

Wilmington, Delaware
February 19, 2026

Rev. 1
#0183

WHEREAS, the Wilmington City Charter empowers Wilmington City Council to amend the annual operating budget in order to make certain appropriations; and

Sponsor:

Council
Member
Owens

WHEREAS, the Wilmington City Council respectfully requests that the members of the Delaware General Assembly amend the Wilmington City Charter to require Wilmington City Council approval to make certain supplemental appropriations of excess revenues, grant funds or special funds during the fiscal year.

Co-Sponsor(s):

Council
Member
Darby

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF WILMINGTON that pursuant to Title 22, Section 811 of the Delaware Code, this Council respectfully requests that the members of the Delaware General Assembly amend Section 2-301 of the Wilmington City Charter by deleting the stricken language and adding the underlined language to read as follows:

Sec. 2-301. Other appropriations.

The council may not make any operating appropriations in addition to those included in the annual operating budget ordinance except:

- (a) To meet emergencies which could not be anticipated when the operating budget ordinance was passed;
- (b) To pay the expenses of holding special elections and elections on proposals to amend this Charter;
- (c) To pay the cost of councilmanic investigations and inquiries and the compensation of attorneys retained by the council as authorized by this Charter; or
- (d) If during the fiscal year revenues, grant funds or special funds in excess of those projected or anticipated in the annual operating budget become available, including funds being passed through to non-city entities, the council shall make supplemental appropriations for the remainder of the fiscal year up to the amount of such excess.

Unless paid for out of current revenues or grants, all amounts appropriated under this section must be included as liabilities of the city in the next succeeding annual operating budget ordinance and except to meet emergencies, operating expenses shall neither be appropriated nor paid out of loan funds.

Passed by City Council,

ATTEST: _____
City Clerk

SYNOPSIS: This Resolution respectfully requests that the members of the Delaware General Assembly amend the Wilmington City Charter Section 2-301 to require City Council approval to make certain supplemental appropriations of excess revenues, grant funds, or special funds during the fiscal year.