

*Wilmington City Council
Wilmington, Delaware
January 19, 2023*

City Council met in regular session 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 Oliver, B. Fields (virtual), McCoy, Johnson, N. Field, Cabrera, Mills, Spadola and Bracy, and Council President Congo. Total, ten. Absent with leave, Council Members Darby and Harlee. Total, two.

MINUTES

After reading a portion of the minutes of January 5, 2023, upon a motion of Council Member Cabrera, seconded by Council Member McCoy, it was moved they be accepted as written. Motion prevailed.

COMMITTEE REPORTS

The City Clerk read the following committee report:

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		
James Spadola		Y	
Ernest "Trippi" Congo, Ex-Officio	Y		

President and Members of Council of
The City of Wilmington

January 9, 2023

Ladies and Gentlemen:

We, your Finance & Economic Development Committee met by **anchor location and remote participation**, to who was referred **Ordinance No. 23-001** entitled:

An Ordinance Authorizing the Issuance of the City’s General Obligation Bond (Price’s Run Interceptor Rehabilitation Project), Series of 2023-WPCRF, in Order to Provide the Funds Necessary for the City of Wilmington’s Price’s Run Interceptor Rehabilitation Project; Providing for the Sale of the 2023 Bond to the Delaware Water Pollution Control Revolving Fund; and Authorizing Other Necessary Action

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

Respectfully submitted, Members of
Finance & Economic Development Committee

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

The City Clerk read the following committee report:

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		
James Spadola		Y	
Ernest “Trippi” Congo, Ex-Officio	Y		

President and Members of Council of
The City of Wilmington

January 9, 2023

Ladies and Gentlemen:

We, your Finance & Economic Development Committee met by **anchor location and remote participation**, to who was referred **Ordinance No. 23-002** entitled:

An Ordinance Authorizing the Issuance of the City’s General Obligation Bond (11th Street Pump Station Phase 2 Project), Series of 2023-WPCRF, in Order to Provide the Funds Necessary for the Replacement of and Certain Upgrades to the 11th Street Pump Station; Providing for the Sale of the 2023 Bond to the Delaware Water Pollution Control Revolving Fund; and Authorizing Other Necessary Action

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

Respectfully submitted, Members of
Finance & Economic Development Committee

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

The City Clerk read the following committee report:

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		
James Spadola		Y	
Ernest "Trippi" Congo, Ex-Officio	Y		

President and Members of Council of
The City of Wilmington

January 9, 2023

Ladies and Gentlemen:

We, your Finance & Economic Development Committee met by **anchor location and remote participation**, to who was referred **Ordinance No. 23-003** entitled:

An Ordinance Authorizing the Issuance of the City's General Obligation Bond (Digester Rehabilitation Phase 2 Project), Series of 2023-WPCRF, in Order to Provide the Funds Necessary for the City of Wilmington's Rehabilitation of Digester #5 at the Wilmington Wastewater Treatment Plant; Providing for the Sale of the 2023 Bond to the Delaware Water Pollution Control Revolving Fund; and Authorizing Other Necessary Action

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

Respectfully submitted, Members of
Finance & Economic Development Committee

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

The City Clerk read the following committee report:

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		
James Spadola		Y	
Ernest "Trippi" Congo, Ex-Officio	Y		

President and Members of Council of
The City of Wilmington

January 9, 2023

Ladies and Gentlemen:

We, your Finance & Economic Development Committee met by **anchor location and remote participation**, to who was referred **Ordinance No. 23-004** entitled:

An Ordinance Authorizing the Issuance of the City's General Obligation Bond (Aeration Process Phases 1 & 2 Project), Series of 2023-WPCRF, in Order to Provide the Funds Necessary for the City of Wilmington's Aeration Process Upgrades (Phases 1 & 2) at the Wilmington Wastewater Treatment Plant; Providing for the Sale of the 2023 Bond to the Delaware Water Pollution Control Revolving Fund; and Authorizing Other Necessary Action

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

Respectfully submitted, Members of
Finance & Economic Development Committee

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

The City Clerk read the following committee report:

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		
James Spadola		Y	
Ernest "Trippi" Congo, Ex-Officio	Y		

President and Members of Council of
The City of Wilmington

January 9, 2023

Ladies and Gentlemen:

We, your Finance & Economic Development Committee met by **anchor location and remote participation**, to who was referred **Ordinance No. 23-005** entitled:

An Ordinance Authorizing the Issuance of the City's General Obligation Bond (Dewatering Process Rehabilitation Project), Series of 2023-WPCRF, in Order to Provide the Funds Necessary for the City of

Wilmington's Process Rehabilitation Project at the Wilmington Wastewater Treatment Plant; Providing for the Sale of the 2023 Bond to the Delaware Water Pollution Control Revolving Fund; and Authorizing Other Necessary Action

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

Respectfully submitted, Members of
Finance & Economic Development Committee

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

TREASURER'S REPORT

The following Treasurer's Report for January 19, 2023 was read into the record by City Clerk and upon a motion of Council Member Cabrera, seconded by Council Members Oliver and McCoy, the Report was received, recorded and filed. Motion prevailed.

Note: The Treasurer's Report is included herein as an insert from Page 6 to Page 8.

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City of Wilmington



DaWayne Sims
City Treasurer

Treasurer's Report
January 19, 2023

Cash - Ledger Balance (as of 01/18/2023):

General	M & T Bank	\$ 11,972,298.00
Payroll	M & T Bank	\$ 939,731.58
Law Department Court Costs	M & T Bank	\$ 4,307.07
Total Petty Cash	M & T Bank	\$ 6,190.85
Police - Evidence Found (Currency)	M & T Bank	\$ 1,228,486.97
Police & Fire Remembrance	M & T Bank	\$ 10,644.49
Police Department Discretionary	M & T Bank	\$ 25,368.79
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		\$ 14,303,928.59

Cash Equivalents & Investments (as of 01/18/2023):

Account Type & Fund	Institution	Investment Type	Number of Days	Interest Rate	Interest Receivable	Investment Amount
LIQUIDITY:						
General	M&T	Overnight Repo	Daily	0.01%	\$ 5.37	\$ 20,163,911.79
General	TD	ARPA funds*	13	2.58%	\$ 26,976.69	\$ 28,955,300.23
General	TD	High Yield Checking	13	2.58%	\$ 8,486.61	\$ 9,109,061.66
General	TD	High Yield Checking	13	2.58%	\$ 6.53	\$ 7,012.13
General	TD	High Yield Checking	13	2.58%	\$ 20,015.14	\$ 21,483,156.85
SUB-TOTAL:						\$ 79,718,442.65
RESERVE:						
General ¹	TD	High Yield Checking	13	2.58%	\$ 16,249.16	\$ 17,440,956.45
SUB-TOTAL						\$ 17,440,956.45
RESTRICTED:						
Capital Project	TD	High Yield Checking	13	2.58%	\$ 1,994.94	\$ 2,141,261.59
Capital Project	TD	High Yield Checking	13	2.58%	\$ 3,248.29	\$ 3,486,541.84
Capital Project	TD	High Yield Checking	13	2.58%	\$ 24,964.74	\$ 26,795,783.88
Water/Sewer	TD	High Yield Checking	13	2.58%	\$ 3,123.74	\$ 3,352,847.86
State Bonds Proceeds	TD	High Yield Checking	13	2.58%	\$ 11,711.96	\$ 12,570,979.06
SUB-TOTAL						\$ 48,347,414.23
Account Type & Fund	Institution	Investment Type	Maturity Date	Interest Rate	Int. Receiv.	Investment Amount
Police & Fire Remem.	WSFS	CD	1/23/2024	0.15%	\$ 59.18	\$ 25,871.46
General	TD	CD	1/20/2023	4.33%	\$ 168,355.18	\$ 45,152,250.00
Total Investments						\$ 190,684,934.79
Total Cash on Hand						\$ 14,303,928.59
Grand Total						\$ 204,988,863.38

¹ Budget Reserve

*Restricted use. Per ARPA US Treasury Guidelines

DocuSigned by:

DaWayne Sims / 19/2023

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DaWayne Sims, City Treasurer

CITY TREASURER'S OFFICE

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

WWW.WILMINGTONDE.GOV • PHONE: (302) 576-2480 • FAX: (302) 573-5568

City of Wilmington



DaWayne Sims
City Treasurer

Treasurer's Report - Pensions I
January 19, 2023

Cash - Ledger Balance (as of 01/18/2023):

Pension Payroll	M & T Bank	\$	31,431.67
Retiree Healthcare	M & T Bank	\$	773,818.69
Police Pension	M & T Bank	\$	1,935,659.29
Fire Pension	M & T Bank	\$	841,950.45
Non-Uniform Pension Act of 1990-Plan 3	M & T Bank	\$	324,569.81
Non-Uniform Pension Plan 2	M & T Bank	\$	12,880.00
Old Non-Uniform Pension - Plan 1	M & T Bank	\$	1,592.81
Total Cash on Hand		\$	3,921,902.72

Cash Equivalents (as of 01/18/2023) & Investments (Market Value as of January 13, 2023)

Account Type & Fund	Institution	Investment Type	Maturity Date	Interest Rate	Interest Receivable	Investment Amount
LIQUIDITY:						
Fire Pension	TD	CD	2/8/2023	4.39%	\$ 8,471.59	\$ 2,232,958.42
SUB-TOTAL:						\$ 2,232,958.42
RESERVE:						
Pension Trust	Rhumblin 3000					\$ 52,877,918.00
Pension Trust	Fidelity Market Index					\$ 3,650,756.00
Pension Trust	Edgar Lomax					\$ 16,115,347.00
Pension Trust	Rhumblin 1000					\$ 14,061,723.00
Pension Trust	Earnest Partners					\$ 16,275,248.00
Pension Trust	Dodge & Cox					\$ 15,745,777.00
Pension Trust	Artisan Global					\$ 11,622,899.00
Pension Trust	MFS Low Global					\$ 13,236,962.00
Pension Trust	Hartford Schroder					\$ 4,221,259.00
Pension Trust	Fidelity Total Intl. Index					\$ 12,565,763.00
Pension Trust	Harding Loevner					\$ 1,296,642.00

DocuSigned by:

DaWayne Sims 1/19/2023

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DaWayne Sims, City Treasurer

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City of Wilmington



DaWayne Sims
City Treasurer

Treasurer's Report - Pensions II
January 19, 2023

Investments (Market Value as of January 13, 2023)

Account Type & Fund	Institution	Investment Type	Maturity Date	Interest Rate	Interest Receivable	Investment Amount
RESERVE:						
Pension Trust	Wellington Emerging					\$ 2,902,832.00
Pension Trust	Clarion Lion					\$ 15,340,257.00
Pension Trust	Morgan Stanley					\$ 10,518,915.00
Pension Trust	JP Morgan					\$ 13,319,190.00
Pension Trust	LM Capital Core					\$ 31,911,140.00
Pension Trust	Rhumblin Core					\$ 28,156,167.00
Pension Trust	Fidelity Bond Index					\$ 2,647,330.00
Pension Trust	Money Market					\$ 1,243,172.00
Pension Trust	Vanguard-OPEB					\$ 28,720,567.00
SUB-TOTAL						\$ 296,429,864.00
Total Investments						\$ 298,662,822.42
Total Cash on Hand						\$ 3,921,902.72
Grand Total						\$ 302,584,725.14

Total Funds under Treasury Management:

Total Investments						\$ 489,347,757.21
Total Cash on Hand						\$ 18,225,831.31
Grand Total¹						\$ 507,573,588.52

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

DocuSigned by:

DaWayne Sims 1/19/2023

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DaWayne Sims, City Treasurer

CITY TREASURER'S OFFICE

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NON-LEGISLATIVE BUSINESS

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

- a. Recognition Resolutions
 - Darby Recognize Theresa Webster (100th Birthday)
 - McCoy Recognize the Opening of the MSK Community Center
 - Oliver Recognize Wilmington United Lions Club
 - Oliver Recognize Howard High School 1973 Championship Basketball Team (50th Anniversary)
- b. Sympathy Resolutions
 - Johnson Sympathy Alice M. Donnelly Soja

PUBLIC COMMENTS

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

- Deacon Earl Tate
- Dwight Davis
- D. Marque Hall
- Anthony Davis
- Amy Solomon (virtually)
- Kevin Melloy

LEGISLATIVE BUSINESS

President Congo dispensed from calling each Councilmembers name for legislative business.

President Congo reminded members of Council that pursuant to Council Rules for legislative matters, the sponsor is entitled to speak first and last, and during debate, each Councilmember may speak twice for up to five (5) minutes each time.

Council Member Oliver presented and called for the first and second reading Ordinance No. 23-006 (Agenda #0268) entitled:

AN ORDINANCE TO AUTHORIZE AND APPROVE
THE FIRST AMENDMENT TO CONTRACT 23008WDPS
(WATER DIVISION BUILDING/RACEWAY AND
FACILITIES MANAGEMENT AND MAINTENANCE
SERVICES) BETWEEN THE CITY OF WILMINGTON
AND MERIT CONSTRUCTION ENGINEERS, INC.

FISCAL IMPACT STATEMENT: The fiscal impact of this Ordinance is an amendment with an estimated maximum price of One Million Six Hundred Twenty-Two Thousand Six Hundred Dollars (\$1,622,600.00) for each of Fiscal Years 2024 and 2025 and an estimated maximum price of One Million Six Hundred Twenty-Two Thousand Six Hundred Dollars (\$1,622,600.00) plus increased costs, if any, not to exceed the Consumer Price Index – Urban (CPI-U) for all urban consumers for all items in the Wilmington Metropolitan Area for the prior year for each of Fiscal Years 2026 and 2027.

The above-referenced Ordinance was given two readings by title only and upon a motion of Council Member Oliver, seconded by Council Member McCoy, the Ordinance was received, recorded and referred to Public Works & Transportation. Motion prevailed.

Council Member Oliver presented Resolution No. 23-005 (Agenda #0269) 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, on September 28, 2022, the City, through the Department of Public Works (the “Department”), submitted a 2022 Project Planning Advances for Wastewater, Surface Water, and Drinking Water Projects (“PPA Program”) application to the State of Delaware Department of Natural Resources and Environmental Control (“DNREC”) requesting grant assistance in the amount of \$100,000; and

WHEREAS, the PPA Program is a grant program assisting municipal governments in preparing Preliminary Engineering Reports (“PERs”) and Environmental Information Documents (“EIDs”) needed in order to apply for loans for public wastewater and drinking water projects under the Water Pollution Control Revolving Fund, which is commonly known as the Clean Water State Revolving Fund created by the Delaware Legislature in 1990, or the Drinking Water State Revolving Fund, which was developed as required under the Federal Safe Drinking Water Act Amendment of 1996; and

WHEREAS, the Department intends to use the grant funds to request that Black & Veatch complete a PER and EID in preparation of the Department’s application to the Clean Water State Revolving Fund for green infrastructure improvements, including bioretention gardens and bioswales, to the Adams Street Area to reduce pollution in its waterways through the reduction of combined sewer overflows; and

WHEREAS, no matching funds from the City are required; 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 Public Works’ grant application to the State of Delaware Department of Natural Resources and Environmental Control in the amount of \$100,000.00 is hereby authorized.

BE IT FURTHER RESOLVED that the Commissioner of the Department of Public Works, or their 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, as no local matching funds are required.

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

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: Oliver, B. Fields, McCoy, Johnson, N. Field, Cabrera, Mills, Spadola and Bracy, and Council President Congo. Total, ten. Nays, none. Absent, Council Members Darby and Harlee. Total, two.

President Congo declared the Resolution **adopted**.

On behalf of President Congo, Council Member Bracy presented Resolution No. 23-006 (Agenda #0270) as follows:

WHEREAS, City Council recognizes the fundamental and critical role of promoting human rights and addressing discrimination at the local level; and

WHEREAS, the *City Council Taskforce to Study and Develop Reparation Proposals for African Americans, with a Special Consideration for African Americans Who are Descendants of Persons Enslaved in the United States* (hereinafter the "Taskforce") was established by Resolution No. 20-080 as amended; and

WHEREAS, Resolution No. 22-078, named the individuals appointed to serve on the Taskforce based on their issue area expertise in fields closely related to African American history, economic development, finance and other related fields and their demonstrated interest and achievements in efforts to promote diversity, equality, equity and understanding of civil and human rights, and to dismantle injustice, discrimination, bigotry, hatred and harassment within the City, as evidenced through the production of resumes, recommendation letter(s) and other relevant documentation; and

WHEREAS, Resolution No. 22-007 amended the composition of the Taskforce to add that one member shall be a current Wilmington City Councilperson, and removed the language that proposed members shall hold no other public office.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF WILMINGTON that this Legislative body hereby amends Resolution No. 22-078 to appoint Dwight L. Davis, a member of the public who meets the criteria set forth in Resolution No. 20-080 as amended, and, Council Member Albert Mills, a current Wilmington City Councilperson, in accordance with Resolution No. 22-007.

BE IT FURTHER RESOLVED that these individuals shall contribute to the process of making findings and recommendations to City Council regarding issues of systemic racial disparity, racist practices and procedures and/or institutional discrimination against African Americans, resulting from the delivery or provision of City government services or the implementation or effect of City policies, and resulting from the delivery or provision of other government provided services or widely implemented business practices or the implementation or effect of government policies or business practices.

Upon a motion of Council Member Bracy, seconded by Council Member McCoy, the Resolution was before the Council for its consideration. Motion prevailed. Council Member Bracy spoke on the purpose of the Resolution and 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 Oliver, B. Fields, McCoy, Johnson, N. Field, Cabrera, Mills, Spadola and Bracy, and Council President Congo. Total, ten. Nays, none. Absent, Council Members Darby and Harlee. Total, two.

President Congo declared the Resolution **adopted**.

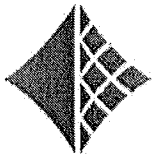
On behalf of Council Member Harlee, upon a motion of Council Member McCoy, seconded by Council Member Oliver, Council dissolved into the Committee of the Whole for the purpose of holding a public hearing on Ordinance No. 22-050. Motion prevailed.

PUBLIC HEARING - ORDINANCE NO. 22-050
AN ORDINANCE TO REZONE FOURTEEN PARCELS OF
LAND WITHIN THE AREA GENERALLY BOUNDED BY MARYLAND
AVENUE, THE AMTRAK RAILROAD CORRIDOR, I-95, AND LOWER
ELM STREET FROM A ZONING CLASSIFICATION OF M-1 (LIGHT
MANUFACTURING) TO A ZONING CLASSIFICATION OF C-2
(SECONDARY BUSINESS CENTERS)

President Congo requested the Clerk read the Affidavit of Publication.

The City Clerk read in part the following Affidavit of Publication:

Note: The Affidavit of Publication is attached herein as an insert from Page 13 through Page 14.



The News Journal
Media Group

A GANNETT COMPANY

Street Address:
950 West Basin Road
New Castle, DE 19720

(302) 324-2500
(800) 235-9100

Mailing Address:
P.O. Box 15505
Wilmington, DE 19850

Legal Desk:
(302) 324-2676
Legal Fax:
302 324-2249

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AFFIDAVIT OF PUBLICATION

of Affidavits 1

This is not an invoice

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 edition dated as follows :

12/15/2022 A.D 2022

Sworn and subscribed before me, this 15 day of December,
2022

Ad Number: 0005521049

Legal notification printed at larger size for affidavit.

Notary Public, State of Wisconsin, County of Brown

919.25

My commission expires

VICKY FELTY
Notary Public
State of Wisconsin

Notice of time and place of a public hearing before Wilmington City Council on Ordinance No. 22-050, which proposes to amend Chapter 48 of the Wilmington City Code.

In accordance with the enactment of Delaware General Assembly Senate Bill 94, members of the public will be allowed to participate in the public hearing either in person in the Council Chambers, 1st floor, City/County Building, 800 N. French Street, Wilmington, Delaware or virtually on January 19, 2023 at 6:30 p.m. before Wilmington City Council, sitting as a Committee of the Whole, for the purpose of considering Ordinance No. 22-050 entitled:

AN ORDINANCE TO REZONE FOURTEEN PARCELS OF LAND WITHIN THE AREA GENERALLY BOUNDED BY MARYLAND AVENUE, THE AMTRAK RAILROAD CORRIDOR, I-95, AND LOWER ELM STREET FROM A ZONING CLASSIFICATION OF M-1 (LIGHT MANUFACTURING) TO A ZONING CLASSIFICATION OF C-2 (SECONDARY BUSINESS CENTERS)

The instructions to access the public hearing virtually will be included on the agenda for the January 19, 2023 Council meeting.

Ordinance No. 22-050 was introduced in City Council at a regular meeting held on December 8, 2022 and received 1st & 2nd readings at that time. Resolution No. 22-080, adopted at the December 8, 2022 City Council meeting, directs that a public hearing on Ordinance No. 22-050 be held by City Council on January 19, 2023 at 6:30 p.m. in the Council Chambers and directs the President of City Council and the Wilmington City Clerk to give public notice of said hearing in the manner and form required by the Zoning Enabling Act and the Wilmington City Code. Ordinance No. 22-050 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 Wilmington Zoning Code 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 and report of the City Planning Commission related to this proposed amendment may be requested by contacting the City Clerk's Office at (302) 576-2144 from 8:30 a.m. to 4:30 p.m., except on Saturdays, Sundays, and holidays.

By direction of City Council
ERNEST M. CONGO II, President
12/15-NJ

City Clerk
MARIBEL SEJO

0005521049-01

Upon a motion of Council Member McCoy, seconded by Council Members Oliver and Johnson, the Affidavit of Publication was made a part of the record. Motion prevailed.

President Congo requested the Clerk to read the Planning Commission Report.

The City Clerk read the Planning Commission Report and upon a motion of Council Member McCoy, seconded by Council Member Oliver, 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 January 19, 2023 City Council meeting and public hearing, which is incorporated herein by reference.

Ms. Gwinn Kaminsky (Planning Manager) did a presentation, which is reflected in the videotape of the January 19, 2023 City Council meeting and public hearing, which is incorporated herein by reference.

President Congo opened up the floor for comments by members of Council, however, nobody requested the privilege of the floor.

At this time, President Congo opened up the floor for anyone from the public to speak for or against the proposed rezoning and nobody requested the privilege of the floor. Council Member McCoy made comments.

Upon a motion of Council Member McCoy, seconded by Council Member Oliver, Council returned to regular order of business. Motion prevailed.

RETURN TO REGULAR ORDER OF BUSINESS

President Congo requested the Clerk to read the committee report.

The City Clerk read the following committee report:

Community Development & Urban Planning Committee Members	Present	Absent w/Leave	Absent w/out Leave
Maria D. Cabrera, Chair	x		
Nathan Field, Vice Chair	x		
Yolanda M. McCoy	x		
Bregetta A. Fields	x		
James Spadola	x		
Shané N. Darby	x		
Ernest "Trippi" Congo II, Ex-Officio	x		

President and Members of Council of
The City of Wilmington

January 12, 2023

Ladies and Gentlemen:

We, your Community Development & Urban Planning Committee met by **anchor location and remote participation**, to who was referred **Ordinance No. 22-050** entitled:

AN ORDINANCE TO REZONE FOURTEEN PARCELS OF LAND WITHIN THE AREA GENERALLY BOUNDED BY MARYLAND AVENUE, THE AMTRAK RAILROAD CORRIDOR, I-95, AND LOWER ELM STREET FROM A ZONING CLASSIFICATION OF M-1 (LIGHT MANUFACTURING) TO A ZONING CLASSIFICATION OF C-2 (SECONDARY BUSINESS CENTERS)

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 Cabrera, seconded by Council Member Oliver, the Report was received, recorded and filed. Motion prevailed.

President Congo asked the Clerk if there were any Findings and the Clerk responded.

The City Clerk read in part the following Findings:

MEMORANDUM

TO: The Honorable Ernest “Trippi” Congo II, President of City Council
The Honorable Members of City Council

FROM: Elizabeth D. Power, Senior Assistant Cit Solicitor

CC: Mona Parikh, Council Chief of Staff
Marchelle Basnight, City Council Senior Legislative Advisor & CFO
Maribel Seijo, City Clerk
Tanya Washington, Mayor’s Chief of Staff
Jeffrey J. Starkey, Director, Department of Land Use and Planning
Timothy C. Lucas, Deputy Director, Dept. of Land Use and Planning
Gwineth Kaminsky Planning Manager
Robert M. Goff, Jr., City Solicitor

DATE: January 18, 2023

RE: City Council Findings Supporting the Enactment of Ordinance No. 22-050 to Rezone Fourteen Parcels of Land Within the Area Generally Bounded by Maryland Avenue, the Amtrak Railroad Corridor, I-95, and Lower Elm Street from a Zoning Classification of M-1 (Light Manufacturing) to a Zoning Classification of C-2 (Secondary Business Centers)

Enclosed please find a copy of the findings (the “Findings”) prepared in connection with City Council’s scheduled public hearing on January 19, 2023 regarding the above-referenced zoning ordinance (the “Ordinance”). The Findings supplement the record of the City Planning Commission (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 Planning Commission at its regular meeting following its public hearing on December 13, 2022. At that meeting, the Planning Commission approved its Resolution 9-22, 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. 22-050

City Council makes the following findings (the “Findings”) regarding the rezoning of the parcels of land that are the subject of Ordinance No. 22-050 (the “Ordinance”).

Proposed Rezoning Action:

An Ordinance to Rezone Fourteen Parcels of Land Within the Area Generally Bounded by Maryland Avenue, the Amtrak Railroad Corridor, I-95, and Lower Elm Street from a Zoning Classification of M-1 (Light Manufacturing) to a Zoning Classification of C-2 (Secondary Business Centers)

1. The current zoning classification of the affected corridor is not appropriate because (i) Maryland Avenue is an important gateway into the City, (ii) it does not currently include any operational manufacturing facilities, and (iii) light manufacturing is not appropriate adjacent to the Christina River waterfront, which has been extensively redeveloped with mixed residential and

commercial uses under the W-4 (Waterfront Residential/Commercial) zoning classification.

2. The land uses permitted under the proposed rezoning action are (i) more appropriate in the affected corridor than the uses permitted under the current zoning classification, (ii) supported by available infrastructure, and (iii) consistent with the adjacent land uses.
3. The proposed rezoning action will support the productive reuse of the affected site, which is currently largely vacant and unkempt, by allowing the redevelopment of the vacant warehouse building into nineteen apartments and the construction of a hotel and two-story parking garage. Such uses are compatible with the surrounding area and are consistent with adjacent neighborhoods and the surrounding downtown business district.
4. 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”.
5. The proposed rezoning action is consistent with the Department of Land Use and Planning’s intent to rezone the entire surrounding area from a zoning classification of M-1 (Light Manufacturing) to a zoning classification of C-2 (Secondary Business Centers) at a future date in order to bring the entire area under C-2 zoning regulations, which will eliminate the M-1 designation and promote commercial mixed uses in the affected corridor that are more compatible with the surrounding residential and waterfront neighborhoods.
6. The proposed rezoning action will not create any nonconforming or special exception uses.
7. Changing conditions in the area support the proposed rezoning action.
8. The proposed rezoning action will not excessively increase traffic congestion or adversely affect public safety.
9. The proposed rezoning action will have no negative effect on population density patterns and will not overburden public utilities and facilities.

10. 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.
11. 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.
12. 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.
13. 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.
14. The proposed rezoning action will not create any isolated districts, but rather will better relate the subject properties to each of the surrounding areas and to future best uses of the properties.
15. 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 December 13, 2022 and contained in its Resolution 9-22.

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

On behalf of Council Member Harlee, Council Member McCoy presented and called for the third and final reading Ordinance No. 22-050 (Agenda #0257) entitled:

AN ORDINANCE TO REZONE FOURTEEN PARCELS OF
LAND WITHIN THE AREA GENERALLY BOUNDED BY
MARYLAND AVENUE, THE AMTRAK RAILROAD
CORRIDOR, I-95, AND LOWER ELM STREET FROM A

ZONING CLASSIFICATION OF M-1 (LIGHT MANUFACTURING)
TO A ZONING CLASSIFICATION OF C-2 (SECONDARY
BUSINESS CENTERS)

FISCAL IMPACT STATEMENT: This Ordinance has no anticipated negative fiscal impact.

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

President Congo reminded members of Council that when voting, they will need to state the reason for their vote.

President Congo requested the Clerk to call for the roll.

The above-referenced Ordinance was read for third and final 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 Oliver – Yes, based on the findings; B. Fields – Yes, based on the findings; McCoy – Yes, based on the findings; Johnson – Yes, based on the findings; N. Field – Yes, based on the findings; Cabrera – Yes, based on the findings and in support of the community; Mills – Yes, based on the findings; Spadola – Yes, based on the findings; and Bracy – Yes, based on the findings; and Council President Congo – Yes, based on the findings.

President Congo declared the Ordinance **adopted**.

Council Member Johnson presented and called for the third and final reading Ordinance No. 23-001 (Agenda #0262) entitled:

AN ORDINANCE AUTHORIZING THE ISSUANCE OF
THE CITY'S GENERAL OBLIGATION BOND (PRICE'S
RUN INTERCEPTOR REHABILITATION PROJECT),
SERIES OF 2023-WPCRF, IN ORDER TO PROVIDE THE
FUNDS NECESSARY FOR THE CITY OF WILMINGTON'S
PRICE'S RUN INTERCEPTOR REHABILITATION
PROJECT; PROVIDING FOR THE SALE OF THE 2023
BONDS TO THE DELAWARE WATER POLLUTION
CONTROL REVOLVING FUND; AND AUTHORIZING
OTHER NECESSARY ACTION

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 about the purpose of the Ordinance and made comments.

President Congo requested the Clerk to call for the roll.

The above-referenced Ordinance was read for the third and final reading 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 Oliver, McCoy, Johnson, N. Field, Cabrera, Mills, Spadola and Bracy, and Council President Congo. Total, nine. Nays, none. Absent, Council Members Darby, Harlee and B. Fields. Total three.

President Congo declared the Ordinance adopted.

Council Member Johnson presented and called for the third and final reading Ordinance No. 23-002 (Agenda #0263) entitled:

AN ORDINANCE AUTHORIZING THE ISSUANCE OF THE CITY'S GENERAL OBLIGATION BOND (11TH STREET PUMP STATION PHASE 2 PROJECT), SERIES OF 2023-WPCRF, IN ORDER TO PROVIDE THE FUNDS NECESSARY FOR THE REPLACEMENT OF AND CERTAIN UPGRADES TO THE 11TH STREET PUMP STATION; PROVIDING FOR THE SALE OF THE 2023 BOND TO THE DELAWARE WATER POLLUTION CONTROL REVOLVING FUND; AND AUTHORIZING OTHER NECESSARY ACTION

Upon a motion of Council Member Johnson, seconded by Council Members McCoy and Oliver, 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 requested the Clerk to call for the roll.

The above-referenced Ordinance was read for the third and final reading 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 Oliver, B. Fields, McCoy, Johnson, N. Field, Cabrera, Mills, Spadola and Bracy, and Council President Congo. Total, ten. Nays, none. Absent, Council Members Darby and Harlee.

President Congo declared the Ordinance **adopted**.

Council Member Johnson presented and called for the third and final reading Ordinance No. 23-003 (Agenda #0264) entitled:

AN ORDINANCE AUTHORIZING THE ISSUANCE OF THE CITY'S GENERAL OBLIGATION BOND (DIGESTER REHABILITATION PHASE 2 PROJECT), SERIES OF 2023-

WCPRF, IN ORDER TO PROVIDE THE FUNDS NECESSARY FOR THE CITY OF WILMINGTON'S REHABILITATION OF DIGESTER #5 AT THE WILMINGTON WASTEWATER TREATMENT PLANT; PROVIDING FOR THE SALE OF THE 2023 BOND TO THE DELAWARE WATER POLLUTION CONTROL REVOLVING FUND; AND AUTHORIZING OTHER NECESSARY ACTION

Upon a motion of Council Member Johnson, seconded by Council Member Oliver, 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-referenced Ordinance was read for the third and final reading 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 Oliver, B. Fields, McCoy, Johnson, N. Field, Cabrera, Mills, Spadola and Bracy, and Council President Congo. Total, ten. Nays, none. Absent, Council Members Darby and Harlee.

President Congo declared the Ordinance **adopted**.

Council Member Johnson presented and called for the third and final reading Ordinance No. 23-004 (Agenda #0265) entitled:

AN ORDINANCE AUTHORIZING THE ISSUANCE OF THE CITY'S GENERAL OBLIGATION BOND (AERATION PROCESS PHASES 1 & 2 PROJECT), SERIES OF 2023-WPCRF, IN ORDER TO PROVIDE THE FUNDS NECESSARY FOR THE CITY OF WILMINGTON'S AERATION PROCESS UPGRADES (PHASES 1 & 2) AT THE WILMINGTON WASTEWATER TREATMENT PLANT; PROVIDING FOR THE SALE OF THE 2023 BOND TO THE DELAWARE WATER POLLUTION CONTROL REVOLVING FUND; AND AUTHORIZING OTHER NECESSARY ACTION

Upon a motion of Council Member Johnson, seconded by Council Members McCoy and Oliver, 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-referenced Ordinance was read for the third and final reading 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 Oliver, B. Fields,

McCoy, Johnson, N. Field, Cabrera, Mills, Spadola and Bracy, and Council President Congo. Total, ten. Nays, none. Absent, Council Members Darby and Harlee.

President Congo declared the Ordinance **adopted**.

Council Member Johnson presented and called for the third and final reading Ordinance No. 23-005 (Agenda #0266) entitled:

AN ORDINANCE AUTHORIZING THE ISSUANCE OF THE CITY'S GENERAL OBLIGATION BOND (DEWATERING PROCESS REHABILITATION PROJECT), SERIES OF 2023-WPCRF, IN ORDER TO PROVIDE THE FUNDS NECESSARY FOR THE CITY OF WILMINGTON'S DEWATERING PROCESS REHABILITATION PROJECT AT THE WILMINGTON WASTEWATER TREATMENT PLANT; PROVIDING FOR THE SALE OF THE 2023 BOND TO THE DELAWARE WATER POLLUTION CONTROL REVOLVING FUND; AND AUTHORIZING OTHER NECESSARY ACTION

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-referenced Ordinance was read for the third and final reading 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 Oliver, B. Fields, McCoy, Johnson, N. Field, Cabrera, Mills, Spadola and Bracy, and Council President Congo. Total, ten. Nays, none. Absent, Council Members Darby and Harlee. Total, two.

President Congo declared the Ordinance **adopted**.

President Congo stated as a friendly reminder that pursuant to Council Rules for legislative matters, the sponsor is entitled to speak first and last, and during debate, each Councilmember may speak twice for up to five (5) minutes each time.

Council Member Cabrera presented Resolution No. 23-007 (Agenda #0271) as follows:

WHEREAS, the City of Wilmington (the "City") is an "Entitlement Community" for the HOME Investment Partnerships Program (the "HOME Program"); and

WHEREAS, on May 20, 2021, City Council adopted Resolution 21-030, which approved the City's proposed annual action plan for federal fiscal year 2021/City fiscal year 2022 (the "Plan") and authorized the Mayor to submit the Plan to the United States Department of Housing and Urban Development ("HUD"); and

WHEREAS, HUD has advised the City that it is eligible to receive supplemental funding through the American Rescue Plan Act ("ARPA") with respect to the Plan in the amount of \$2,100,727.00 to be distributed by the City pursuant to the HOME Program to benefit qualifying individuals and families who are homeless, at risk of homelessness, or are in other vulnerable populations (the "HOME-ARP" Allocation);

WHEREAS, the City has prepared a substantial amendment to the Plan (the "Substantial Amendment") that outlines the proposed use of the HOME-ARP Allocation as follows: (1) development of affordable rental units - \$1,785,618.00 and (2) administration and planning - \$315,109.00 (collectively, the "HOME-ARP Allocation Plan"); and

WHEREAS, as required by HUD, a draft of the Substantial Amendment was placed on public display from November 23, 2022 through January 12, 2023, and two public hearings were held regarding the Substantial Amendment on January 9, 2023 and January 12, 2023, respectively.

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

1. The Substantial Amendment, including, but not limited to, the HOME-ARP Allocation Plan is hereby approved in all respects.

2. Mayor Michael S. Purzycki (the "Mayor"), or his designee, is hereby authorized to submit the Substantial Amendment to HUD.

3. The Mayor, or his designee, is hereby authorized to (i) certify to such matters and provide any additional information regarding the Substantial Amendment as HUD may require and (ii) administer and expend the HOME-ARP Allocation as such funds are received or become available in accordance with the Substantial Amendment and applicable law.

4. The Mayor, or his designee, is hereby authorized to execute, on behalf of the City, all formal contracts, amendments, and other documents relating to the Substantial Amendment.

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

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 Oliver, B. Fields, McCoy, Johnson, N. Field, Cabrera, Mills, Spadola and Bracy, and Council President Congo. Total, ten. Nays, none. Absent, Council Members Darby and Harlee. Total, two.

President Congo declared the Resolution **adopted**.

Council Member Mills presented Resolution No. 23-008 (Agenda #0272) as follows:

WHEREAS, the Wilmington City Council’s 2022-2025 Strategic Plan goal of fostering a “Wilmington for All Ages” prioritizes advocacy and support for Wilmington's youth in the educational process; and

WHEREAS, § 401, Title 14 of the State Code establishes the School District Enrollment Choice Program as a means to “maximize parental choice in obtaining access to educational opportunities for their children” to attend public schools in any reorganized school district, vocational-technical school districts, or charter schools if they reside in this State; and

WHEREAS, despite the advantages the Choice Program affords to Delaware children, parents and children in the City of Wilmington still face disproportionate disparities when compared with other areas of our State; and

WHEREAS, the Delaware Environmental Public Health Tracking Network, produces a State Area Deprivation Index that measures socioeconomic deprivation in neighborhoods in terms of income, education, employment, and housing quality, with a score of 10 indicating the worst deprivation. Wilmington zip codes 19801, 19802, and 19805 carry deprivation scores of 9, 8, and 8, respectively. The Center for Disease Control (CDC) Social Vulnerability Index (SVI), which also analyzes factors related to socioeconomic disadvantage, such as poverty, access to transportation, and crowded housing, rates census tracts within these three zip codes as being among the most disadvantaged and sensitive to the impacts of hazardous events; and

WHEREAS, nearly one-quarter of residents in the 19801, 19802, and 19805 zip codes are under the age of 18. Given the substantial barriers to socioeconomic well-being that these children and their parents face, it is essential that there is further consideration of how the current lottery practices for selecting students for acceptance into high-demand receiving local education agencies can be better leveraged to disrupt existing cycles of poverty in these critical areas of our City; and

WHEREAS, schools like the Cab Calloway School of the Arts, the Conrad Schools of Science, North Star Elementary School, and Wilmington Charter School are all among the top-performing schools in our State. Students from disadvantaged backgrounds that are pervasive in the 19801, 19802, and 19805 zip codes are less likely to gain acceptance based on the “Criteria for Approval or Disapproval” enumerated in § 405 of Title 14, which include being a returning student, having siblings attending the school, or having a parent employed by the receiving local agency; and

WHEREAS, eliminating educational inequities in our City and State requires that a conscious effort is made to ensure students in underserved areas are not excluded from high-demand schools by the existing school choice lottery process.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF WILMINGTON that this Legislative body earnestly appeals to the Brandywine, Christina, and Red Clay Consolidated School Districts that are most accessible to the parents and children of the most disadvantaged communities in our City, County, and State to give their fullest consideration to including geographical characteristics into educational lottery formulas for high-demand schools to the extent allowable by § 405 of Title 14 of the Delaware Code.

BE IT FURTHER RESOLVED that this Council recognizes the role that access to quality education plays in disrupting the poverty cycles experienced by children located in the City's most vulnerable areas, such as those within zip codes 19801, 19802, and 19805 and hereby seeks to support this critical work in any way possible.

Upon a motion of Council Member Mills, seconded by Council Member McCoy, the Resolution was before the Council for its consideration. Motion prevailed. Council Member Mills spoke on the purpose of the Resolution and made comments. Council Members Oliver and Cabrera requested to be added as a co-sponsor and made comments.

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 Oliver, B. Fields, McCoy, Johnson, N. Field, Cabrera, Mills, Spadola and Bracy, and Council President Congo. Total, ten. Nays, none. Absent, Council Members Darby and Harlee. Total, two.

President Congo declared the Resolution **adopted**.

Council Member Spadola presented and called for the first and second reading Ordinance No. 23-007 (Agenda #0273) entitled:

AN ORDINANCE TO AMEND CHAPTER 2 OF THE
CITY CODE TO PROHIBIT CITY COUNCIL FROM
HIRING CLOSE RELATIVES OF CURRENTLY
SITTING CITY COUNCIL MEMBERS

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

Council Member Spadola presented and called for the first and second reading Ordinance No. 23-008 (Agenda #0274) entitled:

AN ORDINANCE TO AMEND CHAPTER 2 OF THE
CITY CODE TO PROHIBIT CLOSE RELATIVES OF
ELECTED OFFICIALS AND DEPARTMENT HEADS
AND PRIVATE ENTERPRISES IN WHICH THE
CLOSE RELATIVE OWNS A FIVE PERCENT LEGAL
OR EQUITABLE OWNERSHIP INTEREST IN FROM
CONTRACTING WITH THE City of Wilmington

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

PETITIONS AND COMMUNICATIONS

Council Members and Council President spoke on the following: individuals were thanked who participated in the Guns Down Press Conference; individuals were thanked who attended the Public Works & Transportation Committee as it relates to the Rodney Reservoir; individuals were thanked for their support at the various events in the City; lighting and DelDOT presenting at a future Public Works & Transportation Committee meeting; announcement of small business grants deadline to apply; announcement of neighborhood civic association meeting; concerns about mail delivery; lighting concerns at the I-95 bridges; everyone was encouraged to frequent and support local restaurants; Learn to Ride Program by the Wilmington Police Department; appointment of Police Chief Wilfredo Campos; seniors were thanked for participating in a clean-up event; Health Fair; Council's 2023 Fitness Challenge; everyone was thanked for joining the Council meeting whether in-person or virtually and was encouraged to continue to attend as well as the committee meetings; Downtown Visions' "Dine Downtown" deals; and including but not limited to everyone was encouraged to make service a part of our life style and not wait until a day of service or a special event to get involved in our community.

ADJOURNMENT

Upon a motion of Council Member Cabrera, seconded by Council Member McCoy, Council adjourned at 8:04 p.m. Motion prevailed.

Attest: Maribel Seijo
Maribel Seijo, City Clerk