether there would be availability; whether they could get help on the day that they chose that they were tired and ready to make a change in their life. So, I'm encouraging my colleagues to support this.

President Gregory: Is Stockley still serving the mentally challenged?

Mr. Williams: No, right now it's actually shut down. It's - they're thinking about converting it over to a parkland.

President Gregory: And they moved the Stockley facil-, services elsewhere?

Mr. Williams: Most of the facilities are now housed up at the old State Hospital, Herman Holloway Building.

President Gregory: Mr. Brown.

Mr. M. Brown: Yes, Mr. President, if, if Councilman Williams would allow me, I'd like to be a co-sponsor.

Mr. Williams: Absolutely.

Mrs. Seijo: So noted.

President Gregory: Ms. Cabrera.

Ms. Cabrera: I would like to be a co-sponsor as well.

Mrs. Seijo: So noted.

President Gregory: Ms. Shabazz.

Ms. Walsh: Mr. President.

President Gregory: Yes, Ms. Walsh.

Ms. Walsh: I, I have a comment. I'd like to be co-sponsor, too, but I also have a comment.

Mrs. Seijo: So noted.

Ms. Walsh: The facility is closed, and this is part of the problem of what the State does to the City of Wilmington. Here are 750 acres in Sussex County, that the State owns, that the State should hold onto, not turn into parkland, there's certainly enough parkland in Sussex County. Instead, they dump these services on us up here in an urban area where all you have to do is walk a block to a liquor store, in most cases, or in many areas to be able to buy drugs, that if people are going to be able to heal and have some time to take care of their body and their souls and just their whole psyche, it has to be away from temptations, and the State really needs to get off the ball on this one because they're talking about closing the Holloway Center, too. So, that all work is going to be farmed out and, so if they close the Holloway Center and even if, I know people are probably going to drop down dead when I say this, but, even if they contracted that out to Connections, at least it's not dumped in the middle of a residential in an urban area. You know, it still has bus service, it has all that stuff, but, you know, these other two counties, these three counties, actually, because I'll throw New Castle into that, have to start sharing the pain. We're treating their people - they need to start sharing the pain and the state government needs to step up to the plate and stop dumping all this on us. So, that's all I have to say.

President Gregory: Thank you. Mr. Darius Brown.

Mr. D. Brown: Thank you, Mr. President. I'm going to support this piece of legislation because it is a Resolution tonight. There is some hesitancy that I have around the Resolution being that as a Council we're asking the State to do something in another county. We're asking and there's nothing that's been expressed on this floor that says that the Sussex County council or any of the cities within Sussex County or the city in which this center is located has had any communication with the State Legislature or our Governor's Office, and maybe there could be some information shared to that. Again, I will be supporting it but I'm hesitant because we're, because it's a Resolution I'm supporting it, but I'm hesitant because we're beginning to legislate another jurisdictional institution of government here in our state by, with the way this language is presented for this. Thank you.

President Gregory: Ms. Dorsey Walker

Ms. Dorsey Walker: Mr. President, I, too, would like to be a co-sponsor on the legislation.

Mrs. Seijo: So noted.

Ms. Shabazz: I wanted to be added as well.

Mrs. Seijo: So noted.

President Gregory: Yeah, I got you Ms. Shabazz. I'd already mentioned that you wanted to be a co-sponsor.

Ms. Shabazz: Thank you.

President Gregory: Clerk will call the roll.

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

President Gregory: Declare it adopted. Ms. Shabazz for Mr. Freel.

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

On behalf of Mr. Freel, Ms. Shabazz presented and called for the first and second reading Ordinance No. 13-022 entitled:

AN ORDINANCE CONSTITUTING AMENDMENT NO. 1 TO FISCAL YEAR 2014 OPERATING BUDGET (BEING AN ORDINANCE TO AMEND SUBSTITUTE NO. 1 TO ORDINANCE NO. 13-013 AS AMENDED), THE ORDINANCE ADOPTING THE ANNUAL OPERATING BUDGET FOR THE FISCAL YEAR BEGINNING ON JULY 1, 2013 AND ENDING ON JUNE 30, 2014

This Ordinance was given two separate readings by title only and upon a motion of Ms. Shabazz, seconded by Ms. Walsh, was received, recorded, and referred to the Finance Committee. Motion prevailed.

President Gregory: Mr. Brown, Michael.

Mr. M. Brown: Yes Mr. President, I have a Resolution and then I have an Ordinance to present.

Mr. M. Brown presented Resolution No. 13-044 as follows:

**WHEREAS**, the Wilmington Department of Police has identified a new location for the offsite DOCV office and would like to lease such new location for a two year term with a two year renewal option exercisable by the Department at the rental rates set forth on Exhibit "A" attached hereto.

**NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF WILMINGTON** that the Wilmington Department of Police is hereby authorized and directed to enter into a lease agreement for the offsite DOCV office for a two year term with a two year renewal option exercisable by the Department at the rental rates set forth on Exhibit "A" attached hereto, and the Chief of Police is hereby authorized and directed to execute as many copies of said lease agreement as may be necessary.

Mr. M. Brown: I move this Resolution be received, recorded, filed and adopted by a Yea and Nay Vote.

Ms. Walsh: Second.

President Gregory: It's been properly moved and seconded the Resolution be received, recorded, filed and adopted by a Yea and Nay Vote. On the question.

Mr. M. Brown: Yes, Mr. President, this, this Resolution is a Resolution to give permission to our, our Organized Crime Unit, known as Vice, to relocate. Where they're presently located at now the, the contract, or the agreement, ends June 30th. And on the meeting the other day when we were talking about this, Mr. President, I made a, a, an, a, an error in stating something so I want to correct it. It, the, the building is owned by Catholic Charity and I, we, I, the Wilmington Police Department wish for me to extend a thank you for allowing them to be there, but they've outgrown it, number one. They've outgrown the, the area where they are located at now and number two is, everybody know that they're there, in terms of folks that they've already encountered, folks that they, have, have encountered have seen them, I've told, been told passing by, slowing down, so it's really putting them in, in a much grave danger by them just being in that location.

I thank God for them being there all this time and nothing has really happened to any of them being so much that they're out in the open as they are, but this location is an agreement where they're going to be moving to for two years with a two-years option, a two years with a two-year option, to, to, to move there, and, again, the lease that they're at now ends June 30th, and you may not have heard or you might have heard and you can read in a long line, the wonderful work that they've done over the, in the last few days, they've, they've round up ten major drug dealers, ten, with drugs, weapons and so on, and on a, in a early-morning stage of rage with the corporation of the FBI, State police, County police and a whole lot of other agencies, they rounded up ten major drug dealers, and, and it's very important that we be supportive of them for, again, things are changing and people are, are eating these hero pills or this cabbage that makes them think that they're invincible to take on some of our police officers and we just don't want that to happen. So, I'm asking for their support tonight.

President Gregory: Mr. Williams.

Mr. Williams: Thank you Mr. President. I think this makes perfectly good sense, that to keep our officers out of the limelight, especially the ones that are going undercover and doing some of the more difficult police work that's out there. I, I know that we have that two-year option; I would favor that we move every two years to keep this thing a secretive location and keep the safety of these officers in mind. That's all I have to say.

President Gregory: Clerk will call the roll.

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

President Gregory: Declare it adopted.

Mr. M. Brown: Mr. President, I do have an Ordinance for the first and second.

Mr. M. Brown presented and called for the first and second reading Ordinance No. 13-023 entitled:

AN ORDINANCE TO AUTHORIZE CITY CONTRACT  
14008PD – POLICE UNIFORM CLEANING – WITH  
BLUE SWAN, INC.

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

Mr. Wright: It's in proper motion?

Ms. Walsh: Mr. President.

President Gregory: Hold up. I'm listening.

Ms. Walsh: I guess I just have a slight point of order too.

President Gregory: Mr. Brown, would you move the Ordinance?

Ms. Walsh: Properly.

President Gregory: Properly.

Mr. M. Brown: Mr. President, I make a move, I make a motion this Ordinance be properly moved and seconded and moved over to the - - where I'm at?

Ms. Walsh: Received, recorded and filed.

Mr. M. Brown: Yeah, received, recorded, and filed and adopted by Yea and Nay Vote.

Mr. Wright: That's wrong.

Ms. Walsh: Assigned to the....

Mr. M. Brown: Assigned to the Finance Committee.

Mr. Williams: Second.

Mr. Wright: Mr. President, that's still wrong.

President Gregory: Hold up, hold up. Mr. President, I move that be known as the first and second reading of the Ordinance and referred to the Finance Committee. Okay?

Mr. M. Brown: Finance Committee. Didn't I say that?

President Gregory: No.

Mr. M. Brown: Okay, I apologize. Thank you so much school teacher. I mean Ms. Councilwoman.

Ms. Walsh: No, you can call me school teacher. That's fine.

Mr. Williams: Second.

President Gregory: Second, okay. We going to move - - Ms. Cabrera.

Ms. Cabrera: Nothing tonight Sir.

President Gregory: Ms. Walsh.

Ms. Walsh: No legislation, thank you.

President Gregory: Mr. Wright.

Mr. Wright: Nothing tonight Mr. President, thank you.

## PETITIONS AND COMMUNICATIONS

The Council Members announced committee and civic meetings, community events and community projects in their districts. It was noted that a mother and grandmother turned in two (2) young men who have been accused of two different murders in our City and they were applauded for stepping up to the plate and leading their child and grandchild down the right path because the kids are answerable for what has happened. It was noted that these ladies should be an inspiration to others in many of our neighborhoods and that if you see something wrong there are ways to get that information out there. Members expressed their thanks to different departments and agencies for various events throughout the city and for doing a good job. Thank you were expressed for the work that was done at the Hicks Anderson's event, however, comments were made about what took place at the Helen Chambers Park (Hicks Anderson's event) and how disheartened it was on how the event was handled. It was noted that the residents on the Hilltop are upset about a request that's in place for a home to be opened on the 1300 block of 4<sup>th</sup> Street for sex offenders. That request is being researched and explored more. It was noted that energy saving opportunities have been awarded to South Wilmington and residents were encouraged to participate. A letter was requested to be sent to the U.S. Attorney's Office to invite them to come to the next Public Safety Committee meeting to discuss the Operation FED-UP Program. Also, an update on the proposed community court coming to the City will be discussed at the next Public Safety Committee meeting.

Mr. D. Brown presented the following communication:

June 20, 2013

The Honorable Robert I. Marshall  
Delaware Senate  
411 Legislative Avenue  
Dover, Delaware 19901

Dear State Senator Marshall:

I am writing this letter in full support of Senate Bill 132 in which you are the primary sponsor. Senate Bill 132 has a tri-fold impact on education, employment and sound communities for the State of Delaware.

When passed, Senate Bill 132 will lend support to supplement unfunded capital projects that improve Delaware's educational system and its infrastructure, and establish the Delaware Works Trust Fund. This Fund will be used to support a twenty-year bond sale in order to finance capital construction project and will not be used for any general operating expenses.

Further, it is my understanding the financial support will be generated by imposing a motor fuel tax. On behalf of the residents of the Third District I would like to thank you and State Representative Gerald Brady for sponsoring this Bill and for your vision.

I will have the City Clerk to enter this letter into record at the June 20, 2013 session of Wilmington City Council.

Many thanks,  
/s/Darius J. Brown  
Wilmington City Council, Third District

Cc: Members of Wilmington City Council

Upon a motion of Mr. D. Brown, seconded by Ms. Walsh, the aforementioned communication was received, recorded, and filed. Motion prevailed.

It was noted that due to the schedule that Council has, with the General Assembly ending at the end of June, a Resolution was not able to be prepared, however, the above aforementioned letter will be sent to Senator Marshall as he presents this piece of legislation before the Delaware General Assembly.

Some information was provided regarding the proposed community court and the reason why the 3<sup>rd</sup> District was the proposed location. It is the hope to have additional information at the next Public Safety Committee meeting of how the community court is being developed and implemented. It was announced that neighborhood community centers are still enrolling students for summer camps. The new Public Works Commissioner, Cleon Cauley was welcomed to the City of Wilmington. It was duly mentioned that the Christina School District provided an update at the Education, Youth & Families Committee meeting on their progress and trying to improve their disciplinary policies. For those that weren't able to attend the meeting, residents were encouraged to watch the replay on [www.witn22.org](http://www.witn22.org). It was announced that the renovations at 24<sup>th</sup> & Tatnall Street Park will hopefully begin next month and be completed by August or early September. Students were encouraged to submit their scholarship requests. For additional information, students can contact the City Council's Office at 576-2140. It was announced that the Christina School District would be coming back again in August to give an update as they stated that by the end of August they will have a lot of the projected milestones met. Comments were made of the quick storm that came through the City and the havocs that the storm caused in certain districts. It was announced that there will be a Finance Committee meeting on Monday, June 24<sup>th</sup> and a special session of City Council meeting on June 27<sup>th</sup> with respect to Agenda No. 3837. It was also mentioned that a Press Release was sent out which explains what the body of Council unilaterally is trying to do. It was also noted that Council Members should have received an email outlining the process for selecting the TPO that's going to operate the public and lease access channel. Members were encouraged to read that information.



It was noted that Council has three in a half of years to represent the people in this City and it is the hope that everyone just gets along.

**ADJOURNMENT**

Upon a motion of Ms. Walsh, seconded by Mr. Williams, Council adjourned at 8:05 p.m. Motion prevailed.

Attest: Maribel Seijo  
Maribel Seijo, City Clerk