

*Wilmington City Council
Wilmington, Delaware
July 6, 2023*

City Council met in regular session with remote participation on the above date at 6:32 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 White, Oliver, Harlee, B. Fields, McCoy, Johnson, N. Field, Cabrera (virtual), Mills, Spadola and Bracy, and Council President Congo. Total, twelve. Absent with leave, Council Member Darby. Total, one.

MINUTES

After reading a portion of the minutes of June 15, 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 Deputy 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		
Shané N. Darby	x		
Bregetta A. Fields	x		
Yolanda M. McCoy	x		
James Spadola	x		
Vincent M. White	x		
Ernest "Trippi" Congo II, Ex-Officio	x		

President and Members of Council of
The City of Wilmington

June 21, 2023

Ladies and Gentlemen:

We, your Joint Finance & Economic Development Committee and Community Development & Urban Planning Committees met by **anchor location and remote participation**, to who was referred **Ordinance No. 23-017** entitled:

AN ORDINANCE TO AMEND CHAPTER 41 OF THE CITY CODE
TO PERMIT THE USE OF PARAPET SIGNS

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 Members McCoy and Johnson, the Report was received, recorded and filed. Motion prevailed.

The Deputy 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		
Shané N. Darby	x		
Bregetta A. Fields	x		
Yolanda M. McCoy	x		
James Spadola	x		
Vincent M. White	x		
Ernest "Trippi" Congo II, Ex-Officio	x		

President and Members of Council of
The City of Wilmington

June 21, 2023

Ladies and Gentlemen:

We, your Joint Finance & Economic Development Committee and Community Development & Urban Planning Committees met by **anchor location and remote participation**, to who was referred **Ordinance No. 23-027** entitled:

AN ORDINANCE TO AMEND CHAPTER 42 OF THE WILMINGTON
CITY CODE TO PERMIT PERSONS RESIDING IN CERTAIN
RESIDENTIAL PROPERTY TO USE, INSTALL, AND MAINTAIN
CURBSIDE CHARGING CORDS AND ELECTRIC VEHICLE
CHARGING STATIONS IN THE PUBLIC RIGHT-OF-WAY

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 July 6, 2023 was read into the record by Deputy City Clerk and upon a motion of Council Member Cabrera, seconded by Council Members McCoy and Johnson, the Report was received, recorded and filed. Motion prevailed.

Note: The Treasurer's Report is included herein as an insert from Page 4 to Page 6.

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City of Wilmington



DaWayne Sims
City Treasurer

Treasurer's Report

July 06, 2023

Cash - Ledger Balance (as of 07/05/2023):

General	M & T Bank	\$ 8,206,126.00
Payroll	M & T Bank	\$ 932,820.61
Law Department Court Costs	M & T Bank	\$ 4,526.07
Total Petty Cash	M & T Bank	\$ 5,974.69
Police - Evidence Found (Currency)	M & T Bank	\$ 1,185,781.47
Police & Fire Remembrance	M & T Bank	\$ 10,644.49
Police Department Discretionary	M & T Bank	\$ 21,046.37
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		\$ 10,483,820.54

Cash Equivalents & Investments (as of 07/05/2023):

Account Type & Fund	Institution	Investment Type	Number of Days	Interest Rate	Interest Receivable	Investment Amount
LIQUIDITY:						
General	M&T	Overnight Repo	Daily	3.99%	\$ 3,487.10	\$ 15,211,820.04
General	TD	High Yield Checking	5	4.44%	\$ 1,795.84	\$ 2,912,164.92
General	TD	High Yield Checking	5	4.44%	\$ 5,720.08	\$ 9,275,808.88
General	TD	High Yield Checking	5	4.44%	\$ 13,490.46	\$ 21,876,419.80
SUB-TOTAL:						\$ 49,276,213.64
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	9/20/2023	5.57%	\$ 658,355.99	\$ 46,250,908.43
General	TD	CD*	7/17/2023	5.33%	\$ 351,276.42	\$ 26,072,513.23
General	TD	CD**			\$ -	\$ 4,849,316.50
SUB-TOTAL:						\$ 77,198,609.62
RESERVE:						
General ¹	TD	CD	8/14/2023	4.91%	\$ 431,846.93	\$ 17,493,321.25
SUB-TOTAL:						\$ 17,493,321.25
RESTRICTED:						
Capital Project	TD	CD	7/17/2023	5.33%	\$ 25,215.11	\$ 1,871,521.60
Capital Project	TD	CD	7/17/2023	5.33%	\$ 21,051.25	\$ 1,562,470.53
Capital Project	TD	CD	7/17/2023	5.33%	\$ 227,915.97	\$ 16,916,427.65
Water/Sewer	TD	CD	8/14/2023	4.91%	\$ 83,018.21	\$ 3,362,914.47
State Bonds Proceeds	TD	CD	7/17/2023	5.33%	\$ 122,853.03	\$ 9,118,423.75
SUB-TOTAL:						\$ 32,831,758.00
Total Investments						\$ 176,799,902.51
Total Cash on Hand						\$ 10,483,820.54
Grand Total						\$ 187,283,723.05

¹ Budget Reserve

*Restricted use, Per ARPA US Treasury Guidelines

** Pending renewal

DocuSigned by:

DaWayne Sims 7/6/2023

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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
July 6, 2023

Cash - Ledger Balance (as of 07/05/2023):

Pension Payroll	M & T Bank	\$	136,600.77
Retiree Healthcare	M & T Bank	\$	3,685,959.24
Police Pension	M & T Bank	\$	1,000.00
Fire Pension	M & T Bank	\$	609,866.67
Non-Uniform Pension Act of 1990-Plan 3	M & T Bank	\$	100.21
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		\$	4,436,119.70

Cash Equivalents (as of 07/05/2023) & Investments (Market Value as of June 30, 2023)

Account Type & Fund	Institution	Investment Type	Maturity Date	Interest Rate	Interest Receivable	Investment Amount
LIQUIDITY:						
Fire Pension	TD	CD	7/31/2023	5.44%	\$ 44,577.78	\$ 5,000,000.00
SUB-TOTAL:						\$ 5,000,000.00
RESERVE:						
Pension Trust	Rhumblin 3000					\$ 58,789,474.00
Pension Trust	Fidelity Market Index					\$ 1,012,646.00
Pension Trust	Edgar Lomax					\$ 15,324,577.00
Pension Trust	Rhumblin 1000					\$ 17,375,573.00
Pension Trust	Earnest Partners					\$ 16,538,472.00
Pension Trust	Dodge & Cox					\$ 12,771,671.00
Pension Trust	Artisan Global					\$ 12,742,977.00
Pension Trust	MFS Low Global					\$ 13,882,160.00
Pension Trust	Hartford Schroder					\$ 4,305,897.00
Pension Trust	Fidelity Total Intl. Index					\$ 12,836,318.00
Pension Trust	Harding Loevner					\$ 1,333,091.00

DocuSigned by:

DaWayne Sims 7/6/2023

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DaWayne Sims, City Treasurer

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City of Wilmington



DaWayne Sims
City Treasurer

Treasurer's Report - Pensions II
July 6, 2023

Investments (Market Value as of June 30, 2023)

Account Type & Fund	Institution	Investment Type	Maturity Date	Interest Rate	Interest Receivable	Investment Amount
RESERVE:						
Pension Trust	Fidelity Emerging					\$ 2,673,081.00
Pension Trust	Clarion Lion					\$ 13,677,582.00
Pension Trust	Morgan Stanley					\$ 9,672,742.00
Pension Trust	JP Morgan					\$ 14,076,166.00
Pension Trust	LM Capital Core					\$ 31,845,661.00
Pension Trust	Rhumblin Core					\$ 27,938,550.00
Pension Trust	Fidelity Bond Index					\$ 5,117,385.00
Pension Trust	Money Market					\$ 807,891.00
Pension Trust	Vanguard-OPEB					\$ 30,276,658.00
SUB-TOTAL						\$ 302,998,572.00
Total Investments						\$ 307,998,572.00
Total Cash on Hand						\$ 4,436,119.70
Grand Total						\$ 312,434,691.70

Total Funds under Treasury Management:

Total Investments						\$ 484,798,474.51
Total Cash on Hand						\$ 14,919,940.24
Grand Total¹						\$ 499,718,414.75

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

DocuSigned by:

DaWayne Sims 7/6/2023

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DaWayne Sims, City Treasurer

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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

Harlee	Recognize Mother Bertha Locket Parker (100 th Birthday)
Oliver	Recognize Keith Williams (DJ KLIVE)
Oliver	Recognize The Erik Williams Foundation
Spadola	Recognize Zakiyyah Ali (Tech Council of Delaware)

b. Sympathy Resolutions

B. Fields	Sympathy Deborah A. Scott
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PUBLIC COMMENTS

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

- Dwight L. Davis
- Malik Harris
- Deacon Earl E. Tate
- Cora Castle
- Joe Zilcosky
- Dustyn Thompson (virtual)

LEGISLATIVE BUSINESS

Council Member Harlee presented Resolution No. 23-042 (Agenda #0329) as follows:

WHEREAS, City Charter Section 1-101 provides that the City may acquire, hold, manage, and dispose of property on such terms as it deems proper for any municipal purpose; and

WHEREAS, City Code Section 2-621(a) provides that City Council shall by resolution declare a property approved for disposition and authorize the conduct of disposition proceedings by the Department of Real Estate and Housing; and

WHEREAS, City Code Section 2-621(c) provides that non-profit organizations are exempt from the City's bid procedures and that upon the declaration of a property approved for disposition by resolution of City Council, the Department of Real Estate and Housing may negotiate an agreement of sale, lease, exchange, or other transfer of such property owned by the City to any such non-profit organization; and

WHEREAS, the City currently owns two properties located in the South Market Street Right-of-Way consisting of approximately 150 square feet and 474 square feet, respectively (collectively, “the Properties”), as identified, depicted, and described as “DP-9” and “DP-10” on Exhibits A, B, and C to the proposed Agreement to Convey Land (the “Agreement”), which is attached hereto and made a part hereof as Exhibit 1; and

WHEREAS, the Properties are small, are not being used, and will not be used for any public purpose by the Department of Public Works or the City; and

WHEREAS, the City has a longstanding partnership with the Riverfront Development Corporation of Delaware (the “RDC”) to develop and improve the 86-acre “Riverfront East” area, which is also known as the “South Market Street Redevelopment Project”, for the benefit of the City and its residents; and

WHEREAS, the Properties are essential components of the South Market Street Rightof-Way, which located within the 86-acre “Riverfront East”/“South Market Street Redevelopment Project”; and

WHEREAS, City Council finds it is desirable and beneficial to the City to further the “Riverfront East”/“South Market Street Redevelopment Project” by conveying the Properties to the RDC; and

WHEREAS, the RDC is a non-profit corporation to which the Department of Real Estate and Housing may lawfully convey title of the Properties; and

WHEREAS, based upon the recommendation of the Departments of Public Works and Real Estate and Housing, City Council wishes to declare the Properties surplus and approvethe for disposition to the RDC.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF WILMINGTON that Council hereby declares the Properties to be surplus and approves them for disposition to the RDC pursuant to the Agreement, a copy of which, in substantial form, is attached hereto and incorporated herein as Exhibit 1.

BE IT FURTHER RESOLVED that Council hereby authorizes the Mayor, or his designee, to execute any and all documents necessary to effectuate the disposition of the Properties, and the appropriate officers of the City are hereby authorized to take any and all further undertakings and assurances that may be appropriate.

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

President 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 White, Oliver, Harlee, B. Fields, McCoy, Johnson, N. Field, Cabrera (virtual), Mills, Spadola and Bracy, and Council President Congo. Total, twelve. Nays, none. Absent, Council Member Darby. Total, one.

President Congo declared the Resolution **adopted**.

Council Member Harlee presented Resolution No. 23-043 (Agenda #0330) as follows:

WHEREAS, pursuant to City Charter Section 1-101, the City may acquire, hold, manage, and dispose of property on such terms as it deems proper for any municipal purpose; and

WHEREAS, City Code Section 2-621(a) generally authorizes the Department of Real Estate and Housing to conduct disposition proceedings of real property owned by the City; and

WHEREAS, City Code Section 2-628(a) authorizes the Department of Real Estate and Housing, subject to the approval of Council by resolution, to grant such easements as shall be deemed necessary and appropriate; and

WHEREAS, the City currently owns 1001 N. Park Drive, Wilmington, Delaware, a parcel comprising part of Brandywine Park (the "Property") (being New Castle County Tax Parcel No. 26-013.40-075); and

WHEREAS, the Freire Charter School Wilmington, Inc. ("Freire"), located at 201 and 205 West 14th Street, Wilmington, Delaware (collectively being New Castle County Tax Parcel No. 26-028.20-113) is currently developing the property located at 205 West 14th Street to be used as a gymnasium for its adjacent school and, as a result, is being required by the fire marshal to provide an exit from the building and walkway to the backyard that will encroach approximately twelve (12) inches beyond the property line and run forty-two (42) feet along the property line 205 West 14th Street shares with the Property; and

WHEREAS, Freire has requested the City grant it an easement accommodating the exit and walkway that will encroach upon the Property, as well as a temporary construction easement to build the exit and walkway, as set forth in a proposed agreement between the City and Freire (the "Walkway and Temporary Construction Easement Agreement"), a copy of which, in substantial form, is attached hereto and incorporated herein as Exhibit A; and

WHEREAS, the City advised the Division of Parks and Recreation of the Delaware Department of Natural Resources and Environmental Control, which maintains and manages Brandywine Park for the City, of Freire's request for the easements and has received no objection; and

WHEREAS, City Council deems it necessary and appropriate to approve the grant of the easements to Freire as set forth in the Walkway and Temporary Easement Agreement.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF WILMINGTON that Council hereby approves the City's grant of an easement for an exit and walkway and a temporary construction easement to Freire in the Property pursuant to the terms of the Walkway and Temporary Construction Easement Agreement, a copy of which, in substantial form, is attached hereto and incorporated herein as Exhibit A.

BE IT FURTHER RESOLVED that the Mayor, or his designee, is hereby authorized to execute any and all documents necessary to effectuate the grant of the easements, and the appropriate officers of the City are hereby authorized to take any and all further undertakings and assurances that may be appropriate.

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

President 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 White, Oliver, Harlee, B. Fields, McCoy, Johnson, N. Field, Cabrera (virtual), Mills, Spadola and Bracy, and Council President Congo. Total, twelve. Nays, none. Absent, Council Member Darby. Total, one.

President Congo declared the Resolution **adopted**.

Council Member McCoy presented Resolution No. 23-044 (Agenda #0331) as follows:

WHEREAS, pursuant to Section 2-363 of the City Code, City 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 amount of \$68,000; and

WHEREAS, this grant funding would cover expenses that would otherwise have to be paid for out of the Police Department's annual operating budget, thereby continuing the Police Department's efforts to identify funding opportunities to negate increases to the City's annual operating budget; and

WHEREAS, no matching funds are required; and

WHEREAS, City 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 \$68,000 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 McCoy, seconded by Council Member Johnson, the Resolution was before the Council for its consideration. Motion prevailed. Council Member McCoy spoke on the purpose of the Resolution 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 White, Oliver, Harlee, B. Fields, McCoy, Johnson, N. Field, Cabrera (virtual), Mills, Spadola and Bracy, and Council President Congo. Total, twelve. Nays, none. Absent, Council Member Darby. Total, one.

President Congo declared the Resolution **adopted**.

Council Member Johnson presented and called for the third and final reading Ordinance No. 23-017 (Agenda #0295) entitled:

AN ORDINANCE TO AMEND CHAPTER 41 OF THE
CITY CODE TO PERMIT THE USE OF PARAPET SIGN

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

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 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 White, Oliver, Harlee, B. Fields, McCoy, Johnson, N. Field, Cabrera, Mills, Spadola and Bracy, and Council President Congo. Total, twelve. Nays, none. Absent, Council Member Darby. Total, one.

President Congo declared the Ordinance **adopted**.

Council Member Johnson presented and called for the third and final reading Ordinance No. 23-027 (Agenda #0324) entitled:

AN ORDINANCE TO AMEND CHAPTER 42 OF THE
WILMINGTON CITY CODE TO PERMIT PERSONS
RESIDING IN CERTAIN RESIDENTIAL PROPERTY TO
USE, INSTALL, AND MAINTAIN CURBSIDE CHARGING
CORDS AND ELECTRIC VEHICLE CHARGING STATIONS
IN THE PUBLIC RIGHT-OF-WAY

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

AN ORDINANCE TO AMEND CHAPTER 42 OF THE
WILMINGTON CITY CODE TO PERMIT PERSONS
RESIDING IN CERTAIN RESIDENTIAL PROPERTY TO
USE, INSTALL, AND MAINTAIN CURBSIDE CHARGING
CORDS AND ELECTRIC VEHICLE CHARGING STATIONS
IN THE PUBLIC RIGHT-OF-WAY

FISCAL IMPACT STATEMENT: The Ordinance is not expected to have any significant fiscal impact.

Upon a motion of Council Member Johnson, seconded by Council Member McCoy, 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.

Upon a motion of Council Member Spadola, seconded by Council Member N. Field, the following floor amendment was made:

- 1) On Page 2 of Sub. 1 to Ordinance No. 23-027, insert the following language at the end of Sec. 42-246(d), to read as follows: "The working group will determine if Level 2 should be added to this definition."
- 2) On Page 2 of Sub. 1 to Ordinance No. 23-027, insert the following language at the end of Sec. 42-246(e), to read as follows: "The working group will research and update this definition accordingly [level 2 may go up to 7.7kw]."
- 3) On Page 3 of Sub. 1 to Ordinance No. 23-027, insert the following language at the end of Sec. 42-247(a)(2), to read as follows: "or Level 2."
- 4) On Page 3 of Sub. 1 to Ordinance No. 23-027, delete Section 42-247(a)(6) and 42-247(a)(7) in their entirety, and rename Section 42-247(a)(8) as Section 42-247(a)(6).
- 5) On Pages 3 and 4 of Sub. 1 to Ordinance No. 23-027, delete Section 42-247(e)(1) and Section 42-247(e)(2) in their entirety, and insert the following language, to read as follows: "The appropriateness of civil and/or criminal fines will be determined by the working group."
- 6) On Page 4 of Sub. 1 to Ordinance No. 23-027, insert the following language at the end of Section 42-247(f), to read as follows: "The Manual will be developed with the working group."
- 7) On Page 5 of Sub. 1 to Ordinance No. 23-027, delete Section 42-248(c)(1) in its entirety, and insert the following language, to read as follows: "Appropriate public notification will be determined by the working group."
- 8) On Page 5 of Sub. 1 to Ordinance No. 23-027, rename Section 42-248(c)(2) as Section 42-248(c)(1), and insert the following language at the end thereof, to read as follows: "The working group will determine how the City will respond to objections to an application."

9) On Page 6 of Sub. 1 to Ordinance No. 23-027, insert the following language at the end of Section 42-248(f)(5), to read as follows: "The working group will work to define "locking cover."

10) On Page 7 of Sub. 1 to Ordinance No. 23-027, delete Section 42-247(k)(1) and Section 42-247(k)(2) in their entirety, and insert the following language, to read as follows: "The appropriateness of civil and/or criminal fines will be determined by the working group."

Council Members Spadola, Johnson and N. Field made comments. Council Member Cabrera made comments and requested to be added as a co-sponsor. Council Members Bracy, McCoy and Harlee made comments. Council Member Johnson made additional comments. Council Member Harlee raised a question and made comments. Council Member Cabrera made additional comments. Council Member Oliver raised a question and Council Member Spadola responded. Council Member Oliver made comments. Council Members N. Field and McCoy made additional comments. Council Member Spadola made final comments on the floor amendment.

President Congo called for a Roll Call on the floor amendment.

The Yea and Nay **Roll Call Vote on the floor amendment** is as follows:
Yeas, Council Members N. Field, Cabrera, Spadola and Bracy, and Council President Congo. Total, five. Nays, Council Members White, Oliver, B. Fields, McCoy, Johnson and Mills. Total, six. Present, Council Member Harlee. Total, one. Absent, Council Member Darby. Total, one.

President Congo declared the **floor amendment defeated**.

Council Member Cabrera made a point of order regarding members changing their vote. Parliamentarian John Stant responded that a vote can be change before the tally is called by the Clerk.

The Substitute Ordinance without the amendment is now before the Council for its consideration. Council Member Johnson made comments.

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

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

Council Member Johnson presented Resolution No. 23-045 (Agenda #0332) as follows:

WHEREAS, Section 2-369 of the City Code requires grants in the amount of Five Thousand Dollars (\$5,000.00) or more awarded by the Office of the Mayor, City Council, or the Office of the City Treasurer to be approved by City Council by resolution; and

WHEREAS, the Office of the Mayor would like to award a grant to the United Way of Delaware, Inc. in the amount of Twenty-Five Thousand Dollars (\$25,000.00); and

WHEREAS, City Council would like to award a grant to the United Way of Delaware, Inc. in the amount of Twenty-Nine Thousand Dollars (\$29,000.00); and

WHEREAS, the grant funds would be used by the United Way of Delaware, Inc. for summer out of school time programming and supports for City of Wilmington youth, which are needed to (i) help close the academic gaps created by the COVID-19 pandemic thereby accelerating the youth's progress towards literacy and career and college readiness, (ii) provide safe environments for the youth, and (iii) expose the youth to constructive summer activities; and

WHEREAS, the grant funding would positively impact more than one thousand (1,000) City of Wilmington youth and approximately fifteen (15) Wilmington community-based organizations; and

WHEREAS, City Council deems it necessary and proper to approve the grants to the United Way of Delaware, Inc. for the aforesaid purposes.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF WILMINGTON that the award of a grant from the Office of the Mayor to the United Way of Delaware, Inc. in the total amount of Twenty-Five Thousand Dollars (\$25,000.00) for summer out of school time programming and supports for City of Wilmington youth is hereby approved.

BE IT FURTHER RESOLVED that the award of a grant from City Council to the United Way of Delaware, Inc. in the total amount of Twenty-Nine Thousand Dollars (\$29,000.00) for summer out of school time programming and supports for City of Wilmington youth is hereby approved.

BE IT FURTHER RESOLVED that the Mayor, or his designee, shall be authorized to take all necessary actions to award the grant funds from the Office of the Mayor.

BE IT FURTHER RESOLVED that the President of City Council, or his designee, shall be authorized to take all necessary actions to award the grant funds from City Council.

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

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 White, Oliver, Harlee, B. Fields, McCoy, Johnson, N. Field, Cabrera, Mills and Bracy, and Council President Congo. Total, eleven. Nays, none. Present, Council Member Spadola. Total, one. Absent, Council Member Darby. Total, one.

President Congo declared the Resolution **adopted**.

PETITIONS AND COMMUNICATIONS

Council Members and Council President spoke on the following: announcements of community events throughout the city; Hyundai/Kia being stolen; auto issues; the Wilmington Police Department were thanked; 4th of July event; Town Hall regarding State Service Center; 5K to honor the late Rysheema Dixon; a misconception was cleared up of the Wilmington Police Department being denied funding/grants; and including but not limited to, everyone who joined tonight's meeting whether in-person or virtually were thanked.

ADJOURNMENT

Upon a motion of Council Member B. Fields, seconded by Council Members Oliver and McCoy, Council adjourned at 8:22 p.m. Motion prevailed.

Note: More detailed information is reflected in the videotape of the July 6, 2023 City Council meeting at the following link: <https://wilmingtonde.new.swagit.com/videos/263915>.

Attest: 
Maribel Seijo, City Clerk