

*Wilmington City Council  
Wilmington, Delaware  
April 18, 2024*

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 White, Darby, Oliver, Harlee (virtual), B. Fields\*, McCoy, Johnson, N. Field, Cabrera (virtual), Mills (virtual), Spadola and Bracy, and Council President Congo. Total, thirteen.

**MINUTES**

After reading a portion of the minutes of April 4, 2024, upon a motion of Council Member Johnson, seconded by Council Members Oliver and McCoy, it was moved they be accepted as written. Motion prevailed.

**COMMITTEE REPORTS**

The City Clerk read the following committee report:

<b>Finance &amp; Economic Development Committee Member</b>	<b>Present</b>	<b>Absent w Leave</b>	<b>Absent w/out Leave</b>
Chris Johnson, Chair	Y		
Michelle Harlee, Vice Chair		Y	
Latisha Bracy	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

March 4, 2024

Ladies and Gentlemen:

We, your Finance & Economic Development Committee met by **anchor location and remote participation**, to who was referred **Substitute No. 1 to Ordinance No. 22-033** entitled:

AN ORDINANCE TO AMEND CHAPTER 45 OF THE CITY  
CODE TO ESTABLISH AN AFFORDABLE WATER PROGRAM

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

*\*Note: At this time, Council Member B. Fields was recognized as being present and  
reflected in the minutes herein (Roll Call).*

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	
Latisha Bracy	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

March 4, 2024

Ladies and Gentlemen:

We, your Finance & Economic Development Committee met by **anchor  
location and remote participation**, to who was referred **Substitute No. 1 to Ordinance No.  
23-034** entitled:

AN ORDINANCE TO AMEND CHAPTER 45 TO EXEMPT ELDERLY  
AND DISABLED RESIDENTS AND RESIDENCES WITH CHILDREN  
UNDER THE AGE OF FIVE FROM WATER SERVICE  
DISCONNECTION FOR NONPAYMENT OF UTILITY CHARGES

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

The City Clerk read the following committee report:

<b>Finance &amp; Economic Development Committee Member</b>	<b>Present</b>	<b>Absent w Leave</b>	<b>Absent w/out Leave</b>
Chris Johnson, Chair	Y		
Michelle Harlee, Vice Chair		Y	
Latisha Bracy	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

March 4, 2024

Ladies and Gentlemen:

We, your Finance & Economic Development Committee met by **anchor location and remote participation**, to who was referred **Substitute No. 1 to Ordinance No. 24-007** entitled:

AN ORDINANCE TO AMEND CHAPTER 45 OF THE CITY CODE TO PROHIBIT THE DEPARTMENT OF FINANCE FROM INCLUDING ARREARAGES OF UNPAID WATER, SEWERAGE, AND STORMWATER FEES AND RELATED COSTS IN MONITIONS ACTIONS AGAINST CUSTOMERS THAT ARE OWNER-OCCUPANTS

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

### **TREASURER'S REPORT**

The following Treasurer's Report for April 18, 2024 was read into the record by City Clerk and upon a motion of Council Member Cabrera, seconded by Council Member McCoy, 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.*

## City of Wilmington



DaWayne Sims  
City Treasurer

## Treasurer's Report

April 18, 2024

## Cash - Ledger Balance (as of 04/17/2024):

General	M & T Bank	\$ 8,802,149.00
Payroll	M & T Bank	\$ 1,291,119.95
Law Department Court Costs	M & T Bank	\$ 3,887.07
Total Petty Cash	M & T Bank	\$ 5,874.09
Police - Evidence Found (Currency)	M & T Bank	\$ 1,148,644.29
Police & Fire Remembrance	M & T Bank	\$ 11,744.49
Police Department Discretionary	M & T Bank	\$ 30,147.73
Rent Withholding Escrow	M & T Bank	\$ 5,787.97
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
<b>Total Cash on Hand</b>		<b>\$ 11,412,117.46</b>

## Cash Equivalents &amp; Investments (as of 04/17/2024):

Account Type & Fund	Institution	Investment Type	Number of Days	Interest Rate	Interest Receivable	Investment Amount
<b>LIQUIDITY:</b>						
General	M&T	Overnight Repo	Daily	3.99%	\$ 3,075.86	\$ 30,500,075.55
General	TD	High Yield Checking	13	4.58%	\$ 5,043.78	\$ 3,049,648.59
General	TD	High Yield Checking	13	4.58%	\$ 7,355.72	\$ 4,447,530.13
General	TD	High Yield Checking	13	4.58%	\$ 12,171.32	\$ 7,359,211.53
<b>SUB-TOTAL:</b>						<b>\$ 45,356,465.80</b>
Account Type & Fund	Institution	Investment Type	Maturity Date	Interest Rate	Int. Receiv.	Investment Amount
Police & Fire Remem.	WSFS	CD	1/23/2025	4.88%	\$ 1,168.38	\$ 26,124.17
General	TD	CD	4/19/2024	5.24%	\$ 176,304.83	\$ 40,375,152.74
General	TD	CD**	4/15/2024	5.24%	\$ 96,451.07	\$ 20,707,529.52
General	TD	CD**	4/17/2024	5.29%	\$ 136,250.05	\$ 30,907,382.75
<b>SUB-TOTAL:</b>						<b>\$ 92,016,189.18</b>
<b>RESERVE:</b>						
General	TD	CD	5/20/2024	5.45%	\$ 496,117.62	\$ 18,206,151.22
<b>SUB-TOTAL:</b>						<b>\$ 18,206,151.22</b>
<b>RESTRICTED:</b>						
Capital Project	TD	CD**	4/15/2024	5.24%	\$ 8,889.71	\$ 1,970,140.81
Capital Project	TD	CD**	4/15/2024	5.29%	\$ 7,500.84	\$ 1,646,626.08
Capital Project	TD	CD**	4/15/2024	5.24%	\$ 80,392.81	\$ 17,816,678.12
Water/Sewer	TD	CD	5/20/2024	5.45%	\$ 95,373.61	\$ 3,499,948.83
State Bonds Proceeds	TD	CD**	4/15/2024	5.24%	\$ 32,021.26	\$ 6,874,794.39
<b>SUB-TOTAL</b>						<b>\$ 31,808,188.23</b>
<b>Total Investments</b>						<b>\$ 187,386,994.43</b>
<b>Total Cash on Hand</b>						<b>\$ 11,412,117.46</b>
<b>Grand Total</b>						<b>\$ 198,799,111.89</b>

\* Budget Reserve

\*\*Restricted use, Per ARPA US Treasury Guidelines

\*\*\*Matured: Pending renewals

DocuSigned by:

DaWayne Sims 4/18/2024

CITY TREASURER'S OFFICE DaWayne Sims, City Treasurer

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**  
**April 18, 2024**

## Cash - Ledger Balance (as of 04/17/2024):

Pension Payroll	M & T Bank	\$	85,873.37
Retiree Healthcare	M & T Bank	\$	1,210,964.54
Police Pension	M & T Bank	\$	120,169.26
Fire Pension	M & T Bank	\$	2,982.05
Non-Uniform Pension Act of 1990-Plan 3	M & T Bank	\$	164,649.31
Non-Uniform Pension Plan 2	M & T Bank	\$	1,000.00
Old Non-Uniform Pension - Plan 1	M & T Bank	\$	1,592.81
<b>Total Cash on Hand</b>		<b>\$</b>	<b>1,587,231.34</b>

## Cash Equivalents (as of 04/17/2024) &amp; Investments (Market Value as of April 12, 2024)

Account Type & Fund	Institution	Investment Type	Maturity Date	Interest Rate	Interest Receivable	Investment Amount
<b>LIQUIDITY:</b>						
Fire Pension II	TD	CD	4/29/2024	5.26%	\$ 11,341.83	\$ 2,504,022.15
<b>SUB-TOTAL:</b>						<b>\$ 2,504,022.15</b>
<b>RESERVE:</b>						
Pension Trust	Rhumblin (S&P 500)					\$ 96,651,910.00
Pension Trust	Earnest Partners					\$ 17,215,155.00
Pension Trust	Dodge & Cox					\$ 14,205,704.00
Pension Trust	Artisan Global					\$ 14,707,893.00
Pension Trust	MFS Low Global					\$ 15,359,871.00
Pension Trust	Fidelity Total Intl. Index					\$ 16,950,266.00
Pension Trust	Harding Loevner					\$ 2,415,267.00
Pension Trust	Fidelity Emerging					\$ 2,818,365.00

DocuSigned by:

DaWayne Sims 4/18/2024

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DaWayne Sims, City Treasurer

## CITY TREASURER'S OFFICE

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## City of Wilmington



DaWayne Sims  
City Treasurer

Treasurer's Report - Pensions II  
April 18, 2024

Investments (Market Value April 12, 2024)

Account Type & Fund	Institution	Investment Type	Maturity Date	Interest Rate	Interest Receivable	Investment Amount
<b>RESERVE:</b>						
Pension Trust	Clarion Lion					\$ 10,130,690.00
Pension Trust	Morgan Stanley					\$ 8,357,407.00
Pension Trust	JP Morgan					\$ 15,216,930.00
Pension Trust	LM Capital Core					\$ 32,130,835.00
Pension Trust	Rhumblin Core					\$ 28,090,126.00
Pension Trust	Fidelity Bond Index					\$ 9,153,423.00
Pension Trust	Money Market					\$ 1,642,792.00
Pension Trust	OPEB Trust Fund					\$ 33,047,056.00
<b>SUB-TOTAL</b>						<b>\$ 318,093,690.00</b>
<b>Total Investments</b>						<b>\$ 320,597,712.15</b>
<b>Total Cash on Hand</b>						<b>\$ 1,587,231.34</b>
<b>Grand Total</b>						<b>\$ 322,184,943.49</b>

Total Funds under Treasury Management:

<b>Total Investments</b>						<b>\$ 507,984,706.58</b>
<b>Total Cash on Hand</b>						<b>\$ 12,999,348.80</b>
<b>Grand Total<sup>1</sup></b>						<b>\$ 520,984,055.38</b>

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

DocuSigned by:

DaWayne Sims 4/18/2024

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DaWayne Sims, City Treasurer

## CITY TREASURER'S OFFICE

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## **NON-LEGISLATIVE BUSINESS**

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

a. Recognition Resolutions

All Council	Recognize Housing Opportunities of Northern Delaware, Inc.
Cabrera	Recognize William Bradford Banks
Darby	Recognize Brown Girls Do Gymnastics
Harlee	Recognize National Sorority of Phi Delta Kappa, Inc.
Oliver	Recognize Sharon Stewart (EXP Realty)

b. Sympathy Resolutions

Oliver	Sympathy former Delaware State Senator Robert I. Marshall
Oliver	Sympathy Helen Mason
Oliver	Sympathy Mother Barbara M. Spencer
Oliver	Sympathy former Fire Chief James T. Wilmore, Sr.
Oliver	Sympathy Charles Ballard
Oliver	Sympathy Darryl "Cook" Boney
Oliver	Sympathy Peggy Edwards

*Note: At this time, President Congo made comments as it relates to his leadership and how he previously handled the public comment segment regarding residency. In addition, he stated, as elected officials, the need to respect the 1<sup>st</sup> Amendment – Freedom of Speech.*

## **PUBLIC COMMENTS**

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

- Deacon Earl E. Tate
- Jennifer Schuele (virtual)
- Emanuel Redding
- James Dahlke
- Jamila Davey (virtual)
- Dion Wilson
- Sarah Rhine (virtual)

At this time, upon a motion of Council Member McCoy, seconded by Council Member Darby, the public comment segment was extended. Motion prevailed.

- Meghann Korask
- D. Marque Hall
- Tony Dunn
- Kristina Kelly (virtual)
- Pastor Larry Mathis
- Rosalie Hornbuckle (virtual)
- Joseph Walls
- Branden Fletcher
- Meryem Dede
- Lourdes Rivera
- James Taylor
- Christian Willauer
- Shyanne Miller
- Carmen Silva
- Joy Smith
- Lynne Kielhorn
- Pastor Derrick Johnson
- Michaelena DeJesus

*During this time, a lockdown emergency alarm occurred. Once cleared, the meeting resumed with the public comment segment as follows:*

- Michaelena DeJesus (resumed comments)
- Zaneta Washington (virtual)
- Timeless Thomas
- Ann Aviles (virtual)

### **LEGISLATIVE BUSINESS**

Council Member Johnson presented and called for the first and second reading Ordinance No. 24-020 (Agenda #0420) entitled:

A PROJECT ORDINANCE APPROVING AND AUTHORIZING  
THE FINANCING OF A PROJECT FOR SALESIANUM  
SCHOOL, INC.; MAKING CERTAIN FINDINGS WITH RESPECT  
THERE TO; AUTHORIZING THE ISSUANCE OF CITY OF  
WILMINGTON REVENUE BONDS IN AN AGGREGATE  
PRINCIPAL AMOUNT NOT TO EXCEED \$10,000,000; AND  
AUTHORIZING OTHER NECESSARY ACTION

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

Upon a motion of Council Member Johnson, seconded by Council Member White, Council dissolved into the Committee of the Whole for the purpose of holding a public hearing on Ord. 24-010 (Agenda #0398). Motion prevailed.

Council Member Johnson mentioned that the public hearing for Ord. 24-010 regarding "The Wilmington Flats" that was previously scheduled for April 4<sup>th</sup>. He added that due to the absence of the Planning Department representative, a motion was made to postpone to May 2<sup>nd</sup>, however, due to the time sensitivity, the public hearing will need to take place this evening and it was properly noticed as reflected by the Clerk when the Affidavit of Publication is read into the record. Approved by voice vote with one present – Council Member White.

President Congo mentioned that the agenda is going out of order.

**PUBLIC HEARING**  
**ORDINANCE NO. 24-010**  
**AN ORDINANCE TO APPROVE AMENDMENTS TO THE LARGE-SCALE**  
**REDEVELOPMENT PROJECT KNOWN AS "THE WILMINGTON FLATS"**

President Congo requested the Clerk to read the Affidavit of Publication.

The City Clerk read the following Affidavit of Publication and upon a motion of Council Member Johnson, seconded by Council Member McCoy (one present - Council Member White), the Affidavit of Publication was made a part of the record. Motion prevailed.

*Note: The Affidavit of Publication is included herein as an insert on Page 10.*

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DELAWARE  
GANNETT

PO Box 631699 Cincinnati, OH 45263-1699

**AFFIDAVIT OF PUBLICATION**

SdCity Of Wilmington  
Sd City Of Wilmington  
800 N French ST  
Wilmington DE 19801-3594

STATE OF DELAWARE, COUNTY OF NEW CASTLE

The Wilmington News Journal is a daily newspaper of general circulation, printed and published in the State of Delaware; that the publication, a copy of which is attached hereto, was published in the said newspaper in the issues dated:

04/10/2024

Sworn to and subscribed before on 04/10/2024

Notice of time and place of a rescheduled public hearing before City Council of the City of Wilmington on Ordinance No. 24-010.

Members of the public will be allowed to participate in the public hearing (i) in person in the City Council Chambers, 1st floor, City/County Building, 800 N. French Street, Wilmington, Delaware and (ii) virtually in accordance with 29 Del. C. § 10006A on April 18, 2024 at 6:30 p.m., before Wilmington City Council, sitting as a Committee of Whole, for the purpose of considering Ordinance No. 24-010 entitled:

AN ORDINANCE TO APPROVE AMENDMENTS TO THE LARGE-SCALE REDEVELOPMENT PROJECT KNOWN AS "THE WILMINGTON FLATS"

The instructions for virtual participation will be provided on the agenda for the April 18, 2024 Council meeting.

This notice is given pursuant to the provisions of Sec. 48-476 of the Wilmington City Code providing that an application to amend a large-scale redevelopment project may be approved 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.

By direction of City Council  
Ernest M. Congo II, President  
4/10-NJ

City Clerk  
MARIBEL SEIJO

Legal Clerk

Notary, State of WI, County of Brown

My commission expires

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VICKY FELTY  
Notary Public  
State of Wisconsin

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

The Clerk read the Planning Commission Report in part, and upon a motion of Council Member Johnson, seconded by Council Members B. Fields and McCoy (Councilman White voted present), the 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 videotaped of April 18, 2024 City Council meeting and public hearing, which is incorporated herein by reference.

*Note: Council Member White requested to be excused from the meeting during the public hearing and to return once the public hearing is completed.*

Timothy Lucas (Deputy Director of Planning) did a presentation, which is reflected in the videotaped of April 18, 2024 City Council meeting and public hearing, which is incorporated herein by reference.

At this time, President Congo opens up the floor for any questions from the members of Council. Council Member Johnson made comments.

At this time, President Congo opened up the floor for anyone from the public to speak "for" or "against" the public hearing and nobody desired the privilege of the floor.

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

### **RETURN TO REGULAR ORDER OF BUSINESS**

<b>Community Development &amp; Urban Planning Committee Members</b>	<b>Present</b>	<b>Absent w/Leave</b>	<b>Absent w/out Leave</b>
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

March 14, 2024

Ladies and Gentlemen:

We, your Community Development & Urban Planning Committee met by **anchor location and remote participation**, to who was referred **Ordinance No. 24-010** entitled:

AN ORDINANCE TO APPROVE AMENDMENTS TO THE  
LARGE-SCALE REDEVELOPMENT PROJECT KNOWN  
AS "THE WILMINGTON FLATS"

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

Council Member Johnson presented and called for the third and final reading Ordinance No. 24-010 (Agenda #0398) entitled:

AN ORDINANCE TO APPROVE AMENDMENTS TO THE  
LARGE-SCALE REDEVELOPMENT PROJECT KNOWN  
AS "THE WILMINGTON FLATS"

**FISCAL IMPACT STATEMENT:** This Ordinance has no anticipated negative 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.

President Congo asked the Clerk if there are any findings, and the Clerk stated no findings this evening.

President Congo requested the Clerk to call the roll.

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



President Congo declared the Ordinance **adopted**.

*Note: At this time, Council Member White was recognized as rejoining the meeting.*

Council Member Darby presented Resolution No. 24-020 (Agenda #0407) as follows:

**WHEREAS**, as legislative representatives elected by the citizens of Wilmington, members of City Council are held to a higher standard in the way they conduct themselves in the public light, as well as the manner in which they conduct public business; and

**WHEREAS**, elected officials should strive to represent their constituents rather than their own interests; and

**WHEREAS**, in July 2022, Councilwoman Zanthia Oliver, 3rd District ("Councilwoman Oliver"), sponsored an event called "Love Is in the Air," at Brown/Burton/Winchester Park. The usage fee was \$610.00. Councilwoman Oliver agreed to pay the usage fee out of her City Council discretionary funds. At her request, the City issued a \$610 check made out to the City of Wilmington. On August 1, 2022, Councilwoman Oliver endorsed the check and deposited it into her personal checking account; and

**WHEREAS**, on August 29, 2022, Councilwoman Oliver was notified of the improper endorsement. She promptly repaid the City; and

**WHEREAS**, in August 2022, Councilwoman Oliver, in partnership with the Eastside Community Association ("ESCA"), began coordinating an event called "A Salute to Women Veterans" to be held at the Chase Center on the Riverfront in September 2022; and

**WHEREAS**, on or about August 22, 2022, Councilwoman Oliver requested from the City a \$4,900.00 check, payable to ESCA, to pay the Chase Center's required deposit; and

**WHEREAS**, Councilwoman Oliver endorsed the check and deposited into ESCA's bank account. Councilwoman Oliver was able to do this because she had been "on and off [ESCA's] Board for years." Councilwoman Oliver's required financial disclosures in 2021 and 2022 did not mention service on *any* corporate or non-profit boards; and

**WHEREAS**, the City of Wilmington Ethics Commission ("Ethics Commission") received a complaint regarding these purported ethical violations; and

**WHEREAS**, on September 10, 2022, the Ethics Commission voted to refer the matter for investigation; and

**WHEREAS**, on September 13, 2023, after an investigation, the Ethics Commission received a Statement of Alleged Violation that Councilwoman Oliver's abovementioned conduct violated Wilmington City Code Sections 2-341(a) and 2-345.1(c)(1)(a)(S); and

**WHEREAS**, on November 13, 2023, Councilwoman Oliver agreed to an "Agreed Disposition" of a public reprimand for violating the aforementioned City Code Sections; and

**WHEREAS**, the Commission approved the Agreed Disposition on November 14, 2023.

**WHEREAS**, this was the second public reprimand Councilwoman Oliver received in 2023; and

**WHEREAS**, in response to this Ethics Commission investigation, City Council requested the City Auditor to accelerate its scheduled audit of all Council grant funds. The Audit should be complete by the end of March 2024; and

**WHEREAS**, City Council has updated its internal money-handling policies to ensure no Councilperson has the ability to receive a direct payment to a vendor; and

**WHEREAS**, Councilmembers voluntarily agreed to undergo further ethics training, which was complete in February 2024; and

**WHEREAS**, it is in this spirit that the City Council feels compelled to recognize improper behavior manifest in the actions of one of its members, and reprimand that behavior to set the tone that appearances of impropriety shall not be tolerated; and

**WHEREAS**, it is in this spirit that the City Council wishes to inform the public that it takes these violations seriously and must continue to work to maintain public trust.

**NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF WILMINGTON** that Council seeks to reprimand Councilwoman Zanthia Oliver following the public reprimand imposed by the City of Wilmington Ethics Commission.

**BE IT FURTHER RESOLVED** that Council renews its resolve to the principles outlined in the City Code upheld by its members, and the Oath of Office taken by its members. This Council stands at the ready to move forward, and to collaborate around matters of community importance to our City.

Upon a motion of Council Member Darby, seconded by Council Member Spadola, the Resolution was before the Council for its consideration. Motion prevailed. Council Member Darby spoke on the purpose of the Resolution and made comments. After her comments, Council Member Darby decided to **withdrawal** the Resolution.

Council Member Darby presented Resolution No. 24-021 (Agenda #0408) as follows:

**WHEREAS**, Title 21, §4101 (d) of the Delaware State Code sets forth the ability for governing bodies of any city or county to "to install and operate traffic light signal violation monitoring systems" and to enforce monetary penalties on the owners of motor vehicles for failure to comply with traffic light signals; and

**WHEREAS**, the Wilmington City Council's 2022-2025 Strategic Plan goal of fostering a "Stabilized Wilmington" prioritizes enforcement of City Code in the interests of public safety and welfare; and

**WHEREAS**, at the national level, there has been a decline in the number of communities that have red light camera safety programs, from 556 communities in 2012 to 336, as of September 2023. Multiple surveys carried out by the American

Automobile Association (AAA) showed a decrease in support for red light camera safety programs nationally from 70% in 2012 to 43% in 2019; and

**WHEREAS**, studies have shown mixed results on the impact of red-light camera programs on accident prevention. The Insurance Institute for Highway Safety showed fewer traffic accidents in Arlington, Virginia, as part of a red-light camera safety program in 2014. However, a 2017 Case Western University study regarding the removal of a red-light camera safety program in Houston, Texas, did not lead to a decrease in the total number of vehicular accidents, though there were fewer injury crashes. Congressional Research Service (CRS) studies have made similar findings. The Case Western study was cited by Texas Governor Greg Abbott as cause for removing red-light safety programs from the state in 2019; and

**WHEREAS**, Miami, FL and Rochester, NY, among others, have explicitly ended their red-light camera safety programs, citing to inequities in the demographics of red-light camera ticket recipients; and

**WHEREAS**, a ProPublica report on ticketing in Chicago, showed that those residing in majority-Black and Latino zip codes were twice as likely to receive a red-light camera ticket than the White population. The evidence gathered in the report suggested that the placement of cameras at intersections in less densely populated neighborhoods contributed to a higher rate of ticketing. These intersections tended to be in majority-Black neighborhoods in Chicago, near industrial areas or major highways; and

**WHEREAS**, a report by the City of Wilmington Traffic Light Signal Violation Monitoring System (henceforth, "TLSVMS") for Fiscal Year 2022 listed the following two intersections with red-light cameras that had the most 'straight-thru' violations and the most accidents:

- 1) Intersection of W. 4th Street and N. Jackson Street - 29 crashes, 1494 'straight-thru' violations
- 2) Intersection of 2nd Street and Adams Street-26 crashes, 3756 'straight-thru' violations The locations of these intersections are in majority-Black and Latino neighborhoods in the City. They also serve as exit areas or underpasses to I-95, with multi-lane, multi-directional streets; and

**WHEREAS**, the intersection of W. 4th Street and N. Jackson Street saw 13 angled crashes between 2011 and 2015 prior to the installation of red-light cameras compared with 15 angled crashes between 2021 and 2022 when cameras were present. The intersection of 2nd Street and Adams Street saw 27 angled crashes between 2011 and 2015, and 21 angled crashes in 2021 and 2022; in both timeframes there was a red-light camera; and

**WHEREAS**, the City collected upwards of \$4.3 million in revenue from 56,000-plus redlight ticket citations in FY2022, with a net program surplus around \$2 million. The FY2024 budget projects \$3 .8 million in revenue, with expenses to maintain the program increasing by 2% each year until FY2028. 18% of the City's delinquent collections come from red-light violations. The City has commissioned a Fines and Fees Taskforce (adopted in Resolution 22-069) that will submit a report to Council by March

31, 2024 regarding fines and levies sanctioned across the city, including red-light camera data; and

**WHEREAS**, given the significant decrease in the usage of red-light camera programs across the nation, the declining public support for such programs, and the similar infrastructure and demographic profiles of populations living near Wilmington's I-95 roadways to communities like Chicago that have found patterns of inequity in ticketing, a conscientious assessment of the outcomes and impacts of our current red-light program is warranted. The Wilmington City Council deems it necessary and proper to request a comprehensive assessment of the impact of red-light camera tickets on safety and equity for residents of the City; and

**WHEREAS**, assessing the equity of our transportation and infrastructure policy is in alignment with national priorities. A White House fact sheet on the Bipartisan Infrastructure Investment and Jobs Act of 2021 includes a stated goal of "advancing equity and racial justice throughout our economy," with respect to transportation and infrastructure projects "to ensure communities of color get a fair shot at The American Dream."

**NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF WILMINGTON**, that this Legislative body supports a professional third-party assessment of the safety and equity impacts of red-light tickets in Wilmington by December 31, 2024.

**BE IT FURTHER RESOLVED** that this Legislative body remains committed to both the public safety and social inequity concerns for all residents. The Council of the City of Wilmington urges the Administration to commission a professional consultant to assess the safety and equity impacts of the City's red light ticket program by December 31, 2024 to better inform traffic enforcement policy for the benefit of all residents.

Upon a motion of Council Member Darby, seconded by Council President Congo and Council Member Bracy, the Resolution was before the Council for its consideration. Motion prevailed. Council Member Darby spoke on the purpose of the Resolution and made comments. Council Member Johnson made comments and raised a question, and Council Member Darby responded. Council Member Cabrera made comments. Council Member Darby made closing comments.

President Congo requested the Clerk call the roll.

The above-mentioned Resolution was received, defeated as read and directed to be recorded and filed by the following Yea and Nay Roll Call Vote: Yeas, Council Member Darby and Council President Congo. Total, two. Nays, Council Members White, Oliver, Harlee, B. Fields, McCoy, Johnson, N. Field, Cabrera, Mills, Spadola and Bracy. Total, eleven.

President Congo declared the Resolution **defeated**.

Council Member Darby presented Resolution No. 24-022 (Agenda #0409) as follows:

**WHEREAS**, the Wilmington City Council 2022-2025 Strategic Plan lists "Parking Enforcement" as an essential component of maintaining a "Resident and Visitor Friendly Wilmington"; and

**WHEREAS**, Wilmington's parking enforcement officers are authorized to issue tickets, tow, or boot vehicles parked in violation of the City's parking regulations. Vehicles must park in compliance with all parking meters and signage; and

**WHEREAS**, constituents have expressed concerns about the parking tickets, as well as the process whereby vehicles are ticketed, towed, or booted; and

**WHEREAS**, the poverty rate in Wilmington is approximately 24%, and the average income is \$49,354. American adults are spending increasingly more of their income due to inflation, and low-income adults face more hardship paying bills. Fines associated with parking can have a substantial impact on the financial well-being of low-income individuals. According to the Federal Reserve's annual Economic Well-Being of U.S. Households (SHED), about one third of Americans lack enough money to cover a \$400 emergency expense. Nearly one in four Americans would have to use credit, turn to family, sell assets, or use predatory loans, such as "pay day loans," to cover major unexpected costs; and

**WHEREAS**, at the height of the COVID-19 pandemic, parking policies were adjusted to account for the extraordinary circumstances associated with the public health emergency. Although conditions have improved, residents continue to face challenges. A comprehensive audit of ticketing and parking enforcement processes would provide the Administration and relevant departments with crucial information on the impacts of parking enforcement on our residents that can guide policy decision-making going forward; and

**WHEREAS**, on October 20, 2022, the Fines and Fees Taskforce was created to identify fees and fines that impact the economic well-being of Wilmington residents. It is the responsibility of the Taskforce to gather data, provide findings, and make recommendations on alternative policies for achieving health, safety, and other municipal objectives without contributing to financial hardship for residents; and

**WHEREAS**, an audit of the costs of tickets, towing, and booting, as well as the processes whereby these enforcement actions are undertaken, is necessary to ensure that penalties levied for parking violations are appropriate to the typical financial capacity of our residents; and

**WHEREAS**, this Resolution urges the Administration to make the necessary appropriations to the Fiscal Year 2025 budget to engage an external firm to conduct this audit, or, alternatively, to make the necessary financial provisions for the City Auditor to undertake a comprehensive of parking tickets, towing, and the booting processes internally or oversee its production by and external firm, in accordance with Section 2-672 of the City Code.

**NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF WILMINGTON** that the Wilmington City Council requests that the Administration, the City Auditor, and the City's Audit Review Committee work collaboratively with the relevant departments and external entities to conduct a

comprehensive audit of parking tickets, towing, and the booting processes of the City before December 31, 2024.

**BE IT FURTHER RESOLVED** that the Wilmington City Council recognizes that both effectiveness and equity play a role in the determination of parking enforcement policy. Given the impact of the pandemic on parking behavior and individuals' ability to pay fines at their current levels, this Council encourages the Administration and relevant departments to conscientiously assess whether, and how, ticketing, towing, and booting processes should be adapted to fit current circumstances.

Upon a motion of Council Member Darby, seconded by Council Members Spadola and Bracy, the Resolution was before the Council for its consideration. Motion prevailed. Council Member Darby spoke on the purpose of the Resolution and made comments. Council Members Spadola, Harlee, Cabrera, Bracy, B. Fields, Oliver, Johnson, and McCoy made comments. Council Members Spadola, Harlee and Cabrera made additional comments.

President Congo requested the Clerk to call the roll.

The above-mentioned 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, Darby, Oliver, Harlee, B. Fields, Johnson, N. Field, Cabrera, Spadola and Bracy, and Council President Congo. Total, eleven. Nays, none. Present, Council Members McCoy and Mills. Total, two.

President Congo declared the Resolution **adopted**.

Council Member Darby presented and called for the third and final reading Ordinance No. 24-007 (Rev. 1, Agenda #0392) entitled:

AN ORDINANCE TO AMEND CHAPTER 45 OF THE CITY CODE TO PROHIBIT THE DEPARTMENT OF FINANCE FROM PURSUING MONITION ACTIONS AGAINST CITY RESIDENTS WHOSE ARREARAGE INCLUDE UNPAID WATER, SEWERAGE, AND STORMWATER FEES AND RELATED COSTS

Council Member Darby presented a **Substitute** in lieu of that ordinance:

AN ORDINANCE TO AMEND CHAPTER 45 OF THE CITY CODE TO PROHIBIT THE DEPARTMENT OF FINANCE FROM INCLUDING ARREARAGE OF UNPAID WATER, SEWERAGE, AND STORMWATER FEES AND RELATED COSTS IN MONITIONS ACTIONS AGAINST CUSTOMERS THAT ARE OWNER-OCCUPANTS



**FISCAL IMPACT STATEMENT:** The fiscal impact of this Ordinance cannot be precisely quantified.

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

President Congo requested the Clerk to call the roll in reverse order.

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

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

Council Member Darby presented and called for the third and final reading Ordinance No. 22-033 (Rev. 1, Agenda #0213) entitled:

AN ORDINANCE TO AMEND CHAPTER 45 OF THE CITY CODE REGARDING MONTHLY BILLING FOR WATER, SEWER AND STORMWATER CHARGES TO ALLOW FOR INSTALLMENT OF AN INCOME BASED WATER RATE ASSISTANCE PROGRAM

Council Member Dary presented a **Substitute** in lieu of that ordinance:

AN ORDINANCE TO AMEND CHAPTER 45 OF THE CITY TO ESTABLISH AN AFFORDABLE WATER PROGRAM

**FISCAL IMPACT STATEMENT:** The fiscal impact of this Ordinance cannot be precisely quantified.

Upon a motion of Council Member Darby, seconded by Council Member Johnson, the Substitute Ordinance was before the Council for its consideration. Motion prevailed. Council Member Darby made comments and made the following floor amendment:

- 1) On Page 2 of Rev. 1 to Sub. 1 to Ordinance No. 22-033, delete the term "45-8" and insert the term "45-7".

- 2) On Page 2 of Rev. 1 to Sub. 1 to Ordinance No. 22-033, delete the phrase “**Sec. 45-8. – Affordable Water Program**” and insert the phrase “**Sec. 45-7. – Affordable Water Program**”.
- 3) On Page 2 of Rev. 1 to Sub. 1 to Ordinance No. 22-033, add in a new Section 2 that reads as follows:  
  
The Department of Finance shall retain an outside vendor to perform the financial feasibility study. Funding for the study shall come from an appropriation in the Fiscal Year 2025 Operating Budget.
- 4) On Page 2 of Rev. 1 to Sub. 1 to Ordinance No. 22-033, rename the current Section 2 as Section 3.
- 5) On Page 2 of Rev. 1 to Sub. 1 to Ordinance No. 22-033, rename the current Section 3 as Section 4.
- 6) On Page 2 of Rev. 1 to Sub 1 to Ordinance No. 22-033, delete the phrase “**Secs. 45-79**” and insert the phrase “**Secs. 45-78**”.
- 7) On Page 3 of Rev. 1 to Sub. 1 to Ordinance No. 22-033, fix the mislabeled second Section 3 as Section 5.
- 8) On Page 3 of Rev. 1 to Sub. 1 to Ordinance No. 22-033, delete the Fiscal Impact Statement in its entirety and replace with the following language:

**FISCAL IMPACT STATEMENT:** The initial fiscal impact shall be the cost of an Outside Vendor established as a byline in the Fiscal Year 2025 Operate Budget. The further fiscal impact is unknown at this time but should be *de minimis* because the Charter requires the City’s utilities to remain revenue neutral.

Upon a motion of Council Member Darby, seconded by Council Member Johnson, the floor amendment was before the Council for its consideration. Council Member Darby made comments on the floor amendment. Council Member Johnson made comments on the floor amendment. Council Member N. Field raised a question and Council Member Darby responded.

President Congo requested the Clerk to call the roll for the floor amendment.

The above-mentioned floor amendment was received and defeated by the following Yea and Nay Roll Call Vote: Yeas, Council Member Darby and President Congo. Total, two. Nays, Council Members White, Oliver, Harlee, B. Fields, McCoy, Johnson, N. Field, Cabrera, Mills, Spadola and Bracy. Total, eleven.



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

Council Member Darby spoke on the original version of Substitute Ordinance without the floor amendment, which was before the Council for consideration. Council Member Johnson made comments. Council Member Darby made closing comments.

President Congo requested the Clerk to call the roll, which was done by reverse order.

The above-aforementioned **Substitute Ordinance without the floor amendment** was read for the third and final time and was defeated by title and section recurring to the Enacting Clause by the following Yea and Nay Roll Call Vote: Yeas, Council Members N. Field, Johnson, Darby and White, and Council President Congo. Total, five. Nays, Council Members Bracy, Spadola, Mills, Cabrera, McCoy, B. Fields and Harlee. Total, seven. Present, Council Member Oliver. Total, one.

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

Council Member Darby presented and called for the third and final reading Ordinance No. 23-034 (Rev. 1, Agenda #0344) entitled:

AN ORDINANCE TO AMEND CHAPTER 45 TO  
EXEMPT ELDERLY AND DISABLED RESIDENTS  
AND RESIDENCES WITH CHILDREN UNDER  
THE AGE OF FIVE FROM WATER SERVICE  
DISCONNECTION FOR NONPAYMENT OF  
UTILITY CHARGES

Council Member Darby presented a **Substitute** in lieu of that ordinance:

AN ORDINANCE TO AMEND CHAPTER 45 TO  
EXEMPT ELDERLY AND DISABLED RESIDENTS  
AND RESIDENCES WITH CHILDREN UNDER  
THE AGE OF FIVE FROM WATER SERVICE  
DISCONNECTION FOR NONPAYMENT OF  
UTILITY CHARGES

**FISCAL IMPACT STATEMENT:** Although this legislation exempts eligible residents from water utility shutoffs for nonpayment, the effective deployment of LIHWAP funds should offset any negative fiscal impact to the City, therefore the legislation should be revenue neutral.

Upon a motion of Council Member Darby, seconded by President Congo, the Substitute Ordinance was before the Council for its consideration. Motion prevailed. Council Member Darby spoke on the purpose of the Substitute Ordinance and made

comments. Council Members Johnson, Harlee, Bracy and Cabrera made comments. Council Member Darby made closing comments.

President Congo requested the Clerk to call the roll, which was done in reverse order.

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

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

On behalf of President Congo, Council Member Darby presented Resolution No. 24-023 (Agenda #0416) as follows:

**WHEREAS**, Wilm. Ch. (Charter) § 3-304 authorizes the City of Wilmington to determine and establish by ordinance the terms of residency for its employees; and

**WHEREAS**, Sec. 40-3 requires that, “all non-elected employees shall be required to reside within the geographical boundaries of the city for a period of five years,” in accordance with 22 Del. C. § 841; and

**WHEREAS**, the 2022-2025 Wilmington City Council Strategic Plan endeavors to promote a “Prosperous and Sustainable Wilmington” by setting forth policies and strategies regarding the City’s workforce. Substitute No. 2 to Ordinance No. 23-040, as amended established a Residency Taskforce consisting of nine (9) members, three (3) of whom are appointed by the Mayor and six (6) by the Council President. These members include one (1) member from the Department of Human Resources, one (1) member of the Administration, and at least three (3) members of the public who reside in the geographical boundaries of the City of Wilmington; and

**WHEREAS**, the responsibilities of members of the Residency Taskforce include evaluating strategies to: encourage residents to fill vacancies; create incentives for prospective employees to move into Wilmington; and ease financial burdens for potential employees “to move, rent, and/or buy within the City”.

**NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF WILMINGTON** that this Council appoints the following five (5) members of the public to serve on the Residency Taskforce for the City of Wilmington: Ugundi Jacobs, So'nya Jones, Nancy Lopez, Tyre' Matthews, and Dubbard McGriff. 2

**BE IT FURTHER RESOLVED** that the Residency Taskforce will issue a final report no later than July 1, 2024, that may be adopted City Council.

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

a question and Ms. Marchelle Basnight responded. Council Member McCoy made additional comments. Ms. Basnight made comments. Council Member Darby made closing comments.

President Congo requested the Clerk to call the roll.

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

President Congo declared the Resolution **adopted**.

Council Member Oliver presented and called for the first and second reading Ordinance No. 24-021 (Agenda #0417) entitled:

AN ORDINANCE TO APPROVE THE REMOVAL OF  
A PORTION OF WILSON STREET, LOCATED  
BETWEEN EAST TWELFTH AND THIRTEENTH  
STREETS, AND TWO UNNAMED ALLEYS,  
LOCATED BETWEEN WILSON STREET AND  
CLIFFORD BROWN WALK, FROM THE OFFICIAL  
CITY MAP

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

The above-aforementioned Ordinance was given two separate 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 the Community Development and Urban Planning Committee. Motion prevailed.

Council Member Oliver presented and called for the first and second reading Ordinance No. 24-022 (Agenda #0418) entitled:

AN ORDINANCE TO APPROVE THE MAJOR SUBDIVISION  
PLAN ENTITLED "1225 & 1320 EAST EIGHTH STREET"  
AND TO AUTHORIZE THE REMOVAL OF A 0.175-ACRE  
SEGMENT OF RIGHT-OF-WAY LOCATED AT THE  
TERMINUS OF EAST EIGHTH STREET FROM THE  
OFFICIAL CITY MAP

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

The above-aforementioned Ordinance was given two separate readings by title only and upon a motion of Council Member Oliver, seconded by Council Member B. Fields, the Ordinance was received, recorded and referred to the Community Development and Urban Planning Committee. Motion prevailed.

Council Member McCoy presented Resolution No. 24-024 (Agenda #0419) as follows:

**WHEREAS**, Section 2-369 of the City Code requires grants awarded by the Mayor, City Council or the City Treasurer in the amount of \$5,000 or more to be approved by resolution of City Council; and

**WHEREAS**, City Council wishes to award a grant to the City of Wilmington Department of Parks and Recreation in the amount of \$8,825; and

**WHEREAS**, City Council has authorized \$8,825 in grant funds from the Community Support/ Discretionary Funds for the community by various Councilpersons; and

**WHEREAS**, these funds will be used to support skate park event and to provide support for students across the City to attend the college tour event.

**NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF WILMINGTON** that this Council hereby approves the issuance of a grant to the City of Wilmington Department of Parks and Recreation in the amount of \$8,825.

**BE IT FURTHER RESOLVED** that the skate park event and college tour the grant funding will support is in accordance with the 2022-2025 Wilmington City Council Strategic Plan goal of supporting a Wilmington for All Ages.”

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

President Congo requested the Clerk to call the roll.

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

President Congo declare the Resolution **adopted**.

*Note: At this time, Council Members Oliver and McCoy requested to be excused.*

Council Member Bracy presented and called for the first and second reading Ordinance No. 24-023 (Agenda #0421) entitled:

AN ORDINANCE TO AMEND CHAPTER 37 OF THE  
CITY CODE TO INCREASE THE MONETARY  
THRESHOLD NECESSARY TO ALLOW THE CITY  
TO IMMOBILIZE AND/OR TOW A VEHICLE

**FISCAL IMPACT STATEMENT:** Any anticipated fiscal impact will be *de minimis*.

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

Council Member White requested to be added as co-sponsor to the above-mentioned Ordinance and President Congo mentioned that would happen at the committee meeting.

Council Member N. Field made a comment and moved to adjourned, seconded by Council Members Johnson and B. Fields. President Congo made comments. Council Member Spadola made a point of order of a motion that was seconded, and before the Council. President Congo stated that a motion to suspend the rules need to be done.

Upon a motion of Council Member N. Field, seconded by Council Member Spadola, to Suspend the Rules and not have Petitions and Communications was received, and defeated by the following Yea and Nay Roll Call Vote: Yeas, Council Members White, B. Fields, Johnson, N. Field and Spadola. Total, five. Nays, Council Members Darby, Harlee, Cabrera, Mills, Bracy, and Council President Congo. Total, six. Absent, Council Members Oliver and McCoy. Total, two.

President Congo declared the motion to suspend Petition and Communications **defeated**.

### **PETITIONS AND COMMUNICATIONS**

Council Members and Council President spoke on the following: response to a public speaker's question regarding Noramco and Council's involvement; participatory budget process for the 2<sup>nd</sup> District; City-wide clean up; constituents were encouraged to attend civic association meetings; condolences to the family of LaQuenta Daniels; announcement of upcoming budget hearings; and including but not limited to, everyone was encouraged to continue to engage either in-person or virtually.

### **ADJOURNMENT**

Upon a motion of Council Member B. Fields, seconded by Council Member Johnson, Council adjourned at 11:10 p.m. Motion prevailed.

**Note:** More detailed information is reflected in the videotape of the April 18, 2024 City Council meeting at the following link: <https://wilmingtonde.new.swagit.com/videos/303199>.

Attest:   
Maribel Seijo, City Clerk