

*Wilmington City Council
Wilmington, Delaware
July 11, 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, Oliver, Harlee, B. Fields, McCoy*, Johnson, Cabrera, Spadola and Bracy, and Council President Congo. Total, ten. Absent with leave, Council Members Darby, N. Field and Mills.

MINUTES

After reading a portion of the minutes of July 3, 2024, upon a motion of Council Member Cabrera, seconded by Council Member Oliver, it was moved they be accepted as written. Motion prevailed.

COMMITTEE REPORTS

The City Clerk read the following committee report:

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

President and Members of Council of
The City of Wilmington

July 8, 2024

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. 24-011** entitled:

AN ORDINANCE TO AMEND CHAPTER 42 OF THE CITY CODE REGARDING PERMITS FOR CERTAIN RESIDENTIAL PROPERTY OWNERS AND OCCUPANTS 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 Cabrera, seconded by Council Members Johnson and White, the Report was received, recorded and filed. Motion prevailed.

The City Clerk read the following committee report:

Finance & Economic Development Committee Member	Present	Absent w Leave	Absent w/out Leave
Chris Johnson, Chair	Y		
Michelle Harlee, Vice Chair	Y		
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

July 8, 2024

Ladies and Gentlemen:

We, your Joint **Finance & Economic Development** and Community Development & Urban Planning Committees met by **anchor location and remote participation**, to who was referred **Ordinance No. 24-038** entitled:

AN ORDINANCE TO AMEND CHAPTER 40 OF THE CITY
CODE REGARDING SALARY STEPS, PAY ADJUSTMENTS
FOR PROMOTIONS, VOLUNTARY DEMOTION, STARTING
SALARIES, COMBINED LEAVE PAYOUT, AND ELIGIBILITY
FOR CITY-SPONSORED BENEFITS

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

TREASURER'S REPORT

The following Treasurer's Report for July 11, 2024 was read into the
record by City Clerk and upon a motion of Council Member Cabrera, seconded by
Council Members Oliver and Harlee, 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 11, 2024

Cash - Ledger Balance (as of 07/10/2024):

General	M & T Bank	\$ 8,227,602.00
Payroll	M & T Bank	\$ 1,212,999.17
Law Department Court Costs	M & T Bank	\$ 4,555.60
Total Petty Cash	M & T Bank	\$ 5,913.65
Police - Evidence Found (Currency)	M & T Bank	\$ 1,134,295.04
Police & Fire Remembrance	M & T Bank	\$ 11,744.49
Police Department Discretionary	M & T Bank	\$ 28,546.73
Rent Withholding Escrow	M & T Bank	\$ 9,087.97
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		\$ 10,747,507.52

Cash Equivalents & Investments (as of 07/10/2024):

Account Type & Fund	Institution	Investment Type	Number of Days	Interest Rate	Interest Receivable	Investment Amount
LIQUIDITY:						
General	M&T	Overnight Repo	Daily	3.99%	\$ 2,134.53	\$ 18,188,059.05
General	TD	High Yield Checking	7	4.58%	\$ 2,747.08	\$ 3,084,681.73
General	TD	High Yield Checking	7	4.58%	\$ 4,006.27	\$ 4,498,621.58
General	TD	High Yield Checking	7	4.58%	\$ 6,629.07	\$ 7,443,751.21
SUB-TOTAL:						\$ 33,215,113.57
RESTRICTED:						
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	8/19/2024	5.25%	\$ 364,407.15	\$ 40,303,095.03
General	TD	CD*	7/15/2024	5.24%	\$ 77,943.70	\$ 17,273,906.23
General	TD	CD	8/16/2024	5.25%	\$ 171,513.33	\$ 19,601,523.16
SUB-TOTAL:						\$ 77,204,648.59
RESERVE:						
General ¹	PNC	T-Bills**	9/26/2024			\$ 19,391,873.00
SUB-TOTAL:						\$ 19,391,873.00
RESTRICTED:						
Capital Project	TD	CD	7/15/2024	5.24%	\$ 6,755.71	\$ 1,497,203.28
Capital Project	TD	CD	7/15/2024	5.24%	\$ 772.30	\$ 171,157.67
Capital Project	TD	CD	7/15/2024	5.24%	\$ 61,557.71	\$ 13,642,437.40
Water/Sewer	PNC	T-Bills**	9/26/2024			\$ 15,331,392.00
State Bonds Proceeds	TD	CD	7/15/2024	5.24%	\$ 15,696.76	\$ 3,478,720.70
SUB-TOTAL						\$ 34,120,911.05
Total Investments						\$ 163,932,546.21
Total Cash on Hand						\$ 10,747,507.52
Grand Total						\$ 174,680,053.73

¹ Budget Reserve

*Restricted use. Per ARPA US Treasury Guidelines

** Investments currently undergoing renewals. Rates & Interest income to be published on completion

DaWayne Sims
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

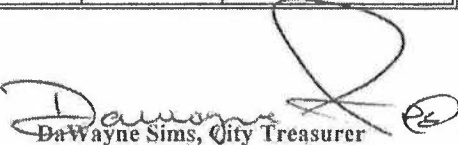
Treasurer's Report - Pensions I July 11, 2024

Cash - Ledger Balance (as of 07/10/2024):

Pension Payroll	M & T Bank	\$	93,570.67
Retiree Healthcare	M & T Bank	\$	1,682,720.15
Police Pension	M & T Bank	\$	508,554.12
Fire Pension	M & T Bank	\$	1,229,788.51
Non-Uniform Pension Act of 1990-Plan 3	M & T Bank	\$	164,410.18
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		\$	3,681,636.44

Cash Equivalents (as of 07/10/2024) & Investments (Market Value as of July 05, 2024)

Account Type & Fund	Institution	Investment Type	Maturity Date	Interest Rate	Interest Receivable	Investment Amount
LIQUIDITY:						
Fire Pension III	TD	CD	9/8/2024	5.25%	\$ 35,572.22	\$ 3,934,255.00
SUB-TOTAL:						\$ 3,934,255.00
RESERVE:						
Pension Trust	Rhumblin (S&P 500)					\$ 105,359,127.00
Pension Trust	Earnest Partners					\$ 17,130,858.00
Pension Trust	Dodge & Cox					\$ 13,721,350.00
Pension Trust	Artisan Global					\$ 14,226,853.00
Pension Trust	MFS Low Global					\$ 14,387,242.00
Pension Trust	Fidelity Total Intl. Index					\$ 17,924,273.00
Pension Trust	Harding Loevner					\$ 2,465,325.00
Pension Trust	Fidelity Emerging					\$ 3,042,396.00


DaWayne Sims, City Treasurer

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City of Wilmington



DaWayne Sims
City Treasurer

Treasurer's Report - Pensions II July 11, 2024


Investments (Market Value July 05, 2024)

Account Type & Fund	Institution	Investment Type	Maturity Date	Interest Rate	Interest Receivable	Investment Amount
RESERVE:						
Pension Trust	Clarion Lion					\$ 9,995,784.00
Pension Trust	Morgan Stanley					\$ 8,145,743.00
Pension Trust	JP Morgan					\$ 15,632,334.00
Pension Trust	LM Capital Core					\$ 32,948,097.00
Pension Trust	Rhumbline Core					\$ 28,828,003.00
Pension Trust	Fidelity Bond Index					\$ 9,396,211.00
Pension Trust	Money Market					\$ 1,778,458.00
Pension Trust	OPEB Trust Fund					\$ 34,988,553.00
SUB-TOTAL						\$ 329,970,607.00
Total Investments						\$ 333,904,862.00
Total Cash on Hand						\$ 3,681,636.44
Grand Total						\$ 337,586,498.44

Total Funds under Treasury Management:

Total Investments						\$ 497,837,408.21
Total Cash on Hand						\$ 14,429,143.96
Grand Total¹						\$ 512,266,552.17

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


DaWayne Sims, City Treasurer

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NON-LEGISLATIVE BUSINESS

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

a. Recognition Resolutions

McCoy	Recognize Salesianum Boys Volleyball and Baseball State Champions
N. Field	Recognize Mary T. Barksdale (100 th Birthday)
Oliver	Recognize 3 rd District Youth Fishing Trip Sponsors
Oliver	Recognize Cynthia Whaley
Spadola	Recognize Greater Experience Worship Center

b. Sympathy Resolutions

Oliver	Sympathy Rahmon L. Randall, Sr.
Oliver	Sympathy Robert McGee
Oliver	Sympathy Mary L. Spencer

PUBLIC COMMENTS

At this time, President Congo opened up the floor for public comments, however, there were no speakers this evening.

LEGISLATIVE BUSINESS

Council Member Oliver presented Resolution No. 24-046 (Agenda #0459) 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 Department of Public Works has submitted a grant application to the State of Delaware Department of Health and Social Services, Division of Public Health, for an Emerging Contaminants in Small or Disadvantaged Communities Grant in an amount not to exceed Two Million Four Hundred Two Thousand Nine Hundred Twenty-Six Dollars (\$2,402,926.00); and

WHEREAS, the proposed grant funding would support completing the design and first phase of construction to incorporate the most cost-efficient means of removing PFAS from the City’s source at the Porter and Brandywine Plants; and

WHEREAS, no local matching funds are required by this grant; and

WHEREAS, City Council deems it necessary and proper to authorize the grant application for the aforesaid purposes.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF WILMINGTON that the Department of Public Works' grant application to the State of Delaware Department of Health and Social Services, Division of Public Health, for an Emerging Contaminants in Small or Disadvantaged Communities Grant in an amount not to exceed Two Million Four Hundred Two Thousand Nine Hundred Twenty-Six Dollars (\$2,402,926.00) is hereby authorized.

BE IT FURTHER RESOLVED that the Commissioner of Public Works, or her 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 Oliver, seconded by Council Member Harlee, the Resolution was before the Council for its consideration. Motion prevailed. Council Member Oliver spoke on the purpose of the Resolution.

President Congo requested the Clerk to call 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, Johnson, Cabrera, Spadola and Bracy, and Council President Congo. Total, eight. Nays, none. Absent, Council Members Darby, B. Fields, McCoy, N. Field and Mills. Total, five.

President Congo declared the Resolution **adopted**.

Council Member Harlee presented and called for the third and final reading Ordinance No. 24-038 (Agenda #0458) entitled:

AN ORDINANCE TO AMEND CHAPTER 40 OF THE CITY CODE REGARDING SALARY STEPS, PAY ADJUSTMENTS FOR PROMOTIONS, VOLUNTARY DEMOTION, STARTING SALARIES, COMBINED LEAVE PAYOUT, AND ELIGIBILITY FOR CITY-SPONSORED BENEFITS

FISCAL IMPACT STATEMENT: The fiscal impact of this Ordinance will be approximately Seventy Thousand Dollars (\$70,000.00) annually. For Fiscal Year 2025, the adopted annual operating budget is sufficient to support this *de minimus* amount.

Upon a motion of Council Member Harlee, seconded by Council Members Bracy and Johnson, the Ordinance was before the Council for its consideration. Motion prevailed. Council Member Harlee spoke on the purpose of the Ordinance. Council Member Oliver requested to be added as a co-sponsor.

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

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

President Congo declared the Ordinance **adopted**.

Council Member Johnson presented and called for third and final reading Ordinance No. 24-011 (Agenda #0400) entitled:

AN ORDINANCE TO AMEND CHAPTER 42 OF THE CITY CODE REGARDING PERMITS FOR CERTAIN RESIDENTIAL PROPERTY OWNERS AND OCCUPANTS TO USE, INSTALL, AND MAINTAIN CURBSIDE CHARGING CORDS AND ELECTRIC VEHICLE CHARGING STATIONS IN THE PUBLIC RIGHT-OF-WAY

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

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

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

President Congo declared the Ordinance **adopted**.

On behalf of President Congo, Council Member Bracy presented and called for the first and second reading Ordinance No. 24-039 (Agenda #0460) entitled:

AN ORDINANCE TO APPROVE AND AUTHORIZE
AN EXTENSION OF THE FRANCHISE AGREEMENT
BETWEEN COMCAST OF NEW CASTLE COUNTY,
LLC AND THE CITY OF WILMINGTON

FISCAL IMPACT STATEMENT: This Ordinance shall bring in a minimum of \$90,000 per year in PEG channel support, totaling a minimum of \$450,000 over the life of the five-year contract. This Ordinance also requires Comcast to remit to the City the maximum five percent (5%) franchise fee allowed by the Comcast Act. That number is inexact, as the number of subscribers and types of cable subscriptions will vary.

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

Council Member Bracy presented Resolution No. 24-047 (Agenda #0461) as follows:

WHEREAS, pursuant to City Charter Section 8-204, every department, board, and commission may accept on behalf of the City conditional gifts of personal property and money which shall be useful in connection with the work of such department, board, or commission with authority from Council so to do; and

WHEREAS, the Roberto Clemente Baseball League would like to give \$40,000.00 to the Department of Parks and Recreation to be used for laser grading of the baseball infield at Woodlawn Park; and

WHEREAS, City Council wishes to authorize the Department of Parks and Recreation to accept a gift of \$40,000.00 from the Roberto Clemente Baseball League for the aforesaid purpose.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF WILMINGTON that the Department of Parks and Recreation is hereby authorized to accept a gift of \$40,000.00 from the Roberto Clemente Baseball League to be used for laser grading of the baseball infield at Woodlawn Park.

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

President Congo requested the Clerk to call 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, Cabrera, Spadola

and Bracy, and Council President Congo. Total, ten. Nays, none. Absent, Council Members Darby, N. Field and Mills. Total, three.

President Congo declared the Resolution **adopted**.

Council Member Bracy presented Resolution No. 24-048 (Agenda #0462) as follows:

WHEREAS, pursuant to City Charter Section 8-204, every department, board, and commission may accept on behalf of the City conditional gifts of personal property and money which shall be useful in connection with the work of such department, board, or commission with authority from Council so to do; and

WHEREAS, the Christina School District would like to give \$31,373.50 to the Department of Parks and Recreation to be used for the restoration of perimeter decorative fencing adjacent to Kirkwood Park; and

WHEREAS, City Council wishes to authorize the Department of Parks and Recreation to accept a gift of \$31,373.50 from the Christiana School District for the aforesaid purpose.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF WILMINGTON that the Department of Parks and Recreation is hereby authorized to accept a gift of \$31,373.50 from the Christiana School District to be used for the restoration of perimeter decorative fencing adjacent to Kirkwood Park.

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

President Congo requested the Clerk to call 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, Cabrera, Spadola and Bracy, and Council President Congo. Total, ten. Nays, none. Absent, Council Members Darby, N. Field and Mills. Total, three.

President Congo declared the Resolution **adopted**.

PETITIONS AND COMMUNICATIONS

Council Members and Council President spoke on the following: announcements of community events throughout the various districts; Narcan door knockers; Summer in the Park Series; Team Money Class; Play Streets is back and in memory of former Council Member Rysheema Dixon; and including but not limited to, it

was announced that City Council will be on Summer break and will return on August 22nd, however, everyone was encouraged to continue to call the Council Office with any questions and/or concerns.

ADJOURNMENT

Upon a motion of Council Member Cabrera, seconded by Council Member B. Fields, Council adjourned at 7:25 p.m. Motion prevailed.

Note: More detailed information is reflected in the videotape of the July 11, 2024 City Council meeting at the following link: <https://wilmingtonde.new.swagit.com/videos/310161>.

Attest: Maribel Seijo
Maribel Seijo, City Clerk