

*Wilmington City Council
Wilmington, Delaware
May 19, 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, Darby*, Oliver, Harlee, B. Fields, McCoy*, Johnson, N. Field, Cabrera, Mills, Spadola and Walsh*, and Council President Congo. Total, thirteen.

MINUTES

After reading a portion of the minutes of May 5, 2022, upon a motion of Council Member Cabrera, seconded by Council Member Mills, it was moved they be accepted as written. Motion prevailed.

COMMITTEE REPORTS

The City Clerk read the following committee reports:

Finance & Economic Development Committee Member	Present	Absent w Leave	Absent w/out Leave
Chris Johnson, Chair	Y		
Michelle Harlee, Vice Chair	Y		
Nathan Field		Y	
Zanthia Oliver	Y		
Loretta Walsh	Y		
James Spadola	Y		
Ernest "Trippi" Congo, Ex-Officio	Y		

President and Members of Council of
The City of Wilmington

May 19, 2022

Ladies and Gentlemen:

We, your Finance & Economic Development Committee by **Virtual Meeting with remote participation**, to who was referred **Substitute No. 1 (Rev. 2) to Ordinance No. 22-013** entitled:

AN ORDINANCE ESTABLISHING A RATE OF TAXATION ON
REAL PROPERTY AND THE TAXABLE PROPERTY OF PUBLIC
UTILITIES FOR THE FISCAL YEAR BEGINNING ON JULY 1, 2022
AND ENDING ON JUNE 30, 2023

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 Johnson, seconded by Council Members
Walsh and Harlee, the Report was received, recorded and filed. Motion prevailed.

The City Clerk read the following committee reports:

Finance & Economic Development Committee Member	Present	Absent w Leave	Absent w/out Leave
Chris Johnson, Chair	Y		
Michelle Harlee, Vice Chair	Y		
Nathan Field		Y	
Zanthia Oliver	Y		
Loretta Walsh	Y		
James Spadola	Y		
Ernest "Trippi" Congo, Ex-Officio	Y		

President and Members of Council of
The City of Wilmington

May 19, 2022

Ladies and Gentlemen:

We, your Finance & Economic Development Committee by **Virtual Meeting
with remote participation**, to who was referred **Ordinance No. 22-014** entitled:

AN ORDINANCE TO ADOPT A CAPITAL PROGRAM FOR THE
SIX FISCAL YEARS 2023 – 2028 INCLUSIVE

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 Johnson, seconded by Council
Member Walsh, the Report was received, recorded and filed. Motion prevailed.

*Note: At this time, Council Members McCoy and Darby were recognized and marked
present and reflected in the minutes herein (Roll Call).

The City Clerk read the following committee reports:

Finance & Economic Development Committee Member	Present	Absent w Leave	Absent w/out Leave
Chris Johnson, Chair	Y		
Michelle Harlee, Vice Chair	Y		
Nathan Field		Y	
Zanthia Oliver	Y		
Loretta Walsh	Y		
James Spadola	Y		
Ernest "Trippi" Congo, Ex-Officio	Y		

President and Members of Council of
The City of Wilmington

May 19, 2022

Ladies and Gentlemen:

We, your Finance & Economic Development Committee by **Virtual Meeting with remote participation**, to who was referred **Ordinance No. 22-015** entitled:

**AN ORDINANCE TO ADOPT A CAPITAL BUDGET FOR
FISCAL YEAR 2023**

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 Johnson, seconded by Council Member Walsh, the Report was received, recorded and filed. Motion prevailed.

The City Clerk read the following committee reports:

Finance & Economic Development Committee Member	Present	Absent w Leave	Absent w/out Leave
Chris Johnson, Chair	Y		
Michelle Harlee, Vice Chair	Y		
Nathan Field		Y	
Zanthia Oliver	Y		
Loretta Walsh	Y		
James Spadola	Y		
Ernest "Trippi" Congo, Ex-Officio	Y		

President and Members of Council of
The City of Wilmington

May 19, 2022

Ladies and Gentlemen:

We, your Finance & Economic Development Committee by **Virtual Meeting with remote participation**, to who was referred **Substitute No. 1 to Ordinance No. 22-016** entitled:

AN ORDINANCE ADOPTING THE ANNUAL OPERATING
BUDGET FOR THE FISCAL YEAR BEGINNING ON
JULY 1, 2022 AND ENDING ON JUNE 30, 2023

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 Johnson, seconded by Council Member Walsh, the Report was received, recorded and filed. Motion prevailed.

The City Clerk read the following committee reports:

Finance & Economic Development Committee Member	Present	Absent w Leave	Absent w/out Leave
Chris Johnson, Chair	Y		
Michelle Harlee, Vice Chair	Y		
Nathan Field		Y	
Zanthia Oliver	Y		
Loretta Walsh	Y		
James Spadola	Y		
Ernest "Trippi" Congo, Ex-Officio	Y		

President and Members of Council of
The City of Wilmington

May 19, 2022

Ladies and Gentlemen:

We, your Finance & Economic Development Committee by **Virtual Meeting with remote participation**, to who was referred **Ordinance No. 22-017** entitled:

AN ORDINANCE TO AMEND CHAPTER 45 OF THE CITY CODE
REGARDING SEWER SYSTEM RATES AND CHARGES AND
WATER RATES AND CHARGES FOR FISCAL YEAR 2023

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 Johnson, seconded by Council Member Walsh, the Report was received, recorded and filed. Motion prevailed.

The City Clerk read the following committee reports:

Finance & Economic Development Committee Member	Present	Absent w Leave	Absent w/out Leave
Chris Johnson, Chair	Y		
Michelle Harlee, Vice Chair	Y		
Nathan Field		Y	
Zanthia Oliver	Y		
Loretta Walsh	Y		
James Spadola	Y		
Ernest "Trippi" Congo, Ex-Officio	Y		

President and Members of Council of
The City of Wilmington

May 19, 2022

Ladies and Gentlemen:

We, your Finance & Economic Development Committee by **Virtual Meeting with remote participation**, to who was referred **Substitute No. 1 to Ordinance No. 22-023** entitled:

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

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 Johnson, seconded by Council Members Walsh and Harlee, the Report was received, recorded and filed. Motion prevailed.

TREASURER'S REPORT

The following Treasurer's Report for May 19, 2022 was read into the record by City Clerk and upon a motion of Council Member Cabrera, seconded by Council Member Walsh, the Report was received, recorded and filed. Motion prevailed.

City of Wilmington



DaWayne Sims
City Treasurer

Treasurer's Report
May 19, 2022

Cash - Ledger Balance (as of 05/18/2022):

General	M & T Bank	\$ 8,096,879.00
Payroll	M & T Bank	\$ 1,147,468.64
Law Department Court Costs	M & T Bank	\$ 4,647.07
Total Petty Cash	M & T Bank	\$ 11,253.58
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	\$ 25,573.65
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		\$ 10,625,748.74

Cash Equivalents & Investments (as of 05/18/2022):

Account Type & Fund	Institution	Investment Type	Number of Days	Interest Rate	Interest Receivable	Investment Amount
LIQUIDITY:						
General	M&T	Overnight Repo	Daily	0.01%	\$ 4.20	\$ 18,534,189.07
General	TD	ARPA funds*	13	0.08%	\$ 702.63	\$ 24,321,661.74
General	TD	High Yield Checking	13	0.08%	\$ 260.62	\$ 9,021,581.26
General	TD	High Yield Checking	13	0.08%	\$ 144.63	\$ 5,006,352.54
General	TD	High Yield Checking	13	0.10%	\$ 1,126.60	\$ 31,198,148.37
SUB-TOTAL:						\$ 88,081,932.98
RESERVE:						
General ¹	TD	High Yield Checking	13	0.08%	\$ 499.01	\$ 17,273,459.31
SUB-TOTAL						\$ 17,273,459.31
RESTRICTED:						
Capital Project	TD	High Yield Checking	13	0.08%	\$ 71.12	\$ 2,461,905.39
Capital Project	TD	High Yield Checking	13	0.08%	\$ 141.89	\$ 4,911,555.95
Capital Project	TD	High Yield Checking	13	0.08%	\$ 893.57	\$ 30,931,146.02
Water/Sewer	TD	High Yield Checking	13	0.08%	\$ 95.93	\$ 3,320,648.22
State Bonds Proceeds	TD	High Yield Checking	13	0.08%	\$ 182.03	\$ 6,301,190.54
SUB-TOTAL						\$ 47,926,446.13
Account Type & Fund	Institution	Investment Type	Maturity Date	Interest Rate	Int. Receiv.	Investment Amount
Police & Fire Remem.	WSFS	CD	7/23/2022	0.50%	\$ 196.19	\$ 25,871.46
Total Investments						\$ 153,307,709.88
Total Cash on Hand						\$ 10,625,748.74
Grand Total						\$ 163,933,458.62

¹ Budget Reserve

*Restricted use. Per ARPA US Treasury Guidelines

DocuSigned by:

DaWayne Sims 5/19/2022

7788CA8083E8468
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
May 19, 2022
DaWayne Sims
City Treasurer
Cash - Ledger Balance (as of 05/18/2022):

Pension Payroll	M & T Bank	\$	9,348.39
Retiree Healthcare	M & T Bank	\$	1,162,982.86
Police Pension	M & T Bank	\$	225,948.36
Fire Pension	M & T Bank	\$	9,348.39
Non-Uniform Pension Act of 1990-Plan 3	M & T Bank	\$	211,641.05
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		\$	1,621,861.86

Cash Equivalents (as of 05/18/2022) & Investments (Market Value as of May 13, 2022)

Account Type & Fund	Institution	Investment Type	Maturity Date	Interest Rate	Interest Receivable	Investment Amount
LIQUIDITY:						
Pension Plan III	WSFS	CD	5/25/2022	0.01%	\$ 3.68	\$ 448,079.48
Fire Pension	TD	CD	8/11/2022	1.10%	\$ 10,152.71	\$ 3,691,893.61
SUB-TOTAL:						\$ 4,139,973.09
RESERVE:						
Pension Trust	Rhumblin 3000					\$ 46,920,204.00
Pension Trust	Fidelity Market Index					\$ 4,390,729.00
Pension Trust	Edgar Lomax					\$ 19,187,886.00
Pension Trust	Rhumblin 1000					\$ 14,524,474.00
Pension Trust	Earnest Partners					\$ 16,904,945.00
Pension Trust	Dodge & Cox					\$ 14,682,731.00
Pension Trust	AB Global Core					\$ 12,842,941.00
Pension Trust	Artisan Global					\$ 11,501,696.00
Pension Trust	MFS Low Global					\$ 13,700,670.00
Pension Trust	Hartford Schroder					\$ 2,563,151.00
Pension Trust	Fidelity Total Intl. Index					\$ 5,185,659.00
Pension Trust	Harding Loevner					\$ 1,219,494.00
Pension Trust	Wellington Emerging					\$ 3,437,008.00
Pension Trust	Clarion Lion					\$ 16,088,836.00
Pension Trust	Morgan Stanley					\$ 11,795,668.00
Pension Trust	LM Capital Core					\$ 36,006,502.00
Pension Trust	Rhumblin Core					\$ 34,523,195.00
Pension Trust	Fidelity Bond Index					\$ 6,877,990.00
Pension Trust	Money Market					\$ 1,146,188.00
Pension Trust	Vanguard-OPEB					\$ 28,410,278.00
SUB-TOTAL						\$ 301,910,245.00
Total Investments						\$ 306,050,218.09
Total Cash on Hand						\$ 1,621,861.86
Grand Total						\$ 307,672,079.95

Total Funds under Treasury Management:

Total Investments						\$ 459,357,927.97
Total Cash on Hand						\$ 12,247,610.60
Grand Total¹						\$ 471,605,538.57

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

DocuSigned by:

DaWayne Sims/19/2022

7768CA8082E8468
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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NON-LEGISLATIVE BUSINESS

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

All Council	Recognize Delaware Chapter of the National Association for Black Veterans, Inc.
Cabrera	Sympathy Joseph A. Marquez
Cabrera	Sympathy Diego Castellanos
Cabrera	Recognize The Charter School of Wilmington
Cabrera	Recognize Devon Still
Oliver	Recognize Kalmar Nyckel Foundation (Tall Ship of Delaware)

Upon a motion of Council Member B. Field, seconded by Council Member McCoy, the public comments segment was extended until 8:00 p.m. Motion prevailed.

PUBLIC COMMENTS

At this time, President Congo opened up the floor for public comments and the following individuals spoke:

- Kevin Melloy
- Lisa Robinson
- Lanita Brooks
- Regina Young
- Chandra Pitts
- Rob Bently
- Jay Rene
- Sharita Sewell
- Kristina Kelly
- Tiffany S.
- SM

LEGISLATIVE BUSINESS

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

Council Member Harlee presented Resolution No. 22-020 (Agenda #0169) as follows:

WHEREAS, the City’s comprehensive development plan entitled “Wilmington 2028: A Comprehensive Plan for Our City and Communities” (the “Comprehensive Plan”) was adopted by City Council on December 12, 2019; and

WHEREAS, at its meeting on February 15, 2022, the City Planning Commission, by its Resolution 1-22, recommended an amendment to the Comprehensive Plan related to the proposed change to the zoning classification of three parcels of land located at the southeast corner of Fourth and Shipley Streets, Wilmington, Delaware (being Tax Parcel Nos. 26- 043.10-188, 26-043.10-189, and 26-043.10-190), which are commonly known as “Humble Park”, from a zoning classification of O (Open Space) to a zoning classification of C-3 (Central Retail); and

WHEREAS, the provisions of City Charter Section 5-600(a) require that a duly advertised public hearing be held by City Council prior to the adoption of modifications to the Comprehensive Plan; and

WHEREAS, City Council proposes to schedule a public hearing for review of the proposed amendment to the Comprehensive Plan.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF WILMINGTON that Council hereby schedules a public hearing to be held on June 16, 2022 at 6:30 p.m. to consider the proposed amendment to the Comprehensive Plan.

BE IT FURTHER RESOLVED that due to the Governor’s March 1, 2022 declaration of a public health emergency and the extensions of such declaration, the public hearing will be conducted virtually with no anchor location. The instructions to access the public hearing virtually will be included on the agenda for the June 16, 2022 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 Harlee, seconded by Council Member Gray, the Resolution was before the Council for consideration. Motion prevailed. Council Member Harlee spoke on the purpose of the Resolution. Council Members Darby and Gray made comments. President Congo made comments. Council Member Darby made additional comments. President Congo made additional comments. Council Member Harlee 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, Harlee, B. Fields, McCoy, Johnson, Cabrera, Mills, Spadola and Walsh, and Council President Congo. Total, eleven. Nays, none. Present, Council Member Darby. Total, one. Absent, Council Member N. Field. Total, one.

President Congo declared the Resolution **adopted**.

Council Member Harlee presented Resolution No. 22-021 (Agenda #0170) as follows:

WHEREAS, on March 3, 2022, Ordinance No. 22-011 (the “Ordinance”) was introduced before City Council proposing an amendment to the “Building Zone Map of Wilmington, Delaware” to change the zoning classification of three parcels of land located at the southeast corner of Fourth and Shipley Streets, Wilmington, Delaware (being Tax Parcel Nos. 26- 043.10-188, 26-043.10-189, and 26-043.10-190), which are commonly known as “Humble Park”, from a zoning classification of O (Open Space) to a zoning classification of C-3 (Central Retail); and

WHEREAS, at its February 15, 2022 regular meeting, the City Planning Commission, by its Resolution 2-22, recommended the approval of the rezoning proposed in the Ordinance after holding a duly advertised public hearing; and

WHEREAS, City Code Section 48-51 requires that a duly advertised public hearing be held by City Council prior to the adoption of the Ordinance; and

WHEREAS, City Council proposes to schedule a public hearing for review of the Ordinance, or a substitute thereto, to be duly advertised in conformity with 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 Council hereby schedules a public hearing on the Ordinance, or a substitute thereto, to be held on June 16, 2022 at 6:30 p.m. to consider the Ordinance’s proposal to rezone three parcels of land located at the southeast corner of Fourth and Shipley Streets, Wilmington, Delaware (being Tax Parcel Nos. 26- 043.10-188, 26-043.10-189, and 26-043.10- 190), which are commonly known as “Humble Park”, from a zoning classification of O (Open Space) to a zoning classification of C-3 (Central Retail).

BE IT FURTHER RESOLVED that due to the Governor’s March 1, 2022 declaration of a public health emergency and the extensions of such declaration, the public hearing will be conducted virtually with no anchor location. The instructions to access the public hearing virtually will be included on the agenda for the June 16, 2022 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 Harlee, seconded by Council Member Walsh, the Resolution was before the Council for its consideration. Motion prevailed. Council Member Harlee spoke on the purpose of the Resolution.

President Congo requested the Clerk 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, B. Fields, McCoy, Johnson, N. Field, Cabrera, Mills, Spadola and Walsh, and Council President Congo. Total, twelve. Nays, none. Present, Council Member Darby. Total, one.

President Congo declared the Resolution **adopted**.

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

Council Member Johnson presented and called for the third and final reading Ordinance No. 22-013 (Agenda #0150) entitled:

AN ORDINANCE ESTABLISHING A RATE OF
TAXATION ON REAL PROPERTY AND THE
TAXABLE PROPERTY OF PUBLIC UTILITIES
FOR THE FISCAL YEAR BEGINNING ON
JULY 1, 2022 AND ENDING ON JUNE 30, 2023

Council Member Johnson presented **Substitute No. 1 (Rev. #2)** in lieu of that Ordinance:

AN ORDINANCE ESTABLISHING A RATE OF
TAXATION ON REAL PROPERTY AND THE
TAXABLE PROPERTY OF PUBLIC UTILITIES
FOR THE FISCAL YEAR BEGINNING ON
JULY 1, 2022 AND ENDING ON JUNE 30, 2023

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

President Congo requested the Clerk to call for the roll.

The above-reference **Substituted** 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, B. Fields, McCoy, Johnson, N. Field, Cabrera, Mills and Walsh. Total, ten. Nays, Council Members Darby and Spadola, and Council President Congo. Total, three.

President Congo declared the Substitute Ordinance **adopted**.

Council Member Johnson presented and called for the third and final reading Ordinance No. 22-014 (Agenda #0151) entitled:

AN ORDINANCE TO ADOPT A CAPITAL PROGRAM FOR
THE SIX FISCAL YEARS 2023 – 2028 INCLUSIVE

IMPACT STATEMENT: This six-year Capital Program for Fiscal Years 2023 – 2028 is in the amount of \$266,298,144. This is an estimate of funds necessary to meet the future capital needs of the City. The breakdown is as follows: \$88,715,250, General Fund; \$151,582,894, Water/Sewer Fund; and \$26,000,000, Other Funds.

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

President Congo requested the Clerk to call for the roll.

The above-reference 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, B. Fields, McCoy, Johnson, N. Field, Cabrera, Mills, Spadola and Walsh. Total, eleven. Nays, Council Member Darby and Council President Congo. Total, two.

President Congo declared the Ordinance **adopted**.

Council Member Johnson presented and called for the third and final reading Ordinance No. 22-015 (Agenda #0152) entitled:

AN ORDINANCE TO ADOPT A CAPITAL BUDGET FOR
FISCAL YEAR 2023

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

President Congo requested the Clerk to call for the roll.

The above-reference 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, B. Fields, McCoy, Johnson, N. Field, Cabrera, Mills, Spadola and Walsh. Total, eleven. Nays, Council Member Darby and Council President Congo. Total, two.

President Congo declared the Ordinance **adopted**.

Council Member Johnson presented and called for the third and final reading Ordinance No. 22-016 (Agenda #0153) entitled:

AN ORDINANCE ADOPTING THE ANNUAL OPERATING
BUDGET FOR THE FISCAL YEAR BEGINNING ON
JULY 1, 2022 AND ENDING ON JUNE 30, 2023

Council Member Johnson presented a **Substitute (Rev. 1)** in lieu of that Ordinance:

AN ORDINANCE ADOPTING THE ANNUAL OPERATING
BUDGET FOR THE FISCAL YEAR BEGINNING ON
JULY 1, 2022 AND ENDING ON JUNE 30, 2023

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 on the purpose of the Substitute Ordinance and made comments. Council Members Spadola, Darby, Oliver, Cabrera, B. Fields, Walsh and McCoy made comments. Council Member Cabrera made additional comments. President Congo made comments. Council Members Mills and Harlee made comments. Council Member Johnson made closing comments.

President Congo requested the Clerk to call for the roll.

The above-reference **Substitute** Ordinance was read for the third and final time and was adopted by title and section recurring to the Enacting Clause and was passed by the following Yea and Nay Roll Call Vote: Yeas, Council Members Gray, Oliver, Harlee, B. Fields, McCoy, Johnson, N. Field, Cabrera, Mills and Walsh. Total, ten. Nays, Council Members Darby and Spadola, and Council President Congo. Total, three.

President Congo declared the Substitute Ordinance **adopted**.

Council Member Johnson presented and called for the third and final reading Ordinance No. 22-017 (Agenda #0154) entitled:

AN ORDINANCE TO AMEND CHAPTER 45 OF THE
CITY CODE REGARDING SEWER SYSTEM RATES
AND CHARGES AND WATER RATES AND CHARGES
FOR FISCAL YEAR 20023

FISCAL IMPACTMENT: The projected fiscal impact of this Ordinance is an annual increase of almost \$2.49 million in revenue (net of bad debt) to the Water/Sewer Fund. Below is a table showing the fiscal impact on a typical residential customer living in the City.

[remainder of this page intentionally left blank]

FY 2023 Rate Increase Impact on Typical Residential Customer				
Water, Sewer & Stormwater Typical Monthly Bill Impact (Inside City Residential 5/8 inch meter @ 4,000 gallons monthly consumption)				
Services	Monthly Charges FY 2022	Monthly Charges FY 2023	Monthly Increases	Monthly % Increase
Water	\$32.74	\$34.37	\$1.63	5.0%
Sewer	23.95	25.14	1.19	5.0%
Stormwater	5.05	5.05	0.00	0.0%
Total Bill	\$61.74	\$64.56	\$2.82	4.6%

Upon a motion of Council Member Johnson, seconded by Council Member Walsh, the Ordinance was before the Council for its consideration. Motion prevailed. Council Member Johnson spoke on the purpose of the Ordinance and made comments. Council Members McCoy, Oliver, Darby, Harlee and Walsh made comments. Council Member Oliver made additional comments. Council Member Darby made additional comments. Council Member Johnson made closing comments.

President Congo requested the Clerk to call for the roll.

The above-reference 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, B. Fields, McCoy, Johnson, N. Field, Cabrera, Mills and Walsh. Total, ten. Nays, Council Members Darby and Spadola, and Council President Congo. Total, three.

President Congo declared the Ordinance **adopted**.

Council Member Johnson presented and called for the third and final 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

Council Member Johnson presented a **Substitute (Rev. 1)** in lieu of that Ordinance:

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 beginning June 1, 2022, at an estimated cost to New Castle County Council of thirty-four thousand five-hundred dollars (\$34,500.00).

Upon a motion of Council Member Johnson, seconded by Council Member Walsh, the Ordinance was before the Council for its consideration. Motion prevailed. Council Member Jonson spoke on the purpose of the Substitute Ordinance and made comments. Council Members Spadola, McCoy, B. Fields, Gray, Oliver, Walsh and Cabrera made comments. Council Member Oliver made additional comments. Council Member B. Fields made additional comments. Council Member Johnson made closing comments.

President Congo requested the Clerk to call for the roll.

The above-reference 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, Darby, Oliver, Harlee, B. Fields, McCoy, Johnson, N. Field, Cabrera, Mills, Spadola and Walsh, and Council President Congo. Total, thirteen. Nays, none.

President Congo declared the Ordinance **adopted**.

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

Council Member Cabrera presented Resolution No. 22-022 (Agenda #0172) as follows:

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

WHEREAS, the City of Wilmington's Department of Planning and Development (the "Department") submitted a grant application to the Delaware Department of State, Division of Historical and Cultural Affairs, in the amount of \$16,682.00 to continue the City's Historic Preservation Planning Program, which has been in existence for over 35 years; and

WHEREAS, on March 10, 2022, pursuant to §2-363(b), the Department provided notice to the President of City Council and City Council Members that the Department would be submitting the grant application by the deadline of March 25, 2022; 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 intends to use the grant, as it has in past years, to partially fund the position of Historic Preservation Planner; and

WHEREAS, the Historic Preservation Planner supports all City departments in providing essential city functions in historic neighborhoods; perform mandatory reviews for U.S. Department of Housing & Urban Development-supported City projects; responds to constituents requests for information on historic properties, federal, state and local incentives for maintenance, and sources of information for best maintenance practices and research; develops history-based outreach projects and contributes to the efforts of other organizations; and participates in history-based statewide initiatives for planning, commemoration, and public awareness; and

WHEREAS, the grant requires matching funds that equal forty percent (40%) of the minimum total project cost of \$27,803.33, which amounts to \$11,121.33; and

WHEREAS, the matching funds will be provided by already budgeted funds; 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's grant application to the Delaware Department of State, Division of Historical and Cultural Affairs in the amount of \$16,682.00 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 forty percent (40%) of the minimum total project cost and the City has included more than sufficient funds in the approved FY 2022 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.

Upon a motion of Council Member Cabrera, seconded by Council Member Walsh, the Resolution was before the Council for its consideration. Motion prevailed. Council Member Cabrera made 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, Darby, Oliver, Harlee, B. Fields, McCoy, Johnson, N. Field, Cabrera, Mills, Spadola and Walsh, and Council President Congo. Total, thirteen. Nays, none.

President Congo declared the Resolution **adopted**.

Council Members Mills and Spadola did not have any legislation to present this evening.

Council Member Walsh presented Resolution No. 22-023 (Agenda #0173) as follows:

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

WHEREAS, the City, through the Wilmington Police Department, has submitted a grant application to the State of Delaware Special Law Enforcement Assistance Fund in the total amount of \$65,000.00; and

WHEREAS, proposed grant funding in the amount of \$30,000.00 would allow for the purchase of three (3) Ballistic Blanket Protective Systems, which are blanket-like equipment containing ballistic material that can withstand gunfire, to replace existing equipment purchased in 2005 that is no longer effective at providing protection. This equipment would be used to help protect members of the public and police officers during rescues from high-risk situations; and

WHEREAS, proposed grant funding in the amount of \$35,000.00 would allow for the purchase of two (2) robotic devices to replace existing devices which are no longer effective at supporting the Crisis Management Tactical Team to establish communication with subjects involved in armed barricade incidents, hostage situations or other high-risk operations; and

WHEREAS, the proposed grant funding would cover expenses that would otherwise have to be covered by the Police Department's annual budget, continuing the Police Department's efforts to identify funding opportunities to offset increases to the City budget. Further, this equipment supports public safety and officer safety during high-risk operations; and

WHEREAS, no local matching funds are required; and

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

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF WILMINGTON that the Wilmington Police Department's grant application to the State of Delaware Special Law Enforcement Assistance Fund in the total amount of \$65,000.00 is hereby authorized.

BE IT FURTHER RESOLVED that the Chief of Police, or 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 local matching funds are required by this grant.

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

Council Member Walsh spoke on the purpose of the Resolution. Council Member Gray made 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, Harlee, B. Fields, McCoy, Johnson, N. Field, Cabrera, Mills, Spadola and Walsh, and Council President Congo. Total, twelve. Nays, Council Member Darby. Total, one.

President Congo declared the Resolution **adopted**.

PETITIONS AND COMMUNICATIONS

Council Members and Council President spoke on the following: displacement of families on Adams Street; Councilmembers, staff and the Administration were thanked for being engaged in the budget process and for their hard work; announcement of upcoming Health, Aging & Disabilities Committee meeting; announcement of community events and community meetings; open streets; and including but not limited to housing issues and the need to accept accountability.

Note: During Petitions and Communications, Council Members Walsh, Spadola, Mills, B. Fields and Harlee were excused for the remainder of the meeting.

ADJOURNMENT

Upon a motion of Council Member Gray, seconded by Council Member B. Fields, Council adjourned at 10:43 p.m. Motion prevailed.

Attest: Maribel Seijo
Maribel Seijo, City Clerk