

**REGULAR MEETING OF WILMINGTON CITY COUNCIL
JUNE 6, 2019 @ 6:30 P.M.**

**Council Chambers
Louis L. Redding City/County Building
800 N. French Street - Wilmington, DE 19801
www.WilmingtonDe.gov or www.WITN22.org**

AGENDA

I. Call to Order
Prayer
Pledge of Allegiance
Roll Call

II. Approval of Minutes

III. Committee Reports

IV. Acceptance of Treasurer's Report

V. Non-Legislative Business

All Council	Sympathy Donn Devine
All Council	Sympathy William DeLauder
All Council	Recognize June 2019 as Re-Entry Month
Freel	Recognize MOMS Demand Action
Guy	Recognize National Association for Black Veterans, Inc – 50 th Anniversary
Harlee	Sympathy Bernard A. Jenkins
Oliver	Sympathy Lucy Ann Whitfield
Oliver	Recognize Sons of Union Veterans – Appomattoc Camp 2
Oliver	Sympathy Elaine Rush
Shabazz	Recognize Goju Robotics
Shabazz	Recognize St. Michaels School & Nursery, Children's Laughter Learning Academy, June Bug's Little Rubies and Nolan's Learning Academy (National Provider Appreciation Day)
Turner	Recognize St. Paul's Church – 150 th Year Anniversary

VI. Legislative Business

OLIVER

#4660 A Resolution Approving a New Long-Term Lease Between the City and the Kalmar Nyckel Foundation

Synopsis: *This Resolution is being presented by City Council for Council's review and approval. This Resolution declares 1124 East Seventh Street and 1112 East*

Seventh Street to be surplus and approves a long-term lease with the Kalmar Nyckel Foundation, and approves the properties for disposition to the Kalmar Nyckel Foundation should it exercise a future purchase option.

HARLEE

#4661

An Ordinance to Authorize and Approve an Extension of a Contract Between the City of Wilmington and Preferred Meal Systems, Inc. for the 2020 Summer Food Service Program **(1st & 2nd Reading)**

Synopsis:

This Ordinance is being presented by the Administration for Council's review and approval. This Ordinance authorizes the City to exercise its option to extend Contract 19048PR - Summer Food Service Program - between the City of Wilmington and Preferred Meal Systems, Inc. for the 2020 Summer Food Service Program at an estimated price of Six Hundred Fifty-Eight Thousand, Ninety-Eight Dollars (\$658,098.00) based on an estimated number of meals at the price of \$1.52 per Individual Breakfast, \$2.59 per Individual Lunch, and \$2.59 per Individual Supper.

#4662

A Resolution Approving the Department of Parks and Recreation's Grant Application, through CityFest, Inc., Inc., to the Bank of America Charitable Foundation for the 2019 Summer Youth Employment Program

Synopsis:

This Resolution is being presented by the Administration for Council's review and approval. This Resolution authorizes the Department of Parks and Recreation's application to the Bank of America Charitable Foundation in the amount of \$65,000. The funds will be used to support the City's 2019 Summer Youth Employment Program. No local matching funds are required.

#4663

A Resolution Approving the Department of Parks and Recreation's Grant Application to Christiana Care Health System for the 2019 Summer Play Streets Wilmington Program

Synopsis:

This Resolution is being presented by the Administration for Council's review and approval. This Resolution authorizes the Department of Parks and Recreation's application for a grant from Christiana Care Health Services in the amount of \$35,210. The grant will enable the City to supplement its offerings in the Wilmington Play Streets initiative that will provide children a safe place to play and adults a safe place to learn about available resources. No local matching funds are required.

TURNER

#4664

A Resolution Authorizing and Approving the First Amendment to a License Agreement between the City of Wilmington and T-Mobile USA, Inc. Regarding a Water Tower on or Near 6 Newark Union Road

Synopsis: *This Resolution is being presented by the Administration for Council's review and approval. This Resolution approves the First Amendment to a License Agreement between the City and T-Mobile Northeast, LLC ("T-Mobile"), which permits T-Mobile to install and operate communications antennas on and a control cabinet at the base of the City's water tower located on or near 6 Newark Union Road, Wilmington, Delaware. The First Amendment will: 1) extend the term of the License Agreement for an additional five (5) years commencing on March 10, 2010; 2) increase the license fee payable by T-Mobile to the City under the License Agreement to \$50,400 per year with an increase of three percent (3%) annually commencing on March 10, 2020; and 3) provide T-Mobile with an option to renew the License Agreement for two (2) additional terms of five (5) years thereafter.*

#4665 An Ordinance to Authorize and Approve a Contract Between the City of Wilmington and Summit Mechanical, Inc. for HVAC Preventative Maintenance **(1st & 2nd Reading)**

Synopsis: *This Ordinance is being presented by the Administration for Council's review and approval. This Ordinance authorizes the execution of Contract 20001PW - HVAC Preventative Maintenance - between the City of Wilmington and Summit Mechanical, Inc. for the period of one (1) year from July 1, 2019 through June 30, 2020, at an estimated price of Thirty-Four Thousand, Two Hundred Forty-Five Dollars (\$34,245.00), with the possibility of two (2) additional extensions of one (1) year thereafter at the same annual price, at the option of the City.*

#4666 An Ordinance to Authorize and Approve a Contract Between the City of Wilmington and Security Guard, Inc. T/A Gettier Security for Security Guard Services **(1st & 2nd Reading)**

Synopsis: *This Ordinance is being presented by the Administration for Council's review and approval. This Ordinance authorizes the execution of Contract 20002CW – Security Guard Service - between the City of Wilmington and Security Guard, Inc. t/a Gettier Security for the period of one (1) year from July 1, 2019 through June 30, 2020, at an estimated price of Eighty-Six Thousand, Two Hundred Forty Dollars (\$86,240.00), with the possibility of two (2) additional extensions of one (1) year thereafter at the same annual price, at the option of the City.*

#4667 An Ordinance to Authorize an Energy Performance Contract for LED Street Lighting Between the City of Wilmington and Seiberlich Trane Energy Services **(1st & 2nd Reading)**

Synopsis: *This Ordinance is being presented by the Administration for Council's review and approval. This Ordinance authorizes the City to enter into a twenty-year energy performance contract (the "Contract") for upgrading the City's existing street lights to a new, smart technology LED street light system beginning on July 1,*

2019 at an estimated total price of Two Million, Two Hundred Ninety-Four Thousand, Eight Hundred Eighty-Three Dollars (\$2,294,883). The Contract will enable the City to realize a long-term energy efficiency by reducing the energy consumption of the City's street lighting system by an estimated seventy percent (70%). The Contract will also create an estimated yearly cost savings to the City of One Hundred Fifty-Four Thousand Thirty-Eight Dollars (\$154,038) and an overall cost savings to the City of between Three Million Dollars (\$3,000,000) and Four Million Dollars (\$4,000,000).

MCCOY

Rev. 1

#4610 Sub. 1 Ord. 18-056 Amend Chapter 5 of the City Code Regarding Businesses (**3rd & Final Reading**)

Synopsis: *This Substitute Ordinance is being presented by City Council for Council's review and approval. This Substitute Ordinance amends Chapter 5 of the City Code requiring businesses that sell tobacco products, electronic smoking devices, or tobacco paraphernalia to place such items behind a counter in an area that is not accessible to customers without the intervention of an employee of the business so as not to be placed within the reach of children. The State of Delaware Department of Homeland Security Division of Alcohol and Tobacco Enforcement has expressed an interest in helping the City to identify businesses that do not comply with this amended section of the City Code.*

FREEL

#4668

An Ordinance to Implement the City of Wilmington Pension Commission's Recommendation Regarding a One-Time Stipend for Fiscal Year 2020 Pursuant to Chapter 39 of the City Code (**1st & 2nd Reading**)

Synopsis: *This Ordinance is being presented by the Administration for Council's review and approval. Pursuant to City Code Section 39-6(c), this Ordinance implements the City of Wilmington Pension Commission's recommendation for Fiscal Year 2020 for a one-time stipend of one thousand dollars (\$1,000), in lieu of a cost of living adjustment, to all City of Wilmington uniform and nonuniform pension benefit recipients receiving an annual benefit payment of less than twenty thousand dollars (\$20,000). The disbursement of this stipend will occur in July 2019.*

Rev. 1

#4654 Sub. 1 Ord. 19-026 Amend Chapters 4, 5 and 34 of the City Code to Increase the Rental Dwelling Unit Business License Fee; Provide for Civil Fines for Owners of Rental Properties and Vacant Properties; and Increase Vacant Registration Fees (**3rd & Final Reading**)

Synopsis: *This Substitute Ordinance is being presented by the Council for Council's review and approval. This Substitute 1 to Ordinance No. 19-026 ("Ordinance") amends Chapter 5 section 5-101 entitled "Schedule of Fees" by amending the section to increase the business license fee for rental dwelling units to \$100 per unit, not to exceed a total business license fee of \$10,120.00. This Ordinance amends Chapter 34 of the City Code by changing the enforcement of Chapter 34 with respect to vacant and rental properties from criminal enforcement to civil enforcement with civil fines for non-compliance. The Ordinance also makes additional changes to update and modernize Chapter 34. In addition, this Ordinance amends Chapter 4 by deleting Section 4-27, 119.0 (authorization for exterior improvements to vacant structures) and Section 4-27, 120.0 (annual vacant property registration fees) and incorporates these provisions into Chapter 34. Further, this Ordinance amends the annual vacant property registration fee provisions (previously found at Chapter 4, Section 4-27, 120.0; now located at Chapter 34, Section 34-210) to: (1) increase the registration fees for properties vacant 3 or more years; (2) require registration of buildings vacant for 6 consecutive months rather than 45 consecutive days; (3) impose a civil fine of \$500.00 for failing to register a vacant building within 30 days of the required time to register; (4) exempt vacant buildings owned by the Wilmington Neighborhood Conservancy Land Bank Corporation ("Land Bank") from registration requirements; and (5) provide that purchasers of a vacant building from the Land Bank be billed a vacant registration fee based on the duration of vacancy from the time he or she received the building from the Land Bank, rather than a vacant registration fee based on the duration of the vacancy prior to receiving the building.*

#4669 An Ordinance Authorizing the Issuance of the City's General Obligation Bonds and a General Obligation Bond Anticipation Note in Order to Provide the Funds Necessary to Finance (I) Street Repairs and Improvements of Various Streets and Roadways Located Within the City Limits and (II) the Satisfaction of an Outstanding Debt Incurred by the Wilmington Housing Partnership; Providing for the Sale of the Bonds and the Note; and Authorizing Other Necessary Action (**1st & 2nd Reading**)

Synopsis: *This Ordinance is being presented by the Administration for Council's review and approval. This Ordinance authorizes the issuance of up to \$8,600,000 aggregate principal amount of General Obligation Bonds (the "Bonds") and up to \$8,600,000 aggregate principal amount of a General Obligation Bond Anticipation Note (the "Note") in order to: (i) provide temporary and permanent financing for street repairs and improvements of various streets and roadways located within the City limits; (ii) provide temporary and permanent financing for satisfaction of an outstanding debt incurred by the Wilmington Housing Partnership; and (iii) to pay the costs associated with issuance of the Bonds and the Note.*

SHABAZZ (Dixon presenting on behalf of Shabazz)

#4670 A Resolution Encouraging the Mayor to Sub-name a Portion of the Street in the Area of New Castle Avenue and Lobdell Street as “Marvin Thomas Way”

Synopsis: *This Resolution is being presented by City Council for Council’s review and approval. This Resolution encourages the Mayor to sub-name a portion of the street in the area of New Castle Avenue and Lobdell Street as “Marvin Thomas Way,” in recognition of the public servant’s significant contributions to the City of Wilmington*

VII. Petitions and Communications

VIII. Adjournment