

*Wilmington City Council
Wilmington, Delaware
April 21, 2022*

City Council met in regular session virtually with remote participation on the above date at 6:30 p.m., President Ernest M. Congo, II presiding.

The opening prayer was done by Akira Grenardo, Deputy City 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, B. Fields, McCoy, Johnson, Cabrera, Mills and Walsh, and Council President Congo. Total, nine. Absent with leave, Council Members Darby, Harlee, N. Field and Spadola. Total, four.

MINUTES

After reading a portion of the minutes of April 7, 2022, upon a motion of Council Member Cabrera, seconded by Council Members McCoy and Walsh, it was moved they be accepted as written. Motion prevailed.

TREASURER'S REPORT

The following Treasurer's Report for April 21, 2022 was read into the record by City Clerk and upon a motion of Council Member Cabrera, seconded by Council Members Walsh and McCoy, 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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City of Wilmington



DaWayne Sims
City Treasurer

Treasurer's Report April 21, 2022

Cash - Ledger Balance (as of 04/20/2022):

General	M & T Bank	\$	8,552,690.00
Payroll	M & T Bank	\$	1,171,110.93
Law Department Court Costs	M & T Bank	\$	4,652.07
Total Petty Cash	M & T Bank	\$	6,298.39
Police - Evidence Found (Currency)	M & T Bank	\$	1,213,581.47
Police & Fire Remembrance	M & T Bank	\$	9,444.49
Police Department Discretionary	M & T Bank	\$	31,308.87
Rent Withholding Escrow	M & T Bank	\$	4,137.97
Grant-in-Aid	M & T Bank	\$	112,760.87
Community Development Block Grant	M & T Bank	\$	1.00
Capital Projects	M & T Bank	\$	1.00
Total Cash on Hand		\$	11,105,987.06


Cash Equivalents & Investments (as of 04/20/2022):

Account Type & Fund	Institution	Investment Type	Number of Days	Interest Rate	Interest Receivable	Investment Amount
LIQUIDITY:						
General	M&T	Overnight Repo	Daily	0.01%	\$ 5.58	\$ 22,011,324.64
General	TD	ARPA funds*	13	0.08%	\$ 702.55	\$ 24,319,079.58
General	TD	High Yield Checking	13	0.08%	\$ 260.60	\$ 9,020,637.46
General	TD	High Yield Checking	13	0.08%	\$ 144.61	\$ 5,005,828.80
General	TD	High Yield Checking	13	0.10%	\$ 1,126.44	\$ 31,193,770.34
SUB-TOTAL:						\$ 91,550,640.82
RESERVE:						
General ¹	TD	High Yield Checking	13	0.08%	\$ 498.96	\$ 17,271,637.24
SUB-TOTAL						\$ 17,271,637.24
RESTRICTED:						
Capital Project	TD	High Yield Checking	13	0.08%	\$ 71.11	\$ 2,461,617.84
Capital Project	TD	High Yield Checking	13	0.08%	\$ 141.87	\$ 4,911,012.12
Capital Project	TD	High Yield Checking	13	0.08%	\$ 893.47	\$ 30,927,880.13
Water/Sewer	TD	High Yield Checking	13	0.08%	\$ 95.92	\$ 3,320,285.83
State Bonds Proceeds	TD	High Yield Checking	13	0.08%	\$ 182.02	\$ 6,300,790.25
Wilmington Parking	TD	High Yield Checking**	13	0.08%	\$ 0.02	\$ 582.17
SUB-TOTAL						\$ 47,922,168.35
Total Investments						\$ 156,744,446.41
Total Cash on Hand						\$ 11,105,987.06
Grand Total						\$ 167,850,433.47

¹ Budget Reserve

*Restricted use. Per ARPA US Treasury Guidelines

**Wilmington Parking Garage Relief project complete.


DaWayne Sims, City Treasurer

CITY TREASURER'S OFFICE

LOUIS L. REDDING CITY/COUNTY BUILDING • 800 FRENCH STREET • WILMINGTON, DELAWARE • 19801-3537

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City of Wilmington



Treasurer's Report - Pensions
April 21, 2022

DaWayne Sims
City Treasurer

Cash - Ledger Balance (as of 04/20/2022):

Pension Payroll	M & T Bank	\$ 179,364.93
Retiree Healthcare	M & T Bank	\$ 1,359,287.16
Police Pension	M & T Bank	\$ 211,570.96
Fire Pension	M & T Bank	\$ 10,316.39
Non-Uniform Pension Act of 1990-Plan 3	M & T Bank	\$ 256,250.55
Non-Uniform Pension Plan 2	M & T Bank	\$ 1,000.00
Old Non-Uniform Pension - Plan 1	M & T Bank	\$ 1,592.81
Total Cash on Hand		\$ 2,019,382.80

Cash Equivalents (as of 04/20/2022) & Investments (Market Value as of April 14, 2022)

Account Type & Fund	Institution	Investment Type	Maturity Date	Interest Rate	Interest Receivable	Investment Amount
LIQUIDITY:						
Pension Plan III	WSFS	CD	4/25/2022	0.01%	\$ 4.55	\$ 554,104.15
SUB-TOTAL:						\$ 554,104.15
RESERVE:						
Pension Trust	Rhumblin 3000					\$ 51,448,219.00
Pension Trust	Fidelity Market Index					\$ 4,820,282.00
Pension Trust	Edgar Lomax					\$ 19,984,953.00
Pension Trust	Rhumblin 1000					\$ 16,327,368.00
Pension Trust	Earnest Partners					\$ 17,462,799.00
Pension Trust	Dodge & Cox					\$ 15,872,054.00
Pension Trust	AB Global Core					\$ 13,897,280.00
Pension Trust	Artisan Global					\$ 12,993,740.00
Pension Trust	MFS Low Global					\$ 14,544,822.00
Pension Trust	Hartford Schroder					\$ 2,726,236.00
Pension Trust	Fidelity Total Intl. Index					\$ 5,634,171.00
Pension Trust	Harding Loevner					\$ 1,360,119.00
Pension Trust	Wellington Emerging					\$ 3,906,496.00
Pension Trust	Clarion Lion					\$ 16,093,872.00
Pension Trust	Morgan Stanley					\$ 11,795,668.00
Pension Trust	LM Capital Core					\$ 36,468,134.00
Pension Trust	Rhumblin Core					\$ 34,989,433.00
Pension Trust	Fidelity Bond Index					\$ 6,961,795.00
Pension Trust	Money Market					\$ 1,146,060.00
Pension Trust	Vanguard-OPEB					\$ 30,236,143.00
SUB-TOTAL						\$ 318,669,644.00
Total Investments						\$ 319,223,748.15
Total Cash on Hand						\$ 2,019,382.80
Grand Total						\$ 321,243,130.95

Total Funds under Treasury Management:

Total Investments		\$ 475,968,194.56
Total Cash on Hand		\$ 13,125,369.86
Grand Total¹		\$ 489,093,564.42

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


DaWayne Sims, City Treasurer

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NON-LEGISLATIVE BUSINESS

Upon a motion of Council Member Walsh, seconded by Council Members Cabrera and B. Fields, the following non-legislative resolutions were accepted into the record and motion prevailed:

Cabrera	Sympathy Manuel Diaz Rivas
B. Fields	Recognize BerNyah Mayo
Harlee	Recognize Dr. Eddy Maloka and Professor Ezra Aharone (Center for Global Africa)
Johnson	Recognize Meals on Wheels Delaware 2022
Oliver	Sympathy Annette Mitchell
Oliver	Recognize Mark Purpura and Lisa Goodman (Equality Delaware)
Oliver	Sympathy Sharee Lynn West
Oliver	Sympathy Robert L. Flonnory
Walsh	Recognize former Mayor James H. Sills, Jr.
Walsh	Recognize Mt. Salem United Methodist Church 175 th Anniversary

PUBLIC COMMENTS

At this time, President Congo opened up the floor for public comments and the following individual spoke: Donald Farrell.

LEGISLATIVE BUSINESS

Council Members Gray, Oliver, B. Fields and McCoy did not have any legislation to present this evening.

Council Member Johnson presented Resolution No. 22-018 (Agenda #0157) as follows:

WHEREAS, on November 19, 2020, City Council adopted Substitute No. 1 (as amended) to Ordinance No. 20-034, which created a Citizen Complaint Review Board (“CCRB”) authorized to investigate complaints against law enforcement officers employed by the Wilmington Police Department, make reports of those investigations, and recommend practice changes to the extent consistent with applicable law; and

WHEREAS, it was City Council’s intention that the CCRB address the resolution of these complaints to the greatest extent permitted by the Delaware Law Enforcement Bill of Rights (“LEBOR”), codified in Title 11, Chapter 92 of the Delaware Code; and

WHEREAS, LEBOR governs how police can be investigated internally and as currently codified, LEBOR prohibits public access from police disciplinary records and provides police departments with exclusive investigatory and disciplinary authority; and

WHEREAS, on May 25, 2021, Senate Bill No. 149 (“SB149”) was introduced to the Delaware General Assembly and assigned to the Senate Judiciary Committee; and

WHEREAS, SB149 proposes several reforms to LEBOR that are designed to increase accountability and transparency of the police; and

WHEREAS, SB149, as introduced, authorizes any state agency, county, or municipality to establish a community review board, which would be empowered to hear and decide law-enforcement disciplinary matters, and issue subpoenas for witnesses or other sources of evidence in connection with any proceeding; and

WHEREAS, SB149, as introduced, would provide the CCRB the requisite investigatory and disciplinary powers for it to effectively fulfill its statutory duties; and

WHEREAS, on June 16, 2021, SB149 was reported out of the Senate Judiciary Committee and is ready for consideration by the General Assembly.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF WILMINGTON BE IT FURTHER RESOLVED that the Wilmington City Council urges the Delaware General Assembly to pass SB149, in the form that it was introduced, so that the CCRB would have the necessary investigatory and disciplinary powers for it to effectively fulfill its statutory duties.

Upon a motion of Council Member Johnson, seconded by Council Member Oliver, the Resolution was before the Council for its consideration. Motion prevailed. Council Member Johnson spoke on the Resolution and made comments. Council Members Gray, Oliver and Walsh made comments. Council Member Oliver made additional comments. Council Members Cabrera and B. Fields made comments. Council Member Gray made additional comments. President Congo requested to be added as a co-sponsor and made comments. Council Member Johnson made closing comments.

President Congo 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, B. Fields, McCoy, Johnson, Cabrera and Mills, and Council President Congo. Total, eight. Nays, Council Member Walsh. Total, one. Absent, Council Members Darby, Harlee, N. Field and Spadola. Total, four.

President Congo declared the Resolution **adopted**.

Council Member Johnson presented and called for the first and second reading Ordinance No. 22-023 (Agenda #0164) entitled:

AN ORDINANCE TO AUTHORIZE AND APPROVE THE CONTRACT BETWEEN THE CITY OF WILMINGTON AND NEW CASTLE COUNTY COUNCIL FOR THE

LIVESTREAMING AND BROADCASTING OF COUNTY
COUNCIL MEETINGS

FISCAL IMPACT STATEMENT: The fiscal impact of this Ordinance is a contract for the period from May 9, 2022 through May 8, 2023, at an estimated cost to New Castle County Council of twenty-seven thousand dollars (\$27,000.00).

The above-referenced Ordinance was given two separate readings by title only and upon a motion of Council Member Johnson, seconded by Council Members Walsh and Gray, the Ordinance was received, recorded and referred to the Finance & Economic Development Committee. Motion prevailed.

Council Members Cabrera, Mills and Walsh did not have any legislation to present this evening.

PETITIONS AND COMMUNICATIONS

Council Members and Council President spoke on the following: concerns expressed of outside meetings taken place among members of Council of which a point of order was made, and the President duly noted the need of Council to handle such matters offline. In addition, announcements of the various community events and civic associations meetings; and including but not limited to, the establishment of a friendship city relationship with Doha, Qatar.

ADJOURNMENT

Upon a motion of Council Member Cabrera, seconded by Council Member Walsh, Council adjourned at 7:43 p.m. Motion prevailed.

Attest: Maribel Seijo
Maribel Seijo, City Clerk