

AGENDA
MEETING OF THE COURT OF COMMON COUNCIL
December 11, 2017
Approved Minutes of the Regular Meeting of November 27, 2017

ACTION TAKEN

COMMUNICATIONS

1. MAYOR BRONIN, with accompanying resolution concerning authorization to apply and accept a grant from the department of Mental health and Addiction Services (DMHAS) under the 2018 Local Prevention Council Grant Program.
2. MAYOR BRONIN, with accompanying resolution concerning authorization to accept a grant from the Connecticut Department of Economic & Community Development (DECD) for mitigation of environmental issues on City-owned properties in the Upper Albany Neighborhood.
3. MAYOR BRONIN, with accompanying resolution concerning the approval of a Tentative Agreement for a Successor Collective Bargaining Agreement between the City of Hartford and the Hartford Police Union effective July 1, 2016 through June 30, 2022.
4. MAYOR BRONIN, with accompanying resolution concerning the appointment of David Rosado as Chief of Police for the City of Hartford effective February 5, 2018.
5. MAYOR BRONIN, with accompanying resolution concerning the approval of a Tentative Agreement for a successor Collective Bargaining with the City of Hartford Professional Employee Association, SEIU, Local 2001 CSEA ("CHPEA") effective July 1, 2016 through June 30, 2020.
6. MAYOR BRONIN, with accompanying resolution concerning the appointment of two members to the Civilian Police Review Board.
7. MAYOR BRONIN, with accompanying resolution concerning authorization to submit an application to the Secretary of the Connecticut Office of Policy & Management for designation of Hartford as a Tier III Municipality under Section 18 of the Act Establishing the Municipal Accountability Review Board and Designated Tiers.
8. MAYOR BRONIN, with accompanying resolution concerning the appointment of members to the Permanent Commission on the Status of Harford Women.
9. OPERATIONS, MANAGEMENT, BUDGET AND GOVERNMENT ACCOUNTABILITY SUBCOMMITTEE, Communication concerning a presentation by Mr. Regional D. Freeman, Chief of the Fire Department/EMD and Interim Director of Public Works to identify and review cost savings measures and/or revenue options put in place over the last two fiscal
10. OPERATIONS, MANAGEMENT, BUDGET AND GOVERNMENT ACCOUNTABILITY SUBCOMMITTEE, Communication concerning a presentation by Mr. Regional D. Freeman, Chief of the Fire Department/EMD and Interim Director of Public Works to obtain a clear understanding of the process and procedures that are involved when the Department of Public Works (DPW) awards a contract, in addition to the cost associated with contracted tree services.

FOR ACTION

11. Resolution with accompanying report expressing the desire of the Court of Common Council to work with the administration on developing a city-wide strategy to combat substandard rental housing units that plague our neighborhoods across the city and ensure we can provide a safe, clean and healthy living environment for our children and families throughout the city.
12. Substitute Ordinance creating a Registry of Owners of Residential Rental Property Amending Chapter 18, Section 150 of the Hartford Municipal Code.
13. Ordinance amending Municipal code concerning all Establishments that Sell Alcoholic Beverages.
14. Substitute ordinance amending Chapter 2A - Pensions, Section 2A-5, Section 2A-6, and Section 2A-25 of the Hartford Municipal Code.

15. Ordinance Amending Chapter 17 to add Article VI - Pregnancy Information Disclosure and Protection of the Municipal Code.
16. Resolution concerning the appointment of three members to the Commission on Lesbian, Gay, Bisexual, and Transgender Issues.
17. Resolution recommending that the Hartford Delegation of elected officials Support SB 11, HB5314, HB5539, and HB6518 insisting on measures to ensure Racial Equity in ownership and employment of new Cannabis related business and, that Development Services produce an economic impact study on the opportunities for economic development, revenue, and employment for the City of Hartford in the event that Cannabis becomes a legal industry in CT.

PROPOSED ORDINANCES

18. (MAYOR BRONIN) Ordinance amending Chapter 32 Article III Section 32-61 concerning Admissions Surcharge of the Municipal Code.

HEARING DATE - Monday, December 18, 2017

19. (COUNCIL PRESIDENT CLARKE II) Ordinance amending Chapter 2, Section 2-850 concerning Residency Requirements of the Municipal Code.

HEARING DATE - Monday, December 18, 2017

RESOLUTIONS

20. (COUNCIL PRESIDENT CLARKE II) Resolution concerning the cancellation of the Court of Common Council Meeting scheduled for December 26, 2017 pursuant to Chapter IV, Section 5 of the City Charter.
21. (COUNCIL PRESIDENT CLARKE II) Resolution authorizing the issuance and sale of not exceeding \$600,000,000 city of Hartford, Connecticut refunding bonds.
HEARING DATE - Monday, December 18, 2017
22. (COUNCIL PRESIDENT CLARKE II) Resolution urging the administration to stimulate the hiring practices of the Police Department to recruit, promote and retain Hartford residents and minorities and encouraging the extension of posting for Hartford residents and to provide a detailed report on the methods used during process.
23. (COUNCILMAN DEUTSCH) Resolution requesting that the Members of the Court of Common Council be hold accountable to the residents concerning efficiency and coordination for the facilities of the Hartford Public Library, and to investigate dispersion and destruction of this public system.
24. (ASSISTANT MAJORITY LEADER GALE) (MAJORITY LEADER CONCEPCION) (COUNCILMAN SANCHEZ) (COUNCILWOMAN THAMES) Resolution requesting pursuant to the provisions provided in the Operating Agreement to notify Riverfront Recapture that the City seeks to initiate planning to develop one or more proposals in terms of economic development for the greater Hartford region and improved quality of life for all greater Hartford residents and request that Riverfront Recapture report its progress to the City on no less than a semi-annual basis commencing July 1, 2018
25. (COUNCILWOMAN THAMES) (COUNCIL PRESIDENT CLARKE II) (MAJORITY LEADER CONCEPCION) (ASSISTANT MAJORITY LEADER GALE) (MINORITY LEADER BERMUDEZ) (COUNCILWOMAN JENNINGS) (COUNCILMAN SANCHEZ) (COUNCILWOMAN WINCH) Resolution requesting that on the administration along with the Committee on Abatement of Assessments and Taxes of the City to conduct a thorough review of the Agreement to determine whether the Company is currently in substantial compliance with the terms of the Agreement and to report back to the Court of Common Council within thirty (30) days of certification of this resolution.

Attest:

John V. Bazzano
City Clerk



Luke A. Bronin
Mayor

ITEM # 1 ON AGENDA

December 11, 2017

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

RE: Local Prevention Council Grant

Dear Council President Clarke:

Attached for your consideration is a resolution authorizing the City of Hartford to apply for and accept a grant of \$8,972.55 from the Connecticut Department of Mental Health and Addiction Services (DMHAS) under the 2018 Local Prevention Council Grant Program. The grant is managed for DMHAS by the Capital Area Substance Abuse Council (CASAC).

In order to be eligible to receive such grants, a community must establish a Local Prevention Council (LPC) to develop drug abuse prevention initiatives at the local level with the support of the chief elected official. The goals of an LPC are to increase public awareness of drug abuse prevention and stimulate the development and implementation of prevention activities primarily focused on youth. By resolution dated February 13, 2013, the Court of Common Council designated the Hartford Commission on Addiction and Public Health (CAPH) to serve as the City's LPC.

The purpose of the LPC Grant Program is to work with youth and the community to facilitate the development of culturally competent alcohol, tobacco, and other drug (ATOD) abuse prevention and joint behavioral health promotion initiatives of LPCs within communities and with the support of chief elected officials. The overall goal is to increase public awareness of the prevention of ATOD abuse.

In developing the City's LPC project, the Hartford Department of Families, Children, Youth and Recreation solicited input from the Hartford Commission on Addiction and Public Health. Funds will be used to provide training in prevention of youth substance abuse and other dangerous behaviors to adults and professionals who work with young people and their families. Assessment of community needs has been specified by DMHAS as one of their priorities for the LPC Program. A pilot survey was carried out in the current year by the Southeastern Regional Action Council (SERAC) which was recommended by CASAC and has provided excellent service. Therefore, the 2018 grant funding will be utilized to continue conducting anonymous surveys with Hartford youth regarding their experiences and feelings about tobacco, alcohol, drugs, and various activities.

Respectfully submitted,

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

Luke A. Bronin
Mayor

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

INTRODUCED BY:
Luke A. Bronin, Mayor

COURT OF COMMON COUNCIL
City of Hartford, December 11, 2017

WHEREAS, The Connecticut Department of Mental Health and Addiction Services (DMHAS), through the Capital Area Substance Abuse Council (CASAC), provides funds under the Local Prevention Council (LPC) Grant Program to municipalities in the Capital Region to increase public awareness of the prevention of alcohol, tobacco, and other drug (ATOD) abuse, and to develop initiatives to facilitate the development of culturally competent ATOD abuse prevention initiatives of LPCs with the support of chief elected officials, and

WHEREAS, As a condition of receipt of this funding, a municipality must have a Local Prevention Council (LPC), focused on goals such as increasing awareness and prevention of alcohol, tobacco, and other drug abuse, and

WHEREAS, The Court of Common Council, by resolution dated February 13, 2013, designated the Hartford Commission on Addiction and Public Health as the City's LPC, and

WHEREAS, The City of Hartford has been awarded an LPC grant of \$8,972.55 which will be utilized for continuation of a project through which training is provided to professionals and other adults who work with young people and their families, and for an anonymous survey of Hartford youth regarding their experience and feelings about tobacco, alcohol, drugs and other activities, now, therefore, be it

RESOLVED, That the Mayor is hereby authorized to accept a grant of \$8,972.55 from the CT Department of Mental Health and Addiction Services through its 2018 Local Prevention Council Grant Program for use toward purposes outlined above and set forth and approved under the grant, and be it further

RESOLVED, That the Mayor is authorized to accept such further sums as may be additionally awarded by the grantor under the same program, for the same authorized contract period, and for the same purposes, and be it further

RESOLVED, That the Mayor is 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 receive, contract and expend the above referenced grant funds, and be it further

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

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



Luke A. Bronin
Mayor

ITEM # 2 ON AGENDA

December 11, 2017

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

RE: DECD Grant

Dear Council President Clarke:

Attached for your consideration is a resolution authorizing the acceptance of a grant of \$1,900,000 from the Connecticut Department of Economic & Community Development (DECD) to be used to stabilize, abate and demolish environmentally contaminated City-owned properties located at 367, 393 and 424 Homestead Avenue in the Upper Albany Neighborhood

The City, through the Department of Development Services, applied for grant funding through DECD's Round 11 Remedial Action and Redevelopment Municipal Grant Program and was notified by letter dated November 20, 2017 that the \$1.9 million grant had been awarded. Once the City has committed to accept the grant, DECD and Development Services will work together to prepare a financial assistance proposal that will outline the key terms of the grant. An agreement will subsequently be executed.

There has been considerable interest in the acquisition of these three City-owned properties. However, the greatest obstacle to sale and redevelopment is the necessity for mitigation of the environmental issues that have plagued these properties for the last twenty years. The grant funds will allow the City to remediate these problems and ready the properties for sale and redevelopment.

Respectfully submitted,

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

Luke A. Bronin
Mayor

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

INTRODUCED BY:
Luke A. Bronin, Mayor

COURT OF COMMON COUNCIL
City of Hartford, December 11, 2017

WHEREAS, The City of Hartford has been awarded a Grant in the amount of \$1,900,000 by the Connecticut Department of Economic and Community for the stabilization, abatement and demolition of City-owned property located at 367, 393 and 424 Homestead Avenue in the Upper Albany Neighborhood; and

WHEREAS, The purpose of this project is to address the longstanding environmental contamination of these three properties and to prepare them for sale and redevelopment; and

WHEREAS, The DECD grant funding will be utilized to secure the necessary environmental consultants, general contractors and other firms that will be required to lead and execute the project, and

WHEREAS, The City and DECD will work together to prepare a financial assistance proposal which will outline the key terms of the grant and any conditions that the City will need to meet; now, therefore, be it

RESOLVED, that the Mayor is hereby authorized to accept \$1,900,000 in grant funds from the Connecticut Department of Economic and Community Development through Round 11 of the Remedial Action and Redevelopment Municipal Grant Program; and be it further

RESOLVED, That the Mayor is authorized to accept such further sums as may be additionally awarded by the grantor under the same program, for the same authorized contract period, and for the same purposes, and be it further

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

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

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



Luke A. Bronin
Mayor

ITEM # 3 ON AGENDA

December 11, 2017

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

**RE: Tentative Agreement between the City of Hartford and the Hartford Police Union for a
Collective Bargaining Agreement effective July 1, 2016 through June 30, 2022**

Dear Council President Clarke:

Attached for your consideration is a resolution to approve a Tentative Agreement for a Successor Collective Bargaining Agreement between the City of Hartford and the Hartford Police Union (hereinafter, "HPU"), effective July 1, 2016 through June 30, 2022.

This Tentative Agreement is the result of a long negotiation with the Hartford Police Union and, if enacted, would represent a significant step towards putting the City of Hartford on a sustainable fiscal path. I am grateful to the leadership of the Union for recognizing the importance of partnering to address our historic fiscal challenges and for following through and reaching a fair, responsible Tentative Agreement. This Agreement will save the City of Hartford in excess of \$4 million by 2020 and makes some very significant structural changes to reduce long-term liabilities.

After several months of negotiations and discussions between the City and HPU, the parties signed a Tentative Agreement on November 27, 2017. That agreement will be sent to you under separate cover once HPU has ratified the agreement. Some items of special interest are as follows:

1. The term of the new Collective Bargaining Agreement is from July 1, 2016 through June 30, 2022. (The current Collective Bargaining Agreement expired June 30, 2016.)
2. HPU members will receive no general wage increases for the first four fiscal years of the contract term.
3. Effective July 1, 2018, the health insurance plan will shift from a costly preferred provider organization plan to a high deductible health plan with a health savings account. The specifics of the new plan are set forth in the Tentative Agreement.

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4. Effective upon implementation of the Tentative Agreement, HPU members will contribute sixteen percent (16%) of the carrier's premium rate toward the cost of its medical and dental insurance. On July 1, 2018, the contribution rate will increase to eighteen percent (18%). The contribution rate will again increase, to nineteen percent (19%) on July 1, 2019, and to twenty percent 20% on July 1, 2020. (Under the current Collective Bargaining Agreement, members contribute fourteen percent (14%) toward their medical coverage only.) Moreover, effective upon approval of the Tentative Agreement, these contributions will no longer be capped at 125% of the rate in effect the previous year for HPU members.
5. Under the Tentative Agreement, pension contributions for current employees would increase by three percent (3%) immediately for all HPU members, which will reduce long-term pension liabilities. Additionally, the agreement would make significant changes to pension benefits for both sworn and non-sworn new hires, to include reducing multipliers and maximum benefits.
6. The Tentative Agreement also eliminates City-provided retiree health insurance for new hires. New hires may opt to receive a self-funded stipend to purchase health insurance upon retirement, but may not purchase said insurance from the City of Hartford.
7. Structural changes to sick leave accrual and payout for both current members and new hires are also included in this agreement. If approved, current members would have a lower cap on maximum accrual and payout at time of retirement, the specifics of which can be found in the agreement. New hires would have a maximum sick leave accrual of 80 days, and would not receive any payout of accrued sick leave.

Once the Court of Common Council receives this request, they must approve or reject it within forty-four (44) days of the date the Tentative Agreement was reached. The Tentative Agreement between the parties may be approved or rejected as a whole by a majority vote of those present and voting on the matter. If the Court of Common Council fails to vote on the request within the forty-four day window, such request and Tentative Agreement shall be considered approved. Therefore, based on these statutory timelines, the Court of Common Council has until Wednesday, January 10, 2018 to vote on the City's request for approval to implement the Tentative Agreement between the City of Hartford and HPU.

Since this matter involves collective bargaining, I recommend that the Court of Common Council go into Executive Session on December 11, 2017, in order to discuss any questions about or concerns with the Tentative Agreement before voting on it by the appropriate deadline. In addition, the Human Resources Department will make itself available to meet with Court of Common Council in advance of the December 11, 2017 Court of Common Council Meeting. HPU intends to take a vote regarding ratification of the Tentative Agreement on Friday, December 8, 2017.

I respectfully recommend the adoption of the resolution approving the Tentative Agreement, assuming ratification by the Hartford Police Union.

Respectfully submitted,



Luke A. Bronin
Mayor

INTRODUCED BY:
Luke Bronin, Mayor

COURT OF COMMON COUNCIL
City of Hartford, December 11, 2017

WHEREAS, The Mayor has presented a Tentative Agreement dated November 27, 2017 between the City of Hartford ("City") and the Hartford Police Union ("HPU") covering the period of July 1, 2016 through June 30, 2022; and

WHEREAS, The Tentative Agreement, subject to approval by the Court of Common Council, provides for four years of wage freezes for current employees, resulting in significant cost avoidance for the City; and

WHEREAS, The Tentative Agreement provides for the implementation of a high deductible health plan design with a Health Savings Account effective July 1, 2018, resulting in significant savings for the City; and

WHEREAS, The Tentative Agreement would result in immediate increases to the employee premium cost share for health care coverage and to employee contributions toward pension, all of which will result in additional savings for the City; and

WHEREAS, The Tentative Agreement also provides for long-term structural changes to employee benefits, such as pension, retiree health insurance and sick leave accruals and payments, which will positively impact the City's OPEB liabilities; and

WHEREAS, The Mayor recommends approval of the Tentative Agreement; now, therefore, be it

RESOLVED, That the Tentative Agreement dated November 27, 2017 between the City and HPU, covering the period of July 1, 2016 through June 30, 2022 is hereby approved; and be it further

RESOLVED, That the Court of Common Council authorizes the Mayor to execute all necessary documents and agreements to implement the approved agreement; and be it further

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

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



Luke A. Bronin
Mayor

ITEM # 4 ON AGENCY

December 11, 2017

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

RE: Police Chief Appointment

Dear Council President Clarke:

Attached for your consideration is a resolution confirming my appointment of David Rosado as Chief of Police for the City of Hartford effective February 5, 2018.

David Rosado is a Hartford native, growing up in Charter Oak Terrace and attending Bulkeley High School. He earned his Bachelor of Arts in Sociology from the University of Connecticut and his Juris Doctorate from the UConn School of Law. In 1998, he was hired as a Connecticut State Trooper and, over the past 20 years, has advanced to his present rank of Lieutenant Colonel and is currently serving as the Commanding Officer of Field Operations. Lt. Col. Rosado is fluent in both English and Spanish and his community involvement has included tutoring of Hartford youth and volunteer in with the Mangini Youth Football Camp in Hartford. His resume is attached for your review.

I am pleased to be able to appoint David Rosado to this important position. His background and experience and his accomplishments in public safety have convinced me that he will be a strong and effective leader of Hartford's outstanding Police Department. Together, he and the department will continue the work of reducing crime and violence and of making the Capitol City a safe and peaceful community

Respectfully submitted,

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

Luke A. Bronin
Mayor

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

INTRODUCED BY:
Luke A. Bronin, Mayor

COURT OF COMMON COUNCIL
City of Hartford, December 11, 2017

WHEREAS, The Mayor has appointed David Rosado to the position of Chief of Police for the City of Hartford, and

WHEREAS, Mr. Rosado is a Hartford native, has been a member of the Connecticut State Police for almost twenty years, and currently holds the rank of Lieutenant Colonel serving as the Commanding Officer of the Office of Field Operations, now, therefore, be it

RESOLVED, That the Court of Common Council hereby confirms the Mayor's appointment of David Rosado as Chief of Police for the City of Hartford effective February 5, 2018.



Luke A. Bronin
Mayor

ITEM # 5 ON AGENDA

December 11, 2017

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

RE: Tentative Agreement between the City of Hartford and the City of Hartford Professional Employee Association, SEIU, Local 2001 CSEA for a Collective Bargaining Agreement effective July 1, 2016 through June 30, 2020

Dear Council President Clarke:

Attached for your consideration is a resolution approving a Tentative Agreement for a successor Collective Bargaining Agreement between the City of Hartford and the City of Hartford Professional Employee Association, SEIU, Local 2001 CSEA (hereinafter, "CHPEA"), effective July 1, 2016 through June 30, 2020.

I am proud that we were able to partner with CHPEA and come to a fair, responsible agreement for both parties that will help put the City of Hartford on a sustainable fiscal path. This agreement will save the City more than \$600,000 over the four years of the contract, and even more in the following years through structural changes in pensions, retiree health insurance, and sick leave accrual and payout, both for current employees and future hires.

After several months of negotiations and discussions between the City and CHPEA, the parties signed a Tentative Agreement on November 16, 2017. CHPEA ratified the Tentative Agreement on November 30, 2017. Some items of special interest are as follows. For additional details, please see your copy of the Agreement which you received last week.

1. The term of the new Collective Bargaining Agreement is from July 1, 2016 through June 30, 2020. (The current Collective Bargaining Agreement expired June 30, 2016.)
2. CHPEA members would receive no general wage increases for four fiscal years (i.e., the entire term of the contract).
3. Effective July 1, 2018, the health insurance plan will shift from a costly preferred provider organization plan to a high deductible health plan with a health savings account. The specifics of the new plan are set forth in the Tentative Agreement.

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4. Effective upon implementation of the Tentative Agreement, CHPEA members will contribute sixteen and one-half percent (16.5%) of the carrier's premium rate toward the cost of its medical and dental insurance. On July 1, 2018, the contribution rate will increase to seventeen and one-half percent (17.5%), and will increase again on July 1, 2019 to eighteen and one-half percent (18.5%). (Under the current Collective Bargaining Agreement, members contribute sixteen and one-half percent (16.5%) toward their medical coverage only.) Moreover, effective upon approval of the Tentative Agreement, these contributions will no longer be capped at 125% of the rate in effect the previous year for CHPEA members.
5. Under the Tentative Agreement, pension contributions for current employees would increase by two and one-half percent (2.5%) over the term of the contract, which will reduce long-term pension liabilities. Additionally, pension benefits for new hires will change as follows:
 - Multiplier reduced to one and three-quarters percent (1.75%) from two percent (2%);
 - Normal retirement eligibility at age sixty-five (65) with five (5) or more years of service;
 - Early retirement eligibility at age fifty-five (55) with at least fifteen (15) years of service, with a six percent (6%) reduction per year;
 - Maximum benefit capped at seventy percent (70%) of base pay;
 - Employee contribution of seven and one-half percent (7.5%) on the Social Security covered portion of earnings (and ten and one-half percent (10.5%) on the excess) upon approval, with an increase of one-half percent (.5%) on July 1, 2018.
6. The Tentative Agreement also provides for changes to retiree health insurance, including: (a) eliminating City-provided health insurance at age 65 for current employees and (b) eliminating any City-provided retiree health insurance for new hires.
7. Structural changes to sick leave accrual and payout for both current members and new hires are also included in this agreement. If approved, current members with less than ten years of service would have a reduced maximum accrual and payout at time of retirement, the specifics of which can be found in the agreement. New hires would have a maximum sick leave accrual of 80 days, and would not receive any payout of accrued sick leave.
8. Under the agreement, starting in the current fiscal year, CHPEA members will take two (2) furlough days each fiscal year for the term of the contract.

Once the Court of Common Council receives this request, they must approve or reject it within forty-four (44) days of the date the Tentative Agreement was reached. The Tentative Agreement between the parties may be approved or rejected as a whole by a majority vote of those present and voting on the matter. If the Court of Common Council fails to vote on the request within the forty-four day window, such request and Tentative Agreement shall be considered approved. Therefore, based on these statutory timelines, the Court of Common Council has until Saturday,

December 30, 2017 to vote on the City's request for approval to implement the Tentative Agreement between the City of Hartford and CHPEA.

Since this matter involves collective bargaining, I recommend that the Court of Common Council go into Executive Session on December 11, 2017, in order to discuss any questions or concerns of the Tentative Agreement before voting on it by the appropriate deadline. In addition, the Human Resources Department will make itself available to meet with Court of Common Council in advance of the December 11, 2017 Court of Common Council Meeting.

I respectfully recommend the adoption of the attached resolution approving the Tentative Agreement.

Respectfully submitted,

A handwritten signature in black ink, appearing to be 'LB' with a stylized flourish.

Luke A. Bronin
Mayor

INTRODUCED BY:
Luke A. Bronin, Mayor

COURT OF COMMON COUNCIL
City of Hartford, December 11, 2017

WHEREAS, The Mayor has presented a Tentative Agreement dated November 16, 2017 between the City of Hartford ("City") and the City of Hartford Professional Employee Association, SEIU, Local 2001 CSEA ("CHPEA") covering the period of July 1, 2016 through June 30, 2020; and

WHEREAS, The Tentative Agreement, subject to approval by the Court of Common Council, provides for four years of wage freezes for current employees and requires CHPEA members to take two furlough days per fiscal year for the term of the contract, resulting in significant savings and cost avoidance for the City; and

WHEREAS, The Tentative Agreement provides for the implementation of a high deductible health plan design with a Health Savings Account effective July 1, 2018 and immediate increases to the employee premium cost share for health care coverage, all of which will result in additional savings for the City; and

WHEREAS, The Tentative Agreement also provides for long-term structural changes to employee benefits, such as pension, retiree health insurance and sick leave accruals and payments, which will positively impact the City's OPEB liabilities; and

WHEREAS, CHPEA ratified the Tentative Agreement on November 30, 2017 and the Mayor recommends its approval; now, therefore, be it

RESOLVED, That the Tentative Agreement dated November 16, 2017 between the City and CHPEA, covering the period of July 1, 2016 through June 30, 2020 is hereby approved; and be it further

RESOLVED, That the Court of Common Council authorizes the Mayor to execute all necessary documents and agreements to implement the approved agreement; and be it further

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

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



Luke A. Bronin
Mayor

ITEM # 6 ON AGENDA

December 11, 2017

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

RE: Appointments to Civilian Police Review Board

Dear Council President Clarke:

Attached for your consideration is a resolution confirming the appointments of Trevor Beauford and Alexander Aponte to the Civilian Police Review Board (CPRB).

The CPRB was established to hear public complaints against members of the Hartford Police Department. The Board has the authority to investigate allegations of police misconduct through independent investigators, to review Police Internal Affairs reports and conclusions to determine if they are complete, accurate, and factually supported, and to make recommendations to the Police Chief and the Mayor. The CPRB is composed of 9 members and 2 alternates. Members shall have experience and expertise in fields relevant to the work of the CPRB. The membership shall reflect the city's neighborhoods and communities and its business, labor and legal communities, and shall reflect the ethnic, gender, racial, and sexual orientation composition.

The CPRB is a key component of safety, security, and policing in Hartford. I am confident that both Pastor Beauford and Attorney Aponte will be effective members of this team. Their resumes/bios are attached for your review.

Respectfully submitted,

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

Luke A. Bronin
Mayor

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

INTRODUCED BY:
Luke A. Bronin, Mayor

COURT OF COMMON COUNCIL
City of Hartford, December 11, 2017

WHEREAS, The purpose of the Civilian Police Review Board (CPRB) is to hear complaints from the public of police misconduct and to make recommendations to the chief of Police and the Mayor, and

WHEREAS, The CPRB is composed of nine members and two alternates and the Mayor appoints eight regular members and the two alternates

WHEREAS, The Mayor has appointed Trevor Beauford and Alexander Aponte as members of the CPRB, now, therefore be it

RESOLVED, That the Court of Common Council hereby confirms the following appointments:

Alexander Aponte (D) Bloomfield Avenue, Hartford 06105
For a term to expire on November 18, 2018
Replacing Lisa Bennet

Trevor Beauford (D) 915 Main Street, #509 Hartford 06103
For a term to expire on November 18, 2020
Filling a vacancy (Watkins)



Luke A. Bronin
Mayor

ITEM # 7 ON AGENDA

December 11, 2017

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

RE: Tier III Designation

Dear Council President Clarke:

Attached for your consideration is a resolution authorizing the City to submit an application to the Secretary of the Connecticut Office of Policy & Management for designation of Hartford as a Tier III Municipality under Section 18 of the Act Establishing the Municipal Accountability Review Board and Designated Tiers (the "Act") as amended by Public Act 17-2 (the State Budget Act of 2017).

Together, we have dedicated ourselves to achieving long-term fiscal stability for the City of Hartford. As Connecticut's Capital City and the hub of the Greater Hartford Region, the fiscal health, strength and vibrancy of the City of Hartford is essential to Connecticut's economic future. To achieve the goal of long-term fiscal health for our City, and to build a strong and vibrant Capital City, we must take advantage of the tools and resources that the Act makes available, and build a new partnership with the State of Connecticut.

The next step on the path toward establishing a financially sustainable city is for the Council President and the Mayor to develop and submit a joint application to the OPM Secretary. I urge your support for the attached resolution and the continuation of our partnership in this endeavor.

Respectfully submitted,

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

Luke A. Bronin
Mayor

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

INTRODUCED BY:
Luke A. Bronin, Mayor

COURT OF COMMON COUNCIL
City of Hartford, December 11, 2017

Whereas, Since taking office in January of 2016, the Mayor and the Court of Common Council have been dedicated to putting the City of Hartford on a path to long-term fiscal stability and sustainability, and

Whereas, Both the Mayor and Council have advocated strongly for a new partnership with the State of Connecticut, and

Whereas, The enactment of Public Act 17-2 (the Budget Act) by the State of Connecticut included the "Act Establishing the Municipal Accountability Review Board and Designated Tiers" and provides tools and resources that can support the City in achieving the goals of long-term stability and strength, and

Whereas, In order to utilize the tools made available in that Act, it is desirable that the City seek designation as a Tier III Municipality as defined in that Act, now, therefore be it

Resolved, That the Court of Common Council hereby supports the submission of an application for Tier III designation to the Secretary of the Office of Policy & Management, and be it further

Resolved, That the Council President is hereby authorized to work with the Mayor to jointly develop and submit an application on behalf of the City for designation as a Tier III Municipality.



Luke A. Bronin
Mayor

ITEM # 8 ON AGENDA

December 11, 2017

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

RE: Appointments to Women's Commission

Dear Council President Clarke:

Attached for your consideration is a resolution confirming my appointment of the following individuals as new members of the Permanent Commission on the Status of Hartford Women: Haben Abraham, Erica Crowley, Maria Banda Rodriguez, and Sharon Pope.

The purpose of the Commission is to assist in the elimination of gender-based discrimination and help improve the status of women in Hartford. The Commission is charged with studying the conditions of Hartford women and making findings and recommendations to the Mayor and Council. The Commission has 20 seats and members serve two-year terms. The Commission has not been active for awhile and it is my intent that these and future appointments will help to re-invigorate this important body.

Haben Abraham holds a Master's Degree in Social Work and is currently employed as a Clinical Supervisor with The Village for Families and Children. Her professional experience with women, adolescents, and girls, as well as her personal background as a German-born Ethiopian woman who immigrated to the U.S. as a child will provide a broad perspective to her work on the Commission. **Erica Crowley** earned a Master's Degree in Social Work and is currently the Organizer and volunteer Coordinator for NARAL Pro-choice Connecticut where she engages individuals in advocacy and education on reproductive rights issues. Her community involvement has included work with True Colors and the CT Trafficking in Persons council, an arm of the CT Commission on Women, Children & Seniors. **Maria Banda Rodriguez** holds a Master's Degree from NYU and is currently employed by United Technologies. She served in the U.S. Air Force and Reserve for 14 years and is active with the United Way. She speaks both English and Spanish and is a naturalized citizen. **Sharon Pope** is an attorney specializing in elder and disability law. She is also a Professor Emeriti at the University of Hartford where she taught for many years. Her community involvement includes CWEALF (CT Women's Education & Legal Fund), CT Women's Hall of Fame, and a former member of the Women's Leadership Council, United Way.

I am pleased to appoint these committed and engaged women to the Permanent Commission on the Status of Hartford Women. Their resumes and bios are attached for your review.

Respectfully submitted,

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

Luke A. Bronin
Mayor

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

INTRODUCED BY:
Luke A. Bronin, Mayor

COURT OF COMMON COUNCIL
City of Hartford, December 11, 2017

Whereas, The Permanent Commission on the Status of Hartford Women is charged with assisting in the elimination of gender-based discrimination and helping to improve the status of women in the city of Hartford, and

Whereas, The Mayor has appointed Haben Abraham, Erica Crowley, Maria Banda Rodriguez, and Sharon Pope to the commission, now, therefore, be it

Resolved, That the Court of Common Council hereby confirms the appointments of the following individuals as members of the Permanent Commission on the Status of Hartford Women:

Haben Abraham (D) 60 Lebanon Street, Hartford 06112
For a term expiring on September 1, 2019
(Replacing Tamelia Joyner)

Erica M. Crowley (D) 49 Tremont Street, Apt. 2 Hartford 06105
For a term expiring on September 1, 2019
(Replacing Dorothy Buckley)

Maria S. Banda Rodriguez (I) 21 Temple Street, Hartford 06103
For a term expiring on September 1, 2018
(Filling a vacancy)

Sharon Pope (D) 1326 Asylum Avenue, Hartford 06105
Appointed to a term expiring on September 1, 2018
(Filling a vacancy)

Court of Common Council⁹ ON AGENDA

CITY OF HARTFORD
550 MAIN STREET
HARTFORD, CONNECTICUT 06103



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

John V. Bazzano, Town and City Clerk

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

Communication

December 11, 2017

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

Dear Council President Clarke II and Members of the Council:

The Operations, Management, Budget, and Government Accountability (OMBGA) Subcommittee held a meeting on December 4, 2017 at 6:30 pm in Council Chambers to for a presentation by Melissa McCaw, Interim Chief Financial Officer and Director of Management, Budget Grants and Intergovernmental Affairs.

The following were present: Committee Chairwoman Glendowlyn L. H. Thames, committee members President Thomas J. Clarke II, Wildaliz Bermúdez, Minority Leader, Councilman John Gale and non-committee council member Councilwoman Cynthia Jennings.

Regional D. Freeman, Chief of Fire Department/EMD and Interim Director of Public Works, Melissa McCaw, Interim Chief Financial Officer and Director of Management, Budget, Grants and Intergovernmental Affairs, Michael Looney, Interim Deputy Director of Public Works, Faith Palmer, Assistant to the Chief Operating Officer, and other concerned citizens.

Councilwoman Thames explained that the purpose of this presentation was to identify and review cost savings measures and/or revenue options put in place over the last two fiscal years.

Melissa McCaw, Interim Chief Financial Officer and Director of Management, Budget Grants and Intergovernmental Affairs shared with the subcommittee that significant efforts have been made in an effort to increase cost savings and reductions beginning with FY2014 through FY2018 as the Summary of Saving of \$29,139,991 shows below.

	Summary of Savings
FY2014	\$ 3,666,027.00
FY2015	\$ 1,394,493.00
FY2016	\$ 2,657,705.00
FY2017	\$ 14,128,257.00
FY2018	\$ 7,293,509.00
	\$ 29,139,991.00

Ms. McCaw also provided the OMBGA subcommittee a five year detailed summary of cost savings and reductions for FY2014 through FY2018 that identifies total savings by fiscal year, individual departments in addition to identifying cost savings by labor, non-personnel (NP) and salary (please see attachment).

A discussion ensued amongst the OMBGA committee members and Ms. McCaw pertaining to a systemic approach to parking and a historical revenue report on PILOT aide. In addition, Ms. McCaw stated she focused on the cost savings for this presentation but will be forwarding a report regarding the revenue enhancements. Councilwoman Thames, commended the efforts that were made to ensure the sustainability and future of the City of Hartford and will continue ongoing communications.

Respectfully Submitted,



Glendowlyn L. H. Thames

Chairwoman of Operations, Management, Budget and Government Accountability Committee

Court of Common Council

CITY OF HARTFORD
550 MAIN STREET
HARTFORD, CONNECTICUT 06103



Replacement

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

John V. Bazzano, Town and City Clerk

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

Communication

December 11, 2017

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

Dear Council President Clarke II and Members of the Council:

The Operations, Management, Budget, and Government Accountability (OMBGA) Subcommittee held a meeting on December 4, 2017 at 6:30 pm in Council Chambers to for a presentation by Mr. Reginald D. Freeman, Chief of the Fire Department/EMD and Interim Director of Public Works.

The following were present: Committee Chairwoman Glendowlyn L. H. Thames, committee members President Thomas J. Clarke II, Wildaliz Bermúdez, Minority Leader, Councilman John Gale and non-committee council member Councilwoman Cynthia Jennings.

Reginald D. Freeman, Chief of Fire Department/EMD and Interim Director of Public Works, Melissa McCaw, Interim Chief Financial Officer and Director of Management, Budget, Grants and Intergovernmental Affairs, Michael Looney, Interim Deputy Director of Public Works, Faith Palmer, Assistant to the Chief Operating Officer, and other concerned citizens.

Councilwoman Thames explained that the purpose of this presentation was to obtain a clear understanding of the process and procedures that are involved when the Department of Public Works (DPW) awards a contract, in addition to the cost associated with contracted tree services.

Mr. Reginald D. Freeman, Chief of the Fire Department/EMD and Interim Director of Public Works shared with the subcommittee that the "On Call" list from Procurement is utilized. In addition, due to the significant decrease in staffing, services that are currently outsourced must be accomplished by contractors. Mr. Freeman shared with the OMBGA subcommittee a historical summary of expenditures relating to tree services that are currently contracted with three vendors as follows:

	Northern Tree	Save-A-Tree	Knox	Grand Total
FY2014	\$ 172,360.00	\$ 39,156.25	\$ 425,000.00	\$ 636,516.25
FY2015	\$ 136,175.00	\$ 14,613.00	\$ 280,000.00	\$ 430,788.00
FY2016	\$ 354,357.50	\$ 453,084.75	\$ 195,000.00	\$ 1,002,442.25
FY2017	\$ 150,055.40	\$ 307,023.89	\$ 136,000.00	\$ 593,079.29
	\$ 812,947.90	\$ 813,877.89	\$ 1,036,000.00	\$ 2,662,825.79

Mr. Freeman further explained that the 2016 spike was attributable to a tree survey completed in 2015 that identified a huge number of trees in serious decline, mostly located in heavily used parks or along streets where they could seriously damage a person or property. As a result of the survey, there was a huge effort to clean those trees up, which was the type of work that has historically been assigned to subcontractor, was completed in 2016 therefore, resulting in a significant increase. Absent the spike in 2016 due to addressing trees in serious decline, expenditures for contractual tree services have remained stable and consistent

A discussion ensued amongst the OMBGA committee members and Mr. Freeman pertaining to staffing, future planning of resources and contract award procedures. Mr. Freeman stated his priority was to ensure that contracts are awarded to Hartford companies whenever possible. Councilwoman Thames, shared with the subcommittee that ongoing communications will continue with DPW to ensure that we are doing our best to support Hartford companies, as well as a broader conversation with the Procurement Division.

Respectfully Submitted,



Glendowlyn L. H. Thames

Chairwoman of Operations, Management, Budget and Government Accountability Committee

REPLACEMENT

ITEM #

ON AGENDA

Court of Common Council

CITY OF HARTFORD
550 MAIN STREET
HARTFORD, CONNECTICUT 06103



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

John V. Bazzano, Town and City Clerk

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

REPORT

November 27, 2017

Honorable Thomas J. Clarke, II, Council President
City of Hartford
Suite 208
550 Main Street
Hartford, Ct 06103

Dear Council President and Members of the Court of Common Council:

The Planning, Economic Development, and Housing Committee held a special meeting on Thursday, November 9, 2017, 5:30 p.m. in the Council Chambers to discuss the following:

Present: Chairman Concepcion, Councilwoman Bermudez, Councilman Gale, and Councilwoman Thames.

Meeting Agenda:

I. Call to Order at 5:39 p.m. by Chairman Concepcion.

II. Referred Items:


1. Resolution expressing the desire of the Court of Common Council to work with the administration on developing a city-wide strategy to combat substandard rental housing

REPLACEMENT

units that plaque our neighborhoods across the city and ensure we can provide a safe, clean, and healthy living environment for our children and families throughout the City. (Councilwoman Bermudez, Winch, & Thames, Council President Clarke) **(Item # 29 on the 9/11/17 Agenda).**

- There was extensive discussion on this topic. Corporation Counsel, Development Services and the Council have discussed the final version of the "Tenants Bill of Rights". The new version of said document is attached to this resolution.
- Motion made by Councilman Gale (Second: Councilwoman Thames) to send this item back to the full body with a favorable report.
- Roll Call Vote: 3 – Yes. 0 – No. 2 Absent. 0 Abstain.
- Motion Carries.

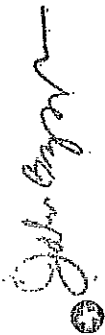
Respectfully Submitted,



Julio A. Concepcion
Councilman Concepcion
Chair of the Planning, Economic Development, and Housing Committee

TOWN & CITY CLERK
HARTFORD

2017 NOV 27 PM 4:35



INTRODUCED BY:

Councilwoman Glendowlyn L.H. Thames
Council President Thomas J. Clarke II
Minority Leader Wildaliz Bermudez
Councilwoman rJo Winch

COURT OF COMMON COUNCIL

City of Hartford, September 11, 2017

WHEREAS, The need for quality affordable and market rate rental housing throughout the City of Hartford's neighborhoods is critical for the city to be economically vibrant and sustainable; and

WHEREAS, The City of Hartford currently does not have adequate and sufficient man-power and other resources to address and remedy all housing code violations; and

WHEREAS, The City has made Blight a major quality of life priority over the past year however, this effort has been primarily focused on the external portion of the buildings and/or structures and not the internal blight that is pervasive across our city in the housing rental unit market; and

WHEREAS, To respond to the growing demands of the community to ensure we are providing a safe, healthy inventory of rental housing to residents of the City, it is important we develop a comprehensive strategy to preserve and increase our affordable and market rate rental housing stock; now, therefore, be it

RESOLVED, The Court of Common Council has the desire to work with the administration on developing a city-wide strategy to combat substandard rental housing units that plaque our neighborhoods across the city and ensure we can provide a safe, clean and healthy living environment for our children and families throughout the city; and be it further

RESOLVED, That at a minimum, as part the strategy the following elements should be incorporated:

- A City of Hartford Tenant Bill of Rights (please see exhibit "A " a suggested initial framework)
- Develop a system that identifies the most egregious and regular offenders
- Research and suggest state policy that could be introduced that enables the city of Hartford staff with more tools to do their job more efficiently and rapidly
- Implement a process improvement strategy that cross-trains housing inspectors and provides better coordination of internal policies and practices to ensure we can adequately and efficiently prioritize and deploy resources
- Design a work flow process across all relevant programs that the city administers related to housing such as subsidies, abatements, grants etc. to ensure the city is not letting property owners "off the hook" in the event they have active housing code and/or other related city and/or state violations.
- Provide at minimum a comprehensive annual report to the Planning, Economic Development Committee identifying a detailed report on the case load for housing code violations, resolutions, active and closed cases.

CITY OF HARTFORD TENANT BILL OF RIGHTS

The Tenant Bill of Rights requires the City of Hartford to uphold and enforce tenants' rights throughout the City.

**This Tenant Bill of Rights was derived from the District of Columbia's Tenant Bill of Rights. There are some provisions added to meet the specific needs of the Hartford community.*

1. **LEASE:** A written lease is required to establish a tenancy. The landlord must provide the tenant with a copy of a signed lease. The landlord may not alter the lease agreement in any way without the tenant's consent. After the initial lease agreement expires, tenant(s) will have the right to rent on a month-to-month basis under the same terms.

Comment: Oral leases are permitted under Connecticut law. A written lease cannot be modified without the landlord and tenant's consent. After an initial lease expires, the tenant has no rights to remain in the rental unit and can be evicted upon the expiration of the lease term.

2. **SECURITY DEPOSIT:** The amount of the security deposit may not exceed the amount of one month's rent. The landlord must inform tenant on the location of where the security deposit is placed and any prevailing interest rates. There must be a "move-out" inspection with the tenant and landlord when tenancy is up. Within 45 days of vacancy, the tenant will either have their deposit returned with interest or given a written notice that the security deposit will be used to defray legitimate expenses.

Comment: Security deposit: (1) In the case of a tenant under sixty-two years of age, the security deposit cannot exceed two months' rent; (2) In the case of a tenant sixty-two years of age or older, the security deposit cannot exceed one month's rent.

Return of security deposit. Upon termination of a tenancy, any tenant may notify the landlord in writing of the tenant's forwarding address. Not later than thirty days after termination of a tenancy or fifteen days after receiving written notification of such tenant's forwarding address, whichever is later, the landlord shall deliver to the tenant or former tenant at such forwarding address either (A) the full amount of the security deposit paid by such tenant plus accrued interest, or (B) the balance of such security deposit and accrued interest after deduction for any damages suffered by such landlord by reason of the tenant's failure to comply with the tenant's obligations, together with a written statement itemizing the nature and amount of such damages. Connecticut General Statutes 47a-21.

3. **DISCLOSURE OF INFORMATION:** Upon receiving your application to lease an apartment, the landlord must disclose: (a) the rent amount for the unit; (b) any pending petition that could affect the rent (if rent control applies); (c) certain housing code violation reports; (d) amount of any non-refundable application fees, deposits, and interest rates; (e) ownership and business license information.

Comment: Upon initial review, there does not appear to be any state law regarding mandatory landlord disclosures.

4. **RECEIPTS FOR RENTAL PAYMENTS:** The landlord must provide tenant with a receipt of payment for all payments made. The receipt must state the reason for payment, date of payment, the amount paid, and any outstanding balance if any.

Comment: A landlord is required to issue a receipt if the payment was made in the form of cash. The receipt must state the date of the payment, the amount received and the purpose for which the payment was made. Connecticut General Statutes 47a-3a.

5. **RENT INCREASE:** "Rent control" limits the amount and the frequency of rent increases. For units that are exempt from rent control, generally only the lease terms limit rent increases. If rent control applies, the landlord may not raise the rent: (a) unless the owner and manager are properly licensed and registered.

Comment: Upon initial review, there does not appear to be any rent control legislation at the state level, however there is a City commission that can address tenant complaints regarding rent increases. The Hartford Fair Rent Commission is empowered by state and local law to address unreasonable rent increases. If the tenant believes that his/her rent increase is excessive, they can file a written complaint with the Fair Rent Commission.

After the complaint is filed, Housing Code inspectors will inspect the complainant's residence and present a report to the Commission. Deferred maintenance and code violations endangering health and safety are the most common cause for complaints. If staff cannot mediate problems between the landlord and tenant, the Commission will hold a public hearing to resolve the dispute. Repairs may be ordered or rent may be adjusted until problems are resolved. Municipal Code Sections 18-191 to 18-203.

For further information, contact Fair Rent Commission Administrator, Claude E. Trapp, Senior Project Manager, Division of Housing, Department of Development Services.

6. **BUILDING CONDITIONS/COO:** The landlord must ensure that tenant units and all common areas are safe and sanitary as of the first day of their tenancy. The landlord must provide each tenant with a "Certificate of Occupation" once the initial lease agreement

begins. The landlord must maintain tenant units and all common areas of the building in compliance with the housing code, including keeping the premises safe, secure, and free of rodents and pests, keeping the internal and external structure and facilities of the building in good repair, and ensuring adequate heat, lighting, and ventilation. The tenant has the right to receive a copy of a notice of violation issued to the landlord.

Comment: Certificates of Occupancy are generally required after new construction or after a vacancy in a housing unit. The certificate states that such apartment or housing unit conforms to the requirements of the applicable housing ordinances of the City of Hartford. Exemptions apply: Any structure occupied by the owner and any structure containing three or less housing units is exempt. Connecticut General Statutes 47a-57 and Municipal Code Section 18-147.

There does not appear to be a requirement that the tenant has a right to receive a copy of any notice of housing code violations. The City ordinances are drafted such that the person violating the law must receive a notice of the violation, and the violator could be the tenant or the landlord.

Landlord's responsibilities are set forth in state and municipal law:

(a) A landlord shall: (1) Comply with the requirements of all applicable state and municipal building and housing codes materially affecting health; (2) make all repairs and do whatever is necessary to put and keep the premises in a fit and habitable condition, except where the premises are intentionally rendered unfit or uninhabitable by the tenant, a member of his family or other person on the premises with his consent, in which case such duty shall be the responsibility of the tenant; (3) keep all common areas of the premises in a clean and safe condition; (4) maintain in good and safe working order and condition all electrical, plumbing, sanitary, heating, ventilating and other facilities and appliances and elevators, supplied or required to be supplied by him; (5) provide and maintain appropriate receptacles for the removal of ashes, garbage, rubbish and other waste incidental to the occupancy of the dwelling unit and arrange for their removal; and (6) supply running water and reasonable amounts of hot water at all times and reasonable heat except if the building which includes the dwelling unit is not required by law to be equipped for that purpose or if the dwelling unit is so constructed that heat or hot water is generated by an installation within the exclusive control of the tenant or supplied by a direct public utility connection.

Connecticut General Statutes 47a-7 and Municipal Code Section 18-136 to 18-147.

For further information, contact Elda Sinani, Director, Licenses and Inspection.

7. **LEAD PAINT HAZARD:** For properties built prior to 1978, the landlord must (a) provide a prospective tenant household with a form indicating the risk of lead paint in the building.

Comment: Notice regarding the presence of lead are found in federal, state and municipal law.

Federal Law: Before renting or buying a pre-1978 home or apartment, federal law requires:

- a) Sellers must disclose known information on lead-based paint or lead-based paint hazards before selling a house.
- b) Real estate sales contracts must include a specific warning statement about lead-based paint. Buyers have up to 10 days to check for lead.
- c) Landlords must disclose known information on lead-based paint and lead-based paint hazards before leases take effect. Leases must include a specific warning statement about lead-based paint.

The Department of Public Health, State of Connecticut has a publication with the rights of a tenant with respect to notices and lead abatement.

The City of Hartford requires dwelling units to be free from loose or peeling paint that contains hazardous materials, including lead. Municipal Code Section 18-11

8. **SANITATION:** A tenant may not use another tenant's receptacles without permission, or place his/her garbage in front of a premises other than a building in which he/she works or resides. Tenant is responsible for properly disposing of trash and recycling. If trash pickup is done by the City of Hartford, tenants must adhere to the City trash pickup regulations. The landlord must provide tenant with proper trash and recycling information.

Comment: There are municipal ordinances governing the responsibility for trash removal and recycling programs. For example, it shall be unlawful for any person to throw, drop or place solid waste, recyclables, garbage and litter on any premises in the city whether public or private except in receptacles provided for that purpose. No owner, lessee, manager, person in control or agent shall allow such waste material or recyclables to accumulate on his/her premises or in the area abutting his/her premises or in the area abutting his/her premises up to the curb line other than in such receptacles. Such owner, lessee, manager, person in control or agent shall keep the public walk abutting on his/her premises clean at all times. Municipal Code Section 15-8. The department of public works may also establish rules and regulations with respect to waste removal and trash and recycling efforts.

For further information, contact Michael Looney, Interim Deputy Director, Department of Public Works.

9. **EXTERNAL BLIGHT:** External blight as referenced in this *Tenant Bill of Rights* is defined as external deterioration of a building and the land it sits on. The landlord must take the proper precautions in avoiding external blight. This includes the minimum upkeep of cut grass, debris removal, intact windows and doors, and proper signage visibly displayed (building numbers, building ownership, no trespassing, etc.)

Comment: There are municipal ordinances which govern the deterioration of buildings and property maintenance deferral. Municipal Code Section 9-90 to 9-98.

For further information, contact Laura Settlemyer, Director, Division of Blight Remediation.

10. **INTERNAL BLIGHT:** Internal blight as referenced in this *Tenant Bill of Rights* is defined as internal deterioration of a building. The landlord must take the proper precautions in avoiding internal blights. This includes the minimum of secure and functionally installed doors and windows, appropriately installed unified tiling throughout unit, adequate plumbing and drainage systems, adequate ventilation systems, and safe and functional electrical wiring.

Comment: There are several municipal ordinances which govern these issues, including those related to blight, buildings and property. The state building code may also apply. Municipal Code Section 9-90 to 9-98 (Anti-Blight and Property Maintenance Program), Municipal Code Section 9-9 to 9-10 (Provision of heat, water and sewer facilities).

For further information, contact 1) Elda Sinani, Director, Licenses and Inspection; and 2) Laura Settlemyer, Director, Division of Blight Remediation.

11. **MOLD:** Upon written notice from a tenant that mold or suspected mold exist in the unit or a common area, the landlord must inspect the premises within 7 days and remediate within 30 days. Mold assessment and remediation must be performed in compliance with City regulations.

Comment: Mold assessment and remediation have been addressed by City ordinances. For example, every condition or activity in the City which is offensive or prejudicial to the health and welfare of the residents of the City shall be deemed to be a nuisance. Where an activity or condition is not expressly declared to be a nuisance in this Code or any ordinance of the City, the director of health shall have the power and authority to determine that such activity or condition constitutes a nuisance as defined in this section. Municipal Code Section 24-1. The Director of Health and Human Services can determine that mold is prejudicial to the health of the residents of the City and can order any violator to abate the mold.

For further information, contact 1) Elda Sinani, Director, Licenses and Inspection; and 2) Tung Nguyen, MPH, Director of Health and Human Services

12. **RODENT INFESTATION:** If rat, mice, or other rodent infestation occurs, the landlord shall take all necessary measures to eradicate the infestation and prevent future infestation. In addition, the landlord of the property must perform all eradication measures as reasonably required by City regulations. The landlord may not penalize a tenant for rodent infestation without reasonable cause that the tenant is the source of the infestation.

Comment: Rodent infestation can be considered a condition prejudicial to the health and welfare of residents of the City of Hartford. The Director of Health and Human Services can issue an order to the landlord or the tenant to eliminate the rodent infestation.

For further information, contact Tung Nguyen, MPH, Director of Health and Human Services

13. **QUIET ENJOYMENT AND RETALIATION:** The landlord may not unreasonably interfere with tenant's comfort, safety, or enjoyment of a rental unit, whether for causing the housing accommodation to become vacant. The landlord may not retaliate against any tenant for exercising their tenant rights.

Comment: State law prevents a landlord from engaging in any retaliatory actions following the tenant's exercise of its rights with respect to the dwelling unit. For example, a landlord cannot evict a tenant, demand an increase in rent, or decrease the services to which the tenant has been entitled within six months after: (1) The tenant has in good faith attempted to remedy by any lawful means, including contacting officials of the state or of any town, city or borough or public agency or filing a complaint with a fair rent commission, any condition constituting a violation of any state statute or regulation, or of the housing and health ordinances of the City of Hartford; (2) any City agency or official has filed a notice, complaint or order regarding such a violation; (3) the tenant has in good faith requested the landlord to make repairs; or (5) the tenant has organized or become a member of a tenants' union. Connecticut General Statutes 47a-20.

14. **DISCRIMINATION:** The landlord may not engage in discriminatory acts based upon the actual or perceived: race, color, religion, national origin, sex, age, marital status, genetic status, personal appearance, sexual orientation, gender identity or expression, familial status, source of income, status as a victim of an intra-family offense, family responsibilities, disability, matriculation, or political affiliation.

Comment: Under state law, it shall be a discriminatory practice:

(1) To refuse to sell or rent after the making of a bona fide offer, or to refuse to negotiate for the sale or rental of, or otherwise make unavailable or deny, a dwelling to any person because of race, creed, color, national origin, ancestry, sex, gender identity or expression, marital status, age, lawful source of income or familial status.

(2) To discriminate against any person in the terms, conditions, or privileges of sale or rental of a dwelling, or in the provision of services or facilities in connection therewith, because of race, creed, color, national origin, ancestry, sex, gender identity or expression, marital status, age, lawful source of income or familial status. Connecticut General Statutes Section 47a-20.

The City of Hartford also prohibits discriminatory practices in housing. In Hartford, neither the City, nor any person with which the City enters an agreement for the purchase or sale of commodities, services, construction or products of any kind, shall discriminate in employment or in the provision of equal housing opportunities to any person in accordance with the applicable provisions of Federal, State and Municipal law and regulation as presently in full force and effect or, as may be amended, from time to time. Municipal Code Section 2-655.

15. ***RIGHT TO ORGANIZE:*** The landlord may not interfere with the right of tenants to organize a tenant association, convene meetings, distribute literature, post information, and provide building access to an outside tenant organizer.

Comment: The landlord has the right to restrict certain activities on its property, which are usually limited to those rules and regulations for the health, safety and welfare of the residents and the units. Other restrictions by the landlord would probably implicate the tenant's constitutional rights and therefore would have to be evaluated on a case-by case basis.

16. ***SALE AND CONVERSION:*** Tenants must be given the opportunity to purchase an accommodation before the landlord sells or demolishes the accommodation or discontinues the housing use.

Comment: Upon initial review, there does not appear to be any state law requirement that landlords provide tenants with the right to purchase a dwelling unit before the landlord sells or demolishes it.

17. ***RELOCATION ASSISTANCE:*** If a tenant is displaced by alterations or renovations, substantial rehabilitation, demolition, or the discontinuance of the housing use, tenants have the right to receive relocation assistance from the landlord. If the relocation is temporary, any expense that exceeds the agreed upon monthly rent must be covered by the landlord.

Comment: A state law, the Uniform Relocation Assistance Act, establishes a uniform policy for the fair and equitable treatment of persons displaced by the acquisition of real property by state and local land acquisition programs, by building code enforcement activities, or by a program of voluntary rehabilitation of buildings or other improvements conducted pursuant to governmental supervision. The program generally requires (1) relocation payments, (2) advisory assistance, (3) assurance of availability of standard housing, and (4) state reimbursement for local relocation

payments under state assisted and local programs. The specific requirements are set forth in Connecticut General Statutes Section 8-266.

18. **EVICTON:** The landlord may evict a tenant for one or more of the following reasons set forth in Connecticut General Statutes. These reasons include lapse of time (i.e., expiration of the lease), nonpayment of rent, material noncompliance with the lease, breach of statutory duties, and illegal conduct or serious nuisance. Once a landlord has established a ground for eviction, he or she begins the process by serving the tenant with a notice to quit possession. If the tenant fails to respond to this notice by refusing to move from the rented premises, the landlord may initiate proceedings in Superior Court by filing a summons and complaint. The tenant can respond to the complaint. If a tenant contests the action, the court tries the case and enters judgment. The process ends when the court orders the judgment executed and a state marshal executes it by removing the tenant and his or her belongings.

Comment: This description is a good summary of the eviction proceedings.

Note: These comments are based upon a general review of state and local law and do not represent a final and conclusive analysis of all applicable state and local laws. Contact information for each City department charged with administering and enforcing the City ordinances and relevant state laws has been provided for further information.

Introduced by:

Council President Thomas J. Clarke II

HEADING
AND
PURPOSESUBSTITUTE

AN ORDINANCE CREATING A REGISTRY OF OWNERS OF RESIDENTIAL RENTAL PROPERTY AMENDING CHAPTER 18, SECTION 150 OF THE HARTFORD MUNICIPAL CODE

COURT OF COMMON COUNCIL,
CITY OF HARTFORD

November 14, 2016

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

That Chapter 18, Section 150, of the Municipal Code of the City of Hartford be amended as follows:

18-150. Registration of owners of residential rental property.

(a) Purpose. The City of Hartford is committed to protecting the safety, health and welfare of its residents, to eliminating housing deterioration and blight, and to protecting the public from unsafe structures. To that end, the City has adopted ordinances and has performed regulation, inspections and code enforcement concerning the operation and condition of property within its borders. This ordinance requires registrations and disclosure of contacts the City may use to observe due process in notifying owners of conditions on their property. The City will use the registration in the enforcement of housing, building and fire safety codes, for regular or emergency enforcement action and in the interest of public safety in securing or demolishing buildings or relocating people.

(b) Definitions.

For purposes of this ordinance, "Owner" shall mean any natural person who is the record owner of the property, or if the property is owned by a business entity, "Owner" shall mean an officer, manager or member of such entity, and in the case of a trust, a trustee.

For purposes of this ordinance, "contact information" shall include the name, email address, telephone numbers, business and residential address.

18-151. Registration.

(a) Registration required. It shall be unlawful for owners of certain residential rental property located within the City of Hartford to rent such property without registering with the Division of

Licenses and Inspection. Upon adoption of this ordinance the Division of Licenses and Inspections shall notify Owners of the requirements of this ordinance. Failure to receive such notice shall not waive its requirements. Owners shall register using such forms as are provided by the Division of Licenses and Inspections, within sixty days from the effective date of this ordinance. Violation shall be subject to the penalties set out in Section 1-4 of the Municipal Code.

(b) Exempt Owners. The Housing Authority of the City, owners of properties with fewer than three units, and owners of licensed rooming houses, hotels, motels, condominiums, elderly housing, and student dormitories, shall be exempt from the requirements of this ordinance.

(c) Fees. Owners shall pay a fee upon registration. The fee for initial registration upon adoption of this ordinance, or upon a change of ownership, shall be fifty dollars for up to five residential rental units existing at the rental property, plus twenty dollars for every additional unit. After the initial fee in the first year of registration for a particular owner, the annual renewal fee for that owner shall be twenty dollars for the first five units plus twenty dollars for each additional unit. The fees shall apply whether or not the units are occupied.

(d) Term and renewal. Registrations made after the effective date of this ordinance and prior to June 30, 2017 shall expire on June 30, 2018. Thereafter, registrations shall be effective for one year, beginning on July 1, 2018 and expiring on June 30 of each year. Registrations must be renewed annually.

Registrations shall not be transferable. Upon a change of ownership, the new owner shall register within thirty days after taking title to the property.

18-152. Required information. The registration shall require the following information:

(a) The property address and tax assessor's parcel identification number for the property.

(b) The number of rental units on the property.

(c) Owner's name and mailing address.

(d) Owner's contact information, which shall include residential and business mailing address, telephone number and email address. If the owner is not a natural person, the Owner shall provide the same contact information for each officer, member or manager of any business entity, or in the case of a trust, the contact information for each trustee.

(e) The contact information of a responsible adult residing in Connecticut, or a company doing business in Connecticut, who or which is and shall be responsible for the care, management and maintenance of the property and is authorized to accept legal process and notices on behalf of the owner if the owner resides or has its principal place of business outside of Connecticut.

(f) The name and contact information of any person holding a mortgage on the property.

(g) The name and contact information of the Owner's insurer of the property. The Owner must notify the City in the event of a change or cancellation of insurance on the property.

(h) The registration form shall be signed by the owner, who shall certify that all the information offered in the registration is true and correct to the best of his or her knowledge and belief, so that any willfully false statement will be subject to penalty under the law for the making of a false statement.

(i) Proof of insurance including the name of the insurance company, address, business telephone number of the insurance provider along with a copy of the insurance policy,

along with proof of the insurance coverage amount for both liability and fire, that covers at a minimum the value of the property.

This ordinance shall take effect upon adoption.

Introduced by:

INTRODUCED BY:

COURT OF COMMON COUNCIL

Council President Thomas J. Clarke II

City of Hartford, March 27, 2017

HEADING
AND
PURPOSE

Section 4-5. This section shall apply to all establishments that sell alcoholic beverages, including bars, nightclubs, and lounges, but not restaurants that do not have separate bar service. After 6 p.m. until closing time, a owners and operators of all such establishments shall cause trained security staff to use electronic identification scanners at all entrances to detect false identification and prevent entry by underage customers. The purpose of this section is to protect minors by helping to prevent sale of alcohol to minors carrying false identification.

This ordinance shall take effect upon adoption.



Luke A. Bronin
Mayor

ITEM # 14 ON AGENDA

June 12, 2017

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

RE: Defined Contribution Plan

Dear Council President Clarke:

Attached, for your consideration, please find an ordinance establishing the defined contribution pension plan design and other requirements for all non-union employees hired on or after July 1, 2017. The Court of Common Council authorized the development of this plan by ordinance dated January 23, 2017.

The attached ordinance includes the following design elements:

<i>Employee contribution:</i>	Not less than 3.0%
<i>Employer contribution:</i>	Not less than 3.0% with matching of employee contribution not-to-exceed 7.0%
<i>Employee vesting:</i>	Year one: 0%
	Year two: 20%
	Year three: 50%
	Year four: 80%
	Year five: 100%

Non-union employees hired on or after July 1, 2017 will have the option to participate in this defined contribution plan, as they do with the current defined benefit plan. Employees who choose to participate will be required to contribute a minimum of 3% of their salary to the plan with the ability to increase their contribution to the maximum amount allowed by the Internal Revenue Service. The City will match the employee's contribution up to a maximum of 7%. The defined contribution plan participants will gain a vested interest in the contributions of both the employee and the City in accordance with the schedule shown above.

As you are aware, the Pension Commission is required to administer all of the City's retirement plans and, in accordance with this requirement, will administer this defined contribution plan. The City Treasurer and members of my Administration are available to assist you in reviewing this ordinance.

Respectfully submitted,

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

Luke A. Bronin
Mayor

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

SUBSTITUTE

Introduced by:

Mayor Luke A. Bronin

HEADING AND PURPOSE

AN ORDINANCE AMENDING CHAPTER 2A - PENSIONS, SECTION 2A-5 AND CREATING NEW SECTIONS 2A-45, 2A-46, AND 2A-47 OF THE HARTFORD MUNICIPAL CODE

COURT OF COMMON COUNCIL,
CITY OF HARTFORD

September 11, 2017

Be It Hereby Ordained by the Court of Common Council of the City of Hartford that Chapter 2A, Section 2A-5 of the Municipal Code of Hartford be amended as follows and that Sections 2A-45, 2A-46 and 2A-47 be added as follows:

Article I. General Provisions

Sec. 2A-5. - Definitions.

As used in this chapter, the following terms shall have the meanings ascribed thereto below, unless, and then only to the extent, a subsequent definition specifically provides for a different meaning with respect to any such term within the context of a particular section or subsection.

- (1) " *Actual service* " shall consist, for purposes of establishing both vested (i.e. nonforfeitable) rights to, and eligibility to receive, any benefits provided herein which are conditioned upon the completion of such service, of the following:
 - a. Any period or periods during which a member provided service to the city, library or board by working a full time schedule and for which a member has contributed the requisite portions of his or her earnings to the fund;
 - b. Any of those periods referenced in subsections (1)b.1 through 5 below, during which a member provided service to the city, library or board by working anything less than a full time schedule, and for which a member has contributed the requisite portions of his or her earnings to the fund, including:
 1. Periods of employment in a position in the unclassified service of the city for which the member has timely elected to receive credit for such service pursuant to the provisions of Ordinance Number 50-98;
 2. Periods of employment with the city during which a member worked at least twenty (20) hours a week and was represented for collective bargaining purposes by the Municipal Lawyers Association;
 3. Periods of employment during which a member is, or was, classified as a part time professional employee of the library;
 4. Periods of employment during which a member is, or was, classified as a part time employee of the board; and
 5. Periods of employment after returning from maternity or paternity leave, so long

5. Periods of employment after returning from maternity or paternity leave, so long as the member worked a full time schedule immediately prior to such leave and subsequently returned to full time employment, provided that the member was eligible for, and timely elected to receive, credit for such service pursuant to the provisions of Ordinance No. 18-03.
 - c. Any period or periods of qualified USERRA service as defined in section 2A-7, regardless of whether a member has purchased or otherwise elected to receive USERRA credit pursuant to section 2A-7(d); and
 - d. Any period or periods during which an employee received weekly payments representing income replacement under the Workers' Compensation Act.
- (2) A member's " *basic weekly pay* " shall mean the gross wages that a member would be paid per week based upon the rate of pay used to calculate the lump sum amounts paid to a member on account of accrued vacation and sick time upon his or her termination of employment.
 - (3) A " *break-in-service* " results from any absence, without pay, which lasts more than ninety (90) consecutive days, unless:
 - a. The break-in-service is longer than the period of the employee's prior service, and the member applies for, and is granted, a leave of absence, by the Hartford Court of Common Council;
 - b. The break-in-service is equal to or less than the period of the employee's prior service, and the member applies for, and is granted, a leave of absence by the Pension Commission, provided that an employee whose request for a leave of absence has been denied by the Pension Commission shall have the right, within thirty (30) days of the denial, to apply to the Court of Common Council, which shall make a de novo determination of the employee's request for a leave of absence;
 - c. The absence is caused by a disability that routinely requires the regular attendance of a physician;
 - d. The member was receiving weekly payments representing income replacement under the Worker's Compensation Act during the period of absence; or
 - e. The absence resulted from the member's provision of qualified USERRA service as defined in section 2A-7(a), and, after completing that service, the member returned immediately to city, library or board employment.
 - (4) " *Continuous service* " shall refer to any period of actual service that is not interrupted by a break-in-service.
 - (5) " *Creditable accrued sick time* " shall mean that period of time commencing with the member's effective date of retirement, for which such member would continue to receive his or her basic weekly pay if such member were to receive amounts paid thereto for accrued sick time upon his or her termination of employment on a weekly basis, as opposed to in a lump sum, without regard to whether any days in such time period are or have been designated holidays for active employees.
 - (6) " *Creditable accrued vacation time* " shall mean that period of time between the day following a member's last day of work and the date upon which such member's last day of work would have occurred had such member remained an active employee and received payments for his or her accrued vacation on a weekly basis, as opposed to a lump sum basis, both dates inclusive.
 - (7) " *Creditable accrued vacation and sick time* " shall mean the sum of a member's

creditable accrued vacation time and creditable accrued sick time.

- (8) "*Creditable actual service*" shall include all actual service except: (1) periods of qualified USERRA service for which the member has not purchased or received USERRA credit pursuant to section 2A-7(d); and (2) periods of absence in excess of ninety (90) days, even if such absences do not constitute a break in service for purposes of determining continuity of service, if during such absence the member was receiving neither weekly payments representing income replacement under the Workers' Compensation Act nor earnings from which employee contributions are properly deducted pursuant to the provisions of this chapter.
- (9) A member's "*date of retirement*" shall be established by an application signed by both the member's appointing officer and either the mayor (or his or her designee), or the superintendent of schools (or his or her designee) for employees of the board of education. Payment of a member's retirement allowance shall be subject to the approval of the pension commission as to the member's eligibility, and the amount of his or her allowance.
- (10) *Employee references.* For purposes of this chapter, the following terms shall be utilized in referencing employees.
- a. "*NBU-GG employees*" shall refer to those nonbargaining unit general government employees of the city who are not: (a) sworn police officers or firefighters, (b) board employees, or (c) library employees[, who are members of the fund.]
 1. "*Pre-2011 NBU-GG employees*" shall refer to those NBU-GG employees whose initial date of hire with the City is before January 1, 2011, who are members of the fund.
 2. "*Post-2011 NBU-GG employees*" shall refer to those NBU-GG employees whose initial date of hire with the City is on or after January 1, 2011, but before September 11, 2017, who are members of the fund.
 3. "*Post-2017 NBU-GG employees*" shall refer to those NBU-GG employees whose initial date of hire with the City is on or after July 1, 2017, who shall not be eligible to be members of the fund.
 - b. "*CWA employees*" shall refer to those employee members of the fund who are represented for collective bargaining purposes by the Communication Workers of America.
 - c. "*CHPEA employees*" shall refer to those employee members of the fund who are represented for collective bargaining purposes by the City of Hartford Professional Employees' Association.
 1. "*Pre-1997 CHPEA employees*" shall refer to those CHPEA employees who were hired into the CHPEA bargaining unit before October 1, 1997.
 2. "*Post-1997 CHPEA employees*" shall refer to those CHPEA employees hired into the bargaining unit on or after October 1, 1997 but before June 23, 2003.
 3. "*2003 CHPEA employees*" shall refer to those CHPEA employees whose initial date of employment with the city is on or after June 23, 2003.
 - d. "*HMEA employees*" shall refer to those employee members of the fund who are represented for collective bargaining purposes by the Hartford Municipal Employees' Association ("HMEA").
 1. "*Post-2003 HMEA employees*" shall refer to those HMEA employees whose

initial date of hire with the city is on or after July 1, 2003.

2. *"Pre-2003 HMEA employees"* shall refer to those HMEA employees whose initial date of hire with the city is before July 1, 2003.
3. *"ISD HMEA employees"* shall refer to those members of the fund to whom all of the following criteria apply:
 - (i) Where HMEA employees, employed in the city's former Information Services Department ("ISD"), immediately prior to their layoff or retirement from city employment;
 - (ii) Whose job duties in the ISD were transferred to the city's Metro Hartford Information Services Department ("MHIS");
 - (iii) Were not offered comparable employment in MHIS within twenty-four (24) months following their layoff or retirement;
 - (iv) Whose last day worked with the city due to subsection (ii), above was between the dates of July 1, 2002 and May 30, 2003; and
 - (v) Are currently receiving a retirement allowance from the fund as of June 9, 2008, the date on which the court of common council adopted a resolution affirming the terms of a settlement agreement between HMEA and the city.
- e. *"MLA employees"* shall refer to those employee members of the fund who are represented for collective bargaining purposes by the City of Hartford Municipal Lawyers' Association.
- f. *"NBU-P/F employees"* shall refer to those employee members of the fund who are sworn police officers not represented for collective bargaining purposes by the Hartford Police Union and those employee members of the fund who are firefighters who are not represented for collective bargaining purposes by Local 760, International Association of Firefighters.
 1. *"Pre-1997 NBU-P/F employees"* shall refer to those NBU-P/F employees who were employed as sworn police officers or firefighters before December 31, 1996.
 2. *"Post-1997 NBU-P/F employees"* shall refer to those NBU-P/F employees who were employed as sworn police officers or firefighters on or after December 31, 1996 but before January 1, 2011.
 3. *"2011 NBU-P/F employees"* shall refer to those NBU-P/F employees whose initial date of hire with the City is on or after January 1, 2011.
- g. *"HPU sworn officers"* shall refer to those employee members of the Fund who are sworn police officers represented for collective bargaining purposes by the Hartford Police Union.
 1. *"Post-1999 HPU sworn officers"* shall refer to those HPU sworn officers hired after July 1, 1999.
 2. *"Pre-1999 HPU sworn officers"* shall refer to those HPU sworn officers hired on or before July 1, 1999.
- h. *"HPU non-sworn employees"* shall refer to those employee members of the Fund who are not sworn police officers but are represented for collective bargaining purposes by the Hartford Police Union.
- i. *"Local 760 employees"* shall refer to those employee members of the Fund who are

represented for collective bargaining purposes by Local 760, International Association of Firefighters.

1. " *Post-2003 Local 760 employees* " shall refer to those Local 760 employees hired into the bargaining unit on or after July 1, 2003.
 2. " *Pre-2003 Local 760 employees* " shall refer to those Local 760 employees hired into the bargaining unit before July 1, 2003.
 - j. " *SCGA employees* " shall refer to those employee members of the fund who are represented for collective bargaining purposes by the School Crossing Guards' Association.
 - k. " *NBU-HPL employees* " shall refer to those nonbargaining unit employees of the library who are members of the fund.
 - l. " *Local 1716-HPL employees* " shall refer to those employees of the library who are represented for collective bargaining purposes by Local 1716 who are members of the fund.
 - m. " *NBU-BOE employees* " shall refer to those nonbargaining unit employees of the board who are members of the fund.
 - n. " *Local 78 employees* " shall refer to those employee members of the fund who are represented for collective bargaining purposes by Local 78, Hartford Schools Support Supervisors.
 - o. " *Local 82 employees* " shall refer to those employee members of the fund who are represented for collective bargaining purposes by Local 82, Hartford Education Support Personnel.
 - p. " *Local 818 employees* " shall refer to those employee members of the fund who are represented for collective bargaining purposes by Local 818, Building and Grounds Supervisors.
 - q. " *Local 1018A/B employees* " shall refer to those employee members of the fund who are represented for collective bargaining purposes by Local 1018A/B, Hartford Federation of School Health Professionals who are members of the fund.
 - r. " *Local 1018C employees* " shall refer to those employee members of the fund who are represented for collective bargaining purposes by Local 1018C, Hartford Federation of School Secretaries.
 - s. " *Local 1018D employees* " shall refer to those employee members of the Fund who are represented for collective bargaining purposes by Local 1018D, Hartford Federation of Corridor Supervisors.
 - t. " *Local 2221 employees* " shall refer to those employee members of the Fund who are represented for collective bargaining purposes by Local 2221, Hartford Federation of Paraprofessionals.
 - u. " *HFCDA-BOE* " shall refer to those employee members of the fund who are represented for collective bargaining purposes by Local 1018F, AFT, AFL-CIO.
- (11) A member's " *effective date of retirement* " shall be the day after the period of time following such member's last day of work which is equal to his or her creditable accrued vacation time.
- (12) A member's " *final average pay* " shall be based upon his or her gross earnings only to the extent that: (1) the provisions of this chapter specifically provide for his or her final average pay to be calculated in that manner; and (2) such final average pay is calculated

in accordance with subsection (14). Unless, and then only to the extent, this chapter provides that a member's final average pay is to be based upon his or her gross earnings over a stated period of time, a member's final average pay shall not include any amounts paid to such member upon or by reason of his or her termination of employment either for accrued sick time or as a severance payment.

(13) The "*final average pay period*" for each member shall mean those total number of such member's final years of service from which some subset thereof is to be used for purposes of determining such member's final average pay. Thus, for example, if a member is entitled to have his or her pension benefit calculated on the basis of his or her highest two (2) of his or her last five (5) years of gross earnings, then such member's final average pay period is such five (5) year period. Except as otherwise provided in subsection (14) below, a member's final average pay period shall end on the day prior to his or her effective date of retirement.

(14) Commencing on August 1, 1993, a member's "*gross earnings*" with respect to any year of service shall mean and include all amounts payable by the city directly to such member for services rendered by such member to the city (including, but not limited to, any and all of its agencies, commissions, boards, offices and departments) within such time period which amounts shall include, but not necessarily be limited to, such member's basic salary, payments for or in lieu of overtime, longevity pay, and retroactive pay increases, as and to the extent each is attributable to such services, but, except as provided in this subsection below, shall not include either any amounts paid for services rendered in some other time period or any payments made to a member upon and by reason of his or her termination of employment (including, but not limited to any and all severance payments and lump sum payments for accrued vacation and sick time).

Calculation of gross earnings. Commencing on August 1, 1993, any member whose final average pay is based upon his or her gross earnings over a stated period of time shall have his or her gross earnings adjusted to account for any lump sum payments made to such member for accrued vacation and sick time upon his or her termination of employment by, and only by, adjusting such member's final average pay period such that the last day of that period corresponds to what such member's last day of work would have been had such member continued to work beyond his or her actual last day of work for that period of time equal to his or her creditable accrued vacation and sick time; providing however, that nothing herein shall be construed to permit or require the adjustment of the length of time included within a member's final average pay period. Thus, expressed as a formula, and subject to the foregoing provisos, a member whose final average pay is based on gross earnings shall have his or her final average pay period adjusted as follows:

Last day of final average pay period	=	Last day of work	+	Creditable accrued vacation and sick time
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(15) Commencing on August 1, 1993, a member's "*last day of work*" prior to retirement shall be that date designated by the city as the last day on which he or she was expected to provide services to the city, which, in any case, shall not include any period of time that an employee is carried on the city's books and records as an employee to account for the lump sum payment of accrued vacation time to such member in connection with his or her termination of employment with the city. A member's bona fide absence from

work on any date under and in accordance with the city's personnel rules and/or such member's collective bargaining agreement, as applicable, shall not be considered a basis for determining that such member was not expected to provide services to the city on such date.

- (16) " *Member* " shall mean an individual who, by virtue of his or her employment with the city, library or board:
- a. Is, or was, eligible to participate in the fund;
 - b. Has in fact participated in the fund by satisfying applicable employee contributions; and
 - c. Is either: (1) receiving an allowance provided hereunder; (2) eligible to receive an allowance provided hereunder at some future date certain; (3) continuing to provide employee contributions to the fund as provided hereunder; or (4) no longer providing employee contributions but has not withdrawn such contributions pursuant to the terms hereof.
- (17) " *Qualified surviving spouse* " shall mean the surviving spouse of a member who shall have been married to the member prior to his or her retirement, which, for purposes of this definition only, shall be deemed to mean the date of termination of active employment, including any service attributable to creditable accrued vacation time.

(18) " 401(a) Plan Participants " shall refer to all Post-2017 NBU-GG employees who elect to contribute to the City's 401(a) plan, pursuant to Section 2A-46.

NEW) Section 2A-45. – Section 401(a) Plan Established

There is hereby established a City of Hartford Section 401(a) Defined Contribution Plan ("401(a) Plan"). Post-2017 NBU-GG employees are not eligible to be members of the MERF, but may, upon hire, elect to participate in the City's 401(a) plan.

(NEW) Section 2A-46. – Contributions

- (a) Internal Revenue Code Section 414(h) Pick-up Contributions. The 401(a) Plan will contain a pick-up contribution provision as defined under section 414(h) of the Internal Revenue Code subject to and in accordance with the terms set forth in this subsection. The purpose of this provision is to enable pick-up contributions to the plan to be made in such a manner that the value of such contributions are neither subject to the payment of federal income taxes until such contributions are distributed to such employees, nor withholding of such taxes when such contributions are made to the extent permitted by the Internal Revenue Code. The pick-up contributions of those members who are expressly identified as "401(a) Plan Participants" shall be governed by subsections (a) and (b) of this section.
- a. Post-2017 NBU-GG employees shall elect, within thirty days of the date of hire whether to:
 - a. make a one-time irrevocable election to not participate in the 401(a) Plan; or
 - b. elect for the City to make pick-up contributions in an amount which must be a

minimum of three percent (3.0%) of the 401(a) Plan Participant's base rate of pay ("Pay"). The election to participate and the percentage amount of pick-up contributions, if applicable, is irrevocable and cannot thereafter be changed during the term of that individual's employment as a NBU-GG employee.

- b. The city shall pick up and deposit to the 401(a) Plan all 401(a) Plan Participants' pick-up contributions, as elected by the 401(a) Plan Participant, in accordance with paragraph (i) of this subsection. Nothing herein shall relieve any 401(a) Plan Participant from any obligation to make pick-up contributions to the 401(a) Plan, it being the intent and effect hereof instead, that the city shall deposit each 401(a) plan participant's pick-up contributions to the 401(a) Plan in lieu of such employee making such contributions.
- c. In consideration of the city picking up such pick-up contributions, 401(a) Plan Participants shall have their Pay reduced by an amount equal to the contributions so picked up by the city.

(b) City Contributions. The city shall pay on into the designated account, on an annual basis, an amount equal to the proportion of pay contributed by each 401(a) Plan Participant, provided that the city contribution shall not exceed seven percent (7.0%) of the base rate of pay the 401(a) Plan Participant.

(NEW) Section 2A-47. – Vesting

- (a) A 401(a) Plan Participant's rights to and/or interests in the city contributions, as set forth in Section 2A-46 (b), vest upon completion of the following schedule of continuous years of service, regardless of age:

Year one (1):	zero percent (0.0%)
Year two (2):	twenty percent (20.0%)
Year three (3):	fifty percent (50.0%)
Year four (4):	eighty percent (80.0%)
Year five (5):	one hundred percent (100.0%)

This ordinance shall take effect upon adoption.



ITEM # 15 ON AGENDA

Luke A. Bronin
Mayor

November 13, 2017

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

RE: Pregnancy Information Disclosure and Protection

Dear Council President Clarke:

Attached for your consideration is an ordinance designed to ensure that women seeking reproductive healthcare services are protected from false, misleading, or deceptive practices by crisis pregnancy centers ("CPCs").

CPCs present the appearance of a medical clinic, but often do not have licensed medical providers on site providing care. This ordinance is being proposed in response to concerns that have been raised over the past several months that women have been purposely misled into believing they are seeing a licensed medical provider when they are not.

The ordinance narrowly addresses this issue by (1) requiring centers to disclose whether or not a licensed medical provider is on premise providing care and (2) prohibiting false, misleading, or deceptive advertisement. Penalties of \$100 per day for violations may be imposed. Enforcement of the ordinance will be the responsibility of the Hartford Department of Health & Human Services.

This ordinance is supported by Hartford GYN Center, NARAL Pro-Choice Connecticut, the Connecticut Coalition for Choice, Planned Parenthood of Southern New England, the Hispanic Health Council, True Colors, the National Institute for Reproductive Health, Physicians for Reproductive Health, Councilwoman Wildaliz Bermudez, and many others. The ACLU of CT also supports the proposed language.

Respectfully submitted,

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

Luke A. Bronin
Mayor

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

Introduced by:

Mayor Luke A. Bronin

HEADING
AND
PURPOSE

**AN ORDINANCE AMENDING CHAPTER 17 OF THE HARTFORD MUNICIPAL
CODE TO ADD ARTICLE VI – PREGNANCY INFORMATION DISCLOSURE AND
PROTECTION**

COURT OF COMMON COUNCIL,
CITY OF HARTFORD

November 13, 2017

Be it ordained by the Court of Common Council of the City of Hartford that Chapter 17 of the Municipal Code be amended to add Article VI. – Pregnancy Information Disclosure and Protection as follows.

ARTICLE VI. – PREGNANCY INFORMATION DISCLOSURE AND PROTECTION

Section 17-138. Findings

(a) The Council's intention is to ensure that individuals in Hartford have access to comprehensive information about, and timely access to, all types of reproductive health services including, but not limited to, pregnancy, prenatal care, emergency contraception, and abortion.

(b) Pregnancy decisions are time sensitive, and care early in pregnancy is important, whether a woman chooses to continue her pregnancy and needs prenatal care or wants to end her pregnancy and needs an abortion. Connecticut prioritizes the health of women and families, and low-income women can receive immediate access to free or low-cost comprehensive family planning services and pregnancy-related care through Connecticut's Medicaid program.

(c) Prenatal care, abortion and emergency contraception are all time sensitive services. Increasing the proportion of women receiving adequate and early prenatal care is a pronounced objective of the United States Department of Health and Human Services. The federal Centers for Disease Control and Prevention urges that comprehensive prenatal care begin as soon as a woman decides to become pregnant. Similarly to prenatal care, delayed access to abortion and emergency contraception poses a threat to public health. Delay in accessing abortion or emergency contraception creates increased health risks and financial burdens and may eliminate a women's ability to obtain these services altogether, severely limiting her reproductive health options. Delays in deciding to terminate a pregnancy, in particular, may mean that a less invasive method is no longer available or that the woman is prevented from choosing an abortion altogether.

(d) A woman's right to choose whether to terminate a pregnancy is protected by both the federal and state Constitutions, and is protected from interference by third parties and the government.

(e) Many people have deeply held religious and moral beliefs both supporting and opposing abortion, and the City respects the right of individuals to express and promote such beliefs.

(f) In recent years, clinics that seek to counsel clients against abortion have become common throughout Connecticut, with more than 20 such clinics in the state. These clinics are often referred to as crisis pregnancy centers ("CPCs"). Although some CPCs are licensed to provide various medical services to pregnant women, most CPCs are not licensed medical clinics.

(g) While some CPCs openly acknowledge, in their advertising and their facilities, that they do not provide abortions or emergency contraception or refer clients to other providers of such services, many CPCs, through their appearance and services offered, appear to offer abortion services and unbiased and comprehensive counseling. Moreover, some CPCs have engaged in conduct that intentionally leads clients to believe that they are in a reproductive health care facility and/or have received reproductive health care and counseling from a licensed medical provider when, in fact, they have not.

(h) The Council finds that there are CPCs in Hartford that advertise as medical facilities and use signage similar to actual medical facilities.

(i) It is vital that pregnant women in Connecticut know whether they are getting medical care from licensed professionals. Facilities that advertise and provide pregnancy testing and care must advise clients, at the time they are seeking or obtaining care, whether or not these facilities have licensed medical professionals on staff who provide or directly supervise that care.

(j) Many CPCs advertise on billboards, mass-transit facilities, and through websites, and some CPCs utilize a technology that allows them to target social media advertisements to women when they approach or enter an abortion clinic.

(k) Most clients do not come to CPCs as a result of a referral from a medical professional. Clients with an unplanned pregnancy or at risk of an unplanned pregnancy are often experiencing emotional and physical stress and are therefore especially susceptible to false or misleading elements in advertising by CPCs. These circumstances raise the need for regulation that is more protective of consumers of pregnancy center services.

(l) Because of the time-sensitive and constitutionally protected nature of the decision to terminate a pregnancy, false and misleading advertising by clinics that do not offer or refer clients for abortion or emergency contraception is of special concern to the City. When a woman is misled into believing that a clinic offers services that it does not in fact offer, she loses time crucial to the decision whether to terminate a pregnancy. Under these circumstances a client may also lose the option to choose a less invasive method, or to terminate the pregnancy at all.

(m) The City respects the right of pregnancy services centers to counsel against abortions, if the centers are otherwise operating in compliance with this Chapter, and the City does not intend by this Chapter to regulate, limit, or curtail such advocacy. However, women seeking medical care or those who have chosen to terminate a pregnancy should not be misled and delayed by the actions or false advertising of CPCs.

(n) After carefully balancing the constitutionally protected right of a woman to choose to terminate her pregnancy, the right of individuals to express their religious and ethical beliefs about abortion, and the harm to women effected by even slight delays that can be caused by false advertising for pregnancy and/or abortion services, the City has determined that there exists a need to regulate false and misleading advertising by pregnancy services centers and to require that pregnancy centers make certain disclosures to ensure that patients are adequately informed when they seek services at a pregnancy services center.

Section 17-139. Definitions

For the purposes of this Chapter, the following terms shall have the following meanings:

(a) "Abortion" shall mean the termination of a pregnancy for purposes other than producing a

live birth. "Abortion" includes, but is not limited to, a termination using pharmacological agents.

(b) "Client" shall mean an individual who is inquiring about or seeking services at a pregnancy services center.

(c) "Emergency contraception" shall mean one or more prescription drugs (1) used separately or in combination, to prevent pregnancy, when administered to or self-administered by a patient, within a medically-recommended amount of time after sexual intercourse, (2) dispensed for that purpose in accordance with professional standards of practice, and (3) determined by the United States Food and Drug Administration to be safe for that purpose.

(d) "Health information" shall mean any oral or written information in any form or medium that relates to health insurance and/or the past, present, or future physical or mental health or condition of a client.

(e) "Licensed medical provider" shall mean a person licensed or otherwise authorized under the provisions of federal, state, or local law to provide medical services.

(f) "Pregnancy services center" shall mean a facility, including mobile facilities, the primary purpose of which is to provide services to women who are or may be pregnant, that either (1) offers obstetric ultrasounds, obstetric sonograms or prenatal care to pregnant women, or (2) has the appearance of a medical facility. A pregnancy service center has the appearance of a medical facility if two or more of the following factors are present:

- (1) The facility offers pregnancy testing and/or pregnancy diagnosis;
- (2) The facility has staff or volunteers who wear medical attire and uniforms;
- (3) The facility contains one or more examination tables;
- (4) The facility contains a private or semi-private room or area containing medical supplies and/or medical instruments;
- (5) The facility has staff or volunteers who collect health information from clients; or
- (6) The facility is located on the same premises as a state-licensed medical facility or provider or shares facility space with a state-licensed medical provider.

It shall be prima facie evidence that a facility has the appearance of a medical facility if it has two or more of the characteristics listed above. "Pregnancy service center" does not include or mean any facility or office that is licensed by the state of Connecticut or the United States government to provide medical or pharmaceutical services or where a licensed medical provider is present to directly provide or directly supervise the provision of all services described in this subdivision that are provided at the facility.

(g) "Premises" shall mean land and improvements or appurtenances or any part thereof.

(h) "Prenatal care" shall mean services consisting of physical examination, pelvic examination, or clinic laboratory services provided to a woman during pregnancy. Clinic laboratory services refers to the microbiological, serological, chemical, hematological, biophysical, cytological, or pathological examination of materials derived from the human body, for the purposes of obtaining information, for the diagnosis, prevention, or treatment of disease or the assessment of health condition.

Section 17-140. Required Disclosures

(a) A pregnancy services center shall disclose if it does or does not have a licensed medical

provider on the premises who provides or directly supervises the provision of all of the services at such pregnancy services center.

(b) The disclosures required by this section must be provided:

(1) in writing, in English and Spanish in a size and style as determined in accordance with rules promulgated by the City Department of Health and Human Services on (A) at least one sign conspicuously posted in the entrance of the pregnancy services center; (B) at least one additional sign posted in any area where clients wait to receive services; and (C) in any advertisement promoting the services of such pregnancy services center in clear and prominent letter type and in a size and style to be determined in accordance with rules promulgated by the Department; and

(2) orally, whether by in person or telephone communication, upon a client or prospective client request for any of the following services: (A) abortion; (B) emergency contraception; or (C) prenatal care.

(c) Penalty. Covered facilities that fail to comply with the requirements of this Section (Required Disclosures) of this Chapter are liable for a civil penalty of one hundred dollars (\$100) per offense. Each day any such violations continue shall constitute a separate offense.

Section 17-141. Prohibition of false, misleading, or deceptive advertising

(a) It is unlawful for any pregnancy services center, with intent directly or indirectly to perform pregnancy-related services (professional or otherwise), to make or disseminate or cause to be made or disseminated any statement concerning those services, professional or otherwise, or concerning any circumstance or matter of fact connected with the proposed performance or disposition thereof, which is untrue, misleading, or deceptive, whether by statement or omission, that the pregnancy services center knows, or which by the exercise or reasonable care should know, to be untrue or misleading. This prohibition applies to statements made before the public in the city or statements that are made, disseminated or caused to be disseminated from the city before the public anywhere, in any newspaper or other publication, or in any other manner or means whatsoever, including over the Internet.

(b) It is unlawful for any pregnancy services center, with intent directly or indirectly to perform pregnancy-related services (professional or otherwise), to make or disseminate or cause to be so made or disseminated any such statement identified in subsection (a) as part of a plan or scheme with the intent not to perform the services expressly or impliedly offered, as advertised.

(c) Penalty. Covered facilities that fail to comply with the requirements of this Section (Prohibition of False, Misleading, or Deceptive Advertising) of this Chapter are liable for a civil penalty of one hundred dollars (\$100) per offense. Each day any such violations continue shall constitute a separate offense.

Section 17-142. Enforcement and opportunities to cure

(a) The City Department of Health and Human Services may enforce the provisions of Section 3 (Required Disclosures) and Section 4 (Prohibition of False, Misleading, or Deceptive Advertising) of this Chapter through a civil action in any court of competent jurisdiction, following exhaustion of administrative remedies. Prior to initiating a civil action, the City shall:

(1) Provide the covered facility with written notice of noncompliance, which informs the

facility that it is subject to a civil penalty if it does not correct the violation within ten (10) days from the date the notice is sent to the facility.

(2) Verify that the violation was not corrected within the ten-day period described in paragraph (1).

(b) Any civil penalties imposed by the court pursuant to Sections 3(e) or 4(c) of this Chapter shall be paid to the City of Hartford.

(c) Upon a finding by a court of competent jurisdiction that a pregnancy services center has violated Section 3 or 4 of this Chapter, the City shall be entitled to recover penalties from each and every party responsible for the violation. In addition, if the City prevails it shall be entitled to reasonable attorney's fees and costs pursuant to order of the court.

(d) Nothing in this Chapter shall be interpreted as restricting or otherwise limiting the enforcement authority that state law or the Charter or Municipal Code vest in the City, its agencies, officers or employees or any state agency.

(e) Nothing in this Chapter shall be interpreted as creating a right of action for any party other than the City.

(f) Nothing in this Chapter shall be interpreted as restricting, precluding or otherwise limiting a separate or concurrent criminal prosecution under the Municipal Code or state law. Jeopardy shall not attach as a result of any court action to enforce the provisions of this Chapter.

Section 17-143. General provisions.

(a) Severability. If any section, subsection, sentence, clause, or phrase of this ordinance is for any reason held to be invalid or unconstitutional by a decision of any court of competent jurisdiction, such decision shall not affect the validity of the remaining portions of the ordinance.

(b) No Conflict with State or Federal Law. Nothing in this ordinance shall be interpreted or applied so as to create any requirement, power, or duty in conflict with any federal or state law.

(c) Undertaking for the General Welfare. In adopting and implementing this ordinance, the City of Hartford is assuming an undertaking only to promote the general welfare. It is not assuming, nor is it imposing in its officers and employees, an obligation for breach of which it is liable in money damages to any person who claims that such breach proximately caused injury.

This ordinance shall become effective 30 days from the date of passage.



Luke A. Bronin
Mayor

ITEM # 16 ON AGENDA

October 23, 2017

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

RE: LGBTQ+ Commission Appointees

Dear Council President Clarke:


Attached for your consideration is a resolution confirming my appointment of three individuals to the Commission on Lesbian, Gay, Bisexual and Transgender Issues: Bulaong M. Ramiz, Curtis H. Porter III, and Erica F. Richmond- and my reappointment of Sean Casey Bradbury, current Commission Chair. Please note that, at the request of the current members, I have submitted, to the Council, an ordinance changing the name of the Commission to the "Hartford LGBTQ+ Commission".

The purpose of the Commission is to assist in the elimination of bigotry, discrimination and prejudice against individuals of the lesbian, gay, bisexual, transgender, and questioning community in the city of Hartford. The Commission may do so by making recommendations to the Council on policies, services, goals, and administration and their impact on the LGBTQ+ community as well as holding public forums, providing and gathering information, and serving as a clearinghouse for information and resources.

Ms. Ramiz is currently the Director of the Multicultural Resource Center at Amherst College. In that position and others, she has worked with and supported a variety of affinity groups and focused on diversity, inclusion and community building. She holds a B.A. degree in Race and Ethnic Studies and an M.S. in Counseling. Mr. Porter holds degrees in Communication and Public Administration and is currently a Program Assistant at the STEM Magnet School at Betances. He is National Vice President of Lambda Theta Phi, the "Voice of the Latino Greek Movement" and is a board member of the Julio Lozada Foundation. Reverend Erica Richmond is currently the Palliative Care Chaplain at Hartford Hospital. She is the affiliated community minister at the Unitarian Society of Hartford and a board member of the Discovery Center. She regularly presents workshops, including "Racism in the Deep North" and "LGBTQ Populations and Chaplaincy".

I am pleased to appoint these skilled and committed individuals to this important commission. Their resumes are attached for your review.

Respectfully submitted,


Luke A. Bronin
Mayor

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

INTRODUCED BY:
Luke A. Bronin, Mayor

COURT OF COMMON COUNCIL,
City of Hartford, October 23, 2017

WHEREAS, The LGBTQ+ Commission assists in the elimination of bigotry, discrimination and prejudice against individuals who are lesbian, gay, bisexual, transgender, queer, or questioning, and

WHEREAS, The Mayor has appointed Bulaong M. Ramiz, Curtis H. Porter III, and Erica F. Richmond and has reappointed Sean Casey Bradbury as members of the Commission, now, therefore be it

RESOLVED, That the Court of Common Council hereby confirms the appointment of the following individuals to the LGBTQ+ Commission:

Bulaong M. Ramiz (D) 535 Hillside Avenue, Hartford 06106
Appointed to a term expiring June 8, 2020
(Replacing Brenda Taylor)

Curtis H. Porter III (D) 38 Catherine Street, Hartford 06106
Appointed to a term expiring June 8, 2020
(Replacing Michael A. Jones)

Erica F. Richmond (D) 34 Fairview Street, Apt. B4, West Hartford 06119
Appointed to a term expiring June 8, 2020
(Replacing David Cedar)

and be it further

RESOLVED, That the court of Common Council hereby confirms the reappointment of the following individual the LGBTQ+ Commission:

Sean Casey Bradbury (D) 153 Whitney Street, Hartford 06105
Reappointed to a term expiring June 8, 2010

RESOLUTION TO SUPPORT SB 11 AND OTHER CANNABIS LEGALIZATION BILLS

INTRODUCED BY:
MINORITY LEADER WILDALIZ BERMUDEZ

Court of Common Council
City of Hartford March 27, 2017

WHEREAS, four bills have been introduced in the General Assembly that would end marijuana prohibition for adults and replace it with a system that would tax and regulate marijuana like alcohol:

- **SB 11**: An Act Concerning the Legalization and Taxation of the Retail Sale of Marijuana, introduced by Senator Martin Looney
- **HB 5314**: An Act Concerning the Regulation and Taxation of the Retail Sale and Cultivation of Marijuana for Use by Persons Twenty-One Years of Age or Older, introduced by State Representative Melissa Ziobron
- **HB 5539**: An Act Concerning the Legalization, Taxation and Regulation of the Retail Sale and Use of Marijuana, introduced by State Representative Juan Candelaria
- **HB 6518**: An Act Concerning the Retail Sale of Marijuana, introduced by State Representative Toni Walker

WHEREAS, the War on Drugs has been an abject failure in reducing crime and addiction; and

WHEREAS, the War on Drugs has been cited as a *cause* of violent crime in our neighborhoods¹; and

WHEREAS, in New England, Massachusetts and Maine have legalized Cannabis, in total eight states across the country and as well as DC; and

WHEREAS, there is a projected State revenue of \$100 Million² dollars if legalization were to pass at a time when our state is in a financial deficit and additional economic developments are needed; and

WHEREAS, despite decriminalization of small amount of cannabis, both arrests and issuance of cannabis citations remains racially disproportionate³; now therefore be it

RESOLVED, that the Court of Common Council hereby recommend that the Hartford Delegation of elected officials Support SB 11, HB5314, HB5539, and HB6518; and, be it further

RESOLVED, the Hartford Delegation insist on measures to ensure Racial Equity in ownership and employment of new Cannabis related business; and, be it finally

RESOLVED, that Development Services for the City of Hartford produce an economic impact study on the opportunities for economic development, revenue, and employment for the City of Hartford in the event that Cannabis becomes a legal industry in CT.

¹<https://www.theatlantic.com/politics/archive/2014/03/america-has-a-black-market-problem-not-a-drug-problem/284447/>

² <http://www.courant.com/news/connecticut/hc-marijuana-public-hearing-20170306-story.html>

³<https://trendct.org/2016/09/26/where-connecticut-residents-have-been-arrested-the-most-for-marijuana-possession/>



Luke A. Bronin
Mayor

ITEM # 18 ON AGENDA

December 11, 2017

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

RE: Admission Surcharge – Dunkin' Donuts Park

Dear Council President Clarke:

Attached for your consideration is an ordinance amending Section 32-61(a) of the Municipal Code to reduce, from 10% to 5%, the City's admission surcharge on events held at Dunkin' Donuts Park. This amendment is in accordance with Public Act 17-2 (the 2017 Budget Act) passed in the June Special Session of the Connecticut General Assembly.

The 2016 State Budget Act (Public Act 16-3) provided municipalities with the option of imposing an admission surcharge of 5% on places of amusement, entertainment or recreation, except that an exception was made for Dunkin' Donuts Park such that the surcharge might be 10%. The Council, on January 30, 2017, adopted an ordinance which added Sections 61 and 62 to the Municipal Code to allow the 10% surcharge to be imposed.

The 2017 Budget Act repealed the exception for Dunkin' Donuts Park. One result of this action is that the State will collect a 10% surcharge from the Park as revenue to the State. The City may impose an additional 5% surcharge and retain that revenue. The attached ordinance implements the State Legislative action. The estimated revenue for FY 2018 from the surcharge was \$290,000. By adopting the proposed amendments, the City will retain approximately half of that revenue in the current fiscal year.

Respectfully submitted,

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

Luke A. Bronin
Mayor

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

Introduced by:

Mayor Luke A. Bronin

HEADING
AND
PURPOSE

**AN ORDINANCE AMENDING CHAPTER 32 ARTICLE III OF THE HARTFORD
MUNICIPAL CODE RE ADMISSIONS SURCHARGE**

COURT OF COMMON COUNCIL,
CITY OF HARTFORD

December 11, 2017

Be it ordained by the Court of Common Council of the City of Hartford that Chapter 32 Article III of the Municipal Code be amended as follows.

ARTICLE III. – ADMISSIONS SURCHARGE

Sec. 32-60. - Definition.

Admission surcharge means the amount paid, whether in the form of a ticket price, license fee, skybox, luxury suite or club seat rental charge or purchase price, or otherwise, for the right or privilege to have access to the Hartford Yard Goats Stadium, known as Dunkin' Donuts Park, exclusive of any charges for instruction, and including any preferred seat license fee or any other payment required in order to have the right to purchase seats or secure admission to any event at said location.

Sec. 32-61. - Surcharge.

- (a) Pursuant to [Sec. 185 and Sec. 186 of Public Act No. 16-3 of the May] Subsection (a) of Section 7-168a of the Connecticut General Statutes, as amended by Section 111 of Public Act 17-2 of the June Special Session of the General Assembly, there is hereby imposed a [ten (10)] five (5) percent admission surcharge, as defined in Sec. 32-60, to all events at Dunkin' Donuts Park, except when all of the proceeds from an event inure exclusively to an entity which is exempt from federal income tax under the Internal Revenue Code, provided such entity actively engages in and assumes the financial risk associated with the presentation of such event.
- (b) The surcharge shall be imposed on the facility at which such event takes place, and reimbursement for the surcharge shall be collected from the purchaser upon payment of the admission charge.
- (c) The surcharge, when added to the admission charge, shall be a debt from the purchaser to the facility and shall be recoverable at law. The facility shall remit the total amount of all surcharges imposed pursuant to this Ordinance to the City of Hartford in accordance with G.S. § 12-581. The surcharge hereby imposed shall be subject to the provisions of G.S. Ch. 226a in the same manner as a tax imposed pursuant to said chapter.

This ordinance shall become effective upon passage.

HEADING
AND
PURPOSEAN ORDINANCE AMENDING CHAPTER 2, SECTION 2-850 OF THE
HARTFORD MUNICIPAL CODECOURT OF COMMON COUNCIL,
CITY OF HARTFORDDecember 11, 2017

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

That Chapter 2, Section 2-850, of the Municipal Code of the City of Hartford be amended as follows:

Sec. 2-850. - Residency requirements.

(A) All council and Mayor appointees and Unclassified Employees employed by the City, shall maintain a continuous residence in the City during the period of such appointment or employment. This section shall not apply to new employees or appointees during the first six (6) months of such employment or appointment. If such individual ceases to be a bona fide resident of the City once the residency has been established or fails to become a bona fide resident within six (6) months of the appointment or employment, the Council shall, by a vote of seven (7) members, send notice to the mayor that pursuant to the provisions of Chapter V, section 3(c) of the Hartford Charter, the office or position of the individual who has failed to remain a bona fide resident of Hartford shall thereupon become vacant, and such appointment or employment shall terminate.

Bona fide resident is defined as:

- (1) An employee who has a Hartford mailing address. A post office address does not qualify as a bona fide Hartford address;
- (2) Be a registered Hartford voter;[and]
- (3) If the employee owns a motor vehicle, said motor vehicle must be registered in the City of Hartford; and
- (4) An employee who reports a Hartford primary address on federal income tax filings.

(B) The provisions of subsection (A) above shall not apply to individuals who were employees and appointees at the time of the effective date of this section.

This ordinance shall take effect upon adoption.

INTRODUCED BY:
Thomas J. Clarke II, Council President

COURT OF COMMON COUNCIL
City of Hartford December 11, 2017

WHEREAS, Pursuant to Chapter IV, Section 5 of the City Charter, the Court of Common Council will cancel the second regular meeting scheduled for December due to the Holiday Season; now, therefore, be it

RESOLVED, The Court of Common Council Meeting scheduled to take place on Tuesday, December 26, 2017, is hereby cancelled.

INTRODUCED BY:
Council President Thomas J. Clarke II

COURT OF COMMON COUNCIL
City of Hartford, December 11, 2017.

**RESOLUTION AUTHORIZING THE ISSUANCE AND SALE OF NOT EXCEEDING
\$600,000,000 CITY OF HARTFORD, CONNECTICUT REFUNDING BONDS**

WHEREAS, the City of Hartford, Connecticut (the "City") has heretofore issued approximately \$542,000,000 general obligation bonds of the City (the "Prior Bonds") to finance capital improvement projects of the City approved by the Common Council of the City;

WHEREAS, the General Assembly has adopted Public Act 17-2, Sections 349 through 376 (the "Act"), which allows certain municipalities meeting certain criteria to issue refunding bonds secured by contract assistance provided by the State of Connecticut ("Contract Assistance Refunding Bonds");

WHEREAS, the Act also allows such municipalities to issue refunding bonds secured by a pledge of property taxes of the municipality ("Property Tax Refunding Bonds"); and

WHEREAS, the Act also allows such municipalities to issue general obligation refunding bonds secured by a special capital reserve fund established pursuant to the Act ("SCRF Refunding Bonds"); and

WHEREAS, such Contract Assistance Refunding Bonds, Property Tax Refunding Bonds and SCRF Refunding Bonds, or a combination thereof (collectively, the "Refunding Bonds"), may be issued pursuant to the terms of one or more Trust Indentures ("Trust Indentures"), by and between the City and one or more banks, trust companies or national banking associations to be appointed by the Mayor and the City Treasurer (the "Trustees");

WHEREAS, the principal of and interest on the Refunding Bonds may be additionally secured by one or more financial guaranty insurance policies ("Insurance Policies") issued by one or more financial guaranty insurance companies ("Bond Insurers") or an irrevocable direct-pay letter of credit, guaranty, surety agreement, standby bond purchase agreement or other credit enhancement or liquidity facility ("Credit Facilities") issued by one or more financial institutions ("Credit Facility Providers") pursuant to the terms and conditions of a commitment letter or a reimbursement agreement ("Commitments");

WHEREAS, the Refunding Bonds may be sold in competitive offerings, negotiated underwritings with one or more underwriters or syndicate of underwriters to be appointed by the Mayor and the City Treasurer ("Underwriters"), or in private sales with one or more financial institutions ("Purchasers") pursuant to one or more bond purchase agreements ("Bond Purchase Agreements") by and between the City and the Underwriters or Purchasers, and through the use of one or more preliminary and final official statements or other offering documents (together, "Official Statements") of the City; and

WHEREAS, the City desires to refund all or a portion of its Prior Bonds utilizing the provisions of the Act by issuing the Refunding Bonds;

NOW, THEREFORE, BE IT RESOLVED:

Section 1. Not exceeding \$600,000,000 aggregate principal amount of Refunding Bonds of the City, or so much thereof as the Mayor and City Treasurer shall determine to be necessary, are hereby authorized to be issued to refund all or any portion of the Prior Bonds to provide debt service relief and restructure debt service payments of the City. The Refunding Bonds shall be issued in one or more series, with such names, in such principal amounts, as serial bonds, term bonds or capitalized interest bonds, and at such times as the Mayor and City Treasurer shall determine to be most opportune

for the City. The Refunding Bonds shall mature on such date or dates and in such amounts as shall be determined by the Mayor and the City Treasurer, subject to the provisions of the Act, and shall bear interest payable at such rate or rates, including fixed rates, variable rates based on such indices and at taxable rates, as shall be determined by the Mayor and the City Treasurer. The issuance of Refunding Bonds the interest on which is included in gross income for federal income tax purposes is determined to be in the public interest. The Refunding Bonds shall be executed in the name and on behalf of the City by the manual or facsimile signatures of the Mayor and the City Treasurer, bear the City seal or a facsimile thereof, and be approved as to their legality by the City's bond counsel. The Refunding Bonds may be secured by contract assistance of the State and property taxes of the City pledged pursuant to a Trust Indenture (as defined below) and special capital reserve funds. The Refunding Bonds may be designated general obligations of the City and recite that every requirement of law relating to their issuance has been duly complied with, that such bonds are within every debt and other limit prescribed by law, and that the full faith and credit of the City are pledged to the payment of the principal thereof and interest thereon. The aggregate denominations, form, details, and other particulars thereof, including the certifying, paying, registrar and transfer agent, shall be subject to the approval of the Mayor and the City Treasurer.

Section 2. For the purpose of providing for the issuance of the Refunding Bonds and further setting forth the terms and provisions applicable to the Refunding Bonds, the Mayor and the City Treasurer are authorized to execute and deliver the Trust Indentures.

Section 3. For the purpose of additionally securing the principal of and interest on the Refunding Bonds, the Mayor and the City Treasurer are authorized to (a) negotiate with Bond Insurers and Credit Facility Providers to obtain Commitments for Insurance Policies or Credit Facilities on such terms and conditions as shall be determined by the Mayor and the City Treasurer to be in the best interest of the City, (b) appoint Bond Insurers or Credit Facility Providers to additionally secure the principal of and interest on the Refunding Bonds and (c) execute and deliver such Commitments and such other documents pertaining thereto.

Section 4. The Refunding Bonds may be issued in one or more series and sold in competitive offerings, negotiated underwritings or private sales, as determined by the Mayor and the City Treasurer. The Mayor and the City Treasurer are authorized to execute Bond Purchase Agreements for the sale of the Refunding Bonds.

Section 5. For the purpose of providing for the public offering and sale of the Refunding Bonds, the Mayor and the City Treasurer are authorized to prepare and distribute Official Statements of the City setting forth customary disclosure of the City, summarizing the terms of the Refunding Bonds, the security and sources of payment therefor, the plan of finance and other pertinent matters regarding the Refunding Bonds, and any amendment or supplement thereto in connection with and after the sale of the Refunding Bonds.

Section 6. The net proceeds of the Refunding Bonds, after payment of Underwriters' discount and other costs of issuance, shall be deposited in irrevocable escrow accounts in amounts sufficient to pay the principal of, interest and redemption premium, if any, due on the Prior Bonds to maturity or earlier redemption pursuant to the plan of refunding. The Mayor and the City Treasurer are authorized to appoint escrow agents and other professionals and to execute and deliver any and all escrow agreements, investment agreements and other related agreements necessary to provide for the payment of the Prior Bonds and otherwise provide for the transactions contemplated hereby.

Section 7. The Mayor and the City Treasurer are authorized to appoint or approve of financial advisors, Trustees, Underwriters, Bond Insurers, Credit Facility Providers and any other consultants or professionals required and execute and deliver any and all documents required thereby or in connection therewith.

Section 8. The Mayor and the City Treasurer are authorized to, and if any such action shall heretofore have been taken, such action is hereby ratified and confirmed, (a) publish such notices, to hold such hearings, to make such representations and agreements, and to take such other actions as shall be necessary or desirable, (b) make, execute and deliver all such additional and supplemental documents, including, but not limited to any continuing disclosure agreements, tax regulatory agreements, tax forms, investment agreements, intercreditor agreements and assignments, and (c) to do and

perform such acts and to take such actions as may be necessary or desirable for the consummation of the transactions provided for and contemplated by this resolution, the Trust Indentures, Bond Purchase Agreements and the Official Statements, including, without limitation, any amendments or supplements to any of the foregoing documents after the issuance of the Refunding Bonds.

Section 9. The Mayor is authorized in the name and on behalf of the City to apply for and accept any and all Federal and State grants-in-aid to refinance the Prior Bonds and is further authorized to expend said funds in accordance with the terms hereof and in connection therewith.

INTRODUCED BY:
Council President Thomas J. Clarke II

COURT OF COMMON COUNCIL
City of Hartford, December 11, 2017.

RESOLVED, the Court of Common Council urges the administration to stimulate the hiring practices of the police department; with a defined collaborative plan including human resources on the preemptive measures to recruit, promote and retain Hartford residents and minorities; and

Be It Further RESOLVED, The Court of Common Council further encourages the administration to extend the posting period for Hartford Residents and provide Council with a detailed quality of life report on the methods to be employed throughout this and future police recruitment, promotion and retention processes.

INTRODUCED BY
Larry Deutsch, Councilperson

COURT OF COMMON COUNCIL
December 11, 2017

WHEREAS, residents of the City of Hartford have benefitted for over a hundred years as they have paid for and built a system of free public libraries with diverse collections of materials and activities which serve the people in and around the City, and

WHEREAS, there have been reports and observations of removal for dispersion or destruction of materials and means for the public to access these properties through an established set of neighborhood library branches, and

WHEREAS, these activities may result in permanent loss in public access to these means and materials with discriminatory impact on portions of our population of all ages, neighborhoods, and wealth and work status, that rely on them for education, work success, and cultural quality of life, and

WHEREAS, these materials and means to maintain them accessible for public use have been established under a common public trust through public labor and taxation and is now managed independently through current Hartford Public Library administration, through a two-century long series of Public Acts, including:

- a. joint Senate and House Resolve of the Connecticut Legislature in 1893 "Authorizing the City of Hartford to appropriate Money for the Support of a Free Public Library", the charter of the City of Hartford was amended with concurrent vote of the Court of Common Council of Hartford, to allow appropriation of up to one-half of one mill of the City grand list "for the purpose of supporting and maintaining a free public library and art gallery...
- b. in 1925, "An Act Amending the Charter of the Hartford Public Library, was passed that stated such public library "shall have and enjoy such rights, privileges and immunities as are or may be granted to public libraries under the provisions of the general statutes",...
- c. in 2010, Public Act 108 was passed by the Connecticut Legislature to make changes to state statute to allow greater municipal control to more directly fund and operate a public library, ...
- d. in recent years this Court of Common Council has had a structural inability to control or direct how grand list funds are spent by the Hartford Public Library on behalf of its residents, who have organized in their opposition to how grand lists funds are being used to support extensive program and salary costs versus operational costs for certain neighborhood library branches, and

WHEREAS, efforts to improve efficiency and coordination for facilities and staffing with nearby schools of the Board of Education and other agencies, along with fund-raising from additional sources, proceed, therefore be it

RESOLVED, that City of Hartford Court of Common Council, as the elected body accountable to residents of the City and State services, branches, and properties:

- A. Investigate these reports and observations of dispersion and destruction of this public system and its materials and branches;
- B. Calls upon Hartford's delegation and the Connecticut General Assembly to re-examine its past legislation including Special Acts in February 1897 and later (Special Act No. 26) of March 13, 1925 to recognize that the entity known as the Hartford Public Library is subject to state statute, so that this Court of Common Council can enact said statutes to better direct the funding and operation with a Department of Public Libraries to avoid duplicated job functions with high programming and salary costs and provide fair, equitable, responsive operation of a free public library as already allowed in its municipal charter and code;
- C. Demands an immediate halt to such activities which may cause irreparable harm to a public whose people of all means and ages may rely on Hartford's public libraries for access to education, work, and cultural life through facilities responsive to their needs and control.

Appendix:

"A library is not a luxury but one of the necessities of life." – **Henry Ward Beecher**

"The only thing that you absolutely have to know, is the location of the library." – **Albert Einstein**

"Whatever the cost of our libraries, the price is cheap compared to that of an ignorant nation." - **Walter Cronkite**

"There is a positive and statistically significant relationship between children's services in public libraries and early reading success at school... When the act of reading extends beyond the schoolroom and becomes part of daily life, ongoing literacy is on its way to becoming a reality... In an increasingly global, technological economy...young people must also be able to work comfortably with people from other cultures, solve problems creatively, write and speak well, think in a multidisciplinary way, and evaluate information critically." -- **American Library Association.**

INTRODUCED BY:
Councilman John Q. Gale
Councilman Julio Concepcion
Councilman James Sanchez
Councilwoman Glendowlyn Thames

COURT OF COMMON COUNCIL
City of Hartford December 11, 2017

RESOLUTION Regarding Continued Development of the Hartford Riverfront

WHEREAS, Hartford was founded in 1636 on the Connecticut River; and

WHEREAS, during its first three hundred years, Hartford consistently interacted with the Connecticut River for commerce, food and sport; and

WHEREAS, As the city, state and region grew, the Connecticut River became increasingly polluted due to industrial, household and storm water discharges and runoff; and

WHEREAS, After severe flooding in 1936 and 1938, a series of dikes were constructed which were designed to prevent the devastation seen in those years, but which had the side effect of cutting off the city from the river; and

WHEREAS, At the same time the development of the automobile created a demand for larger highways capable of moving traffic from town to town and state to state; and

WHEREAS, Highway designers were conveniently able to locate Interstate 91 along the river's edge on or near the newly constructed dikes; and

WHEREAS, The net effect of the dikes and roadways were that Hartford businesses and residents were no longer able to access the river, and the net effect of the pollution was that Hartford businesses and residents had no desire to access the river; and

WHEREAS, Beginning in the late 1960's highlighted by the passage of the Environmental Protection Act of 1970, attention began to be focused on cleaning the Connecticut River and preventing it further pollution; and

WHEREAS, At the same time, business and residents began to realize the loss suffered by failing to connect with and exploit the Connecticut River as had been done for most of Hartford's history; and

WHEREAS, Individuals came together and created Riverfront Recapture, Inc, a non-profit whose mission was to recapture the Connecticut River for the residents and businesses alike; and

WHEREAS, By virtue of the Operating Agreement between Riverfront Recapture and the City, the most recent version of which was effective January 1, 2009, Riverfront Recapture has

been given the authority within the area known as the Riverfront Park maintain, manage and promote recreational activities, concessions, attractions and events; and

WHEREAS, The Operating Agreement allows Riverfront Recapture to develop facilities in the Riverfront Park in conjunction with the City; and

WHEREAS, Through tireless efforts, aggressive fundraising and inspired grant-writing, Riverfront Recapture has made dramatic advancements creating riverfront parks on both sides of the Connecticut River at Hartford, including trails, boat launches, picnic and fishing areas, amphitheater for public events, multiple docks, a boathouse and rowing program; and

WHEREAS, Riverfront Recapture has enlivened the Hartford waterfront with weekly, monthly and annual programming of events which bring thousands to the banks of and on the Connecticut River; and

WHEREAS, Although the Operating Agreement authorizes Riverfront Recapture to promote, organize and implement attractions in the Riverfront Park such as marinas and restaurants, Hartford still lags behind other waterfront cities in amenities tied to our waterway in that, among other things, we are lacking any marina facilities and have no fixed restaurant options at or on the water; and

WHEREAS, Development in the flood plain implicates federal regulatory agencies and provides substantial challenges associated with routine, dramatic rising and falling of the river's waters, ice formations and ice flows; and

WHEREAS, The Dutch have been able to hold back the North Sea, and American engineers, not to be outdone, can certainly conquer the issues associated with development in the particular flood plain that is the Hartford riverfront; now, therefore, be it

RESOLVED, That, pursuant to the provisions provided in the Operating Agreement:

- a) The City of Hartford hereby notifies Riverfront Recapture that the City seeks to initiate planning to bring to the river's edge in Hartford dining options, a marina and houseboat accommodations; and
- b) The City calls upon Riverfront Recapture to develop one or more proposals that will include a substantial effort to bring to the river's edge in Hartford dining options, a marina and houseboat accommodations; and
- c) The City designates the Development Services Department and the City's Flood Control Commission and such specific individuals as the Mayor may designate, to work in cooperation with Riverfront Recapture in preparing these proposals;

understanding that there are substantial obstacles to be overcome in all such development, but nevertheless convinced that the results will more than justify the expenses entailed in terms of

economic development for the greater Hartford region and improved quality of life for all greater Hartford residents; and be it further

RESOLVED, That, as the benefits of this proposed development will extend to the entire central Connecticut area, Riverfront Recapture is encouraged to engage all affected communities and seek monetary, governmental and community assistance from each for a collective future which inures to all; and be it further

RESOLVED, That Riverfront Recapture report its progress to the City on no less than a semi-annual basis commencing July 1, 2018.

INTRODUCED BY:

Glendowlyn L. H. Thames, Councilwoman

COURT OF COMMON COUNCIL

City of Hartford, December 11, 2017

CO-SPONSORED BY:

Thomas J. Clarke II, Council President

Julio A. Concepción, Majority Leader

John Q. Gale, Assistant Majority Leader

Wildaliz Bermúdez, Minority Leader

Cynthia R. Jennings, Councilwoman

James Sánchez, Councilman

rJo Winch, Councilwoman

WHEREAS, On January 24, 2011 Ah Min Holdings, LLC acquired thirty-four (34) parcels of property throughout the City of Hartford, which are identified on EXHIBIT A, attached hereto and made a part thereof (all of which are hereinafter collectively referred to as the "Properties"); and

WHEREAS, On or about May 29, 2014, Ah Min Holdings LLC entered into a Tax Abatement Agreement with the City of Hartford (which is hereinafter referred to as the "Agreement"); and

WHEREAS, The Properties consist of approximately one hundred and fifty (150) dwelling units which are "housing solely for low or moderate-income persons or families" as that phrase is defined in Section 9-202(c) of the Connecticut General Statutes, as amended; and

WHEREAS, Since January 24, 2011 the City of Hartford has responded to at least eighty (80) housing code enforcement requests from tenants or other parties; and

WHEREAS, Since January 24, 2011 the City of Hartford has conducted at least twenty (20) building code inspections related to renovations or structural concerns; and

WHEREAS, Since January 24, 2011 the City of Hartford has cited the Properties for at least sixteen (16) general public health violation inspections; and

WHEREAS, On or about July 3, 2017 the U.S. Department of Housing and Urban Development (HUD) Real Estate Assessment Center (REAC) inspected the Properties and noted "health and safety deficiencies in individual units including rats, mouse, and roach infestations, bedbugs, un-lockable windows, mold and mildew, leaking faucets, missing smoke detectors, broken windows, misaligned ventilation systems, damaged showers, blocked fire exits, inoperable hot water heaters, inoperable electrical system, inoperable "call-for-aid" systems, and missing electrical outlet cover plates"; and

WHEREAS, On or about July 27, 2017 the U.S. Department of Housing and Urban Development issued Ah Min Holding, LLC a notice of Default of the Housing Assistance Payments (HAP) contract based on these deficiencies; and

WHEREAS, The City of Hartford Abatement Agreement with Ah Min Holding, LLC states in Section 11: "The Committee on Abatement of Assessments and Taxes of the City shall have the right to review, upon reasonable request, the abatement provided for in this Agreement. The purposes of any

such review shall be to determine whether the Company is then in substantial compliance with its obligations under this Agreement"; now, therefore, be it

RESOLVED, That the Court of Common Council, based upon the issuance of HUD's notice of default, and the ongoing pervasive health, safety and quality of life concerns expressed by tenants hereby calls on the administration along with the Committee on Abatement of Assessments and Taxes of the City to conduct a thorough review of the Agreement to determine whether the Company is currently in substantial compliance with the terms of the Agreement; and be it further

RESOLVED, That said review shall be conducted within thirty (30) days of certification of this resolution and with a report back to the Court of Common Council.

EXHIBIT A

1. 17 Belden Street
2. 10 Belden Street
3. 45 Belden Street
4. 49-51 Belden Street
5. 57 Belden Street
6. 59 Belden Street
7. 5 Florence Street
8. 10-12 Center Street
9. 24-26 Center Street
10. 34-38 Center Street
11. 37-39 Center Street
12. 40-42 Center Street
13. 44-46 Center Street
14. 176-184 Albany Avenue
15. 14-16 Center Street
16. 152-158 Albany Avenue
17. 43 Belden Street
18. 57-63 Center Street
19. 34 Seyms Street
20. 30-32 Seyms Street
21. 22 Seyms Street
22. 26 Seyms Street
23. 29 Seyms Street (a/k/a 31 1/2 Seyms Street)
24. 31 Seyms Street
25. 1713 Main Street
26. 1545 Main Street
27. 62 Albany Avenue
28. 39 Seyms Street
29. 84-86 East Street
30. 55-55 1/2 East Street
31. 19 Belden Street
32. 42 Seyms Street
33. 18 Fairmont Street
34. 16 Belden Street