

AGENDA
MEETING OF THE COURT OF COMMON COUNCIL
NOVEMBER 22, 2010

MONDAY EVENING, NOVEMBER 22, 2010

The meeting was called to order by Her Honor Council President rJo Winch, at 7:04 pm

Present: Councilpersons, Veronica Airey-Wilson, Alexander Aponte, James M. Boucher, Luis E. Cotto, Larry Deutsch, Kenneth H. Kennedy, Jr., Matthew D. Ritter, Calixto Torres and rJo Winch.

Also present: Corporation Counsel Saundra Kee Borges

The meeting was opened with a Prayer by Pastor Horstman from Immanuel Congressional Church.

Recitation of the Pledge of Allegiance

Items considered on the Consent Calendar: See Paragraphs*

Items considered under suspension of the Rule XIV were approved by roll-call vote 9 to 0: See Paragraphs**

COMMUNICATIONS

***MAYOR SEGARRA, with accompanying resolution de Authorization to exercise its option to extend current one-year contracts with its on-call engineers for two additional one-year terms.**

Communication was received From Mayor Segarra, with accompanying resolution, as follows:

Honorable rJo Winch, Council President, and Members of the Court of Common Council, Hartford
Conn. November 22, 2010

Dear Council President Winch:

Attached for your consideration is a resolution that authorizes the City to exercise its option to extend current one-year contracts with its on-call engineers for two additional one-year terms. The contracts have an initial term commencing August 18, 2010 and ending August 18, 2011.

In February of 2009, the City issued a Request for Response for engineers to provide on-call services to the City. Through this procurement process, seven (7) architectural firms were selected. One-year contracts were executed, which include the provision that the City has the option to negotiate two additional one-year terms. Section 2-538(C) of the Hartford Municipal Code requires that all contracts in excess of one year in duration must be approved by the Court of Common Council. Therefore, in order to be prepared for the time when such extensions may be exercised, we are requesting Council approval for this option at this time.

Should you have questions about this matter, my staff and the Corporation Counsel's Office will be happy to discuss the issue with you. I recommend your approval of the resolution.

Respectfully submitted, Pedro E. Segarra, Mayor

Whereas, The City of Hartford ("City"), through a Request For Response (Project #4015), dated February 20, 2009,

selected the following firms to provide on-call engineering services: AI Engineering; BL Companies; Fuss & O'Neill, Inc.; Urban Engineers; URS Corporation; Vanasse Hangan Brustlin; and Wilbur Smith Associates (collectively, the "Consultants"); and

Whereas, The contracts for these Consultants have an initial term of one (1) year, commencing August 18, 2010 and ending August 18, 2011, with the City having the option to renegotiate two (2) additional one (1) year terms; and

Whereas, Pursuant to §2-538(C) of the Hartford Municipal Code, all contracts in excess of one (1) year in duration are subject to approval by the City's Court of Common Council, now, therefore, be it

Resolved, That the contracts for the Consultants are hereby approved, and the Mayor is authorized to execute such contracts, upon and subject to the above terms and conditions, and such other terms and conditions that the Mayor and the Corporation Counsel shall deem appropriate and in the best interests of the City; and be it further

Resolved, That the Mayor is hereby further 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 effect such contracts; 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 contracts 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 Mayor executing such contracts and documents, and taking such actions, all of which shall be, in form and substance, acceptable to the Mayor and the Corporation Counsel; and be it further

Resolved, That all foregoing approvals and authorizations shall be effective as of August 18, 2010.

The resolution was passed on the following roll-call vote:

Yeas: Councilpersons, Airey-Wilson, Aponte, Boucher, Cotto, Deutsch, Kennedy, Ritter, Torres and Winch. 9

MAYOR SEGARRA, with accompanying resolution de Endorsement of the I-84 Viaduct Study, Options for Replacing the I-84 Viaduct in Downtown Hartford.

Communication was received from Mayor Segarra, with accompanying resolution, as follows:

Honorable rJo Winch, Council President, and Members of the Court of Common Council, Hartford
Conn. November 22, 2010

Dear Council President Winch:

Attached for your consideration is a resolution endorsing the "I-84 Viaduct Study: Options for Replacing the I-84 Viaduct in Downtown Hartford".

The I-84 Viaduct Study evaluated several options for replacement of the existing viaduct which is reaching the end of its useful life. The viaduct is a 3/4 mile long section of elevated highway that extends from the Sisson Avenue interchange to the Asylum and Capitol Avenue interchanges of Interstate 84.

The study is the result of a collaborative planning effort which began as a grassroots citizens group and became the HUB of Hartford Committee, a broadly representative steering committee formed by the City of Hartford with representation from governmental, business, neighborhood, and civic groups. This steering committee oversaw the study which was carried out by the City of Hartford, the CT Department of Transportation and the Capital Region Council of Governments. The study incorporated extensive input by the public and other stakeholders.

The study considered the comparative strengths and weaknesses of alternative approaches to replacing or repairing the viaduct from the perspectives of economic development, transportation, urban design and cost. A baseline and four alternatives were developed and were evaluated by the study team and through public review and discussion. The analyses and findings will serve as a starting point for the more detailed assessments which will be carried out under the leadership of the Connecticut Department of Transportation.

The planning and implementation of the I-84 Viaduct Study has been a positive and creative process for our city and the results will provide Hartford with an excellent opportunity to renew its transportation infrastructure while improving its cohesiveness and vitality. I therefore request your endorsement of the study.

Respectfully submitted, Pedro E. Segarra, Mayor

Whereas, A presentation of the draft “I-84 Viaduct Study: Options for Replacing the I-84 Viaduct in Downtown Hartford” was made to the Hartford Court of Common Council at its Committee of the Whole meeting on November 8, 2010 and Council members were provided with draft copies of the report, and

Whereas, The study developed and examined alternatives for replacing or repairing the viaduct, a ¾ mile long elevated section of Interstate 84, which extends from the Sisson Avenue interchange to the Asylum/Capitol Avenue interchange and which has reached the end of its useful life, and

Whereas, The study considered the comparative strengths and weaknesses of various alternative approaches from the perspectives of economic development, transportation, urban design and cost, and

Whereas, The City of Hartford’s Planning and Zoning Commission has adopted Hartford’s Plan of Conservation and Development entitled: “One City, One Plan – POCD 2020” together with the Future Land Use Map dated June 3, 2010, and

Whereas, The “I-84 Viaduct Study” was distributed and presented to the Planning and Zoning Commission on October 26, 2010 and the Commission found that the study is consistent with the goals and policies of One City One Plan, and

Whereas, The Capital Region Council of Governments has requested that the Hartford Court of Common Council endorse the final report, now, therefore, be it

Resolved, That the Hartford Court of Common Council hereby endorses the “I-84 Viaduct Study, Options for Replacing the I-84 Viaduct in Downtown Hartford” and transmits its endorsement to the Hartford Planning and Zoning Commission and the Capital Region Council of Governments.

Referred to the Operations, Management and Budget Committee

MAYOR SEGARRA de Submission of First Quarter Financial Report.

Communication was received from Mayor Segarra, with accompanying resolution, as follows:

Honorable rJo Winch, Council President, and Members of the Court of Common Council, Hartford
Conn.

November 22, 2010

Dear Council President Winch:

I am pleased to submit to you the First Quarter Financial Report for Fiscal Year 2010-2011 (FY 10-11). Attached to this report are monthly Revenue Expenditure Reports for July, August, and September. Other first quarter reports, including the Grants Administration Report, the Department Performance Results Report, the Quality of Life Report, Internal Audit Report, and the Non-Financial Resolutions Report are available on-line on the City’s website at <http://www.hartford.gov/budget/reports and presentations.htm>.

As of September 30, 2010, subject to the external auditors review, the City's Administration, without consideration of mitigating management strategies further outlined below, is conservatively forecasting an unfavorable balance between revenue and expenditures, in the General Fund, of \$10,250,000 or 1.88%. Revenues for this fiscal year are anticipated to decrease from the adopted level of \$544,442,155 to 541,292,155, a decrease of \$3,150,000 or 0.58%. Expenditures, predominantly fixed overhead, for this fiscal year are currently projected to be \$551,542,155 an increase of \$7,100,000 or 1.30% above the adopted level of \$544,442,155.

Nevertheless, since my appointment as Mayor, and working closely with the City Council, City Treasurer and the Administration, we have implemented management strategies toward a balanced year-end budget. As of the first quarter, our management strategies are projected to mitigate slightly over half of the forecasted year-end shortfall. Throughout the fiscal year, we will continue to add new initiatives and report on the status of our progress toward ending the fiscal year with a balanced budget.

The following chart summarizes the management strategies as of the first quarter of FY 2010-11. They will be explained in detail in the Revenue and Expenditure sections that follow.

*Subject to external auditor review.

REVENUE PROJECTIONS

This section provides management's revenue commentary and strategies

General Fund:

Revenue is projected to decrease from the Adopted Budget of \$544,442,155 to \$541,292,155, a net decrease of \$3,150,000 or 0.58%. Through the end of the First Quarter of FY 10-11, the collected revenues totaled \$139.2 million which equates to 26% of the adopted budget of \$544.4 million. We will continue to monitor each revenue category as the fiscal year progresses and report back to leadership at the end of the second quarter.

The potential revenue shortfalls versus the Adopted Budget are driven by the following:

Taxes:
Revenues from current and prior year tax levies are projected to be consistent with the adopted budget.

Management Strategy
The Tax Collector's Office will continue to aggressively pursue unpaid accounts and, at the same time, work compassionately with taxpayers who are experiencing temporary financial hardship. Improved efficiencies and strategic initiatives are continuing to have an impact on tax collections, with two straight years of improvements in our overall tax collection rate. In the current fiscal year, \$8.75M is budgeted to be derived from our annual lien sale process. Because the sale of real estate liens impacts future revenue arising from the collection of prior year levies, management continues to pursue a strategy of limiting and reducing these annual lien sales.

Licenses and Permits:

The current downturn in construction activity, resulting from the general economy, is a concern for the realization of revenue from permits such as building, electrical and plumbing. While we look forward to the spring construction season and remain optimistic, we need to prepare for actual revenue underperforming the budget estimates by \$900,000 for FY 2010-2011.

Management Strategy
To offset the potential loss of revenue in this category, the Revenue Management Unit of the Finance Department assumed responsibility for collections on July 1, 2010.

Fines, Forfeits and Penalties:

These revenues are tracking in-line with the adopted budget.

Revenue from the Use of Money and Property:

We are forecasting an overall decrease of \$900,000 in this category.

Income from Investments:

These revenues are tracking in-line with the Adopted Budget.

Income from Use of Property:

Due to a billing for prior rent reimbursement from the Pension Commission, additional revenue by the second quarter of \$600,000 is anticipated in this revenue category.

Income from Development Properties:

As of the end of the first quarter, there is the potential, based on the challenge of securing project financing, that the anticipated revenue of \$1.5 million from the extension of the Shepherd Park Lease may not be realized.

Management Strategy

The Finance Department is reviewing all City leases to identify potential revenue and is developing control procedures to ensure the collection of all lease revenue. The Finance Department is also in the process of reviewing all City-owned vacant buildings for potential sale and leasing opportunities.

Intergovernmental Revenue:

These revenues are tracking in-line with the adopted budget.

Charges for Services:

These revenues are tracking in-line with the adopted budget.

Reimbursements:

These revenues are tracking in-line with the adopted budget.

Other Revenues:

As of the end of the first quarter, these revenues are projected to underperform the adopted budget by \$1,350,000.

Other Financing Sources:

An overall decrease of \$500,000 may be realized in this category. Net revenues from the Hartford Parking Authority are projected to decrease by \$200,000 due to a decrease in both off-street and on-street parking due in part, we believe, from an increased vacancy rate in downtown office space. Recent short term initiatives by the Parking Authority, enacted by the City Council, are an attempt to offset these shortages, while consideration of a parking concession agreement looks for a longer term solution. In addition, based on first quarter financial results, net revenues from Special Police Services have been decreased by \$300,000.

Miscellaneous:

A decrease of \$850,000 could be realized in this category if anticipated sales of properties needed by the Metropolitan District Commission (MDC) within its sewer and water system upgrades do not occur this fiscal year.

The challenges posed by a recessionary economy and stubbornly high unemployment rate continue to place great stress on the taxpaying public. The Finance Department is monitoring revenues closely and is aggressively pursuing opportunities to improve collections and identify new revenue sources. As noted above, over the past twelve months, the City has studied the potential benefits of entering into a long-term concession (lease) agreement of its on and off street parking facilities. This agreement would transfer risk to a third party, would create a more stable and measurable revenue stream from these public assets, and would remove several million dollars of long-term debt service from budgetary operations.

EXPENDITURE PROJECTIONS

This section explains the expenditure adjustments by Entity.

General Fund:

Municipal:

Expenditures are forecasted to increase from the Adopted Budget of \$544,442,155 to \$551,542,155, an increase of \$7,100,000 or 1.30%. Through the end of the First Quarter of FY10-11, the municipal operating departments expended \$146 million which equates to 27% of the adopted budget of \$544.4 million. We will continue to monitor each expenditure category as the fiscal year progresses and report back to the leadership at the end of the second quarter.

For the balance of FY10-11 we must continue to assertively monitor and manage the General Fund expenditures to ensure a balanced year-end budget. We cannot afford the expenses to outperform the realized revenue generated into the organization. Budget reduction initiatives such as department reorganization, a restricted hiring policy for non-public safety positions, and reductions to public safety overtime must continue throughout the fiscal year and into the ensuing 2011-12 fiscal year to uphold long-term operational and financial sustainability.

Although we closed the FY 09-10 fiscal year with a favorable year-end balance we are still faced with financial challenges that we must address and overcome over the next several years. I am committed to mitigating the growth of the key expenditure drivers without diminishing critical levels of service nevertheless this will require the full support and commitment of the Administration, Court of Common Council, City Treasurer and Bargaining Units.

I am working very closely with the Chief Operating Officer and the City's Department Heads to manage their department budgets effectively and efficiently to ensure that they come in under budget by the end of the fiscal year.

The expenditure management plan for the balance of this first quarter encompasses the following:

- The net of the Union Concessions and the Voluntary Retirement Incentive Program (VRIP) is projected to save approximately \$1,700,000.
- By continuing to maintain a restricted hiring policy for non-public safety positions we are optimistic that additional personnel salary savings of \$750,000 will be realized by year-end.
- We will continue to review operations and manage non-personnel accounts and identify ways of providing optimal service to the Hartford community at a lower cost. The administration is working toward a target of \$500,000+ savings in various non-personnel accounts by the end of the fiscal year.
- We will continue to pursue third party grant opportunities to offset the General Fund's burden. As of Q1 the Municipality has been awarded over \$6.7 million from various state and federal agencies.

Operating Department's Personnel Expenses:

Regular Salaries:

Based on the FY 10-11 first three months of activity regular salaries are tracking slightly under the adopted budget. We are confident that this trend will continue once the VRIP is fully implemented during the second quarter.

Overtime Expenditures:

The chart below highlights the overtime expenditures as of the first quarter. The Fire and Police Chiefs are aware of the overtime balances, and they have been directed to make and are undertaking operational adjustments to utilize overtime expenditures within budget.



Board of Education:

The direct appropriation to the Hartford System of Public Schools (HSPS) will remain on-line for the first quarter report.

Hartford Public Library:

The direct appropriation to the Hartford Public Library will remain on-line for the first quarter report.

Conclusion

My Administration and I continue to work diligently to examine and address the operational and fiscal challenges that confront our community. Many of our residents have been deeply affected by the recent economic downturn, and we anticipate several more lean and challenging years. It is our charge to consistently seek ways to make our government more accountable and more efficient.

In spite of these challenges, we must continue to build on our positive momentum and work collaboratively and strategically to improve education, make further inroads into the root causes of poverty, increase the tax base, and raise our common quality of life. My Administration will continue to work with all stakeholders, the Court of Common Council, the City Treasurer, employees and bargaining units, residents and business to discover new revenue generating strategies as well as areas to reduce expenditures throughout the whole organization.

All efforts are being made to implement our management strategies for both revenue and expenditures I order to have a balanced year-end budget for FY 10-11.

Respectfully submitted, Pedro E. Segarra, Mayor

Received

***MAYOR SEGARRA, with accompanying resolution de Authorization to enter into and execute an amendment to the contract for professional services with Nancy M. Mulroy for public information services to be provided to the Hartford Police Department.**

Communication was received from Mayor Segarra, with accompanying resolution, as follows:

Honorable rJo Winch, Council President, and Members of the Court of Common Council, Hartford
Conn.

November 22, 2010

Dear Council President Winch:

Attached for your consideration please find a resolution extending the term of the contract with Nancy M. Mulroy for

public information services provided to the Hartford Police Department.

Respectfully submitted, Pedro E. Segarra, Mayor

Whereas, The City of Hartford (“City”) entered into a contract for professional services with Nancy M. Mulroy for public information services to be provided to the Hartford Police Department for a period beginning January 1, 2008 through December 31, 2008 (the “Contract”), with three one (1) year annual extensions on approval by the Court of Common Council (“Council”); and

Whereas, On February 23, 2009, the Council approved an extension to the term of the Contract from January 1, 2009 to December 31, 2009; and

Whereas, On January 25, 2010, the Council approved another extension to the term of the Contract from January 1, 2010 to June 30, 2010; and

Whereas, City and Ms. Mulroy desire to further extend the term of the Contract from July 1, 2010 to June 30, 2011, during which period Ms. Mulroy will be compensated at an hourly rate of \$35.00 not to exceed 40 hours per week, and she will not receive any City employee fringe benefits; now therefore be it

Resolved, That the Mayor, or his designee, on behalf of the City is hereby authorized to enter into and execute an amendment to the Contract for the purpose set forth above, upon and subject to the above terms and conditions, and such other terms and conditions that the Mayor and Corporation Counsel shall deem appropriate and in the best interests of the City; and be it further

Resolved, That the Mayor is hereby further 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 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 execute the aforementioned amendment 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 Mayor executing such amendment and documents, and taking such actions, all of which shall be, in form and substance, acceptable to the Mayor and the Corporation Counsel; and be it further

Resolved, That all foregoing approvals and authorizations shall be effective as of June 30, 2010.

The resolution was passed on the following roll-call vote:

Yeas: Councilpersons, Airey-Wilson, Aponte, Boucher, Cotto, Deutsch, Kennedy, Ritter, Torres and Winch. 9

***MAYOR SEGARRA, with accompanying resolution de Correction for the location of George Cruz Corner to the intersection of Pleasant Street and Main Street.**

Communication was received from Mayor Segarra, with accompanying resolution, as follows:

Honorable rJo Winch, Council President, and Members of the Court of Common Council, Hartford
Conn. November 22, 2010

Dear Council President Winch:

Attached for your consideration is a resolution that corrects the location of George Cruz Corner to the intersection of Pleasant Street and Main Street.

On October 12, 2010, upon the recommendation of the Public Building Dedication Committee, the Council adopted a resolution designating the intersection of Pleasant Street and “Albany Avenue” as George Cruz corner. The correct location is the intersection of Pleasant Street and “Main Street”. The attached resolution corrects this error.

Respectfully submitted, Pedro E. Segarra, Mayor

Whereas, On October 12, 2010, upon the recommendation of the Public Buildings Dedication Committee, the Council adopted a resolution designating the intersection of Pleasant Street and Albany Avenue as George Cruz Corner, and

Whereas, The correct intersection is Pleasant Street and Main Street, now, therefore, be it

Resolved, That the corner of Pleasant Street and Main Street be superimposed with the name “George Cruz Corner”.

The resolution was passed on the following roll-call vote:

Yeas: Councilpersons, Airey-Wilson, Aponte, Boucher, Cotto, Deutsch, Kennedy, Ritter, Torres and Winch. 9

MAYOR SEGARRA, with accompanying resolution de Authorization to execute a new license with the Avon High School Rowing Team for the use of Batterson Park Pond and other areas of Batterson Park for crew practice and storage of equipment and vehicles.

Communication was received from Mayor Segarra, with accompanying resolution, as follows:

Honorable rJo Winch, Council President, and Members of the Court of Common Council, Hartford
Conn.
November 22, 2010

Dear Council President Winch:

Attached for your consideration is a resolution authorizing the execution of a new license agreement with the Avon High School Rowing Team for the use of Batterson Park Pond and other areas of Batterson Park for crew practice and storage of equipment and vehicles.

The City is the owner of Batterson Park, which is located in the Towns of Farmington and New Britain. The Avon High School Rowing Team (“Avon Rowing”) is currently conducting crew practice at the park under a previous 3-year license agreement with the City. Avon Rowing would like to continue to hold crew practice, conduct support operations, and store certain vehicles and support equipment on site at Batterson Park.

The attached resolution authorizes the City to execute a new license agreement with Avon Rowing for the purposes outlined above. The term of such license will run from November 1, 2010 to October 31, 2012 with options for two additional two-year terms available to Avon Rowing. The total payment due from Licensee to the City for the use of the Property (including all option periods) shall be One Dollar (\$1.00). Avon Rowing may be required to reimburse the City for certain expenses related to the use of the Property.

I recommend passage of the attached resolution.

Respectfully submitted, Pedro E. Segarra, Mayor

Whereas, The City of Hartford is the owner of Batterson Park Pond (located in the Towns of Farmington and New Britain) as well as certain buildings located on several parcels of real property near Batterson Park Pond, (collectively, the “Property”), and

Whereas, The Avon High School Rowing Team (the “Licensee”) is currently conducting crew practice at the Property under a license agreement with the City and Licensee would like to continue to practice at the Property, conduct support operations, and store certain vehicles and support equipment on site at the Property, and

Whereas, Licensee has asked the City to execute a new license agreement to continue such operations, and

Whereas, The initial term of the license is for two (2) years, commencing on November 1, 2010 and ending on October 31, 2012 with two (2) options to renew for two (2) years each, and

Whereas, The total payment due from Licensee to the City for the use of the Property (including all option periods) shall be One Dollar (\$1.00) and Licensee may be required to reimburse the City for certain expenses related to the use of the Property, now, therefore, be it

Resolved, That the Mayor is hereby authorized to enter into and execute a license agreement with the Licensee for the purposes set forth above, upon and subject to the above terms and conditions and such other terms and conditions that the Mayor and the Corporation Counsel may deem appropriate and in the best interests of the City, and be it further

Resolved, That the Mayor is hereby further 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 effectuate 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 execute the aforementioned license agreement, 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 Mayor executing such license agreement and taking such actions, all of which shall be, in form and substance, acceptable to the Mayor and the Corporation Counsel.

Referred to the Public Works, Parks and Environment Committee

***MAYOR SEGARRA, with accompanying resolution de Authorization to solicit and accept monetary donations on behalf of the Healthy Hartford Campaign.**

Communication was received from Mayor Segarra, with accompanying resolution, as follows:

Honorable rJo Winch, Council President, and Members of the Court of Common Council, Hartford
Conn. November 22, 2010

Dear Council President Winch:

Attached for your consideration is a resolution authorizing the Department of Health and Human Services to solicit and accept monetary donations on behalf of the Healthy Hartford Campaign. The purpose of the Campaign is to increase the availability of health related information designed to influence the choices that Hartford families and individuals make in their everyday lives, such as physical activity and disease prevention and management.

Monetary donations will be deposited into the Department of Health and Human Services' donation account. Funds will be used to complement public and grant monies currently allocated for Healthy Hartford activities.

I recommend your approval of the attached resolution.

Respectfully submitted, Pedro E. Segarra, Mayor

Whereas, The City of Hartford, through the Department of Health and Human Services (HHS) wishes to solicit and accept monetary donations on behalf of its Healthy Hartford Campaign; and

Whereas, Monetary donations are accepted from individuals, corporations, community-based groups, and other interested persons and will be deposited in the HHS donation account; and

Whereas, The monetary donations will complement other sources of funds which support the Healthy Hartford Campaign and may be used for activities and events that are not covered within the Department's overall operational budget; and

Resolved, That the Court of Common Council hereby authorizes the Department of Health and Human Services to solicit and accept monetary donations on behalf of the Healthy Hartford Campaign; and be it further

Resolved, That all monetary donations accepted be deposited into the Department of Health and Human Services donation account which is managed by the Director of Health and Human Services.

The resolution was passed on the following roll-call vote:

Yeas: Councilpersons, Airey-Wilson, Aponte, Boucher, Cotto, Deutsch, Kennedy, Ritter, Torres and Winch. 9

HEALTH AND HUMAN SERVICES COMMITTEE de Discussion on Various issues.

Communication was received from the Chairperson of the Health and Human Services Committee, as follows:

Honorable rJo Winch, Council President, and Members of the Court of Common Council, Hartford Conn.
November 22, 2010

Dear Council President Winch:

The Health and human Services Committee held its meeting Monday November 1, 2010 at 5:30 p.m. in the Council Chambers.

The following committee members were present at the meeting: Health and Human Services committee Chair, Councilman Larry Deutsch. Also present were, Assistant Director of Health and Human Services Raul Pino, Corporation Counsel Lori Mizerak, Corporation Counsel Gilberto Cortez, and Human Resource's Richard Pokorski.

Besides items that were referred to the committee, other items were as followed:

1. ADA required ramp for 603 Park Street. The work has still not been completed. The area has now become a hazard to pedestrians.
2. School based health clinics revenue has been channeled to other functional services limiting the work to be done in the clinics.
3. Real significant health issue in City Hall with concerns regarding workman's compensation. Mr. Pokorski regards the issue of the air quality at City Hall as a non issue. Citing that there have been measures taken to alleviate any health problems. He says it is hard to anticipate any major changes with accounts. It will be dealt on case by case bases. Councilman Deutsch suggests making this issue an item for the nex HHS committee's next meeting.

Respectfully submitted, Larry Deutsch, Chairman

Received

HEALTH AND HUMAN SERVICES COMMITTEE de Ordinance amending Chapter 2, Article V, Division 9, Sections 2-279, and Section 2-282 of Code de Commission on Disability Issues.

Communication was received from the Chairperson of the Health and Human Services Committee, as follows:

Honorable rJo Winch, Council President, and Members of the Court of Common Council, Hartford
Conn.
November 22, 2010

Dear Council President Winch:

The Health and Human Services Committee held its meeting Monday November 1, 2010 @ 5:30 p.m. in the Council

Chambers.

The following committee members were present at the meeting: Health and Human Services committee Chair, Councilman Larry Deutsch. Also present were, Assistant Director of Health and Human Services Raul Pino, Corporation Counsel Lori Mizerak, Corporation Counsel Gilberto Cortez, and Human Resource's Richard Pokorski

The Health and Human Services Committee discussed referred items:

Ordinance amending Chapter 2, Article V, division 9, sections 2-279, and Section 2-282 of Code de Commission on Disability Issues – Mr. Cortez and Ben Bare of Corporation Counsel did the rewrite of the ordinance. It was pointed out that the department of Human Relations no longer exists so the ordinance now reads “the Mayor shall designate...” and because there is still transitioning, the wording will cover any future changes for this ordinance. The item was discharged from the committee as there was no quorum.

Respectfully submitted, Councilman Larry Deutsch, Chairman

Received

***HEALTH AND HUMAN SERVICES COMMITTEE, with accompanying resolution de Request that the City administration vigorously and promptly pursue new alternatives for City contracts for health administrative services.**

Communication was received from the Chairperson of the Health and Human Services Committee, as follows:

Honorable rJo Winch, Council President, and Members of the Court of Common Council, Hartford
Conn.
November 22, 2010

Dear Council President Winch:

The Health and Human Services Committee held its meeting Monday November 1, 2010 @ 5:30 p.m. in the Council Chambers.

The following committee members were present at the meeting: Health and Human Services committee Chair, Councilman Larry Deutsch. Also present were, Assistant Director of Health and Human Services Raul Pino, Corporation Counsel Lori Mizerak, Corporation Counsel Gilberto Cortez, and Human Resource's Richard Pokorski

The Health and Human Services Committee discussed referred items:

(Councilman Deutsch) City contracts for health administration services de Request that the City Administration vigorously and promptly pursue new alternatives for...- Councilman Deutsch spoke on the original resolution and how it was passed long ago. A question of new allocations in reference to medical to be specific. He praised the benefits division on their work and the information that they supplied noting that it would be helpful for the OMB meeting. Due to lack of quorum this item is discharged from committee.

Respectfully submitted, Councilman Larry Deutsch, Chairman

The resolution introduced on October 25, 2010 was passed on the following roll-call vote:

Yeas: Councilpersons, Airey-Wilson, Aponte, Boucher, Cotto, Deutsch, Kennedy, Ritter, Torres and Winch. 9

EDUCATION COMMITTEE de Discussion on various school issues.

Communication was received from the Chairperson of the Education Committee, as follows:

Honorable rJo Winch, Council President, and Members of the Court of Common Council, Hartford

Conn.

November 22, 2010

Dear Council President Winch:

Your Education Committee met on Wednesday, October 27, 2010.

Present were Chairperson James Boucher and Committee Member Luis Cotto. Also present were residents and stakeholders.

Committee Chair James M. Boucher requested two items to the Education Committee agenda. A vote was taken and approved by the committee to add the following items to the agenda: school safety issues and school budget requests.

Chair Boucher announced a Special Meeting of the Education and Quality of Life & Public Safety Committees on 11/15 for an update coordinated by Chief Roberts on school safety issues. Additionally Chief Brian Hearten provided a status on efforts to date. Council Cotto asked for direction on protocol for requests to the Board of Education. Corporation Counsel Attorney Melinda Kaufman will research and advise. No action was needed on this item.

Respectfully submitted, James M. Boucher, Chairman

Received

EDUCATION COMMITTEE de Update on adult literacy public awareness.

Communication was received from the Chairperson of the Education Committee, as follows:

Honorable rJo Winch, Council President, and Members of the Court of Common Council, Hartford
Conn. November 22, 2010

Dear Council President Winch:

Your Education Committee met on Wednesday, October 27, 2010 to consider the following item:

UPDATE ON ADULT LITERACY PUBLIC AWARENESS

Present were Chairperson James Boucher and Committee Member Luis Cotto. Also present were residents and stakeholders.

The Education Committee discussed the need to raise awareness surrounding the challenges associated with adult literacy and the varied services available in Hartford. The Committee agreed to consider pursuing funding for this effort through the City Contributions to Public Programs. This effort will continue to be reported on quarterly.

No action was needed on this item.

Respectfully submitted, James M. Boucher, Chairman

Received

EDUCATION COMMITTEE de Upcoming Legislative strategies for school funding.

Communication was received from the Chairperson of the Education Committee, as follows:

Honorable rJo Winch, Council President, and Members of the Court of Common Council, Hartford
Conn. November 22, 2010

Dear Council President Winch:

Your Education Committee met on Wednesday, October 27, 2010 to consider the following item:

UPCOMING LEGISLATIVE STRATEGIES FOR SCHOOL FUNDING

Present were Chairperson James Boucher and Committee Member Luis Cotto. Also present were residents and education stakeholders.

The Education Committee met to review legislative education funding options for the City of Hartford. The Education Committee met with representatives of the Hartford Board of Education, Steve Cassano, from the Connecticut Coalition for Justice in Education, Alex Johnson from CONNCAN, and representatives from the Sheff Movement on October 27, 2010. The Education Committee will review recommended strategies, following the November general election results and further understanding of the Governor's budget submission to the new Governor-elect on November 15, 2010.

No action was needed on this item.

Respectfully submitted, James M. Boucher, Chairman

Received

REPORTS

***PLANNING AND ECONOMIC DEVELOPMENT COMMITTEE, with accompanying resolution de Authorization to sign a license agreement between Paganelli Construction Corporation and the City of Hartford for the use of properties located at 272 Garden Street and Parcel B at Bedford Street Extension.**

Report was received from the Chairperson of the Planning and Economic Development Committee, as follows:

Honorable rJo Winch, Council President, and Members of the Court of Common Council, Hartford
Conn.
November 22, 2010

Dear Council President Winch:

The Planning & Economic Development Committee held a special meeting at 5:00 p.m. on Monday, October 8, 2010 in Council Chambers.

The following committee members were present: Councilman and PEDC Chair Matthew Ritter, Councilman Jim Boucher, Councilman Alex Aponte

In addition, the following people were present: Councilperson Luis Cotto, Wayne Benjamin, Acting Director, Development Services, Ben Bare, Corporation Counsel, Oz Griebel, MetroHartford Alliance, Mike Zaleski, Hartford Business Improvement District, David Panagore, Chief Operating Officer, Julio Concepcion, MetroHartford Alliance, Glenn Geathers, Development Services, Butch Lewis, Jim Williams

The following item was discussed:

1. Mayor Segarra, with accompanying resolution de Authorization to sign a lease agreement between Paganelli Construction and the City Of Hartford for the use of properties located at 272 Garden Street and Bedford Street Extension.

Ben Bare of Corporation Counsel presented that this resolution reflected the extension of an existing agreement related to the MDC Clean Water project. The vacant land was being used by the construction companies for storage and would not be otherwise used. The fees are computed based on the property value.

Hearing no further discussion, the committee voted unanimously to move the resolution back to the full Council for approval.

Respectfully submitted, Matthew D. Ritter, Chairman

The resolution introduced on October 12, 2010 was passed on the following roll-call vote:

Yeas: Councilpersons, Airey-Wilson, Aponte, Boucher, Cotto, Deutsch, Kennedy, Ritter, Torres and Winch. 9

**PLANNING AND ECONOMIC DEVELOPMENT COMMITTEE, with accompanying resolution de
Recommendation of a one year moratorium for additional tax-exception for City properties.**

Report was received from the Chairperson of the Planning and Economic Development Committee, as follows:

Honorable rJo Winch, Council President, and Members of the Court of Common Council, Hartford
Conn.
November 22, 2010

Dear Council President Winch:

The Planning & Economic Development Committee held a special meeting at 5:00 p.m. on Monday, October 8, 2010 in Council Chambers.

The following committee members were present: Councilman and PEDC Chair Matthew Ritter, Councilman Jim Boucher, Councilman Alex Aponte

In addition, the following people were present: Councilperson Luis Cotto, Wayne Benjamin, Acting Director, Development Services, Ben Bare, Corporation Counsel, Oz Griebel, MetroHartford Alliance, Mike Zaleski, Hartford Business Improvement District, David Panagore, Chief Operating Officer, Julio Concepcion, MetroHartford Alliance, Glenn Geathers, Development Services, Butch Lewis, Jim Williams

The following item was discussed:

1. Council President Winch, resolution to recommend a one-year moratorium on additional tax-exception for City properties.

Chief Operating Officer Panagore indicated that he would like an opportunity to discuss the resolution with its maker because he felt there was some clarity needed in the resolution. He referred to the third "Whereas," which seemed ambiguous as to whether the exception would refer only to city-owned property or property that is privately owned. There was also some question as to whether there would be a standard start and end date for the moratorium or if it would change by property. Finally, Panagore indicated that there was legislation that passed during the last session that could have implications on this resolution.

Hearing no further discussion, the committee voted unanimously to postpone action on the item.

Respectfully submitted, Matthew D. Ritter, Chairman

Referred to the Planning and Economic Development Committee

***PLANNING AND ECONOMIC DEVELOPMENT COMMITTEE, with accompanying resolution de Request for
an update on present marketing plans for Hartford and grant seeking strategies from the staff of Development
Service.**

Report was received from the Chairperson of the Planning and Economic Development Committee, as follows:

Honorable rJo Winch, Council President, and Members of the Court of Common Council, Hartford
Conn.
November 22, 2010

Dear Council President Winch:

The Planning & Economic Development Committee held a special meeting at 5:00 p.m. on Monday, October 8, 2010 in Council Chambers.

The following committee members were present: Councilman and PEDC Chair Matthew Ritter, Councilman Jim Boucher, Councilman Alex Aponte.

In addition, the following people were present: Councilperson Luis Cotto, Wayne Benjamin, Acting Director, Development Services, Ben Bare, Corporation Counsel, Oz Griebel, MetroHartford Alliance, Mike Zaleski, Hartford Business Improvement District, David Panagore, Chief Operating Officer, Julio Concepcion, MetroHartford Alliance, Glenn Geathers, Development Services, Butch Lewis, Jim Williams

The following item was discussed:

1. Councilmen Boucher and Ritter, resolution requesting an update on present marketing plans for Hartford and grant-seeking strategies from the staff of Development Services.

Chief Operating Officer Panagore indicated that a group of downtown institutions have been discussing the next evolution of the Rising Star campaign. He said the group has had ongoing meetings and will meet again on Nov. 16. Griebel of the MetroHartford Alliance said the effort was not about changing logos or taglines, but more about a comprehensive strategy to attract developers and other capital improvement stakeholders. He added that the single biggest funder of the Rising Star campaign was the Hartford Foundation for Public Giving. Mike Zaleski added that he sees the effort as a strategic plan for the city, but that it has been challenging from a financing perspective.

Hearing no further discussion, the committee voted unanimously to move the item favorably back to the full Council for approval.

Respectfully submitted, Matthew D. Ritter, Chairman

The resolution introduced on June 28, 2010 was passed on the following roll-call vote:

Yeas: Councilpersons, Airey-Wilson, Aponte, Boucher, Cotto, Deutsch, Kennedy, Ritter, Torres and Winch. 9

***PLANNING AND ECONOMIC DEVELOPMENT COMMITTEE, with accompanying resolution Authorization to sign an extension of a license agreement between Baltazar Construction Inc. and the City of Hartford for the use of properties located at 140-146 Homestead Avenue.**

Report was received from the Chairperson of the Planning and Economic Development Committee, as follows:

Honorable rJo Winch, Council President, and Members of the Court of Common Council, Hartford
Conn.
November 22, 2010

Dear Council President Winch:

The Planning & Economic Development Committee held a special meeting at 5:00 p.m. on Monday, October 8, 2010 in Council Chambers.

The following committee members were present: Councilman and PEDC Chair Matthew Ritter, Councilman Jim Boucher, Councilman Alex Aponte

In addition, the following people were present: Councilperson Luis Cotto, Wayne Benjamin, Acting Director, Development Services, Ben Bare, Corporation Counsel, Oz Griebel, MetroHartford Alliance, Mike Zaleski, Hartford Business Improvement District, David Panagore, Chief Operating Officer, Julio Concepcion, MetroHartford Alliance, Glenn Geathers, Development Services, Butch Lewis, Jim Williams

The following item was discussed:

Mayor Segarra, with accompanying resolution de Authorization to sign a lease agreement between Baltazar Construction Inc. and the City Of Hartford for the use of properties located at 140-146 Homestead Avenue.

Ben Bare of Corporation Counsel presented that this resolution reflected the extension of an existing agreement related to the MDC Clean Water project. The vacant land, which is owned by the Hartford Redevelopment Agency, was being used by the construction companies for storage and would not be otherwise used. The fees are computed based on the property value.

Hearing no further discussion, the committee voted unanimously to move the resolution back to the full Council for approval.

Respectfully submitted, Matthew D. Ritter, Chairman

The resolution introduced on October 12, 2010 was passed on the following roll-call vote:

Yeas: Councilpersons, Airey-Wilson, Aponte, Boucher, Cotto, Deutsch, Kennedy, Ritter, Torres and Winch. 9

***PLANNING AND ECONOMIC DEVELOPMENT COMMITTEE, with accompanying resolution de Authorization to sign an extension of a license agreement between Coastline Construction Corporation and the City of Hartford for the use of properties located at 111 Homestead Avenue.**

Report was received from the Chairperson of the Planning and Economic Development Committee, as follows:

Honorable rJo Winch, Council President, and Members of the Court of Common Council, Hartford
Conn. November 22, 2010

Dear Council President Winch:

The Planning & Economic Development Committee held a special meeting at 5:00 p.m. on Monday, October 8, 2010 in Council Chambers.

The following committee members were present: Councilman and PEDC Chair Matthew Ritter, Councilman Jim Boucher, Councilman Alex Aponte

In addition, the following people were present: Councilperson Luis Cotto, Wayne Benjamin, Acting Director, Development Services, Ben Bare, Corporation Counsel, Oz Griebel, MetroHartford Alliance, Mike Zaleski, Hartford Business Improvement District, David Panagore, Chief Operating Officer, Julio Concepcion, MetroHartford Alliance, Glenn Geathers, Development Services, Butch Lewis, Jim Williams

The following item was discussed:

Mayor Segarra, with accompanying resolution de Authorization to sign a lease agreement between Coastline Construction Corporation and the City Of Hartford for the use of properties located at 111 Homestead Avenue.

Ben Bare of Corporation Counsel presented that this resolution reflected the extension of an existing agreement related to the MDC Clean Water project. The vacant land, which is owned by the Hartford Redevelopment Agency, was being used by the construction companies for storage and would not be otherwise used. The fees are computed based on the property value.

Hearing no further discussion, the committee voted unanimously to move the resolution back to the full Council for approval.

Respectfully submitted, Matthew D. Ritter, Chairman

The resolution introduced October 12, 2010 was passed on the following roll-call vote:

Yeas: Councilpersons, Airey-Wilson, Aponte, Boucher, Cotto, Deutsch, Kennedy, Ritter, Torres and Winch. 9

HOUSING COMMITTEE, with accompanying resolution de Request that the Mayor provides an update to the Council's Housing Committee for increase of foreclosed properties.

Report was received from the Chairperson of the Housing Committee, as follows:

Honorable rJo Winch, Council President, and Members of the Court of Common Council, Hartford Conn.
November 22, 2010

Dear Council President Winch:

On Tuesday, November 16, 2010 at 6:30 pm., the Housing Committee held a meeting to discuss the following referred item:

(MAJORITY LEADER BOUCHER) INCREASE OF FORECLOSED PROPERTIES DE REQUEST THAT THE MAYOR PROVIDE AN UPDATE TO THE COUNCIL'S HOUSING COMMITTEE ON

Present at said meeting were Veronica Airey-Wilson, Housing Chair, Jim Boucher, Council Majority Leader, Julianne Lugo, Development Services, Tom Nenartas, Hartford Preservation Alliance, Kevin Morrison, Habitat for Humanity, Edward Hagenbach, Hartford Resident, Jonathan Ney, HART, Yvette Mosely, City Council and concerned citizens.

Chairwoman Airey-Wilson introduced the item.

Majority Leader Boucher spoke briefly about the item. Committee tabled item with understanding that a communication be sent to the Mayor's office requesting that a presentation be made to the Housing Committee.

Respectfully submitted, Veronica Airey-Wilson, Chairperson

Tabled

***HOUSING COMMITTEE, with accompanying resolution de Authorization to sell City-owned vacant lots at 18 and 20 Liberty Street to Hartford Area Habitat for Humanity.**

Report was received from the Chairperson of the Housing Committee, as follows:

Honorable rJo Winch, Council President, and Members of the Court of Common Council, Hartford Conn.
November 22, 2010

Dear Council President Winch:

On Tuesday, November 17, 2010 at 6:30 pm., the Housing Committee held a meeting to discuss the following referred item:

MAYOR SEGARRA WITH ACCOMPANYING RESOLUTION DE AUTHORIZATION TO SELL CITY-OWNED VACANT LOTS AT 18-20 LIBERTY STREET TO HARTFORD HABITAT FOR HUMANITY.

Present at said meeting were Veronica Airey-Wilson, Housing Chair, Jim Boucher, Councilman, Julianne Lugo, Development Services, Tom Nenartas, Hartford Preservation Alliance, Kevin Morrison, Habitat for Humanity, Edward Hagenbach, Hartford Resident, Jonathan Ney, HART, Yvette Mosely, City Council and concerned citizens.

Chairwoman Airey-Wilson introduced the item. Julianne Lugo in Development Services, made a recommendation to

authorize the sale of tow vacant lots located at 18 and 20 Liberty Street to Habitat for Humanity for \$20,000. The lots will be combined and then divided into two lots which will be then be used to build two single family homes.

The Committee inquired about the fair market value of the lots and whether the neighborhood association was in support of the project. Julianne Lugo relayed that the fair market value of the two lots was approximately \$25,000 and that she would reach out to Clay Arsenal for their support of the venture.

After further discussion, the Committee made a motion to move the item to Council favorable 2.0 with the understanding that the neighborhood association is in full support of the plan.

Respectfully submitted, Veronica Airey-Wilson Chairperson,

The resolution introduced October 25, 2010 was passed on the following roll-call vote:

Yeas: Councilpersons, Airey-Wilson, Aponte, Boucher, Cotto, Deutsch, Kennedy, Ritter, Torres and Winch. 9

HOUSING COMMITTEE, with accompanying resolution de Request that the Mayor provide an assessment of what additional staff needed to provide inventory of abandoned properties to address the Anti-Blight Ordinance.

Report was received from the Chairperson of the Housing Committee, as follows:

Honorable rJo Winch, Council President, and Members of the Court of Common Council, Hartford
Conn. November 22, 2010

Dear Council President Winch:

On Tuesday, November 16, 2010 at 6:30 pm., the Housing Committee held a meeting to discuss the following referred item:

(MAJORITY LEADER BOUCHER) ANTI-BLIGHT ORDINANCE DE REQUEST THAT THE MAYOR PROVIDE AN ASSESSMENT OF HOW MUCH ADDITIONAL STAFF IS NEEDED TO PROVIDE INVENTORY OF ABANDONED PROPERTIES TO ADDRESS THE

Present at said meeting were Veronica Airey-Wilson, Housing Chair, Jim Boucher, Council Majority Leader, Julianne Lugo, Housing Department, Tom Nenortas, Hartford Preservation Alliance, Kevin Morrison, Habitat for Humanity, Edward Hagenbach, Hartford Resident, Jonathan Ney, HART, Yvette Mosely, City Council and concerned citizens.

Chairwoman Airey-Wilson introduced the item.

Majority Leader Jim Boucher was concerned that no one from the administration was present to respond to the resolution and that he expected a report would be available, given that the item was presented over two weeks ago.

Julianne Lugo in the Development Services Department stated that there are approximately 300 blighted properties throughout the city, which is handled by Gus Espinosa and further explained that the huge load makes it difficult for one person to keep up with all the details.

Councilwoman Airey-Wilson suggested the City reach out to area colleges in an effort to get student to assist in gathering and computerizing information for college credit.

Jonathan Ney of HART relayed his frustration concerning bighted properties and the potential hazards of criminal activity and arson and other concerned citizens voiced their opinions.

Committee tabled item with understanding that a communication be sent to the Mayor's office requesting that a presentation be made to the Housing Committee.

Respectfully submitted, Veronica Airey-Wilson, Chairperson,

Tabled

FOR ACTION

Report, with accompanying resolution de Request for assistance from the Mayor's Office for proposing and amending ordinances for raising of retirement age.

Report from the Labor and Workforce Development Committee concerning request for assistance from the Mayor's Office for proposing and amending ordinances for raising of retirement age, introduced November 8, 2010, was again considered.

Action postponed until December 13, 2010

Resolution de Appointment of Council's member to the Internal Audit Commission.

Resolution from Councilman Kennedy concerning appointment of Council's member to the Internal Audit Commission introduced on September 27, 2010, was again considered.

Withdrawn

Report, with accompanying resolution de Request for information for review and approval of the recommended budget of the Board of Education.

Report was received from the Chairperson of the Education Committee, as follows:

Honorable rJo Winch, Council President, and Members of the Court of Common Council, Hartford, Conn.
June 14, 2010

Dear Council President and Council Members:

The Health and Human Services Committee held a Special meeting Thursday September 9, 2010 @ 5p.m. in the Council Chambers.

The following committee members were present at the meeting: Health and Human Services committee Chair, Councilman Larry Deutsch, committee member, Councilman Jim Boucher. Also present were, Director of Health and Human Services Carlos Rivera, Corporation Counsel Lori Mizerak, and Hartford BID Michael Zalesky

Referred item: Health and Human Services Food Service Late Fee Amnesty

This item was originally submitted April 26, 2010 by former Mayor Eddie Perez regarding certain food servicers and restaurants requesting a 50% amnesty on their late fees. Councilman Deutsch inquired about possibly reducing the forgiveness amount but it is set by ordinance and would have to be changed by council.

The Health and Human Services committee is discharging this item for consideration by the Council.

Respectfully submitted, Larry Deutsch, Chairperson

Action postponed until December 13, 2010

Ordinance amending Chapter 26, article I, Section 26-1 of Code de Composition of department; duties.

Proposed ordinance amending Chapter 26, Article I, Section 26-1 of the Municipal Code concerning Composition of department; duties, introduced June 14, 2010, on which a hearing was held June 21, 2010, and action postponed on July

12, on that date action postponed until August 23, 2010, action postponed on that date until September 13, 2010, action postponed on that date until September 27, 2010, action postponed on that date until, October 12, 2010, action postponed on that date until October 25, 2010 action postponed on that date until November 8, 2010, action postponed on that date until November 22, 2010, was again considered.

Reading waived

Action postponed until December 13, 2010.

Ordinance amending the Municipal Code de Novelty Lighters.

Proposed ordinance amending the Municipal Code concerning Chapter 13, Article III, of Code de Novelty Lighters, introduced September 13, 2010, and on which a hearing was held September 20, 2010, and action postponed on October 12, 2010, action postponed on that date until October 25, 2010, action postponed on that date until November 8, 2010, action postponed on that date until November 22, 2010, was again considered.

Reading waived

Action postponed until December 13, 2010.

Ordinance amending Chapter 2, Article IV, Sections 2-87, and Section 2-92 of Code de Department of Public Works-Organization and Department of Human Services-Organization.

Proposed amending the Municipal Code concerning Chapter 2, Article IV, Sections 2-87, and Section 2-92 of Code de Department of Public Works-Organization and Department of Human Services-Organization, introduced June 14, 2010, and on which a hearing was held June 21, 2010, and action postponed on July 12, 2010 until August 9, 2010, action postponed on that date until August 23, 2010, action postponed on that date until September 13, 2010, action postponed on that date until September 27, 2010, action postponed on that date until October 12, 2010 action postponed on that date until October 25, 2010, action postponed on that date until November 8, 2010, action postponed on that date until November 22, 2010, was again considered.

Reading waived

Action postponed until December 13, 2010.

Ordinance amending Code de Adding new section concerning prohibiting political contributions from City contractors to candidates for Municipal office in the City of Hartford.

Proposed amending the Municipal Code concerning adding new section concerning prohibiting political contributions from City contractors to candidates for Municipal office in the City of Hartford, introduced June 28, 2010, and on which a hearing was held July 19, 2010, and action postponed on August 9, 2010, action postponed on that date until August 23, 2010, action postponed on that date until September 13, 2010, action postponed on that date until September 27, 2010, action postponed on that date until October 12, 2010, action postponed on that date until October 25, 2010 , action postponed on that date until November 8, 2010, action postponed on that date until November 22, 2010, was again considered.

Reading waived

Action postponed until December 13, 2010.

Report, with accompanying resolution de Violations Report of any State authorized entities which are willfully or unintentionally violate or facilitate the violation of the Living Wage.

Communication was received from the Labor and Workforce Development Committee, as follows:

Honorable rJo Winch, Council President, and Members of the Court of Common Council, Hartford, Conn.
September 27, 2010

Dear Council Members:

The Labor and Workforce Development Committee Meeting held its regular scheduled meeting on Wednesday, September 15, 2010, at 5:30 p.m. in the Council Chambers.

The following committee members were present at the meeting: Council President – Chair, rJo Winch, Minority Leader, Luis E. Cotto. Also present were: Ivan Ramos, Corporation Counsel, CSEA – Alicia Colt, Rose Matthew, Maggie Russell, Dale Timmons, Sonia Viera, Hartford Democratic Town Committee – Victor Luna, Hartford Guides, Austin Jordan, Office of Human Relations – Eloy Toppin, Registrar of Voters – Urania Petit, Working Families – Jon Green

Item for discussion: Living wage violations de report of any State authorized entities which are willfully or unintentionally violate or facilitate the violation.

On August 21, 2006 the City of Hartford and Logisticare entered into a contract for the transportation of special education students within Hartford. On July 9, 2007, the parties entered into an addendum to that contract to provide for transportation services for out-of-district students attending Hartford host magnet schools.

On December 14, 2009, CREC and Logisticare entered into a letter of agreement whereby CREC agreed to take over the portion of the contract between Logisticare and the City of Hartford for transportation of out-of-district magnet students until such time as a new contract was negotiated between CREC and Logisticare. Effective December 23, 2009, the City of Hartford and Logisticare entered into an amendment to its existing contract whereby Addendum No. 1 to the contract (which addressed the transportation of out-of-district magnet students) was cancelled. Effective January 4, 2010, CREC and Logisticare entered into a separate contract for transportation of the out-of-district students to Hartford host magnet schools.

The City of Hartford continues to have a contract with Logisticare for the transportation of special education students. It no longer has a contract with Logisticare for the transportation of out-of-district magnet school students to Hartford host magnet schools.

The committee voted 2 to 0 in favor of postponing action until Mr. Ramos and Mr. Eloy Toppin report back to committee chair with clarification of information requested, 0 opposed, 0 abstains, 1 absent from voting.

Respectfully Submitted, rJo Winch, Chairperson

Action postponed until November 8, 2010

Ordinance amending Chapter 2, Article V, Division 9, Sections 2-279, and Section 2-282 of Code de Commission on Disability Issues.

Proposed Ordinance amending Chapter 2, Article V, Division 9, Sections 2-279, and Section 2-282 of Code de Commission on Disability Issues, introduced August 23, 2010, and on which a hearing was held September 20, 2010, and action postponed on September 27, 2010, action postponed on that date until October 12, 2010, action postponed on that date until October 25, 2010 action postponed on that date until November 8, 2010, action postponed on that date until November 22, 2010, was again considered.

Reading waived

Action postponed until December 13, 2010.

***Resolution de Permission to serve alcohol at an event for the Latino Empowerment Fund at the Hartford Public Library.**

Resolution – Councilperson Cotto:

The resolution introduced November 8, 2010 was passed on the following roll-call vote:

Yeas: Councilpersons, Airey-Wilson, Aponte, Boucher, Cotto, Deutsch, Kennedy, Ritter, Torres and Winch. 9

PROPOSED ORDINANCES

Ordinance authorizing the Corporation Counsel, without the approval of the Mayor, to enter into monetary settlements in amounts not to exceed Twenty-Five Thousand (\$25,000.00) Dollars and between Twenty-Five Thousand (\$25,000.00) and Fifty Thousand (\$50,000.00) with the approval of the Mayor.

Proposed ordinance was introduced by Mayor Segarra, with accompanying communication, as follows:

Honorable rJo Winch, Council President, and Members of the Court of Common Council, Hartford
Conn. November 22, 2010

Dear Council President Winch:

Attached for your consideration is an ordinance which authorizes the Corporation Counsel to settle claims or actions brought against the City of Hartford as follows. The Corporation Counsel would be authorized to enter into monetary settlements of up to \$25,000 without approval of the Mayor or Council. For settlements in amounts greater than \$25,000 and up to \$50,000, the Corporation Counsel would be authorized to enter into such agreements with the approval of the Mayor. A report on the nature and amount of all settlements would be provided to the Court of Common Council every six months.

Having the authority to settle claims in this way would enable the Corporation Counsel to reach agreements more quickly and, often, at lower settlement amounts, with those bringing the actions, thus saving the City time and money. For these reasons, I urge your approval of the ordinance.

Respectfully submitted, Pedro E. Segarra, Mayor

ORDINANCE AUTHORIZING THE CORPORATION COUNSEL, WITHOUT THE APPROVAL OF THE MAYOR, TO ENTER INTO MONETARY SETTLEMENTS IN AMOUNTS NOT TO EXCEED TWENTY-FIVE THOUSAND (\$25,000.00) DOLLARS AND BETWEEN TWENTY-FIVE THOUSAND (\$25,000.00) AND FIFTY THOUSAND (\$50,000.00) WITH THE APPROVAL OF THE MAYOR

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

That Chapter VIII, Section 3 of the Municipal Code be amended as follows:

That pursuant to Chapter VIII, Section 3 of the Charter of the City of Hartford, the Corporation Counsel, is hereby authorized and may enter into monetary settlements in amounts up to Twenty-Five Thousand (\$25,000.00) Dollars per claim or action brought against the City of Hartford, without further Council approval.

The Corporation Counsel, with the approval of the Mayor, is further hereby authorized and may enter into monetary settlements in amounts in excess of Twenty-Five Thousand (\$25,000) Dollars and up to Fifty Thousand (\$50,000) Dollars per claim or action brought against the City of Hartford without further Council approval.

The Corporation Counsel shall submit a report to the Council every six (6) months indicating the nature of the claims or actions settled and the settlement amounts for the same.

This ordinance shall take effect upon adoption.

Reading waived

Referred to the Operations, Management and Budget Committee

Ordinance amending Chapter 32, Article I, Section 32-18 (j) of Code de Tax Relief for the Elderly.

Proposed ordinance was introduced by Mayor Segarra, with accompanying communication, as follows:

Honorable rJo Winch, Council President, and Members of the Court of Common Council, Hartford
Conn. November 22, 2010

Dear Council President Winch:

Attached for your consideration is an ordinance amending Section 32-18(j) of the Municipal Code. This amendment will extend the Elderly Tax Relief Program to elderly Hartford homeowners for taxes due on the Grand List of October 1, 2010.

The Court of Common Council first established the Elderly Tax Relief Program, authorized under Section 12-129n of the Connecticut General Statutes, effective for the October 1, 1982 Grand List of taxable property. The primary purpose of this program was to partially mitigate the increase in taxes which occurred as a result of the increases in assessments due to the 1978 revaluation. The program has been continued annually in order to mitigate the effect of subsequent revaluations and tax increases on Hartford's elderly taxpayers.

In order to qualify for this tax relief, residents must have been 65 years of age or older by December 31, 2009. They must also be an owner/occupant of a 1, 2 or 3 family residence and must qualify under the income limitations noted below.

Statistics about this program since 2007 are as follows:

	<u>2007</u>	<u>2008</u>	<u>2009</u>
No. of Applicants	667	685	750
No. of Qualified Applicants	624	648	716
Total Tax Benefits Provided	\$286,495	\$300,914	\$334,422
Average Benefits	\$459.13	\$464.37	\$467.07

The income limits for the program, established by the State of Connecticut for 2009, remain the same for 2010 at \$41,600 for a married couple and \$35,400 for a married individual. We recommend that the maximum allowable benefit for the program also remain the same at \$500. I recommend your approval of the attached ordinance.

Respectfully submitted, Pedro E. Segarra, Mayor

AN ORDINANCE AMENDING CHAPTER 32, ARTICLE I, SECTION 32-18 (j) OF THE MUNICIPAL CODE de
TAX RELIEF FOR THE ELDERLY.

COURT OF COMMON COUNCIL,
CITY OF HARTFORD
November 22, 2010

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

That Section 32-18 of the Municipal Code be amended as follows:

Sec. 32-18. Tax relief for the elderly.

Section (j)

This section shall apply for taxes due on the list of October 1, [2009] 2010, only.

This ordinance shall take effect upon adoption.

Reading waived

Referred to the Operations, Management and Budget Committee

Ordinance amending Chapter 14, Article I, of Code de Food and Food Establishments.

Honorable rJo Winch, Council President, and Members of the Court of Common Council, Hartford
Conn. November 22, 2010

Dear Council President Winch:

Attached for your consideration is an ordinance concerning the licensing of food and food establishments. The ordinance will create an amnesty program for certain late fees and will also clarify definitions and other wording in order to enhance the enforcement of this portion of the Municipal Code.

The proposed amnesty program will include a waiver of 50% of late fees due from food establishments whose food service licenses were renewed after January 1, 2008, despite their failure to pay outstanding late fees. The amnesty program will require that all amounts due under the waiver shall be paid by January 14, 2011 and that the program will cease to exist after that date.

A resolution proposing the establishments of such an amnesty program was submitted to Council by the Mayor on April 26, 2010. It was initially referred to the Council's Health and Human Services Committee, was discharged by the Committee, and subsequently referred to the Operations, Management & Budget Committee. The Corporation Counsel has advised that an ordinance, rather than a resolution, must be passed by the Council in order to establish the amnesty program.

Therefore, I respectfully request that the resolution be discharged from committee and withdrawn from consideration by Council and that the attached ordinance be considered in its place.

Respectfully submitted, Pedro E. Segarra, Mayor

AN ORDINANCE AMENDING CHAPTER 14 ARTICLE 1 OF THE MUNICIPAL CODE OF THE CITY OF HARTFORD WITH THE PURPOSE OF CREATING AN AMNESTY PROGRAM FOR CERTAIN OUTSTANDING LATE FEES AND FOR MAKING CERTAIN OTHER AMENDMENTS CONCERNING THE LICENSING OF FOOD AND FOOD ESTABLISHMENTS.

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

That Chapter 14 Article 1 be amended as follows:

ARTICLE I. IN GENERAL*

***Editor's note:** Ord. No. 05-09, adopted Feb. 9, 2009, amended Art. I, §§ 14-1--14-19 in its entirety to read as herein set out. Former Art. I, §§ 14-1--14-19, pertained to in general. See the Code Comparative Table for complete derivation.

Sec. 14-1. Purpose.

This article is in aid of enforcement of Section 19-13-B42, Section 19-13-B48, and Section 19-13-B49, inclusive of the Public Health Code of the State of Connecticut and of any amendments thereof hereafter adopted, all of which deal with sanitation of restaurants, food operations and other places and other places preparing and serving food and beverages. (Ord. No. 05-09, 2-9-09)

Sec. 14-1.5. Authority.

This section is enacted pursuant to the provisions of G.S. § 7-194.
The director of health shall be charged with the enforcement of the provisions of this article. (Ord. No. 05-09, 2-9-09)

Sec. 14-2. Definitions.

As used in this article, the following terms shall have the meaning indicated:

Food establishment means an establishment, sometimes referred to as a food operation, engaged in the retail sale or service or distribution of food, including itinerant vendors who transport food for the purpose of retail sale within the city, temporary food service operations and caterers whose fixed base of operation are located within the city's boundaries.

Foods or beverages means any substance, composed of carbohydrates, water, fats and/or proteins, that is either eaten or drunk by any animal, including humans. [potentially hazardous foods and drinks which consist in whole or in part of milk, milk products, eggs, meat, poultry, fish, shellfish or other ingredients capable of supporting rapid and progressive growth of infectious or toxigenic microorganisms.]

Not-for-profit organization is a nonprofit tax exempt organization.

Public event means one to which the general public is invited by advertisement or advertisements circulated or directed to the public at large and where food is served or made available.

(Ord. No. 05-09, 2-9-09; Ord. No. 12-09, 3-23-09)

Sec. 14-3. License--Required.

(a) No person shall operate a food establishment who does not have a valid license issued by the director of health. Only a person who complies with the requirements of this section and the Public Health Code of the State of Connecticut shall be entitled to receive or retain such license. Licenses are not transferable and shall be renewed annually. A valid license shall be posted in a conspicuous public location, visible to the patrons of the establishment.

(b) The provisions of this section shall apply to every food establishment engaged in the city in the business of manufacturing for sale or dispensing of food and/or beverages intended for human consumption, and every person operating a hotel, restaurant, store or vehicle for selling or dispensing food and/or beverages to the public.

(c) The provisions of this section shall not apply to fixed and mobile nonresident food establishments and caterers delivering food and/or beverages to private homes in the City of Hartford, provided that they have a valid food service license issued by the director of health in the town in which the business is based. The license shall be prominently displayed or produced by the aforementioned fixed and mobile nonresident food establishments and caterers upon request.

(Ord. No. 05-09, 2-9-09)

Sec. 14-4. Application.

(a) Licensing procedure, contents, and exemptions. Every person proposing to operate a food establishment shall make written application on forms provided by the director of health. Such application shall include the name and the business and residence address of the applicant, the nature and location by street and number of the business to be carried on and such other information as the director of health may deem necessary for the enforcement of sanitary regulations in connection with the operation of such business.

(b) The director of health shall issue a license to the applicant when the food establishment is found to be in compliance with the requirements of this chapter, the Public Health Code of the State of Connecticut, and all other applicable

regulations and policies within the City of Hartford, and said applicant shall not be found to be delinquent with respect to any taxes owed to the City of Hartford.

(Ord. No. 05-09, 2-9-09)

Sec. 14-5. Plans prerequisite.

(a) [Every person who] Plans shall be required when:

(1) Any person [P]proposes to remodel or alter an existing building or portion thereof which is being used or is proposed to be used as a food establishment;

(2) Any person [P]proposes to construct a new building which is to be used in whole or in part as a food establishment;

(3) Any person [P]proposes a menu change resulting in a reclassification of the existing food establishment to a Class III or Class IV as described in section 14-7;

(4) Any person [T]takes over ownership of an existing food establishment; [or]

(5) Any person [S]seeks to reopen an existing food establishment that has been closed for more than thirty-one (31) days[.];

(6) Any person [P]proposes to be an itinerant vendor as defined in section 27-26 of this Code;

(7) Deemed necessary by the Director or his authorized agent.

(b) [shall, p] Prior to the start of such opening, re-opening, remodeling or construction, submit plans therefore in duplicate to the director of health for approval. Such plans shall be drawn to a scale of no less than one-fourth (1/4) inch equals one (1) foot. The plans and specifications shall indicate the proposed floor plan or layout, construction materials of work areas and the type and model of proposed equipment. The director of health or his/her authorized agent shall determine compliance with the approved plans, specifications and requirements of the Public Health Code of the State of Connecticut and this chapter. These plans are in addition to those required by the state building code and do not constitute an application for a building permit. Whenever section 14-4 requires as part of the application, plans and specifications, the director of health or his/her agent shall inspect the food establishment prior to its commencing operations. The director of health or his/her authorized agent shall determine compliance with the Public Health Code of the State of Connecticut and the city's ordinance and regulations.

[b] (c) The director of health or his/her agent shall have a minimum of thirty (30) days to complete the plan review process once all necessary documentation is provided by the owner of the food establishment.

[c] (d) No application for a license to operate a food establishment will be accepted when construction or remodeling is involved until such plans have been submitted and approved.

(e) The provisions of this section shall apply for all foodservice license classifications regulated in this Chapter by the Department of Health and Human Services.

(Ord. No. 05-09, 2-9-09; Ord. No. 12-09, 3-23-09)

Sec. 14-6. Temporary food establishment licensing: submittal, procedures, and approvals.

(a) Temporary food establishment means a food establishment that operates at a fixed location for a temporary period of time, not to exceed two (2) weeks, in connection with a carnival, circus, public exhibition, festival, celebration, or similar transitory gathering.

(b) Any person required to be licensed for temporary food service under this article shall make application to the department health and human services, environmental health division. The event coordinator or the event operator is the individual required to complete the application. All applicants shall make the required application at least thirty (30) days prior to the opening event.

(c) Prior to issuing a license, the director of health or his/her authorized agent shall inspect the proposed temporary food establishment to determine compliance with the provisions of this section and the Public Health Code of the State of Connecticut.

(d) The director of health shall issue a license to the applicant if the inspection reveals that the proposed temporary food establishment complies with the requirements of this section and the Public Health Code of the State of Connecticut.

(e) Temporary licenses shall not exceed a period of five (5) days.

(f) Applicants shall be subject to the fee schedule as outlined in Section 14-7 of this chapter and shall not be granted any waiver.

(Ord. No. 05-09, 2-9-09; Ord. No. 12-09, 3-23-09)

Sec. 14-6.1. Catering food establishment licensing; submittal, procedures, and approvals.

Caterer means a person, firm, or corporation who operates or maintains a licensed catering food service within the City of Hartford. A catering food service will mean the sale or distribution of food and drink prepared in bulk at one (1)

geographic location for service of individual portions at another location, or the preparation and service of food on public or private premises that are not under the ownership or control of the operator of the service and which operate outside the scope of temporary food service events/special events as defined in Sec. 14-6. A valid license will mean a license issued by the pertinent health regulatory agency having jurisdiction. The food establishment must be operated in conformance with Section 19-13-B49 of the Connecticut Public Health Code.

Reciprocal registration/licensure means any caterer wishing to cater or serve food within the City of Hartford must either (1) be licensed with the City of Hartford; or, if not based within the City of Hartford, (2) hold a valid caterer's registration or license from another local or district health department in the State of Connecticut or from another state within the United States. A copy of this registration or license must be submitted with a temporary food service application as defined in section 14-6 of the Hartford Municipal Code and the appropriate fee before the caterer may operate within the City of Hartford.

(Ord. No. 05-09, 2-9-09; Ord. No. 12-09, 3-23-09)

Sec. 14-6.2. Itinerant Food Vending.

Itinerant Food Vendors must be operated in conformance with Section 19-13-B48 of the Connecticut Public Health Code. Itinerant Food Vendors must operate from a base of operations or commissary which has been approved by the Department of Health and Human Services during the licensing process.

Sec. 14-7. Classification; fees; revocation; nontransferability; penalties.

(a) *Classification*. For purposes of this article, the following classifications of retail food establishments shall be applied.

(1) *Class I* is a food establishment with commercially prepackaged foods and/or hot or cold beverages only. No preparation, cooking or hot holding of potentially hazardous foods is included except that commercially packaged pre-cooked foods may be heated and served in the original package within four (4) hours.

(2) *Class II* is a food service establishment using cold or ready-to-eat commercially processed food requiring no further heat treatment and/or hot or cold beverages. No cooking, heating or hot holding of potentially hazardous foods is included, except that commercially packaged precooked foods may be heated and served in the original package within four (4) hours, and commercially precooked hot dogs, kielbasa and soup may be heated if transferred directly out of the original package and served within four (4) hours. [is a food establishment using cold or ready-to-eat commercially processed food requiring no further heat treatment and/or hot or cold beverages. No cooking, heating or hot holding of potentially hazardous foods is included, except that commercially packaged precooked foods may be heated and served in the original package within four (4) hours.]

(3) *Class III* is a food establishment having on the premises exposed potentially hazardous foods that are prepared by hot processes and consumed by the public within four (4) hours of preparation.

(4) *Class IV* is a food establishment having on the premises exposed potentially hazardous foods that are prepared by hot processes and held for more than four (4) hours prior to consumption by the public.

(5) *Caterer* is a food service establishment which meets one of the above listed classifications and provides food services as defined in section 14-6-1.

(b) *Fees*. The following annual fees shall be collected by the department of health for each license or renewal issued for a food establishment:

(1) Class I . . . \$125.00

Class II . . . 200.00

Class III . . . 300.00

Class IV . . . 400.00

Caterer . . . 200.00

[This fee is in addition to the fee for a Class I, II, III or IV food service license.]

Not-for-profit organization license processing fee . . . 50.00

Itinerant vendor/mobile vendor . . . 500.00

The above fees may be prorated on a quarterly basis. Notwithstanding the above fees, not for profit organizations shall not be subject to any fee for licenses issued hereunder except for other fees and a license processing fee of fifty dollars (\$50.00) as set forth herein.

Plan review:

Class I and II . . . \$100.00

Class III and IV . . . 200.00

Lost or replacement of the original food service license fee . . . 25.00

Return check fee . . . 50.00

(2) *Other fees:*

Late fees for lapsed licenses, permits for Class I, II, III, IV, one hundred dollars (\$100.00) initially and two hundred dollars (\$200.00) each month or portion of a month in arrears thereafter.

Re-inspection fee; as provided for in this article . . . \$100.00.

(c) *Temporary food service event.* All applications shall be subject to the following fee schedule:

Applications received fifteen (15) or more days prior to the day of event:

Processing fee for all temporary food service events except those sponsored by not-for-profit organizations . . . \$75.00

Processing fee for not-for-profit organizations . . . 25.00

Applications received between five (5) through fifteen (15) days prior to the day of event:

All applicants including not-for-profit organizations . . . 125.00

Applications received less than five (5) days prior to the day of event:

All applicants including not-for-profit organizations . . . 150.00

(d) A seasonal food license may issue to a food establishment that operates less than six (6) months per year, operates outside the scope of temporary food service events/special events as defined herein and meets all state and local public health code requirements. Facilities that qualify for a seasonal license are at the discretion of the department of health and human services and shall generally be limited to little league/school snack bars and other similar facilities. Individuals or entities seeking a seasonal food license shall be required to submit an application, subject to plan review and provide other supporting documentation. A fee of two hundred dollars (\$200.00) is required per applicant per year except that a fee of fifty dollars (\$50.00) per year will be charged to not-for-profit organizations.

e) *Farmers market license.*

(1) Definitions:

Farmers market means, pursuant to Section 22-6r(1) of the Connecticut General Statutes, a cooperative or nonprofit enterprise or association that consistently occupies a given site throughout the season, which operates principally as a common marketplace for a group of farmers, at least two of whom are selling Connecticut-grown fresh produce, to sell Connecticut-grown farm products in conformance with the applicable regulations of Connecticut state agencies and where the farm products sold are produced by the participating farmers with the sole intent and purpose of generating a portion of household income. *Season* means a one (1) year period commencing from the date of issuance of a food vending license for a farmers market. (2) Farmers market food vendor licenses shall be issued only to vendors who comply with the regulations set forth in the appropriate sections of Connecticut Public Health Code and are subject to the discretion of the Director of Public Health.

(3) A fee of fifty dollars (\$50.00) is required for non-farmer food vendors for each season and a fee of twenty-five dollars (\$25.00) is required for non-profit food vendors. Said licenses shall only be issued to vendors operating in compliance with the appropriate sections of Connecticut Public Health Code and are subject to the discretion of the Director of Public Health.

(4) To ensure public safety, farmers providing cold samples shall obtain a license, but said license shall be free of charge provided that such license is obtained concurrently with the initial farmer's license. Should a cold sample license be applied for following the initial license a fee of twenty-five dollars (\$25.00) shall be required.

(5) The aforementioned license shall be valid for one season and only be valid at certified Farmers markets, but at any certified Farmers market throughout the City of Hartford. Any food vendor wishing to operate in other locations shall procure the appropriate license for their desired activity.

(Ord. No. 05-09, 2-9-09; Ord. No. 12-09, 3-23-09)

f) *Amnesty Program for Certain Late Fees.*

An amnesty program which shall include a waiver of fifty percent (50%) of late fees due for food service establishments who received reinstated food service licenses after January 1, 2008 despite their failure to pay outstanding late fees prior to reinstatement is hereby created.

The amnesty program will require that all amounts due following any waiver shall be paid on or before January 14, 2011 and that the program shall cease to exist on that date.

Any late fees remaining due and outstanding on January 15, 2011 shall not be subject to the waiver described herein and shall be due in full.

Sec. 14-8. Nontransferability.

Licenses and renewals issued under this section are not transferable by address, owner or change of classification. Any change of address, owner or classification shall require a new license. Any attempted license transfer shall be deemed void and shall immediately invalidate the license.

(Ord. No. 05-09, 2-9-09)

Sec. 14-9. Penalties.

Any person who violates any of the provisions of this section and/or the Public Health Code of the State of Connecticut shall be guilty of an infraction and upon conviction thereof, shall be punished by a fine of not more than one hundred dollars (\$100.00). Each day of the violation thereof shall be deemed a separate offense. If criminal prosecution is the result of noncompliance of any of the provisions of this section, the defendant shall be subject to the City of Hartford costs, together with reasonable attorney's fees. Any person who operates a food and/or beverage establishment:

- (1) Without a valid food license, and/or
- (2) While his establishment is tax delinquent, and/or
- (3) While failing to remedy a previously cited violation by the time specified, shall be subject to a fine of not more than one hundred dollars (\$100.00) or imprisoned not more than thirty (30) days or both. Each day the violation continues shall constitute a separate offense.

(Ord. No. 05-09, 2-9-09)

Sec. 14-10. License expiration.

All licenses shall expire annually on June 30 and be renewed for another year upon application and payment of the annual fee. Licenses received after June 30 shall be subject to late fees as described in subsection 14-7(b) (2).

(Ord. No. 05-09, 2-9-09)

Sec. 14-11. Suspension or revocation.

(a) The director of health may suspend any license to operate a food establishment if the license holder does not comply with the requirements of this chapter, chapter(s) 21, 24, 27 as described herein or the Public Health Code of the State of Connecticut. If the director of health or his/her authorized agent finds unsanitary conditions in the operation of a food establishment which in his/her judgment constitute a substantial hazard to public health, he/she shall immediately notify the license holder or operator in writing, citing such conditions and specifying the corrective action to be taken and the time period within which such action shall be taken. If deemed necessary, he/she will order immediate correction. If the corrections are not made in the stated time, the license shall be suspended. Suspension is effective upon service of a notice as stated in this article. When a license is suspended, food service activities shall immediately cease.

(b) Whenever a license is suspended, the license holder or person in charge may, within forty-eight (48) hours, file a written appeal with the director of health. If no appeal is filed within forty-eight (48) hours, the suspension becomes final and the license is subject to revocation. If an appeal is filed, the director of health or his/her appointed designee shall schedule a hearing within a reasonable time, rendering a decision within ten (10) days. The director of health may, revoke a food service license for serious or repeated violations of any of the requirements of this section or the Public Health Code of the State of Connecticut or for interference with the director of health or his authorized agent in the performance of their duties. Prior to revocation, the director of health shall notify the license holder or person in charge, in writing, of the reason for which the license is subject to revocation and that the license shall be revoked at the end of fourteen (14) days following service of such notice unless an appeal is filed within forty-eight (48) hours, if no appeal is filed within forty-eight (48) hours, the revocation of the license becomes final. If any appeal is filed, the director of health shall thereupon immediately examine the merits of such revocation and may vacate or affirm such revocation.

(c) The director of health may, at any time, suspend any license issued under this chapter whenever the licensee or an officer or partner thereof commits any of the following:

i. falsification of information provided in an application for a license.

ii. interference with the department in the performance of its duties.

iii. serious or repeat violations which remain non-compliant beyond time frames for correction approved, directed, or ordered by the director of health.

iv. a crime leading to conviction in any court of competent jurisdiction of violating any criminal statute of the United States or the state of Connecticut or of any ordinance of the city of Hartford upon the business premises stated in the license or in connection with the business stated in the license or, where the place of business does not conform to the ordinances of the city of Hartford, provided, the holder shall have the ability to appeal such revocation or suspension in the same manner of an appeal of an order of the director of health.

(Ord. No. 05-09, 2-9-09)

Sec. 14-12. Reapplication for license.

(a) *Suspension.* Whenever a license has been suspended, the holder of the suspended license may make written request for reinstatement of the suspended license with the reinspection fee. Within ten (10) days following receipt of such written request, including a statement signed by the applicant that in his opinion the conditions causing the suspension have been corrected, the director of health or his/her authorized agent shall make a reinspection. If the applicant is found to be complying with the requirements of this section and the Public Health Code of the State of Connecticut, the license shall be reinstated.

(b) *Revocation.* Following a revocation, a written application must be made a new license for the food establishment. Upon payment of the annual fee and following a successful reinspection, the license shall be reinstated.

(Ord. No. 05-09, 2-9-09)

Sec. 14-13. Service of notice.

A notice of service as provided for in this article is deemed to be properly served when it is delivered to the license holder or person in charge of the food establishment or when it is sent by registered or certified mail, return receipt requested, to the address of the food establishment shown on the last completed application of the license holder. A copy of any notice shall be filed in the records of the director of health.

(Ord. No. 05-09, 2-9-09)

Sec. 14-14. Examination and condemnation of food.

Food establishments may be inspected and food samples therefrom may be analyzed by the director of health or his/her authorized agent as often as deemed necessary for enforcement of this section or the Public Health Code of the State of Connecticut. The director of health or his/her authorized agent shall notify the owner or person in charge of the food establishment specifying the reasons to place a hold order on any food or beverage believed to be unfit for human consumption. The director of health or his/her authorized agent shall tag, label or otherwise identify any food subject to the hold order. No food subject to a hold order shall be used, served or removed from the establishment. The director of health shall permit storage of the food under conditions specified in the hold order, unless storage is not possible without risk to the public health. In such a case, an order for destruction will be issued by the director of health or his/her agent which shall be accomplished by the food establishment. The hold order shall state that a request for hearing may be filed with the director of health within forty-eight (48) hours, if in the event no hearing is requested, the food shall be destroyed. The director of health or his/her designee shall hold a hearing, if requested and on the basis of evidence produced at the hearing, the hold order may be vacated or the owner or person in charge of the food may be directed, by order, to denature or destroy such food or bring it into compliance with the provisions of this section or the Public Health Code of the State of Connecticut. The requested hearing must take place within twenty four (24) hours from the issuance of the hold order.

(Ord. No. 05-09, 2-9-09)

Sec. 14-15. Standards for vehicles.

The director of health shall establish rules, regulations and standards for the use of any vehicle or the sale of food or drink intended for human consumption.

(Ord. No. 05-09, 2-9-09)

Cross references: Motor vehicles and traffic, Ch. 22; vehicles for hire, Ch. 33.

Sec. 14-16. Protection from contamination.

No person who, either as principal or agent, has charge of or is interested or engaged in the care or custody of any foodstuffs or article mentioned in section 14-3 shall keep, sell, offer for sale, display or transport such foodstuffs or articles unless the same are protected from dust, dirt, flies, soiled papers, newspapers and any other sort of contamination; provided, however, that fresh fruits and vegetables may be exposed without covering during sale.

(Ord. No. 05-09, 2-9-09)

Sec. 14-17. Unwholesome food prohibited.

No person shall sell or offer for sale or have in his possession with intent to sell for human food in the city, any unwholesome, decayed or stale fruit, vegetables or provisions of any kind whatsoever, or any tainted, diseased or unwholesome meat, fowl or fish or any milk or other liquid used as food or drink by human beings that shall be so contaminated as to be injurious to the public health.

(Ord. No. 05-09, 2-9-09)

State law references: Adulterated food, G.S. § 29-221.

Sec. 14-18. Sales or displays on sidewalks.

Any food offered for sale, exhibited or in front of the place of business where such food is sold, offered for sale or exhibited, shall be transported, displayed, stored, and served in a manner in keeping with the requirements of Section 19-13-B42 of the Public Health Code for the State of Connecticut and all the requirements set forth within chapter 14 of this Code. Any violation of this section shall be deemed a nuisance.

(Ord. No. 05-09, 2-9-09)

Sec. 14-19. Dressing, cleaning fish in public places.

No fish shall be dressed and cleaned in any public place in the city. Any violation of this section shall be deemed a nuisance.

(Ord. No. 05-09, 2-9-09)

Sec. 14-20 Enforcement. In addition to other available remedies, enforcement of the provisions of this section may be carried out in accordance with Municipal Code section 14-33.

Secs. 14-21--14-30. Reserved.

Reading waived

Hearing Date November 20, 2010

Referred to the Operations, Management and Budget Committee

RESOLUTIONS

Hans Jung, CFA de Appointment to the Internal Audit Commission.

Resolution - Councilman Kennedy,

Resolved, That the Court of Common Council appoints Hans Jung, CFA to the Internal Audit Commission.

Action postponed until December 13, 2010

Community development liaison and coordinator for various neighborhood groups de Allocation of funds from the neighborhood development bond authorization for the purposes of designating a.

Resolution - Council President Winch

Whereas, The City of Hartford established a neighborhood development bond authorization of \$2-million three years ago, to focus on community development in several development areas in the City to stimulate further community revitalization, increasing neighborhood quality of life, and further grow the city's grand list; and

Whereas, Several neighborhood revitalization efforts have developed significant plans that require community development liaison and coordination assistance to further implement their neighborhood plans strategies; and

Whereas, The Upper Albany Neighborhood and Blue Hills communities are some of the priority development areas, as designated by the City, community leaders and stakeholders have developed significant plans that would benefit from a community development liaison and coordinator; and

Whereas, A similar concept and process is being considered for the Webster Street development area through the planning of three local neighborhood revitalization zones, where a \$30,000 funding option is being considered from the neighborhood development bond for a community development liaison and coordinator; now, therefore it

Resolved, That the Northeast Neighborhood Revitalization Committee, Upper Albany Neighborhood Collaborative and Blue Hills Civic Association be allocated \$30,000 each from the neighborhood development bond authorization, for purposes of designating a community development liaison and coordinator; and be it further

Resolved, That the Court of Common Council request through the Mayor, that the City of Hartford Development Services Department work with Northeast Neighborhood Revitalization Committee, Upper Albany Neighborhood Collaborative, Blue Hills Civic Association and the Webster Street Development Project Collaboration (of neighborhood revitalization efforts) to develop a process by which \$120,000 be allocated to these efforts (\$30,000 to each of NE Development Plan, Upper Albany Neighborhood Collaborative, Blue Hills Civic Association and Webster St Development Plan); and be it further

Resolved, That these efforts be coordinated with the One City, One City Plan, to assure that appropriate coordination is occurring between these neighborhood plans and the city's community development plans; and be it further

Resolved, That the community development liaison and coordinator staff position(s) be considered to be chosen through a process of the local neighborhood revitalization committee(s) working with appropriate city staff from the Development Services and Planning Department/Division(s); including a selection process for the coordinator and full development of job responsibilities and accountabilities.

Referred to the Operations, Management and Budget Committee

Community development liaison and coordinator for various neighborhood groups de Allocation of funds from the neighborhood development bond authorization for the purposes of designating a.

Resolution – Council President Winch and Councilman Boucher

Whereas, The City of Hartford established a neighborhood development bond authorization of \$2-million three years ago, to focus on community development in several development areas in the City to stimulate further community revitalization, increasing neighborhood quality of life, and further grow the city's grand list; and

Whereas, Several neighborhood revitalization efforts have developed significant plans that require community development liaison and coordination assistance to further implement their neighborhood plans strategies; and

Whereas, The Northeast Neighborhood, as designated by the City, community leaders and stakeholders have developed significant plans over the past 2-3 years, focused on the Barbour Street area development project, that would benefit from a community development liaison and coordinator; and

Whereas, A similar concept and process is being considered for the Webster Street development area through the planning of three local neighborhood revitalization zones, where a \$30,000 funding option is being considered from the neighborhood development bond for a community development liaison and coordinator; and

Whereas, Other community development efforts in Upper Albany, Blue Hills and other communities (i.e.: Frog Hollow, Asylum Hill, West End, CSSCON, Clay Arsenal, Southend, MARGE, Southwest/Behind the Rocks, Parkville, South Green, MARGE, SODO, South/North Meadows) that might have priority development areas, as designated by the City, community leaders and stakeholders - where they have developed significant plans that would benefit from a community development liaison and coordinator; and therefore be it

Resolved, That the Northeast Neighborhood Revitalization Committee be allocated up to \$30,000 from the neighborhood development bond authorization, given the long term Barbour Street development project, and community collaboration and commitment, for purposes of designating a community development liaison and coordinator for community development purposes; and be it further

Resolved, That the Court of Common Council request through the Mayor, that the City of Hartford Development Services Department work with Northeast Neighborhood Revitalization Committee, Webster Street Development Project Collaboration, Upper Albany Collaborative, Blue Hills Civic Association and other neighborhood revitalization efforts

(ie.: Frog Hollow, Asylum Hill, West End, CSSCON, Clay Arsenal, Southend, MARGE, Southwest/Behind the Rocks, Parkville, South Green, MARGE, SODO, South/North Meadows and other eligible groups) to develop a process by which funds (up to \$30,000 per development area) would be allocated to these efforts; and be it further

Resolved, That these efforts be coordinated with the One City, One Plan, to assure that appropriate coordination is occurring between these neighborhood plans and the city's community development plans, and be it further

Resolved, That the community development liaison and coordinator staff position(s) be considered to be chosen through a process of the local neighborhood revitalization committee(s) working with appropriate city staff from the Development Services and Planning Department/Division(s); including a selection process for the coordinator and full development of job responsibilities and accountabilities.

Referred to the Operations, Management and Budget Committee

***Homeowners facing foreclosure de Request for assistance from Senators and Congresspersons in addressing.**

Resolution - Council President Winch

Whereas, In this tough economic time property taxes have increased which causes property foreclosures; and

Whereas, It is extremely difficult to obtain mortgage refinancing at this present time due to the increase of high mortgages; and

Whereas, The only way to avoid property foreclosure is to mitigate this through mortgage refinancing; and

Whereas, Financial Institutions won't take this into consideration; and

Resolved, That the Court of Common Council asks Senators and Congresspersons to assist in addressing Homeowners facing foreclosure issues at a National level with Financial Institutions.

The resolution was passed on the following roll-call vote:

Yeas: Councilpersons, Airey-Wilson, Aponte, Boucher, Cotto, Deutsch, Kennedy, Ritter, Torres and Winch. 9

***Court of Common Council Meeting de Cancellation of December 27, 2010.**

Resolution - Council President Winch

Whereas, It is the intent of the Court of Common Council not to hold the regularly scheduled Court of Common Council meeting on December 27, 2010 due to the Holiday season, now, therefore be it

Resolved, That any items submitted at the December 13, 2010 Council meeting, including previously scheduled items which would appear for action on December 27, 2010, be automatically submitted to the regularly scheduled Council meeting of January 10, 2011.

The resolution was passed on the following roll-call vote:

Yeas: Councilpersons, Airey-Wilson, Aponte, Boucher, Cotto, Deutsch, Kennedy, Ritter, Torres and Winch. 9

Connecticut Center for Nonviolence de Allocation of funds from the City Contributions and Special Events Account to.

Resolution – Minority Leader Cotto

Resolved, That the Court of Common Council allocates five hundred dollars (\$500.00) to the Connecticut Center for

Nonviolence (fiscal sponsor: Connecticut Urban Law School Initiative at the University of Connecticut School of Law) from the “City Contributions and Special Events” account; and, be it further

Resolved, That the Court of Common Council allocates one thousand dollars (\$1,000.00) to the Mutual Housing Association of Greater Hartford, Inc. from the “City Contributions and Special Events” account; and, be it further

Resolved, That the Court of Common Council allocates one thousand dollars (\$1,000.00) to the John E. Rogers African American Cultural Center from the “City Contributions and Special Events” account; and, be it further

Resolved, That the Court of Common Council allocates one thousand dollars (\$1,000.00) to the Upper Albany Neighborhood Collaborative from the “City Contributions and Special Events” account; and, be it further

Resolved, That the aforementioned organizations shall follow the precepts and procedure of the Resolution passed by the Court of Common Council on August 10, 2009 (Item #65) when applying for these funds, notwithstanding any updated procedures created for the Fiscal Year 2010-2011 allocation cycle.

Referred to the Operations, Management and Budget Committee

Keney Park Pond House de Permission to serve beer and wine for a Young Professionals Social at.

Resolution – Minority Leader Cotto:

Whereas, The Keney Park Pond House will be hosting a Young Professionals Social on December, 2010 from 7:00pm to 9:00pm; and

Whereas, The event sponsor wishes to serve beer and wine at this event; now, therefore, be it

Resolved, That the event sponsor shall present proof of the proper insurance to the Risk Manager of the City of Hartford; and, be it further

Resolved, That the Court of Common Council grants permission for the event sponsor to serve alcohol at the December 9, 2010 event.

Referred to the Public Works, Parks and Environment Committee

Central Business District de Request to remove parking prohibitions during certain hours in the.

Resolution – Minority Leader Cotto:

Whereas, Throughout many parts of Hartford’s Central Business District (CBD) parking is prohibited from 3:30pm to 6:00pm; and

Whereas, This practice seems only to facilitate the ease of the mass exodus from the CBD when downtown workers head home to the suburbs; and

Whereas, These parking restrictions create an atmosphere that downtown is closing for business at a time of day when restaurants and other establishments are trying to draw customers in; and

Whereas, There is no verifiable data showing that this parking policy encourages people to use off-street lots or parking garages; now, therefore, be it

Resolved, That the Court of Common Council requests that the Chief Operating Officer directs the Director of Public Works to remove the 3:30pm to 6:00pm parking prohibitions in the CBD in all feasible locations.

Referred to Operations, Management & Budget Committee

***Hartford Public Library de Permission to serve alcohol for the ACLU at the lobby café area at.**

Resolution – Minority Leader Cotto:

Whereas, The Hartford Public Library wishes to serve alcohol at an event for the ACLU at the lobby café area at the Main Branch of the Hartford Public Library (500 Main Street) from 5:30 to 8:00pm on November 22, 2010; and

Whereas, The City of Hartford insures the Hartford Public Library; an additional certificate of insurance is not required as the Library is a City agency; now, therefore, be it

Resolved, That the Court of Common Council grants permission to the Hartford Public Library to serve alcohol at the aforementioned event under the condition that the proper permits, if required, are obtained from the Liquor Control division of the Connecticut Department of Consumer Protection.

The resolution was passed on the following roll-call vote:

Yeas: Councilpersons, Airey-Wilson, Aponte, Boucher, Cotto, Deutsch, Kennedy, Ritter, Torres and Winch. 9

Saturday Hoopsters de Allocation of funds from the Cultural and Civic Account to Community Services, Inc. as fiduciary for.

Resolution – Councilman Ritter:

Whereas, The City of Hartford appreciates and supports efforts to provide positive youth development programs for children who reside and are educated here; and

Whereas, Athletic programs have been cited as a best practice for achieving positive outcomes for young people; and

Whereas, Saturday Hoopsters is a basketball program for youth ages 5 to 13 who live and/or attend school in Hartford; and

Whereas, Youth who participate in the Saturday Hoopsters program play organized basketball, learn and improve their skills and make friends with other young people from around the city; therefore be it

Resolved, That the Court of Common Council hereby allocates \$2,000 from the 2010-2011 Cultural and Civic Account to Community Services, Inc. as fiduciary for Saturday Hoopsters for the provision of its program.

Referred to the Operations, Management and Budget Committee

****MAYOR SEGARRA, with accompanying resolution de Authorization the Mayor to accept the FY 2010 COPS Technology Earmark Grant from the United States Department of Justice for Community Oriented Policing Services Office for four public safety initiatives.**

Communication was received from Mayor Segarra, with accompanying resolution, as follows:

Honorable rJo Winch, Council President, and Members of the Court of Common Council, Hartford, Conn.
October 25, 2010

Dear Council President Winch:

Attached, for your consideration, is a resolution authorizing the Mayor to accept the FY 2010 COPS Technology Earmark Grant in the amount of \$1,000,000 from the United States Department of Justice, Community Oriented Policing Services Office. The term of the grant is from December 16, 2010 through December 15, 2012. There are no local match requirements to accept this grant. Grant funds will be used to purchase equipment and technology for four public safety

initiatives as described below.

1. Code Blue. Code Blue is an interactive voice communication system that provides an immediate, direct two-way voice link to the City's dispatch center. The device enables a citizen to report an active crime, fire, medical emergency or any other situation requiring a first responder. Eighteen (18) devices will be purchased and placed at twelve (12) fire houses, four (4) police substations, 50 Jennings Road, and at the perimeter of the new public safety complex. Cost: \$44,240

2. 911 Workstations. Twelve (12) Next Generation 911 Workstations will be purchased and installed in the dispatch center of the new Public Safety Complex. The new workstations will meet the requirements established by the State of Connecticut Office of Statewide Emergency Telecommunications and will support text messaging, video, digital photos and other new forms of mainstream communications. Cost: \$333,800

3. Antenna Equipment. A monopole antenna, which supports two-way mobile radio communications among police personnel, will be purchased for the new Public Safety Complex. (COPS funds may only be used for purchase; installation must be funded through other sources.) Cost: \$30,800

4. Street Safety Cameras. Forty (40) cameras will be purchased and installed on utility poles throughout the central business district. The cameras will be monitored 24 hours a day. The system will utilize a motion activated recorder to capture the video output of each camera. The video will be archived to assist in investigations and be presented as evidence during criminal trials. Signs will be posted in areas monitored by the street cameras to deter crime, increase the perception of public safety and alert the public for privacy reasons. Cost: \$591,160

I urge favorable action on the resolution. Staff and I are available to answer any questions you may have.

Respectfully submitted, Pedro E. Segarra, Mayor

Motion to reconsider action taken on October 25, 2010 passed on the following roll-call vote

Yeas: Councilpersons, Airey-Wilson, Aponte, Boucher, Cotto, Deutsch, Kennedy, Ritter, Torres and Winch. 9

The resolution was passed on the following roll-call vote:

Yeas: Councilpersons, Airey-Wilson, Aponte, Boucher, Deutsch, Kennedy, Ritter, Torres and Winch. 8

Nays: Councilperson Cotto. 1

Meeting adjourned at 7:43 pm on the following roll-call vote:

Yeas: Councilpersons, Airey-Wilson, Aponte, Boucher, Cotto, Deutsch, Kennedy, Ritter, Torres and Winch. 9