

AGENDA
MEETING OF THE COURT OF COMMON COUNCIL
October 23, 2017
Approved Minutes of the Regular Meeting of October 10, 2017

ACTION TAKEN

COMMUNICATIONS

1. MAYOR BRONIN, with accompanying resolution concerning the appointment of three members to the Commission on Lesbian, Gay, Bisexual, and Transgender Issues.
2. MAYOR BRONIN, with accompanying resolution concerning the appointment of Laura Settlemeyer to the Board of Directors of the Housing Authority of the City of Hartford.
3. MAYOR BRONIN, with accompanying resolution concerning authorization to apply and receive grant funds to continue the Women, Infants and Children (WIC) program for a five year period.

REPORTS

4. PLANNING, ECONOMIC DEVELOPMENT AND HOUSING COMMITTEE, with accompanying resolution concerning authorization to accept a grant from the Connecticut Department of Transportation for improvements to the intersection of Albany Avenue and High, Main and Ely Streets and extending along Albany Avenue south to Pleasant Street.
5. PLANNING, ECONOMIC DEVELOPMENT AND HOUSING COMMITTEE, with accompanying resolution concerning the appointment of Michael Abreu as a Commissioner of the Harford Housing Authority.
6. PLANNING, ECONOMIC DEVELOPMENT AND HOUSING COMMITTEE, with accompanying resolution requesting to work with the administration on developing a City-wide inclusive comprehensive housing strategy by December 31, 2017 that supports the preservation and new production of affordable housing units.
7. PLANNING, ECONOMIC DEVELOPMENT AND HOUSING COMMITTEE, with accompanying resolution concerning authorization to accept a grant from the Federal Highway Administration Transportation Alternatives Program for the design and construction of an extension of the Connecticut Riverwalk.
8. OPERATIONS, MANAGEMENT, BUDGET AND GOVERNMENT ACCOUNTABILITY COMMITTEE, with accompanying resolution concerning authorizing the transferring of \$101,162 from Sundry: Non-Operating Department Expenditures in FY 2018 to the Registrar of Voters Office for expenses associated with the Board of Education Election.
9. OPERATIONS, MANAGEMENT, BUDGET AND GOVERNMENT ACCOUNTABILITY COMMITTEE, with accompanying resolution concerning the approval of the City's "Title VI Nondiscrimination Plan: Procedures and Guidelines.
10. PUBLIC WORKS, PARKS AND ENVIRONMENT COMMITTEE, Report concerning the submission of the 2016-17 Annual Report of the Parks & Recreation Advisory Commission (PRAC).
11. PUBLIC WORKS, PARKS AND ENVIRONMENT COMMITTEE, with accompanying resolution opposing the appointment of a new MIRA operator and that the Court of Common Council authorizes the creation and implementation of a Hartford Solid Waste Task Force to develop options other than the current trash disposal arrangement with MIRA, which will result in lower disposal costs and the recovery by the City of land occupied by MIRA in the South Meadows for critical future economic development and provide recommendations within 90 days by the Task Force.
12. PUBLIC WORKS, PARKS AND ENVIRONMENT COMMITTEE, Report concerning a Substitute Ordinance Repealing and Replacing Article I of Chapter 15 of the Municipal Code.

FOR ACTION

13. Ordinance amending Municipal code concerning all Establishments that Sell Alcoholic Beverages.

14. Ordinance amending Chapter 2, Section 2-46 Administrative Support for Council of the Municipal Code.
15. Substitute Ordinance creating a Registry of Owners of Residential Rental Property Amending Chapter 18, Section 150 of the Hartford Municipal Code.
16. Substitute ordinance amending Chapter 2A - Pensions, Section 2A-5, Section 2A-6, and Section 2A-25 of the Hartford Municipal Code.
17. Substitute ordinance amending Chapter 22 Section 22-119 thru Section 22-123 The Operation or Use of Dirt Bikes, All-Terrain Vehicles, Snowmobiles, Motor Driven Cycles, or Mini-Cycles, of the Municipal Code.
18. Substitute Ordinance Repealing and Replacing Article I of Chapter 15 of the Municipal Code.
19. Ordinance amending Division 9D of Article 5 of Chapter 2 ("Hartford Film, Video and Media Commission") of the Municipal Code.

PROPOSED ORDINANCES

20. (MAYOR BRONIN) Ordinance amending Chapter 2, Article V Division 9B to change the name of the Hartford Commission on Lesbian, Gay, Bisexual, and Transgender Issues to Hartford LGBTQ+Commission, of the Municipal Code.

HEARING DATE - Monday, November 20, 2017

21. (MAJORITY LEADER CONCEPCION) Ordinance amending Chapter 31, Article V concerning Snow and Ice Removal of the Municipal Code.

HEARING DATE - Monday, November 20, 2017

RESOLUTIONS

22. (COUNCIL PRESIDENT CLARKE II) Resolution urging the administration to provide the information and or reports requested thru a substitute resolution passed March 27, 2017, and non-financial resolutions DEMS #4 & 6 passed during the budget process on May 17, 2017, which Council has deemed necessary to make assertive decisions for the wellbeing and future of the City of Hartford before the November 13, 2017 Court of Common Council meeting.

Attest:

John V. Bazzano
City Clerk



ITEM # 1 ON AGENDA

Luke A. Bronin
Mayor

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



Luke A. Bronin
Mayor

ITEM # 2 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: Hartford Housing Authority Appointment

Dear Council President Clarke:

Attached for your consideration is a resolution confirming my appointment of Laura Settlemyer as a member of the Board of Directors of the Housing Authority of the City of Hartford (HACH).

The vision of the Housing Authority of the City of Hartford is to be a "catalyst for change in the successful creation of strong communities and families". To make this vision a reality, the Authority focuses on providing safe, decent and affordable high-quality housing and homeownership choices to families and individuals and serving as a catalyst for the creation of economic opportunities and independence in Hartford's diverse communities. There are five Commissioners, four appointed by the Mayor and confirmed by Council and one selected by the tenants of HACH properties. Commissioners serve five year terms. Commissioners must be committed to both the vision and the goals of the Authority and must have the skills and experience to work closely with and complement the work of the staff.

Ms. Settlemyer, as you know, is the City's Director of Blight Remediation. She holds a law degree from Emory University and a Bachelors degree in Economics from Harvard. Her background includes extensive work around redevelopment, housing, neighborhood revitalization, land banking and blight remediation. She is a resident of Downtown and is a published author and accomplished public speaker. Her resume is attached for your review.

Respectfully submitted,

A handwritten signature in dark 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, October 23, 2017

WHEREAS, The Connecticut State Statutes provide that the Housing Authority of the City of Hartford (HACH) shall be governed by five Commissioners who serve five-year staggered terms, and

WHEREAS, The Mayor has appointed Laura Settlemyer as a Commissioner of the Housing Authority, now, therefore, be it

RESOLVED, That the Court of Common Council hereby confirms the following individual as Commissioner of the Hartford Housing Authority of the City of Hartford:

Laura Settlemyer (D), 777 Main Street, Unit 1808, Hartford, 06103
Appointed to a term to expire on May 31, 2019
(Replacing William M. Brown)



Luke A. Bronin
Mayor

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: WIC Grant

Dear Council President Clarke:

Enclosed for your consideration is a resolution authorizing the City to apply for and receive approximately \$6,616,510 in grant funds to continue the Women, Infants, and Children (WIC) program for the 5-year period January 1, 2018 through September 30, 2022.

Local WIC programs are funded through the Special Supplemental Nutrition Program for Women, Infants, and Children made available to states by the U.S. Department of Agriculture's Food and Nutrition Service (USDA-FNS). In Connecticut, the CT Department of Public Health (DPH) provides WIC funds to cities and towns. WIC provides supplemental foods, health care referrals, and nutrition education for low-income pregnant, breastfeeding, and non-breastfeeding postpartum women, and to infants and children up to age five who are found to be at nutritional risk. The WIC program is celebrating its 40th anniversary this year.

Hartford's WIC program has been operated by the Department of Health & Human Services since 1978. The funds are used by the City of Hartford for personnel and program supplies. (The WIC coupons and vouchers that clients receive are provided by the CT Department of Public Health.) WIC services are provided by the City at two locations: Burgdorf Health Center at 131 Coventry Street and the Hispanic Health Council building at 175 Main Street.

The Department of Health & Human Services was notified by letter dated October 11, 2017 that the contract between the City and DPH must be executed and returned to DPH by October 25, 2017. Consequently, we respectfully request action on the attached resolution at your meeting of October 23, 2017 without referral to committee. Thank you for your consideration.

Respectfully submitted,

A handwritten signature in dark 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, October 23, 2017

Whereas, The U.S. Department of Agriculture (USDA), Food and Nutrition Service (FNS), through the Connecticut Department of Public Health, provides grant funds to local health departments to support the Women, Infants, and Children (WIC) program, and

Whereas, Hartford has been receiving these funds since 1978 to provide supplemental foods and nutrition education for low-income pregnant, breastfeeding and non-breastfeeding postpartum women, and to infants and children up to the age of five who are found to be at nutritional risk, and

Whereas, WIC services have been recognized as one of the most cost-effective preventive nutrition programs in improving birth weight, motor and visual skills and in reducing the incidence of anemia in low-income children, and

Whereas, The State Department of Public Health will make available approximately \$6,616,510 to the City of Hartford to continue its efforts to reduce nutritional deficiency in women, children, and infants for the five-year period of January 1, 2018 through September 30, 2022, now therefore be it

Resolved, That the Mayor is hereby authorized to apply for and accept the above grant funds from the Connecticut Department of Public Health, 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, and be it further

RESOLVED, That City of Hartford hereby affirms as its policy to support the Non-Discrimination Agreements and Warranties required under Connecticut General Statute § 4a-60(a)(1) and § 4a-60a(a)(1), as amended in State of Connecticut Public Act 07-245 and Sections 9(a)(1) and 10(a)(1) of Public Act 07-142, as those statutes may be amended from time to time.

Court of Common Council

ITEM #

4

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
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
Jo Winch, Councilwoman

REPORT

October 23, 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, September 21, 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:

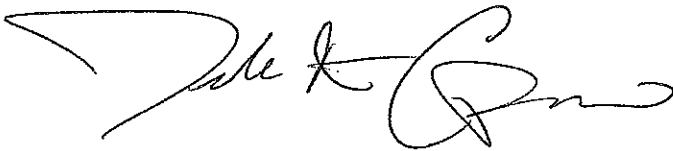
- I. Call to Order at 5:39 p.m. by Councilman Concepcion.
- II. Referred Items:
 1. Resolution concerning authorization to accept a grant from the Connecticut Department of Transportation for improvements to the intersection of Albany Avenue and High,

Main, & Ely Streets and extending along Albany Avenue south to Pleasant Street. (Mayor Bronin) (Item # 1 on the 8/14/17 Agenda).

Mr. Jim Ford, the City of Hartford Traffic Engineer gave an update on the state project at the corner of Albany Avenue, Ely and Main Street. The State currently is considering putting around-about at this intersection. This will give more protection for the drivers, the crossing school children and the business. This project was approved by the Clay Arsenal NRZ.

- Motion made by Councilwoman Thames (Second: Councilman Gale) to send this item back to the full body.
- Roll Call Vote: 4 – Yes. 0 – No. 1 Absent. 0 Abstain.
- Motion Carries.

Respectfully Submitted,

A handwritten signature in black ink, appearing to read 'Ale K. Concepcion', written in a cursive style.

Councilman Concepcion

Chair of the Planning, Economic Development, and Housing Committee



Luke A. Bronin
Mayor

August 14, 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: Main/Albany/Ely/High Intersection Project

Dear Council President Clarke:

Attached for your consideration is a resolution authorizing the acceptance of a \$3.7 million grant from the Connecticut Department of Transportation (CTDOT) for improvements to the intersection of Albany Avenue and High, Main, and Ely Streets and extending along Albany Avenue south to Pleasant Street.

The City of Hartford applied to the Capitol Region Council of Governments for funding for this project through the Urban Surface Transportation Program. The grant is 80% federal monies and 20% State monies and no City funding is required. The project will be overseen by CTDOT, which has designated this project as 63-TMPS in its Master Design Agreement with the City.

Improvements will include lane realignment, minor widening of Albany Avenue west of Main and minor narrowing of Albany east of Main, creation of shoulders and shorter crosswalks, installation of new signal equipment, replacement of deteriorated sidewalk, reconstruction and repaving of streets, installation of bike lanes, and changes to parking. The Clay Arsenal NRZ reviewed the proposed concept plan and the final plan reflects modifications requested by the NRZ. The Court of Common Council adopted a resolution of support for the project on May 8, 2017 at the request of CT DOT.

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, August 14, 2017

WHEREAS, The City applied to the Capitol Region Council of Governments (CRCOG) and was allocated \$3.7 million in funding through the Urban Surface Transportation Program (STP) to improve the intersection of Albany Avenue and Main, Ely, and High Streets, and

WHEREAS, The grant is 80% federal monies and 20% State funds and is managed by the CT Department of Transportation (CTDOT) which has established the allocation through its Master Design Agreement with the City and has designated the project as State Project 63-TMPS.

WHEREAS, Following a process of public review, comment, and modification of the concept plan, the Court of Common Council adopted a resolution of support for the project on May 8, 2017, now, therefore, be it

RESOLVED, That the Hartford Court of Common Council hereby authorizes the Mayor to accept a grant of \$3,700,000 from the State of Connecticut, Department of Transportation, 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

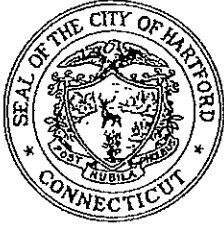
RESOLVED, That the Mayor is hereby authorized to execute any and all manner of documents and to take such other actions as he and the Corporation Counsel may deem appropriate and in the best interests of the City in order to receive, contract and expend the Connecticut Department of Transportation funds, 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 agreements 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 agreements and documents, and taking such actions, all of which shall be, in form and substance, acceptable to the Mayor and the Corporation Counsel.

Court of Common Council

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
October 23, 2017

REPORT

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

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, September 21, 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 Councilman Concepcion.
- II. Referred Items:
 1. Resolution concerning the appointment of Michael Abreu as a Commissioner of the Hartford Housing Authority. (Mayor Bronin) (Item # 8 on the 8/14/17 Agenda).

Mr. Abreu gave an overall of his extensive work he has done in the past with Hartford Housing Authority working with Annette Sanders and Alan Green in various capacities. He also stated is he is very familiar with the West Brook Village and Bolds Park Projects.

- Motion made by Councilwoman Thames (Second: Councilman Gale) to send this item back to the full body.
- Roll Call Vote: 4 – Yes. 0 – No. 1 Absent. 0 Abstain.
- Motion Carries.

Respectfully Submitted,

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

Councilman Concepcion

Chair of the Planning, Economic Development, and Housing Committee



Luke A. Bronin
Mayor

August 14, 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: HHA Appointment

Dear Council President Clarke:

Attached for your consideration is a resolution confirming my appointment of Michael Abreu as a Commissioner of the Housing Authority of the City of Hartford (HACH).

The vision of the Housing Authority of the City of Hartford is to be a "catalyst for change in the successful creation of strong communities and families". To make this vision a reality, the Authority focuses on providing safe, decent and affordable high quality housing and homeownership choices to families and individuals and serving as a catalyst for the creation of economic opportunities and independence in Hartford's diverse communities. There are five Commissioners, four appointed by the Mayor and confirmed by Council and one selected by the tenants of HACH properties. Commissioners serve five year terms. Commissioners must be committed to both the vision and the goals of the Authority and must have the skills and experience to work closely with and complement the work of the staff.

Mr Abreu is a resident of the Behind the Rocks Neighborhood and currently works for Eversource in Hartford. He previously served for six years as the Executive Assistant to the Executive Director of HACH. His community involvement includes coaching in the Roberto Clemente Little League, organizing the annual Rumba Festival of New England, in Hartford, since 2009, and hosting a weekly classic salsa radio show out of the University of Hartford. For more information about Mr. Abreu's experience and perspective, please see his personal narrative and his resume attached. I am pleased to appoint Mr. Abreu to this important position and ask for your confirmation.

Respectfully submitted,

A handwritten signature in black 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, August 14, 2017

WHEREAS, The Connecticut State Statutes provide that the Housing Authority of the City of Hartford (HACH) shall be governed by five Commissioners who serve five-year staggered terms, and

WHEREAS, The Mayor has appointed Michael Abreu as a Commissioner of the Housing Authority, now, therefore, be it

RESOLVED, That the Court of Common Council hereby confirms the following individual as Commissioner of the Hartford Housing Authority of the City of Hartford:

Michael Abreu (I) 42 Allendale Road, Hartford, 06106
Appointed to a term to expire on May 31, 2022
(Filling a vacancy)

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

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James Sánchez, Councilman
Glendowyn L. H. Thames, Councilwoman
rJo Winch, Councilwoman

REPORT

October 23, 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, September 21, 2017, 5:30 p.m. in the Council Chambers to discuss the following:

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

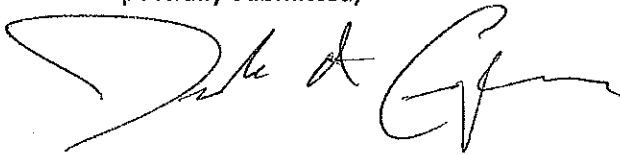
Meeting Agenda:

- I. Call to Order at 5:39 p.m. by Councilman Concepcion.
- II. Referred Items:
 1. Resolution requesting to work with the administration on developing a City-wide inclusive comprehensive housing strategy by December 31, 2017, that supports the

preservation and new production of affordable housing units. (Councilwoman Thames)
(Item # 28 on the 6/12/17 Agenda).

- Councilwoman Thames is working with Development Services to create a comprehensive plan. This plan will include all aspects of housing and home ownership.
- Motion made by Councilman Gale (Second: Councilwoman Thames) to send this item back to the full body.
- Roll Call Vote: 4 – Yes. 0 – No. 1 Absent. 0 Abstain.
- Motion Carries.

Respectfully Submitted,

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

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

INTRODUCED BY:

Councilwoman Glendowlyn L.H. Thames

COURT OF COMMON COUNCIL

City of Hartford, June 12, 2017

WHEREAS, The need for quality affordable housing for mixed-income citizens throughout the City of Hartford's neighborhoods is critical for the city to be economically vibrant and sustainable; and

WHEREAS, In the past decade the City of Hartford has made significant investments to support the preservation and new production of quality affordable housing throughout our neighborhoods; and

WHEREAS, There currently lacks an inclusive comprehensive housing strategy that is transparent and goal oriented; now, therefore, be it

RESOLVED, The City Council desires to work with the administration on developing a city-wide inclusive comprehensive housing strategy by December 31, 2017 that supports the preservation and new production of affordable housing units that at a minimum incorporates the following elements:

- An analysis of existing housing stock that includes but not limited to, owner occupied, market rate, affordable housing and subsidized housing mapped across the city
- A comprehensive report on the city's investments in the preservation and new production of housing units within the last 10 years
- An analysis of the number of new production units the city has capacity for
- An analysis of current programs designed to increase the homeownership rate and preserve existing housing stock in the City of Hartford i.e. GAP Financing, House Hartford, Hartford Preservation Loan Fund etc.
- An analysis and recommendation on policies designed to increase the homeownership rate over the next 10 years
- A strategy that incorporates the city's Anti-Blight Ordinance improvements and encourages private sector investment into the soon to be established Land Bank
- A strategy that further expands and encourages private investments in housing rehabilitation
- A strategy that incorporates school communities in order to create vibrant, diverse neighborhoods throughout the city
- An analysis that determines measurable targets for increasing the homeownership rate as well as the productions of new units and preservation efforts and the level of investment the city would need to make to achieve those identified targets over the next 10 years.

Court of Common Council

ITEM #

7

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
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
Jo Winch, Councilwoman

REPORT

October 23, 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:

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

Meeting Agenda:

- I. Call to Order at 5:39 p.m. by Councilman Concepcion.
- II. Referred Items:

1. Resolution concerning authorization to accept a grant from the Federal Highway Administration Alternatives Program for the design and construction of an extension of the Connecticut Riverwalk. (Mayor Bronin) (Item # 5 on the 9/11/17 Agenda).
- Ms. Sandy Frey, with the City of Hartford's Planning Department gave an overview of what the grant would be used for.
 - Motion made by Councilman Gale (Second: Councilwoman Thames) to send this item back to the full body.
 - Roll Call Vote: 2 – Yes. 0 – No, 2 – Absent, 1Abstain.
 - Motion Carries.

Respectfully Submitted,

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

Councilman Concepcion

Chair of the Planning, Economic Development, and Housing Committee



Luke A. Bronin
Mayor

September 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: Riverwalk Grant

Dear Council President Clarke:

Attached for your consideration is a resolution authorizing the City to accept a \$2,529,494 grant from the Federal Highway Administration Transportation Alternatives Program for the design and construction of an extension of the Connecticut Riverwalk northward from the Boathouse in Riverside Park to just south of the outflow of Meadow Brook into the Connecticut River.

The City applied for \$1.2 million in grant funds through a competitive process carried out by the Capitol Region Council of Governments (CRCOG). The City was one of three Capitol Region communities selected to receive the grant and was awarded more than twice the amount requested. This is a multi-year grant, with design work beginning immediately and construction commencing in 2019. The Departments of Development Services and Public Works will work in partnership with Riverfront Recapture, Inc. in the development and construction of this project.

Respectfully submitted,

A handwritten signature in black ink, appearing to be "LB", 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, September 11, 2017

WHEREAS, The City of Hartford applied via the Capitol Region Council of Governments for a Federal Highway Administration Transportation Alternatives Grant of \$1,237,200 for the construction of a northward extension to the Hartford Riverwalk along the Connecticut River; and

WHEREAS, The Connecticut Department of Transportation, the agent of the Federal Highway Administration in the State of Connecticut, awarded the City \$2,529,494 - a greater amount than requested; and

WHEREAS, This grant will allow for the extension of the Riverwalk northward from the Boathouse to just south of Meadow Brook and the City Departments of Development Services and Public Works will work closely with Riverfront Recapture, Inc. in the design and construction of the Riverwalk extension; and

WHEREAS, The Connecticut Department of Transportation will issue a Project Authorization Letter to the City to allow design work to proceed; now, therefore, be it

RESOLVED, That the Mayor is hereby authorized to accept the grant of \$2,529,494 funds from the Federal Highway Administration Transportation Alternatives 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 authorized to execute any and all manner of other documents and to take such other actions as he and the Corporation Counsel may deem appropriate and in the best interests of the City in order to receive, contract and expend the above referenced grant funds; and be it further

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

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

Court of Common Council

ITEM #

8

ON AGENDA

CITY OF HARTFORD
550 MAIN STREET
HARTFORD, CONNECTICUT 06103



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

John V. Bazzano, Town and City Clerk

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

Report

October 23, 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 Committee held a meeting on October 16, 2017 at 5:30pm in the Council Chambers to discuss the following referred item as reflected on the committee agenda.

Item #2

Communication from Mayor Bronin, with accompanying resolution concerning authorizing the transferring of \$101,162 from Sundry: Non-Operating Department Expenditures in FY 2018 to the Registrar of Voters' office for expenses associated with the Board of Education election.

The following were present: Committee Chairwoman Glendowlyn L. H. Thames, committee members Majority Leader Julio Concepción, Minority Leader Bermúdez, Councilwoman Cynthia Jennings, non-committee council members, Councilman Larry Deutsch.

Linda Bayer, Legal Assistant for the Mayor's Office explained the resolution concerning the City's Title VI Nondiscrimination Plan: Procedures and Guidelines. Title VI of the Civil Rights Act of 1964 prohibits discrimination based on race, color, and national origin in programs, services and activities that receive federal financial assistance. Federal agencies have adopted policies and procedures that require grant recipients to have and implement a program that is in compliance with federal mandates.

Ms. Bayer further explains that since the City receives Federal Transit Administration (FTA) funding through the Greater Hartford Transit District (GHTD) for transportation and transit activities (i.e. new way-finding signage, crosswalks, sidewalks traffic calming lighting, trees and landscaping etc.) the Mayor has delegated the Title VI program implementation and responsibilities to the Office of Human Relations and Corporation Counsel to ensure that the City is in full compliance with Title VI of the Civil Rights Act of 1964 (as amended) along with any related statutes and regulations in all of its projects, programs and activities.

A motion was made by Minority Leader Bermúdez and seconded by Majority Leader Julio Concepción to send this item to full Council with no recommendation.

Vote Taken: (4-0-0 Abstain- 2 Absent- Pass)

Chairwoman Thames: Yes

Minority Leader Bermúdez: Yes

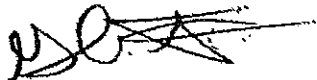
Council President Clarke II: Absent

Majority Leader Julio Concepción: Yes

Councilwoman Jennings: Yes

Councilman Sánchez: Absent

Respectfully Submitted,



Glendowlyn L. H. Thames

Chairwoman of Operations, Management, Budget and Government Accountability Committee

REPLACEMENT



Luke A. Bronin
Mayor

September 25, 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: Transfer of Funds to ROV

Dear Council President Clarke:

Attached for your consideration is a resolution transferring \$101,162 from Sundry: Non-Operating Department Expenditures in Fiscal Year 2018 to the Registrars of Voters (ROV) Office for expenses associated with the Board of Education election being held on November 7, 2017.

During the adoption of the Fiscal Year 2018 General Fund Budget, \$308,612 was appropriated in the Sundry: Non-Operating Department Expenditures: Elections Expense account, with the intention that funds would be transferred to the ROV Office, for elections, as needed. The Registrars of Voters have prepared a revised estimate (attached) of \$101,162 in anticipated expenses for the November 7th election. I am therefore recommending that the funds be transferred at this time.

Respectfully submitted,

A handwritten signature in black 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

REPLACEMENT

INTRODUCED BY:
Luke A. Bronin, Mayor

COURT OF COMMON COUNCIL
City of Hartford, September 25, 2017

WHEREAS, During the adoption of the FY2018 General Fund Budget, the Council and the Mayor agreed to place \$308,612 in the Sundry: Non-Operating Department Expenditures Account for Election Expenses, with the understanding that such funds would be transferred to the Registrars of Voters Office, at their request, for expenditures related to election activities, and

WHEREAS, The City of Hartford will conduct a Board of Education Election on Tuesday, November 7, 2017 and the Registrars of Voters Office has quantified the expenses for that election to be \$101,162, now, therefore, be it

RESOLVED, That the Mayor is hereby authorized to transfer \$101,162 from the Sundry: Non-Operating Department Expenditures Account to the Registrars of Voters Office for the Board of Education Election on November 7, 2017.

Board of Education Election: November 7, 2017 (Revised 9.25.17)					
Expense Categories	Rate of Pay / Contractual Fee	Workers	Days / Hours / Weeks	Totals	Description
Moderator	\$ 350	26		\$ 9,100	26 Workers @ \$350 Daily Rate of Pay
Assistant Registrar	\$ 225	50		\$ 11,250	2 Workers per party for each of the 25 polling locations (50 total) @ \$225 Daily Rate of Pay
Official Checker	\$ 200	50		\$ 10,000	2 Workers per party for each of the 25 polling locations (50 total) @ \$200 Daily Rate of Pay
Ballot Clerk	\$ 185	25		\$ 4,625	1 Worker per party for each of the 25 polling locations (25 total) @ \$185 Daily Rate of Pay
Tabulator Tender	\$ 170	25		\$ 4,250	25 Workers @ \$170 Daily Rate of Pay
Emergency Workers mandated Training (Paid flat rate of \$25 for attending class)	\$ 25	176		\$ 4,400	Mandatory Training required (\$25 flat rate) for the 176 combined total of Moderators, Asst Registrars, Official Checkers, Ballot Clerks and Tabulator Tenders
Supervised Ballot Counters	\$ 75	2	25	\$ 3,750	25 Days @ 2 workers per day @ \$75 per day
Absentee Ballot Counters	\$ 250	2		\$ 500	2 Workers @ \$250 Daily Rate of Pay
Post-Audit Ballot Counters	\$ 250	4		\$ 1,000	4 Workers @ \$250 Daily Rate of Pay
Head Moderator	\$ 30	1	65	\$ 1,950	1 Worker @ 65 hours @ \$30/hour
Deputy Head Moderator	\$ 30	2	65	\$ 3,900	2 Workers @ 65 hours @ \$30/hour
Central Count Moderator	\$ 30	1	65	\$ 1,950	1 Worker @ 65 hours @ \$30/hour
Spare Moderator	\$ 425	2	0	\$ 850	2 Workers @ \$425 Daily Rate of Pay
Set-up Crews (For 4 Weeks)	\$ 525	6	6	\$ 18,900	6 Workers for 6 weeks @ Weekly Rate of \$525 (\$15/hour for 35 hours/week)
Set-up Crew Leader	\$ 665	1	7	\$ 4,655	1 Worker for 7 weeks @ Weekly Rate of \$665 (\$19/hour for 35 hours/week)
Custodial Fees	\$ 787			\$ 787	Opening and Closing of 4 Polling Locations - Contractual
Moving Company	\$ 6,720			\$ 6,720	Admiral Moving: Contractual labor to deliver and remove equipment from polling locations (estimate contingent on actual hours of service)
Private Polling Location Rentals	\$ 225			\$ 1,575	7 Private Polling Locations @ \$225 per location
Election Supplies	\$ 1,000			\$ 1,000	General Non-Personnel
LHS Contract, Printing, Design & Memory Card Program, IVS	\$ 10,000			\$ 10,000	Contractual Cost, Memory Cards for Tabulators & Specific Ballots for the Independent Voting System, etc
Grand Total				\$ 101,162	

Court of Common Council

ITEM #

9

ON AGENDA

CITY OF HARTFORD
550 MAIN STREET
HARTFORD, CONNECTICUT 06103



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

John V. Bazzano, Town and City Clerk

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

Report

October 23, 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 Committee held a meeting on October 16, 2017 at 5:30pm in the Council Chambers to discuss the following referred item as reflected on the committee agenda.

Item #4

Communication from Mayor Bronin, with accompanying resolution concerning the approval of the City's Title VI Nondiscrimination Plan: Procedures and Guidelines.

The following were present: Committee Chairwoman Glendowlyn L. H. Thames, committee members Majority Leader Julio Concepción, Minority Leader Bermúdez, Councilwoman Cynthia Jennings, non-committee council members, Councilman Larry Deutsch.

Also present were, Darrell Hill, Chief Financial Officer and Director of Finance, Linda Bayer, Legal Assistant Office of the Mayor, Giselle Feliciano, Democratic Registrar of Voters, Cathy Brooks, Democratic Deputy Registrar of Voters.

Also present were, Darrell Hill, Chief Financial Officer and Director of Finance, Linda Bayer, Legal Assistant Office of the Mayor, Giselle Feliciano, Democratic Registrar of Voters, Cathy Brooks, Democratic Deputy Registrar of Voters.

Giselle Feliciano, Democratic Registrar of Voters explained the resolution concerning transferring \$101,162 from the Sundry: Non-Operating Department Expenditures Account to the Registrars of Voters Office in order to cover estimated expenses to conduct the Board of Education (BOE) Election on November 7, 2017. A detailed estimate of \$101,162 in anticipated BOE expenses is attached for the November 7th election.

A discussion ensued amongst the OMBGA committee members and Ms. Feliciano as to the calculations of the expenses and the description of the necessary resources needed to conduct the BOE Election on November 7, 2017.

A motion was made by Councilwoman Jennings and seconded by Majority Leader Julio Concepción to send this item to full Council with a favorable recommendation.

Vote Taken: (3-0-0 Abstain- 3 Absent- Pass)

Chairwoman Thames: Yes

Minority Leader Bermúdez: Absent


Council President Clarke II: Absent

Majority Leader Julio Concepción: Yes

Councilwoman Jennings: Yes

Councilman Sánchez: Absent

Respectfully Submitted,



Glendowlyn L. H. Thames

Chairwoman of Operations, Management, Budget and Government Accountability Committee



Luke A. Bronin
Mayor

October 10, 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: Title VI Plan

Dear Council President Clarke:

Attached for your consideration is a resolution approving the City's "Title VI Nondiscrimination Plan: Procedures and Guidelines" which is attached for your review.

Title VI of the Civil Rights Act of 1964 prohibits discrimination based on race, color, and national origin in programs, services and activities that receive federal financial assistance. Federal agencies have adopted policies and procedures that require their grant recipients to have in place a program that insures that they are cognizant of their responsibilities to avoid and prevent discrimination and have a plan for doing so. Among those agencies is the Federal Transit Administration (FTA) and the Federal Highway Administration (FHWA).

The City receives some FTA funding through the Greater Hartford Transit District (GHTD) which oversees the Title VI requirements of the City in relation to transportation and transit activities. GHTD is charged, by FTA, with receiving the City's Title VI Program and has notified the City of the need to prepare a Title VI Plan. The City also receives FHWA funding for street improvements and related projects through the Capitol Region Council of Governments (CRCOG) and the Connecticut Department of Transportation (CTDOT). The Title VI Plan will also be used to meet the FHWA requirements.

The development of the "Title VI Nondiscrimination Plan: Procedures and Guidelines" was coordinated by the Office of Corporation Counsel, with the assistance of the Mayor's Office and the Human Resources Department. The Plan contains an outline of civil rights laws and regulations, the City's Title VI Policy, signed by the Mayor, a brochure explaining the individual's rights under Title VI, the City's complaint process for anyone who has been aggrieved by an unlawful discriminatory practice, a plan for meeting the needs of individuals with limited proficiency in English, and a public participation plan for assuring that all residents and stakeholders in Hartford are aware of and understand the requirements of Title VI as well as their rights and opportunities under this important law.

The Administration will update the Title VI Nondiscrimination Plan as needed to keep the Plan current and effective and to signify our commitment to nondiscrimination.

Respectfully submitted,

A handwritten signature in black ink, appearing to be "LB.", 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, October 10, 2017

WHEREAS, Title VI of the Civil Rights Act of 1964 prohibits discrimination based on race, color, and national origin in programs, services, and activities that receive federal financial assistance, and

WHEREAS, The Connecticut Department of Transportation (CTDOT) requires recipients of Federal Transit Administration and Federal Highway Administration funds to develop and maintain a Title VI Program, and

WHEREAS, The City of Hartford receives FTA funds through the Greater Hartford Transit District (GHTD) and FHWA funds through the Capital Region Council of Governments (CRCOG) and CTDOT, and

WHEREAS, The City has developed the "Title VI Nondiscrimination Plan: Procedures and Guidelines" to comply with Federal requirements, and

WHEREAS, The Plan is centered around the City's commitment to fairness and equity in all of its services, programs, and activities, and

WHEREAS, The Plan outlines the ways in which the Administration will assure that its communication with its residents, its methods of addressing complaints, and the ways in which it provides services to the public all support that commitment, now, therefore be it

RESOLVED, That the Hartford Court of Common Council hereby approves the City's "Title VI Non-Discrimination Plan: Procedures and Guidelines", dated September 25, 2017, and be it further

RESOLVED, That the Plan shall be kept on file by the Town and City Clerk and made accessible to the public, and be it further

RESOLVED, That the Plan shall be posted on the City of Hartford's web site.

Court of Common Council ¹⁰ ON AGENDA

CITY OF HARTFORD
550 MAIN STREET
HARTFORD, CONNECTICUT 06103



REPORT

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

John V. Bazzano, Town and City Clerk

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

October 23, 2017

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

Dear President Clarke and City Council Members:

The Public Works, Parks, Recreation and Environment Committee held its monthly meeting on Wednesday, October 4, 2017 at 5:30 p.m. in the City Council Chambers.

The following were present: Councilwoman Cynthia R. Jennings (Committee Chairperson), John Q. Gale (Assistant Majority Leader and Councilman), James Sanchez (Councilman), James DelVisco (Corporation Counsel) Michael Looney (DPW), Peg Hall (DPW Consultant), Donna Swarr (PRAC), Tom Swarr (EID), Leslie Hammond, Faith Palmer (COH), Jim Sandler (Attorney), Cynthia Latoure (Corporation Counsel's Office) and Haywood R. Hicks (Executive Assistant to Councilwoman Cynthia R. Jennings).

3. Communication from Mayor Bronin concerning the submission of the 2016-2017 Annual Report of the Parks and Recreation Advisory Commission (PRAC). (Item #4 on Agenda)

This Communication from Mayor Bronin is the Annual Report from the Parks and Recreation Advisory Commission outlining its activities and accomplishments during 2016-2017.

A motion was made by Councilman James Sanchez and seconded by Assistant Majority Leader John Gayle to favorably recommend to Council that it accepts the Annual Report from the Parks and Recreation Advisory Commission.

Councilwoman Jennings- Yes

Councilman Gale- Yes

Councilman Sanchez- Yes

The vote was unanimous.

Respectfully Submitted,


Cynthia R. Jennings, Chairperson



Luke A. Bronin
Mayor

September 25, 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: PRAC Annual Report

Dear Council President Clarke:

Attached for your review is the Fiscal Year 2016-17 Annual Report of the Parks & Recreation Advisory Commission (PRAC).

PRAC is a 21-member commission which includes representatives of the Friends of Parks groups, City departments and officials, and the Court of Common Council's Public Works, Parks, Recreation & Environment Committee. The Commission meets monthly and is advisory to the Mayor, the Council, and the Departments of Public Works and Families, Children, Youth & Recreation. Its charge is to make recommendations regarding the use of parks, park management, park policies, and recreation programs and policies. It also is charged with providing information to the public about these aspects of City services. Staff support is provided by the Department of Public Works.

The members of the Commission are very committed to maintaining a vibrant and well-used park system and to providing recreational opportunities that meet the needs of Hartford residents of all ages. The Report not only contains information on their accomplishments of the past year, but the Commission's objectives for the current fiscal year, which were established at a recent retreat. Members of the Commission are available to discuss their Annual Report with you at your convenience.

Respectfully submitted,

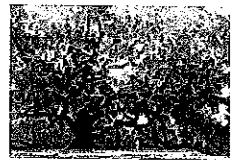
A handwritten signature in dark ink, appearing to be "LB", with a long horizontal flourish extending to the right.

Luke A. Bronin
Mayor

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

PARKS & RECREATION ADVISORY COMMISSION

CITY OF HARTFORD



ANNUAL REPORT

July 1, 2016 – June 30, 2017

Elevating the Park and Recreation Advisory Commission's (PRAC) credibility has been a long-term goal. Our commissioners' participation on synergistic commissions and boards has greatly enhanced impact and effectiveness of achieving PRAC's objectives. We strive and struggle for full Friends' representation on the commission. The City Council's Public Works, Parks, Recreation, and Environment Committee has consistently been represented at PRAC meetings. Representatives of the departments who have attended the PRAC monthly meetings have provided the Commission with updates on priorities and projects as they pertain to City of Hartford Parks. Those representatives include Thomas Baptist and Mark Tamaccio, Department of Public Works, and Troy Stewart, Department of Families, Children, Youth and Recreation. There has been occasional attendance from other City departments, for example, Special Events staff from Development Services.

2016/2017 Accomplishments

- Proudest accomplishment was the rollout of the online athletic field software in March. Funding for the software was donated by the Manafort Family Trust, via former DPW Director Marilyn Cruz-Aponte.
- Social media presence on the Facebook platform, A View from the Parks Page. All events in our city's parks or open spaces are posted or shared to its page. Bi-weekly calendars were posted to nine Facebook Groups, and are re-shared to other NRZ groups. The average daily reach is ~1K; the highest daily reach was 8K.
- Recommendations for the Park Trust Funds expenditures of \$13 million for projects such as park signage, addressing the Emerald Ash Borer tree infestation, irrigation, dredging of ponds, and repairing/replacing sidewalks in many parks were submitted to the Mayor's Office.
- Collaboration with Sandy Fry, Principal Planner and Bicycle and Pedestrian Coordinator, and Life is a Cycle in planning a bike ride. Although it was determined that the missions of the City and Life is a Cycle did not align, we hope to revive this event next year.
- Approval of the Hartford's Birds-Park Habitat Resolution and submission to the Mayor's Office.
- Submission of recommendations from Behavioral Insights Team and PRAC to Mayor to address litter in the City's parks.

Parks and Recreation Advisory Commissioners

Chair, Craig Mergins; Khadija Abdul-Salaam, Joyce Bosco, Jonathan Cabral, Janier Caban-Hernandez, Jeff Devereux, Brian Gallagher, David Morin, Mary Rickel Pelletier, Dave Rozza, Desmond Sinclair, Donna Swarr, Stanford Walker, Carl Williams Ex Officio Members: Mayor Luke Bronin, Councilwoman Cynthia Jennings, Reginald Freeman, Troy Stewart

- Approval of the Hartford's Birds – Park Habitat Resolution and submission to Mayor's Office.
- Reviewed Elizabeth Park Conservancy Bench Dedication Program Policy and Form as well as the Bushnell Park Foundation Adopt-a-Bench program.
- Collaborated with Bob Marshall, owner of Naturally Dogs and Cats, to organize dog walks in our city's parks to educate dog owners about dog waste and doggie etiquette.
- Collaborated with Special Events staff to bring more movies into our community, by expanding the Movies in the Parks program beyond Bushnell, Riverfront and Riverside Parks. This year, movie locations included Dunkin Donut Stadium, Charter Oak Landing, and Colt and Keney Parks.
- Participation on the City Council's ATV Taskforce and, at the state level, in State Senator Fonfara and State Representative Angel Arce's legislative efforts. City Council's acceptance of the taskforce recommendations are in process.
- Addressed an Open Space Play issue in Elizabeth Park. Recommendations are in progress to address the overuse of athletic fields and create an Open Space Policy for non-leagues or drop-in play.
- Held a PRAC Retreat on Tuesday, June 27, 2017 in the Mayor's Green Room. Lee Erdmann facilitated the meeting. Our new objectives were adopted.
- PRAC held its annual meeting in March as required in the Park and Recreational Advisory Commission Bylaws. Craig Mergins was recommended as Chair, Brian Gallagher as Vice Chair and Donna Swarr as Secretary.
- Last year the Annual Friends Meeting was canceled due to lack of funding, but we have been planning next year's (2017-2018) and it will be held on September 26th at the Keney Pond House.

2017-2018 Objectives

The following are PRAC's adopted objectives:

- Facilitate the re-creation of Parks and Recreation Department or a Recreation Department; review PRAC's ordinance, discuss with Mayor and City Council, presentation, resource allocation of facilities to recreation, review best practices, raise visibility of agenda items, regular/annual input from residents via surveys to NRZs and social media.
- Apply scheduling program (MyRec) to programs in parks, school resources: reconnect with BOE, outreach to BOE Board members.
- Improve formal relationships with Friends Groups; review license agreement with Elizabeth Park Conservancy as the model, do 2-3 a year, review audit from 4+ years ago.
- Documentation of Resources/Amenities and communicate Park Rules, Maps; in Spanish, published on multiple accessible mediums for resident, signage, enforcement, nuisance tickets, videos of positive behavior on social media.
- Document revenues of athletic fields, recreational programming and funding.
- Communicate Friends Groups activities.

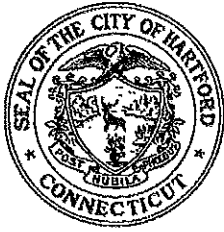
Court of Common Council

ITEM #

11

ON AGENDA

CITY OF HARTFORD
550 MAIN STREET
HARTFORD, CONNECTICUT 06103



REPORT

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

John V. Bazzano, Town and City Clerk

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

October 23, 2017

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

Dear President Clarke and City Council Members:

The Public Works, Parks, Recreation and Environment Committee held its monthly meeting on Wednesday, October 4, 2017 at 5:30 p.m. in the City Council Chambers.

The following were present: Councilwoman Cynthia R. Jennings (Committee Chairperson), John Q. Gale (Assistant Majority Leader and Councilman), James Sanchez (Councilman), James DelVisco (Corporation Counsel) Michael Looney (DPW), Peg Hall (DPW Consultant), Donna Swarr (PRAC), Tom Swarr (EID), Leslie Hammond, Faith Palmer (COH), Jim Sandler (Attorney), Cynthia Latoure (Corporation Counsel's Office) and Haywood R. Hicks (Executive Assistant to Councilwoman Cynthia R. Jennings).

2. Resolution opposing the appointment of a new MIRA operator and that the Court of Common Council authorizes the creation and implementation of a Hartford Solid Waste Task Force to develop options other than the current trash disposal arrangement with MIRA, which will result in lower disposal costs and the recovery by the City of

land occupied by MIRA in the South Meadows for critical future economic development and provide recommendations within 90 days by the Task Force. (Councilman Sanchez) (Item #26 on Agenda)

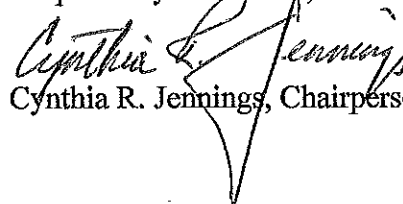
This Resolution calls for the Court of Common Council to create a Hartford Solid Waste Task Force for the purpose reducing the costs related solid waste disposal to the City of Hartford and to oppose the appointment of a new MIRA operator for the solid waste facility until the Task Force reports its findings.

A motion was made by Councilman James Sanchez and seconded by Assistant Majority Leader John Gayle to favorably recommend to Council the creation of a Task Force and that MIRA agrees to take no action to appoint a new operator for the solid waste disposal facility until it meets with the Public Works, Parks, Recreation and Environment Committee in a special meeting prior to the October 20, 2017 public comment cut-off date.

Councilwoman Jennings- Yes
Councilman Gale- Yes
Councilman Sanchez- Yes

The vote was unanimous.

Respectfully Submitted,


Cynthia R. Jennings, Chairperson

INTRODUCED BY:
Councilman James Sanchez

COURT OF COMMON COUNCIL
City of Hartford September 25, 2017

WHEREAS, The City of Hartford must explore all possible cost saving approaches; and,

WHEREAS, Reducing the costs of essential city services is a priority for the city of Hartford; and,

WHEREAS, the city of Hartford's current contractual agreement with the Municipal Materials Innovation and Recycling Authority(MIRA) does not align with the goal of reducing the costs of essential services; and,

WHEREAS, The City of Hartford pays an equal amount as other Connecticut Municipalities and additional depositors for the disposal of its solid waste, although the site is within the city limits and thereby has deleterious effects to Hartford; and,

WHEREAS, A Request for Proposals process led by the Connecticut Department of Energy and Environmental Protection and MIRA solicited proposals for the development of a new waste system that will assist the state in the disposal of waste by 2024 has not resulted in an economically feasible alternative to the Hartford disposal facility; and, be it

RESOLVED, That the Court of Common Council opposes the appointment of a new MIRA operator

RESOLVED, that the Court of Common Council authorizes the creation and implementation of a Hartford Solid Waste Task Force to develop options other than the current trash disposal arrangement with MIRA, which will result in lower disposal costs and the recovery by the City of land occupied by MIRA in the South Meadows for critical future economic development; and, be it

RESOLVED, That the task force be representative of members and stakeholders of the City who have knowledge and experience in this area; and,

BE IT FUTHER RESOLVED, the task force must provide recommendations within 90 days.

Court of Common Council

12

ON AGENDA

CITY OF HARTFORD
550 MAIN STREET
HARTFORD, CONNECTICUT 06103



REPORT

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

John V. Bazzano, Town and City Clerk

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

October 23, 2017

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

Dear President Clarke and City Council Members:

The Public Works, Parks, Recreation and Environment Committee held its monthly meeting on Wednesday, October 4 2017 at 5:30 p.m. in the City Council Chambers.

The following were present: Councilwoman Cynthia R. Jennings (Committee Chairperson), John Q. Gale (Assistant Majority Leader and Councilman), James Sanchez (Councilman), James DelVisco (Corporation Counsel) Michael Looney (DPW), Peg Hall (DPW Consultant), Donna Swarr (PRAC), Tom Swarr (EID), Leslie Hammond, Faith Palmer (COH), Jim Sandler (Attorney), Cynthia Latoure (Corporation Counsel's Office) and Haywood R. Hicks (Executive Assistant to Councilwoman Cynthia R. Jennings).

1. Ordinance Repealing and Replacing Article 1 of Chapter 15 of the Municipal Code. (Mayor Bronin) (Item #17 on Agenda)

This Ordinance regulates the handling of solid waste in the City of Hartford. The purposes for the repeal and replacement of Article 1 is to overhaul the bulky waste management system and program and to implement an appointment-based system for residential bulky waste collection. In addition, the repeal and replacement of Article 1 is designed to give the City of Hartford greater enforcement powers when violations of the Ordinance occur. The third and last purpose for the repeal and replacement of Article 1 is to allow the Ordinance text to be edited to eliminate outdated sections and language to modify definitions to more modern and standard forms, and to arrange the sections of the ordinance in a more logical and user-friendly manner.

A motion was made by Assistant Majority Leader John Gale and seconded by Councilman James Sanchez to favorably recommend to Council that Article 1 of Chapter 15 of the Municipal Code be repealed and replaced.

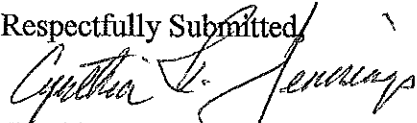
Councilwoman Jennings- Yes

Councilman Gale- Yes

Councilman Sanchez- Yes

The vote was unanimous.

Respectfully Submitted,

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

Cynthia R. Jennings, Chairperson

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.

Introduced
by:

HEADING
AND
PURPOSE

Assistant Majority Leader John Q. Gate

ITEM #

14

ON AGENDA

**AN ORDINANCE AMENDING CHAPTER 2 SECTION 2-46 ADMINISTRATIVE
SUPPORT FOR COUNCIL OF THE MUNICIPAL CODE.**

COURT OF COMMON COUNCIL,
CITY OF HARTFORD

May 22, 2017

Be it ordained by the Court of Common Council of the City of Hartford that Chapter 2 Section 2-46 of the Municipal Code be amended as follow:

Sec. 2-46. - Administrative support for council.

The employees of the council shall be as follows:

(A)

~~Each eCouncil member may appoint and employ an executive assistant who shall serve at the pleasure of, and whose duties shall be prescribed by, the council member making said appointment. Such executive assistant shall be an Unclassified Employee.~~

(B)

~~The council may authorize the council president to employ such other staff and assistants as deemed necessary for conducting official business.~~

This Ordinance shall be effective upon passage.

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.



ITEM #

16

ON AGENDA

Luke A. Bronin
Mayor

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,

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:

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

This ordinance shall take effect upon adoption.

Introduced by:

COUNCIL PRESIDENT THOMAS J. CLARKE II

HEADING
AND
PURPOSE

A SUBSTITUTE ORDINANCE AMENDING CHAPTER 22, SECTION 22-119
THROUGH SECTION 22-123 OF THE HARTFORD MUNICIPAL CODE

COURT OF COMMON COUNCIL,
CITY OF HARTFORD

October 23, 2017

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

That Chapter 22, Section 22-119 through Section 22-123, of the Municipal Code of the City of Hartford be amended as follows:

• **Sec. 22-119. - Definitions.**

The following words, terms and phrases, when used in this article, shall have the meanings ascribed to them in this section:

"Motorized recreational vehicle" shall mean a wheeled vehicle, with a motor, intended to be ridden by one or more persons, and shall include "all-terrain vehicle," "dirt bike," "motor-driven cycle," "snow mobile" and "mini-cycle," all as defined herein.

All terrain vehicle means a self-propelled vehicle designed to travel over unimproved terrain as defined in Connecticut General Statutes Section 14-379 and which has been determined by the Commissioner of Motor Vehicles to be unsuitable for operation on the public highways. [and also defined as any three (3) or more off-road uses by an individual rider on various types of nonpaved terrain. Such vehicles do not include trail bikes, golf carts, agricultural tractors, farm implements and construction machines]

"Dirt bike" means a two-wheeled motorized recreational vehicle designed to travel over unimproved terrain and not designed for travel on a highway, as defined in Connecticut General Statutes Section 14-1. "Dirt bike" does not include an all-terrain vehicle, as defined in Section 14-379 of the General Statutes, or a motor-driven cycle, as defined in Section 14-1 of the General Statutes.

"Motor-driven cycle" means any motorcycle, motor scooter, or bicycle with an attached motor, with a seat height of not less than twenty-six (26) inches, and a motor having a capacity of less than fifty (50) cubic centimeters of piston displacement.

"Snow mobile" means a vehicle with a motor, with runners in the front and caterpillar tracks in the rear, intended to be used by one or more persons for travelling over ice and snow.

"Mini cycle" means pocket bikes, miniature (hereafter "mini") bikes, mini cycles, mini sport bikes, mini motorcycles, chopper scooters, and any other similar wheeled vehicle designed to transport one or more persons that is powered by any type of motor.

"Motorized recreational vehicle" [but] shall not be deemed to include any of the following:

[Pocket bikes, mini bikes, mini cycles, mini sport bikes, mini motorcycles, mini dirt bikes, chopper scooters, motor scooters, bicycles with helper motors, and any other similar vehicle (hereinafter collectively "mini cycle") shall mean any wheeled vehicle designed to transport one (1) or more persons that is powered by any type of motor, except the following:]

- (1) Any registered "motorcycle" as defined in the G.S. § 14-1(46);
- (2) Any registered "motor vehicle" as defined in G.S. § 14-1(47);
- (3) Any moped that meets Federal Department of Transportation guidelines for use on streets and is approved by the State of Connecticut Department of Motor Vehicles for use on streets, provided, however, the moped is operated pursuant to all applicable state laws, rules, and regulations and all City of Hartford ordinances;
- (4) Any wheelchair or similar mobility assisting device utilized by a person with a physical disability or whose ambulatory mobility has been impaired due to age or physical ailment;
- (5) Any self-propelled snow plow, snow blower or lawn mower when used for the purpose for which it was designed and operated at a speed not to exceed four (4) miles per hour;
- (6) Any vehicle owned or leased by the City of Hartford;[and]
- (7) Any [electric personal assistive mobility device (hereinafter "] EPAMD [") that is self balancing, has two (2) non-tandem wheeled devices, is designed to transport only one (1) person, and has an electric propulsion system that limits the maximum speed of the device to twelve and one-half (12½) miles per hour or less.] as defined herein.
- (8) Any bicycle or trail bike without a motor;

(9) Any golf cart;

(10) Any agricultural equipment such as tractors and farm implements;

(11) Any construction machinery; and

(12) Any vehicle that is used solely for amusement, or as a novelty display item, and is operated during a parade or any other special event that is properly permitted and approved by the city of Hartford.

[All terrain] Motorized recreational vehicle dealer means any person engaged in the business of manufacturing or selling [all terrain] any motorized recreational vehicles, [or both,] having an established place of business for the manufacture, sale, trade and display of such [all terrain] vehicles.

"EPAMD" shall mean any electric personal assistive mobility device (hereinafter "EPAMD") that is self-balancing, has two non-tandem wheels, is designed to transport one person, and has an electric propulsion system that limits the maximum speed of the device to twelve and one-half (12 1/2) miles per hour or less.

• **Sec. 22-120. - Operations prohibited.**

(a) It shall be unlawful for any person to operate [an all terrain vehicle, mini cycle] a motorized recreational vehicle and/or for any owner of [an all terrain vehicle or mini cycle] motorized recreational vehicle to knowingly permit the operation of [his/her all terrain] such vehicle [or mini cycle] on any street or sidewalk in the City of Hartford or on any public property, including but not limited to school property, playgrounds and parks, within the City of Hartford.

(b) It shall be unlawful for any person to ride as a passenger on a motorized recreational vehicle [mini cycle] and/or for any owner of a motorized recreational vehicle [mini cycle] to knowingly permit any person to ride as a passenger on such vehicle [his/her mini cycle] operated in violation of subsection (a) above.

(c) It shall be unlawful for any person to operate a motorized recreational vehicle [an all terrain vehicle, mini cycle,] ride as a passenger on a motorized recreational vehicle [mini cycle,] and/or for any owner of a motorized recreational vehicle [an all terrain vehicle or mini cycle] to knowingly permit its operation on any private property, within the City of Hartford, without first obtaining the written permission of the property owner if the property is not owned by the operator, passenger, and/or owner of such vehicle [the all terrain vehicle or mini cycle]. [A permitted operator of an all terrain vehicle or mini cycle] Any such operator or passenger allowed to operate or ride by a private property owner may not operate that vehicle on private property in violation of the City of Hartford noise ordinance as defined in section 23-1 et seq.

(d) It shall be unlawful for any person to operate an EPAMD and/or for any owner of an EPAMD to knowingly permit the operation of his/her EPAMD on any street in the City of Hartford, provided, however, an EPAMD may be operated on any public sidewalk and/or crosswalk in the City of Hartford. An operator of an EPAMD shall yield to pedestrians and any wheelchair or similar mobility assisting device as defined in subsection 22-119[(4)] above and shall comply with any applicable State of Connecticut laws or regulations.

• **Sec. 22-121. - Penalty.**

(a) Any person who operates a motorized recreational vehicle [an all terrain vehicle or mini cycle] in violation of subsection 22-120(a) above, or is the owner of [an all terrain] any such vehicle [or mini cycle] who knowingly permits its operation in violation of subsection 22-120(a) above, may be summoned to community court pursuant to C.G.S. § 51-181c. Upon finding of a violation, the community court [judge] may impose a penalty of community service, a fine [up to one thousand dollars (\$1,000.00) for a first violation], and/or a jail sentence in the discretion of the court. [of up to twenty-five (25) days. Upon finding of a second violation, the community court judge may impose a penalty of community service, a fine up to one thousand five hundred dollars (\$1,500.00) for a second violation, and/or a jail sentence of up to twenty-five (25) days. Upon finding of a third or subsequent violation, the community court judge may impose a penalty of community service, a fine up to two thousand dollars (\$2,000.00) for a third or subsequent violation, and/or a jail sentence of up to twenty-five (25) days.]

(b) Any person who rides as a passenger on a motorized recreational vehicle [mini cycle] in violation of subsection 22-120(b) above, or is the owner of [a mini cycle] such a vehicle who knowingly permits a passenger to ride on [his/her mini cycle] such vehicle in violation of subsection 22-120(b) above may be summoned to community court pursuant to C.G.S. § 51-181c. Upon finding of a violation, the community court [judge] may impose[d] a penalty of community service, a fine [up to fifty dollars (\$50.00)] and/or a jail sentence [of up to fifteen (15) days] in the discretion of the court.

(c) Any person who operates a motorized recreational vehicle [an all terrain vehicle or mini cycle] in violation of subsection 22-120(c) above, or is the owner of any such vehicle [an all terrain vehicle or mini cycle] who knowingly permits its operation in violation of subsection 22-120(c) above may be summoned to community court pursuant to C.G.S. § 51-181c. Upon finding of a violation, the community court [judge] may impose a penalty of community service, a fine [up to one thousand dollars (\$1,000.00) for a first violation], and/or a jail sentence in the discretion of the court. [of up to twenty-five (25) days. Upon finding of a second violation, the community court judge may impose a penalty of community service, a fine up to one thousand five hundred dollars (\$1,500.00) for a second violation, and/or a jail sentence of up to twenty-five (25) days. Upon finding of a third or subsequent violation, the community court judge may impose a penalty of community service, a fine up to two thousand dollars (\$2,000.00) for a third or subsequent violation, and/or a jail sentence of up to twenty-five (25) days].

(d) Any person who operates an EPAMD in violation of subsection 22-120(d) above, or is the owner of an EPAMD who knowingly permits its operation in violation of subsection 22-120(d) above, may be summoned to community court pursuant to G.S. § 51-181c. Upon finding of a violation, the community court judge may impose a penalty of community service, a fine [up to ninety-nine dollars (\$99.00)] and/or a jail sentence [of up to twenty-five (25) days] in the discretion of the court.

[(e) A police officer that observes any person in violation of subsection 22-120(a), subsection 22-120(b), subsection 22-120(c), and/or subsection 22-120(d) above may detain such person for purposes of enforcing the provisions of this article and may remove or tow the all terrain vehicle, mini cycle, or EPAMD to a secure location and/or release the mini cycle or EPAMD to a responsible person. Before the owner or person in charge of any impounded all terrain vehicle, mini cycle, or EPAMD shall be permitted to remove the vehicle from a vehicle pound, he shall furnish to the operator of such pound, or such other person as the chief of police shall designate, evidence of his registration and ownership, shall sign a receipt for such vehicle, and shall pay the cost of impoundment and administration, plus the cost of storage for each day or portion of a day that such vehicle is stored in the vehicle pound in excess of the first twenty-four (24) hours. The operator of such pound shall refuse the release of any all terrain vehicle, mini cycle, or EPAMD lawfully seized that the chief of police has authorized to hold as evidence in a criminal investigation or proceeding. Such operator shall obtain written permission from the chief of police on any form or document prescribed by the chief of police prior to the release of such impounded all terrain vehicle, mini cycle, or EPAMD.]

• **Sec. 22-122. – Seizure of motorized recreational vehicles; disposal.**

[Penalty for unauthorized use of all terrain vehicle.]

Any person who operates [an all terrain] a motorized recreational vehicle in violation of subsection 22-120(a) above, or is the owner of [an all terrain] any such vehicle who knowingly permits its operation in violation of subsection 22-120(a) above, and any operator or owner of an EPAMD who violates subsection 22-120 (d) above, [and any] will be subject to seizure of said [all terrain] vehicle(s) or EPAMD pursuant to C.G.S. § 54-33g which allows for seizure of property. A police officer who observes any motorized recreational vehicle or EPAMD being operated in violation of subsection 22-120(a), subsection 22-120(b), subsection 22-120(c), and/or subsection 22-120(d) above may detain such person for purposes of enforcing the provisions of this article, and may remove or tow such motorized recreational vehicle or EPAMD to a secure location for impoundment. Before the owner of any such impounded property may remove the vehicle from a vehicle pound, he or she shall furnish to the operator of such pound, or such other person as the chief of police shall designate, evidence of registration and ownership, shall sign a receipt for such property, and shall pay the cost of impoundment and administration, plus the cost of storage for each day or portion of a day that such property is stored in excess of the first twenty-four (24) hours after seizure. The operator of such pound shall refuse the release of any such property lawfully seized that the chief of police has authorized to hold as evidence in a criminal investigation or proceeding. Such operator shall obtain written permission from the chief of police on any form or document prescribed by the chief of police prior to the release of such property held for evidence.

Any such motorized recreational vehicle or EPAMD that is not claimed by its owner under the terms of this section for a period of 45 days after seizure, or in the case of a vehicle being held as evidence, not claimed by its owner within 45 days of the cessation of such investigation or disposition of such criminal proceeding, whichever is later, may be disposed of at the direction of the chief of police after serving notice in the same manner as that required for the disposal of abandoned vehicles under C.G.S. Section 14-150 (e), except in the case that a vehicle that is not registered, such notice shall not require mailing to persons whose names are registered with the State Department of Motor Vehicles.

[and operator may be summoned to community court pursuant to G.S. § 51-181c. Upon finding of a violation, the community court judge may impose a penalty of community service, a fine up to one thousand dollars (\$1,000.00) for a first violation, and/or a jail sentence of up to twenty-five (25) days. Upon finding of a second violation, the community court judge may impose a penalty of community service, a fine up to one thousand five hundred dollars (\$1,500.00) for a second violation, and/or a jail sentence of up to twenty-five (25) days. Upon finding of a third or subsequent violation, the community court judge may impose a penalty of community service, a fine up to two thousand dollars (\$2,000.00) for a third or subsequent violation, and/or a jail sentence of up to twenty-five (25) days.]

- **Sec. 22-123. - Posting by motorized recreational vehicle dealer.**

Each motorized recreational vehicle dealer offering for sale, lease or rental any [all terrain] motorized recreational vehicle shall post this ordinance in a prominent location at said all terrain vehicle dealer's place of business.

Any [all terrain vehicle] such dealer who violates any provision of this section shall have committed an infraction. For a first violation, the chief of police or his or her authorized agent shall issue a written warning providing notice of the specific violation and the time period within which it shall be corrected. If the [all terrain vehicle] dealer receiving the written warning fails to correct the violation within the time period specified in the warning, the chief of police or his or her authorized agent shall issue a fine of ninety-nine dollars (\$99.00). Any continuing violation that is discovered during any subsequent re-inspection shall result in a fine of ninety-nine dollars (\$99.00). Each re-inspection at which a violation is discovered shall constitute a separate violation.

This ordinance shall take effect upon adoption.



ITEM #

18

ON AGENDA

Luke A. Bronin
Mayor

September 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: Solid Waste Management

Dear Council President Clarke:

Attached for your consideration is an ordinance repealing and replacing Article I, of Chapter 15, of the Hartford Municipal Code, which regulates the handling of solid waste.

There are three primary purposes for the repeal and replacement of Article 1. First, the Administration proposes to overhaul its bulky waste management system and program and, as part of that overhaul, to implement an appointment-based system for residential bulky waste collection. The City will collect up to five bulky waste items at no charge twice per year. Residents must schedule an appointment for those pick-ups. Additional pick-ups of bulky waste may be scheduled at a fee to be determined by the Department of Public Works. This system is similar to those utilized by a number of other Connecticut cities and towns and is expected to bring greater order to Hartford's bulky waste collection system and to enhance the efficiency of the City's sanitation staff.

Second, the changes to our solid waste disposal system will provide the City with greater enforcement powers. When violations of the ordinance occur, a violation notice will be sent requiring the responsible party to correct the situation by a date certain. Failure to do so will result in a citation being issued and the imposition of fines for each offense. Fines range from \$50 for a first offense in failing to separate garbage and recyclables, to \$99 per day for a variety of offenses, to \$250 per day for unauthorized dumping.

Third, the text of Article I has been edited and reorganized to eliminate outdated sections and language, to modify definitions to more modern and standardized forms, and to arrange the sections of the ordinance in a more logical and user-friendly manner.

Staff of the Department of Public Works, Department of Development Services, and the Office of the Corporation Counsel have worked together, over the past several months, to develop this ordinance and look forward to discussing the changes with you and answering any questions you may have.

Respectfully submitted,

A handwritten signature in dark ink, appearing to be "LB", 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 REPEALING AND REPLACING ARTICLE I OF CHAPTER 15 OF THE MUNICIPAL CODE OF HARTFORD

COURT OF COMMON COUNCIL
CITY OF HARTFORD

October 10, 2017

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

That Chapter 15, Garbage, Refuse and Weeds, Article I, General, of the Municipal Code is hereby repealed and replaced by a new Chapter 15, Article I as shown below.

Chapter 15 -- SOLID WASTE AND WEEDS

ARTICLE I. - IN GENERAL

Sec. 15-1. - Definitions.

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

Bulky Waste means large or unwieldy portions of the solid waste stream generated by households or commercial establishments, including appliances, tree limbs, tires, furniture, demolition debris and other items too large to fit in standard collection containers, and those that require special collection or disposal treatment, but shall in no case include any hazardous or toxic waste as defined in Connecticut General Statutes §22a-115.

Bulky Waste and Recycling Center or "recycling center" means the state-permitted Hartford solid waste facility located at 180 Leibert Road, Hartford, Connecticut.

Commercial establishments means any business commercial, industrial, and office operations, as well as institutions, transient housing units and the buildings in which they are located.

Director of the Department of Public Works, "Public Works Director", or "Director" means the Director of the City of Hartford Public Works Department or his/her designee.

Garbage means all solid waste composed of putrescible animal and vegetable wastes resulting from the handling, preparation, cooking, serving and consumption of foods.

Mixed use means any combination of commercial and residential units.

Multi-unit residence means buildings which contain seven (7) or more residential housing units.

Person in control means the owner, lessee, manager, person in control or agent of any premises.

Premises means property which is owned, occupied or controlled by any person, business establishment or any other entity.

Recyclables means solid waste which may be reclaimed and which is considered saleable and/or reusable by the city and/or any private entity. These items include all corrugated cardboard, glass food and beverage containers; metal food and beverage containers; leaves; newspapers; storage batteries; office paper (high-grade white and manila); and waste motor oil. These items are required to be recycled in accordance with the department of public works rules and regulations. Any amendment to the list of items which are required to be recycled will be announced by the department of public works within one hundred eighty (180) days, but not less than ninety (90) days, of the effective date of the amendment.

Refuse means garbage plus rubbish.

Regulated waste means any solid waste which is regulated by the state or the U.S. Environmental Protection Agency, including "special," "regulated" and "hazardous" wastes, as those terms may be defined in the federal, state and city regulations.

Residence means buildings that contain six (6) or fewer residential housing units.

Rubbish means waste materials that ordinarily accumulate in and around a home or business, that are not restricted from acceptance at a waste-to-energy facility by contract with such facility, nor by federal, state, or local laws, rules, or regulations.

Solid waste means unwanted, discarded, or abandoned materials, including solid, liquid, semi-solid or contained gaseous material. This is an all-encompassing term, including but not limited to bulky waste, recyclables, refuse, regulated waste, rendering (fats, oils, and grease), yard debris, organic matter and other separately identified waste streams. It includes material left for recycling collection, or regulated by the state or the U.S. Environmental Protection Agency, as well as material that is accumulated or stored before being discarded, recycled or treated.

Solid waste collector means any person, firm, or corporation engaged for hire in the business of collecting, or transporting, solid waste from commercial establishments, household or residential sources, or municipal or public sources within the city. When the term "refuse collector" is used on older documents or permits, it shall have the same meaning as "solid waste collector".

Street litter container means any receptacle maintained by the city for the purpose of providing pedestrians with a depository for litter.

Cross reference— Definitions and rules of construction generally, § 1-2.

Sec. 15-2. - Enforcement.

(a) Generally. This chapter shall be enforced by the director of public works or the director of health or both, who may call upon the chief of police and the chief of the fire department for assistance in obtaining compliance with any orders issued by either of them. The director of health may designate the director of licenses and inspections to enforce this chapter in his or her name. The Director of Public Works or the Director of Health, or both, may refer violations

under this chapter to the Division of Blight Remediation for enforcement under Chapter 9, Article V, of the Hartford Municipal Code.

(b) *Recycling agents.*

(1) The director of public works shall provide the commissioner of the department of energy and environmental protection with the name, address and telephone number of a person to receive information and to respond to questions regarding recycling from the department of environmental protection on behalf of the city.

(2) The director of public works shall designate an agent to receive from collectors of solid waste including recyclables and from operators of resource recovery facilities and solid waste facilities the notices required to be sent to the city pursuant to subsection (c) of this section and the general statutes. The person designated as the city's agent by the director of public works may also serve as an agent for other municipalities.

(c) *Notification when recyclables not separated.* Any collector who has reason to believe that a residence, multi-unit residence, mixed-use property or commercial establishment from which it collects solid waste has failed to separate recyclables from other solid wastes shall notify the designated municipal agent. In accordance with the department of public works rules and regulations, each collector shall provide a warning notice, by tag or other means, to any person suspected by the collector or city of violating separation requirements. Each collector shall also notify the city of the identity of any owner responsible for loads generated on the premises containing significant quantities of recyclable items mixed with solid waste. The city must receive notice on a monthly basis for all buildings that are in violation of this section.

Cross reference—Administration generally, Ch. 2.

Sec. 15-3. - Disposal and accumulations on premises or public walk.

(a) It shall be unlawful for any person to throw, drop or place any solid waste or litter on any premises in the city whether public or private except in receptacles provided for that purpose. No person in control 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 curbline other than in such receptacles. Such person in control shall keep the public walk abutting on his/her premises clean at all times.

(b) In addition to the requirements of subsection (a), each person in control of premises in the city, occupied wholly or in part by a business establishment, shall cause the public walk abutting on the premises to be swept at the opening and close of each business day and shall cause the sweepings to be picked up. No such sweepings shall be swept onto the street, roadway or gutter, nor shall non-litter material, such as sand be placed in any street litter container

Sec. 15-4. - Household waste prohibited in street litter containers.

It shall be unlawful for any person to deposit any household or commercial solid waste in any street litter container.

Sec. 15-5. - Dumping in city or watercourses.

Except as provided in this chapter, it shall be unlawful for any person, either as principal or agent, to dump any solid waste in any vacant lot, the closed city landfill, public parks or in any other place in the city, for the purpose of filling, or otherwise, or into or upon the banks or margin of any watercourse within the boundaries of the city. The penalty after reinspection for continued violation of such provision shall be a fine of two hundred fifty dollars (\$250.00). Each day any such violation shall continue, it shall constitute a separate offense. Any commercial establishment found to be in violation of this section shall have any permits, licenses and/or contracts entered into with the City of Hartford suspended or revoked until the fine has been paid.

Sec. 15-6. - Garbage disposal and trash compactor units authorized.

Nothing in this chapter shall be construed as forbidding the operation on private premises of any private trash compactor, or any device for grinding garbage and flushing it into the public sanitary sewer system, provided such devices were designed for such purposes and are in compliance with the rules and regulations of the department of health and do not create a nuisance or fire hazard. Residential household compacted refuse and commercial compacted refuse must be free of recyclable material and may be inspected for such by the director of public works.

Sec. 15-7. - Regulations, Contracts and Collections Authorized.

- (a) The director of public works shall have the authority to, and shall establish rules and regulations covering the storage, collection, conveyance and disposal of solid waste within the City. The director of public works is also authorized to amend rules and regulations concerning the storage, collection, conveyance and disposal of solid waste, including but not limited to regulations concerning scheduling, prohibiting or limiting material types, limiting material quantities and setting fees for collection of materials by the City in order to provide cost-effective service while promoting public health, safety and environmental protection.
- (b) The director of public works, in conjunction with the director of health, may, subject to the authority of procurement, arrange for contracts, or otherwise provide for the removal and disposition of solid waste, and require bonds in such form and for such amounts as they may jointly approve for the performance of the provisions of such contracts. All such contracts shall be signed by the mayor. Such contracts when made shall be carried out under the supervision and control of the department of public works, but cognizance shall always be taken of any complaint or request of the department of health. Subject to the terms of each contract, such contracts may be canceled or revoked by the director of public works and the director of health whenever the contractor refuses or neglects to perform any of the terms thereof.
- (c) The department of public works shall collect and remove, or cause to be removed under its direction, such solid waste from all residences as provided for in this chapter and such limited quantities of solid waste from multi-unit residences, mixed use properties, and commercial establishments, as provided for in the rules and regulations of such department. Nothing in this section shall establish a right of any multi-unit residence, mixed-use property with seven or more residential units, or any commercial establishment,

to receive such service by or through the city, nor shall anything in this section forbid the city from offering such service, including for a fee, from such premises.

Sec. 15-8. - Separation and recycling required.

Each occupant of a residence, multi-unit residence, or mixed use property, and each person in control of a multi-unit residence, mixed use property, or commercial establishment shall be responsible for separating recyclables from the other solid waste generated on the premises. All individuals, commercial establishments, entities, and properties shall participate in the recycling program in accordance with department of public works rules and regulations.

Section 15-9. -- Person in control to arrange for collection.

Each person in control of any multi-unit residence, mixed use property, or commercial establishment shall arrange for private collection of solid waste. Separate collections shall be provided for refuse, for recyclables, and for bulky wastes. All collections shall be provided at an appropriate frequency that precludes containers from overflowing with any category of solid waste. It shall be the responsibility of said persons in control to ensure that no loose refuse or recyclables are placed outside of containers because the container(s) are full and have inadequate capacity, and that bulky wastes are either containerized, or otherwise protected from the elements in a fashion that protects public health, safety, the environment, and maintains the marketability of any recyclable item.

Section 15-10. - Specifications for solid waste containers, and use thereof.

All containers intended to contain any category of solid waste located outside of a building shall conform to the specifications in this section. Unless otherwise specified, all specifications described herein refer to containers for refuse, for recyclables, for bulky wastes, or for rendering, provided by any person for residents and for any occupant of any multi-unit residence, mixed use property, or commercial establishment, regardless of who provided said container. Additional details and exceptions may be provided for in the rules and regulations of the department of public works.

- (a) All solid waste containers shall provide for the containment of solid waste in a fashion that protects and promotes public health, safety, and environmental protection. All such containers shall be of durable initial construction such that access by rodents is precluded, and shall have an attached lid that can be fully closed when any material is placed therein.
- (b) All solid waste containers shall be maintained to continue to provide for the containment of solid waste in a fashion that protects and promotes public health, safety, and environmental protection. All such containers shall not be allowed to deteriorate to the point that holes occur in the body of the container that will allow access by rodents and shall continue to have an attached lid that can be fully closed when any material is placed therein.
 - 1) Public works rules and regulations shall specify policies for repair and replacement of containers provided by public works, when such containers become damaged.

- 2) Deteriorated containers and containers without lids will be considered a violation and subject to citation in accordance with Code section 15-21.
- (c) All solid waste containers shall be used to provide for the containment of solid waste in a fashion that protects and promotes public health, safety, and environmental protection. All solid waste shall be placed within the appropriate container and lids on all such containers shall be fully closed when any material is placed therein, to prevent access by rodents.
 - 1) Loose solid waste placed outside containers shall be considered a violation for which a property owner is subject to citation in accordance with Code section 15-21.
 - 2) Containers, such as larger commercial Dumpsters that have a side access panel, shall be maintained in the closed position any time solid waste is placed within the container.
- (d) Notwithstanding the provisions of this section and that of 15-11, the department of public works is expressly authorized to establish rules and regulations to design programs to address bulky waste and overflow refuse. Such programs shall continue to promote public health, safety, and environmental protection, but may allow for the use of bags, tying, or other mechanisms not otherwise allowable under this section, for containing solid waste that does not fit in containers for reasons of quantity, size, or shape, and for materials requiring special handling.

Sec. 15-11. - Containers to be furnished by public works department.

- (a) The public works department shall provide refuse containers to each property owner of a building designated as residential use with one (1) to six (6) units at a cost equal to thirty-five dollars (\$35.00) and pursuant to the rules and regulations of the department of public works. The refuse containers will be sufficient in size for holding all normal quantities of refuse accumulated between regular collection days, provided that recyclables have been appropriately separated and placed in the provided containers. Homeowners shall contact the department of public works when an initial issue, repair, or replacement of a refuse container is required.
- (b) The public works department shall provide recycling containers to each property owner of a building designated as residential use with one (1) to six (6) units pursuant to the rules and regulations of the department of public work. The recycling containers will be sufficient in size and quantity for holding all designated recyclables accumulated between regular collection days. Homeowners shall contact the department of public works when an initial issue, repair, or replacement of a recycling container is required.

Sec. 15-12. - Containers to be furnished by person in control.

- (a) It shall be the duty of each person in control of all multi-unit residences and commercial establishments to provide for and maintain approved containers sufficient in number and size for holding refuse accumulated between regular collections.

- (b) It shall also be the duty of each person in control of a multi-unit residences and commercial establishment to provide separate approved containers sufficient in number and size for holding all recyclables accumulated between regular collections.

Sec. 15-13. – Time and location for set out of solid waste.

- (a) All solid waste shall be set out in some accessible part of the premises for removal. The department of public works may designate the location of such placement.
- (b) A drop-off area for recyclables may be established to enable small businesses to jointly sponsor storage containers for their recyclables.
- (c) No containers nor bulky wastes shall be placed at curbside prior to 4:00 p.m. on the day before regular collections, whether for collection by the department of public works or a private solid waste hauler.

Sec. 15-14. - Special preparation of certain wastes.

The following materials shall require special preparation:

- (1) Garbage. All garbage shall be drained and securely contained to minimize access by vectors.
- (2) Food and beverage containers. Plastic, metal and glass food and beverage containers shall be drained of excess liquids, cleaned of garbage, and rinsed before being placed in recycling containers.
- (3) Ashes. All ashes shall be cool and kept dry and stored in a separate, approved container.
- (4) Compost piles. All compost piles shall be maintained in such a manner as to not constitute a threat to public health or safety.

Sec. 15-15. – Regulated, hazardous waste.

- (a) No regulated, including hazardous, waste will be collected by the department of public works but shall be transported by the owner, responsible person or agent to the municipal disposal area and disposed of as prescribed by the director of public works and the rules and regulations of the state resource recovery authority and the state department of energy and environmental protection.
- (b) Radioactive materials, drugs, poisons and like substances shall be disposed of under the supervision of the director of health and the rules and regulations of the state resource recovery authority and the state department of energy and environmental protection.

Sec. 15-16. - Bulky waste.

- (a) The city shall collect up to five bulky waste items up to two times each calendar year at no charge from each occupied unit in a residence. Any additional pick-ups of bulky waste are

subject to bulky waste fees as recommended by the department of public works and approved by City Council.

- (b) City collections described in 15-16(a) shall be on an appointment basis only. Bulky waste set out for collection without an approved appointment, in excess of the approved quantities, for materials that were not authorized for appointment, by units not eligible for collection, or set out in a manner other than that designated by this chapter or by regulations of the Director shall be a violation subject to the penalties set forth in section 15-21 of this chapter.

Sec. 15-17. - Licenses for landfills and dumping grounds.

The department of licenses and inspections shall, with the approval of the director of health and at his or her discretion, issue and revoke licenses authorizing the dumping of solid waste, ashes, and waste material, except garbage, and other offensive material on premises in the city, subject to the rules and regulations of the department of health as to the time and conditions of use, the materials that may be deposited in a particular location, and the placing and maintaining of signs indicating permitted uses.

Sec. 15-18. - Maintenance of landfill or dumps.

It shall be the duty of the owner of any dumping ground to keep the grounds in an orderly condition, and when ordered by the director of health, to erect and maintain suitable fences to prevent the use of such place by unauthorized persons, or at times other than those specified in the license.

Sec. 15-19. - Allowing use of premises as dump.

Except as provided in section 15-18, no owner or occupant in control of any premises in the city shall allow the premises to be used as a place for dumping or depositing solid waste, recyclables, garbage, rubbish, ashes, waste material or any offensive matter.

Sec. 15-20. - Salvage operations by private operators prohibited.

No salvage operations by private operators will be permitted from solid waste, including recyclables, placed at the curb for collection by the department of public works unless such salvage operation is authorized by the director of public works.

Sec. 15-21. - Violations and penalties; hearing.

- (a) If the director of public works or the director of health, upon inspection of any building, structure or premises observes a violation of this Chapter, the director may:
- (1) Refer the violation to the Division of Blight Remediation for enforcement under Chapter 9, Article V, of the Hartford Municipal Code; or
 - (2) Issue a violation notice ordering the person in control or occupant or person causing or responsible for such violation to correct the violation within a specified

reasonable period of time. The notice requirements of this section shall be satisfied upon the notice being left at said premises.

- (3) If the violation is not remedied by the specified time period
 - i. the property owner shall be issued a citation, and
 - ii. the property owner shall be subject to additional charges, if the City has to pick up and dispose of any solid waste.
- (b) A person or entity who is issued a citation shall be subject to a fine of ninety-nine dollars (\$99.00), except where a specific penalty is otherwise provided. Each day such violation shall continue shall constitute a separate offense.
- (c) Any person or entity issued a citation for violating the provisions of this chapter may within ten (10) days of receipt of the citation, appeal in writing to a citation hearing officer in accordance with section 1-5.
- (d) In addition to the above penalty, the sections of this chapter which concern recycling shall also be subject to the following additional fines:
 - (1) Residences and multi-unit residences that do not have their recyclables separated from their other solid waste will be subject to a penalty not in excess of fifty dollars (\$50.00) for the first offense, and ninety-nine dollars (\$99.00) for each offense thereafter during a one-year period.
 - (2) Commercial establishments that do not separate their recyclables from their other solid waste in accordance with state statute will be subject to a penalty of one hundred dollars (\$100.00) for the first offense, two hundred dollars (\$200.00) for the second offense, and five hundred dollars (\$500.00) for each offense thereafter occurring during a one-year period.
 - (3) Solid waste collectors who dump more than one (1) cubic foot in volume of solid waste at one (1) time in an area not designated for such disposal or who knowingly mix other solid waste with items required to be recycled will be subject to a penalty of ninety-nine dollars (\$99.00). Each dumping or mixing shall constitute a separate violation
 - (4) The city reserves the right to refuse to collect any resident's solid waste, including but not limited to recyclables, garbage, and commercial and industrial waste, where the spirit or letter of this chapter or the regulations enacted hereunder are ignored.
 - (5) The director of public works shall have the authority to refer all violators of this chapter to the city's hearing officer.

Sec. 15-22. - Additional Code sections.

Tenants, occupants, owners, or other persons in control of any premises should refer to Chapter 31, Article V of this Code for additional duties regarding removal of snow and ice and Chapter 31, Article I of this code for additional information regarding removal of unlawful obstruction.

Sec. 15-23. - Permitting of solid waste collector; registration of vehicles and permanent containers.

- (a) Permit registration authority designated. The director of public works or the director's designee shall be the permit registration authority for solid waste collectors, vehicles, and permanent containers. The director or the director's designee shall grant a permit within a reasonable time following the filing of a proper permit application and payment of the prescribed fee unless the director of public works or the director's designee finds one (1) or more of the following conditions to prevail:
 - (1) The applicant has had a previous suspension or revocation of permits.
 - (2) The applicant lacks suitable and safe equipment with which to collect solid waste in a safe and nuisance-free manner and in compliance with this article.
- (c) Certificate of insurance. No such permit shall be issued until the solid waste collector files with the city a certificate of liability insurance demonstrating coverage in the amount of one million dollars (\$1,000,000.00) for property damage, one hundred thousand dollars (\$100,000.00) per person and three hundred thousand dollars (\$300,000.00) per occurrence for liability claims, together with such workers' compensation insurance as provided by state law
- (d) Permit of vehicle and containers. Each solid waste collector shall obtain a separate permit for each vehicle he/she operates to transport refuse within the city. Permits shall also be required for all permanent containers used by solid waste collectors in a capacity greater than ten (10) cubic yards. Permits shall not be transferable from vehicle to vehicle or from permanent container to permanent container; provided, however, the director of public works or the director's designee may allow temporary transfer of permits in hardship situations, including but not limited to temporary breakdowns of individually licensed vehicles.
- (e) Permit registration term, fee, and renewals. All permit registrations shall be issued for a term not to exceed one (1) year and shall be renewable on or before the first day of July of each year. Fees shall not be prorated.
- (f) Applicability/form of registration. All persons intending to act as solid waste collectors shall apply for registration before the first day of July of each year with the director of public works or the director's designee on registration applications provided. These forms shall require the applicant to furnish all information requested, including, but not limited to:
 - (1) The name of the business and whether a corporation, partnership or sole proprietorship.

- (2) The names of all stockholders (if corporation not publicly held), directors, partners, officers or proprietors of the business.
- (3) A listing and description of the vehicles to be used for hauling all types of waste with VIN numbers.
- (4) The names and addresses of all customers presently served, if any, within the city.
- (5) Estimated tonnage of solid waste expected to be collected each week.
- (6) The names of all other communities served by the applicant.
- (7) Evidence of insurance in amounts specified under subsection 15-23(c).
- (8) Assurance that applicants will abide by Connecticut General Statutes recycling mandates.
- (g) A permitted solid waste collector shall update the information required by subsection 15-23 (f)(1) - (8) at least once each year at the time of permit registration renewal.
 - (1) Once approved, the permit registration shall be effective until the following June 30 and unless properly renewed shall lapse.
 - (2) The initial permit registration fee program will apply to FY 08-09, retroactive to July 1, 2008 in accordance with established fee schedule, and shall not be prorated.
 - (3) The permit registration is not transferable and no licensee shall permit another person other than the licensee's own agents and employees, to operate under said license.
 - (4) Each body of each vehicle used to transport solid waste, whether or not the body is permanently affixed to the vehicle or removable, shall have a legibly painted or otherwise displayed sign on at least one (1) side, so as to be easily read proclaiming the cubic yard capacity of the body. Each removable body that may be used by the permit shall also have so painted or displayed an identifying number which is to be listed with the city in the same manner as vehicles. No vehicle will be allowed to dispose of solid waste if it does not comply with this section. Any private vehicle used to haul solid waste shall be clearly marked with the business name and address of the solid waste collector.
 - (5) Re-inspection upon sale or transfer of vehicle during permit registration year. Whenever a duly registered vehicle is sold or transferred from one (1) permitted solid waste collector to another during the permit registration year, the purchaser of such vehicle must provide certification of vehicle inspection by a reputable automotive business with seven (7) days of such transfer date. No additional fee shall be required for the remainder of a permit year following such a transfer.
 - (6) Display of permit registration. The permit registration issued shall be conspicuously displayed on the left windshield of each vehicle and on each container, or as otherwise may be directed.

- (7) Notification required upon sale, transfer of route. When any permitted solid waste collector shall sell or transfer all or part of its route to another permitted solid waste collector the selling solid waste collector shall forthwith give written notice to the director of public works or the director's designee at least seven (7) days before the date of the sale or transfer, stating the name of the buyer or transferee and the intended date of sale.
- (8) Permits are not transferable to nonpermitted solid waste collectors. When any permitted solid waste collector shall sell or transfer all or part of its route to a solid waste collector not permitted in the city the selling solid waste collector shall first notify the director of public works or the director's designee, in writing, of the selling solid waste collector's intent to sell, and the proposed transferee shall, at the same time, make application for a permit to operate in the city.

Sec. 15-24. - Registration fees for solid waste collector vehicles and permanent containers.

- (a) The schedule of fees. The fees below are to be reviewed annually and updated periodically to reflect market conditions. Fees shall not be prorated.
 - (1) Gross vehicle weight twelve thousand one (12,001) pounds and above: \$250.00 per unit
 - (2) Gross vehicle weight at or below twelve thousand (12,000) pounds: \$125.00 per unit
 - (3) Permanent containers ten (10) cubic yards and above: \$30.00 per unit
- (b) Discount. Any vehicle or roll-off container garaged in the city paying property tax will benefit from a ten (10) percent discount in fees per unit provided the permit application is accompanied by a copy of proof of paid property taxes

Sec. 15-25. - Denial, revocation or suspension of permit.

- (a) Generally. A permit to engage in solid waste collection in the city and to use solid waste facilities provided by the city is a privilege not a right. Failure to comply with the provisions of this article shall be grounds for revocation or suspension of any permit issued under the provisions of this article in addition to any other penalty imposed by law.
- (b) Notice. Written notice of revocation or suspension shall be sent by certified mail and shall become effective five (5) calendar days after receipt of such notice (as evidenced by the date of acceptance, refusal or inability to deliver noted on the return receipt) from the department of public works authorized permit registration designee.
- (c) Filing request for review, effect of failure to file. If a solid waste collector objects to the revocation or suspension, described in paragraph (b) above, he or she may, within the five (5) calendar days of receipt of the notice, file a written request for review with the director of public works. Failure to timely file such request for review shall make action final and binding on the affected solid waste collector.

(d) Effect of timely filing. Timely filing of such request for review shall operate as an automatic stay of the revocation or suspension.

(e) The director of public works may refuse to grant permit registration to any applicant, or may suspend the registration of any registered solid waste collector, if that person:

- (1) Has violated or does violate any provision of state statute pertaining to solid waste including recyclables,
- (2) Violates the provisions of this article,
- (3) Is not insured in accordance with the provisions of this article,
- (4) Is otherwise deemed unsuitable as a solid waste collector.

A suspension of registration may not exceed a period of one hundred eighty (180) days for any one (1) violation; provided that repeated or willful violation of this article may result in permanent revocation of registration without right to reapply.

Sec. 15-26. - Prohibition of unpermitted collectors.

Beginning thirty (30) days after the effective date of this article all persons not properly registered as solid waste collectors and all solid waste collectors whose registrations have been suspended or revoked are prohibited from engaging in collection, hauling, transporting or disposing of solid waste generated within the city.

Sec. 15-27. - Administration; promulgation of rules and regulations.

Director of public works shall establish administrative procedures associated with the permitting of any solid waste collector engaged in the collect and transport of solid waste in the city. The director of public works may promulgate additional rules concerning collection and disposal procedures from time to time as the director deems proper, but such rules shall not be inconsistent with this article or applicable state statutes.

Sec. 15-28. - Solid waste collector's responsibilities and obligations.

- (a) Place of delivery. Each solid waste collector shall deliver all municipal solid waste meeting contractual standards and collected within the territorial limits of the city to the municipally designated facility and pay the disposal charge. All other solid waste shall be delivered to appropriate disposal sites and any applicable charge shall be paid by the solid waste collector.
- (b) Prohibition on delivery. No permitted solid waste collector shall deliver any solid waste meeting the contractual standard to any place other than the municipally designated facility unless the facility is incapable of accepting such solid waste at the time of delivery, in which event such solid waste shall be delivered to the place designated by the Municipality or as determined by the solid waste collector.

- (c) Construction and maintenance of vehicles and containers. All vehicles registered to collect and transport solid waste shall be automatic unloading vehicles of watertight construction, but shall be completely enclosed. If any such vehicle shall have a capacity of less than ten (10) cubic yards, it may have an open top, provide that it be covered when it is in motion to prevent the escape of solid waste.
- (d) Spilled solid waste. Solid waste collectors shall clean solid waste that may spill when in any municipal right of way or roadway when being carried or transferred.
- (e) Noise ordinance. Solid waste collectors are to abide by municipal noise ordinance, section 23-3 of this Code.

Sec. 15-29. - Severability.

If any provision of this article or the application thereof shall be held invalid or unenforceable, the remainder of this article, or application of such terms and provision to persons or circumstances other than those to which it is held invalid or unenforceable shall not be affected thereby and each remaining term and provision hereof shall be deemed valid and shall be enforced to the fullest extent permitted by law.

Sec. 15-30. - Administration.

The provisions of this article shall be in addition to and not in derogation of any and all provisions of the Connecticut General Statutes, the Municipal Code of Hartford, and other applicable regulations or ordinances.

Sec. 15-31. – Bulky Waste & Recycling Center.

(a) The department of public works will recommend fees for the bulky waste and recycling transfer center on an annual basis. Initial fees are as follows:

- (1) Resident permit fee: Ten dollars (\$10.00) for initial four (4) visits, additional visits ten dollars (\$10.00) each up to ten (10) visits.
- (2) City small businesses: Fifty dollars (\$50.00) for a permit plus eighty-five dollars (\$85.00) per ton tip fee with a tonnage cap to be established by the director of public works.
- (3) Bulky waste tip fee: Eighty-five dollars (\$85.00) per ton.
- (4) Metal recycling: Market pricing via municipal bid.

(b) The director of public works shall establish all transfer station operations and use procedures including limitations on tonnage delivered by resident and business users and pricing for recyclables commodities through establishment of regulations that comply with the Connecticut Department of Energy & Environmental Protection permitting regulations.

Sec. 15-32. - Statement of purpose; creation of the regional solid waste authority.

- (a) Pursuant to G.S. § 7-273aa, which provides that any two (2) or more Connecticut municipalities may, by concurrent ordinances of their legislative bodies, create a regional solid waste authority under the provisions of G.S. §§ 7-273aa to 7-273oo, inclusive ("Chapter 103b"), to jointly manage solid waste disposal and recycling services on behalf of its members, the purpose of sections 15-32 through 15-34 is to evidence Hartford's agreement to create such a regional authority to be known as the Central Connecticut Solid Waste Authority ("CCSWA"). Upon adoption of sections 15-32 through 15-34 by two (2) or more municipalities, CCSWA shall be created.
- (b) The City of Hartford agrees to the creation of CCSWA hereby, as a regional authority under the provisions of G.S. Ch. 103b and CCSWA shall have all the rights, powers, duties and obligations of a regional authority pursuant to G.S. Ch. 103b and Chs. 446d and 446e.
- (c) Designation of regional solid waste authority. The City of Hartford (the "Municipality") hereby designates CCSWA as its regional solid waste authority, including its regional resource recovery authority, and adopts the provisions of G.S. Ch. 103b in connection with this election to cause the Municipality to become a member of CCSWA; provided, however, that this designation and membership election shall not constitute a commitment of the Municipality's solid waste or recycling streams, and provided further that the Municipality agrees that it shall take no action contrary to its currently existing legal obligations and commitments, including, without limitation, making any pledge of its municipal solid waste stream to a disposal or recycling option chosen through CCSWA which has an effective date commencing prior to the expiration date of any currently existing waste stream commitment to another disposal or recycling arrangement.
- (d) Purpose and authority. The purpose of CCSWA shall be to solicit and jointly manage solid waste disposal and recycling services on behalf of its members.
- (e) Principal address of the authority. The principal address of CCSWA shall be 241 Main Street, Hartford, Connecticut 06106, c/o the Capitol Region Council of Governments.
- (f) Members of the authority. The members of CCSWA shall be the municipalities which adopt this sections 15-32 through 15-34. Each member municipality shall be assigned to one (1) of four (4) sub-regions of CCSWA:
- (1) The Northwest Sub-Region,
 - (2) The Naugatuck Valley Sub-Region,
 - (3) The Greater Capitol Sub-Region, or
 - (4) The Shoreline Sub-Region.

(g) Voting system for meetings of the authority's full membership. The number of votes eligible to be cast by each municipal member of CCSWA at any meeting of the authority's full membership shall be determined in accordance with the following five-tiered voting system, based on the population of each municipal member compared to the total population of all CCSWA municipal members:

- (1) Each municipal member whose population is less than one (1) percent of the total population of all CCSWA municipal members shall have one (1) vote;
- (2) Each municipal member whose population is equal to or greater than one (1) percent, but less than two (2) percent, of the total population of all CCSWA municipal members shall have two (2) votes;
- (3) Each municipal member whose population is equal to or greater than two (2) percent, but less than five (5) percent, of the total population of all CCSWA municipal members shall have three (3) votes;
- (4) Each municipal member whose population is equal to or greater than five (5) percent, but less than ten (10) percent, of the total population of all CCSWA municipal members shall have four (4) votes; and
- (5) Each municipal member whose population is equal to or greater than ten (10) percent of the total population of all CCSWA municipal members shall have five (5) votes.

Sec. 15-33. - Appointment, removal and term of office of a municipal member representative.

- (a) Each municipal member shall appoint one (1) representative to CCSWA, who shall be the chief elected official of the Municipality, or that official's designee, and that representative shall exercise the voting powers established for that municipal member as set forth in sections 15-32 through 15-34. The method of appointment and removal and the term of office of each municipal member representative shall be as determined by the appointing municipality; provided, however, that not more than one-half (½) of the terms of all such municipal representatives shall expire within any one (1) fiscal year.
- (b) Annual meeting and by-laws of the authority. There shall be at least one (1) annual meeting of all municipal members of CCSWA, to elect the members of the Executive Committee and to enact such other business as shall be deemed advisable at such meeting, all as provided in the by-laws of CCSWA to be adopted after its formation. It shall require the affirmative vote of two-thirds (2/3) of the collective voting power present at a duly-called meeting of the authority's full membership to enact the by-laws or adopt any amendments thereto.
- (c) Prohibition against monetary compensation. The members and member representatives of CCSWA shall receive no monetary compensation for their service as members and member representatives of CCSWA; provided, however, that the ability of CCSWA to pay host community compensation to municipal members which agree to host solid waste facilities within their municipal borders shall not be affected by this prohibition

Sec. 15-34. - Executive Committee of the authority.

The full membership of CCSWA shall elect an Executive Committee to manage the operations of CCSWA, provided, however, that the specific division of responsibilities for such management between the Executive Committee, the full membership of CCSWA and any other body or officer of CCSWA shall be consistent with the by-laws of CCSWA to be adopted after its formation. Each member of the Executive Committee shall have one (1) vote, without regard to the voting system established by subsection 15-32(g) of this article for meetings of the authority's full membership. The members of such Executive Committee shall constitute an odd number, shall include at least one (1) representative of each of the five (5) voting tiers established pursuant to subsection 15-32(g) of this article for meetings of the authority's full membership, and shall also be determined by considerations of geographical representation, based on the four (4) sub-regions established under subsection 15-32(f) of this article. All such matters and the terms of office and appointment of such Executive Committee members and other matters pertaining thereto to be specifically determined in a manner consistent with the by-laws of CCSWA to be adopted after its formation.

Introduced
by:

Councilman James Sanchez

ITEM #

19

ON AGENDA

HEADING
AND
PURPOSE

AN ORDINANCE AMENDING DIVISION 9D OF ARTICLE 5 OF CHAPTER 2
("HARTFORD FILM, VIDEO AND MEDIA COMMISSION") OF THE
MUNICIPAL CODE OF HARTFORD

COURT OF COMMON COUNCIL,
CITY OF HARTFORD

September 11, 2017

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

That Division 9D of Article 5 of Chapter 2 ("Hartford Film, Video and Media Commission") of the Municipal Code of Hartford is hereby amended to the extent that it is deleted in its entirety and in its place is substituted the following:

DIVISION 9D. - HARTFORD FILM, VIDEO, DIGITAL, MEDIA AND SOCIAL MEDIA
COMMISSION

Sec. 2-293. - Established; purpose; composition.

(a) It is found and declared that:

- (1) The development of a strong film, video, digital, media and social media industry would contribute substantially to the improvement of Hartford's economy;
- (2) The development of a strong film, video, digital, media and social media industry would contribute to the social well-being of Hartford and its people; and
- (3) Hartford offers outstanding and unique human and natural resources for the development of a strong film, video, digital, media and social media industry.

(b) There is established a Hartford Film, Video, Digital, Media and Social Media Commission (the "Commission"). The Mayor shall nominate all members of the Commission and submit nominations to the Court of the Common Council for approval in accordance with the applicable provisions of the Charter of the City of Hartford. The Commission shall consist of not less than five (5) nor more than nine (9) members (the "Members"). The Members shall be Hartford residents, or Hartford business owners who are not residents of Hartford but who have strong ties to Hartford. Each Member shall be knowledgeable in any one or more of the subject areas that are within the ambit of the Commission.

- (c) Each Member shall serve without compensation, except that Members shall be reimbursed for reasonable expenses incurred in the performance of duly authorized Commission duties in accordance with established City of Hartford procedures. Of the Members initially appointed, two (2) shall be appointed for one-year terms, two (2) shall be appointed for two-year terms, one (1) shall be appointed for a three-year term and, if applicable, the rest of the initially appointed Members shall be appointed for four-year terms. Thereafter, each appointment of a Member shall be for a term of four (4) years. At the expiration of a Member's term, that Member may be reappointed by the Mayor for another term or a successor may be appointed by the Mayor for another term. An incumbent shall remain in office until reappointed by the Mayor or until a successor is appointed by the Mayor. In the event of a vacancy, a successor shall be appointed by the Mayor to serve the unexpired period of the term for which such member had been appointed. All appointments and reappointments as set forth herein are subject to approval by the Court of Common Council in accordance with the applicable provisions of the Charter of the City of Hartford.
- (d) The Commission shall endeavor to meet at least once per month. Irrespective of the number of Members on the Commission, at least three (3) Members shall constitute a quorum for the transaction of the Commission's business.

(Ord. No. 34-94, 11-28-94; Ord. No. 26-95, 11-27-95)

Sec. 2-294. - Functions and duties.

- (a) To promote the use of Hartford locations, facilities, freelancers, independent entities and services for the production of films, videos, television programs, audio recordings, digital efforts, social media efforts, and other media-related products.
- (b) To endeavor to provide support services to visiting and in-state production companies, including but not limited to assistance to film, video, digital, social media and other media producers in securing location permits from City of Hartford and/or state agencies, departments, authorities and/or institutions.
- (c) To develop and update a resource library, including, but not limited to, a website or webpage on Hartford.gov, and/or such other internet domain name as may be applicable and/or appropriate, concerning the many possible Hartford sites that would be suitable for filming, taping and other relevant efforts.
- (d) To develop and update a production manual of available film, video, digital, social media and other media production facilities and services in Hartford.
- (e) To conduct and attend trade shows, production workshops and festivals to promote, among other things, relevant Hartford locations and facilities.
- (f) If applicable, to prepare an explanatory guide showing the impact of relevant municipal tax ordinances, code provisions, regulations and administrative options on typical production activities.
- (g) To formulate and propose guidelines for standardized permits to be used by City of Hartford agencies and/or departments, which shall be as close to a "one stop permitting" process as possible for matters including, but not limited to, the use of City of Hartford-accepted public roads and highways in Hartford, the use of City of Hartford-owned real and/or personal property for production activities and the conduct of regulated activities, and to hold workshops to assist City of Hartford agencies and/or departments in implementing such process.
- (h) To accept any funds, gifts, donations, bequests of grants of funds, with the approval of the Court of Common Council, from private and/or public sources for the purposes and/or functions of the Commission;

- (l) To request and obtain from any state agency, authority or institution or any other municipality or other political subdivision of the state such assistance and data as will enable the Commission to carry out its purposes and/or functions.
- (i) To assist and promote cooperation among all segments of management and labor that are engaged in film, video, digital, social media and/or other media production.
- (k) To create advisory councils to carry out the purposes of the Commission.
- (l) To develop criteria for use by City of Hartford agencies, departments and/or authorities in awarding financial assistance for the production of films, videos, digital productions and/or other media products in Hartford, provided that such financial assistance is available. The criteria shall give preference to projects having significant advance sales or other commitments.
- (m) To take any other administrative action(s) that may improve the position of Hartford's film, video, digital, social media and/or media production industries in national and international markets.
- (n) To encourage mentorship, education and youth programs in the areas of film, video, digital, social media and the media (the "Programs"), which efforts shall include, but not be limited to, the establishment, in Hartford, of a City of Hartford community center that will serve as a location in which the Programs will take place (the "Center"). The Commission is hereby empowered and authorized to form the appropriate business entity, the sole purpose of which entity is to create, manage, maintain and oversee the Programs and the Center, for the City of Hartford.
- (o) Form relationships between the City of Hartford and relevant educational programs at Hartford colleges, universities and other educational enterprises to effectuate and/or further the goals, mission and purposes of the Commission.
- (p) To encourage film, video, digital, social media and/or media efforts in languages that are reflective of the rich ethnic and cultural diversity in Hartford.

(Ord. No. 34-94, 11-28-94)

Sec. 2-295. - Reserved.

This ordinance shall take effect upon adoption.



ITEM # 20 ON AGENDA

Luke A. Bronin
Mayor

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: Commission Renaming

Dear Council President Clarke:

Attached for your consideration is an ordinance amending Chapter 2, Article V, Division 9B of the Municipal Code. The purpose of the amendment is to change the name of the Hartford Commission on Lesbian, Gay, Bisexual, and Transgender Issues to **"Hartford LGBTQ+ Commission"**.

As you know, the Commission had become inactive in 2014 and, earlier this year, I appointed five new members and charged them with reinvigorating the Commission. They have reviewed the governing ordinance and have recommended that the name be changed to the Hartford LGBTQ+ Commission to be as inclusive as possible and to more appropriately reflect the terms used by members of the community. I recommend this change for your consideration.

Respectfully submitted,

A handwritten signature in black 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:

Mayor Luke A. Bronin

HEADING
AND
PURPOSE

**AN ORDINANCE AMENDING CHAPTER 2, ARTICLE V, DIVISION 9B OF THE
HARTFORD MUNICIPAL CODE**

COURT OF COMMON COUNCIL,
CITY OF HARTFORD

October 23, 2017

Be It Hereby Ordained by the Court of Common Council of the City of Hartford that Chapter 2, Article V, Division 9B of the Municipal Code be amended as follows.

**DIVISION 9B – [HARTFORD COMMISSION ON LESBIAN, GAY, BISEXUAL AND
TRANSGENDER ISSUES] HARTFORD LGBTQ+ COMMISSION**

Sec. 2-286. - Established; purpose and duties.

There is hereby established the Hartford LGBTQ+ (Lesbian, Gay, Bisexual, Transgender, Queer Plus) Commission [on Lesbian, Gay, Bisexual and Transgender Issues]. The purpose of the Hartford LGBTQ+ Commission [on Lesbian, Gay, Bisexual and Transgender Issues] shall be:

- (1) To assist in the elimination of bigotry, discrimination and prejudice against [lesbian, gay, bisexual and transgender] persons of the LGBTQ+ community in the City.
- (2) To study the conditions and needs of lesbians, gays, bisexuals and transgender persons in Hartford and make recommendations to the court of common council regarding City policy, services, goals and administration, and their impact on persons of the LGBTQ+ community [lesbians, gay men, bisexuals, and transgender individuals] in Hartford.
- (3) To hold forums or public hearings as it deems necessary for the purpose of gathering information or providing information to the public.
- (4) To provide information to the community concerning the commission's activities and to serve as an educational resource within the community to fight bigotry, discrimination and prejudice on the basis of sexual orientation, gender identity or gender expression.
- (5) To serve as a clearinghouse for information and resources regarding issues concerning the [lesbian, gay, bisexual and the transgender] LGBTQ+ community.
- (6) The commission shall file periodic reports with the mayor's office and with the town clerk for transmittal to the court of common council, which council shall review said reports for council action.

(Ord. No. 22-92, 4-27-92; Ord. No. 46-03, 9-8-03; Ord. No. 16-04, 10-25-04; Ord. No. 1-12, 1-23-12)

Sec. 2-287. - Membership; terms; offices; meetings; compensation.

(a) *Membership.* The Hartford LGBTQ+ Commission [on Lesbian, Gay, Bisexual and Transgender Issues] shall be comprised of fifteen (15) members, who shall be appointed by the mayor and confirmed as members by the court of common council. The composition of this commission shall reflect, but is not limited to, the diversity of the LGBTQ+ community [lesbian, gay, bisexual, and transgender persons] in the [C]ity of Hartford and in Hartford County whose backgrounds encompass different ages and abilities, as well as economic, ethnic, racial and social groups. Not less than a majority of the members shall be Hartford electors.

(b) *Compensation.* The members of the commission shall serve without compensation.

(c) *Terms.* Members shall serve for three-year terms, except of the fifteen (15) members first appointed, five (5) shall serve for a term of one (1) year, five (5) shall serve for a term of two (2) years, and five (5) shall serve for a term of three (3) years. Each member shall serve for the term appointed and until a successor is appointed and confirmed. In the event of death, inability to serve or resignation of any member of the commission, a successor shall be appointed by the mayor and confirmed by the council to serve the unexpired period of the term for which such member has been appointed.

(d) *Officers.* The commission shall elect a chairperson, a vice-chairperson and a secretary annually from its membership.

(e) *Meetings.* The commission shall meet at least once monthly at a time and place to be determined by the commission and at such other times as determined by the chairperson. All members shall be given at least forty-eight (48) hours' notice of all regular or special meetings. A quorum shall consist of a majority of all members of the commission. The commission shall keep records of its meetings.

(Ord. No. 22-92, 4-27-92; Ord. No. 46-03, 9-8-03; Ord. No. 17-04, 10-25-04; Ord. No. 1-12, 1-23-12)

Sec. 2-288. - Funding; clerical assistance.

a) The commission may apply for any federal, state, local or private grants or funding for all or any of its purposes, and carry out a funding program to achieve its purposes as set forth in section 2-286 above.

b) The commission may accept, with prior approval of the council, on behalf of the city, contributions, grants, bequests or assistance for all or any of its purposes.

c) The council may make appropriations to cover the expenses of the commission, including, but not limited to, staff expenses.

d) The Division of Human Relations of the Finance Department [office of corporation counsel] shall provide such clerical and staff assistance as the commission may need and shall designate one (1) or more representatives from that office as a liaison with the commission for the purposes of coordinating its activities with the activities of other departments, agencies and commissions.

(Ord. No. 22-92, 4-27-92; Ord. No. 46-03, 9-8-03; Ord. No. 30-11, 5-23-11)

Introduced by: Councilman Julio Concepcion

HEADING
AND
PURPOSE

**AN ORDINANCE AMENDING CHAPTER 31, ARTICLE V OF THE HARTFORD
MUNICIPAL CODE**

COURT OF COMMON COUNCIL,
CITY OF HARTFORD

October 23, 2017

Be It Hereby Ordained by the Court of Common Council of the City of Hartford that Chapter 31, Article V – Snow and Ice Removal be amended as follows.

ARTICLE V. - SNOW AND ICE REMOVAL

Sec. 31-141. - Enforcement of article.

It shall be the duty of the department of police, under the direction of the chief of police, to see that the provisions of this article are complied with.

Sec. 31-142. - Defense available to owners for violations by tenants.

In prosecutions against any property owner arising from a violation of this article, the defendant shall be allowed to show that the occupant of the premises has agreed to conform to the provisions of this article and to save the owner harmless from all fines for violation thereof. Proof of such agreement shall be a sufficient defense to such prosecution.

Sec. 31-143. - Duty of property owner, occupant, etc., to remove snow from sidewalks.

The tenant, occupant, owner or agent of any premises abutting upon any street or public place in the City where there is a sidewalk graded, paved or planked, shall cause all snow to be removed from such sidewalk within six (6) hours after the conclusion of the storm [it has fallen, been deposited or found, or within three (3) hours after sunrise when the snow has fallen in the nighttime].

Sec. 31-144. - Fire hydrants to be cleared.

All snow and ice accumulating in the street higher than a point four (4) inches below the bottom of the lowest outlet on any fire hydrant, and within a radius of three (3) feet from the center of such hydrant, shall be removed by the tenant, occupant, owner or agent of the premises fronting on that portion of the street, within six (6) hours after such snow and ice has ceased to fall or accumulate, or within three (3) hours after sunrise when the snow has fallen in the nighttime.

Cross reference— Fire prevention and protection generally, Ch. 13.

Sec. 31-145. - Removing or sanding ice and sleet on sidewalks.

Whenever any sidewalk mentioned in section 31-143, or any part thereof, is covered with ice, the tenant, occupant, owner or agent of the premises shall, within six (6) hours of the conclusion of a storm [thereafter or within three (3) hours after sunrise] cause such sidewalk to be made safe and convenient by removing the ice therefrom, or by covering the sidewalk with sand or some other suitable substance.

Sec. 31-146. - Penalty for snow and ice violations.

The tenant, occupant, owner or agent of any premises whose duty it is to clear the sidewalk adjacent thereto who violates any of the provisions of sections 31-143 through 31-145, section 31-149, or section 31-151 or who refuses or neglects to comply with such sections shall be subject to the issuance of a citation and a fine of ninety-nine dollars (\$99.00). Each day such violation continues shall constitute a separate violation.

Sec. 31-147. - Liability of officers and directors of corporations.

Whenever a corporation violates the provisions of sections 31-143 through 31-145, the officers and directors of such corporation shall be personally liable to pay any fine incurred by such corporation.

Sec. 31-148. - Duty of city officers to clear sidewalks owned by city; liability.

It shall be the duty of the Director of Public Works to cause to be cleared and cared for, in accordance with this article, all sidewalks belonging to the City not adjoining the land of private persons, except such sidewalks as are under the special charge of other officers. It shall be the duty of all such city officers to cause to be cleared, in accordance with this article, all sidewalks fronting on land under their official charge. The Director of Public Works and other city officers shall be personally liable to the same penalties for any neglect in relation to the sidewalks under their official charge as are private persons for a like offense.

Sec. 31-149. - Removal of snow from roofs.

Every tenant, occupant, owner or agent having control of a building standing upon or so near the line of a street that snowslides from the roof may endanger public travel shall, within a reasonable time after the termination or abatement of a snowstorm, cause the snow to be removed from the roof thereof, in such manner as will not endanger travelers.

Sec. 31-150. - Snow and ice on public sidewalks.

(a) State law adopted. The provisions of G.S. § 7-163a are hereby adopted, and are set forth in subsections (b) and (c).

(b) Liability of city. Notwithstanding the provisions of G.S. § 13a-149 or any other general statute or special act, the City shall not be liable to any person injured in person or property caused by the presence of ice or snow on a public sidewalk unless the City is the owner or person in possession and control of land abutting such sidewalk, other than land used as a highway or street provided the City shall be liable for its affirmative acts with respect to such sidewalk.

(c) Liability, duty of abutting landowner:

(1) The owner or person in possession and control of land abutting a public sidewalk shall have the same duty of care with respect to the presence of ice or snow on such sidewalk toward the portion of the sidewalk abutting his property as the municipality had prior to the effective date of this section adopted pursuant to the provisions of G.S. § 7-163a and shall be liable to persons injured in person or property where a breach of such duty is the proximate cause of such injury;

(2) No action to recover damages for injury to the person or to property caused by the presence of ice or snow on a public sidewalk against a person who owns or is in possession and control of land abutting a public sidewalk shall be brought but within two (2) years from the date when the injury is first sustained.

Sec. 31-151. - Throwing snow and ice into streets.

No person shall throw or put, or cause to be thrown or put, any snow or ice from any private property or from any area in the rear or outside of the legally laid-out sidewalk into any street in the City that creates a safety hazard.

Sec. 31-152. - Additional Code sections.

Tenants, occupants, owners or agents of any premises should refer to Chapter 15, Article I of this Code for additional duties regarding garbage and refuse.

Secs. 31-153—31-175. - Reserved.

INTRODUCED BY:
Council President, Thomas J. Clarke II

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

WHEREAS, On March 27, 2017 a substitute resolution was passed requesting quarterly reports from the Office of the Chief Operating Officer (COO) that should include but not limited to financial recommendations and projections from the Chief Operating Officer (COO) and these reports should be submitted to the respective Council Committees but not limited to all Council Members; and

WHEREAS, Non- Financial Resolution DEMS #4 was passed On May 17, 2017, addressing city department updates on significant budgetary and policy issues that are needed by The City Council to provide ongoing budgetary and policy action and requested that the Mayor or his designee develop a schedule with City Council Leadership to present updates on the quarterly basis by written and oral report encompassing all departments; and

WHEREAS, Non-Financial Resolution DEMS # 6 was also passed On May 17, 2017, addressing the selling of tax liens that has been controversial due in large part to the collection efforts undertaken by the purchasers of such tax liens, in particular the unwillingness of such purchasers to enter into payment arrangements with deserving owners and requested that the Corporation Counsel's office research the efficiency of hiring an attorney specifically to collect on its tax liens and seek attorney's fees and court costs when such matters go to judgment with the goal of reviewing all tax lien foreclosure actions of Hartford tax liens filed in the years 2013 and 2014, and cumulating the total attorney's fees awarded therein; and

WHEREAS, The administration has failed to provide such updates and or reports as requested by the Court of Common Council; now, therefore, be it

RESOLVED, The Court of Common Council has deemed these actions necessary to make assertive decisions for the wellbeing and future of This City; and be it further

RESOLVED, The Council ask the administration to provide the requested information before the November 13, 2017 Court of Common Council meeting.