

*Wilmington, Delaware
Louis L. Redding
City/County Building
November 19, 2020*

City Council met in “**virtual**” 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, Turner*, McCoy, Johnson, Freel, Adams, Dixon, Guy and Walsh, and Council President Shabazz. Total, twelve.

MINUTES

After reading a portion of the minutes of Nov. 5, 2020, upon a motion of Council Member Freel, seconded by Council Member Walsh, it was moved they be accepted as written. Motion prevailed.

TREASURER’S REPORT

The following Treasurer’s Report for November 19, 2020 was read into the record by City Clerk and upon a motion of Council Member Freel, seconded by Council Member Walsh, the Report was received, recorded and filed. Motion prevailed.

Note: The Treasurer’s Report is included herein as an insert from Page 2 to Page 3.

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Velda Jones-Potter
City Treasurer

Louis L. Redding City/County Building
806 French Street
Wilmington, Delaware 19801-3857
(302) 576-2400
treasurer@wilmingtonde.gov

City of Wilmington
Delaware



Treasurer's Report
November 19, 2020

Cash - Ledger Balance (as of 11/18/2020):

General	M & T Bank	\$ 11,289,408.00
Payroll	M & T Bank	\$ 116,153.43
Law Department Court Costs	M & T Bank	\$ 4,612.07
Total Petty Cash	M & T Bank	\$ 6,154.22
Police - Evidence Found (Currency)	M & T Bank	\$ 1,040,045.56
Police & Fire Rememberance	M & T Bank	\$ 7,469.49
Police Department Discretionary	M & T Bank	\$ 34,807.11
Rent Withholding Escrow	M & T Bank	\$ 4,137.97
Grant-in-Aid	M & T Bank	\$ 140,137.65
Community Development Block Grant	M & T Bank	\$ 1.00
Capital Projects	M & T Bank	\$ 53,147,277.13
Total Cash on Hand		\$ 65,790,203.63

Cash Equivalents & Investments (as of 11/18/2020):

Account Type & Fund	Institution	Invest. Type	Maturity Date	Interest Rate	Interest Receivable	Investment Amount
LIQUIDITY:						
General	M&T	Overnight Repo	11/19/2020	0.01%	\$ 6.77	\$ 24,722,339.87
General	TD	CD	11/24/2020	0.15%	\$ 1,041.67	\$ 10,000,000.00
General	TD	CD	12/14/2020	0.15%	\$ 3,325.00	\$ 19,000,000.00
SUB-TOTAL:						\$ 53,722,339.87
RESERVE:						
General	TD	CD	12/14/2020	0.15%	\$ 3,138.52	\$ 16,738,774.00
SUB-TOTAL						\$ 16,738,774.00
RESTRICTED:						
Capital Project	TD	CD	12/14/2020	0.15%	\$ 860.31	\$ 4,590,963.53
Capital Project	TD	CD	12/14/2020	0.15%	\$ 1,784.82	\$ 9,519,037.38
Water/Sewer	TD	CD	12/14/2020	0.15%	\$ 571.86	\$ 3,049,927.70
SUB-TOTAL						\$ 17,159,928.61
Total Investments						\$ 87,621,042.48
Total Cash on Hand						\$ 65,790,203.63
Grand Total						\$ 153,411,246.11

Budget Reserve

Velda Jones-Potter, City Treasurer

Treasurer's Report (Pensions)
November 19, 2020

Cash - Ledger Balance (as of 11/18/2020):

Pension Payroll	M & T Bank	\$	138,942.08
Retiree Healthcare	M & T Bank	\$	162,836.05
Police Pension	M & T Bank	\$	237,046.55
Fire Pension	M & T Bank	\$	254,762.86
Non-Uniform Pension Act of 1990-Plan 3	M & T Bank	\$	209,150.71
Non-Uniform Pension Plan 2	M & T Bank	\$	1,500.00
Old Non-Uniform Pension - Plan 1	M & T Bank	\$	1,592.81
Total Cash on Hand		\$	1,005,831.06


Cash Equivalents (as of 11/18/2020) & **Investments** (Market Value as of 10/31/2020)

Account Type & Fund	Institution	Invest. Type	Maturity Date	Interest Rate	Interest Receivable	Investment Amount
LIQUIDITY:						
Pension Plan III	WSFS	CD	11/24/2020	0.05%	\$ 141.66	\$ 3,830,000.00
SUB-TOTAL:						\$ 3,830,000.00
RESERVE:						
Pension Trust	Edgar Lomax					\$ 19,957,994.04
Pension Trust	Vanguard Fixed					\$ 30,676,908.20
Pension Trust	Earnest Partners					\$ 26,512,078.95
Pension Trust	Wilmington Trust					\$ 41,340,461.18
Pension Trust	Vanguard Stock Index					\$ 21,782,683.71
Pension Trust	Artisan Global					\$ 10,492,190.94
Pension Trust	Dodge & Cox					\$ 10,218,663.58
Pension Trust	Fidelity					\$ 13,350,654.90
Pension Trust	Harding Loevner					\$ 10,752,335.25
Pension Trust	Vanguard Global					\$ 15,443,490.84
Pension Trust	MFS Management					\$ 28,467,157.77
Pension Trust	Clarion Lyon					\$ 9,767,124.86
Pension Trust	Money Market					\$ 552,252.53
Pension Trust	Morgan Stanley					\$ 9,464,319.62
Pension Trust	Vanguard-OPEB					\$ 26,176,410.63
SUB-TOTAL						\$ 274,954,727.00
Total Investments						\$ 278,784,727.00
Total Cash on Hand						\$ 1,005,831.06
Grand Total						\$ 279,790,558.06

Total Funds under Treasury Management:

Total Investments						\$ 366,405,769.48
Total Cash on Hand						\$ 66,796,034.69
Grand Total						\$ 433,201,804.17

¹ Excludes non-City funds held in trust on behalf of City employees (Mass Mutual)



Velda Jones-Potter City Treasurer

COMMITTEE REPORTS

The City Clerk read the following committee report:

<u>Public Safety Committee Member</u>	<u>Present</u>	<u>Absent with Leave</u>	<u>Absent w/out Leave</u>
Loretta Walsh, Chair	X		
Christofer C. Johnson, Vice Chair	X		
Ciro Adams	X		
Charles M. "Bud" Freel	X		
Michelle Harlee	X		
Yolanda McCoy	X		
Dr. Hanifa Shabazz, Ex-Officio	X		

President and Members of Council of
The City of Wilmington

Nov. 9, 2020

Ladies and Gentlemen:

We, your Public Safety Committee by **Virtual Meeting**, to who was referred **Ordinance No. Ordinance No. 20-034** entitled:

AN ORDINANCE TO AMEND CHAPTER 35 OF THE CITY CODE TO CREATE A CITIZEN COMPLAINT REVIEW BOARD

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

Respectfully submitted, Members of
Public Safety Committee

Upon a motion of Council Member Walsh, seconded by Council Member Freel, 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	✓		
Ciro Adams	✓		
Linda M. Gray	✓		
Christofer C. Johnson	✓		
Zanthia Oliver		✓	
Loretta Walsh	✓		
Dr. Hanifa Shabazz, Ex-Officio	✓		

President and Members of Council of
The City of Wilmington

Nov. 10, 2020

Ladies and Gentlemen:

We, your Finance & Economic Development Committee by **Virtual Meeting**, to who was referred **Substitute No. 1 to Ordinance No. 20-043** entitled:

AMEND CHAPTER 40 OF THE CITY CODE TO PERMANENTLY
ADD JUNETEETH TO CITY EMPLOYEE HOLIDAYS WITH PAY

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

Respectfully submitted, Members of
Finance & Economic Development Committee

Upon a motion of Council Member Freel, seconded by Council Member
Walsh, 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	✓		
Ciro Adams	✓		
Linda M. Gray	✓		
Christofer C. Johnson	✓		
Zanthia Oliver		✓	
Loretta Walsh	✓		
Dr. Hanifa Shabazz, Ex-Officio	✓		

President and Members of Council of
The City of Wilmington

Nov. 10, 2020

Ladies and Gentlemen:

We, your Finance & Economic Development Committee by **Virtual Meeting**, to who was referred **Ordinance No. 20-048** entitled:

AUTHORIZE AND APPROVE AN AGREEMENT BETWEEN THE
CITY OF WILMINGTON AND PAYMENTUS CORPORATION FOR
AN ONLINE PAYMENT PROCESSING AND BILL PRESENTMENT
SYSTEM (CONTRACT 21017DFPS)

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

Respectfully submitted, Members of
Finance & Economic Development Committee

Upon a motion of Council Member Freel, seconded by Council Member Walsh, 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	✓		
Ciro Adams	✓		
Linda M. Gray	✓		
Christofer C. Johnson	✓		
Zanthia Oliver		✓	
Loretta Walsh	✓		
Dr. Hanifa Shabazz, Ex-Officio	✓		

President and Members of Council of
The City of Wilmington

Nov. 10, 2020

Ladies and Gentlemen:

We, your Finance & Economic Development Committee by **Virtual Meeting**, to who was referred **Ordinance No. 20-050** entitled:

AUTHORIZE AND APPROVE TWO-ONE-YEAR EXTENSIONS OF
CONTRACT 20033PW BETWEEN THE CITY OF WILMINGTON
AND ALLAN MYERS, L.P. FOR STREET PAVING

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

Respectfully submitted, Members of
Finance & Economic Development Committee

Upon a motion of Council Member Freel, seconded by Council Member Walsh, 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” Freeland, Chair	✓		
Ciro Adams	✓		
Linda M. Gray	✓		
Christopher C. Johnson	✓		
Zanthia Oliver		✓	
Loretta Walsh	✓		
Dr. Hanifa Shabazz, Ex-Officio	✓		

President and Members of Council of
The City of Wilmington

Nov. 10, 2020

Ladies and Gentlemen:

We, your Finance & Economic Development Committee by **Virtual Meeting**, to who was referred **Ordinance No. 20-051** entitled:

AUTHORIZE AND APPROVE A TWO ONE-YEAR EXTENSIONS
OF CONTRACT 20032PW BETWEEN THE CITY OF WILMINGTON
AND DIAMOND MATERIALS, LLC FOR CONCRETE
IMPROVEMENTS

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

Respectfully submitted, Members of
Finance & Economic Development Committee

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

NON-LEGISLATIVE BUSINESS

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

All Council	Sympathy Katherine Wallace
All Council	Sympathy Robert E. Brown
Harlee	Best Wishes Apostle Thomas Wesley Weeks, Sr. 75 th Birthday
Oliver	Recognize Veterans Day
Shabazz	Sympathy Jamil Burrell

LEGISLATIVE BUSINESS

President Shabazz announced she was beginning with Councilman Johnson's legislation.

Council Member Johnson presented and called for the third and final reading Ordinance No. 20-034 (Agenda #4833) entitled:

AN ORDINANCE TO AMEND CHAPTER 35 OF THE CITY
CODE TO CREATE A CITIZEN COMPLAINT REVIEW
BOARD

Council Member Johnson presented a **Substitute** in lieu of that Ordinance:

AN ORDINANCE TO AMEND CHAPTER 2 OF THE CITY
CODE TO CREATE A CITIZEN COMPLAINT REVIEW
BOARD

FISCAL IMPACT: The Substitute Ordinance would have a fiscal impact because the Board will require a budget to carry out its duties, but the amount or nature of the budgetary needs of the Board is not known.

Upon a motion of Council Member Johnson, seconded by Council Member Walsh, the Substitute Ordinance was before the Council for its consideration. Motion prevailed. Council Member Johnson spoke of the purpose of the Substitute Ordinance and made comments. Council Members Gray, Oliver, Harlee and Adams made comments. Council Members Oliver, Gray and Harlee made additional comments. Council Members Walsh and Guy made comments.

Upon a motion of Council Member Johnson, seconded by Council Member Freel, the Substitute Ordinance was amended as follows: On page 7, strike Section 4 in its entirety and replace it with the following:

This Substitute Ordinance shall become effective upon its passage by City Council and approval by the Mayor. The Delaware General Assembly might amend Title 11, Chapter 92 of the Delaware Code during its 151st Session, which could affect the scheduling of the Civilian Complaint Review Board's first meeting. Regardless of whether the Delaware General Assembly enacts such legislation, the first meeting of the Civilian Complaint Review Board shall occur no later than January 1, 2022.

On the Question on the Amendment

Council Members Johnson, Oliver, Gray, Harlee, Guy, Walsh and McCoy made comments. Council Member Harlee raised questions and Council Member Johnson responded. President Shabazz made comments. Council Member Guy made additional comments.

President Shabazz requested the Clerk to call for a roll on the amendment.

ROLL CALL ON AMENDMENT

The Substitute Ordinance was amended by the following Yea and Nay Roll Call Vote: Yeas, Council Members Oliver, Johnson, Freel, Dixon and Walsh, and Council President Shabazz. Total, six. Nays, Council Member Gray, Harlee, McCoy, Adams and Guy. Total, five. Absent, Council Member Turner. Total, one.

President Shabazz declared the amendment on the Substitute Ordinance adopted.

Council Member Guy made comments.

At this time, President Shabazz opened up the floor for public comments.

Public Comment Speakers:

- Dubie
- Dayl Thomas
- Gregory Ciotti
- Coby Owens
- Terrance Jones

Council Member Harlee raised a question and Council Member Johnson responded. Council Member Harlee made comments. Council Member Adams made comments. Council Member Johnson raised a question and Council Member Adams responded and made additional comments. Council Member Freel made comments. Council Member Oliver made comments. Council Member Guy made additional comments.

President Shabazz requested the Clerk to call the roll.

The above-referenced Substitute Ordinance, As Amended, was read for 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, Johnson, Freel, Dixon, Guy and Walsh, and Council President Shabazz. Total, ten. Nays, Council Member Adams. Total, one. Absent, Council Member Turner. Total, one.

President Shabazz declared the Substitute Ordinance, As Amended, adopted.

Council Member Gray presented Resolution No. 20-067 (Agenda #4878) as follows:

WHEREAS, on April 18, 2019, Ordinance No. 19-018 was introduced to the Wilmington City Council that proposes amendments to the City's Official Building Zone Map relating to changing the zoning classification of 700 Lea Boulevard, Wilmington, Delaware (being Tax Parcel No. 26-009.10-002) from a zoning classification of R-2 (One-Family Detached Dwellings and One-Family Semi-Detached Dwellings) to a zoning classification of R-5-A-1 (Low-Medium Density Apartment Houses) (the "Ordinance"); and

WHEREAS, at its March 19, 2019 regular meeting, the City Planning Commission, by its Resolution 04-19, recommended the approval of the rezoning proposed in the Ordinance after holding a duly advertised public hearing; and

WHEREAS, City Council proposes to schedule a public hearing for review of the proposed rezoning 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 City Council hereby schedules a public hearing on said proposed rezoning Ordinance, or a Substitute thereto, to be held on December 10, 2020 at 6:30 p.m., to consider the proposal to rezone the land described in the proposed Ordinance, being 700 Lea Boulevard, Wilmington, Delaware (being Tax Parcel No. 26-009.10-002) from a zoning classification of R-2 (One-Family Detached Dwellings and One-Family Semi-Detached Dwellings) to a zoning classification of R-5-A-1 (Low-Medium Density Apartment Houses).

BE IT FURTHER RESOLVED that due to the outbreak of the COVID-19 virus, this public hearing will be conducted virtually to maintain social distancing and to keep all constituents safe. The instructions to access the public hearing will be included on the agenda for the December 10, 2020 Council meeting.

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 Gray, seconded by Council Members Walsh and Freel, the Resolution was before the Council for its consideration. Motion prevailed. Council Member Walsh raised a question and Council Member Gray responded. Council Member Gray spoke on the purpose of the Resolution.

At this time, President Shabazz opened up the floor for public comments.

Public Comment Speaker:

○ Dayl Thomas

President Shabazz requested the Clerk to call the roll.

The above-referenced Resolution was 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, Johnson, Freel, Adams, Dixon, Guy and Walsh,

and Council President Shabazz. Total, eleven. Nays, none. Absent, Council Member Turner. Total, one.

President Shabazz declared the Resolution adopted.

Council Member Oliver presented Resolution No. 20-068 (Agenda #4879) as follows:

WHEREAS, Delaware Code Annotated Title 22, Section 111(a) creates the following limitation on municipal firearm regulations: “The municipal governments shall enact no law, ordinance or regulation prohibiting, restricting or licensing the ownership, transfer, possession or transportation of firearms or components of firearms or ammunition except that the discharge of a firearm may be regulated; provided any law, ordinance or regulation incorporates the justification defenses as found in Title 11 [of the Delaware Code]. Nothing contained herein shall be construed to invalidate municipal ordinances existing before July 4, 1985, and any ordinance enacted after July 4, 1985, is hereby repealed. Notwithstanding the provisions of this section to the contrary, the City of Wilmington may, in addition to the nature and extent of regulation permitted by this section, enact any law or ordinance governing the possession or concealment of a paintball gun within its corporate limits as it deems necessary to protect the public safety”; and

WHEREAS, Delaware Code Annotated Title 22, Section 835(a)(6) specifically prohibits amending a municipal charter to “[p]rohibit, restrict or license ownership, transfer, possession or transportation of firearms or components of firearms or ammunition, except that the discharge of a firearm may be regulated; provided that any regulation or ordinance incorporates the justification defenses as found in Title 11 [of the Delaware Code]”; and

WHEREAS, there has been over 1,132 reports of gun incidences in Wilmington since 2011. In 2017, Wilmington ranked first in the entire nation for teen shootings. In 2017, there were 3.4 people injured aged 12-17 in the City per 1,000 people, which is nearly 9 times the national average as reported in 2015 by the U.S. Centers for Disease Control and Prevention. Between 2009 and 2014, 15% of the people arrested in Wilmington for gun-related crimes were under the age of 18; and

WHEREAS, the year-to-date total (January 1 - October 1, 2020) of incidences of gun violence in the City of Wilmington is 111 shooting incidents, 20 homicide incidents, 141 shooting victims, and 23 killed by shooting, with “homicide incidents” defined by a specific incident/location rather than number of victims that resulted from the incident and “killed” refers to the number of people killed during a specific incident; and

WHEREAS, within the City of Wilmington from January 1, 2020 to October 1, 2020 in the age categories of 10 and younger, 11 - 15, 16 - 24, and 25+, the number of individuals killed or wounded by gun violence were 0, 1, 25, and 17, respectively; and

WHEREAS, these incidents of gun violence causing deaths and serious injuries of youth from the ages of 10 to adults aged 25 and over causes trauma to the families of both the victims and perpetrators, as well as anxiety for residents and

businesses regarding public safety in a number of neighborhoods throughout the City; and

WHEREAS, research collected by the Gifford's Law Center demonstrates that licensing has been proven to reduce gun violence and trafficking, and remains a necessary component to crafting comprehensive, lifesaving gun laws; and

WHEREAS, a 2018 study of gun licensing laws across 80 large urban counties found that these laws are associated with an 11% decrease in firearm homicides; and

WHEREAS, the City of Wilmington is the largest City in Delaware by population, has the highest number of large corporations employing tens of thousands of people, and provides the greatest percentage of corporate tax revenue to the State of Delaware; and

WHEREAS, given the impact of gun violence being experienced for more than a decade throughout the City of Wilmington, the ability of the City of Wilmington to enact legislation requiring the registration of guns is necessary and appropriate to further the City's efforts to provide additional public safety protocols to support law enforcement and to address the public's right to expect safety in their neighborhoods, businesses and commercial areas; and

WHEREAS, the City of Wilmington's proposed gun registration legislation would require every City of Wilmington resident or organization who possesses or controls a firearm or a destructive device to register such firearm or device with the Wilmington Police Department, with the exception of current or retired law enforcement officers, members of the United States Armed Forces, or other persons authorized to possess a firearm or device while on duty in the performance of official authorized functions; and

WHEREAS, machines guns, assault weapons, sawed-off shotguns, short-barreled rifles, and .50 BMG rifles would not be permitted to be registered firearms or devices under the City of Wilmington's proposed gun registration legislation; and

WHEREAS, the City of Wilmington's proposed gun registration legislation would require a person or organization to apply in person to register any other type of firearm or device with the Wilmington Police Department prior to completing a firearms training and safety class provided free of charge by the Wilmington Police Department, or submitting evidence that the registrant had received comparable training in a military or law enforcement capacity in another U.S. jurisdiction where such firearms training is required; and

WHEREAS, the Delaware Code preempts the enactment of gun control laws on a city-to-city basis; however, the Delaware Code has exceptions for local governments and other such bodies to install ordinances to regulate firearms in police stations and county buildings if they have signs restricting the weapons in the designated zones; and

WHEREAS, due to the ongoing incidents of gun violence being experienced for more than a decade in various neighborhoods in the City of Wilmington by residents, families and businesses that have taken lives, caused serious injuries, traumatized residents and eroded public safety, Wilmington City Council requests for the Delaware General Assembly to enact legislation exempting the City of Wilmington from the Delaware Code's preemption that prohibits the City of Wilmington from enacting its

proposed gun registration legislation, which would provide the City with an additional tool to reduce gun violence, deaths and injuries and increase the public safety to the over 70,000 residents, businesses, workers and visitors in the City of Wilmington.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF WILMINGTON that the City Council requests for the Delaware General Assembly to enact legislation exempting the City of Wilmington from the Delaware Code's preemption that prohibits the City from enacting proposed gun registration legislation for and within the City of Wilmington.

Upon a motion of Council Member Oliver, seconded by Council Members Walsh and Freel, the Resolution was before the Council for its consideration. Motion prevailed. Council Member Oliver spoke on the purpose of the Resolution. Council Member Johnson requested to be added as a co-sponsor and made comments. Council Member Walsh requested to be added as a co-sponsor and made comments. President Shabazz made comments and stated she should be a sponsor already. Council Member Adams made comments. For clarity on the Resolution, President Shabazz made comments. Council Member Adams made additional comments. Council Members Harlee and Guy made comments. Council Member Gray raised questions and Council Member Oliver responded. For clarity on the Resolution, Council Member Johnson made comments. Council Member Gray made comments. Council Member McCoy requested to be added as a co-sponsor and made comments. Council Member Walsh made additional comments. Council Members Johnson and Gray made additional comments.

At this time, President Shabazz opened up the floor for public comments.

Public Comment Speaker:

○ Dayl Thomas

Council Members Gray and Johnson made additional comments. Council Member Guy made comments.

President Shabazz requested the Clerk call the roll.

The above-referenced Resolution was 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, Johnson Freel, Dixon, Guy and Walsh, and Council President Shabazz. Total, ten. Nays, Council Member Adams. Total, one. Absent, Council Member Turner. Total, one.

President Shabazz declared the Resolution adopted.

Upon a motion of Council Member Harlee, seconded by Council Members Freel and Walsh, Council dissolved into the Committee of the Whole for the purpose of holding a public hearing on Ordinance No. 20-044. Motion prevailed.

PUBLIC HEARING

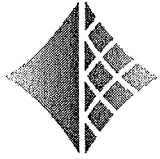
ORD. 20-044 – AN ORDINANCE TO REZONE SIXTEEN PARCELS OF LAND LOCATED WITHIN THE AREA GENERALLY BOUNDED BY MADISON AND JUSTISON STREETS, THE AMTRAK RAILROAD CORRIDOR, I-95, AND THE CITY’S SOUTHERN BOUNDARY FROM W-2 (WATERFRONT MANUFACTURING/COMMERCIAL) ZONING CLASSIFICATION TO W-4 (WATERFRONT RESIDENTIAL/COMMERCIAL) ZONING CLASSIFICATION

President Shabazz requested the Clerk to read the Affidavit of Publication

The City Clerk read the Affidavit of Publication. Upon a motion of Council Member Harlee, seconded by Council Members Freel and Walsh, the Affidavit of Publication was made a part of the record. Motion prevailed.

Note: The Affidavit of Publication was added into the record and is attached herein as an insert from Page 15 through Page 16.

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Media Group

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AFFIDAVIT OF PUBLICATION

State of Delaware
New Castle County

Personally appeared **The News Journal**

Of the **The News Journal Media Group**, a newspaper printed, published and circulated in the State of Delaware, who being duly sworn, depose and saith that the advertisement of which the annexed is a true copy, has been published in the said newspaper 1 times, once in each issue as follows:

10/27/20 A.D 2020

Gail Wilczewski

Sworn and subscribed before me, this 27 day of October,
2020

Melanie C. Altz

Ad Number: 0004434975

Legal notification printed at larger size for affidavit.



Notice of time and place of a public hearing before City Council of the City of Wilmington on Ordinance No. 20-044, which proposes to amend Chapter 48 of the Wilmington City Code of the City of Wilmington.

Please take notice that a public hearing will be held in the Council Chambers, 1st floor, City/County Building, 800 French Street, Wilmington, Delaware on November 19 at 6:30 p.m. before City Council of the City of Wilmington, sitting as a Committee of the Whole, for the purpose of considering Ordinance No. 20-044 entitled:

AN ORDINANCE TO REZONE SIXTEEN PARCELS OF LAND LOCATED WITHIN THE AREA GENERALLY BOUNDED BY MADISON AND JUSTISON STREETS, THE AMTRAK RAILROAD CORRIDOR, I-95, AND THE CITY'S SOUTHERN BOUNDARY FROM W-2 (WATERFRONT MANUFACTURING/COMMERCIAL) ZONING CLASSIFICATION TO W-4 (WATERFRONT RESIDENTIAL/COMMERCIAL) ZONING CLASSIFICATION

Ordinance No. 20-044 was introduced in City Council at a regular meeting held on September 17, 2020 and received 1st & 2nd readings at that time. Resolution No. 20-054 was adopted by City Council at the meeting of City Council held on September 17, 2020 directing that a public hearing on same be held by City Council on November 19 at 6:30 p.m. in the Council Chambers and directed that the President of City Council and the City Clerk of the City of Wilmington give public notice of the said hearing in the manner and form required by the Zoning Enabling Act and that ordinance.

Ordinance No. 20-044 proposed to amend the existing zoning ordinance of the City and its accompanying map.

This notice is given pursuant to the provisions of Sec. 48-51 of the Wilmington City Code providing that the zoning ordinance may be amended after a public hearing is held, at which time interested property owners and citizens may have an opportunity to be heard in favor of or in opposition to the proposed amendment.

The text, map, and report of the City Planning Commission related to this proposed amendment may be requested by calling the City Clerk's Office at (302) 576-2140 or by emailing at mseiyo@wilmingtonde.gov from 8:30am to 4:30p.m. except Saturday, Sunday, and Holidays.

By direction of City Council
Hanifa Shabazz, President
10/27-NJ

City Clerk
MARIBEL SEIJO

President Shabazz requested the Clerk read the Planning Commission Report.

The City Clerk read the Planning Commission Report. Upon a motion of Council Member Harlee, seconded by Council Members Freel and Walsh, the Planning Commission Report was made a part of the record. Motion prevailed. The Planning Commission's Report constituting the recommendations to City Council are further reflected in the videotape of the November 19, 2020 City Council meeting and public hearing, which is incorporated herein by reference.

Ms. Gwinneth Kaminski (Department of Planning) did a presentation, which is reflected in the videotape of the November 19, 2020 City Council meeting and public hearing, which is incorporated herein by reference.

As there were no comments from members of Council, at this time, President Shabazz opened up the floor for anyone from the public to speak for or against the proposed rezoning; however, nobody desired the privilege of the floor. President Shabazz requested Council Member Harlee move to regular order of business.

Upon a motion of Council Member Harlee, seconded by Council Member Freel, Council returned to Regular Order of Business. Motion prevailed.

REGULAR ORDER OF BUSINESS

President Shabazz requested the Clerk to read the committee report.

The City Clerk read the following committee report:

<u>Community Development & Urban Planning Committee Members</u>	<u>Present</u>	<u>Absent with Leave</u>	<u>Absent w/out Leave</u>
Rysheema Dixon, Chair	x		
Yolanda McCoy, Vice-Chair	x		
Linda M. Gray	x		
Zanthia Oliver	x		
Va'Shun "Vash" Turner	x		
Dr. Hanifa Shabazz, Ex-Officio		x	

President and Members of Council of
The City of Wilmington

Nov. 12, 2020

Ladies and Gentlemen:

We, your Community Development & Urban Planning Committee by
Virtual Meeting, to who was referred **Ordinance No. 20-044** entitled:

AN ORDINANCE TO REZONE SIXTEEN PARCELS OF LAND
LOCATED WITHIN THE AREA GENERALLY BOUNDED BY
MADISON AND JUSTISON STREETS, THE AMTRAK RAILROAD
CORRIDOR, I-95, AND THE CITY'S SOUTHERN BOUNDARY
FROM W-2 (WATERFRONT MANUFACTURING/COMMERCIAL)
ZONING CLASSIFICATION TO W-4 (WATERFRONT
RESIDENTIAL/COMMERCIAL) ZONING CLASSIFICATION

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

Respectfully submitted, Members of
Community Development & Urban Planning Committee

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

President Shabazz asked the Clerk if there were any findings.

MEMORANDUM

TO: The Honorable Hanifa Shabazz, President of City Council
The Honorable Members of City Council

FROM: Elizabeth D. Power, Senior Assistant City Solicitor

CC: Marchelle Basnight, City Council Chief of Staff
Maribel Seijo, City Clerk
Tanya Washington, Mayor's Office Chief of Staff
Herbert M. Inden, Director of Planning
Gwinneth Kaminsky, Planning Manager
Robert M. Goff, Jr., City Solicitor

DATE: November 18, 2020

RE: City Council Findings Supporting the Enactment of Ordinance No. 20-044
to Rezone Sixteen Parcels of Land Located within the Area Generally
Bounded by Madison and Justison Streets, the Amtrak Railroad Corridor,
I-95, and the City's Southern Boundary from W-2 (Waterfront
Manufacturing/Commercial) Zoning Classification to W-4 (Waterfront
Residential/Commercial) Zoning Classification

Enclosed please find a copy of the findings (the "Findings") prepared in connection with
Council's scheduled public hearing on November 19, 2020 regarding the above-
referenced zoning ordinance (the "Ordinance"). The Findings supplement the record of
the Planning Commission and its report, as well as the record of the Council's public
hearing, and the Law Department advises their inclusion in the record as a means of

complying with Delaware Court decisions that involve zoning ordinances of County governments, but the principles of which apply to Wilmington, as well.

In this instance, the Findings support the provisions of the Ordinance. The Findings and the Ordinance reflect the recommendations approved by the City Planning Commission at its regular meeting following its public hearing on October 20, 2020. At that meeting, the Planning Commission approved its Resolution No. 18-20, which recommended the rezoning proposed in the Ordinance. The enclosed Findings support those recommendations.

Should you have any questions regarding this matter, please do not hesitate to contact me.

FINDINGS SUPPORTING THE ENACTMENT OF ORDINANCE NO. 20-044

City Council makes the following findings (the “Findings”) regarding the rezoning of the parcels of land that are the subject of Ordinance No. 20-044 (the “Ordinance”).

Proposed Rezoning Action:

An Ordinance to Rezone Sixteen Parcels of Land Located within the Area Generally Bounded by Madison and Justison Streets, the Amtrak Railroad Corridor, I-95, and the City’s Southern Boundary from W-2 (Waterfront Manufacturing/Commercial) Zoning Classification to W-4 (Waterfront Residential/Commercial) Zoning Classification

1. The proposed rezoning action is consistent with the recommendations of the Citywide comprehensive plan entitled “Wilmington 2028: A Comprehensive Plan for Our City and Communities”.
2. The proposed rezoning action will bring the entire waterfront area into conformance with the Citywide comprehensive plan entitled “Wilmington 2028: A Comprehensive Plan for Our City and Communities”.
3. The proposed rezoning action will not affect the existing land uses within the affected parcels, which will continue to be matter-of-right uses.
4. The proposed rezoning action will not create any nonconforming uses.
5. The proposed rezoning action will eliminate the current special exception use in the area, which will become a matter-of-right use.
6. The proposed rezoning action will correct the current split zoning of two parcels in the area and bring both parcels within the new zoning classification.
7. The proposed rezoning action will support the continued growth of mixed residential and commercial uses, which have already developed in the area.
8. Changing conditions in the area support the proposed rezoning action.
9. The proposed rezoning action is consistent with the adjacent zoning.
10. The proposed rezoning action will have no negative effect on population density patterns and will not overburden public utilities and facilities.

11. The proposed rezoning action will not create or excessively increase traffic congestion or otherwise adversely affect public safety.
12. The proposed rezoning action will not seriously reduce light and air to adjacent areas, but will be consistent with and complementary to the zoning classifications of nearby zoning districts and the property uses therein.
13. The proposed rezoning action will not adversely affect property values in the adjacent areas, nor will it be a deterrent to the improvement or redevelopment of adjacent properties, but rather should have a positive effect.
14. The proposed rezoning action will best serve the public welfare and will not constitute a grant of any special privilege to any individual owner of property.
15. The proposed rezoning action will not be out of scale but rather will be consistent with the needs and current and future uses of the subject area and the City of Wilmington.
16. The proposed rezoning action will not create any isolated districts, but rather will better relate the subject properties to each area and to future best uses of the properties.
17. The proposed rezoning action adheres to the standards set forth in the applicable provisions of Chapter 48 of the City Code, Title 22 of the Delaware Code, and applicable Delaware case law.

CONCLUSION

This concludes the set of Council's Findings for the rezoning of the parcels of land that are the subject of the Ordinance, as illustrated on the map attached to the Ordinance. The Ordinance incorporates the recommendations of the City Planning Commission regarding the proposed rezoning action, which were approved at the Planning Commission meeting on October 20, 2020 and contained in its Resolution 18-20.

Upon a motion of Council Member Harlee, seconded by Council Member Freel, the Findings were made a part of the record. Motion prevailed.

Council Member Harlee presented and called for the third and final reading Ordinance No. 20-044 (Agenda #4857) entitled:

AN ORDINANCE TO REZONE SIXTEEN PARCELS OF LAND
LOCATED WITHIN THE AREA GENERALLY BOUNDED BY
MADISON AND JUSTISON STREETS, THE AMTRAK RAILROAD
CORRIDOR, I-95, AND THE CITY'S SOUTHERN BOUNDARY
FROM W-2 (WATERFRONT MANUFACTURING/COMMERCIAL)
ZONING CLASSIFICATION TO W-4 (WATERFRONT
RESIDENTIAL/COMMERCIAL) ZONING CLASSIFICATION

Upon a motion of Council Member Harlee, seconded by Council Member Freel, the Ordinance was before the Council for its consideration. Motion prevailed. Council Member Harlee spoke on the purpose of the Ordinance. Council Member Adams made comments.

At this time, President Shabazz opened up the floor for public comments; however, nobody desired the privilege of the floor.

President Shabazz mentioned to Council Members that they need to state the reason for their vote and requested the Clerk call for 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 – Yes, this is totally commercial, no, this is totally for manufacturing use, that’s the reason I’m supporting it. It’s not, I think it was stated, it cannot be used for residential use, correct? Well, that’s the reason I’m supporting it, thank you; Oliver – Yes, based on the findings; Harlee – Yes, I’m supporting it based on findings, one, and specifically, the findings regarding the comprehensive plan and just the opportunity to revitalize our economy and to also open up the are for more affordable housing as well. So, it’s an opportunity for a number of things in this area. And, so, I’m definitely looking forward to supporting it, thank you; McCoy – Yes, based on the findings; Johnson – Yes, based on the findings; Freel – Yes, based on the findings; Adams – Yes, based on the findings; Dixon – Yes, based on the findings; Guy – Yes, based on the aspects of the presentation that we received that is going to benefit the people who live over there in Browntown, Hedgeville and nearby residents in the adjacent 4th District as well; and Walsh – Yes, based on the findings; and Council President Shabazz – Yes, based on the findings and continual expansion of economic opportunities for the City of Wilmington. Total, eleven. Nays, none. Absent, Council Member Turner. Total, one.

President Shabazz declared the Ordinance adopted.

Council Member Harlee presented Resolution No. 20-069 (Agenda #4880) 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 Department of Parks and Recreation (the “Department”) submitted an American Lung Association Tobacco Prevention and Physical Activity Nutrition and Obesity (“PANO”) 2020 grant application to the American Lung Association of Delaware and was awarded \$8,000.00; and

WHEREAS, the PANO Program is funded through the Delaware Division of Public Health’s Tobacco Prevention Community Contract; and

WHEREAS, the PANO Program was established to enable Delaware communities to develop their own tailor-made smoking education, prevention or cessation programs, incorporating physical activity, nutrition and obesity initiatives, and is estimated to educate more than 10,000 Delawareans annually about the dangers of tobacco use; and

WHEREAS, the Department intends to use the funds to support the Department's Tobacco Prevention and Anti-Vaping Program, which is administered in conjunction with the Department's Winter Basketball Program; and

WHEREAS, the City is not required to provide matching funds; and

WHEREAS, the Council deems it necessary and appropriate to authorize the grant application and the acceptance of the grant award for the aforesaid purpose.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF WILMINGTON that the Department's grant application to the American Lung Association of Delaware and acceptance of \$8,000.00 of grant funds awarded is hereby authorized.

BE IT FURTHER RESOLVED that the Director of the 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 to the City because no matching funds are required.

Upon a motion of Council Member Harlee, seconded by Council Member Freel, the Resolution was before the Council for its consideration. Motion prevailed. Council Member Harlee spoke on the purpose of the Resolution.

At this time, President Shabazz opened up the floor for public comments.

Public Comment Speaker:

○ Dayl Thomas

President Shabazz requested the Clerk to call for 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, Johnson, Freel, Adams, Dixon, Guy and Walsh, and Council President Shabazz. Total, eleven. Nays, none. Absent, Council Member Turner. Total, one.

President Shabazz declared the Resolution adopted.

Council Member Harlee presented Resolution No. 20-070 (Agenda #4881) 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 Department of Parks and Recreation (the "Department") received \$6,000.00 in grant monies from a trust formed by Mr. and Mrs. Pritchett and administered through the Delaware Community Foundation ("DCF") to support the creation of the "Code, Play, Create Program" (the "Program"); and

WHEREAS, the purpose of the Program is to encourage children who are residents of the City to utilize their leisure time to pursue a hobby, improve their personal development, and develop a skill set that will prepare them to be equipped for the jobs needed in the 21st century workforce; and

WHEREAS, the Program will specifically teach participants, children in fourth through seventh grades, how to code/program, improve participants' problem-solving and decision-making skills, and encourage perseverance and learning; and

WHEREAS, the Department intends to use the grant funds to support the creation and administration of the Program; and

WHEREAS, the City is not required to provide matching funds; and

WHEREAS, the Council deems it necessary and appropriate to authorize the acceptance of the grant funds for the aforesaid purpose.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF WILMINGTON that the Department of Park and Recreation's acceptance of \$6,000.00 in grant funds awarded by the Delaware Community Foundation is hereby authorized.

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

FISCAL IMPACT STATEMENT: There is no negative fiscal impact to the City because no matching funds are required.

Upon a motion of Council Member Harlee, seconded by Council Members Freel and Walsh, the Resolution was before the Council for its consideration. Council Member Harlee spoke on the purpose of the Resolution.

At this time, President Shabazz opened up the floor for public comments; however, nobody desired the privilege of the floor.

President Shabazz requested the Clerk to call for 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, Johnson, Freel, Adams, Dixon, Guy and Walsh, and Council President Shabazz. Total, eleven. Nays, none. Absent, Council Member Turner. Total, one.

President Shabazz declared the Resolution adopted.

Council Member Harlee presented Resolution No. 20-071 (Agenda #4882) 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 Department of Parks and Recreation (the "Department") has entered into a partnership agreement with the non-profit organizations FitLot, Inc. ("FitLot") and the American Association of Retired Persons ("AARP") whereby FitLot and AARP have agreed to provide grant funding to the Department in the amount of \$4,010.00 to establish the AARP Sponsored Outdoor Fitness Park (the "AARP Park") with local fitness professionals who will host regular, no-cost community classes at the AARP Park, which will be located in Holloway/Compton Park at 7th & Lombard Street, Wilmington, Delaware 19801 (the "Project"); and

WHEREAS, the Department agreed to use \$3,510.00 of the funds to fund fifty-four (54) outdoor fitness classes and \$500.00 for social media outreach to promote the Project; and

WHEREAS, an outdoor fitness park makes the benefits of indoor exercise training free and accessible to the public; and

WHEREAS, the Department desires to use the grant funds to establish and promote the Project; and

WHEREAS, the City is not required to provide matching funds; and

WHEREAS, the City Council deems it necessary and appropriate to authorize the use of the grant funds for the aforesaid purpose.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF WILMINGTON that the Department's acceptance of \$4,010.00 in grant funds from FitLot, Inc. and the American Association of Retired Persons to create an outdoor fitness park at Holloway/Compton Park and to promote it via social media is hereby authorized.

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

FISCAL IMPACT STATEMENT: There is no negative fiscal impact to the City because no matching funds are required.

Upon a motion of Council Member Harlee, seconded by Council Member Freel, the Resolution was before the Council for its consideration. Motion prevailed. Council Member Harlee spoke on the purpose of the Resolution and made comments. President Shabazz made comments.

At this time, President Shabazz opened up the floor for public comments; however, nobody desired the privilege of the floor.

President Shabazz requested the Clerk to call for 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, Johnson, Freel, Adams, Dixon, Guy and Walsh, and Council President Shabazz. Total, eleven. Nays, none. Absent, Council Member Turner. Total, one.

President Shabazz declared the Resolution adopted.

Council Member Harlee presented Resolution No. 20-072 (Agenda #4883) 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 Department of Parks and Recreation submitted an Outdoor Recreation, Parks & Trails ("ORPT") Grant Program 2020 application to the State of Delaware Department of Natural Resources and Environmental Control in the amount of \$100,000.00 to support improvements to Cool Spring Park; and

WHEREAS, the ORPT Program, formerly known as the Delaware Land & Water Conservation Trust Fund, is a matching grant program assisting with public park land acquisition and outdoor recreation facility development in Delaware, and has provided over \$28 million in matching grant assistance to eligible local, county, and state governments throughout Delaware since 1986; and

WHEREAS, the Department intends to use the grant funds to make improvements to Cool Spring Park, including the construction of a new playground with new equipment, which will be utilized by children attending the William Lewis Elementary School as well as residents throughout the surrounding neighborhoods, new park benches, and expanded pathways, which will encourage exercise and outdoor exploration (collectively, the "Project"); and

WHEREAS, the total cost of the Project will be \$500,000.00; and

WHEREAS, the City is required to provide an eighty percent (80%) match of the total Project cost, which amounts to \$400,000.00; and

WHEREAS, the City will fund this match requirement through bonds that the City has already sold; and

WHEREAS, the Council deems it necessary and appropriate 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 Park and Recreation's grant application to the State of Delaware Department of Natural Resources and Environmental Control in the amount of \$100,000 is hereby authorized.

BE IT FURTHER RESOLVED that the Director of the 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 to the City. Although the grant requires an eighty percent (80%) match of the total project cost, which amounts to \$400,000.00, such funds will be provided by the Department through bonds the City has already sold.

Upon a motion of Council Member Harlee, seconded by Council Member Freel, the Resolution was before the Council for its consideration. Motion prevailed. Council Member Harlee spoke on the purpose of the Resolution and made comments. Council Members Johnson, Freel and Guy made comments.

At this time, President Shabazz opened up the floor for public comments; however, nobody desired the privilege of the floor.

President Shabazz requested the Clerk to call for 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, Johnson, Freel, Adams, Dixon, Guy and Walsh, and Council President Shabazz. Total, eleven. Nays, none. Absent, Council Member Turner. Total, one.

President Shabazz declared the Resolution adopted.

Council Member Harlee presented Resolution No. 20-073 (Agenda #4884) 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 Department of Parks and Recreation (the "Department") submitted an Outdoor Recreation, Parks & Trails ("ORPT") Grant Program 2020 application to the State of Delaware Department of Natural Resources and Environmental Control ("DNREC") in the amount of \$100,000.00 to support improvements to Johnston Park; and

WHEREAS, the ORPT Program, formerly known as the Delaware Land & Water Conservation Trust Fund, is a matching grant program assisting with public park land acquisition and outdoor recreation facility development in Delaware, and has provided over \$28 million in matching grant assistance to eligible local, county, and state governments throughout Delaware since 1986; and

WHEREAS, the Department intends to use the grant funds to redevelop Johnston Park's existing configuration to better utilize the available area for

neighborhood-oriented activities, including new compliant play and fitness equipment, renovated athletic courts, a new picnic pavilion surrounded by naturally landscaped open space, new park benches, and expanded pathways, which will encourage exercise and outdoor exploration (collectively, the “Project”); and

WHEREAS, the total cost of the Project is \$300,000.00; and

WHEREAS, the City is required to provide a sixty-seven percent (67%) match of the total Project cost, which amounts to \$200,000.00; and

WHEREAS, the City will fund this match requirement through bonds that the City has already sold; and

WHEREAS, the Council deems it necessary and appropriate 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 Park and Recreation’s grant application to the State of Delaware Department of Natural Resources and Environmental Control in the amount of \$100,000 is hereby authorized.

BE IT FURTHER RESOLVED that the Director of the 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 to the City. Although the grant requires a sixty-seven percent (67%) match of the total project cost, which amounts to \$200,000.00, such funds will be provided by the Department through bonds the City has already sold.

Upon a motion of Council Member Harlee, seconded by Council Members Freel and Walsh, the Resolution was before the Council for its consideration. Motion prevailed. Council Member Harlee spoke on the purpose of the Resolution and made comments.

At this time, President Shabazz opened up the floor for public comments; however, nobody desired the privilege of the floor.

President Shabazz requested the Clerk to call for 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, Johnson, Freel, Adams, Dixon, Guy and Walsh, and Council President Shabazz. Total, eleven. Nays, none. Absent, Council Member Turner. Total, one.

President Shabazz declared the Resolution adopted.

Council Member Harlee presented Resolution No. 20-074 (Agenda #4885) 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 Office of Juvenile Justice and Delinquency Prevention, a component of the Office of Justice Programs within the United States Department of Justice (collectively, the "DOJ") solicited applications for funding for the Fiscal Year 2020 Delinquency Prevention Program (the "Program"), which furthers the DOJ's mission to reduce crime and promote public safety by providing funding to states, localities, and tribes to implement programs to address juvenile delinquency and improve the juvenile justice system; and

WHEREAS, the State of Delaware Criminal Justice Council submitted a grant application to the DOJ requesting \$1,000,000.00 from the Program in order to provide funding to the City of Wilmington's Department of Parks and Recreation (the "Department") for its Wilmington Youth Leadership Incubator Program for the next five (5) years commencing in Fiscal Year 2020 (the "Leadership Incubator Program"); and

WHEREAS, the Department will be responsible for the planning, analysis, implementation, and assessment process for the Leadership Incubator Program; and

WHEREAS, the Department desires to use the grant funds to reduce juvenile delinquency, particularly juvenile violence in Wilmington by increasing the safety, well-being, and healthy development of youth and families in the City, preventing violence and promoting victimization healing, reducing youth violence, particularly gang violence and victimization, and increasing youth entrepreneurial and vocational opportunities; and

WHEREAS, the Department specifically intends to utilize the grant monies to fund the implementation of the conflict resolution LifeSkills Program, monthly leadership training for fifty-five (55) students, the traditional vocational and educational job placement program Pathways, a youth leadership initiative, and a prevention conference in partnership with the University of Delaware; and

WHEREAS, the City is not required to provide matching funds; and

WHEREAS, the City Council deems it necessary and appropriate to authorize the acceptance of grant funds for the aforesaid purpose.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF WILMINGTON that the Department of Park and Recreation's acceptance of grant funds in the amount of \$1,000,000.00 from the Office of Juvenile Justice and Delinquency Prevention, a component of the Office of Justice Programs within the United States Department of Justice, for the Wilmington Youth Leadership Incubator Program for the next five (5) years commencing in Fiscal Year 2020 is hereby authorized.

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

FISCAL IMPACT STATEMENT: There is no negative fiscal impact to the City because no matching funds are required.

Upon a motion of Council Member Harlee, seconded by Council Members Freel and Walsh, the Resolution was before the Council for its consideration. Motion prevailed. Council Member Harlee spoke on the purpose of the Resolution and made comments. President Shabazz made comments. Council Member Oliver requested to be added as a cosponsor and made comments. Council Member Johnson requested to be added as cosponsor and made comments. Council Member Dixon requested to be added as a cosponsor and made comments. Council Member Harlee made additional comments.

At this time, President Shabazz opened up the floor for public comments.

Public Comment Speaker:

o Dayl Thomas

Council Member Guy made comments.

President Shabazz requested the Clerk to call for 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, Johnson, Freel, Adams, Dixon, Guy and Walsh, and Council President Shabazz. Total, eleven. Nays, none. Absent, Council Member Turner. Total, one.

President Shabazz declared the Resolution adopted.

Council Member Freel pulled from the agenda and the pending legislation list, Agenda #4886.

Council Member Freel presented and called for the third and final reading Ordinance No. 20-048 (Agenda #4869) entitled:

AN ORDINANCE TO AUTHORIZE AND APPROVE AN AGREEMENT BETWEEN THE CITY OF WILMINGTON AND PAYMENTUS CORPORATION FOR AN ONLINE PAYMENT PROCESSING AND BILL PRESENTMENT SYSTEM (CONTRACT 21017DFPS)

FISCAL IMPACT STATEMENT: The fiscal impact of this Ordinance is a contract for the period of three (3) years at an estimated price of Three Hundred Thousand Dollars (\$300,000.00) per year for a total estimated price of Nine Hundred Thousand Dollars (\$900,000.00) for three (3) years, with the possibility of three (3) extensions of one (1) year thereafter at the same estimated annual price.

Upon a motion of Council Member Freel, seconded by Council Member Walsh, the Ordinance was before the Council for its consideration. Motion prevailed. Council Member Freel spoke on the purpose of the Ordinance and made comments.

At this time, President Shabazz opened up the floor for public comments; however, nobody desired the privilege of the floor.

Council Member Adams made comments.

President Shabazz requested the Clerk to call for 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, Johnson, Freel, Adams, Dixon, Guy and Walsh, and Council President Shabazz. Total, eleven. Nays, none. Absent, Council Member Turner. Total, one.

President Shabazz declared the Ordinance adopted.

Council Member Freel presented and called for the third and final reading Ordinance No. 20-050 (Agenda #4873) entitled:

AN ORDINANCE TO AUTHORIZE AND APPROVE TWO
ONE-YEAR EXTENSIONS OF CONTRACT 20033PW
BETWEEN THE CITY OF WILMINGTON AND ALLAN
MYERS, L.P. FOR STREET PAVING

FISCAL IMPACT STATEMENT: The fiscal impact of this Ordinance is two (2) one-year contract extensions at an estimated price of Two Million, Six Hundred Seventeen Thousand, Seven Hundred Seventy-Seven Dollars (\$2,617,777.00) per extension.

Upon a motion of Council Member Freel, seconded by Council Member Walsh, the Ordinance was before the Council for its consideration. Motion prevailed. Council Member Freel spoke on the purpose of the Ordinance.

At this time, President Shabazz opened up the floor for public comments; however, nobody desired the privilege of the floor.

President Shabazz requested the Clerk to call for 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, Johnson, Freel, Adams, Dixon, Guy and Walsh, and Council President Shabazz. Total, eleven. Nays, none. Absent, Council Member Turner. Total, one.

President Shabazz declared the Ordinance adopted.

Council Member Freel presented and called for the third and final reading Ordinance No. 20-051 (Agenda #4874) entitled:

AN ORDINANCE TO AUTHORIZE AND APPROVE TWO
ONE-YEAR EXTENSIONS OF CONTRACT 20032PW
BETWEEN THE CITY OF WILMINGTON AND DIAMOND
MATERIALS, LLC FOR CONCRETE IMPROVEMENTS

FISCAL IMPACT STATEMENT: The fiscal impact of this Ordinance is two (2) one-year contract extensions at an estimated price of One Million, Five Hundred Twenty-Seven Thousand Dollars (\$1,527,000.00) per extension.

Upon a motion of Council Member Freel, seconded by Council Member Walsh, the Ordinance was before the Council for its consideration. Motion prevailed. Council Member Freel spoke on the purpose of the Ordinance. Council Member Oliver made comments.

At this time, President Shabazz opened up the floor for public comments; however, nobody desired the privilege of the floor.

President Shabazz requested the Clerk to call for 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, Johnson, Freel, Adams, Dixon, Guy and Walsh, and Council President Shabazz. Total, eleven. Nays, none. Absent, Council Member Turner. Total, one.

President Shabazz declared the Ordinance adopted.

Council Member Adams did not have any legislation to present this evening.

Council Member Dixon presented Resolution No. 20-075 (Agenda #4887) 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 Department of Planning and Development submitted a grant application to the Delaware Department of State, Division of Historical and Cultural Affairs, in the amount of \$13,134.00 to continue the City's Historic Preservation Planning Program, which has been in existence for over 35 years; and

WHEREAS, the U.S. Department of the Interior provides funding to the Delaware Division of Historical and Cultural Affairs to act as a pass through for this grant; and

WHEREAS, the Department of Planning and Development intends to use the grant, as it has in past years, to partially fund the position of Historic Preservation Planner; and

WHEREAS, the grant requires matching funds that equal forty percent (40%) of the minimum total project cost of \$21,890.00, which amounts to \$8,756.00; and

WHEREAS, the Council deems it necessary and appropriate 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 Planning and Development's grant application to the Delaware Department of State, Division of Historical and Cultural Affairs, in the amount of \$13,134.00 to support the City's Historic Preservation Planning Program is hereby authorized.

BE IT FURTHER RESOLVED that the Director of the Department of Planning and Development, or his designee, is hereby authorized to take all necessary actions to apply for and 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 to the City by accepting this grant. The grant requires matching funds of a minimum of forty percent (40%) of the total project costs and the City has included more than sufficient funds in the approved FY 2021 operating budget, which meets the match requirement and completes funding for the full position. The grant will defray some of the fiscal impact of the position of Historic Preservation Planner.

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

Council Member Turner requested to be recognized.

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

At time, President Shabazz opened up the floor for public comments; however, nobody desired the privilege of the floor.

President Shabazz requested the Clerk to call for 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, Turner, McCoy, Johnson, Freel, Adams, Dixon, Guy and Walsh, and Council President Shabazz. Total, twelve. Nays, none.

President Shabazz declared the Resolution adopted.

Council Member Dixon presented Resolution No. 20-076 (Agenda #4888) as follows:

WHEREAS, under Title I of the Housing and Community Development Act of 1974, as amended, the Secretary of the United States Department of Housing and Urban Development (“HUD”) is authorized to extend financial assistance to communities for (i) the elimination or prevention of slums or urban blight, (ii) activities which will benefit low-income and moderate-income persons, and (iii) other urgent community development needs; and

WHEREAS, the City of Wilmington (the “City”) is a participating jurisdiction for purposes of the Community Development Block Grant Program (“CDBG Program”) and allocates CDBG Program funds each year for a variety of eligible activities; and

WHEREAS, on May 16, 2019, City Council adopted Resolution 19-018, which approved the City’s proposed Annual Action Plan for Fiscal Year 2020 (the “Plan”) and authorized the Mayor to submit the Plan to HUD; and

WHEREAS, the Coronavirus Aid, Relief and Economic Security Act of 2020 (the “CARES Act”) makes available supplemental CDBG Program funding for grants to prevent, prepare for, and response to the COVID-19 pandemic (“CDBG-CV Grants”); and

WHEREAS, in May 2020, HUD advised the City that it was eligible to receive a first tranche of funds under the CARES Act, which included CDBG Program funding for CDBG-CV Grants; and

WHEREAS, on May 28, 2020, City Council adopted Resolution 20-024, which approved the first substantial amendment to the Plan outlining the proposed use of the first tranche of funds received by the City pursuant to the CARES Act and authorized the Mayor to submit such amendment to HUD; and

WHEREAS, HUD has advised the City that it is eligible to receive a second tranche of CDBG Program funds to be utilized for CDBG-CV Grants in the amount of \$485,995; and

WHEREAS, the City has prepared a substantial amendment to the Plan (the “Substantial Amendment”) in order to outline the proposed use of the second tranche of CDBG Program funding to be utilized for CDBG-CV Grants that will provide subsistence payments, hotel/motel vouchers, health related supportive services, and legal services; and

WHEREAS, a draft of the Substantial Amendment was on placed on the City’s website for display from October 25, 2020 to November 4, 2020, as required by HUD.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF WILMINGTON THAT:

1. The Substantial Amendment to the Fiscal Year 2020 Annual Action Plan for the second tranche of CDBG Program funding for CDBG-CV Grants, available pursuant to the CARES Act, is hereby approved in all respects.
2. City Council is cognizant of the conditions that are imposed in the undertaking and carrying out of community development activities with federal financial assistance including those relating to (a) the relocation of site occupants, (b) the prohibition of discrimination because of race, color, age, religion, sex, disability, familial status, or national origin, and (c) other assurances as set forth under the certifications.
3. The Mayor of the City of Wilmington is authorized to file an application for financial assistance with the U.S. Department of Housing and Urban Development for the CDBG Program funds available pursuant to the CARES Act.
4. The Mayor is hereby authorized to provide such assurances and/or certifications as required by the Housing and Community Development Act of 1974, as amended, the National Affordable Housing Act of 1990, the Stewart B. McKinney Homeless Assistance Act of 1988, as amended, the CARES Act of 2020, and also any supplemental or revised data which HUD may request in connection with the review of the City's application.
5. The Mayor, or his designee, is authorized to execute on behalf of the City the formal grant contracts, amendments, and other documents relating to this Substantial Amendment to the City's Annual Action Plan for Fiscal Year 2020.

Upon a motion of Council Member Dixon, seconded by Council Members Freel and Walsh, the 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 Harlee raised questions and Council Member Dixon responded. Council Member Harlee made comments and Council Member Dixon responded. Council Member Guy made comments. President Shabazz made comments.

At this time, President Shabazz opened up the floor for public comments.

Public Comment Speaker:

- Dayl Thomas

Council Member Dixon made comments.

President Shabazz requested the Clerk to call for 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, Turner, McCoy, Johnson, Freel, Adams, Dixon, Guy and Walsh, and Council President Shabazz. Total, twelve. Nays, none.

President Shabazz declared the Resolution adopted.

Council Member Guy presented and called for the third and final reading Ordinance No. 20-043 (Agenda #4855) entitled:

AN ORDINANCE TO AMEND CHAPTER 40 OF THE CITY CODE TO PERMANENTLY ADD JUNETEENTH TO CITY EMPLOYEE HOLIDAYS WITH PAY

Council Member Guy presented a **Substitute** in lieu of that Ordinance:

AN ORDINANCE TO AMEND CHAPTER 40 OF THE CITY CODE TO PERMANENTLY ADD JUNETEENTH TO CITY EMPLOYEE HOLIDAYS WITH PAY

FISCAL IMPACT: The fiscal impact of adding an additional holiday, inclusive of salaries and benefits, is just over \$249,000 on an annualized basis. The annual cost of a Juneteenth holiday has been determined the same way that the cost of all current existing holidays have been calculated. This fiscal impact total assumes that employees in the Police (FOP Local 1) and Fire (IAFF Local 1590) unions will have the holiday rolled into their base pay (subject to negotiations); employees in the white collar (AFSCME Local 1102) and blue collar (AFSCME Local 320) unions will receive overtime only if they work on the holiday; and nonunion employees will receive no additional pay. All costs are based on FY 2021 budgeted salaries and benefits.

Upon a motion of Council Member Guy, seconded by Council Members Dixon and Freel, the Substitute Ordinance was before the Council for its consideration. Motion prevailed. Council Member Guy spoke on the purpose of the Substitute Ordinance.

Council Member Johnson made the following amendment:

On Page 1 adding to Section 2 the following language so that the entire Section reads as follows:

This Substitute Ordinance shall be deemed effective as of May 1, 2021 *for non-union employees. This Substitute Ordinance shall be deemed effective for each union employee on the date when an authorized member of the administration of the City of Wilmington certifies that such employee's respective union has accepted and approve Juneteenth as a paid holiday.*

On Page 2, adding to the last sentence of the Synopsis the following language so that the last sentence of the Synopsis reads as follows:

This Substitute Ordinance shall be deemed effective as of May 1, 2021 *for non-union employees. This Substitute Ordinance shall be deemed effective for each union employee on the date when an authorized member of the administration of the City of Wilmington certifies that such employee's respective union has accepted and approved Juneteenth as a paid holiday.*

Upon a motion of Council Member Johnson, seconded by Council Member Gray, with Council Member Turner voting “no”, the above-referenced Substitute Ordinance was amended by majority voice vote. Motion prevailed.

On the Question on the Amendment

Council Member Johnson made comments about the amendment. Council Member Guy made comments and raised a question and Council Member Johnson responded. Council Member Guy made additional comments. Council Member Gray made comments. Council Member Turner raised a question and President Shabazz and Council Member Gray responded. Council Member Turner raised questions and Council Member Freel responded. Council Member Turner raised a question and Council Member Guy responded.

Back to Substitute Ordinance, As Amended

Council Member Oliver requested to be added as a cosponsor. Council Member Walsh made comments. President Shabazz raised a question and Council Member Guy responded. Council Member Turner raised a question and President Shabazz responded. Council Member Harlee requested to be added as cosponsor. Council Member Gray made comments. President Shabazz made comments. Council Member Gray made additional comments. Council Member Johnson made additional comments and requested to be added as cosponsor. Council Member Turner raised a question and Council Member Johnson responded. Council Member Walsh made additional comments. President Shabazz made additional comments. Council Member Walsh made additional comments. Council Member McCoy raised a question and Council Member Guy responded. President Shabazz made additional comments. Council Member Gray made additional comments. Council Member Freel made comments. Council Member Harlee raised a question and Council Member Freel responded. Council Member Oliver made comments.

At this time, President Shabazz opened up the floor for public comments.

Public Comment Speaker:

○ Dayl Thomas

The above-referenced Substitute Ordinance, As Amended, was read for third and final time and 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, Turner, McCoy, Johnson, Freel, Adams, Dixon, Guy and Walsh, and Council President Shabazz. Total, twelve. Nays, none. Absent, Council Member Turner. Total, one.

President Shabazz declared the Substitute Ordinance, As Amended, adopted.

Council Member Walsh presented Resolution No. 20-077 (Agenda #4889) as follows:

WHEREAS, the City of Wilmington, like all other jurisdictions in the Mid-Atlantic Region, is vulnerable to hurricanes, tornadoes, flooding, and other natural and technological disasters including pandemics, terrorism and weapons of mass destruction that in the past have, or could have, caused extensive loss of life and property, and severe disruption to essential human services; and

WHEREAS, billions of dollars' worth of residential, commercial, and coastal property in Delaware is at risk from hurricanes and weather-related damages; and

WHEREAS, the Stafford Act was amended by the Disaster Mitigation Act of 2000 Section 322 (P.L. 106-39), which provides approaches to mitigation planning and emphasizes the need for state, local and tribal entities to closely coordinate mitigation planning and implementation efforts as outlined in 44 CFR Part 201; and

WHEREAS, City Code Section 7-63(c)(1) states that the City's Office of Emergency Management shall "prepare and maintain a comprehensive plan and program for the emergency management of the city," which shall "be integrated into and coordinated with the emergency management plans of the state and federal government to the fullest possible extent"; and

WHEREAS, led by the New Castle County Office of Emergency Management, the NCC Hazard Mitigation Steering Committee, which was comprised of County, Local Municipal, State, and Private sector participants, completed a review and revision of the 2020 Plan (the "2020 Update") for submission to the Federal Emergency Management Agency ("FEMA") for approval (a copy of which is attached hereto and incorporated herein by reference as Exhibit "A"); and

WHEREAS, the 2020 Update involved multiple levels of review and input, including integration of Comprehensive Land Use Plans, Climate Adaptation Plans, and Vulnerability Assessments, meeting with each municipality individually, briefing the County Council Executive Committee, and presenting at the NCC Planning Board Public Hearing; and

WHEREAS, the City's Office of Emergency Management, Fire Department, Department of Public Works, and the Department of Licenses & Inspections provided valuable contributions to the creation of the 2020 Update; and

WHEREAS, compliance with the mitigation plan requirements, as determined by the Delaware Emergency Management Agency and FEMA Region 3 review and approval, will position New Castle County and its municipalities to receive pre- and post-disaster mitigation funding and disaster assistance funding.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF WILMINGTON that City Council hereby adopts the 2020 update of the New Castle County Multi-Jurisdictional All Hazard Mitigation Plan.

Upon a motion of Council Member Walsh, seconded by Council Member Freel, the Resolution was before the Council for its consideration. Motion prevailed. Council Member Walsh spoke on the purpose of the Resolution.

At this time, President Shabazz opened up the floor for public comments; however, nobody desired the privilege of the floor.

President Shabazz requested the Clerk to call for 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, Johnson, Freel, Adams, Dixon, Guy and Walsh, and Council President Shabazz. Total, eleven. Nays, none. Absent, Council Member Turner. Total, one.

President Shabazz declare the Resolution adopted.

PETITIONS AND COMMUNICATIONS

Council President and Council Members spoke on the following: a hotel being used for homeless people and the Mayor and those who partner to accomplish this were thanked for this effort; announcement of the upcoming Fire Department Academy Class; COVID-19 pandemic; upcoming Police Department Academy Class; various people were thanked for volunteering for various events, food giveaways, Life Line Project, Pop Up Market, Light the City (Wilmington Light Show) and other events throughout the community; the need to checkup on seniors; the need to reopen schools; announcement of upcoming committee meeting; creating programs and getting funds; announcement of Turkey Drive; chemical and environmental injustice and folks were encouraged to write a letter to DNREC; and including but not limited to, everyone was wished a Happy Thanksgiving and were encouraged to be safe, continue social distancing, wash hands and to continue to wear facial mask.

ADJOURNMENT

Upon a motion of Council Member Freel, seconded by Council Member Oliver, Council adjourned at 10:23 p.m. Motion prevailed.

Attest: Maribel Seijo
Maribel Seijo, City Clerk