

AGENDA  
MEETING OF THE COURT OF COMMON COUNCIL  
November 28, 2016

ACTION TAKEN

**COMMUNICATIONS**

1. MAYOR BRONIN, with accompanying resolution concerning the appointments of members to the Commission on Cultural Affairs.
2. MAYOR BRONIN, with accompanying resolution concerning the appointments of members to the Board of Directors of the Greater Hartford Transit District.
3. MAYOR BRONIN, with accompanying resolution authorizing the transferring of funds between departments in the 2017 Fiscal Year.
4. MAYOR BRONIN, with accompanying resolution authorizing the write-off loans made by the City with federal funds and authorizing the appropriate adjustment to the General Ledger of the City.
5. MAYOR BRONIN, with accompanying resolution re-authorizing a contract with Family Life Education for operation of the Nurturing Families Network.
6. MAYOR BRONIN, with accompanying resolution requesting to enter into Executive Session in order to inform Council members on the status of various lawsuits filed by Deputy Chief Daniel Nolan of the Hartford Fire Department.
7. MAYOR BRONIN, with accompanying resolution authorizing the to accept a grant from the State of Connecticut's Responsible Growth & Transit-Oriented Development Grant.
8. MAYOR BRONIN, with accompanying resolution authorizing the City to abandon the unimproved section of Brainard Road and to accept temporary and permanent easements from the Metropolitan District Commission.

**HEARING DATE - Monday, December 19, 2016**

9. MAYOR BRONIN, with accompanying resolution authorizing a temporary and permanent easements to be granted to the Metropolitan District Commission over City-owned property located at 680 Franklin Ave and known as Columbus Park.

**HEARING DATE - Monday, December 19, 2016**

10. OPERATIONS, MANAGEMENT, BUDGET AND GOVERNMENT ACCOUNTABILITY COMMITTEE, Communication concerning an overview presentation of the Service Plan and Audit progress for the year ended June 30, 2016.
11. LEGISLATIVE AFFAIRS COMMITTEE, Communication concerning a presentation from three organizations that receives funds from the Community Development Block Grant (CDBG).

**REPORTS**

12. OPERATIONS, MANAGEMENT, BUDGET AND GOVERNMENT ACCOUNTABILITY COMMITTEE, with accompanying resolution concerning approving a ten year tax abatement agreement with Chappelle Gardens, Inc. for property located at 425-433 Barbour Street.
13. OPERATIONS, MANAGEMENT, BUDGET AND GOVERNMENT ACCOUNTABILITY COMMITTEE, Report in reference to an ordinance concerning additional Appropriations in the General Fund.
14. OPERATIONS, MANAGEMENT, BUDGET AND GOVERNMENT ACCOUNTABILITY COMMITTEE, with accompanying resolution authorizing the transferring of funds within departments in Fiscal Year 2016 budget (2015-2016) in order to address the project the deficit in that year.

## FOR ACTION

15. Resolution supporting the U.S. Environmental Protection Agency's recommendation to lower and or eliminate the use of fluoride in the public water supply.
16. Ordinance Amending Chapter 2, Section 2-102 of the Hartford Municipal Code.
17. Resolution requesting that the administration work with the Treasurer's Office to create a 401k plan for all new non-union personnel to go into effect July 1, 2017.
18. Ordinance amending Chapter 2, Article VI, Division 6, Section 2-378 on the Municipal Code concerning open and competitive Police Officers Vacancies.

## PROPOSED ORDINANCES

19. (MAYOR BRONIN) Ordinance Amending Chapter 2, Article XIX, Sections 2-900 through 2-906 concerning Code of Ethics of the Hartford Municipal Code.

**HEARING DATE - Monday, December 19, 2016**

## RESOLUTIONS

20. (COUNCIL PRESIDENT CLARKE II) Resolution requesting that all present and future sales of the City's Capital Assets, such as livestock or canine should be presented to The Court of Common Council for approval before any transaction is completed.
21. (MINORITY LEADER BERMUDEZ) Resolution requesting to cease all drug testing of non-security sensitive positions, unless there is reasonable suspicion of affecting job performance or in the event of a vehicular accident Corporation Counsel shall work with the Court of Common Council to draft an ordinance change to remove drug testing from our HR compliance requirements for non-security sensitive positions.
22. (MINORITY LEADER BERMUDEZ) Resolution requesting that all future Christmas Holiday and presentations the City of Hartford shall purchase a re-usable tree for City Hall and cease the purchasing of poinsettias and/or other plants until the city deems it is financially able to do so.

Attest:

**John V. Bazzano**  
City Clerk



ITEM # \_\_\_\_\_ ON AGENDA

Luke A. Bronin  
Mayor

November 28, 2016

Honorable Thomas J. Clarke II, Council President, and  
Members of the Court of Common Council  
City of Hartford  
550 Main Street  
Hartford, CT 06103

**RE: Commission on Cultural Affairs Appointments**

Dear Council President Clarke:

Attached for your consideration is a resolution confirming my appointment of Joyce Bolanos, Ana Valentin Jackson, and Richard Hollant to the Commission on Cultural Affairs.

The Commission is responsible for assessing the conditions and needs of the arts community and for developing an arts policy for approval by the Court of Common Council. In addition, the Commission will advise the Council on design matters and will review and make recommendations on works of art that are proposed to become the property of the City of Hartford.

Ms. Bolanos is the producer of several television shows, including Viva Hartford, Cocinando con Suso, and AQUI CT. She is an independent event coordinator and her creative projects include Sisters Are Doing It, The Hartford Urban Man Project, and the Hartford Fencing Flash Mob. Ms. Valentin-Jackson is the founder and interim director of Cultura Mosaica, which promotes Latino culture and heritage in the community. She was formerly a program director for Leadership Greater Hartford and managed communication, marketing and special events for Habitat for Humanity. Mr. Hollant is the principal and design director at CO:LAB, Inc., a design firm which he founded 30 years ago. He also lectures on the intersection of creativity and social change and is a digital artist. Resumes and biographies are attached for your review.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "L. Bronin".

Luke A. Bronin  
Mayor

550 Main Street  
Hartford, Connecticut 06103  
Telephone (860) 757-9500  
Facsimile (860) 722-6606

**INTRODUCED BY:**  
Luke A. Bronin, Mayor

**COURT OF COMMON COUNCIL**  
City of Hartford, November 28, 2016

**WHEREAS,** The Commission on Cultural Affairs is responsible for assessing the conditions and needs of the arts community, developing an arts policy for approval by the Court of Common Council, and reviewing and commenting on various arts proposals, and

**WHEREAS,** The Mayor has appointed Joyce Bolanos, Ana Valentin-Jackson, and Richard Hollant as members of the Commission on Cultural Affairs, now, therefore, be it

**RESOLVED,** That the Court of Common Council hereby confirms the appointment of the following individuals as members of the Commission on Cultural Affairs:

Joyce Bolanos (D) 39 Hungerford Street, Apt. 2, Hartford 06106  
Appointed to a term expiring May 11, 2020

Ana Valentin-Jackson (D) 99 Laurel Street, Manchester 06040  
Appointed to a term expiring May 11, 2019

Richard Hollant (I) 111 Brace Road, West Hartford 06107  
Appointed to a term expiring May 11, 2020



ITEM # 2 ON AGENDA

**Luke A. Bronin**  
Mayor

November 28, 2016

Honorable Thomas J. Clarke II, Council President, and  
Members of the Court of Common Council  
City of Hartford  
550 Main Street  
Hartford, CT 06103

**RE: GHTD Appointments**

Dear Council President Clarke:

Attached, for your consideration, please find a resolution confirming my appointment of Kevin R. McKernan and Nicholas Addamo to the Board of Directors of the Greater Hartford Transit District (GHTD).

The District is responsible for the development, maintenance and improvement of systems for the transportation of people and goods within the sixteen towns of the Hartford metropolitan area. The City has four seats on the GHTD Board. Board members serve four-year, overlapping terms.

Mr. McKernan holds a Master's Degree in Transportation and Urban Engineering as well as two Bachelor's Degrees in Civil Engineering and in Visual & Media Arts. He is currently employed by the Connecticut Department of Transportation as a Transportation Engineer. Mr. Addamo holds a Bachelor's Degree in Geography/Urban Studies and a Master's in Urban Planning and currently works for CDM Smith, Inc.

I am pleased to be able to appoint such knowledgeable, experienced, and committed individuals to this important body.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "L. Bronin".

Luke A. Bronin  
Mayor

550 Main Street  
Hartford, Connecticut 06103  
Telephone (860) 757-9500  
Facsimile (860) 722-6606

**INTRODUCED BY:**  
Luke A. Bronin, Mayor

**COURT OF COMMON COUNCIL**  
City of Hartford, November 28, 2016

**WHEREAS,** The Greater Hartford Transit District is responsible for the development, maintenance and improvement of systems for the transportation of people and goods within the sixteen towns of the Hartford metropolitan area.

**WHEREAS,** The City has four seats on the GHTD Board of Directors, and

**WHEREAS,** The Mayor has appointed Kevin R. McKernan and Nicholas Addamo as new members of the Board of Directors of the Greater Hartford Transit District, now, therefore, be it

**RESOLVED,** That the Court of Common Council hereby confirms the appointment to the Greater Hartford Transit District of:

Kevin R. McKernan (U) 1 Linden Place, Unit 509, Hartford 06106  
Appointed to a term expiring July 6, 2020

Nicholas Addamo (D) 777 Main Street, Apt. 2005, Hartford 06103  
Appointed to a term expiring July 6, 2018



ITEM # 3 ON AGENDA

**Luke A. Bronin**  
Mayor

November 28, 2016

Honorable Thomas J. Clarke II, Council President, and  
Members of the Court of Common Council  
City of Hartford  
550 Main Street  
Hartford, CT 06103

**RE: Transfer of Funds FY 2017**

Dear Council President Clarke:

Attached for your consideration please find a resolution transferring funds between departments in the 2017 Fiscal Year.

In accordance with Chapter X Section 7(a) of the Hartford City Charter, two transfers are proposed. First, \$32,795 is proposed for transfer from the Court of Common Council budget to the Registrars of Voters (ROV) budget. These funds are the salary costs, for the period November 7, 2016 through June 30, 2017, of one Executive Assistant who has been transferred from the Council office to the ROV. The second transfer is that of \$92,500 from Non-Operating Department Expenditures to the Department of Public Works (DPW). These funds were allocated to Knox, Inc. for maintenance of medians and small green spaces. Subsequent to budget adoption, it was determined that this maintenance would be carried out by DPW staff.

Staff of the Office of Management, Budget & Grants is available to assist you in your review of this matter.

Respectfully submitted,

A handwritten signature in black ink, appearing to be "L. Bronin".

Luke A. Bronin  
Mayor

550 Main Street  
Hartford, Connecticut 06103  
Telephone (860) 757-9500  
Facsimile (860) 722-6606

**INTRODUCED BY:**  
Luke A. Bronin, Mayor

**COURT OF COMMON COUNCIL**  
City of Hartford, November 28, 2016

**WHEREAS,** The Court of Common Council and the Registrars of Voters have agreed to transfer an Executive Assistant from the Council Office to the Registrars of Voters Office and have further agreed to also transfer the salary for that position, and

**WHEREAS,** Funds were budgeted in Non-Operating Department Expenditures and allocated to Knox, Inc. for maintenance of medians and small green spaces, but it has now been determined that such maintenance will be carried out by the Department of Public Works, now therefore be it

**RESOLVED,** That the Mayor is hereby authorized to make the following transfers in the FY2017 General Fund Budget:

- Transfer \$32,795 from Court of Common Council to Registrars of Voters, and
- Transfer \$92,500 from Non-Operating Department Expenses to the Department of Public Works.



Luke A. Bronin  
Mayor

November 28, 2016

Honorable Thomas J. Clarke II, Council President, and  
Members of the Court of Common Council  
City of Hartford  
550 Main Street  
Hartford, CT 06103

**RE: Write-Off of Federal Funded Mortgages**

Dear Council President Clarke:

Attached for your consideration is a resolution authorizing the write-off of four mortgage loans made by the City with Federal Funds and authorizing the appropriate adjustment to the General Ledger of the City of Hartford.

The Finance Department has reviewed the following delinquent mortgage loans due the City which are accounts receivable to Fund 2016 (CDBG Loan Fund).

- (1) HOME Loan#2 – Amount Outstanding - \$655,000.00 – Park Housing Limited Partnership
- (2) HOME Loan#6 – Amount Outstanding - \$364,401.56 – Nelson Street Limited Partnership
- (3) House Preservation Loan#600 – Amount Outstanding - \$117,998.41 – Taino Housing & Development Corporation
- (4) Housing Development Loan#228 – Amount Outstanding - \$115,325.68 – Vina T. Morgan

In the course of that review, the City determined that all of the borrowers also defaulted on their obligation to pay other loans due financial institutions and/or also defaulted on their obligation to pay real estate taxes assessed against each property. As a result of those defaults, the properties were subject to a foreclosure action in which the mortgage liens in favor of the City of Hartford were extinguished, and no money was generated from the foreclosure actions to satisfy any of the City of Hartford's loans. Since the property was the only collateral available to the City of Hartford to seek recourse in the event of nonpayment, and since the mortgage liens have been extinguished by virtue of the foreclosure actions, there is no further action that can be taken to collect the loan balances.

Respectfully submitted,

A handwritten signature in black ink, appearing to be "L. Bronin".

Luke A. Bronin  
Mayor

550 Main Street  
Hartford, Connecticut 06103  
Telephone (860) 757-9500  
Facsimile (860) 722-6606

**INTRODUCED BY**  
**Luke A. Bronin, Mayor**

**COURT OF COMMON COUNCIL**  
**City of Hartford, November 28, 2016**

**WHEREAS**, the City of Hartford has, over the years, applied for and received grants from the United States Department of Housing and Urban Development and has expended those grant funds to subsidize the development and/or rehabilitation of affordable housing units in the City of Hartford through its HOME Investment Partnerships Program, Housing Development Program, and Housing Preservation Loan Program; and

**WHEREAS**, on May 25, 1995, the City of Hartford made a loan to Park Housing Limited Partnership in the amount of \$655,000 through its HOME Investment Partnerships Program to fund the development and/or rehabilitation of the housing project located at 312-326 Park Terrace; and

**WHEREAS**, on February 28, 1996, the City of Hartford made a loan to Nelson Street Limited Partnership in the amount of \$488,000 through its HOME Investment Partnerships Program to fund the development and/or rehabilitation of the housing project located at 53-61 Nelson Street; and

**WHEREAS**, on March 15, 1988, the City of Hartford made a loan to Taino Housing & Development Corporation in the amount of \$150,000 through its Housing Development Program to fund the development and/or rehabilitation of housing projects located in the City of Hartford; and

**WHEREAS**, on November 21, 1990, the City of Hartford made a loan to Vina T. Morgan in the amount of \$117,998.41 through the Housing Preservation Loan Program to fund the rehabilitation of the residential unit located at 414-416 Garden Street; and

**WHEREAS**, all of the borrowers have defaulted on their loan obligations by failing to pay back, in part or in full, the loan amounts due the City of Hartford; and

**WHEREAS**, all of the borrowers also defaulted on their obligation to pay other loans due financial institutions and also defaulted on their obligation to pay real estate taxes assessed against each property; and

**WHEREAS**, as a result of the aforementioned defaults, the properties were subject to a foreclosure action in which the mortgage liens in favor of the City of Hartford were extinguished, and no money was generated from the foreclosure actions to satisfy any of the City of Hartford loans; and

**WHEREAS**, the property was the only collateral available to the City of Hartford to seek recourse in the event of nonpayment, and now that the mortgage liens have been extinguished by virtue of the foreclosure actions, there is no further action that can be taken to collect the loan balances; and

**WHEREAS**, the outstanding amount due the City of Hartford on each one of the loans is as follows: (1) Park Housing Limited Partnership – \$655,00.00; (2) Nelson Street Limited Partnership \$364,401.56; (3) Vina T. Morgan – \$117,998.41; (4) Taino Housing & Development Corporation – \$115,325.68; now, therefore, be it

**RESOLVED**, that the Court of Common Council authorizes the Mayor to “write-off” these accounts receivable: (1) Park Housing Limited Partnership – \$655,00.00; (2) Nelson Street Limited Partnership \$364,401.56; (3) Vina T. Morgan – \$117,998.41; (4) Taino Housing & Development Corporation – \$115,325.68; and be it further

**RESOLVED**, that the Court of Common Council authorizes the Mayor to adjust the General Ledger of the City of Hartford accordingly; and be it further

**RESOLVED**, that nothing herein contained shall be construed as an abatement of these accounts receivable; and be it further

**RESOLVED**, that the Mayor is authorized to execute any and all manner of documents and to take such actions as he and the Corporation Counsel may deem appropriate and in the best interests of the City in order to “write-off” the aforementioned accounts receivable and adjust the General Ledger of the City of Hartford; and be it further

**RESOLVED**, that no person or entity shall be entitled to rely on, or otherwise claim any benefit by reason of this resolution should the Mayor fail to execute any documents or to take any of the other aforesaid actions.



Luke A. Bronin  
Mayor

ITEM # 5 ON AGENDA

November 28, 2016

Honorable Thomas J. Clarke II, Council President, and  
Members of the Court of Common Council  
City of Hartford  
550 Main Street  
Hartford, CT 06103

**RE: Nurturing Families Network**

Dear Council President Clarke:

Attached for your consideration is a resolution re-authorizing a contract with Family Life Education for operation of the Nurturing Families Network.

The Nurturing Families Network, which is overseen by the Department of Health & Human Services, works in partnership with first-time parents to enhance their strengths, provide education, and create community connections in order to prevent and address child abuse and neglect.

The Council passed a resolution on December 22, 2014 which authorized the Mayor to enter into a contract with Family Life Education for a one-year period with four one-year options to renew. The one-year contract (July 1, 2015 - June 30, 2016) was executed, but, when the renewal was about to be processed, it was determined that typographical errors in the resolution prevented extension. Therefore, we are submitting, for your action, a resolution which authorizes the contract for 2016-17 with three one-year options to renew.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Luke A. Bronin".

Luke A. Bronin  
Mayor

550 Main Street  
Hartford, Connecticut 06103  
Telephone (860) 757-9500  
Facsimile (860) 722-6606

**INTRODUCED BY:**  
Luke A. Bronin, Mayor

**COURT OF COMMON COUNCIL**  
City of Hartford, November 28, 2016

**WHEREAS,** The City of Hartford receives a grant from the Connecticut Office of Early Childhood Education for the Nurturing Families Network program which provides education and support to first-time parents to prevent abuse and neglect, and

**WHEREAS,** By resolution dated December 22, 2014, Council authorized the Mayor to accept the grant and to enter into a contract with Family Life Education for operation of the Nurturing Families Network for a period of one year with four one-year options to renew, and

**WHEREAS,** The one-year contract with Family Life Education was executed for the period July 1, 2015 through June 30, 2016, but due to typographical errors, the dates of extensions were incorrect in the resolution and must be corrected in order for the program to continue, now, therefore, be it

**RESOLVED,** That the Mayor is authorized to enter into a contract with Family Life Education for the period July 1, 2016 through June 30, 2017 with three one-year options to renew.

**RESOLVED,** That the Mayor is authorized to execute any and all manner of other documents and to take such other actions as he and the Corporation Counsel may deem appropriate and in the best interests of the City in order to receive, contract and expend the above referenced grant funds, and be it further

**RESOLVED,** That no person or entity shall be entitled to rely on, or otherwise claim any benefit by reason of this resolution should the Mayor fail to execute the aforementioned agreement or other documents, or to take any of the aforesaid actions, and be it further

**RESOLVED,** That all approvals and authorizations provided hereby are contingent upon, and only shall be effective on and by means of, the parties executing such documents, and taking such actions, all of which shall be, in form and substance, acceptable to the Mayor and the Corporation Counsel.



ITEM # 6 ON AGENDA

**Luke A. Bronin**  
Mayor

November 28, 2016

Honorable Thomas J. Clarke II, Council President, and  
Members of the Court of Common Council  
City of Hartford  
550 Main Street  
Hartford, CT 06103

**Re: Daniel Nolan Lawsuits**

Dear Council President Clarke:

I would like to request the Council to enter into Executive Session during the Council meeting on Monday, November 28, 2016. A brief session is necessary in order to inform Council members on the status of various lawsuits filed by Deputy Chief Daniel Nolan of the Hartford Fire Department.

Respectfully submitted,

A handwritten signature in black ink, appearing to be "L. Bronin", is written over a horizontal line.

Luke A. Bronin  
Mayor

550 Main Street  
Hartford, Connecticut 06103  
Telephone (860) 757-9500  
Facsimile (860) 722-6606

**INTRODUCED BY:**  
Luke A. Bronin, Mayor

**COURT OF COMMON COUNCIL**  
City of Hartford, November 28, 2016

**RESOLVED**, pursuant to Chapter VIII, Section 3 of the City Charter, the Court of Common Council hereby approves settlement of the matters Nolan v. City of Hartford, et al, 3:15-cv-01306-RNC; Hartford Fire Fighters Association, Local 760, IAAF, AFL-CIO, CLC (Nolan) and City of Hartford, MPP-30924; Nolan v. City of Hartford and Charles Teale, D.N. CV 12-6037345 S, Hartford Fire Fighters Association, Local 760, IAAF, AFL-CIO, CLC (Nolan) and City of Hartford, SBMA, Case No. 2016-A-0049 (30 Day Suspension), Hartford Fire Fighters Association, Local 760, IAAF, AFL-CIO, CLC (Nolan) and Nolan v. City of Hartford, Conn-OSHA Retaliation Claim.



ITEM # 7 ON AGENDA

**Luke A. Bronin**  
Mayor

November 28, 2016

Honorable Thomas J. Clarke II, Council President, and  
Members of the Court of Common Council  
City of Hartford  
550 Main Street  
Hartford, CT 06103

**RE: Bartholomew Avenue Improvements**

Dear Council President Clarke:

Attached for your consideration is a resolution authorizing the City to accept \$2.0 million from the State of Connecticut's Responsible Growth & Transit -Oriented Development Grant Program and \$1.6 million from the Metropolitan District Commission (MDC) to be used to partially fund streetscape, storm water and sanitary sewer infrastructure improvements along Bartholomew Avenue from Hamilton Street to Park Street (the "Project") in the Parkville Neighborhood.

The total cost of the Project is estimated to be \$3,480,000. The streetscape improvements will include concrete sidewalks with brick accents, street trees, decorative street lighting and other amenities. The MDC, through its Clean Water Project, was planning storm water and sanitary sewer improvements on Bartholomew Avenue at a future date, but in the spirit of cooperation, the MDC has agreed to expedite the timing of these improvements so they can be completed prior to, and as part of, the City's streetscape enhancement project. The MDC has committed to contributing \$1.6 million of its funds to the Project for those improvements. The State grant requires a match equal to 40% of the total project cost (\$1,392,000) and the MDC funds will be used to satisfy that requirement.

Bartholomew Avenue is experiencing increased investment in housing and businesses, partly as a result of its proximity to the Parkville CTfastrak station. The Project will support this investment by eliminating local flooding, creating a safer and more pleasant pedestrian environment, and connecting the recently completed streetscape projects on Hamilton and Park Streets.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "L. Bronin".

Luke A. Bronin  
Mayor

550 Main Street  
Hartford, Connecticut 06103  
Telephone (860) 757-9500  
Facsimile (860) 722-6606

**INTRODUCED BY:**  
Luke A. Bronin, Mayor

**COURT OF COMMON COUNCIL**  
City of Hartford, November 28, 2016

**WHEREAS**, the State of Connecticut has established a competitive grant program aimed at supporting transit-oriented development and growth to help boost economic activity and create jobs, entitled the Responsible Growth and Transit-Oriented Development Grant Program; and

**WHEREAS**, the City of Hartford applied for, and received, a grant award in the amount of \$2,000,000, which grant would fund, in part, the construction of storm water and sanitary sewer infrastructure improvements and streetscape enhancements along Bartholomew Avenue from Hamilton Street to Park Street (the "Project"); and

**WHEREAS**, the total cost of the Project, which includes design services and construction costs, is estimated at \$3,480,000 and the City of Hartford is required by the terms of the grant to provide matching funds in an amount equal to forty percent of the cost of the Project, which match amount would be \$1,392,000; and

**WHEREAS**, the Metropolitan District Commission (the "MDC"), through its Clean Water Project, was already planning to make certain storm water and sanitary sewer infrastructure improvements along Bartholomew Avenue; and

**WHEREAS**, the MDC and the City are currently negotiating the terms of an agreement by which the MDC would contribute approximately \$1,600,000 of its funds to cover some of the design and construction costs of the Project, which contribution the City would use to satisfy the matching funds requirement of the grant; and

**WHEREAS**, the City, in so much as the funds are available, may contribute additional funds to the Project in an amount not to exceed \$160,000, such funds to be expended from the Capital Improvement Program State and Federal Grant Match line item; now, therefore, be it

**RESOLVED**, that the Court of Common Council is cognizant of the conditions and prerequisites (including the match obligations) imposed by the Responsible Growth and Transit-Oriented Development Grant Program as set forth in this resolution; and be it further

**RESOLVED**, that the Mayor is hereby authorized to accept the grant of \$2,000,000, such funds to be used exclusively for the construction costs (and not design services) of the Project; and be it further

**RESOLVED**, that the Mayor is authorized to accept approximately \$1,600,000 from the MDC which will be used to fund, in part, the design and construction of the Project and will serve to satisfy the City's requirement to provide matching funds in an amount equal to forty percent of the cost of the Project; and be it further

**RESOLVED**, that the Mayor is authorized to execute any and all manner of other documents and to take such other actions as he and the Corporation Counsel may deem appropriate and in the best interests of the City in order to receive, contract and expend the above-referenced grant funds; and be it further

**RESOLVED**, that no person or entity shall be entitled to rely on, or otherwise claim any benefit by reason of this resolution should the Mayor fail to execute the aforementioned agreement or other documents, or to take any of the other aforesaid actions; and be it further

**RESOLVED**, that all approvals and authorizations provided hereby are contingent upon, and only shall be effective on and by means of, the parties executing such documents, and taking such actions, all of which shall be, in form and substance, acceptable to the Mayor and the Corporation Counsel.



**Luke A. Bronin**  
Mayor

ITEM # 8 ON AGENDA

November 28, 2016

Honorable Thomas J. Clarke II, Council President, and  
Members of the Court of Common Council  
City of Hartford  
550 Main Street  
Hartford, CT 06103

**RE: 255 Brainard Road**

Dear Council President Clarke:

Attached for your consideration is a resolution authorizing the City to abandon the unimproved section of Brainard Road and to accept temporary and permanent easements from the Metropolitan District Commission (MDC) across 255 Brainard Road.

The MDC is currently engaged in a multi-phased capital improvement project known as the Clean Water Project. As part of the Project, the MDC is expanding its water treatment facilities on Brainard Road and wishes to use the parcel of land known as 255 Brainard Road for that purpose. The MDC owns this parcel but its ownership is subject to the unimproved portion of Brainard Road. In furtherance of the expansion, the MDC has requested that the City abandon the unimproved section of Brainard Road. The City, however, must have continued access across this parcel of land to its flood control facilities. The MDC therefore has proposed that the City accept temporary and permanent easements over MDC's property to provide access to the City's flood control facilities before, during and after construction. I believe that the proposal meets the needs of both the City and the MDC and I recommend your approval.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "L. Bronin".

Luke A. Bronin  
Mayor

550 Main Street  
Hartford, Connecticut 06103  
Telephone (860) 757-9500  
Facsimile (860) 722-6606

**INTRODUCED BY:**  
Luke A. Bronin, Mayor

**COURT OF COMMON COUNCIL**  
City of Hartford, November 28, 2016

**WHEREAS**, the Metropolitan District Commission (“MDC”) is presently engaged in a multi-phased capital improvement project known as the Clean Water Project in response to an Environmental Protection Agency Sanitary Sewer Overflow federal consent decree and a State of Connecticut, Department of Energy and Environmental Protection consent order; and

**WHEREAS**, as part of the Clean Water Project, the MDC is expanding its water treatment facilities on Brainard Road (“Project”); and

**WHEREAS**, the MDC owns a parcel of land adjacent to its existing facility identified as 255 Brainard Road, but MDC’s ownership of the land is subject to an unimproved portion of Brainard Road; and

**WHEREAS**, in preparation for the construction of the Project, MDC has requested that the City abandon the unimproved section of Brainard Road and further that the City accept easements over MDC’s property to provide access to the City’s other property and its flood control facilities before, during and after construction of the MDC’s expanded facilities; now, therefore, be it

**RESOLVED**, that the City is hereby authorized to abandon the unimproved section of Brainard Road which area is approximately thirty feet wide and six hundred eighty feet in length; and be it further

**RESOLVED**, that the City is hereby authorized to accept a permanent easement over MDC’s property for access to the City’s flood control facilities after construction of the MDC’s expanded facilities, which easement area is approximately the same size as the unimproved section of Brainard Road which the City is abandoning; and be it further

**RESOLVED**, that the City is hereby authorized to accept a temporary construction easement over MDC’s property for access to the City’s flood control facilities before and during construction of the MDC’s expanded facilities; and be it further

**RESOLVED**, that the Mayor is hereby authorized to execute any documents, upon and subject to such terms and conditions that the Mayor and the Corporation Counsel may deem appropriate and in the best interests of the City in order to effect the above transaction; and be it further

**RESOLVED**, that no person or entity shall be entitled to rely on, or otherwise claim any benefit by reason of this resolution should the Mayor fail to accept and record such easement, execute such other documents, or take any of the other aforesaid actions; and be it further

**RESOLVED**, that all approvals and authorizations provided hereby are contingent upon, and only shall be effective on and by means of, the Mayor executing such documents, and taking such actions, all of which shall be, in form and substance, acceptable to the Mayor and the Corporation Counsel.



**Luke A. Bronin**  
Mayor

November 28, 2016

Honorable Thomas J. Clarke II, Council President, and  
Members of the Court of Common Council  
City of Hartford  
550 Main Street  
Hartford, CT 06103

**RE: Columbus Park Easements**

Dear Council President Clarke:

Attached for your consideration is a resolution authorizing temporary and permanent easements to be granted to the Metropolitan District Commission (MDC) over City-owned property located at 680 Franklin Avenue and known as Columbus Park.

The Metropolitan District is currently engaged in a multi-phased capital improvement project known as the Clean Water Project. As part of the Clean Water Project, the MDC is constructing a deep rock tunnel two hundred feet below ground to provide increased conveyance and storage capacity for combined sewers during significant rain events. The design of the deep rock tunnel requires the construction of several above-ground structures, known as odor control facilities, at all potential air release points along the path of the tunnel. The design of the deep rock tunnel requires that one of the odor control facilities be constructed on a portion of Columbus Park where tennis courts are currently located.

The MDC has requested that the City grant temporary and permanent easements, of approximately 9,000 square feet, in favor of the MDC to construct, maintain and operate the odor control facility during and after construction. As consideration for the grant of the easements, the MDC has agreed to pay the City the amount of \$171,000. Additionally, the MDC will construct new basketball courts in Columbus Park in place of the tennis courts.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Luke A. Bronin".

Luke A. Bronin  
Mayor

550 Main Street  
Hartford, Connecticut 06103  
Telephone (860) 757-9500  
Facsimile (860) 722-6606

**INTRODUCED BY:**  
Luke A. Bronin, Mayor

**COURT OF COMMON COUNCIL**  
City of Hartford, November 28, 2016

**WHEREAS**, the Metropolitan District Commission (“MDC”) is presently engaged in a multi-phased capital improvement project known as the Clean Water Project (“Project”) in response to an Environmental Protection Agency Sanitary Sewer Overflow federal consent decree and a State of Connecticut, Department of Energy and Environmental Protection consent order; and

**WHEREAS**, the Project’s three main objectives are the reduction of combined sewer overflows, elimination of sanitary sewer overflows, and the reduction of the level of nitrogen discharges in the Connecticut River; and

**WHEREAS**, as part of the Project, the MDC is constructing a deep rock tunnel at a depth of approximately two hundred feet below ground to provide increased conveyance and storage capacity for combined sewers during significant rain events; and

**WHEREAS**, the design of the deep rock tunnel requires the construction of several above-ground structures, known as odor control facilities, at all potential air release points along the path of the tunnel; and

**WHEREAS**, the design of the deep rock tunnel requires that one of the odor control facilities be constructed on City-owned property located at 680 Franklin Avenue (“Property”); and

**WHEREAS**, in order to construct the odor control facility on the Property, the MDC has requested a temporary and permanent easement over that portion of the Property closest to Franklin Avenue and currently improved with two tennis courts which are currently not in use; and

**WHEREAS**, the MDC has requested a temporary construction easement over the area currently improved with the tennis courts (approximately 19,000 square feet) until the construction is complete or December 31, 2022, whichever is earlier; and

**WHEREAS**, the MDC has requested a permanent easement over half of the area designated as the temporary construction easement (approximately 9,000 square feet) which easement will exist in perpetuity; and

**WHEREAS**, the compensation offered by the MDC for the grant of the temporary and permanent easements is the payment of \$171,000 and the construction of basketball courts on the Property occupying approximately the same square footage as the two tennis courts; now, therefore, be it

**RESOLVED**, that the City is hereby authorized to grant a temporary construction easement over the Property for an area approximately 19,000 square feet until the construction is complete or December 31, 2022, whichever is earlier; and be it further

**RESOLVED**, that the City is hereby authorized to grant a permanent easement over the Property for an area approximately 9,000 square feet to exist in perpetuity; and be it further

**RESOLVED**, that the City is authorized to accept as compensation for the grant of the temporary and permanent easements the amount of \$171,000 and the construction of basketball courts on the Property occupying approximately the same square footage as the two tennis courts; and be it further

**RESOLVED**, that the Mayor is hereby authorized to execute any documents, upon and subject to such terms and conditions that the Mayor and the Corporation Counsel may deem appropriate and in the best interests of the City in order to effect the above transaction; and be it further

**RESOLVED**, that no person or entity shall be entitled to rely on, or otherwise claim any benefit by reason of this resolution should the Mayor fail to accept and record such easement, execute such other documents, or take any of the other aforesaid actions; and be it further

**RESOLVED**, that all approvals and authorizations provided hereby are contingent upon, and only shall be effective on and by means of, the Mayor executing such documents, and taking such actions, all of which shall be, in form and substance, acceptable to the Mayor and the Corporation Counsel.

# Court of Common Council <sup>10</sup> ON AGENDA

CITY OF HARTFORD  
550 MAIN STREET  
HARTFORD, CONNECTICUT 06103



Thomas J. Clarke II, Council President  
Julio A. Concepción, Majority Leader  
John Q. Gale, Assistant Majority Leader  
Wildaliz Bermúdez, Minority Leader

John V. Bazzano, Town and City Clerk

Larry Deutsch, Councilman  
Cynthia R. Jennings, Councilwoman  
James Sánchez, Councilman  
Glendowlyn L. H. Thames, Councilwoman  
Jo Winch, Councilwoman

## COMMUNICATION

November 28, 2016

Honorable Thomas J. Clarke II, Council President &  
Members of the Court of Common Council  
City of Hartford  
550 Main Street Room 208  
Hartford, CT. 06103

Dear Council President Clarke II and Members of the Council:

The Operations, Management, Budget, and Government Accountability Committee held a meeting on November 21, 2016 at 5:30pm in the Council Chambers. The Committee was presented an overview of the Service Plan and Audit progress for the Year Ended June 30, 2016 from Scott Bassett of RSM, the city's external auditors identified as item #1 on the agenda.

### **Agenda Item #1:**

#### **Scott Bassett of RSM US LLP with an update on the progress of the FYE 2016 Audit**

The following were in attendance: Chairwoman Glendowlyn L. H. Thames, Committee Members Majority Leader Julio Concepción, and Minority Leader Wildaliz Bermúdez and Councilman James Sánchez. Also in attendance were non-committee Councilmembers Assistant Majority Leader John Gale and Councilman Larry Deutsch. Also in attendance were, Chief Financial Officer and Director of Finance, Darrell Hill, Director of Management, Budget & Grants, Melissa McCaw, Treasurer Adam Cloud, Assistant Treasurer, Carmen Sierra, Acting HR Director Debra Carabillo, Program Manager, Tonja Nelson, Assistant to the Chief Operating Officer Faith Palmer, Scott Bassett, Partner of RSM, Jennifer Mazzuocolo, Manager of RSM and Michael Grant,

Property Manager of Housing Consultants, LLC., and council aides Shelly Jackson and Jason Ortiz.

Scott Basset stated that the audit had been budgeted for 1600 to 1700 hours that started in June 2016. They begin interim fieldwork consisting of compliance work, review of internal controls, and budgetary controls. To date the interim fieldwork has been completed with final fieldwork currently in progress. The issuance of the Financial Statements are due by December 31, 2016. The overall objective is to ensure the city's Financial Statements are free from any material misrepresentation regardless of the cause through a multitude of analysis, testing and evaluations and in consistent with General Accounting Practices (GAP).

Councilman Sánchez asked for clarification with regards to management responsibility and if the Fire and Police Department were included and if there are any concerns the committee should be aware of.

- Mr. Bassett stated that management is evolved at various levels throughout the process providing necessary information and to date, while their review is not complete to date, they have not found any material issues of concern.

According to Mr. Bassett the progress to date in key audit areas are as follows:

100% Complete - Planning phase, Accounts Receivable, Property Taxes, Revenues and Expenses and Federal Single Audit.

95% complete - Insurance

90% complete - Federal Single Audit

85% complete - Cash and Investments

50% complete - Capital Assets

25% complete - ED001 (State Department of Education)

Respectfully Submitted,



Chairwoman Glendowlyn L. H. Thames

# Court of Common Council

CITY OF HARTFORD  
550 MAIN STREET  
HARTFORD, CONNECTICUT 06103



Thomas J. Clarke II, Council President  
Julio A. Concepción, Majority Leader  
John Q. Gale, Assistant Majority Leader  
Wildaliz Bermúdez, Minority Leader

Larry Deutsch, Councilman  
Cynthia R. Jennings, Councilwoman  
James Sánchez, Councilman  
Glendowlyn L. H. Thames, Councilwoman  
rJo Winch, Councilwoman

John V. Bazzano, Town and City Clerk

## COMMUNICATION

November 28, 2016

Honorable Thomas J. Clarke, Council President &  
Members of the Court of Common Council  
City of Hartford  
550 Main Street Room #208  
Hartford, CT 06103

Dear Council President and Members of the Council:

The Legislative Affairs Committee held its regularly scheduled meeting on November 9, 2016, at 5:30 pm in the Council Chambers to receive a presentation from three organizations that receive funds from the Community Development Block Grant (CDBG): Compass Youth Collaborative, the Center for Urban Research Education and Training (CURET), and the Charter Oak Cultural Center.

The following committee members were in attendance: Chairman Gale, Councilman Deutsch, and Councilwoman Jennings.

Compass Youth Collaborative was represented by Bob Pawloski and Damien Morgan. They briefly described the history of their organization, beginning with the South End Knight Riders in 1995, and then elaborated on the program funded by CDBG.

The CDBG funds that Compass receives contributes to an afterschool program at the Asian Studies Academy at Bellizzi. This school serves families in the Barry Square, South Green, Frog Hollow, and South End neighborhoods. It is the only school in the area with a 5-day, year round after school program. Councilman Gale inquired as to the total cost of the program, which he was informed was \$400,000, of which \$38,500 comes from CDBG funds. The larger initiative includes support to the school during the academic day as well as after school. The after school program, which is the target of these funds, runs from 3:45pm to 6pm. The program serves 140 students, of which 75% are 3<sup>rd</sup> to 5<sup>th</sup> graders and 25% are 6<sup>th</sup> to 8<sup>th</sup> graders. This program has been in effect for 16 years and Mr. Morgan has been the full-time contact at the school for 7 years.

Councilman Gale inquired as to whether additional funding would allow Compass to expand to more schools. Mr Pawloski informed that they were awaiting a decision on a proposal for Naylor School. This program includes long-term contracts with the Board of Education, which includes the Hartford Foundation, United Way, Hartford Partnership for Student Success, and Hartford Public Schools. In 2016, Aetna and The Hartford were added to this partnership. They also partner with graduate students in education at the University of St. Joseph, who create lesson plans designed to help a small group of students and work with the students throughout the year.

As far as the CDBG process, Mr. Pawloski commented that it has improved each year, with this year adding a "bidders conference" with a presentation from the Grants Department. He informed that they are required to provide quarterly reports with time sheets and rosters and have not experienced any problems.

Carol Johnson and Dean Rhoden were present to speak to CURET's CDBG sponsored program. CURET began in 1990 and initially aimed to help children at Martin Luther King School and provide mentoring. Because of high immigrant populations, parents are not involved in the children's academics as many of the parents are illiterate or have low literacy. This organization evolved to provide classes to parents and it is these classes that are supported by CDBG funds.

There is no specific course load and depends on the individual's goals, Goals range from wanting to learn to read, getting a GED, transitioning to college, or being able to pass an immigration test. Recruitment is largely through word of mouth. As many are embarrassed about their illiteracy and tentative in seeking help, it is through success stories of friends and family that new members typically approach the Center. In a twelve month period, CURET sees between 8,000 and 12,000 adults come to their Center. CURET thanked Council for their receptiveness to and support of the program.

Susan Mazer spoke to the Youth Arts programs available at the Charter Oak Cultural Center. Information about the programs is disseminated through the schools and programs are entirely free, including the instruments. The instruments used are the student's to use and take home as long as they participate in the program. They have programs both at the Cultural Center as well as at the schools, in which they

send teachers to the students, of which this aspect of the program is separately funded. They cater to approximately 50-60 youth participants and have a total budget of \$1 million for all their arts programs. Ms. Mazer comments that the application process was smooth and the only aspect that her organization finds difficult is the timesheet reporting because of the volume of teachers they send to a wide variety of schools.

The meeting adjourned at 7:10 pm.

Respectfully Submitted,

A handwritten signature in black ink, appearing to read "John Q. Gale". The signature is stylized, with a large loop on the left side and a long, thin horizontal stroke extending to the right.

Assistant Majority Leader, John Q. Gale

# Court of Common Council

ITEM # 12 ON AGENDA

CITY OF HARTFORD  
550 MAIN STREET  
HARTFORD, CONNECTICUT 06103



Thomas J. Clarke II, Council President  
Julio A. Concepción, Majority Leader  
John Q. Gale, Assistant Majority Leader  
Wildaliz Bermúdez, Minority Leader

John V. Bazzano, Town and City Clerk

Larry Deutsch, Councilman  
Cynthia R. Jennings, Councilwoman  
James Sánchez, Councilman  
Glendowlyn L. H. Thames, Councilwoman  
Jo Winch, Councilwoman

## Report

November 28, 2016

Honorable Thomas J. Clarke II, Council President &  
Members of the Court of Common Council  
City of Hartford  
550 Main Street Room 208  
Hartford, CT. 06103

Dear Council President Clarke II and Members of the Council:

The Operations, Management, Budget, and Government Accountability Committee held a meeting on November 21, 2016 at 5:30pm in the Council Chambers to discuss the following referred item.

### Agenda Item #2:

**Mayor Bronin, with accompanying resolution concerning approving a ten-year tax abatement agreement with Chappelle Gardens, Inc. for property located at 425-433 Barbour Street.**

The following were in attendance: Chairwoman Glendowlyn L. H. Thames, Committee Members Majority Leader Julio Concepción, and Minority Leader Wildaliz Bermúdez and Councilman James Sánchez. Also in attendance were non-committee Councilmembers Assistant Majority Leader John Gale and Councilman Larry Deutsch. Also in attendance were, Chief Financial Officer and Director of Finance, Darrell Hill, Director of Management, Budget & Grants, Melissa McCaw, Treasurer Adam Cloud, Assistant Treasurer, Carmen Sierra, Acting HR Director Debra Carabillo, Program Manager, Tonja Nelson, Assistant to the Chief Operating Officer Faith Palmer, Scott Bassett, Partner of RSM, Jennifer Mazzuocolo, Manager of RSM, Michael Grant, Property Manager of Housing Consultants, LLC and council aides Shelly Jackson and Jason Ortiz.

Darrell Hill, Chief Financial Officer and Director of Finance, stated Chappelle Gardens consist of 179-unit apartment complex with a total of 9 homes which provides 117 project based Section 8 Certificates in Hartford's Northeast neighborhood. The previous Tax Abatement Agreement with the City expired June 30, 2013. Currently the Tax Abatement Committee has approved a non-assignable, non-transferable tax abatement to be retroactive to July 1, 2016. The City of Hartford and Development Services has in a place a new application that has tax payments for a ten-year term encompassing a variety of stipulations and keeps the units affordable and selling the 9 single family homes that are a part of the property.

Councilwoman Thames asked if the 9 homes are part of the tax abatement or are they treated separately for tax purposes.

- o Program Manager, Tonja Nelson, Development Services and Michael Grant, Property Manager of Housing Consultants, LLC explained that 5 of the 9 homes have already been sold. They are actively marketing the remaining 4 home and according to negotiations they will utilize the HOME rent schedule published by United States Department of Housing and Urban Development (HUD) and are not affected by the tax abatement. However, in the new agreement they are required to sell the homes and the 9 single homes are not a part of the abatement.

Councilman Concepción asked for the amount of taxes that were paying from 2013-2016. Councilwoman Thames asked what was the impact of the tax increase on the rental units.

- o Mr. Grant stated the full tax amount was paid upon expiration of the tax abatement agreement in 2013 utilizing the reserves. It had a huge impact on their ability the maintain the property.

Councilman Gale, Sánchez and Deutsch were concerned with the legal ramifications of any noncompliance issues related to the new agreement.

- o Mr. Nelson stated that according to the new tax abatement agreement, any noncompliance concerns would have to be presented to the Tax Abatement Committee.

A motion was made by Councilman Concepción and seconded by Committee member Sánchez to move the item to full Council without recommendation.

**Vote Taken: (4-0-0 Pass)**

Chairwoman Thames: Yes  
Councilwoman Bermúdez: Yes  
Councilman Clarke: Not Present  
Councilman Concepción: Yes  
Councilwoman Jennings: Not Present  
Councilman Sánchez: Yes

Respectfully Submitted,



Chairwoman Glendowlyn L. H. Thames



**Luke A. Bronin**  
**Mayor**

November 14, 2016

Honorable Thomas J. Clarke II, Council President, and  
Members of the Court of Common Council  
City of Hartford  
550 Main Street  
Hartford, CT 06103

**RE: Chappelle Gardens Tax Abatement**

Dear Council President Clarke:

Attached for your consideration is a resolution approving a ten-year tax abatement agreement with Chappelle Gardens, Inc. ("Chappelle Gardens") for the property located at 425-433 Barbour Street (the "Property").

The Property is a 179-unit apartment complex on a 17 plus acre campus located in Hartford's Northeast neighborhood. It is a deed restricted, affordable community for very low, low, and moderate income families and is supported by a Department of Housing and Urban Development (HUD) Housing Assistance Payment (HAP) contract which provides 117 project-based Section 8 Certificates. The Property was built around 1973 as a housing cooperative and was purchased by Chappelle Gardens for \$1.00 from HUD in 1995. The sale included an additional nine single family homes, which Chappelle Gardens contemplated selling to homeowners. Four of those homes have been sold and five remain as rental units.

Chappelle Gardens previously entered into a Tax Abatement Agreement with the City which expired on June 30, 2013. The Tax Abatement Committee has approved a new, non-assignable, non-transferable tax abatement. The tax abatement is retroactive to the July 1, 2016 tax payment (2015 Grand List) and is for a term of ten years. It requires Chappelle Gardens to pay taxes in the amount of \$600 per unit per year. Chappelle Gardens' tax liability for the 2015 Grand List is \$349,844.98. The Pilot totals \$107,400.00, yielding an abated amount of \$242,444.98 for the 2016 fiscal year (2015 Grand List). Chappelle Gardens has committed to keep the units affordable to very low, low, and moderate income families and has also agreed to invest \$1,800,000 in capital improvements and general repairs over the next 5 years. A portion of these funds will be generated through the sale of the remaining five single family homes. As a condition of the tax abatement, the City is requiring that those sales take place.

Tax abatement agreements are managed by the Department of Development Services in accordance with the attached Policy Guidelines and Statutory Requirements. I recommend your approval of the Agreement with Chappelle Gardens, Inc.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "L. Bronin", is written over a horizontal line.

Luke A. Bronin  
Mayor

550 Main Street  
Hartford, Connecticut 06103  
Telephone (860) 757-9500  
Facsimile (860) 722-6606

**INTRODUCED BY:**  
Luke A. Bronin, Mayor

**COURT OF COMMON COUNCIL**  
City of Hartford, November 14, 2016

**WHEREAS**, Chappelle Gardens is a 179-unit rental housing complex located at 425-433 Barbour Street (the "Property"), which is affordable to and occupied by very low, low, and moderate income families, and

**WHEREAS**, On June 8, 1998 the City of Hartford ("City") passed a resolution granting a tax abatement to Chappelle Gardens, Inc. a non-stock 501(c)(3) Corporation, and

**WHEREAS**, The City and Chappelle Gardens, Inc. entered into a Tax Abatement Agreement on November 11, 1999 which provided for an abatement of taxes over a fifteen (15) year period, expiring on June 30, 2013, and

**WHEREAS**, Chappelle Gardens, Inc. has submitted an application for a new tax abatement which documents the need for tax relief and the Tax Abatement Committee has recommended such an agreement, now, therefore, be it

**RESOLVED**, That the Mayor is hereby authorized to enter into a Tax Abatement Agreement with Chappelle Gardens, Inc. for the Property, subject to the following conditions:

- The term of the Agreement shall not exceed 10 years.
- The tax abatement agreement shall be non-assignable and non-transferable without written consent of the Mayor of the City of Hartford.
- The required tax payment, in the initial year of the agreement shall be equal to \$600.00 per unit for 179 units, totaling \$107,400.00, but shall not yield an unabated amount.
- After the initial year, the unabated taxes shall increase by 2% per unit per year in each year the City upwardly adjusts the Grand Levy (e.g., the amount of revenue raised by property taxes in a fiscal year), with the 2% increases being effective July 1<sup>st</sup> of each year as applicable.
- Units shall remain affordable for the duration of the tax abatement period.
- Chappelle Gardens, Inc. will continue to market the remaining 5 single family homes for sale with the expectation that all homes be sold, within three years of the date of execution of the Tax Abatement Agreement, to an eligible homebuyer, in accordance with the special warrantee deed issued by and/or amended by the Department of Housing and Urban Development.
- Chappelle Gardens, Inc. will adopt the HOME rent Schedule, as set and annually published by United States Department of Housing and Urban Development (HUD), to define rent limits for the term of the abatement agreement, to apply those limits to all vacant units rented after the execution date of the agreement, and to incrementally increase rents on all currently occupied units where applicable to align with, at a minimum, Low HOME rents, but not to exceed High HOME rents, within three (3) years, and to use the HOME rent schedule to adjust rents in the future, if necessary.

- Unused project-based subsidy vouchers associated with vacant homeownership unit will be applied to rental units, ideally, grandfathered units currently occupied by the elderly, within 12 months.
- Chappelle Gardens, Inc. will continue to request rent increases for all subsidized rental units supported by the HAP contract with HUD as discussed.
- Chappelle Gardens Inc. shall invest a minimum of \$1,800,000.00 minimum in improvements and general repairs, commencing no later than the first anniversary of this agreement.
- All proposed improvements and repairs as presented to the Abatement Committee shall be completed within 5 years of the execution date of the Tax Abatement Agreement.
- Upon any future sale or refinancing, with the exception of the funds Chappelle Gardens Inc. described in the application for the intended use of capital improvements and general repairs, payment shall be made to the City of 10% of the net sales proceeds, or equity recapture, not to exceed the total of abated taxes, and be it further,

**RESOLVED,** That the Mayor is authorized to execute any and all manner of other documents and to take such other actions as he and the Corporation Counsel may deem appropriate and in the best interest of the City in order to effectuate the above transition, and be it further

**RESOLVED,** That no person or entity shall be entitled to rely on, or otherwise claim any benefit by reason of this resolution should the Mayor fail to execute the aforementioned agreement or other documents, or to take any of the aforesaid actions, and be it further

**RESOLVED,** That all approvals and authorizations provided hereby are contingent upon and only shall be effective on and by means of, the parties executing such documents, and taking such actions, all of which shall be, in form and substance, acceptable to the Mayor and the Corporation Counsel.

# Court of Common Council

ITEM # 13 ON AGENDA

CITY OF HARTFORD  
550 MAIN STREET  
HARTFORD, CONNECTICUT 06103



Thomas J. Clarke II, Council President  
Julio A. Concepción, Majority Leader  
John Q. Gale, Assistant Majority Leader  
Wildaliz Bermúdez, Minority Leader

John V. Bazzano, Town and City Clerk

Larry Deutsch, Councilman  
Cynthia R. Jennings, Councilwoman  
James Sánchez, Councilman  
Glendowlyn L. H. Thames, Councilwoman  
Jo Winch, Councilwoman

## Report

November 28, 2016

Honorable Thomas J. Clarke II, Council President &  
Members of the Court of Common Council  
City of Hartford  
550 Main Street Room 208  
Hartford, CT. 06103

Dear Council President Clarke II and Members of the Council:

The Operations, Management, Budget, and Government Accountability Committee held a meeting on November 21, 2016 at 5:30pm in the Council Chambers to discuss the following referred item:

### **Agenda Item #5:**

### **Mayor Bronin ordinance concerning additional Appropriations in the General Fund.**

The following were in attendance: Chairwoman Glendowlyn L. H. Thames, Committee Members Majority Leader Julio Concepción, and Minority Leader Wildaliz Bermúdez and Councilman James Sánchez. Also in attendance were non-committee Councilmembers Assistant Majority Leader John Gale and Councilman Larry Deutsch. Also in attendance were, Chief Financial Officer and Director of Finance, Darrell Hill, Director of Management, Budget & Grants, Melissa McCaw, Treasurer Adam Cloud, Assistant Treasurer, Carmen Sierra, Acting HR Director Debra Carabillo, Program Manager, Tonja Nelson, Assistant to the Chief Operating Officer Faith Palmer, Scott Bassett, Partner of RSM, Jennifer Mazzuocolo, Manager of RSM, Michael Grant, Property Manager of Housing Consultants, LLC and council aides Shelly Jackson and Jason Ortiz.

Melissa McCaw, Director of Management, Budget & Grants, stated the Benefits & Insurance account has a deficit of \$117,054. This amount represents the actionable result of a resolution transferring \$3,649,900 among departments if implemented.

Councilman Concepción recommended to combine item #3 and item #5 to the next Council meeting.

A motion was made by Councilman Concepción and seconded by Committee member Sánchez to move the item to full Council without resolution.

**Vote Taken: (4-0-0 Pass)**

Chairwoman Thames: Yes  
Councilwoman Bermúdez: Yes  
Councilman Clarke: Not Present  
Councilman Concepción: Yes  
Councilwoman Jennings: Not Present  
Councilman Sánchez: Yes

Respectfully Submitted,

A handwritten signature in black ink, appearing to be 'G. L. H. Thames', with a horizontal line extending to the right.

Chairwoman Glendowlyn L. H. Thames

# Court of Common Council

CITY OF HARTFORD  
550 MAIN STREET  
HARTFORD, CONNECTICUT 06103



Thomas J. Clarke II, Council President  
Julio A. Concepción, Majority Leader  
John Q. Gale, Assistant Majority Leader  
Wildaliz Bermúdez, Minority Leader

John V. Bazzano, Town and City Clerk

Larry Deutsch, Councilman  
Cynthia R. Jennings, Councilwoman  
James Sánchez, Councilman  
Glendowlyn L. H. Thames, Councilwoman  
Jo Winch, Councilwoman

## Report

November 28, 2016

Honorable Thomas J. Clarke II, Council President &  
Members of the Court of Common Council  
City of Hartford  
550 Main Street Room 208  
Hartford, CT. 06103

Dear Council President Clarke II and Members of the Council:

The Operations, Management, Budget, and Government Accountability Committee held a meeting on November 21, 2016 at 5:30pm in the Council Chambers to discuss the following referred item.

### Agenda item # 3:

**Mayor Bronin, with accompanying resolution authorizing the transferring of funds within departments in Fiscal Year 2016 budget (2015-2016) in order to address the projected deficit in that year.**

The following were in attendance: Chairwoman Glendowlyn L. H. Thames, Committee Members Majority Leader Julio Concepción, and Minority Leader Wildaliz Bermúdez and Councilman James Sánchez. Also in attendance were non-committee Councilmembers Assistant Majority Leader John Gale and Councilman Larry Deutsch. Also in attendance were, Chief Financial Officer and Director of Finance, Darrell Hill, Director of Management, Budget & Grants, Melissa McCaw, Treasurer Adam Cloud, Assistant Treasurer, Carmen Sierra, Acting HR Director Debra Carabillo, Program Manager, Tonja Nelson, Assistant to the Chief Operating Officer Faith Palmer, Scott Bassett, Partner of RSM, Jennifer Mazzuocolo, Manager of RSM, Michael Grant, Property Manager of Housing Consultants, LLC, and council aides Shelly Jackson and Jason Ortiz.

Melissa McCaw, Director of Management, Budget & Grants, stated the Internal Audit Department, Fire Department and Benefits & Insurances all incurred over-runs due to unexpected expenditures totaling \$3,649,900. However, the increases in expenditures do not increase the overall projected deficit of \$9,649 million.

The Internal Audit Department increased overages in the amount of \$3,375 due to payroll expenditures with non-union growth step increases allowed by the prior administration.

The Fire Department incurred overages in the amount of \$360,124 in overtime expenditures resulting in a significant number of retirees as of June 30, 2016.

The Benefits & Insurances incurred overages in the amount of \$3,286,401 due to the impact of retirees as of June 30, 2016. Vacation and sick allowances were cashed out in accordance to their union contract agreement resulted in \$1.1million and approximately \$360k per month in overtime expenses that were incurred as well.

Councilwoman Thames opened the floor for comments.

Councilman Gale asked if the fund balance would be changed.

- o Ms. McCaw stated that the fund balance would not change and that a separate ordinance to appropriate \$117, 054 to cover the deficit of the Benefits & Insurance account.

Councilman Concepción recommended to move this item to the next council meeting.

A motion was made by Councilman Concepción and seconded by Committee member Sánchez to move Item #3 to full Council with Resolution.

**Vote Taken: (4-0-0 Pass)**

Chairwoman Thames: Yes  
Councilwoman Bermúdez: Yes  
Councilman Clarke: Not Present  
Councilman Concepción: Yes  
Councilwoman Jennings: Not Present  
Councilman Sánchez: Yes

Respectfully Submitted,



Chairwoman Glendowlyn L. H. Thames

# REPLACEMENT



**Luke A. Bronin**  
Mayor

November 14, 2016

Honorable Thomas J. Clarke II, Council President, and  
Members of the Court of Common Council  
City of Hartford  
550 Main Street  
Hartford, CT 06103

**RE: Budget Transfers**

Dear Council President Clarke:

The Court of Common Council authorized, on June 27, 2016, the use of Unassigned Fund Balance of \$5.787 million for expenditure overruns and \$3.862 million for revenue shortfall, for a total projected FY 2016 deficit of \$9.649 million. Attached for your consideration is a resolution transferring funds within departments in the Fiscal Year 2016 budget (July 1, 2015 through June 30, 2016) in order to address the projected deficit in that year. This request transfers funds from the unencumbered available balances across departments and does not increase the \$9.649 million that Council previously authorized.

The budget transfers are submitted to you in accordance with Chapter X, section 7(a), of the City of Hartford Charter, whereby "at the request of the Mayor, the Council may by resolution transfer any unencumbered appropriation balance or portion thereof from one department, office or agency to another". The resolution authorizes budget transfers totaling \$3,649,900 from unencumbered appropriation balances in the General Fund, as shown in the attached table, to the Internal Audit Office, Fire Department, and Benefits and Insurances account.

The departments requiring a transfer, the transfer amount, and the primary driver(s) of the expenditure are as follows:

- **Internal Audit:** Expenditure over-run of \$3,375 due to payroll expenditures associated with non-union growth step increases approved by the prior administration and funded within Sundry
- **Fire:** Expenditure over-run of \$360,124 primarily due to overtime expenditures associated with the number of retirements in June
- **Benefits & Insurances:** Expenditure over-run of \$3,286,401 primarily due to increased health claim expenses and employee vacation and sick payouts related to June retirements

Staff of the Finance Department and the Management & Budget Office are available to assist you in your review of this matter.

Respectfully submitted,

  
Luke A. Bronin  
Mayor

550 Main Street  
Hartford, Connecticut 06103  
Telephone (860) 757-9500  
Facsimile (860) 722-6606

**FISCAL YEAR 2016  
TRANSFERS OF FUNDS**

DEPARTMENT	FY16 ORIGINAL BUDGET	ADJ YTD	FY16 REVISED BUDGET	PROPOSED TRANSFER RESOLUTION	PROPOSED ORDINANCE	PROPOSED FY16 REVISED BUDGET
MAYOR'S OFFICE	674,600	0	674,600	(9,361)		665,239
COURT OF COMMON COUNCIL	688,945	0	688,945	(2,120)		686,825
TREASURER	438,010	0	438,010	(2,588)		435,422
REGISTRARS OF VOTERS	520,224	449,478	969,702	(148,941)		820,761
CORPORATION COUNSEL	1,715,353	(15,000)	1,700,353	(5,307)		1,695,046
TOWN & CITY CLERK	821,643	0	821,643	(11,551)		810,092
INTERNAL AUDIT	487,091	0	487,091	3,375		490,466
CHIEF OPERATING OFFICER	1,078,002	(28,000)	1,050,002	(60,207)		989,795
COMMUNICATIONS & NEW MED	695,118	(7,500)	687,618	(15,153)		672,465
METRO HARTFORD INNOVATIO	2,288,606	0	2,288,606	0		2,288,606
FINANCE	3,348,148	(205,000)	3,143,148	(131,997)		3,011,151
HUMAN RESOURCES	1,438,460	(175,000)	1,263,460	(49,160)		1,214,300
OFFICE OF MANAGEMENT & B	799,918	(10,000)	789,918	(23,547)		766,371
CHILDREN FAMILY RECREATI	4,899,618	(5,000)	4,894,618	(174,756)		4,719,862
FIRE	32,308,978	2,125,000	34,433,978	360,124		34,794,102
POLICE	38,011,408	6,600,000	44,611,408	(363,508)		44,247,900
EMERGENCY SERVICES & TEL	3,839,154	(185,000)	3,654,154	(16,005)		3,638,149
PUBLIC WORKS	13,187,907	75,000	13,262,907	(107,099)		13,155,808
DEVELOPMENT SERVICES	4,163,453	(450,000)	3,713,453	(89,264)		3,624,189
HEALTH AND HUMAN SERVICE	5,100,101	150,000	5,250,101	(336,578)		4,913,523
EDUCATION	284,008,188	0	284,008,188	0		284,008,188
HARTFORD PUBLIC LIBRARY	8,215,000	0	8,215,000	0		8,215,000
BENEFITS & INSURANCES	65,693,371	12,134,542	77,827,913	3,286,401	117,054	81,231,368
DEBT SERVICE	23,365,289	(11,867,000)	11,498,289	(1,053,865)		10,444,424
NON OP DEPT EXPENDITURES	36,028,200	(2,799,478)	33,228,723	(1,048,893)		32,179,830
TOTAL GENERAL FUND	533,814,785	5,787,042	539,601,827	0	117,054	539,718,881

11.8.16

**INTRODUCED BY:**  
Luke A. Bronin, Mayor

**COURT OF COMMON COUNCIL**  
City of Hartford, November 14, 2016

**WHEREAS,** During Fiscal Year 2016, the Internal Audit Office, Fire Department, and the Benefits and Insurances account incurred expenditure overruns; and

**WHEREAS,** In accordance with Chapter X Section 7(a) of the City of Hartford Charter, the Mayor has recommended the transfer of \$3,649,900 to cover these expenditure overruns; and

**WHEREAS,** Funds are projected to be available in the unencumbered appropriation balances in the Fiscal Year 2016 General Fund Budget, in the following offices and departments: Mayor, Court of Common Council, Treasurer, Registrars of Voters, Corporation Counsel, Town Clerk, Chief Operating Officer, Communications, Finance, Human Resources, Management, Budget & Grants, Families, Children, Youth & Recreation, Police, Emergency Services, Public Works, Development Services, Health and Human Services, Debt Service, and Non-Operating Department expenditures; now, therefore, be it

**RESOLVED,** That the Mayor is hereby authorized to make the following transfers in the FY2016 General Fund Budget:

- Transfer \$3,649,900 from General Fund Departmental appropriations with available unencumbered appropriation balances,
- Transfer \$3,375 to the Internal Audit Office,
- Transfer \$360,124 to the Fire Department, and
- Transfer \$3,286,401 to Benefits and Insurances.

# Court of Common Council

ITEM #

15

ON AGENDA

CITY OF HARTFORD  
550 MAIN STREET  
HARTFORD, CONNECTICUT 06103



Thomas J. Clarke II, Council President  
Julio A. Concepción, Majority Leader  
John Q. Gale, Assistant Majority Leader  
Wildaliz Bermúdez, Minority Leader

John V. Bazzano, Town and City Clerk

Larry Deutsch, Councilman  
Cynthia R. Jennings, Councilwoman  
James Sánchez, Councilman  
Glendowlyn L. H. Thames, Councilwoman  
Rjo Winch, Councilwoman

October 24, 2016

Thomas J. Clarke II, Council President and City Council Members  
Hartford Court of Common Council  
Hartford City Hall  
550 Main Street  
Hartford, Connecticut 06103

Dear President Clarke and City Council Members:

**The Public Works, Parks, Recreation and Environment Committee held its monthly meeting on Wednesday, October 5, 2016 at 5:30 p.m. in the City Council Chambers.**

The following were present: Councilwoman Cynthia R. Jennings (Chairperson), James Sanchez (Councilman and Committee member), Wildaliz Bermudez (Councilwoman and Committee member), Rjo Winch (Councilwoman), John Q. Gale (Assistant Majority Leader and Councilman) James DeVisco (Corporation Council), Nick Salemi (MDC), Michael Curley (MDC), Clarence Corbin (MDC), Tony Matta (City of Hartford), James Woolsey (Coltsville National Historic Park), Mary Rickel Pelletier (Park Watershed), Ryan O'Halloran (KNOX), Ron Pat (KNOX), Logan Singerman (NHDZ), Kiley Gosselin (COH), Tom Baptist (COH/DPW), Nicola Allen (KNOX), Knishira Diamond (CSDA) and Russel Hicks (Executive Assistant to Councilwoman Cynthia Jennings).

**7. Resolution supporting the U.S. Environmental Protection Agency's recommendation to lower and or eliminate the use of fluoride in the public water supply.**

A motion was made and seconded in the Committee to table the Resolution.

Respectfully Submitted,

A handwritten signature in cursive script, appearing to read "Cynthia R. Jennings".

Cynthia R. Jennings, Chairperson

**INTRODUCED BY:**

**Court Of Common Council**

Cynthia R. Jennings, Councilwoman

City of Hartford, September 12, 2016

**Whereas,** Researchers from the University of Kent, a public research university based in the United Kingdom, conducted the latest and considerably groundbreaking study on the health effects potentially caused by adding fluoride to the public water supply, and

**Whereas,** After studying data obtained from nearly every medical practice in England, scientists have found that fluoride may be the source for the increase for hypothyroidism or an underactive thyroid, a condition in which the thyroid gland fails to produce enough hormones resulting in symptoms such as fatigue, obesity and depression, and

**Whereas,** Research results published in the Journal of Epidemiology and Community Health found that locations in England with fluoridated water were 30 times more likely to have high levels of hypothyroidism compared to areas with low, natural levels of the chemical in the water, and

**Whereas,** Further study results released last year found no evidence of harm to health in areas with fluoridated water in regard rates of hip fractures, osteosarcoma (a form of bone cancer), cancers overall, Down's Syndrome births and all other recorded causes of death, and

**Whereas,** Research study results confirmed that women are 15 times more likely than men to develop underactive thyroid which can lead to other long term health problems. Previous studies suggest that fluoride inhibits the thyroid's ability to use iodine which is an essential mineral for a healthy thyroid, the master gland in the human body, and

**Whereas,** In 2006 the U.S. Environmental Protection Agency convened a panel that recommended lowering the maximum allowable level of fluoride in water, now, therefore, be it

**Resolved,** That the Hartford Court of Common Council supports the U.S. Environmental Protection Agency's recommendation to lower and or eliminate the use of fluoride in the public water supply.

HEADING  
AND  
PURPOSE

ITEM # 16 ON AGENDA

AN ORDINANCE AMENDING CHAPTER 2, SECTION 2-102 OF THE  
HARTFORD MUNICIPAL CODE

COURT OF COMMON COUNCIL,  
CITY OF HARTFORD

[September 12, 2016]

Be It Ordained by the Court of Common Council of the City of Hartford:

That Chapter 2, Section 2-102, of the Municipal Code of the City of Hartford be amended as follows:

Sec. 2-102. -- [Office] Department of human relations.

[The responsibilities and functions of the office of *human relations* are hereby transferred as follows: ]

(1) There shall be a department of human relations responsible for:

[The department of *human resources* shall be responsible for:]

(a) Fostering equality and understanding by supporting the efforts of the city's policy leadership in seeking social and economic justice for all Hartford residents.

(b) [After consultation with the office of the corporation counsel, the department of *human resources* shall] [p]Provid[e]ing advice and comment to the mayor on matters pertaining to equal opportunity and affirmative action.

(c) [The office of the corporation counsel shall] [p]Provid[e]ing direct support for the commission on *human relations*, the commission on disability issues, the permanent commission on the status of Hartford women, the Hartford commission on lesbian, gay, bisexual and transgender issues and the civilian police review board in accordance with their functions and duties as set forth in this Code.

(d) Providing regular reports to the Mayor and Council on the activities of the department, including compliance by developers and contractors with the provisions of the living wage ordinance, resident hiring requirements and community benefits requirements of any contract. Such report shall also include information on the activities of the Civilian Police Review Board and other boards and commissions supported by the department.

(2) The department shall be staffed by a director, who shall be a resident of the city, and the staff necessary to carry out its functions.

(a) During the fiscal year ending June 30, 2017, the Mayor may assign an acting director and personnel from other departments to temporarily staff the department

This ordinance shall take effect upon adoption.

**INTRODUCED BY:**  
Council President Clarke II

**COURT OF COMMON COUNCIL**  
City of Hartford, November 14, 2016

**RESOLVED**, That the Court of Common Council requests the administration to work with the Treasurer's Office to create a 401k plan for all new non-union personnel; and be It further

**RESOLVED**, That this new define compensation plan goes into effect July 1,2017 and the Council; requests a full detailed plan prior to execution.

REPLACEMENT

ITEM #

18

ON AGENDA



Luke A. Bronin  
Mayor

October 24, 2016

Honorable Thomas J. Clarke II, Council President, and  
Members of the Court of Common Council  
City of Hartford  
550 Main Street  
Hartford, CT 06103

**RE: Eligible Lists for Police Hiring**

Dear Council President Clarke:

Attached for your consideration is an ordinance amending Section 2-378 Certification of Eligible Lists of the Hartford Municipal Code to modify the process of filling vacancies in the Hartford Police Department.

Currently, the merit selection and civil service requirements of the Municipal Code require that the Director of Human Resources establish a certification list of eligibles for each position. That list is organized into "bands" arranged by the passing scores on exams. When vacancies occur in a department, the Director sends the appointing authority the names of qualified individuals, within the top bands, for consideration. At least five names must be sent; often up to 25 names are sent at a time.

It has been the long-term policy and intent of the City of Hartford, as memorialized in the Cintron v. Vaughn Consent Decree, effective through October 2019, that the City make every effort to ensure that its police force mirrors the community it serves. The changes to the hiring process for new police officers proposed in the attached ordinance further advance that goal while remaining consistent with the City's equal employment opportunity policies and maintaining hiring preferences for Hartford residents and veterans.

The proposed changes are as follows. When Police Officer vacancies occur, the Director of Human Resources will send, to the Police Department, a certified list containing the names, veteran status, and resident status of all individuals who have passed all components of the open competitive exam. In hiring, the department will give preference to Hartford residents and veterans on the certified list.

I believe the proposed amendments are responsive to the long-term policy objectives of the City embodied in the Cintron v. Vaughn Consent Decree to have our Police Department better reflect the community it serves. I view this amendment as of the utmost importance and am happy to provide, to the Court of Common Council, any additional information necessary as you consider this proposal

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Luke A. Bronin".

Luke A. Bronin  
Mayor

550 Main Street  
Hartford, Connecticut 06103  
Telephone (860) 757-9500  
Facsimile (860) 722-6606

REPLACEMENT

Introduced  
by:

Mayor Luke A. Bronin

HEADING  
AND  
PURPOSE

AN ORDINANCE AMENDING CHAPTER 2, ARTICLE VI, DIVISION 6, SECTION 2-378 OF THE HARTFORD MUNICIPAL CODE REGARDING OPEN COMPETITIVE POLICE OFFICER VACANCIES

COURT OF COMMON COUNCIL,  
CITY OF HARTFORD

October 24, 2016

Be It Hereby Ordained by the Court of Common Council of the City of Hartford:

That Section 2-378 of the Hartford Municipal Code is hereby amended as follows:

**Section 2-378. – Certification of Eligible Lists**

- (A) *Request for Certification.* When a vacancy occurs, the Appointing Authority will submit a personnel requisition form prescribed by the Director, the pertinent facts relative to the duties, responsibilities, and required qualifications of the position which is to be filled. If the vacancy is approved to be filled and a list of Eligibles is available, certification will be made in the manner herein prescribed.
- (B) *Certification of Eligibles.* The Director shall establish a certification list of Eligibles as follows:
- (1) The following employment lists shall be used by the Director in the order indicated: (a) Re-employment; (b) Promotion; (c) Open Competitive.
  - (2) *Open Competitive Vacancies.* Except as provided in subsection (B) (3) of this section, [T] the Director will organize passing scores with preference credit included into score bands labeled "A", "B" and so forth until all passing scores are accounted for. The names certified to the Appointing Authority shall be all those of the top "A" score band on the appropriate list so long as there are no fewer than five (5) names. In the event there are fewer than five (5) names, all names in the next score band "B" shall be certified to the Appointing Authority for consideration, and so forth, until no fewer than five (5) names in total are certified. If there is more than one (1) vacancy, additional bands shall be certified so long as there are at least five (5) more names than there are vacancies to be filled.
  - (3) *Open Competitive Police Officer Vacancies.* For vacancies in the classification of Police Officer, the Director shall certify to the Appointing Authority a list containing the names, veteran status, and Hartford-resident status of all individuals who pass all components of the open competitive examination. The Appointing Authority shall give preference in hiring to Hartford residents and veterans on the certified list.

- (34) *Promotional Vacancies.* In the filling of these vacancies, the names certified to the Appointing Authority shall be those of the three (3) persons standing highest on the appropriate list. If there is more than one (1) vacancy, the Director will certify two (2) names more than the number of existing vacancies.
- (45) In circumstances for which there are critical recruitment needs, the Director may waive the rules for the certification of Eligibles in order to meet the needs of the service and certify the names of qualified individuals from appropriate Eligible List(s) directly to the Appointing Authority for employment consideration.
- (56) If special requirements of gender, domicile, or the possession of special skills are specified by the Appointing Authority in a requisition and the Director, after investigation, determines that the facts and reasons specified are in fact conclusive as to the need for the special requirements for effective performance of the duties of the position, certification may be limited to persons on the appropriate list who meet such requirements.
- (67) If there are not sufficient names on any list or combination of lists as provided in this rule to certify the number of names, specified herein, the Director may require appointment from the available Eligibles unless the Appointing Authority shall provide in writing valid reasons why such Eligibles should not be appointed.

This ordinance shall take effect upon adoption.



Luke A. Bronin  
Mayor

ITEM # 19 ON AGENDA

November 28, 2016

Honorable Thomas J. Clarke II, Council President, and  
Members of the Court of Common Council  
City of Hartford  
550 Main Street  
Hartford, CT 06103

**RE: Amendment to the Ethics Code**

Dear Council President Clarke:

Attached for your consideration is an ordinance amending the Code of Ethics of the City of Hartford, Section 2-900, et seq. of the Municipal Code.

It is the policy of the City of Hartford to uphold, promote and demand the highest standards of ethics from its officers, officials, employees and members of boards, commissions, and agencies, whether elected or appointed. Over the past few months, the Ethics Commission ("Commission") has discussed proposing a few minor changes to the Ethics Code. Five revisions are being proposed by the Ethics Commission. Each revision is explained below.

The first change, to Section 2-906(A), is meant to address the question of whether individuals serving in a position identified in Section 2-906, in an acting or interim role, are required to complete an annual statement of financial interests. Section 2-906(A) currently provides that "any such equivalent positions created as a result of department and/or commission consolidations/re-organizations" must complete a form. It is the opinion of the Commission that individuals serving in a position identified in Section 2-906, in an acting or interim role, would be required to complete a form in light of this language in Section 2-906. However, the proposed new language makes it explicit that such individuals must complete a form.

The second proposed change, to Section 2-906(B)(6), provides that individuals must list on their annual statement of financial interests forms any *active* leases or contracts with the City held or entered into by the individual or a business with which the individual was associated. The current language simply provides that any leases or contracts must be disclosed, but does not include the word *active*. This has created some confusion in the past; for example, questions have been raised as to whether a contract must be listed if it was not entered into in the year for which the form is being completed, but is still in effect for said year (i.e., the contract or lease term has not yet expired). The statement of financial interest form has already been revised to make this clarification, but the change to the Code would further help to clarify any questions about what contracts and leases need to be listed on the financial interest forms.

550 Main Street  
Hartford, Connecticut 06103  
Telephone (860) 757-9500  
Facsimile (860) 722-6606

The third proposed change appears at Section 2-906 (E) and deals with the penalty for failure to file a statement of financial interest form. The Commissioners feel that the current \$10 per day fine is trivial, and that perhaps by raising the amount to \$25, this will send a stronger message regarding the importance of completing the statement. Also, the Commission is in favor of lowering the total maximum penalty for failure to complete the statement from \$2,000 to \$1,000.

The fourth proposed revision, an addition of a new subsection (I) in Section 2-902, addresses a discussion that the Commission had in the recent past concerning the use of one's City position for financial gain for himself, or family members, to include siblings. The City's Code really does not presently have clear language prohibiting the use of one's position for financial gain for a family member, to include anyone other than a spouse, children, or any dependent relatives residing in the individual's household. The proposed language mirrors the State Ethics Code.

The final proposed change appears at Section 2-901(J) and would mirror the State Ethics Code language dealing with admission to a charitable or civic event where an official participates in his or her official capacity. Specifically, admission to a charitable or civic event where an official participates in his or her official capacity would be exempted from the definition of "gift" under the Ethics Code.

Members of the Ethics Commission and staff of Corporation Counsel are available to assist you in your review of this ordinance.

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'Luke A. Bronin', written in a cursive style.

Luke A. Bronin  
Mayor

*Introduced by:* Mayor Luke Bronin

HEADING  
AND  
PURPOSE

**AN ORDINANCE AMENDING CHAPTER 2 OF THE HARTFORD MUNICIPAL CODE**

COURT OF COMMON COUNCIL,  
CITY OF HARTFORD

November 28, 2016

Be It Ordained by the Court of Common Council of the City of Hartford:

That Chapter 2, Article XIX, Sections 2-900 through 2-906 of the Hartford Municipal Code be amended as follows:

**Sec. 2-900. - Generally.**

(A) *Short title.* This article shall be known and referred to as the "Code of Ethics of the City of Hartford".

(B) *Applicability.* The code of ethics shall be applied to and be binding on every officer, official or employee of the City and every member of any board, commission or agency of the City.

(C) *Statement of policy.*

(1) It is the policy of the City to uphold, promote and demand the highest standards of ethics from all its officers, officials, employees and members of boards, commissions, and agencies, whether elected or appointed. Accordingly, they shall maintain the highest standards of personal integrity, truthfulness, honesty and fairness in carrying out their public duties, avoid any improprieties in their roles as public servants and never use their City position or powers for personal gain.

(2) A conflict of interest occurs when any officer, official or employee of the City, or any member of a board, commission or agency of the City, engages in any act which advances personal interests and private financial interests over the interests of the general public. Such conflicts of interest undermine the public trust that City officials and employees will always act impartially in the public interest. Public officials should be particularly scrupulous in avoiding even the appearance of conflict of interest.

(Ord. No. 07-05, 8-8-05; Ord. No. 19-09, 5-11-09; Ord. No. 43-11, 9-12-11)

**Sec. 2-901. - Definitions.**

The following words, terms and phrases, when used in this article, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

(A) An *appearance of a conflict of interest* occurs where an officer, official, or employee of the City of Hartford, or any member of a board, commission or agency of the City, acts in a manner which would cause a reasonable person, having knowledge of the relevant circumstances, to conclude that any person can improperly influence or unduly enjoy his favor in the performance of his official duties, or that he is likely to act or fail to act as a result of kinship, rank, position, or undue influence of any party or person. It shall be unreasonable to so conclude if such officer or employee has disclosed in writing to his appointing authority, or if no appointing authority exists, discloses in a manner which is public in nature, the facts which would otherwise lead to such a conclusion.

(B) *Blind trust* means a trust established by an individual who is a City officer, official, employee, or a member of any board, commission or agency or member of the individual's immediate family for the purpose of divestiture of all control and knowledge of assets.

(C) *Business with which the individual is associated* means any sole proprietorship, partnership, firm, corporation, trust or other entity through which business for profit or not for profit is conducted in which an officer or official or City employee or any member of any board, commission or agency or member of the individual's immediate family is a director, officer, owner, limited or general partner, beneficiary of a trust or holder of stock constituting five (5) percent or more of the total outstanding stock of any class. Officer refers only to the president, executive or senior vice president or treasurer of such business.

(D) *Commission* means the City ethics commission established in section 2-473 of this article.

(E) *Contract management authority* means personal involvement in or direct supervisory responsibility for the formulation or execution of a City contract, including without limitation the preparation of specifications, evaluation of bids or proposals, negotiations of contract terms or supervision of performance.

(F) *Crime related to City office or employment* means any of the following criminal offenses committed by a person while serving as a City officer, official or employee:

- (1) The committing, aiding or abetting of an embezzlement of public funds from the City;
- (2) The committing, aiding or abetting of any felonious theft from the City;
- (3) Bribery in connection with service as a City officer, official or employee; or
- (4) The committing of any felony by a City officer, official or employee who, willfully and with the intent to defraud, realizes or obtains, or attempts to realize or obtain, a profit, gain or advantage for himself or herself or for some other person, through the use or attempted use of the power, rights privileges or duties of his or her position as a City officer, official or employee.

(G) *Employee* means each and every person employed by the City in any capacity whether elected or appointed, whether as a classified employee, unclassified employee, or on a contractual basis, permanent or temporary, full-time or part-time and all employees of the board of education. Employee also includes any person employed by any City department, office or agency, or any person, whether appointed or under contract, who provides services for the City, or any other political subdivision of the City for which a pension is provided.

(H) *Financial gain* means money, thing of value or other pecuniary benefit received worth in excess of fifty dollars (\$50.00).

(I) *Financial interest* means:

(1) Any source of income, direct or indirect, from which a person has received, within the past three (3) years, or is presently receiving, or in the future is entitled to receive, more than five hundred dollars (\$500.00) per year; or

(2) Ownership, or the ownership of securities of any kind representing or convertible into ownership, of more than three (3) percent of a business entity; or

(3) Ownership of any other interest worth more than one thousand dollars (\$1,000.00).

(J) *Gift* means a payment, subscription, advance, forbearance, rendering of services, deposit of money, or anything of value unless consideration of equal or greater value is received, including but not limited to money, meals, services, loans, travel, entertainment, hospitality, promises, or any other forms which can reasonably be inferred as seeking to influence or reward an officer, official, employee or member of a board, commission or agency in the carrying out of their official City duties. "Gift" shall not include a political contribution otherwise reported as required by law; services provided without compensation by persons volunteering their time; a commercially reasonable loan made on terms not more favorable than loans made in the ordinary course of business; a gift received from an individual's spouse or the parent, brother or sister of such spouse or such individual, or the child or spouse of such child; a certificate, plaque or other ceremonial award costing less than one hundred dollars (\$100.00); gifts costing less than one hundred dollars (\$100.00) in the aggregate or food or beverage provided at a hospitality suite at a meeting or conference of an interstate or national municipal or governmental association, by a person who is not doing business with the City; food or beverage or both, costing less than fifty dollars (\$50.00) per person and consumed on a single occasion at which the person paying, directly or indirectly, for the food or beverage, or the representative of the person paying, is in attendance; [or] anything having a value of not more than twenty-five dollars (\$25.00), provided the aggregate value of all things provided by a donor to a recipient under this exception shall not exceed one hundred dollars (\$100.00) in any calendar year; or admission to a charitable or civic event, including food and beverage provided at such event, but excluding lodging or travel expenses, at which a public official or City employee participates in his or her official capacity, provided such admission is provided by the primary sponsoring entity.

(K) *Immediate family* means any spouse, children or dependent relatives who reside in the individual's household.

(L) *Individual* means a natural person.

(M) *Individual with which one is associated* means an individual with whom the person or member of the person's immediate family mutually has an interest in any business.

(N) *Interest* means any legal or equitable interest, of value or capable of valuation, whether or not subject to an encumbrance or a condition, which was or is owned or held, in whole or in part, jointly or severally, directly or indirectly.

(O) *Member of any board, commission or agency* means each and every person appointed by the council or the mayor, to any authority, board, commission or agency, whether autonomous or not, of the City.

(P) *Officers and officials* means each and every person elected or appointed to City office including but not limited to members of the council, the mayor, department heads, corporation counsel, town and City clerk of the City, members of the board of education and officials of the board of education.

(Q) *Person* means any individual, entity, corporation, partnership, firm, association, union, trust, estate, as well as any parent or subsidiary of any of the foregoing, whether or not operated for profit.

(R) *Personal gain* means an advantage or benefit not of a financial nature.

(S) *Personal interest* means a private involvement of an individual or a relative of the individual from which the individual or the relative may derive an advantage or benefit of a nonfinancial nature.

(T) *Relative* means a person who is related to an officer, official, employee or member of any board, commission or agency as spouse or as any of the following, whether by blood, by marriage or by adoption: parent, child, brother or sister, aunt or uncle, niece or nephew, grandparent, grandchild, father-in-law, mother-in-law, son-in-law, daughter-in-law, stepfather or stepmother, stepson or stepdaughter, stepbrother or stepsister, half-brother or half-sister.

(Ord. No. 07-05, 8-8-05; Ord. No. 19-09, 5-11-09; Ord. No. 43-11, 9-12-11)

**Sec. 2-902. - Prohibited generally.**

(A) No individual who is an officer, official, employee or member of any board, commission or agency, whether paid or unpaid, shall engage in any business or transaction or have a financial, or personal interest, direct or indirect, which is incompatible with the proper discharge of the individual's official duties in the public interest or would tend to impair the individual's independence of judgment and action in the performance of the individual's official duties. Nor shall the individual engage in any financial dealings with any persons whose activities are regulated or supervised by the individual's department, board, commission or agency or accept a gift from such persons.

(B) Personal use of any and all City equipment or supplies to which an individual who is an officer, official or employee has access in the course of the individual's City duties must not interfere with the individual's City responsibilities and duties and must be in accordance with the City's Information Technology Resources Policy and Social Media Policy. An individual shall not use City equipment for his own personal or financial gain, as defined herein, or to benefit or cause injury to a third party, nor shall the individual's use of equipment result in a financial or other loss or injury to the City. The individual shall not pressure or otherwise coerce other City officers, officials or employees to use such equipment in ways and for purposes prohibited under this section. No labor shall be performed for any person or on any job while on City time except that which is part of the individual's official duties. No supervisor shall pressure or otherwise coerce City employees to perform labor outside City time. Supervisors shall be especially sensitive to the fact that even asking for labor may be perceived by the employee as a subtle form of pressure.

(C) A conflict of interest exists if an individual who is an officer, official or employee or member of any board, commission or agency or their relatives, directly or indirectly, may receive financial gain or personal gain from the outcome of, or have a financial interest in, any matter under consideration before the individual in the individual's official capacity. In the case of a member of council or a member of a board, commission or agency, such member shall disclose on the public record of such public body, the existence of any such interest and the member may not vote or otherwise act on such matters.

(D) A conflict of interest exists if any officer, official, employee or member of any board, commission or agency, has a financial or personal interest in any matter which may be adverse to the public interest in the proper performance of their governmental duties or an interest in speculative or investment activities that would benefit from use of confidential information gained from such officers, officials, employees or members.

(E) No officer, official or employee shall hold two (2) or more positions in City government, whether paid or unpaid, if any of those positions constitute a conflict of interest or have the appearance of a conflict of interest.

(F) No provision of this code of ethics shall be understood to deny employees or other officials or officers who have not been elected to represent a public constituency the right to participate in political activities provided that they do not actively represent candidates or electoral issues in the course of or in connection with official duties. Employees shall not identify support of or opposition to a candidate or issue with their official position or use City resources in this regard. No officer, official, employee or member of any board, commission or agency of the City shall compel, coerce or intimidate any other officer, official, employee or member of any board, commission or agency of the City to make or refrain from making, or solicit any political contribution.

(G) All financial or personal interests of an officer, official, employee or member of any board, commission or agency which have the potential for a conflict of interest shall be disclosed in writing to the mayor or a designee thereof and City council whenever such potential presents itself.

(H) To insure that the financial and professional integrity of the City is maintained, employees shall abide by the City's nepotism policy which generally prohibits conferring benefits and privileges based upon familial relationships, rather than on merit.

(I) No public official or City employee shall use his public office or position or any confidential information received through his holding such office or position to obtain financial gain for himself, his spouse, child, child's spouse, parent, brother or sister or a business with which he is associated.

(Ord. No. 07-05, 8-8-05; Ord. No. 19-09, 5-11-09; Ord. No. 43-11, 9-12-11)

**Sec. 2-903. - Disclosure of confidential information.**

(A) No individual, who is an officer, official, employee or member of any board, commission or agency, shall use or disclose confidential information concerning the property, government or affairs of the City for the purpose of advancing the financial or personal interests of the individual or other persons.

(B) Former officers and officials shall not use confidential information gained in their service to the City for the financial gain or personal gain of any person.

(C) Information that is shared in council executive sessions and caucuses as confidential shall not be disclosed.

(Ord. No. 07-05, 8-8-05; Ord. No. 19-09, 5-11-09; Ord. No. 43-11, 9-12-11)

**Sec. 2-904. - Appearance and intervention on behalf of others.**

(A) No individual, who is an officer, official or employee shall appear before the council or any board, commission, department or agency of the City on behalf of private persons in any matter which will be in conflict with the individual's duties as such officer, official or employee. Any such officer, official or employee may appear before City agencies on behalf of the individual's constituents in the course of the individual's duties as a representative of the electorate or the performance of civil obligations provided that no retainer, compensation or gift shall be accepted in connection with such representation.

(B) Former officers and officials shall be prohibited from representing for compensation any persons in their business with the City for two (2) years after the end of their service if the officer or official participated personally and substantially in the subject matter of the transaction during the officer's or official's term of office or employment; provided that if the officer or official exercised contract management authority with respect to a contract, this prohibition shall be permanent as to that contract.

(C) Former employees shall be prohibited from representing for compensation any persons in their business with the City for one (1) year after the end of their service, if the employee participated personally and substantially in the subject matter of the transaction during the employee's employment; provided that, if the employee exercised contract management authority with respect to a contract, this prohibition shall be permanent as to that contract.

(D) If members of the council, in the course of their business or profession, currently represent persons with matters before council for determination by that body, then in such cases the council member shall disclose such representation and shall promptly abstain from such consideration, determination and council action. If a matter connected with such representation requires solely administrative action by a department or agency of the City, then no direct personal intervention or representation shall be undertaken by the council member with such department or agency. If a council member does desire to intervene personally in such a matter before a department head or agency, the council member shall formally present the matter under consideration in writing to the Mayor and any action required shall thereafter be undertaken through the office of the Mayor.

(E) If a member of the council has a conflict of interest involving a zoning matter or amendment, the council member in conflict shall be disqualified from acting on the amendment or change, shall abstain from voting thereon, shall in no fashion attempt to influence the vote of other members of council, and shall place on the public record at the public hearing the reasons for the disqualification and conflict of interest including relationships with any parties that may be interested in the zone change or amendment.

(Ord. No. 07-05, 8-8-05; Ord. No. 19-09, 5-11-09; Ord. No. 43-11, 9-12-11)

**Sec. 2-905. - Violations; contracts.**

Any contract, agreement or business engagement entered into in violation of this code of ethics shall render the transaction void where so provided in the charter, otherwise same shall be voidable.

(Ord. No. 07-05, 8-8-05; Ord. No. 43-11, 9-12-11)

**Sec. 2-906. - Disclosure of financial interests; filing requirements.**

(A) Every person holding the following positions, including acting or interim positions, regardless of length of service, or any such equivalent positions created as a result of department and/or commission consolidations/re-organizations, shall file, under penalty of false statement, a statement of financial interests for the preceding calendar year with the ethics commission on or before the first of May of the following year in which they hold such a position:

- (1) Mayor;
- (2) Mayoral Appointees;
- (3) Members of the Court of Common Council;
- (4) Council Executive Assistants;
- (5) City Treasurer;
- (6) Assistant city treasurers;
- (7) Chief Operating Officer;

- (8) Chief Operating Officer Appointees;
- (9) Chief of Staff;
- (10) Corporation counsel;
- (11) Deputy corporation counsel;
- (12) Department heads;
- (13) Deputy and assistant department heads/Chiefs;
- (14) Directors of Planning; Economic Development; Housing; Licenses and Inspections; Marketing, Events and Cultural Affairs (MECA); Management and Budget and staff of Management and Budget; and Assessor and Deputy/Assistant Assessor;
- (15) Executive director of redevelopment;
- (16) Members of the board of education;
- (17) Superintendent of schools;
- (18) Deputy and Assistant Superintendents of Schools;
- (19) Members of the Superintendent's Cabinet;
- (20) Members of the redevelopment agency;
- (21) Members of the zoning board of appeals;
- (22) Members of the Hartford parking authority;
- (23) Hartford Parking Authority Executive Director and Deputy/Assistant Director;
- (24) Manager of Capital Projects;
- (25) Energy Manager;
- (26) Pension Commission Members;
- (27) Pension Commission Employees.
- (28) Internal Audit Commission Members;
- (29) Internal Audit Commission Staff;
- (30) Members of the board of assessment appeals;
- (31) Registrars of voters;
- (32) Deputy and Assistant Registrars of Voters;
- (33) City clerk;

- (34) Deputy and Assistant Town Clerks;
- (35) Members of the ethics commission;
- (36) School Building Committee Members;
- (37) Planning and Zoning Commission Members; and
- (38) Historic Properties Commission Members;

Any such individual who leaves said office or position shall file a statement of financial interests covering that portion of the year during which the individual held the office or position. In addition, any individual who is appointed to such an office or position shall file a statement of financial interest for the calendar year preceding the year of appointment to the office or position. The commission shall notify all such individuals of the requirements of this subsection within thirty (30) days after their departure from, or appointment to, such office or position. Such individuals shall file such statement within sixty (60) days after receipt of the notification.

(B) The statement shall include the following information for the preceding calendar year in regard to the individual required to file the statement and the individual's immediate family:

- (1) The names of all businesses with which associated;
- (2) The names of all individuals with which associated;
- (3) The names of all employers;
- (4) The existence of any known blind trust and the names of the trustees;
- (5) All real property located within the City, and its location, owned or leased for a term of five (5) years or more by such individual or the individual's immediate family, and all such real property owned or so leased held in the name of a corporation, partnership or trust for the benefit of such individual or the individual's immediate family; and
- (6) Any active leases or contracts with the City held or entered into by the individual or a business with which the individual was associated.

(C) The statement filed pursuant to this section shall be a matter of public information.

(D) Any individual who is unable to provide information required under the provisions of subsection (B) of this section by reason of impossibility may petition the commission for a waiver of the requirements.

(E) Any individual who fails to file the statement of financial interests or other information as required by this section and is found by the ethics commission to be in violation of this section, may be fined up to twenty five (\$25.00) [ten dollars (\$10.00)] per day, by the commission, for each violation. Each violation of this section shall be a separate offense and in the case of a continued violation, each day thereof shall be deemed a separate offense. In no event shall the aggregate penalty imposed for failing to file the statement or

other information exceed one thousand dollars (\$1,000.00). [two thousand dollars (\$2,000.00).]

(Ord. No. 07-05, 8-8-05; Ord. No. 43-11, 9-12-11)

**Sec. 2-907. - Duty to disclose.**

(A) All officers, officials, employees and members of any board, commission or agency who have knowledge of or believe there to be violations of any provisions in this code of ethics are duty-bound to report those violations to the ethics commission. Such reports shall be in good faith and the city in turn guarantees that no reprisals against a reporter of such violations will be taken, provided that such charges are not later proven to have been both malicious and false. All persons against whom such charges have been made will have full access to all the protections of due process as spelled out by the ethics commission. Appropriate sanctions will also be taken against any person who is found to have falsely and maliciously charged another with violations of the code of ethics.

(B) Persons who are proven to have had knowledge of violations of the code of ethics and who failed to report such violations will be regarded as having condoned those violations.

(Ord. No. 07-05, 8-8-05)

**Sec. 2-908. - Commission created; memberships; terms; vacancies.**

(A) *Created.* There shall be an ethics commission, hereinafter referred to as the commission, consisting of five (5) electors of the City who shall serve for three-year terms without compensation, except reimbursement for expenses incurred in performance of commission duties, and who shall be appointed by the mayor with the approval of council. This commission is established pursuant to G.S. § 7-148h, and shall be bound by that section in its proceedings and determinations. No member shall:

- (1) Hold or campaign for public office;
- (2) Have held or been a candidate for public office during the three-year period prior to appointment;
- (3) Hold office in any political party or political committee;
- (4) Be a City employee;
- (5) Employ or be employed as a person required to register as a lobbyist; or
- (6) Hold any financial interest in any work or business of the City or official action by the City.

(B) *Terms.* The terms of membership will be three (3) years and staggered (of the first members appointed two (2) shall serve for three (3) years, two (2) for two (2) years, and one (1) for one (1) year). No more than three (3) members may have the same political party affiliation. Members may be removed by a two-thirds (2/3) majority vote of the commission only for neglect of duty, misconduct in office, or inability to discharge powers and duties, provided the member shall have been served with a written notice of the

intention to remove the member, containing a clear statement of the grounds for such removal and of the time and place, not less than ten (10) days after the service of such notice, at which the member shall be given an opportunity to be heard thereon. After such hearing, which shall be public at the option of the member and at which the member may be represented by counsel, the action of the commission shall be final. From the service of notice until final action by the commission the member shall be ineligible to perform the duties of the commission. Each member shall be a resident of the City and shall serve for the term for which the member is appointed and qualified. At the expiration of each member's term, the member may be reappointed or a successor appointed for another term. An incumbent shall remain in office until reappointed or a successor is appointed. No member may serve more than two (2) consecutive terms. In the event of the death, resignation or removal of any member of the commission, the successor to the member shall be appointed by the mayor to serve the unexpired period of the term for which such member has been appointed. The commission shall annually designate one (1) member to act as chairperson of the commission.

(C) *Duties.* The duties of this commission are:

- (1) To investigate and hear any reported allegations, make findings, and to take any appropriate disciplinary or enforcement actions pursuant to this code of ethics;
- (2) To render advice, which may include written advisory opinions, to the City council, corporation counsel, or any other public employee or official on this code of ethics;
- (3) To recommend legislative action as it may deem appropriate to effect the policy of this Code;
- (4) To prepare and publish, from time to time but at least annually, reports summarizing the commission's activities, which reports shall be presented to the mayor and City council; and
- (5) To educate all current and new officers, officials, employees, and members of any board, commission or agency about the code of ethics.

(D) *Meetings; quorum; voting; chairperson.* In order to be eligible to vote, attendance is mandatory at all prior meetings on the issue. Three (3) members of the five-member commission constitute a quorum, and a majority vote of the quorum is necessary for any action to take place. The chairperson will serve a full term even when the initial membership is staggered. The chairperson will preside over all meetings and may call special meetings. Otherwise, the chairperson has power equal to all other members.

(E) *Procedural regulations.* The commission shall establish its bylaws and all other regulations governing its operations, meetings, and hearings. No hearing shall be held by the commission until such time as the commission has adopted rules of procedure governing said hearings and such rules have been approved by the council.

(F) *Assistance of the corporation counsel.* The corporation counsel shall be available to the commission to advise the commission on legal matters and to represent the commission when necessary.

(G) *Staff.* Staff for the commission shall include a secretary and other personnel as is necessary to enable the commission to carry out its functions.

(H) *Enforcement.* The primary responsibility of the commission is to enforce the code of ethics. The commission shall have the power to investigate any reported allegations, to hold hearings, and to recommend disciplinary action to appropriate parties in accordance with City procedures and policies. Sanctions may include but are not limited to fines, termination of employment, suspension without pay, and/or censure. If the commission believes an activity to be illegal, it shall report its findings to the appropriate authority for investigation.

(I) *Counsel.* The commission may retain outside counsel to assist it with its duties. Such contract for assistance shall not exceed two (2) years in length and be within funds appropriated by the council. The corporation counsel shall publicly bid the services on behalf of the commission and provide the commission with no less than three (3) attorneys or firms from which to select.

(Ord. No. 07-05, 8-8-05; Ord. No. 05-08, 2-13-08; Ord. No. 19-09, 5-11-09)

**Sec. 2-909. - Convictions or pleas to criminal conduct.**

(A) If any public officer, official or City employee is convicted of or pleads guilty or nolo contendere to a crime related to City office or employment in state or federal criminal court. Corporation counsel shall apply to the superior court for an order to reimburse the City for any costs and attorney's fees it incurred related to indemnifying the City officer, official or employee in the legal action resulting in the conviction or plea.

(B) If such an order issues, as permitted by law, corporation counsel shall seek to attach and/or garnish any pension benefit owed to a City officer, official or employee in the amount of any cost and attorney's fees the City expended.

(C) In all criminal proceedings in state or federal court in which the defendant is a City officer, official or employee and is charged with a crime related to City office or employment, corporation counsel shall notify the prosecutor if the individual participates in the City's pension plan.

(Ord. No. 19-09, 5-11-09)

**Secs. 2-910—2-914. - Reserved.**

**INTRODUCED BY:**

Council President Thomas J. Clarke II

**COURT OF COMMON COUNCIL**

City of Hartford, November 28, 2016

WHEREAS, the City of Hartford, in a time of financial burden, holds strongly to preserving the quality of life of its residents and takes pride in it being the center pillar of this region, serving as an example and a beacon of light for surrounding municipalities; and

WHEREAS, the City of Hartford has maintained a standard in prestige, cultivated through the dire love of this fine community by those residing and once resided in this the capital city, investing in even its intricacies to maintain our competitiveness to counterparts; and

WHEREAS, the City of Hartford continues to do its best to not compromise services whether large or small as it weighs its decisions against financial sustainability and cost to service for its residents; and

WHEREAS, the City of Hartford Court of Common Council supports the Mayors efforts to eliminate non-essential expenditures that pose a burden to the city's fiscal state at this time, through all appropriate fractions vested with the decision and ability to make determinations as to sale of the City's Capital assets such as livestock and canine; and

WHEREAS, if such determination becomes unclear, the necessary department should seek clarification as to actual value which should without question be relevant and considered to initial value of ownership to the City of Hartford; and

**RESOLVED**, All present and future sales of the City's Capital Assets, such as livestock or canine should be presented to The Court of Common Council for approval before any transaction is completed.

**INTRODUCED BY:**  
Minority Leader Bermudez

**COURT OF COMMON COUNCIL**  
City of Hartford, November 28, 2016

**WHEREAS**, It is in the best interests of the City of Hartford to recruit the best talent; and

**WHEREAS**, Most pre-employment drug testing policies are limited to safety-sensitive positions; and

**WHEREAS**, The vast majority of non-safety sensitive city employees are not currently drug tested; and

**WHEREAS**, Pre-employment drug testing only tests for drug use prior to employment and does not indicate use while on the job; and

**WHEREAS**, Drug testing is only effective at testing for cannabis, which can remain in a person's urine for up to 30 days; and

**WHEREAS**, Federal agencies like the FBI have recognized that drug testing and a no tolerance policy for marijuana hinder the FBI's effectiveness in fighting cyber-crime; and

**WHEREAS**, In 2011, the State of Connecticut decriminalized cannabis, making simple consumption an infraction not a misdemeanor and

**WHEREAS**, In 2012 CT accepted the medicinal value of cannabis; and

**WHEREAS**, 9 States, including Massachusetts, Maine, and Washington DC have fully legalized cannabis; and

**WHEREAS**, The City of Hartford does not drug test classified employees as a prerequisite to employment in our Hartford public schools or other public service positions; and

**WHEREAS** Under Connecticut General Statutes §§31-51t through 31-51aa, on the job drug tests for classified workers are only done when there is sufficient reasonable suspicion of hindering job performance; and

**WHEREAS**, The United States Supreme Court in *Skinner v. Railway Labor Executives Ass'n*, 489 U.S. 602 (1989) found drug testing to only be necessary for safety sensitive positions, and other testing could violate the 4th amendment; and

**WHEREAS**, The Supreme Court decided "The collection and subsequent analysis of the biological samples required or authorized by the regulations constitute searches of the person subject to the Fourth Amendment. This Court has long recognized that a compelled intrusion into the body for blood to be tested for alcohol content and the ensuing chemical analysis constitute searches."; and

**WHEREAS,** Every drug test costs at least \$100 and for over 100 Unclassified employees amounts to thousands of dollars, and money spent on drug testing is vitally needed elsewhere; now, therefore, be it

**RESOLVED,** That the city of Hartford shall cease all drug testing of non-security sensitive positions, unless there is reasonable suspicion of affecting job performance or in the event of a vehicular accident; and be it further

**RESOLVED,** That corporation council shall work with the court of common council to draft an ordinance change to remove drug testing from our HR compliance requirements for non-security sensitive positions.

**INTRODUCED BY:**  
**Minority Leader Wildaliz Bermudez**

**Court of Common Council**  
**City of Hartford, November 28, 2016**

**WHEREAS,** The City of Hartford Spends over \$3000 every year on poinsettias to create our Christmas/ Holiday Tree placed in the City Hall Atrium; and

**WHEREAS,** Many of fresh poinsettias are discarded in the city trash bins at the end of the season and are not re-potted or planted, adding to our solid waste costs; and

**WHEREAS,** A plastic Tree can be re-used every year without the need to purchase live plants or trees that will later be discarded in our landfill, as well as a reusable piece of art that represents the city's heritage; now, therefore, be it

**RESOLVED,** For all future Christmas Holiday and presentations the City of Hartford shall purchase a re-usable tree for City Hall and cease the purchasing of poinsettias and/or other plants until the city deems it is financially able to do so.