

*Wilmington, Delaware
Louis L. Redding
City/County Building
June 20, 2019*

City Council met in regular session on the above date at 6:30 p.m., President Hanifa Shabazz presiding.

The opening prayer was done by Andrea Queen, Deputy Clerk.

The Pledge of Allegiance was recited by City Council.

ROLL CALL

The following members responded to the Call of the Roll: Council Members Gray, Oliver, Harlee, McCoy, Williams, Adams, Dixon, Guy and Walsh, and Council President Shabazz. Total, ten. Absent with leave, Council Members Congo, Turner and Freel. Total, three.

MINUTES

After reading a portion of the minutes of June 6, 2019, upon a motion of Council Member Williams, seconded by Council Members Dixon and McCoy, it was moved they be accepted as written. Motion prevailed.

REPORT OF COMMITTEES

The City Clerk read the following committee report:

<u>Education, Youth & Families Committee Member</u>	<u>Present</u>	<u>Absent with Leave</u>	<u>Absent w/out Leave</u>
Michelle Harlee, Chair	X		
Linda M. Gray, Vice Chair	X		
Ernest "Trippi" Congo, II		X	
Charles M. "Bud" Freel	X		
Yolanda McCoy	X		
Va'Shun "Vash" Turner	X		
Dr. Hanifa Shabazz, Ex-Officio		X	

President and Members of Council of
The City of Wilmington

June 12, 2019

Ladies and Gentlemen:

We, your Education, Youth & Families Committee, to who was referred
Ordinance No. 19-027 entitled:

AN ORDINANCE TO AUTHORIZE AND APPROVE AN
EXTENSION OF A CONTRACT BETWEEN THE CITY OF
WILMINGTON AND PREFERRED MEAL SYSTEMS, INC.
FOR THE 2020 SUMMER FOOD SERVICE PROGRAM

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

Respectfully submitted, Members of
Education, Youth & Families Committee
/s/Michelle Harlee, Chair
/s/Linda M. Gray
/s/Charles M. Freel
/s/Yolanda McCoy
/s/Va'Shun "Vash" Turner

Upon a motion of Council Member Harlee, seconded by Council Member
Williams, the Report was received, recorded and filed. Motion prevailed.

The City Clerk read the following committee report:

<u>Finance & Economic Development Committee Member</u>	<u>Present</u>	<u>Absent with Leave</u>	<u>Absent w/out Leave</u>
Charles M. "Bud" Freel, Chair		X	
Ciro Adams	X		
Linda M. Gray	X		
Zanthia Oliver	X		
Loretta Walsh	X		
Robert A. Williams	X		
Dr. Hanifa Shabazz, Ex-Officio	X		

President and Members of Council of
The City of Wilmington

June 20, 2019

Ladies and Gentlemen:

We, your Finance & Economic Development Committee, to who was referred
Ordinance No. 19-031 entitled:

AN ORDINANCE TO IMPLEMENT THE CITY OF WILMINGTON
PENSION COMMISSION'S RECOMMENDATION REGARDING A
ONE-TIME STIPEND FOR FISCAL YEAR 2020 PURSUANT TO
CHAPTER 39 OF THE CITY CODE

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

Respectfully submitted, Members of
Finance & Economic Development Committee
/s/Ciro Adams
/s/Linda M. Gray
/s/Zanthia Oliver
/s/Loretta Walsh
/s/Robert A. Williams
/s/Hanifa Shabazz, Ex-Officio Member

Council Member Guy: Question.

President Shabazz: Councilman Guy.

Council Member Guy: Yes, um, there's a pattern that has emerged that legislation is being referred to that Finance Committee and they're not putting items on the agenda. So, the Chairperson, I guess with your authorization since you appointed Councilman Freel, there's a gain being played of not putting legislation on.

President Shabazz: The question is on the acceptance of the Report Mr. Guy.

Council Member Guy: Yes, and I'm saying in these reports, it's not identifying that legislation was referred to it and that they refuse to put it on the agenda. So, there needs to be some accountability when we refer as a Council. We sit here, we refer it to a committee and that committee is then telling Council, heck with Council referring it to us, we're going to not put on what we want and put on what we want.

President Shabazz: It's the accepting of the Report as received, recorded and filed.

Council Member Guy: I'm just pointing out – my point is I have an opposition to committees that don't accept what's referred to them. So, what you're going to do about that Madam President?

President Shabazz: I'm trying to get – it's a motion on the floor to receive the minutes as – that is being presented. So, we're addressing the motion. All those in favor signify by saying Aye (I's). Any oppose?

Council Member Guy: Oppose.

President Shabazz: Motion carried.

Upon a motion of Council Member Williams, seconded by Council Members Dixon and McCoy, the Report was received, recorded and filed. Motion prevailed.

The City Clerk read the following committee report:

<u>Finance & Economic Development Committee Member</u>	<u>Present</u>	<u>Absent with Leave</u>	<u>Absent w/out Leave</u>
Charles M. "Bud" Freel, Chair		X	
Ciro Adams	X		
Linda M. Gray	X		
Zanthia Oliver	x		
Loretta Walsh	X		
Robert A. Williams	X		
Dr. Hanifa Shabazz, Ex-Officio	X		

President and Members of Council
The City of Wilmington

June 20, 2019

Ladies and Gentlemen:

We, your Finance & Economic Development Committee, to who was referred **Substitute No. 1 to Ordinance No. 19-032** entitled:

AN ORDINANCE AUTHORIZING THE ISSUANCE OF THE CITY'S GENERAL OBLIGATION BONDS AND GENERAL OBLIGATION BOND ANTICIPATION NOTES IN ORDER TO PROVIDE THE FUNDS NECESSARY TO (I) FINANCE STREET REPAIRS AND IMPROVEMENTS OF VARIOUS STREETS AND ROADWAYS LOCATED WITHIN THE CITY LIMITS AND (II) REFINANCE ANY CITY DEBT RELATED TO THE WILMINGTON HOUSING PARTNERSHIP; PROVIDING FOR THE SALE OF THE BONDS AND THE NOTES; AND AUTHORIZING OTHER NECESSARY ACTION

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

Respectfully submitted, Members of
Finance & Economic Development Committee
/s/Ciro Adams
/s/Linda M. Gray
/s/Zanthia Oliver
/s/Loretta Walsh
/s/Robert A. Williams
/s/Hanifa Shabazz, Ex-Officio Member

Upon a motion of Council Member Williams, seconded by Council Member Gray, the Report was received, recorded and filed. Motion prevailed.

TREASURER'S REPORT

The following Treasurer's Report as of June 20, 2019, was read into the record by City Clerk and upon a motion of Council Member Williams, seconded by Council Members McCoy and Dixon, the Report was received, recorded and filed. Motion prevailed.

Note: The Treasurer's Report is included herein as an insert from Page 6 to Page 7.

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Velda Jones-Potter
City Treasurer

Louis L. Redding City/County Building
800 French Street
Wilmington, Delaware 19801-3537
(302) 576-2480
treasurer@wilmingtonde.gov

City of Wilmington Delaware



City of Wilmington Treasurer's Report as of June 20, 2019

Cash on Hand:

General Account	M & T Bank	\$8,255,123.77
Central Deposit	M & T Bank	\$130,737.14
Payroll	M & T Bank	\$424,180.83
Total Petty Cash Accounts	M & T Bank	\$11,325.56
Grant-In-Aid	M & T Bank	\$154,656.55
Evidence/Found Currency Account	M & T Bank	\$974,696.87
Rent Withholding Escrow	M & T Bank	\$4,137.97
Capital Projects Account	M & T Bank	\$1.00
Cement Workers Escrow	WSFS Bank	\$33,627.71
Police Department Discretionary	M & T Bank	\$24,790.75
Pension Payroll Account	M & T Bank	\$98,622.41
Old Non-Uniform Pension Account -Plan 1	M & T Bank	\$1,592.81
Non-Uniform Pension-Plan 2	M & T Bank	\$1,903.79
Non-Uniform Pension Act of 1990-Plan 3	M & T Bank	\$208,534.48
Police Pension Account	M & T Bank	\$437,668.74
Fire Pension Account	M & T Bank	\$212,325.95
Worker's Comp 3rd Party Account	M & T Bank	\$31,958.47
Retiree Healthcare Account	M & T Bank	\$472,333.65
SubTotal		\$11,478,218.45
Total Cash on Hand		\$11,478,218.45

INVESTMENTS June 20, 2019:

Fund	Institution	Invest. Type	Maturity Date	Interest Rate	Interest Receivable	Investment Amount
GENERAL FUND:						
General	WSFS	CD	6/27/2019	2.35%	\$10,462.32	\$2,500,000.00
General	TD	CD	7/2/2019	2.23%	\$8,797.40	\$3,021,718.05
General	TD	CD	7/2/2019	2.35%	\$4,308.33	\$2,000,000.00
General	WSFS	CD	7/11/2019	2.35%	\$7,210.96	\$2,000,000.00
General	WSFS	CD	7/18/2019	2.40%	\$19,791.78	\$3,500,000.00
General	WSFS	CD	7/25/2019	2.35%	\$9,013.70	\$2,000,000.00
General	TD	CD	9/26/2019	2.31%	\$41,997.08	\$5,500,000.00
General ¹	WSFS	CD	11/13/2019	2.45%	\$221,372.60	\$17,000,000.00
SUB-TOTAL:						\$37,521,718.05
CAPITAL FUND:						
Capital ≤ 2015	TD	CD	7/18/2019	2.34%	\$69,317.57	\$16,610,367.37
Capital ≥ 2018	WSFS	CD	6/26/2019	2.45%	\$94,357.27	\$20,081,867.00
SUB-TOTAL:						\$36,692,234.37
RISK MGMT:						
Risk Management	TD	CD	7/1/2019	2.41%	\$142,446.01	\$8,059,939.96
Worker's Comp	TD	CD	7/1/2019	2.41%	\$142,446.01	\$8,059,939.96
Retiree Medical Escrow	Vanguard-OPEB					\$21,397,815.00
SUB-TOTAL:						\$37,517,694.92
PENSION FUND:						
Non-Uniform 1990	WSFS	CD	6/27/2019	2.30%	\$8,963.38	\$4,905,000.00
Fire	WSFS	CD	6/27/2019	2.30%	\$2,841.60	\$1,555,000.00
Police	WSFS	CD	6/27/2019	2.25%	\$1,118.84	\$825,000.00
Escrow Pension	Edgar Lomax					\$21,610,355.00
Escrow Pension	Vanguard Fixed					\$38,866,265.00
Escrow Pension	Earnest Partners					\$22,633,619.00
Escrow Pension	Wilmington Trust					\$35,735,623.00
Escrow Pension	Vanguard Stock Index					\$36,746,945.00
Escrow Pension	Artisan Global					\$7,182,895.00
Escrow Pension	Dodge & Cox					\$10,454,160.00
Escrow Pension	Fidelity					\$18,135,872.00
Escrow Pension	Harding Loevner					\$8,173,638.00
Escrow Pension	MFS Management					\$20,590,353.00
Escrow Pension	Clarion Lyon					\$6,221,101.00
Escrow Pension	Morgan Stanley					\$5,873,624.00
SUB-TOTAL:						\$239,509,450.00
OTHER:						
Deferred Comp.	MassMutual					\$48,062,129.24
Contractual Requirements	WSFS	CD	8/15/2019	2.35%	17,795.58	\$3,037,356.74
Port Debt	WSFS	CD	12/12/2019	2.30%	\$24,119.43	\$2,025,211.00
Total Investments						\$401,328,437.58
Total Cash on Hand						\$11,478,218.45
Grand Total						\$412,806,656.03

¹ Budget Reserve

Velda Jones-Potter
Velda Jones-Potter, City Treasurer

NON-LEGISLATIVE BUSINESS

Upon a motion of Council Member Williams, seconded by Council Member Dixon, the following non-legislative resolutions were accepted into the record and motion prevailed:

All Council	Recognize The Monday Club 125 th Anniversary
All Council	Sympathy Donald Eugene Osburn
Freel	Sympathy Richard F. Robinson
Harlee	Recognize National Caribbean-American Heritage Month
Oliver	Sympathy De'Twine Young
Oliver	Sympathy Yubaka Holit Foster
Oliver	Sympathy Marquita "Kita" Stephens
Oliver	Sympathy Robert Oliver Dixon
Oliver	Sympathy Ernest Carter
Oliver	Sympathy Larry Taylor
Shabazz	Recognize Delaware Juneteenth Association 25 th Anniversary
Shabazz	Best wishes Vester Sr. and Lessie Triplett
Shabazz	Recognize Wilmington Public Library & Barber Shops
Shabazz	Sympathy Shaalih An'Noour Brock
Shabazz	Sympathy Marietta Smith
Shabazz	Sympathy Lynn Swiatek

LEGISLATIVE BUSINESS

President Shabazz: Council Member Gray, any legislation tonight?

Council Member Gray: No, I don't have any legislation tonight; but I'd like to say that um...

President Shabazz: It's, it's just legislation ma'am.

Council Member Gray: No legislation. When can I make a statement then?

President Shabazz: Petitions and communications.

Council Member Gray: Thank you.

President Shabazz: Yes ma'am. Council Member Oliver.

Council Member Oliver: Yes, Madam President, I'd like to um, introduce an Ordinance. Madam President, I have an Ordinance to present and call for the first and the second.

Council Member Oliver presented and called for the first and second reading Ordinance No. 19-033 (Agenda #4671) entitled:

AN ORDINANCE TO AMEND CHAPTER 48 OF THE CITY CODE TO PERMIT INDOOR COMMERCIAL HORTICULTURAL OPERATIONS AS A MATTER OF RIGHT WITHIN M-1 (LIGHT MANUFACTURING), C-5 (HEAVY COMMERCIAL), W-1 (WATERFRONT MANUFACTURING), W-2 (WATERFRONT MANUFACTURING/COMMERCIAL), AND W-3 (WATERFRONT LOW INTENSITY MANUFACTURING/COMMERCIAL RECREATION) ZONING DISTRICTS

The above-referenced Ordinance was given two separate readings by title only and upon a motion of Council Member Oliver, seconded by Council Members Walsh and Williams, the Ordinance was received, recorded and referred to the Community Development & Urban Planning Committee. Motion prevailed.

Council Member Oliver: Madam President, I have a Resolution to present.

Council Member Oliver presented Resolution No. 19-025 (Agenda #4672) as follows:

WHEREAS, on June 20, 2019, Ordinance No. 19-033 was introduced to the Wilmington City Council that proposes amendments to Chapter 48 of the City Code to permit indoor commercial horticultural operations as a matter of right within M-1 (Light Manufacturing), C-5 (Heavy Commercial), W-1 (Waterfront Manufacturing), W-2 (Waterfront Manufacturing/Commercial), and W-3 (Waterfront Low Intensity Manufacturing/Commercial Recreation) zoning districts (the "Ordinance"); and

WHEREAS, on June 18, 2019, the City Planning Commission, by its Resolution 08-19, recommended the approval of the amendments in the Ordinance after holding a duly advertised public meeting; and

WHEREAS, the City Council proposes to schedule a public hearing on July 11, 2019 for review of the Ordinance, or a Substitute thereto, to be duly advertised in conformity with Wilmington City Code Section 48-51, by publication in any newspaper of general circulation, at least once, not less than fifteen (15) days prior to the date of the public hearing.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF WILMINGTON that the Council hereby schedules a public hearing on said Ordinance, or a Substitute thereto, to be held on July 11, 2019 at 6:30 p.m. in the City Council Chambers to consider the proposal to amend Chapter 48 of the City Code to permit indoor commercial horticultural operations as a matter of right within M-1 (Light Manufacturing), C-5 (Heavy Commercial), W-1 Waterfront Manufacturing), W-2 (Waterfront Manufacturing/Commercial), and W-3 (Waterfront Low Intensity Manufacturing/Commercial Recreation) zoning districts.

BE IT FURTHER RESOLVED that the President of City Council and the City Clerk are hereby directed to give public notice of said hearing in the manner and form required by the provisions of the Wilmington City Charter and City Code.

Upon a motion of Council Member Oliver, seconded by Council Members McCoy and Gray, the above-referenced Resolution was before the Council for its consideration. Motion prevailed. Council Member Oliver spoke on the purpose of the Resolution.

President Shabazz: Clerk will call the roll.

The above-referenced 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 Gray, Oliver, Harlee, McCoy, Williams, Adams, Dixon, Guy and Walsh, and Council President Shabazz. Total, ten. Nays, none. Absent, Council Members Congo, Turner and Freel. Total, three.

President Shabazz: Declare it adopted. Council Member Harlee.

Council Member Harlee: Yes, Madam President, I have an Ordinance to present. I have Ordinance, um #4661 to call for the third and final reading.

Council Member Harlee presented and called for the third and final reading Ordinance No. 19-027 (Agenda #4661) entitled:

AN ORDINANCE TO AUTHORIZE AND APPROVE AN
EXTENSION OF A CONTRACT BETWEEN THE CITY
OF WILMINGTON AND PREFERRED MEAL SYSTEMS,
INC. FOR THE 2020 SUMMER FOOD SERVICE PROGRAM

FISCAL IMPACT STATEMENT: This Ordinance has no anticipated fiscal impact because the Summer Food Service Program is funded through a grant from the State of Delaware.

Upon a motion of Council Member Harlee, seconded by Council Member Williams, the above-referenced Ordinance was before the Council for its consideration. Motion prevailed. Council Member Harlee spoke on the purpose of the Ordinance.

President Shabazz: Clerk will call the roll.

The above-referenced 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 Gray, Oliver, Harlee, McCoy, Williams, Adams, Dixon, Guy and Walsh, and Council President Shabazz. Total, ten. Nays, none. Absent, Council Members Congo, Turner and Freel. Total, three.

President Shabazz: Declare it adopted.

Council Member Harlee: Madam President, I have a Resolution to present.

Council Member Harlee presented Resolution No. 19-026 (Agenda #4673) as follows:

WHEREAS, the State of Delaware, Department of Transportation (“DelDOT”) is the owner of real property located in Wilmington, Delaware, known as the I-95 Right-of-Way; and

WHEREAS, DelDOT desires to donate by custodial agreement (which is attached, in substantial form, as Exhibit A), a portion of the of the I-95 Right-of-Way, as fully described and depicted in Exhibit A, (“Property”) to the City of Wilmington in order for the City to construct a Skate Park Recreation Facility; and

WHEREAS, the City of Wilmington is willing to accept a donation of the Property from DelDOT in order to construct a Skate Park Recreation Facility.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF WILMINGTON that the Council, acting pursuant to Wilm. C. (Charter) § 8-204, hereby approves the acceptance by the City of Wilmington of the Property from the State of Delaware, Department of Transportation, and authorizes the Department of Parks and Recreation to take all actions necessary, including the payment of any recording fees, to finalize the transfer of the Property to the City of Wilmington.

Upon a motion of Council Member Harlee, seconded by Council Members Williams and McCoy, the above-referenced Resolution was before the Council for its consideration. Motion prevailed. Council Member Harlee spoke on the purpose of the Resolution and made comments. Council Member McCoy made comments. Council Member Oliver requested to be added as a cosponsor. Council Member Guy raised a question and Council Member Harlee responded. Council Member Guy made additional comments.

President Shabazz: Clerk call the roll.

The above-referenced 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 Gray, Oliver, Harlee, McCoy, Williams, Adams, Dixon, Guy and Walsh, and Council President Shabazz. Total, ten. Nays, none. Absent, Council Members Congo, Turner and Freel. Total, three.

President Shabazz: Declare it adopted.

Council Member Harlee: That’s all I have Madam President.

President Shabazz: Thank you. Council Member Turner’s legislation will be presented by Councilman Guy.

Council Member Guy: You want to do that now Madam President?

President Shabazz: Councilman Turner’s presented by Councilman Guy.

Council Member Guy: Madam President, I have a Resolution to present.

On behalf of Council Member Turner, Council Member Guy presented Resolution 19-027 (Agenda #4674) as follows:

WHEREAS, pursuant to Section 2-363 of the City Code, the Council deemed it necessary and proper to specify the requirements for review and approval of City-sponsored grant applications and proposals, including authorization for expedited grant applications when necessary prior to Council's approval by resolution; and

WHEREAS, the City, through the Department of Public Works, applied for a grant from the State of Delaware ("State"), Delaware Department of Health and Social Services ("DHSS"), Division of Public Health ("Public Health"); and the Delaware Department of Natural Resources and Environmental Control ("DNREC") (collectively, the "Grantors"), in the amount of \$110,000; and

WHEREAS, the Department of Public Works intends to use the grant money to conduct a Hoopes Reservoir Interconnection Study for the City of Wilmington, and

WHEREAS, the project will strengthen the sustainability of the precious water resource (2 Billion Gallons) stored at Hoopes Reservoir; and

WHEREAS, the project will also provide greater accountability of the use of said stored water as it relates to the City and the State's dependence on this resource during times of need (i.e. drought, hazardous spills on regional streams, major storm events, etc.)

WHEREAS, the Department of Public Works intends to provide \$110,000 of already budgeted funds to meet the grant's matching funds requirement; and

WHEREAS, the Council deems it necessary and proper to authorize the grant application, for the aforesaid purpose.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF WILMINGTON that the Department of Public Works' grant application to the grantors in the amount of \$110,000 is hereby authorized.

BE IT FURTHER RESOLVED that the Director of Public Works, or her designee, shall be authorized to take all necessary actions to accept any and all funds associated with the grant application and to fulfill the grant requirements.

FISCAL IMPACT STATEMENT: There is no negative fiscal impact on the City. Although the grant requires that the City provide 100% in matching funds, the Department of Public Works intends to provide \$110,000 from already budgeted funds.

Upon a motion of Council Member Guy, seconded by Council Members Williams and Gray, the above-referenced Resolution was before the Council for its consideration. Motion prevailed. Council Member Guy spoke on the purpose of the Resolution and made a comment.

President Shabazz: Clerk will call the roll.

The above-referenced 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 Gray, Oliver, Harlee, McCoy, Williams, Adams, Dixon, Guy and Walsh, and Council President Shabazz. Total, ten. Nays, none. Absent, Council Members Congo, Turner and Freel. Total, three.

President Shabazz: Declare it adopted. Council Member McCoy.

Council Member McCoy: I have nothing tonight Madam President.

President Shabazz: Council Member Williams.

Council Member Williams: Um, Madam President, I have a few Resolution to present.

Council Member Williams presented Resolution No. 19-028 (Agenda #4675) as follows:

WHEREAS, pursuant to Section 2-363 of the City Code, the Council deemed it necessary and proper to specify the requirements for review and approval of City-sponsored grant applications and proposals, including authorization for expedited grant applications when necessary prior to Council's approval by resolution; and

WHEREAS, the City, through the Fire Department, applied for a grant from the Federal Emergency Management Agency ("FEMA") in the amount of \$24,000; and

WHEREAS, the Fire Department intends to use the grant money to fund two separate communication security projects, and

WHEREAS, a portion of the grant, in the amount of \$10,000, will be used to outfit both Fire Boat 7 and Marine 7 with Class A Automatic Identification Systems ("AIS") with secure text messaging and interagency operations;

WHEREAS, AIS are intended to allow ships to view marine traffic in their area and to be seen by that traffic; and

WHEREAS, the new secure AIS will be used to replace the current Class B AIS system with the new enhanced system; and

WHEREAS, the new enhanced AIS will enable Fire Department vessels to communicate with Coast Guard and public safety boats using a secure encrypted messaging system; and

WHEREAS, a portion of the grant, in the amount of \$14,000, will be used to acquire two multi-band portable radios for Marine 7 and Fire Boat 7 for use with multi-jurisdictional interoperability communications; and

WHEREAS, the current portable vessel radios are technologically limited and are unable to function in other jurisdictions that do not utilize the 800 MHz radio system. The new multi-band portable radios would enable Marine 7 and Fire Boat 7 to operate in other jurisdictions without utilizing a radio patch from a 911 center; and

WHEREAS, the Council deems it necessary and proper to authorize the grant application, for the aforesaid purposes.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF WILMINGTON that the Wilmington Fire Department's grant application to FEMA in the amount of \$24,000 is hereby authorized.

BE IT FURTHER RESOLVED that the Chief of the Wilmington Fire Department, or his designee, shall be authorized to take all necessary actions to accept any and all funds associated with the grant application and to fulfill the grant requirements.

FISCAL IMPACT STATEMENT: There is no negative fiscal impact on the City as no local matching funds are required.

Upon a motion of Council Member Williams, seconded by Council Member McCoy, the above-referenced Resolution was before the Council for its consideration. Motion prevailed. Council Member Williams spoke on the purpose of the Resolution.

President Shabazz: Clerk will call the roll.

The above-referenced 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 Gray, Oliver, Harlee, McCoy, Williams, Adams, Dixon, Guy and Walsh, and Council President Shabazz. Total, ten. Nays, none. Absent, Council Members Congo, Turner and Freel. Total, three.

President Shabazz: Declare it adopted.

Council Member Williams: Madam President, I have another Resolution to present.

Council Member Williams presented Resolution No. 19-029 (Agenda #4676) as follows:

WHEREAS, pursuant to Section 2-363 of the City Code, the Council deemed it necessary and proper to specify the requirements for review and approval of City-sponsored grant applications and proposals, including authorization for expedited grant applications when necessary prior to Council's approval by resolution; and

WHEREAS, the City, through the Fire Department, applied for a pass-through grant from the Federal Emergency Management Agency ("FEMA") which will be awarded to the State of Delaware and administered by the Delaware Emergency Management Agency ("DEMA") in the amount of \$108,700; and

WHEREAS, the Fire Department intends to use the grant money to purchase a vessel mounted radiation detection system, and

WHEREAS, the radiation detection system would enhance the safety of the personnel and patients on board the vessel by alerting to a potential radioactive source; and

WHEREAS, the radiation detection system would also enhance the vessel capabilities by alerting the crew of a radiation source on or nearby the water during an environmental release; and

WHEREAS, the radiation detection system is designed to detect the movement of nuclear material used for weapons of mass destruction or a radiological dispersal device and would be able to interrogate and categorize the source as either innocent, suspicious or a threat; and

WHEREAS, the Council deems it necessary and proper to authorize the grant application, for the aforesaid purpose.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF WILMINGTON that the Wilmington Fire Department's grant application to FEMA and DEMA in the amount of \$108,700 is hereby authorized.

BE IT FURTHER RESOLVED that the Chief of the Wilmington Fire Department, or his designee, shall be authorized to take all necessary actions to accept any and all funds associated with the grant application and to fulfill the grant requirements.

FISCAL IMPACT STATEMENT: There is no negative fiscal impact on the City as no local matching funds are required.

Upon a motion of Council Member Williams, seconded by Council Member McCoy, the above-referenced Resolution was before the Council for its consideration. Motion prevailed. Council Member Williams spoke on the purpose of the Resolution.

President Shabazz: Clerk will call the roll.

The above-referenced 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 Gray, Oliver, Harlee, McCoy, Williams, Adams, Dixon, Guy and Walsh, and Council President Shabazz. Total, ten. Nays, none. Absent, Council Members Congo, Turner and Freel. Total, three.

President Shabazz: Declare it adopted.

Council Member Williams: Madam President, I have another Resolution to present.

Council Member Williams presented Resolution No. 19-030 (Agenda #4677) as follows:

WHEREAS, pursuant to Section 2-363 of the City Code, the Council deemed it necessary and proper to specify the requirements for review and approval of City-sponsored grant applications and proposals, including authorization for expedited grant applications when necessary prior to Council's approval by resolution; and

WHEREAS, the City, through the Wilmington Police Department, applied for a grant from the Delaware Criminal Justice Council ("CJC") in the amount of \$100,000; and

WHEREAS, the Wilmington Police Department intends to use the grant money to address the growing number of unsubmitted Sexual Assault Kit ("SAK") in law enforcement custody, and to help provide resolution for victims of sexual assaults when possible, and

WHEREAS, there is broad consensus that this must be accomplished through a comprehensive approach to the problem; and

WHEREAS, grant funding will be used to inventory the existing numbers of untested SAKs, test these kits, and pursue new investigative leads and potential prosecution, and ensure that support is provided throughout the investigation and prosecution process; and

WHEREAS, the grant funds will allow the Wilmington Police Department to coordinate with the CJC to help create or improve an evidence-tracking system, provide training on sexual assault investigations, and increase the collection of offender DNA for Combined DNA Index System ("CODIS") evidence upload purposes; and

WHEREAS, this may lead to the identification of potential suspects and even serial sex offenders; and

WHEREAS, the Council deems it necessary and proper to authorize the grant application, for the aforesaid purposes.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF WILMINGTON that the Wilmington Police Department's grant application to the CJC in the amount of \$100,000 is hereby authorized.

BE IT FURTHER RESOLVED that the Chief of the Wilmington Police Department, or his designee, shall be authorized to take all necessary actions to accept any and all funds associated with the grant application and to fulfill the grant requirements.

FISCAL IMPACT STATEMENT: There is no negative fiscal impact on the City as no local matching funds are required.

Upon a motion of Council Member Williams, seconded by Council Member McCoy, the above-referenced Resolution was before the Council for its consideration. Motion prevailed. Council Member Williams spoke on the purpose of the Resolution.

President Shabazz: Clerk will call the roll.

The above-referenced 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 Gray, Oliver, Harlee, McCoy, Williams, Adams, Dixon and Walsh, and Council President Shabazz. Total, eight. Nays, none. Absent, Council Members Congo, Turner, Freel and Guy. Total, four.

President Shabazz: Declare it adopted.

Council Member Williams: Madam President, I have another Resolution to present.

Council Member Williams presented Resolution No. 19-031 (Agenda #4678) as follows:

WHEREAS, pursuant to Section 2-363 of the City Code, the Council deemed it necessary and proper to specify the requirements for review and approval of City-sponsored grant applications and proposals, including authorization for expedited grant applications when necessary prior to Council's approval by resolution; and

WHEREAS, the City, through the Office of Emergency Management, applied for the 2019 Emergency Management Performance Grant ("EMPG"), a pass-through grant from the Federal Emergency Management Agency ("FEMA") which will be awarded to the State of Delaware ("SOD") and administered by the Delaware Emergency Management Agency ("DEMA") in the amount of \$211,905; and

WHEREAS, the Office of Emergency Management intends to use the grant money to assist in providing a system of emergency preparedness for the protection of life and property, and

WHEREAS, the EMPG program plays an important role in the implementation of the National Preparedness System. The program supports the building, sustainment and delivery of core capabilities essential to achieving the National Preparedness Goal of a secure and resilient nation; and

WHEREAS, the EMPG program's allowable costs support efforts to build and sustain core capabilities across the Prevention, Protection, Mitigation, Response, and Recovery mission areas; and

WHEREAS, through the EMPG program, the Federal government provides coordination, guidance, and assistance to support a comprehensive emergency preparedness system to address all hazards; and

WHEREAS, the Office of Emergency Management intends to provide \$105,952.50 of already budgeted funds to meet the grant's matching funds requirement; and

WHEREAS, the Council deems it necessary and proper to authorize the grant application, for the aforesaid purpose.

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF WILMINGTON that the Office of Emergency Management's grant application to FEMA/SOD/DEMA in the amount of \$211,905 is hereby authorized.

BE IT FURTHER RESOLVED that the Director of the Office of Emergency Management, or his designee, shall be authorized to take all necessary actions to accept any and all funds associated with the grant application and to fulfill the grant requirements.

FISCAL IMPACT STATEMENT: There is no negative fiscal impact on the City. Although the grant requires that the City provide 50% in matching funds, the Office of Emergency Management intends to provide \$105,952.50 from already budgeted funds.

Upon a motion of Council Member Williams, seconded by Council Member McCoy, the above-referenced Resolution was before the Council for its consideration. Motion prevailed. Council Member Williams spoke on the purpose of the Resolution.

President Shabazz: Clerk will call the roll.

The above-referenced 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 Gray, Oliver, Harlee, McCoy, Williams, Adams, Dixon, Guy and Walsh, and Council President Shabazz. Total, ten. Nays, none. Absent, Council Members Congo, Turner and Freel. Total, three.

President Shabazz: Declare it adopted.

Council Member Williams: Madam President, I have another Resolution to present, however, I need to make a correction to the title. It's a Resolution approving the Wilmington Police Department's Grant Application to the Department of Safety and Homeland Security for a Cold Case DNA Testing.

Maribel Seijo (City Clerk): So noted; thank you.

Council Member Williams presented Resolution No. 19-032 (Agenda #4679) as follows:

WHEREAS, pursuant to Section 2-363 of the City Code, the Council deemed it necessary and proper to specify the requirements for review and approval of City-sponsored grant applications and proposals, including authorization for expedited grant applications when necessary prior to Council's approval by resolution; and

WHEREAS, the City, through the Wilmington Police Department ("WPD"), applied for the Cold Case DNA Grant from the Delaware Department of Safety and Homeland Security ("DSHS") in the amount of \$50,000; and

WHEREAS, the WPD intends to use the grant money to assist with DNA testing and related expenses for the investigation of open cold case; and

WHEREAS, related expenses may include travel for witness interviews, supplies, attendance at seminars related to cold case investigation techniques, and the submission of DNA evidence to an appropriate nationally accredited laboratory facility; and

WHEREAS, unsolved violent crime cases continue to amass annually. As crimes occur, unresolved crimes accumulate, adding to an expanding caseload for prosecutors and law enforcement. Once the investigation leads to the identification of a suspect, prosecuting agencies may experience an accumulation of cases to be prosecuted due to limited resources. The purpose of this grant award is to make funding available to prosecuting agencies for projects that will assist in the resolution of the nation's violent crime cold cases

WHEREAS, the goals of the Cold Case DNA Grant are to prosecute violent crime and to decrease the number of violent crime cold cases awaiting prosecution; and

WHEREAS, the Council deems it necessary and proper to authorize the grant application, for the aforesaid purpose.

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF WILMINGTON that the WPD's grant application to DSHS in the amount of \$50,000 is hereby authorized.

BE IT FURTHER RESOLVED that the Chief of the Wilmington Police Department, or his designee, shall be authorized to take all necessary actions to accept any and all funds associated with the grant application and to fulfill the grant requirements.

FISCAL IMPACT STATEMENT: There is no negative fiscal impact on the City as no local matching funds are required.

Upon a motion of Council Member Williams, seconded by Council Member McCoy, the above-referenced Resolution was before the Council for its consideration. Motion prevailed. Council Member Williams spoke on the purpose of the Resolution.

President Shabazz: Clerk will call the roll.

The above-referenced 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 Gray, Oliver, Harlee, McCoy, Williams, Adams, Dixon, Guy and Walsh, and Council President Shabazz. Total, ten. Nays, none. Absent, Council Members Congo, Turner and Freel. Total, three.

President Shabazz: Declare it adopted.

Council Member Williams: Madam President, I have a Resolution to present on your behalf.

On behalf of President Shabazz, Council Member Williams presented Resolution No. 19-033 (Agenda #4680) as follows:

WHEREAS, the Delaware Department of Corrections (DOC) Annual Report of 2017 identified through its Unified System, that The DOC operates a unified correctional system (includes detention, jail & prison populations) that in FY 2017, DOC incarcerated approximately 6,400 offenders within its ten correctional facilities (4 prisons; 4 community corrections centers; 2 violation of probation centers). There are six Probation & Parole offices. DOC also supervises approximately 14,500 offenders in the community; and

WHEREAS, within this unified system, DOC maintains 5 offender supervision levels:

- Level V – 24 Hour Incarceration
- Level IV – Work Release Centers, Home Confinement (electronic monitoring), Residential Drug Treatment, & Violation of Probation Centers
- Level III - Intensive Probation Services
- Level II – Standard Probation
- Level I - Administrative Probation

WHEREAS, within this unified system, DOC statistics from FY 2017 indicated that in the Level V offender supervision category there were 5,500 inmates of which 61% were serving sentences longer than 1 year; 9% were serving sentences of a year or less; 21% were Detainees awaiting trial; 9% were serving Life Sentences; and

WHEREAS, within this unified system, DOC statistics from FY 2017 indicated in the Level V offender supervision category by Sex there were 5,111 Males comprising 93% of the population and 389 Females comprising 7% of the population; and

WHEREAS, within this unified system, DOC statistics from FY 2017 indicated in the Level V offender supervision category by Race and Ethnicity there were 1,949 White inmates, 3,316 Black inmates, 225 Hispanic or Latino inmates, 7 Asian/Pacific Islander inmates, 1 American/Alaskan Native inmates; and, 2 Unknown/Missing Race/Ethnicity inmates; and

WHEREAS, in FY 2017, the DOC Annual Report indicated there was an Admissions number of 16,368 inmates into Delaware prisons and a Release number of 16,437; and

WHEREAS, thousands of people return to Wilmington annually from federal, state, and local prisons each year; and

WHEREAS, Wilmingtonians returning from Delaware jails and federal prisons also experience high rates of recidivism; and

WHEREAS, high recidivism rates carry heavy consequences for the individuals, families, and communities most directly impacted; and

WHEREAS, reducing recidivism can produce cost savings that can be invested in preventive approaches to enhance public safety; and

WHEREAS, in Wilmington nonprofits, government and businesses are coming together to create better opportunities for returning citizens to fully re-integrate into their communities; and

WHEREAS, Wilmington's increasing focus on Re-Entry is occurring in the context of a growing understanding of the importance of Re-Entry at the national level, as evidenced by the announcement by the U.S. Department of Justice of the inaugural National Reentry Week in April 2016; and

WHEREAS, Re-Entry advocates support the recognition of June as Re-Entry Month in the City of Wilmington, as a time to remind us that returning citizens should always be afforded the full rights of a citizen, be prepared for and find life supporting employment and access decent, affordable housing.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF WILMINGTON, that this Council hereby recognizes June as Re-Entry Month and strongly encourages the Delaware General Assembly to also recognize June as Re-Entry Month in Delaware.

Upon a motion of Council Member Williams, seconded by Council Member McCoy, the above-referenced Resolution was before the Council for its consideration. Motion prevailed. Council Member Williams spoke on the purpose of the Resolution.

President Shabazz: Clerk will call the roll.

The above-referenced 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 Gray, Oliver, Harlee, McCoy, Williams, Adams, Dixon, Guy and Walsh, and Council President Shabazz. Total, ten. Nays, none. Absent, Council Members Congo, Turner and Freel. Total, three.

President Shabazz: Declare it adopted.

Council Member Williams: Madam President, that's enough for this evening.

President Shabazz: Um, Council Member Freel's legislation will be presented by Councilman Adams.

Council Member Adams: Thank you Madam President. Um, on behalf of ah, Councilman Freel, I have an Ordinance to present and call for the third and final reading. This is Ordinance No. 19-031.

On behalf of Council Member Freel, Council Member Adams presented and called for the third and final reading Ordinance No. 19-031 (Agenda #4668) entitled:

AN ORDINANCE TO IMPLEMENT THE CITY OF
WILMINGTON PENSION COMMISSION'S
RECOMMENDATION REGARDING A ONE-TIME
STIPEND FOR FISCAL YEAR 2020 PURSUANT
TO CHAPTER 39 OF THE CITY CODE

FISCAL IMPACT STATEMENT: There are 789 pensioners currently receiving pension benefits less than \$2,000 annually (445 nonuniform and 344 uniform

pensioners). The cost of the one-time stipend of \$1,000 will be \$789,000, which will be amortized over 9 years.

Upon a motion of Council Member Adams, seconded by Council Members McCoy and Gray, the above-referenced Ordinance was before the Council for its consideration. Motion prevailed. Council Member Adams spoke on the purpose of the Ordinance. Council Member Williams made comments. Council Member Guy made comments. Council Member Harlee requested to be added as a cosponsor. Council Member Walsh made comments.

President Shabazz: Clerk will call the roll.

The above-referenced 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 Gray, Oliver, Harlee, McCoy, Williams, Adams, Dixon, Guy and Walsh, and Council President Shabazz. Total, ten. Nays, none. Absent, Council Members Congo, Turner and Freel. Total, three.

President Shabazz: Declare it adopted.

Council Member Adams: Yes ma'am, on behalf of Councilman Freel, I have an Ordinance to present and call for the third and final vote. This is Ordinance 19-032.

On behalf of Council Member Freel, Council Member Adams presented and called for the third and final reading Ordinance No. 19-032 (Agenda #4669) entitled:

AN ORDINANCE AUTHORIZING THE ISSUANCE OF THE CITY'S GENERAL OBLIGATION BONDS AND GENERAL OBLIGATION BOND ANTICIPATION NOTES IN ORDER TO PROVIDE THE FUNDS NECESSARY TO (I) FINANCE STREET REPAIRS AND IMPROVEMENTS OF VARIOUS STREETS AND ROADWAYS LOCATED WITHIN THE CITY LIMITS AND (II) REFINANCE ANY CITY DEBT RELATED TO THE WILMINGTON HOUSING PARTNERSHIP; PROVIDING FOR THE SALE OF THE BONDS AND THE NOTES; AND AUTHORIZING OTHER NECESSARY ACTION

Council Member Adams: Ah, Madam President, I have a **Substitute** to present in lieu of that Ordinance:

AN ORDINANCE AUTHORIZING THE ISSUANCE OF THE CITY'S GENERAL OBLIGATION BONDS AND GENERAL OBLIGATION BOND ANTICIPATION NOTES IN ORDER TO PROVIDE THE FUNDS NECESSARY TO (I) FINANCE STREET REPAIRS AND IMPROVEMENTS OF VARIOUS

STREETS AND ROADWAYS LOCATED WITHIN THE CITY LIMITS AND (II) REFINANCE ANY CITY DEBT RELATED TO THE WILMINGTON HOUSING PARTNERSHIP; PROVIDING FOR THE SALE OF THE BONDS AND THE NOTES; AND AUTHORIZING OTHER NECESSARY ACTION

Upon a motion of Council Member Adams, seconded by Council Member Williams, the above-referenced **Substitute** Ordinance was before the Council for its consideration. Motion prevailed. Council Member Adams spoke on the purpose of the Ordinance and made comments. Council Member Gray made comments. Council Member Guy asked for clarity on the legislation and made comments. Council Member Oliver made comments. Council Member Harlee made comments. Council Member Gray made additional comments. Council Member Williams made comments. Council Member Dixon made comments. Council Member McCoy made comments. Council Member Guy made additional comments. Council Member Adams made some closing remarks.

President Shabazz: Excuse me Clerk, can you please indicate Mr. Guy left the floor without permission, please?

Mrs. Seijo (City Clerk): So noted.

President Shabazz: Thank you.

Council Member Adams continued with his closing remarks.

President Shabazz: Clerk will call the roll please.

The above-referenced **Substitute** 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 Gray, Oliver, Harlee, McCoy, Williams, Adams and Walsh, and Council President Shabazz. Total, eight. Nays, Council Members Dixon and Guy. Total, two. Absent, Council Members Congo, Turner and Freel. Total, three.

President Shabazz: Declare it adopted.

Council Member Adams: Thank you.

President Shabazz: Thank you. Council Member Dixon, any legislation?

Council Member Dixon: Yes, two Resolutions this evening.

Council Member Dixon presented Resolution No. 19-034 (Agenda #4681) as follows:

WHEREAS, under the Downtown Development Districts Act, 22 *Del. C.* § 1901 *et seq.* (the “Act”), the State of Delaware (“State” or “Delaware”) may designate districts within Delaware’s cities, towns and unincorporated areas that will qualify for significant development incentives and other State benefits (the “Downtown Development Districts Program”); and

WHEREAS, these districts are known as Downtown Development Districts (“Development Districts”); and

WHEREAS, the State designated the City of Wilmington’s (“City”) initial Development District (the “Wilmington District”) on January 11, 2015; and

WHEREAS, the State has subsequently amended the Wilmington District’s boundaries four times between 2015 and 2017 in order to maximize incentives and benefits within the Wilmington District; and

WHEREAS, the Office of State Planning Coordination (the “OSPC”) had originally set 225 acres as the maximum territorial allowance for the Wilmington District; and

WHEREAS, the Wilmington District’s boundaries currently contain 224.3 acres of land; and

WHEREAS, the OSPC has mandated that each local government appoint an administrator for its respective Development District (the “District Administrator”) who will serve as the chief point of contact for the Development District and will be responsible for all tasks involved in implementing the Development District, as well as all required record keeping and reporting; and

WHEREAS, under the Act, each participating government must submit a plan that includes the boundaries of, and a detailed planning and development strategy for, the Development District (the “District Plan”), and the City’s District Plan has been reviewed and approved on an annual basis by the OSPC since the Wilmington District was designated; and

WHEREAS, under the Act, each applicant must also propose incentives that address local economic and community conditions and that will help achieve the purposes set forth in the Act (the “Local Incentives”), and such Local Incentives were included in the City’s application (the “Application”) for the designation of the Wilmington District; and

WHEREAS, on February 13, 2019, the State announced the opportunity for existing Development Districts to apply for additional acreage to be added to their existing boundaries, with those cities with a population of over 30,000 residents being permitted to add up to twenty-five (25) acres to their Development Districts thereby bringing the Wilmington District’s total allowable acreage up to 250 acres; and

WHEREAS, the City has submitted an application to the State to increase the Wilmington District’s boundaries as illustrated on the map attached hereto and incorporated herein as Exhibit “A”; and

WHEREAS, governmental agencies are not eligible to participate in the Downtown Development Districts Program to the extent that government-owned properties would benefit, and the boundaries of the Wilmington District established in 2015 included three governmental buildings – namely, the Louis L. Redding City/County Building, the Elbert N. Carvel State Building, and the J. Caleb Boggs Federal Courthouse

(collectively, the “Buildings”) – and one public plaza – namely, Peter Spencer Plaza (the “Plaza”); and

WHEREAS, the City will remove the 4.805 acres that contain the Buildings and the Plaza, including the street bed of the 800 block of French Street, from the Wilmington District, as illustrated on the map attached hereto and incorporated herein as Exhibit “A”; and

WHEREAS, based upon the fact that the City’s four years of participation in the Downtown Development Districts Program has resulted in private investors and property owners completing or presently working on new construction and rehabilitation projects valued at over \$645 million, City Council reaffirms its strong belief that the Wilmington District stimulates investment in the City’s commercial business district and its adjacent neighborhoods, therefore strengthening the financial vitality and urban fabric of the City; and

WHEREAS, on May 16, 2019, City Council passed Resolution 19-019 supporting the City’s application to the State to increase the Wilmington District’s boundaries and to appoint a District Administrator; and

WHEREAS, the State subsequently asked the City to make some changes to its proposed increase to the Wilmington District’s boundaries, which are reflected on the map attached hereto and incorporated herein as Exhibit “A”; and

WHEREAS, City Council wishes for this Resolution to supersede Resolution 19-019.

NOW, THEREFORE BE IT RESOLVED BY THE COUNCIL OF THE CITY OF WILMINGTON that City Council supports the City’s application to the State’s Cabinet Committee on State Planning Issues (“CCSPI”) and the OSPC to expand the Wilmington District’s boundaries as illustrated on the map attached hereto and incorporated herein as Exhibit “A”, which was approved by the CCSPI on June 20, 2019.

BE IT FURTHER RESOLVED that the City’s Director of the Department of Planning and Development (the “Planning Director”) is hereby appointed to serve as the District Administrator for the Wilmington District and the Planning Director, or his or her designee, is hereby authorized to (i) execute such documents and enter into such agreements as may be necessary or desirable in connection with Downtown Development Districts Program and the rights and the obligations of the City thereunder and (ii) carry out all Wilmington District administrative and reporting requirements on behalf of the City for the duration of the Wilmington District designation.

BE IT FURTHER RESOLVED that the City will adhere to the District Plan and the Local Incentives contained in the Application for the duration of the Wilmington District.

BE IT FURTHER RESOLVED that this Resolution supersedes Resolution 19-019.

Upon a motion of Council Member Dixon, seconded by Council Member McCoy, the above-referenced Resolution was before the Council for its consideration. Motion prevailed. Council Member Dixon spoke on the purpose of the Resolution and made comments. Council Member Gray made comments. Council Member Harlee made comments. President Shabazz made a comment for clarity.

President Shabazz: Clerk will call the roll.

The above-referenced 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 Gray, Oliver, Harlee, McCoy, Williams, Adams, Dixon, Guy and Walsh, and Council President Shabazz. Total, ten. Nays, none. Absent, Council Members Congo, Turner and Freel. Total, three.

President Shabazz: Declare it adopted.

Council Member Dixon: Um, Madam President, I have one Resolution to be presented on your behalf.

President Shabazz: Thank you.

On behalf of President Shabazz, Council Member Dixon presented Resolution No. 19-035 (Agenda #4682) as follows:

WHEREAS, pursuant to Section 2-363 of the City Code, the Council deemed it necessary and proper to specify the requirements for review and approval of City-sponsored grant applications and proposals, including authorization for expedited grant applications when necessary prior to Council's approval by resolution; and

WHEREAS, the City, through the Department of Real Estate and Housing, in partnership with the New Castle County Department of Community Services, has sought to obtain grant funding from the U. S. Department of Housing and Urban Development ("HUD") in the amount of \$4.1 Million to identify and control lead-based paint and healthy homes hazards in eligible housing; and

WHEREAS, the Department of Real Estate and Housing intends to provide \$65,000 per year of already budgeted funds to meet the grant's matching funds requirement; and

WHEREAS, the Council deems it necessary and proper to authorize the Wilmington Department of Real Estate and Housing, in partnership with the New Castle County Department of Community Services, to submit the aforesaid application for funding for the aforesaid purpose.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF WILMINGTON that the Department of Real Estate and Housing, in partnership with the New Castle County Department of Community Services, is hereby authorized to apply for grant funding from HUD in the amount of \$4.1 Million to identify and control lead-based paint and healthy homes hazards in eligible housing.

BE IT FURTHER RESOLVED that the Director of Real Estate and Housing, or his designee, shall be authorized to take all necessary actions to complete the filing of the grant application, including all undertakings and assurances taken heretofore, to accept any and all funds associated with the grant application and, if and when the grant is forthcoming, to participate with the New Castle County Department of Community Services to execute the grant program for the City of Wilmington.

FISCAL IMPACT STATEMENT: There is no negative fiscal impact on the City. Although the grant requires that the City provide \$65,000 per year in matching funds, the Department of Real Estate and Housing intends to provide that amount from already budgeted funds.

Upon a motion of Council Member Dixon, seconded by Council Member Williams, the above-referenced Resolution was before the Council for its consideration. Motion prevailed. Council Member Dixon spoke on the purpose of the Resolution.

President Shabazz: Clerk will call the roll.

The above-referenced 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 Gray, Oliver, Harlee, McCoy, Williams, Adams, Dixon, Guy and Walsh, and Council President Shabazz. Total, ten. Nays, none. Absent, Council Members Congo, Turner and Freel. Total, three.

President Shabazz: Declare it adopted. Councilman Guy.

Council Member Guy: Ah yes, Madam Chair, I have an Ordinance to present and call for the first and second reading.

Council Member Guy presented and called for the first and second reading Ordinance No. 19-034 (Agenda #4683) entitled:

AN ORDINANCE TO AMEND ORDINANCE NO. 19-011
TO DELETE THE REAL ESTATE AND HOUSING
PROJECT ENTITLED "HOUSING PARTNERSHIP DEBT
ASSUMPTION" FROM THE CAPITAL PROGRAM FOR
THE SIX FISCAL YEARS 2020-2025 INCLUSIVE

Upon a motion of Council Member Guy, seconded by Council Member Williams, the Ordinance was received, recorded and referred to the Finance & Economic Development Committee. Motion prevailed.

Council Member Guy: Madam President, I have an Ordinance to present and call for the first and second reading.

Council Member Guy presented and called for the first and second reading Ordinance No. 19-035 (Agenda #4684) entitled:

AN ORDINANCE TO AMEND ORDINANCE NO. 19-012 TO
DELETE THE CAPITAL BUDGET FOR FISCAL YEAR 2020
TO CONFORM WITH THE AMENDMENT TO THE CAPITAL
PROGRAM FOR THE SIX FISCAL YEARS 2020-2025 THAT
DELETES TH REAL ESTATE AND HOUSING PROJECT
ENTITLED "HOUSING PARTNERSHIP DEBT ASSUMPTION"

Upon a motion of Council Member Guy, seconded by Council Members Williams and Gray, the Ordinance was received, recorded and referred to the Finance & Economic Development Committee. Motion prevailed.

Council Member Guy: That's all I have Madam President.

President Shabazz: Council Member Walsh.

Council Member Walsh: No legislation, thank you.

President Shabazz: We now move to petitions and communications.

PETITIONS AND COMMUNICATIONS

Council President and Council Members spoke on the following: several festivities and community events throughout the city; debt manager and director of Finance were thanked for their helpful resources; announcement of committee meeting; the need of Wilmington as a government to care about the people of Wilmington; the need to bring back civility to Council; Senate Bill 163 regarding the Department of Health and Social Services; reminder to residents of City of Wilmington curfew laws; safe havens in eighteen (18) community centers across the city; announcement of partnership between the City Council and University of Delaware of YALI (Young African Leader Institute) visiting City Council's Office on June 27 for which Councilmembers were encouraged to attend and host them from 9:00am to 10:30am; and including, but not limited to, announcement of Committee of the Whole meeting June 28 at 5:00pm to discuss Council's budget grant fund.

ADJOURNMENT

Upon a motion of Council Member Williams, seconded by Council Member Dixon, Council adjourned at 8:12 p.m. Motion prevailed.

Attest: Maribel Seijo
Maribel Seijo, City Clerk