

*Wilmington City Council  
Wilmington, Delaware  
May 1, 2025*

City Council met in regular session with remote participation on the above date at 6:38 p.m., President Ernest M. Congo, II presiding.

The opening prayer was done by Mariaelena Rivera, 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 Owens, Darby\*, Oliver\*, Willauer, McCoy, Johnson, Field, Bracy, Cabrera, Hackett, Spadola and Council President Congo. Total, twelve. Absent with leave, Council Member Harlee. Total, one.

**MINUTES**

After reading a portion of the minutes of the April 17, 2025 City Council Meeting, upon a motion of Council Member McCoy, seconded by Council Member Owens, it was moved they be accepted as written. Motion prevailed.

**COMMITTEE REPORTS**

Finance & Economic Development Committee Member	Present	Absent w Leave	Absent w/out Leave
Michelle Harlee, Chair	Y		
Latisha Bracy, Vice Chair	Y		
Shané N. Darby		Y	
Alexander D. Hackett		Y	
Zanthia Oliver		Y	
James Spadola	Y		
Ernest "Trippi" Congo, Ex-Officio		Y	

President and Members of Council of  
The City of Wilmington

April 23, 2025

Ladies and Gentlemen:

We, your Finance & Economic Development Committee met by **anchor location and remote participation**, to who was referred **Ordinance No. 25-012** entitled:

AN ORDINANCE TO AMEND CHAPTER 10 OF THE CITY CODE TO  
REVISE FEES FOR AMBULANCE AND RELATED SERVICES  
PROVIDED BY THE FIRE DEPARTMENT

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 Bracy, seconded by Council Member  
Owens, the Report was received, recorded and filed. Motion prevailed.

**TREASURER'S REPORT**

The following Treasurer's Report for May 1, 2025 was read into the  
record by City Clerk and upon a motion of Council Member McCoy, seconded by  
Council Member Owens, the Report was received, recorded and filed. Motion prevailed.

*Note: The Treasurer's Report is included herein as an insert from Page 3 to Page 5.*

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# City of Wilmington



**DaWayne Sims**  
City Treasurer

## Treasurer's Report May 01, 2025

### Cash - Ledger Balance (as of 04/30/2025):

General	M & T Bank	\$ 8,210,774.00
Payroll	M & T Bank	\$ 1,889,054.70
Law Department Court Costs	M & T Bank	\$ 4,432.07
Total Petty Cash	M & T Bank	\$ 5,871.68
Police - Evidence Found (Currency)	M & T Bank	\$ 1,199,309.95
Police & Fire Remembrance	M & T Bank	\$ 12,844.49
Police Department Discretionary	M & T Bank	\$ 36,476.46
Rent Withholding Escrow	M & T Bank	\$ 23,937.97
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>\$ 11,495,464.19</b>

### Cash Equivalents & Investments (as of 04/30/2025):

Account Type & Fund	Institution	Investment Type	Number of Days	Interest Rate	Interest Receivable	Investment Amount
<b>LIQUIDITY:</b>						
General	M&T	Overnight Repo	Daily	3.25%	\$ 3,186.36	\$ 36,478,577.56
General	TD	High Yield Checking	1	3.56%	\$ 1,322.45	\$ 13,373,068.51
General	TD	High Yield Checking	1	3.56%	\$ 799.23	\$ 8,082,129.68
General	TD	High Yield Checking	1	3.56%	\$ 361.89	\$ 3,659,603.55
<b>SUB-TOTAL:</b>						<b>\$ 61,593,379.30</b>
Account Type & Fund	Institution	Investment Type	Maturity Date	Interest Rate	Int. Receiv.	Investment Amount
Police & Fire Remem.	WSFS	CD	6/23/2025	3.92%	\$ 449.21	\$ 27,320.51
General	TD	CD	5/21/2025	4.18%	\$ 108,052.49	\$ 31,019,854.60
General	TD	CD*	5/19/2025	4.18%	\$ 31,281.23	\$ 8,690,571.09
<b>SUB-TOTAL:</b>						<b>\$ 39,737,746.20</b>
<b>RESERVE:</b>						
General	PNC	T-Bills	6/3/2025	4.24%	\$ 126,000.00	\$ 20,037,000.00
<b>SUB-TOTAL:</b>						<b>\$ 20,037,000.00</b>
<b>RESTRICTED:</b>						
Capital Project	TD	CD	5/19/2025	4.18%	\$ 2,738.07	\$ 760,692.12
Capital Project	TD	CD	5/19/2025	4.18%	\$ 80.94	\$ 22,488.00
Capital Project	TD	CD	5/19/2025	4.18%	\$ 21,742.58	\$ 6,040,537.41
Water/Sewer	PNC	T-Bills	6/3/2025	4.24%	\$ 99,600.00	\$ 15,841,500.00
State Bonds Proceeds-FY23	TD	CD	5/19/2025	4.18%	\$ 5,712.05	\$ 1,586,924.92
People's Settlement	TD	High Yield Checking	1	4.01%	\$ 1,341.31	\$ 12,041,657.83
State Bonds Bill FY24	TD	High Yield Checking	1	4.01%	\$ 370.38	\$ 3,325,098.11
State Bonds Bill FY25	TD	High Yield Checking	1	4.01%	\$ 196.03	\$ 1,759,870.25
<b>SUB-TOTAL</b>						<b>\$ 41,378,768.64</b>
<b>Total Investments</b>						<b>\$ 162,746,894.14</b>
<b>Total Cash on Hand</b>						<b>\$ 11,495,464.19</b>
<b>Grand Total</b>						<b>\$ 174,242,358.33</b>

\* Budget Reserve

\* Restricted use. Per AICPA US Treasury Guidelines

DocuSigned by:

*DaWayne Sims*  
DaWayne Sims, City Treasurer

CITY TREASURER'S OFFICE

7768CA8083E8468...

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 May 01, 2025

### Cash - Ledger Balance (as of 04/30/2025):

Pension Payroll	M & T Bank	\$	48,671.35
Retiree Healthcare	M & T Bank	\$	5,060,502.99
Police Pension	M & T Bank	\$	233,540.20
Fire Pension	M & T Bank	\$	1,000.00
Non-Uniform Pension Act of 1990-Plan 3	M & T Bank	\$	359,289.76
Non-Uniform Pension Plan 2	M & T Bank	\$	12,880.00
Old Non-Uniform Pension - Plan 1	M & T Bank	\$	1,592.81
<b>Total Cash on Hand</b>		<b>\$</b>	<b>5,717,477.11</b>

### Cash Equivalents (as of 04/30/2025) & Investments (Market Value as of April 25, 2025)

Account Type & Fund	Institution	Investment Type	Maturity Date	Interest Rate	Interest Receivable	Investment Amount
<b>LIQUIDITY:</b>						
Fire Pension III	TD	CD	5/23/2025	4.28%	\$ 7,302.69	\$ 1,023,741.77
<b>SUB-TOTAL:</b>						<b>\$ 1,023,741.77</b>
<b>RESERVE:</b>						
Pension Trust	Rhumblin (S&P 500)					\$ 107,497,218.00
Pension Trust	Earnest Partners					\$ 16,574,236.00
Pension Trust	Dodge & Cox					\$ 8,587,976.00
Pension Trust	WCM Global Fund					\$ 8,848,977.00
Pension Trust	MFS Low Global					\$ 9,141,790.00
Pension Trust	Fidelity Total Intl. Index					\$ 26,474,744.00
Pension Trust	GQG Emerging					\$ 4,511,023.00

DocuSigned by:

*DaWayne Sims*  
DaWayne Sims, City Treasurer  
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# City of Wilmington



**DaWayne Sims**  
City Treasurer

## Treasurer's Report - Pensions II May 01, 2025

### Investments (Market Value April 25, 2025)

Account Type & Fund	Institution	Investment Type	Maturity Date	Interest Rate	Interest Receivable	Investment Amount
<b>RESERVE:</b>						
Pension Trust	Clarion Lion					\$ 9,467,769.00
Pension Trust	Morgan Stanley					\$ 7,769,730.00
Pension Trust	JP Morgan					\$ 17,230,519.00
Pension Trust	LM Capital Core					\$ 34,355,857.00
Pension Trust	Rhumblin Core					\$ 29,894,080.00
Pension Trust	Fidelity Bond Index					\$ 9,745,323.00
Pension Trust	Money Market					\$ 868,709.00
Pension Trust	OPEB Trust Fund					\$ 35,825,845.00
<b>SUB-TOTAL</b>						\$ 326,793,796.00
<b>Total Investments</b>						\$ 327,817,537.77
<b>Total Cash on Hand</b>						\$ 5,717,477.11
<b>Grand Total</b>						\$ 333,535,014.88

### Total Funds under Treasury Management:

<b>Total Investments</b>						\$ 490,564,431.91
<b>Total Cash on Hand</b>						\$ 17,212,941.30
<b>Grand Total<sup>1</sup></b>						\$ 507,777,373.21

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

DocuSigned by:

*DaWayne Sims*  
DaWayne Sims, City Treasurer  
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## **NON-LEGISLATIVE BUSINESS**

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

a. Recognition Resolutions

All Council	Recognize Youth in City Government Day 2025
All Council	Recognize Wilmington City Council Interns (Spring 2025)
Cabrera	Recognize Overseer Helena Michelle Creamer
Hackett	Recognize Sanford Boys Basketball Championship
Oliver	Recognize Justin Womack (Owner of Oath84)
Oliver	Recognize Wilmington VA Medical Center (75 <sup>th</sup> Anniversary)

b. Sympathy Resolutions

Oliver	Sympathy Elizabeth Dendy
Oliver	Sympathy Stacey Lee Maxwell
Spadola	Sympathy Paul Joseph Smith, Sr.

*\* During this time Council Members Darby and Oliver were recognized as present in Council Chambers, which is reflected in the Roll Call.*

## **PUBLIC COMMENTS**

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

- Deacon Earl Tate
- Edwina Bell
- Don Thomas
- Nick Jenner (virtual)
- Cynthia Fuller

## **LEGISLATIVE BUSINESS**

Upon a Motion of Council Member Johnson, seconded by Council Member Owens, Council dissolved into the Committee of the Whole for the purpose of holding a public hearing on Ord. 25-013 (Agenda #0031). Motion prevailed.

### **PUBLIC HEARING ORDINANCE NO. 25-013**

### **AN ORDINANCE TO AMEND CHAPTER 48 OF THE CITY CODE TO PERMIT THE CULTIVATION, MANUFACTURE, TESTING, AND RETAIL OF**

**RECREATIONAL MARIJUANA WITHIN CERTAIN COMMERCIAL,  
MANUFACTURING, AND WATERFRONT ZONING DISTRICTS**

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President Congo asked for the Clerk to 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 on Page 8.*

*[the remainder of this page intentionally left blank]*



PO Box 631699 Cincinnati, OH 45263-1699

**AFFIDAVIT OF PUBLICATION**

Akira Akira  
SD City of Wilmington City Council Office  
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:


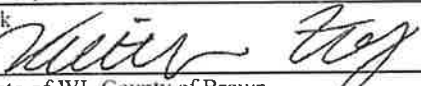
04/09/2025

Sworn to and subscribed before on 04/09/2025

**NOTICE OF PUBLIC HEARING**

Notice of time and place of a public hearing on May 1, 2025 at 6:30 pm before Wilmington City Council in the City Council Chambers, 1st Floor, City/County Building, 800 North French Street, Wilmington, DE regarding Ordinance No. 25-013 entitled "An Ordinance to Amend Chapter 48 of the City Code to Permit the Cultivation, Manufacture, Testing, and Retail of Recreational Marijuana Within Certain Commercial, Manufacturing, And Waterfront Zoning Districts." Members of the public will be allowed to participate in person and virtually. Instructions for virtual participation will be provided on the agenda for the May 1st Council meeting.

City Clerk  
AKIRA GRENARDO  
4/9-NJ

  
Legal Clerk  
  
Notary, State of WI, County of Brown  
3-7-27

My commission expires

Publication Cost:	\$77.40	
Tax Amount:	\$0.00	
Payment Cost:	\$77.40	
Order No:	11207155	# of Copies:
Customer No:	905048	1
PO #:	ORD 25-013	

**THIS IS NOT AN INVOICE!**

*Please do not use this form for payment remittance.*

KAITLYN FELTY  
Notary Public  
State of Wisconsin



Upon a motion of Council Member Johnson, seconded by Council Member McCoy, the Affidavit of Publication was made apart 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 Johnson, seconded by Council Member Owens, 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 May 1, 2025 City Council meeting and public hearing, which is incorporated herein by reference.

Ms. Gwinn Kaminsky (Planning Manager) presented, which is reflected in the videotape of the May 1, 2025 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.

Upon a motion of Council Member Johnson, seconded by Council Members McCoy, 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:

<b>Community Development &amp; Urban Planning Committee Member</b>	<b>Present</b>	<b>Absent w Leave</b>	<b>Absent w/out Leave</b>
Maria D. Cabrera, Chair	X		
Shané N. Darby, Vice Chair		X	
Nathan Field	X		
Alexander D. Hackett	X		
Yolanda McCoy	X		
Coby J. Owens	X		
Christian Willauer	X		
Ernest "Trippi" Congo, Ex-Officio		X	

The City of Wilmington

Ladies and Gentlemen:

We, your Community Development & Urban Planning Committee met by **anchor location and remote participation**, to who was referred **Substitute 1. to Ordinance No. 25-013** entitled:

AN ORDINANCE TO AMEND CHAPTER 48 OF THE CITY CODE TO PERMIT THE CULTTIVATION, MANUFACTURE, TESTING, AND RETAIL OF RECREATIONAL MARIJUANA WITHIN CERTAIN COMMERCIAL, MANUFACTURING, AND WATERFRONT ZONING DISTRICTS

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 McCoy 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:

*[the remainder of this page intentionally left blank]*

## MEMORANDUM

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

**FROM:** Elizabeth D. Power, Senior Assistant City Solicitor

**CC:** Elijah A. Simmons, City Council Chief of Staff  
Marchelle Basnight, City Council Senior Legislative Advisor & Chief Financial Officer  
Akira R. Grenardo, City Clerk  
Cerron Cade, Mayor’s Office Chief of Staff  
Daniel T. Walker, Mayor’s Office Deputy Chief of Staff  
Stephanie Mergler, Mayor’s Office Deputy Chief of Staff  
Javier Horstmann, Mayor’s Office Director of Special Projects  
Elliott T. Larkin, Director, Department of Land Use and Planning  
Gwinneth Kaminsky, Planning Manager  
Robert M. Goff, Jr., City Solicitor

**DATE:** April 30, 2025

**RE:** **City Council Findings Supporting the Enactment of Substitute No. 1 to Ordinance No. 25-013 to Amend Chapter 48 of the City Code to Permit the Cultivation, Manufacture, Testing, and Retail of Recreational Marijuana Within Certain Commercial, Manufacturing, and Waterfront Zoning Districts**

Enclosed please find a copy of the findings (the “Findings”) prepared in connection with Wilmington City Council’s (“City Council”) scheduled public hearing on May 1, 2025 regarding the above-referenced substitute zoning ordinance (the “Ordinance”) to amend Chapter 48 of the City Code (the “Zoning Code”). The Findings supplement the record of the City Planning Commission (the “Planning Commission”) and its report, as well as the record of City 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 the City of Wilmington (the “City”) 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 March 25, 2025. At that meeting, the Planning Commission approved its Revised Resolution No. 3-25, which recommended the Zoning Code amendments 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 SUBSTITUTE NO. 1 TO ORDINANCE NO. 25-013**

City Council makes the following Findings regarding the proposed amendments to Chapter 48 of the City Code that are the subject of the Ordinance.

Proposed Action:

An Ordinance to Amend Chapter 48 of the City Code to Permit the Cultivation, Manufacture, Testing, and Retail of Recreational Marijuana Within Certain Commercial, Manufacturing, and Waterfront Zoning Districts

1. The current Zoning Code permits the cultivation, manufacture, testing, and retail of recreational marijuana in certain zoning districts in the City that are not necessarily appropriate for such uses. The proposed amendments address the need to amend the Zoning Code to limit the zoning districts in which such uses will be permitted.
2. The proposed amendments will promote the cultivation, manufacture, testing, and retail of recreational marijuana within appropriate zoning districts in the City (namely, the proposed amendments will permit (i) marijuana cultivation facilities, marijuana product manufacturing facilities, marijuana testing facilities, and retail marijuana stores as a matter of right in the C-5 (Heavy Commercial) commercial zoning district, the M-1 (Light Manufacturing) and M-2 (General Industrial) manufacturing and industrial zoning districts, and the W-1 (Waterfront Manufacturing), W-2 (Waterfront Manufacturing/Commercial), and W-3 (Waterfront Low Intensity Manufacturing/Commercial Recreation) waterfront zoning districts and (ii) retail marijuana stores and marijuana testing facilities as special exception uses in the W-4 (Waterfront Residential/Commercial) waterfront zoning district), while prohibiting the four aforementioned marijuana uses from all other zoning districts because the City considers the other zoning districts to be inappropriate for such uses.
3. The proposed amendments will promote public safety by requiring a 300-foot buffer zone between any of the four aforementioned marijuana-related uses and residential zoning districts or public and private schools serving any grade between kindergarten and twelfth grade.
4. The proposed amendments will provide parking requirements for marijuana product testing facilities because there are no current parking requirements in the Zoning Code for such facilities (parking requirements already exist in the Zoning Code for marijuana cultivation facilities, marijuana product manufacturing facilities, and retail marijuana stores).
5. The proposed amendments will incorporate numerous State of Delaware definitions into the Zoning Code, including, but not limited to, definitions for marijuana cultivation facilities, marijuana product manufacturing facilities, marijuana testing facilities, and retail marijuana stores.

6. There is no evidence to suggest that the proposed amendments would create any detriment to the public. To the contrary, the proposed amendments should create benefits for the public, including the restriction of recreational marijuana uses from certain zoning districts in the City and the potential development of recreational marijuana businesses within the City in permitted zoning districts.
7. The proposed amendments adhere to the standards set forth in the applicable provisions of the Zoning Code, Title 22 of the Delaware Code, Delaware General Assembly House Bill No. 2 entitled “An Act to Amend Titles 4, 11, 16, and 30 of the Delaware Code Relating to the Creation of the Delaware Marijuana Control Act,” and applicable Delaware case law.

### CONCLUSION

This concludes the set of City Council’s Findings for the proposed amendments to the Zoning Code that are the subject of the Ordinance. The Ordinance incorporates the recommendations of the Planning Commission regarding the proposed amendments to the Zoning Code, which were approved at the Planning Commission meeting on March 25, 2025 and contained in its Revised Resolution 3-25.

W0128705

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

Council Member Johnson presented Ordinance No. 25-013 (Agenda #0034) and called for the third and final reading as follows:

AN ORDINANCE AMEND CHAPTER 48 OF THE CITY CODE TO PERMIT THE CULTIVATION, MANUFACTURE, TESTING, AND RETAIL OF RECREATIONAL MARIJUANA WITHIN CERTAIN COMMERCIAL, MANUFACTURING, AND WATERFRONT ZONING DISTRICTS

Council Member Johnson presented a **Substitute** in lieu of that Ordinance:

AN ORDINANCE AMEND CHAPTER 48 OF THE CITY CODE TO PERMIT THE CULTIVATION, MANUFACTURE, TESTING, AND RETAIL OF RECREATIONAL MARIJUANA WITHIN CERTAIN COMMERCIAL, MANUFACTURING, AND WATERFRONT ZONING DISTRICTS

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

Council Member Johnson spoke to the ordinance. Council Members McCoy, Oliver and President Congo made comments regarding the ordinance.

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

President Congo requested the Clerk to call 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 Owens – Yes, based on the findings; Oliver – Yes, based on the finding; Willauer – Yes, based on the findings; McCoy- Yes, based on the findings; Johnson – Yes, based on the findings and bringing economic opportunity to our neighborhoods; Field – Yes based on the findings, Bracy – Yes, based on the findings; Cabrera – Yes based on the findings; Hackett – Yes, based on the findings; Spadola – Yes based on the findings; and President Congo – Yes, based on the findings. Total, eleven. Absent, Council Members Darby and Harlee Total, two.

President Congo declared the Ordinance **adopted**.

Council Member Johnson presented Resolution 25-027 (Agenda #0045) as follows:

A RESOLUTION URGING THE DELAWARE GENERAL ASSEMBLY  
TO ENACT LEGISLATION THAT WILL AMEND TITLE 22  
CHAPTERS 9 OF THE DELAWARE CODE TO ENABLE THE CITY  
OF WILMINGTON TO IMPOSE EXCISE TAX OF UP TO 3% ON THE  
SALE OF MARIJUANA AND MARIJUANA PRODUCTS BY A  
RETAIL MARIJUANA STORE LOCATED WITHIN THE  
BOUNDARIES OF THE CITY, IN ADDITION TO ANY AMOUNTS  
IMPOSED BY THE STATE

**Synopsis:** *This Resolution is being presented by City Council for Council's review and approval. This Resolution urges the Delaware General Assembly to enact legislation that will amend Title 22 (Municipalities), Chapter 9 (Municipal User Tax) of the Delaware Code to enable the City of Wilmington to impose a local excise tax of up to 3% on the sale of marijuana and marijuana products by a retail marijuana store located within the boundaries of the City, in addition to any amounts imposed by the State. The State's Retail Marijuana Tax rate is 15%. The additional revenue generated by the local marijuana excise tax would be allocated to bolster the City's capacity to develop holistic support systems that benefit the high concentration of Disproportionately Impacted Areas (DIAs) in the City.*

Upon a motion of Council Member Johnson, seconded by Council Members McCoy and Owens, the Resolution was before the Council for its consideration. Motion prevailed. Council Member Johnson spoke to the purpose of the resolution and made comments. Council Members Oliver, Hackett, Cabrera, Owens, Bracy, Willauer and President Congo made comments and 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 recorded to be filed by the following Yea and Nay Roll Call Vote: Yeas, Council Members Owens, Oliver, Willauer, McCoy, Johnson, Field, Bracy, Hackett, Spadola and President Congo. Total, eleven. Absent, Council Members Darby and Harlee. Total, two.

President Congo declared the Resolution **adopted**.

Council Member Owens presented on behalf of Council Member Darby, and called for the first and second reading Ordinance No. 25-019 (Agenda #0046) entitled:

AN ORDINANCE TO AMEND CHAPTER 45 OF THE CITY CODE TO  
SET RULES ON WATER UTILITY ARREARAGE MONITIONS  
ACTIONS

The above-referenced Ordinance was given two separate readings by title only and upon a motion of Council Member Owens, seconded by Council Member

Bracy, the Ordinance was received, recorded and referred to the Finance & Economic Development Committee. Motion prevailed.

*\* Council Member Oliver was excused at this time.*

Council Member Bracy presented on behalf of Council Member Oliver, and called for the first and second reading Ordinance No. 25-020 (Agenda #0047) entitled:

AN ORDINANCE TO AMEND CHAPTER 37 OF THE CITY CODE TO CLARIFY THE CONDITIONS WHEREBY THE CITY MAY IMMOBILE AND/OR TOW A VEHICLE

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

Council Member Bracy presented on behalf of Council Member Harlee Ordinance No. 25-012 (Agenda #0031) and called for the third and final reading as follows:

AN ORDINANCE TO AMEND CHAPTER 10 OF THE CITY CODE TO REVISE FEES FOR AMBULANCE AND RELATED SERVICES PROVIDED BY THE FIRE DEPARTMENT

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

Council Member Bracy spoke to the ordinance.

President Congo requested the Clerk to call for the roll.

The above-referenced Resolution was received, adopted as read and recorded to be filed by the following Yea and Nay Roll Call Vote: Yeas, Council Members Owens, Willauer, McCoy, Johnson, Field, Bracy, Cabrera, Hackett, Spadola and President Congo. Total, ten. Absent, Council Members Darby, Oliver and Harlee. Total, three.

President Congo declared the Ordinance **adopted**.

### PETITIONS AND COMMUNICATIONS

Council Members and Council President spoke on the following information including but not limited to: upcoming Blue Rocks Event on May 10, Union Park Gardens Neighborhood Association meeting, Roberto Clemente opening day at

Woodlawn Park, thank you to community leaders and groups for participating in Community Clean Up Day, appreciation for Representative Ortega for community event, thank you to Parks & Recreation and Wilmington Police Department and Wilmington Fire Department for participating in Youth in City Government Day, everyone was thanked for joining tonight's meeting and was encouraged to contact Council Office with any questions and/or concerns.

### **ADJOURNMENT**

Upon a motion of Council Member Owens seconded by Council Member Johnson, Council adjourned at 8:19 p.m. Motion prevailed.

*Note: More detailed information is reflected in the videotape of the May 1, 2025 City Council meeting at the following link:*

<https://www.witn22.org/programs/#/?video=4336>.

Attest: Akira Grenardo  
Akira Grenardo, City Clerk