

COURT OF COMMON COUNCIL



AGENDA

MEETING SEPTEMBER 24, 2018

7:00 P.M.

**CITY OF HARTFORD
550 MAIN STREET
HARTFORD, CONNECTICUT 06103**

AGENDA
MEETING OF THE COURT OF COMMON COUNCIL
September 24, 2018

ACTION TAKEN

COMMUNICATIONS

1. MAYOR BRONIN, with accompanying resolution authorizing the City to assign an existing Tax Abatement Agreement, currently with Wolcott Place Limited Partnership to Wolcott Place Associates, LLC.
2. MAYOR BRONIN, with accompanying resolution requesting transferring funds to the Office of Registrar of Voters for expenses associated with the General Election being held on November 6, 2018.
3. MAYOR BRONIN, with accompanying resolution concerning authorization to accept funds from the Connecticut Office of Policy and Management for the Hartford Alternative to Arrest Program (HAAP).
4. MAYOR BRONIN, with accompanying resolution authorizing the City to accept a grant from the Connecticut Department of Transportation Highway Safety Office.
5. MAYOR BRONIN, with accompanying resolution authorizing the City to enter into a 15-year tax abatement agreement with Westbrook I Housing, LLC.
6. PLANNING, ECONOMIC DEVELOPMENT AND HOUSING COMMITTEE, Communication concerning a report from Development Services and Planning and Economic Development, outlining the various stages of progress for development projects within the City.
7. PLANNING, ECONOMIC DEVELOPMENT AND HOUSING COMMITTEE, Communication concerning referred items place on the Committee's agenda which were tabled at the committee meeting
8. PLANNING, ECONOMIC DEVELOPMENT AND HOUSING COMMITTEE, Communication concerning the efforts and results achieved by the Blight Remediation Team.
9. PUBLIC WORKS, PARKS AND ENVIRONMENT COMMITTEE, Communication concerning a presentation by Sacyr-Rooney (redevelopment waste incinerator), and Jack Hale from the Tree Advisory Commission (state of the trees in the city and needs to address the problem).
10. PUBLIC WORKS, PARKS AND ENVIRONMENT COMMITTEE, Communication concerning referred item place on the Committee's agenda which was postponed at the committee meeting.
11. LEGISLATIVE AFFAIRS COMMITTEE, Communication discharging the Committee from reporting on the appointment of Tammy Y. Leach as a member of the Permanent Commission on the Status of Hartford Women.

REPORTS

12. PLANNING, ECONOMIC DEVELOPMENT AND HOUSING COMMITTEE, Report concerning an ordinance amending Chapter 28, Article X Neighborhood Revitalization of the Municipal Code.
13. PLANNING, ECONOMIC DEVELOPMENT AND HOUSING COMMITTEE, with accompanying resolution concerning the appointment of Gary Bazzano as a regular member of the Planning & Zoning Commission.
14. PUBLIC WORKS, PARKS AND ENVIRONMENT COMMITTEE, with accompanying substitute resolution accepting as a gift the "Heaven Skatepark" steel sign pursuant to § 2(f) of the Charter of the City of Hartford and to waive § 2-178(b) of Municipal Code requiring approval of the signage's artistic merits and design by the Cultural Affairs Commission in addition to install the sign within 60 days of the passage of this resolution.

FOR ACTION

15. Substitute ordinance amending Chapter 2A - Pensions, Section 2A-5 and creating New Sections 2A-45, 2A-46 and 2A-47 of the Hartford Municipal Code.
16. Resolution concerning the approval of the regulations governing the use of unmanned aerial vehicles by the Hartford Police Department in accordance with the processes recommended by this resolution.
17. Ordinance amending Chapter Two, Article VIII Section 2-850 Residency Requirements of the Municipal Code.
18. Ordinance amending Chapter 2, Article VI, Division 4, Section 2-352 concerning compensation for nonunion and unclassified executive service classification of the Hartford Municipal Code.
19. Ordinance amending Chapter 29, Article I, to add Section 29-18 relating to the Use of Unmanned Aerial Vehicles by the Hartford Police Department, of the Municipal Code.
20. Ordinance amending Chapter 28, Article X Neighborhood Revitalization of the Municipal Code.
21. Resolution concerning the appointment of Tammy Y. Leach as a member of the Permanent Commission on the Status of Hartford Women.

PROPOSED ORDINANCES

22. (COUNCILMAN DEUTSCH) (MINORITY LEADER BERMUDEZ) (COUNCILMAN CLARKE II) (COUNCILWOMAN FOX) (ASSISTANT MAJORITY LEADER GALE) (MAJORITY LEADER SANCHEZ) Ordinance amending Chapter IV, section 17-87 – 17-101 of the Hartford Municipal Code.

HEARING DATE - Monday, October 15, 2018

Attest:

John V. Bazzano
City Clerk



Luke A. Bronin
Mayor

September 24, 2018

Honorable Glendowlyn L.H. Thames, Council President, and
Members of the Court of Common Council
City of Hartford
550 Main Street
Hartford, CT 06103

RE: Wolcott Place Tax Abatement Assignment

Dear Council President Thames:

Attached for your consideration is a resolution authorizing the City of Hartford to assign an existing Tax Abatement Agreement (Agreement), currently with Wolcott Place Limited Partnership ("Current Owner"), to Wolcott Place Associates, LLC. The Agreement covers Wolcott Place - eighteen (18) rental units located at 17-19, 42, and 48 Wolcott Street and 82-84 Ward Street (the "Property") located in the Frog Hollow Neighborhood. The assignment was approved by the Committee on Abatement of Taxes and Assessments at their meeting of September 12, 2018.

Wolcott Place Associates, LLC ("Purchaser") proposes to purchase the 18 residential units noted above and has entered into a Purchase & Sale Agreement with the Current Owner. The Purchaser will invest \$250,000 in capital improvements and repairs over the next four years. The Purchaser has committed to set aside 15% of the total construction project cost for certified Minority & Women Business Enterprises, has assured that no less than 15% of total project work hours by trade will be worked by minority and/or women trade workers, and has assured that no less than 30% of total project work hours will be worked by Hartford residents. The Purchaser will continue to operate the Property as required under the restrictive covenant imposed by the State of Connecticut which runs with the land and is effective until 2031, and the Use Agreement between the Current Owner and the U.S. Department of Urban Development (HUD) which is effective until 2034. Both the Use Agreement and the Restrictive Covenant subject the property to rental restrictions, among other requirements.

The Agreement requires the property owner to pay \$350 per unit per year plus five percent (5%) of all rents collected in excess of \$115,920 (the initial anticipated annual rents). The Agreement will be amended to include the following new provisions:

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



Luke A. Bronin
Mayor

- Condition of Property – Owner shall comply with all applicable laws, regulations, ordinances and codes of the United States, the State of Connecticut, and the City of Hartford in the operation and management of the Property.
- Compliance Monitoring – Owner shall supply annual certified and/or audited financial reporting and shall permit the City to investigate all compliance claims of operations, affordability, and property conditions.
- Termination of Agreement by the City – The Committee on Abatement of Taxes and Assessments may terminate the Agreement if the property owner fails to cure any breach of the Agreement within 90 days of written notice by the Committee of such breach.
- Repayment Upon Sale or Refinancing – Upon any future sale or refinance, with the exception of the transaction that the Purchaser has described in the application for funding for capital improvements and repairs, payments shall be made to the City of 10% of the net sales proceeds, not to exceed the total of abated taxes under the Agreement, as amended.

We believe that the assignment of this tax abatement agreement is in the best interest of the tenants, the neighborhood and the Hartford community. Staff of the Department of Development Services are available to answer your questions and assist you in your review of this matter.

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, September 24, 2018

WHEREAS, Wolcott Place Associates, LLC (Purchaser) is under contract to purchase Wolcott Place, 18 units of affordable housing dispersed among four properties located at 17-19, 42, and 48 Wolcott Street and 82-84 Ward Street (the "Property") in the Frog Hollow Neighborhood of Hartford, currently owned by the Wolcott Place Limited Partnership (the original developer); and

WHEREAS, A tax abatement for the Property, authorized by a resolution adopted on April 26, 1982 by the Court of Common Council, is for a forty-year term and will expire on June 30, 2022; and

WHEREAS, The Purchaser has submitted an application to assume and have assigned the existing tax abatement agreement which documents the need for continued tax relief; and

WHEREAS, On September 12, 2018, the Committee on Abatement of Taxes and Assessments has approved this assignment subject to certain conditions and subject to being amended; and

WHEREAS, Such conditions are 1) receipt by the City of proof that the Purchaser has taken title to the Property through the consummation of the purchase, 2) that the State of Connecticut has consented to the purchase, and 3) that the mortgage and covenants on the Property owed to the State of Connecticut remain in full force and effect; now, therefore, be it

RESOLVED, That the Mayor is hereby authorized to enter into an Amendment to Tax Abatement Agreement and such other documents as are necessary and proper to achieve the purposes of this resolution subject to the above and following conditions:

1. Term – The Agreement is not to be extended and shall expire on June 30, 2022.
2. Payments – Purchaser shall pay taxes as follows: \$350 per unit per year plus five percent (5%) of all rents collected in excess of \$115,920 (the initial anticipated annual rents).
3. Condition of Property – Owner shall comply with all applicable laws, regulations, ordinances and codes of the United States, the State of Connecticut, and the City of Hartford in the operation and management of the Property.
4. Compliance Monitoring – Owner shall supply annual certified and/or audited financial reporting and shall permit the City to investigate all compliance claims of operations, affordability, and property conditions.
5. Termination of Agreement by the City – The Committee on Abatement of Taxes and Assessments may terminate the agreement if the property owner fails to cure any breach of the Agreement within 90 days of written notice by the Committee of such breach.
6. Repayment Upon Sale or Refinancing – Upon any future sale or refinance, with the exception of the transaction that the Purchaser has described in the application for funding for capital improvements and repairs, payments shall be made to the City of 10% of the net sales proceeds, not to exceed the total of abated taxes under the Agreement, as amended.

7. Affordability - During the term of the abatement, all 18 units are to remain affordable as prescribed by the Connecticut Department of Housing Deed Restriction with the expiration year of 2031. In the absence of a Deed or Mortgage Instrument defining affordability, the City of Hartford will determine affordability utilizing an established, transparent methodology
8. Investment - The Purchaser shall invest \$250,000 in capital improvements and repairs commencing no later than six (6) months from the date the Agreement is assigned.
9. Hiring - Developer will comply with Article XII, Section 2-680 of the Hartford Municipal Code, Hartford Affirmative Action Plan / Equal Employment Opportunity which requires a developer to set aside 15% of the total construction project cost for certified Minority & Women Business Enterprises, will assure no less than 15% of total project work hours by trade will be worked by minority and or women trade workers, and will assure that no less than 30% of total project work hours will be worked by Hartford Residents.
10. Default - In the case of default, the City of Hartford shall retain the right to cancel the Agreement and its remedy shall include the payment of abated taxes.
11. Compliance with Code - The execution of this Amended Agreement will not take place until it has been confirmed by the City of Hartford's Division of Licenses and Inspections that all units are free of code violations and compliant with Chapter 18 of the Hartford Municipal Code.
12. Other - The Agreement shall be non-assignable and non-transferable without written consent of the Mayor of the City of Hartford.

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 effectuate the above transaction; and be it further

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

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



Luke A. Bronin
Mayor

September 24, 2018

Honorable Glendowlyn L.H. Thames, Council President, and
Members of the Court of Common Council
City of Hartford
550 Main Street
Hartford, CT 06103

RE: Elections Transfer

Dear Council President Thames:

Attached for your consideration is a resolution transferring \$126,197 from Sundry: Non-Operating Department Expenditures – Sundry Elections Expense Account in Fiscal Year 2019 to the Registrars of Voters (ROV) Office. These funds will be used for the expenses associated with the General Election being held on November 6, 2018.

During the adoption of the Fiscal Year 2019 General Fund Budget, funds for election expenses were appropriated in the Sundry Elections Expense account with the intention that funds would be transferred to the ROV Office as needed. At the time, the costs of the August 13 Primary Election were estimated to be \$86,837. The updated estimate and actual amount were \$124,132, reflecting the addition of a Republican primary to the planned-for Democratic primary. Also at that time, the costs of the November 6 General Election were estimated to be \$121,207. That estimate has been raised to \$126,197 as a result of new Secretary of State requirements.

As shown in the chart below, the total budgeted amount for elections in FY 2019 is \$208,044. Estimated expenditures are \$250,329, which will result in a negative balance in the Sundry Elections Expense Account of (\$42,285). That amount will be transferred from the contingency account to the Sundry Elections Expense Account. Based upon the timetable of preparations for the upcoming election, I am recommending that funds be transferred at this time.

ELECTION	FY 2019 BUDGETED AMOUNT	UPDATED EXPENSE ESTIMATE	BALANCE
August 13 Primary	\$ 86,837	\$ 124,132	(\$ 37,295)
Nov. 6 General Election	\$ 121,207	\$ 126,197	(\$ 4,990)
Totals	\$ 208,044	\$ 250,329	(\$ 42,285)

Respectfully submitted,

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

Luke A. Bronin
Mayor

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

INTRODUCED BY:
Luke A. Bronin, Mayor

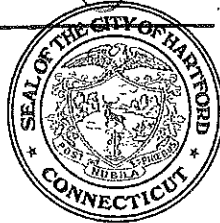
COURT OF COMMON COUNCIL
City of Hartford, February 26, 2018

WHEREAS, During the adoption of the FY2018 General Fund Budget, the Council and the Mayor agreed to place funding in the Sundry Election Expenses Account 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 Democratic Town Committee Primary on March 6, 2018; and

WHEREAS, The Registrars of Voter's Office has quantified the expenses required for the Democratic Town Committee Primary on March 6, 2018; now, therefore, be it

RESOLVED, That the Mayor is hereby authorized to transfer \$57,677 from the Sundry: Non-Operating Department to the Registrars of Voters Office for the Democratic Town Committee Primary on March 6, 2018.



Luke A. Bronin
Mayor

September 24, 2018

Honorable Glendowlyn L.H. Thames, Council President, and
Members of the Court of Common Council
City of Hartford
550 Main Street
Hartford, CT 06103

RE: Hartford Alternative to Arrest Program (HAAP)

Dear Council President Thames:

Attached for your consideration is a resolution authorizing the Mayor to accept \$30,000 from the Connecticut Office of Policy and Management (OPM) for the Hartford Alternative to Arrest Program (HAAP).

In 2015, the MacArthur Foundation issued its "Safety and Justice Challenge" with the goals of safely reducing the number of individuals held in jail, reducing the length of stay in jail detention, and creating reforms that eliminate racial disparities in the criminal justice system. The City of Hartford was selected by OPM to participate in the Challenge and the planning process resulted in the development of the Hartford Alternative to Arrest Program (HSSP).

HAAP is a collaboration between the Hartford Police Department, the CT Department of Mental Health and Addiction Services, local businesses, and community stakeholders. HAAP is a community policing strategy that deflects low-risk/high-need individuals from custodial arrest and connects them with community-based mental health care, addiction treatment, and social services. The initial phase of HAAP is concentrated in neighborhoods that have historically experienced high custodial arrest rates: Barry Square, South Green, and Frog Hollow. HAAP utilizes peer engagement specialists to work directly with individuals to complete a needs assessment and engages those individuals to voluntarily participate in community treatment and services. The goal for HAAP is to deflect 800 individuals in the three neighborhoods listed above over the next two years.

The grant award will be used for professional services to provide data extraction and collection services as well as four cell phones for personnel assigned to HAAP. This award does not have a local match requirement. Staff of the Hartford Police Department is available to assist you in your review of this matter.

Respectfully submitted,

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

Luke A. Bronin
Mayor

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INTRODUCED BY:

Luke A. Bronin, Mayor

COURT OF COMMON COUNCIL

City of Hartford, September 24, 2018

WHEREAS, The City of Hartford was selected by the Connecticut Office of Policy and Management (OPM) to participate in the MacArthur Foundation's Safety and Justice Challenge which seeks out and funds initiatives that will safely reduce the number of people held in jail, reduce the length of stay in jail detention, and create reforms that eliminate racial disparities in the criminal justice system; and

WHEREAS, The Hartford Police Department, in collaboration with the CT Department of Mental Health and Addiction Services and community businesses and stakeholders, developed the Hartford Alternative to Arrest Program (HAAP); and

WHEREAS, HAAP is a community policing strategy that deflects low-risk/high-needs individuals from custodial arrest and connects them with community-based mental health care, addiction treatment, and social services; and

WHEREAS, HAAP will be focused in Barry Square, South Green, and Frog Hollow, neighborhoods that have historically experienced high custodial arrest rates; and

WHEREAS, Through OPM, the MacArthur Foundation has awarded Hartford a \$30,000 grant for implementation of HAAP and the award will be used for professional services to provide data extraction and collection services as well as four cell phones for personnel assigned to HAAP; now, therefore, be it

RESOLVED, That the Court of Common Council authorizes the City to accept the MacArthur Foundation grant of \$30,000 to be used for implementation of HAAP as described above; 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.

ITEM#

ON AGENDA



Luke A. Bronin
Mayor

September 24, 2018

Honorable Glendowlyn L.H. Thames, Council President, and
Members of the Court of Common Council
City of Hartford
550 Main Street
Hartford, CT 06103

RE: DUI Enforcement Grant

Dear Council President Thames:

Attached for your consideration is a resolution authorizing the acceptance of a \$259,509.20 grant from the CT Department of Transportation Highway Safety Office to be used for enforcement of driving while impaired laws.

Over the past three years, alcohol impaired driving has resulted in an average of 60 vehicle crashes, 23 injuries, and 5 fatalities per year. The funds, provided through the FY 2019 Comprehensive DUI Enforcement Grant, will be used to cover 100% of Police overtime expenses (\$174,082.08) and associated fringe benefit costs (\$85,509.12) for enforcement actions which are in addition to existing Police activities. No local match is required for this grant.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "L. Bronin", followed by a horizontal line.

Luke A. Bronin
Mayor

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Facsimile (860) 722-6606

INTRODUCED BY:
Luke A. Bronin, Mayor

COURT OF COMMON COUNCIL
City of Hartford, September 24, 2018

WHEREAS, Alcohol impaired driving has resulted in an average of 60 vehicle crashes, 23 injuries, and 5 fatalities over the past three years; and

WHEREAS, The Connecticut Department of Transportation (CTDOT) Highway Safety Office has awarded the City of Hartford a grant of \$259,509.20 from the FY2019 Comprehensive D.U.I. Enforcement Program to supplement the City's existing enforcement of impaired driving laws; and

WHEREAS, The grant will cover Police overtime expenses and associated fringe benefits costs and does not require a local match; now, therefore, be it

RESOLVED, That the City of Hartford is hereby authorized to accept a grant of \$259,509.20 from CT DOT's FY2019 Comprehensive D.U.I. Enforcement Program to supplement the City's existing enforcement of impaired driving laws; 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.

ITEM#

ON AGENDA



Luke A. Bronin
Mayor

September 24, 2018

Honorable Glendowlyn L.H. Thames, Council President, and
Members of the Court of Common Council
City of Hartford
550 Main Street
Hartford, CT 06103

RE: Westbrook Housing Tax Abatement

Dear Council President Thames:

Attached for your consideration is a resolution authorizing the City of Hartford to enter into a 15-year tax abatement agreement with Westbrook I Housing, LLC for rental housing units to be developed at 22 Mark Twain Drive, officially known as 1550 Albany Ave. The developer of project is Pennrose Properties, LLC. The City's Tax Abatement Committee approved the abatement and its terms at their meeting of June 6, 2018.

Westbrook I Housing, LLC has entered into a 65-year lease agreement with the Housing Authority of the City of Hartford (HACH) for redevelopment of a 4.94-acre parcel of the 39.5-acre site currently known as Westbrook Village. Upon completion, Westbrook Housing, Phase I will consist of 75 rental apartments, 60 affordable units and 15 market rate units, providing a unit mix of flats and townhouse apartments in a variety of 1, 2, and 3 bedroom units. Phase I will also include a playground and resident meeting space. The total development budget is \$27,245,907 with a construction budget of \$19,860,977. Construction will commence in 2019 and be completed in late 2020. Westbrook I Housing, LLC has committed to set aside 15% of the total construction project cost for certified Minority & Women Business Enterprises, has assured that no less than 15% of total project work hours by trade will be worked by minority and or women trade workers and has assured that no less than 30% of total project work hours will be worked by Hartford residents.

Because the lease between the HACH and Westbrook I Housing, LLC is more than 50 years in length, the improvements are taxable. Annual property taxes on all units are estimated at \$195,453.75 or \$2,606.05 per unit. The 15 market rate units are excluded from the abatement and will be subject to full taxes. Staff has recommended and the developer has agreed to the following tax payment schedule for the 60 affordable units:

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

Year 1 annual tax payment of \$40,500 (\$675/affordable unit)
Year 2 annual tax payment of \$43,500 (\$725/affordable unit)
Year 3 annual tax payment of \$46,500 (\$775/affordable unit)
Year 4-15 annual tax payment of \$48,000 (\$800/affordable unit).

The unabated taxes will be subject to a 2% increase per unit per year for any year the City upwardly adjusts the Grand Levy (e.g., the amount of revenue raised by property taxes in a fiscal year), with the 2% increases being effective July 1st of each year as applicable. Increases in the unabated taxes in years 11 through 15, due to an increase in the Grand Levy, will become permanent and cumulative.

The tiered payment schedule in years 1-4 ensures that the developer can meet the debt service coverage ratio requirements of the Low Income Housing Tax Credit Program, which the developer is utilizing to keep rents affordable to households at 25%, 50% and 80% of the Area Median Income. Currently, this parcel does not and has not generated taxable income for many years as a result of ownership. The new development assisted by the abatement represents an opportunity for the City to grow the Grand List while providing the project with the financial stability it needs to operate the affordable housing units. Staff of the Development Service Department is available to assist you in your review of this project.

Respectfully submitted,



Luke A. Bronin
Mayor

INTRODUCED BY:
Luke A. Bronin, Mayor

COURT OF COMMON COUNCIL
City of Hartford, September 24, 2018

WHEREAS, Westbrook Housing Phase I, is a proposed 4.94 -acre development which will include a total of 75 residential units consisting of 60 affordable units and 15 market rate units on a parcel of land owned by the Hartford Housing Authority of the City of Hartford (HACH) located at 22 Mark Twain Drive, officially known as 1550 Albany Avenue, (the "Property"),

WHEREAS, The developer of the project is Pennrose, LLC (Developer) and the owner of the residential project will be Westbrook I Housing, LLC (Owner); and

WHEREAS, Owner proposes to lease the Property from the HACH for a term of 65 years, making the Property taxable; and

WHEREAS, Owner has submitted an application for a tax abatement which documents the need for tax relief and the Tax Abatement Committee has recommended such an agreement; now, therefore, be it

RESOLVED, That the Mayor is hereby authorized to enter into a Tax Abatement Agreement (Agreement) with Westbrook I Housing LLC for the Property, subject to the following conditions:

1. The term of the Agreement shall not exceed fifteen (15) years from the date of issuance of either the first temporary certificate of occupancy (TCO) or a permanent certificate of occupancy (CO), whichever is earlier issued on the property.
2. Owner will pay prorated real estate tax in any fiscal year on any improvements for which a TCO or CO is issued during the construction phase.
3. Owner will make annual tax payments on the 60 affordable units according to the following schedule:
 - Year 1 \$40,500 (\$675.00/affordable unit)
 - Year 2 \$43,500 (\$725.00/affordable unit)
 - Year 3 \$46,500 (\$775.00/affordable unit)
 - Years 4-15 \$48,000.00 (\$800.00/affordable unit)
4. Owner will pay full taxes (estimated at \$2,606.05 per unit per year) on the 15 market rate units.
5. After year 4, the unabated taxes shall be subject to a 2% increase per unit per year in each year the City upwardly adjusts the Grand Levy (e.g., the amount of revenue raised by property taxes in a fiscal year), with the 2% increases being effective July 1st of each year as applicable. In years 11 through 15, any increases in the unabated taxes resulting from an increase in the Grand Levy will become permanent and cumulative.

6. During the term of the abatement, all 60 units are to remain affordable as prescribed by the Low Income Housing Tax Credit Program. In the absence of a Deed or Mortgage Instrument defining affordability, the City of Hartford will determine affordability utilizing an established, transparent methodology
7. Owner shall comply with all applicable laws, regulations, ordinances and codes of the United States, the State of Connecticut and the City of Hartford in the operation and management of the Premises.
8. The Agreement shall be non-assignable and non-transferable without written consent of the Mayor of the City of Hartford.
9. Notwithstanding anything to the contrary in the Agreement, City agrees that the Agreement shall automatically transfer and inure to the benefit of any party succeeding to the interest of the Owner under this Agreement. as a result of a foreclosure of a mortgage encumbering the Property or a transfer in lieu of foreclosure or realizing on a pledge or security interest of the equity interests in such Owner (including, without limitation, replacement of the managing member of such Owner), and if such transferee is a bank or other financial institution, such rights shall automatically transfer and inure to the benefit of any party immediately succeeding to the interest of such bank or other financial institution.
10. Upon any future sale or refinance, during the term of the abatement, payment shall be made to the City of 10% of the net sales proceeds, or equity recapture, not to exceed the total of abated taxes.
11. During construction, Developer will comply with Article XII, Section 2-680 of the Hartford Municipal Code, Hartford Affirmative Action Plan / Equal Employment Opportunity which requires a developer to set aside 15% of the total construction project cost for certified Minority & Women Business Enterprises, will assure no less than 15% of total project work hours by trade will be worked by minority and or women trade workers, and will assure that no less than 30% of total project work hours will be worked by Hartford Residents.
12. In the case of default, the City of Hartford shall retain the right to cancel the Agreement and its remedy shall include the payment of abated taxes.

and be it further

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

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

CITY OF HARTFORD
550 MAIN STREET
HARTFORD, CONNECTICUT 06103



Planning, Economic Development, and Housing Committee

John Q. Gale, Chair

Wildaliz Bermudez

Larry Deutsch

Glendowlyn L. H. Thames

James Sanchez

Maly D. Rosado

Glendowlyn L. H. Thames, Council President
James Sánchez, Majority Leader
John Q. Gale, Assistant Majority Leader
Wildaliz Bermúdez, Minority Leader

Thomas J. Clarke II, Councilman
Larry Deutsch, Councilman
Claudine Fox, Councilwoman
Maly D. Rosado, Councilwoman
rJo Winch, Councilwoman

John V. Bazzano, Town and City Clerk

COMMUNICATION

September 24, 2018

Honorable Glendowlyn L. H. Thames, Council President
City of Hartford
550 Main Street, Room 208
Hartford, CT 06103

Dear Members of the Court of Common Council:

The Planning, Economic Development and Housing Committee meeting of the Court of Common Council of the City of Hartford met on September 4, 2018 at 5:30 pm in Council Chambers. Present were John Q. Gale, Chair, Glendowlyn L. H. Thames, Council President, Councilwoman Wildalez Bermudez, Councilwoman Maly D. Rosado and Councilman Larry Deutsch and non-committee members Councilman Thomas J. Clarke, II and Councilwoman Claudine Fox.

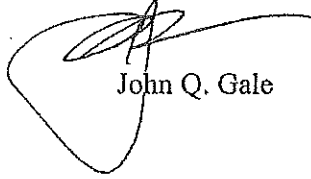
The following action was taken:

A Report was received from Kiley Gosselin and Jamie Bratt, respectively the acting Director of Development Services and the Director of Planning and Economic Development, outlining the various stages of progress for development projects within the City. The report is broken down into geographic areas of the City and within each the report details those project which are:

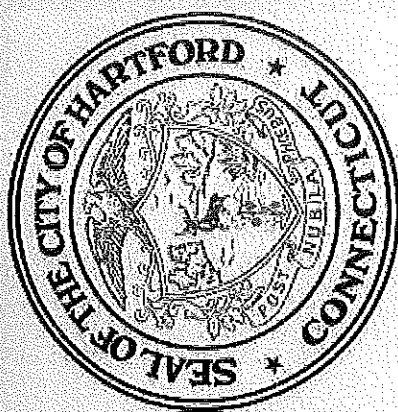
1. In the Planning/Design phase where funding is needed,
2. Where Planning/Design is underway,
3. Where design is complete, project is "shovel ready" but implementation monies are needed, and
4. Lastly, projects which are funded, under construction or completed.

Within the report, new items added since the last report are highlighted. Ms Gosselin and Ms Bratt spoke briefly explaining many of the new items and updating on some existing items. Considerable questions from Council members and the public were field by both. The report is attached hereto.

Sincerely, your chair,

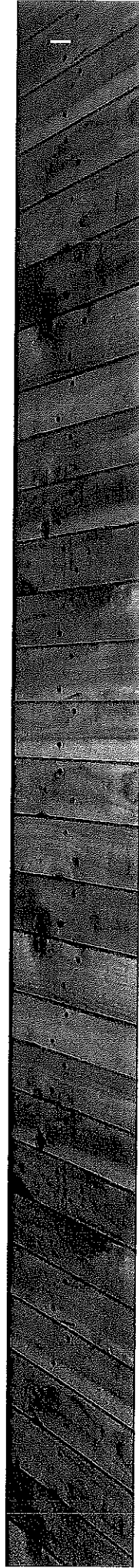
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John Q. Gale



DEPARTMENT OF DEVELOPMENT SERVICES

Biannual Update to
Planning, Economic Development & Housing Committee
September 4, 2018



PROJECT PROGRESS QUADRANT SYSTEM



1.
PLANNING/DESIGN
FUNDING NEEDED

2.
PLANNING/DESIGN
UNDERWAY



3.
DESIGN COMPLETE
"SHOVEL READY"
IMPLEMENTATION \$ NEEDED

4.
FUNDED, UNDER CONSTRUCTION
OR COMPLETED

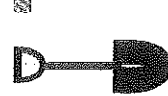
DOWNTOWN & DOWNTOWN NORTH



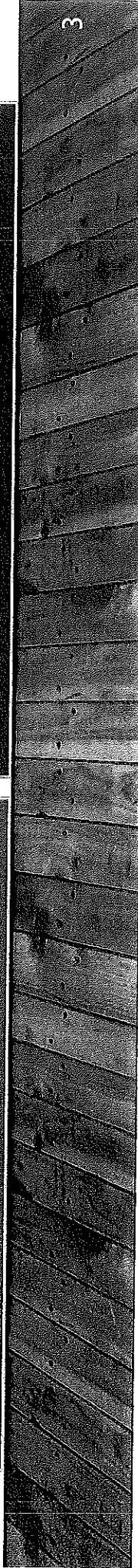
- “Capital Gateway Master Plan” in conjunction with I-84 Viaduct Replacement project.
- One Talcott Plaza Redevelopment
- 275 Pearl Street RFP
- Main Street Grant (Complete Streets and Business Microgrants - \$450K)



- XL Center Renovation
- “Bushnell Gardens” iQuilt Project



- Dunkin' Donuts Park
- UConn Hartford Campus
- Front Street Phase IV
- Downtown North RFP
- 101 & 111 Pearl Street Residential Conversion
- Lewtan Buildings (Allyn St.) Residential Conversion
- 289 Asylum St. Condo Conversion
- Hartford Office Supply/Capitol Lofts Residential Conversion
- 370 Asylum St. Residential Conversion
- Trinity College “Liberal Arts Action Center” on Con. Plaza
- Upward Hartford & Hartford InsurTech Hub Innovation Centers



UPPER ALBANY & CLAY ARSENAL



- Albany Ave. & Woodland St./John E. Rogers Center
- "Salvin Shoes" Block Improvements
- Hartford Community Loan Fund
- Northside Supermarket Initiative
- Albany/Woodland RFP

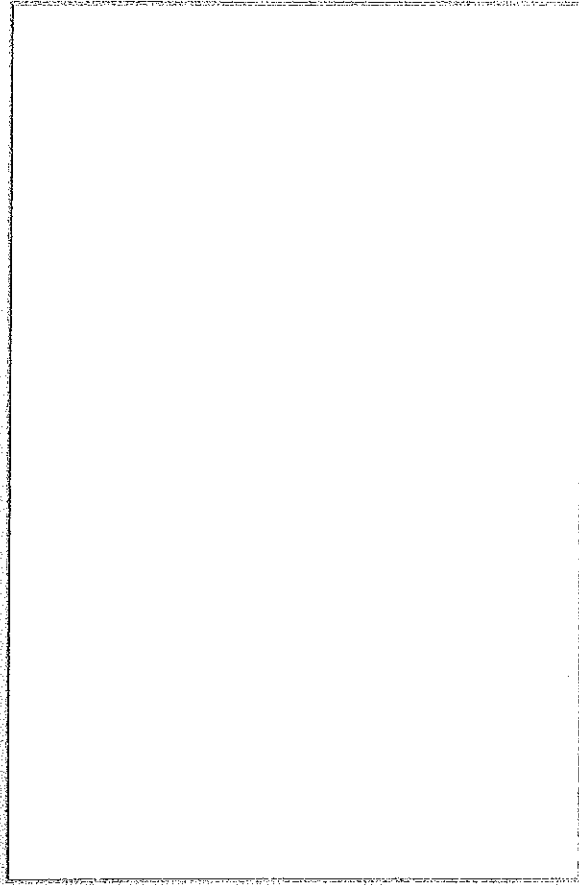
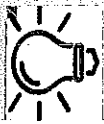


- Albany Ave. & Vine St. Redevelopment
- CARA Properties Next Phase
- Albany Ave. & Irving St. Parklet

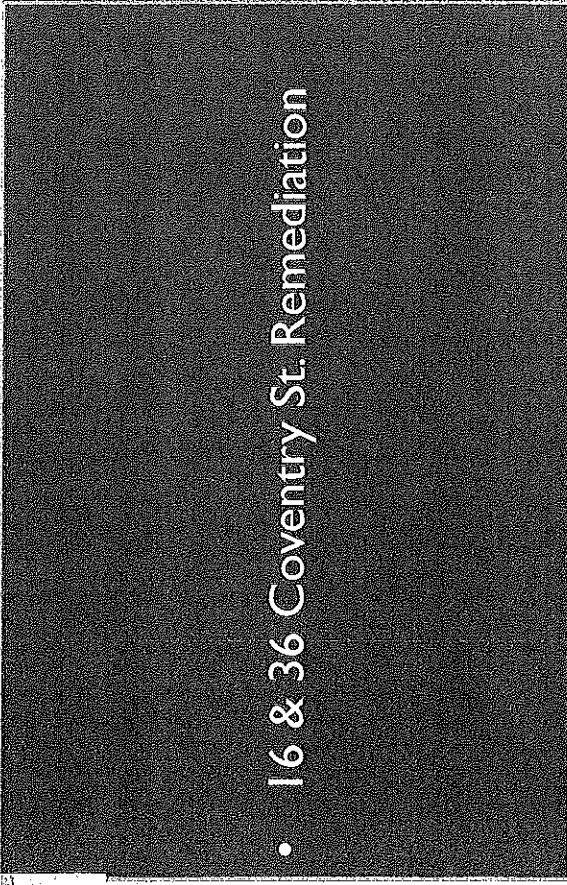


- Homestead Avenue Remediation of City-owned Lots
- 175 Mather Street Remediation
- Upper Albany Façade Program
- \$30M CT DOT Streetscape & Safety Improvements Project
- Fiber optic conduit on Albany Ave.
- DOH Property Renovation Grant w/YSC
- Bravo Plaza Improvements

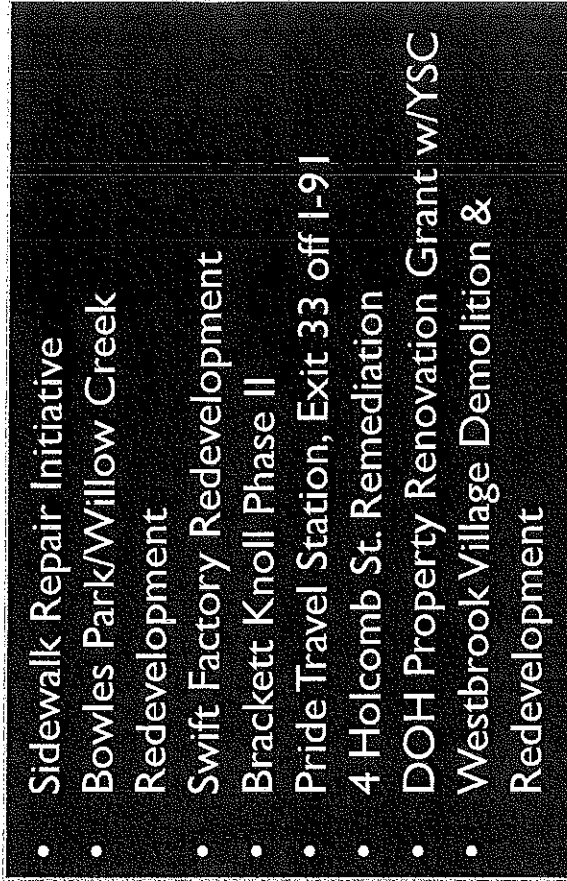
BLUE HILLS & NORTHEAST



- Terry Square Streetscape Improvements
- Expansion of HRA North Meadows Development Area
- Redevelopment Main & Tower Sts.



- 16 & 36 Coventry St. Remediation



- Sidewalk Repair Initiative
- Bowles Park/Willow Creek Redevelopment
- Swift Factory Redevelopment
- Brackett Knoll Phase II
- Pride Travel Station, Exit 33 off I-91
- 4 Holcomb St. Remediation
- DOH Property Renovation Grant w/YSC
- Westbrook Village Demolition & Redevelopment

PARKVILLE, FROG HOLLOW, SODO & SOUTH GREEN



- “Bushnell Square” Redevelopment of Surface Parking Lots South of Bushnell Park for Mixed-Use Neighborhood



- Park & Main Sts. Development
- “Spaghetti Warehouse” Mixed-Income Residential Redevelopment (Hands on Hartford)



- New Park Street Branch of Hartford Library
- Park St. Façade Program
- Bartholomew Avenue Streetscape Project
- NRSA Small Business Micro-Grants
- SINA “Cityscape VI” New Construction
- Noble Gas Station & Apartments (Buckingham & Hudson Sts.)
- Hartford Hospital/Trinity College Innovation Area (“Innovation Places”)
- Hub on Park Mutual Housing Project
- Parkville Market Development

WEST END & ASYLUM HILL



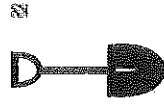
- Union Station Re-imagining



- “Capital Gateway Concept Plan” in conjunction with I-84 Viaduct Replacement project.
- Asylum & Farmington Avenue “Trident” Redesign
- New Rail/Bus Transit Center

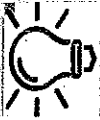


- 488 Farmington (Braza/Theater) Reuse



- 475-79 Farmington Ave. (at Sisson Ave.) & “Wall Building” Renovations
- Lincoln Culinary Institute International School Re-Use & Rehab
- Farmington Avenue Streetscape Improvements

SHELDON CHARTER OAK & COLTSVILLE



- “Charter Oak Mile”



- Milk Apartments Redesign



- 105-107 Wyllys St. Residential Construction
- New CIL rental project on Wyllys



- Coltsville Nat'l Historical Park
- Capewell Lofts Residential Conversion
- Coltsville “North Armory” Residential/Office Conversion
- Hooker Brewery Opening
- Charter Oak/Coltsville “Wayfinding” Signage via Federal Lands Access Program (FLAP) Grant
- Dillon Stadium
- Colt Park Improvements

BEHIND THE ROCKS, SOUTHWEST & SOUTH END



- New Britain Avenue Streetscape Improvements
- South End Boys & Girls Club



- Proposed Renovation of Reserve Road Regional Market w/CRDA
- South Meadows Economic Opportunities RFP & Study



- Wethersfield, Maple, Franklin Aves. Streetscape Improvements



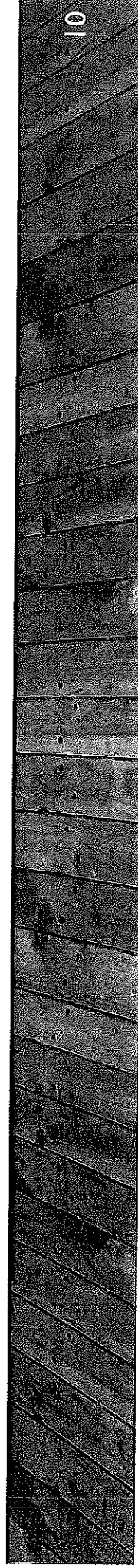
- Airport Auto New Facility
- Crescent St. Apartments Tax Restructuring
- MIRA site Freshpoint Expansion
- 198 Bond Street Demolition

NEW BUSINESSES, MAJOR MOVES & NOTABLE HEADLINES

- Hartford Line Rail Opens
- LimeBike Successfully Launches
- CBRE names Hartford "Top-Ten Tech Talent" City
- Brookings Institution names Hartford "Top Choice for Millennials"
- TechHire Job Training Program Opens on Main Street.
- Makerspace Opens at 960 Main Street
- Stanley Black & Decker Opens Manufacturing Training Center on Constitution Plaza
- Insuretech Accelerator Opens
- Hartford Receives Designation for 10 Opp. Zones
- Hartford Yard Goats Record-Breaking Success in Second Season
- United Bank Headquarters Relocation to Goodwin Plaza
- Goodwin Hotel Reopening
- Max Downtown Renovation
- Hartford Hospital's New \$150M Bone & Joint Institute Opens
- St. Francis Hospital Announces New \$26M Outpatient Orthopedic Center
- Travelers Announces \$150M Hartford Office Renovation Project
- Hartford/East Hartford Win "Innovation Places" Grant
- New Mitchell Range Rover Dealership coming to North Meadows

New Restaurants:

- Gyro and Kebab House at 22 Pratt St.
- Dhaba Wala Indian Cuisine at 49 Asylum St.
- Blind Pig on Front St./Changa Rosa at Union Station
- V's Trattoria at 280 Trumbull St.
- Capital Ice Cream Parlor on Capitol Ave.
- Story & Soil Coffee Shop on Capitol Ave.
- Spectra Wired Coffee Downtown
- Keney Park Tavern
- Freshii on Main Street
- Bahn Mee at 399 Capitol Ave.
- Capital Grill Expansion on Front Street
- Feng Renovations Downtown
- Pine and Iron in Parkville
- The Press at 187 Allyn Street
- New Indian at 81 Asylum



Court of Common Council

CITY OF HARTFORD
550 MAIN STREET
HARTFORD, CONNECTICUT 06103



Planning, Economic Development, and Housing Committee

John Q. Gale, Chair

Wildaliz Bermudez

Larry Deutsch

Glendowlyn L. H. Thames

James Sanchez

Maly D. Rosado

Glendowlyn L. H. Thames, Council President
James Sánchez, Majority Leader
John Q. Gale, Assistant Majority Leader
Wildaliz Bermúdez, Minority Leader

Thomas J. Clarke II, Councilman
Larry Deutsch, Councilman
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Maly D. Rosado, Councilwoman
rJo Winch, Councilwoman

John V. Bazzano, Town and City Clerk

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The following action was taken:

Motion by Councilwoman Bermudez and seconded by Councilman Deutsch to table the following Items No. 6, 7, 8 and 9 on the Agenda:

6. (COUNCILMAN CLARKE II) (COUNCILWOMAN WINCH) RESOLUTION REQUESTING A DETAILED PROGRESS REPORT FROM THE MAYOR'S OFFICE ON THE NORTH HARTFORD PROMISE ZONE AND MY BROTHER'S KEEPER INITIATIVE. (ITEM #25 ON AGENDA of February 13, 2018)

7. (MAJORITY LEADER CONCEPCION) RESOLUTION REQUESTING THAT ALL APPROPRIATE CITY DEPARTMENTS TO WORK ON A "FOOD TRUCK" TO "STORE FRONT" PLAN, AND TO WORK WITH CURRENT FOOD OPERATORS TO HELP CREATE THE PLAN (ITEM #23 ON AGENDA of April 23, 2018)

8. (COUNCILMAN CLARKE II) RESOLUTION ASKING THE MAYOR TO REQUEST \$450,000 FROM CAPITAL REGION DEVELOPMENT AUTHORITY (CRDA) TO COMPLETE NORTHEAST NEIGHBORHOOD STREETScape AND DEVELOPMENT DESIGN. (ITEM #23 ON AGENDA of May 14, 2018)

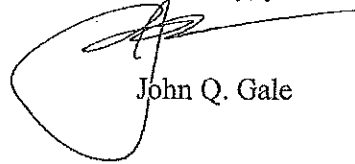
9. (COUNCILMAN CLARKE II) RESOLUTION REQUESTING THE ADMINISTRATION TO CREATE A PLAN WHICH INCLUDES A TIMELINE AS TO WHEN THE RESIDENTS OF CARA APARTMENTS WILL BE RELOCATED TO ANOTHER SUITABLE RESIDENTIAL FACILITY. (ITEM #17 ON AGENDA of June 11, 2018)

In discussion it was noted that this was the second time each of these items had been on the Agenda of the Committee and that no proponent of any one of these items appeared to speak in favor, and no one else had appeared to speak in favor or opposed.

Vote 4-0 in favor of motion taken as follows:

Gale	- yes
Thames	- absent
Bermudez	- yes
Deutsch	- yes
Rosado	- yes
Sanchez	- absent

Sincerely, your chair,

A handwritten signature in black ink, appearing to be 'John Q. Gale', written over a large, loopy flourish that extends to the left and under the name.

John Q. Gale

Court of Common Council

CITY OF HARTFORD
550 MAIN STREET
HARTFORD, CONNECTICUT 06103



Planning, Economic Development, and Housing Committee

John Q. Gale, Chair
Wildaliz Bermudez
Larry Deutsch
Glendowlyn L. H. Thames
James Sanchez
Maly D. Rosado

Glendowlyn L. H. Thames, Council President
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The following action was taken:

A Report was received from Laura Settlemyer, the Director of Blight Remediation for the City. Ms Settlemyer provided a power point presentation which provided facts, figures and photographs concerning the efforts and results achieved by the Blight Remediation team. Present with Ms Settlemyer were all of the employees of the team:

Gustavo Espinoza -- Senior Project Manager/Chief of Inspections
Michael Perez -- Blight Remediation Enforcement Official
John Stafford -- Blight Inspector, North District

Tedd Rogalla – Blight Inspector, West District
Bruce Funk – Blight Inspector, South District
Paige Berschet – Americorps VISTA, 2018-2019.

Highlights of the activity of the team include:

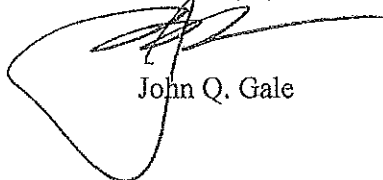
- 322 properties targeted
- 120 Notices of Violation issued
- 50 Citations issues
- 35 Liens placed
- 135 Properties have been remediated or are in progress towards that goal.

In addition, 13 Forebearance Agreements have been executed where the City agrees to forebear from pursuing its lien in consideration of bona fide efforts by the property owner to remediate.

Ms Settlemyer provided before and after pictures demonstrating the considerable efforts made by property owners to remediate with the commensurate economic benefit to the City.

Ms Settlemyer's report is attached hereto.

Sincerely, your chair,

A handwritten signature in black ink, appearing to read "John Q. Gale", is written over a large, loopy, handwritten "A" or similar symbol.

John Q. Gale

Court of Common Council

CITY OF HARTFORD
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Communication

September 24, 2018

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Hartford, CT 06103

Dear Members of the Court of Common Council:

The Public Works, Parks and Environment Committee held a meeting on September 5, 2018 at 5:30pm in Council Chambers.

The following were present: Committee Chairwoman Wildaliz Bermúdez and Assistant Majority Leader John Q. Gale.

Also present were, Councilwoman Claudine Fox, Julia Pistell, Michael Looney Interim Director of Public Works, Peggy Diaz from DEEP, Tom Swarr, Donna Swarr from PRAC, Ruth Bruno, Dave Rozza from Heaven Skatepark, David Bondendorf from MIRA, Mark Mitchell from ACOTE, Sam Kino from Blue Earth Compost, JoAnne Bauer, Jack Hale from the Tree Advisory Commission and other concerned citizens.

Presentation from Sacyr-Rooney

Sacyr-Rooney representatives gave a presentation explaining their interest in redeveloping the waste incinerator located in Hartford.

After the presentation, councilmembers and concerned residents had time to talk with the Sacyr-Rooney team and ask them questions and express their concerns. The questions were regarding the amount of trash that they will need to process and make a profit; if they were projecting an increase in the amount of trash; concerns about an increase in the amount of trucks entering the city; concerns about the quality of air and pollutants coming from the plant; and associated asthma and health problems related to the facility and ways to minimize harm.

Presentation from Tree Advisory Commission

Jack Hale from the Tree Advisory Commission gave a presentation about the state of the trees in the city and needs to address the problem. The main recommendations emphasized in the presentation were:

- Importance of the trees
- The city needs:
 - New forestry crew, the city is paying more to subcontractors when it could train their own crew
 - More budget
 - A new version of the tree ordinance
- City becomes liable if nothing is done, and accidents continue to happen.

After the presentation member of the Council and concerned citizens asked questions. Some concerned citizens were in favor of the city having their own crew to reduce the cost that comes with subcontracting.

Respectfully submitted,



Wildaliz Bermúdez
Chairwoman of Public Works, Parks and Environment Committee

Modernizing the CT Solid Waste System

**resource
rediscovery**
Modernizing the CT Solid Waste System Project RFP



Sacyr Rooney
Recovery Team

Summary of Steps Taken to Date

- RFP Phase I
 - Submitted proposal to CT DEEP on March 15, 2016
 - Oral presentation and follow-up questions in July 2016
 - Selected to advance to Phase 2 of Procurement
- RFP Phase 2
 - Submitted proposal to CT DEEP on July 31, 2017
 - Public presentation in September 2017
 - Questions and presentations in October and November 2017
 - SRRT selected as preferred proponent on December 31, 2017
- Contract Negotiation Phase
 - Started with a proposed letter of intent
 - For sake of efficiency, SRRT engaged pre-eminent P3 law firm to draft Term Sheet and scheduled detailed session to review
 - SRRT began due diligence in earnest in July 2018

Phase 2 required that the selected proposers prepare a final proposal inclusive of technical and financial qualifications, technical and business approach

Preliminary Observations from Due Diligence Process

- Facility underperforming and deteriorating quickly
 - Urgent need to invest in the Power Block Facility, which would force an acceleration of our investment plan.
 - We cannot wait until year 4 for the revamping to begin
- Theoretical data

2019 Permits MT BT PBF Revamping

data obtained in DD

2019 Permits MT BT PBF Revamping
- Urgent need to develop a maintenance and capital investing plan with a medium and long term perspective - investing in the facility for the future rather than solely in the short term

Alternatives Considered

- Status Quo
- Shutdown & Transfer
- Full Gasification
- **The Sacyr Rooney Solution**

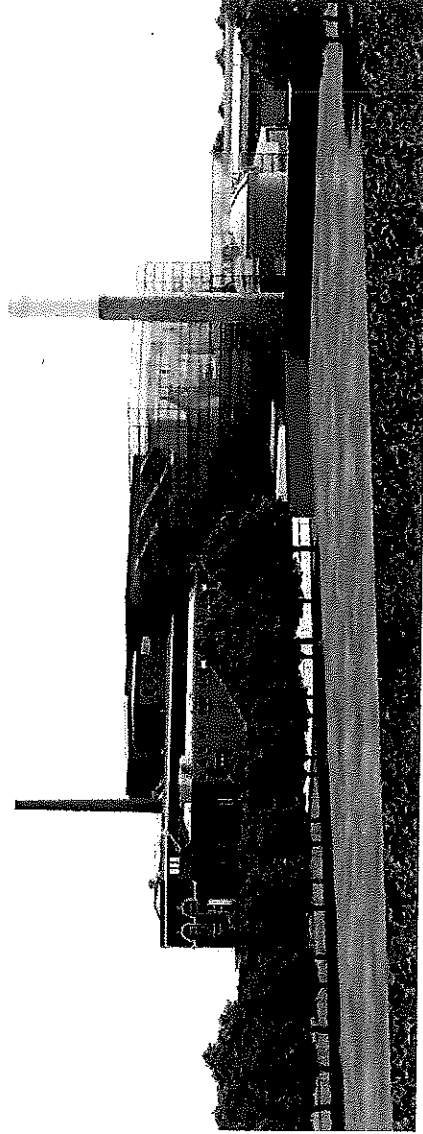
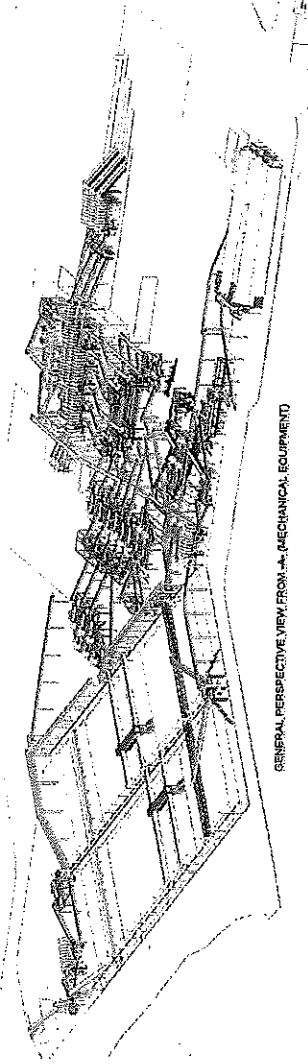


➤ Construction of a new MBT composed of:

- ☐ Mechanical Treatment Plant
- ☐ In-vessel Composting Facility
- ☐ Anaerobic Digestion Facility

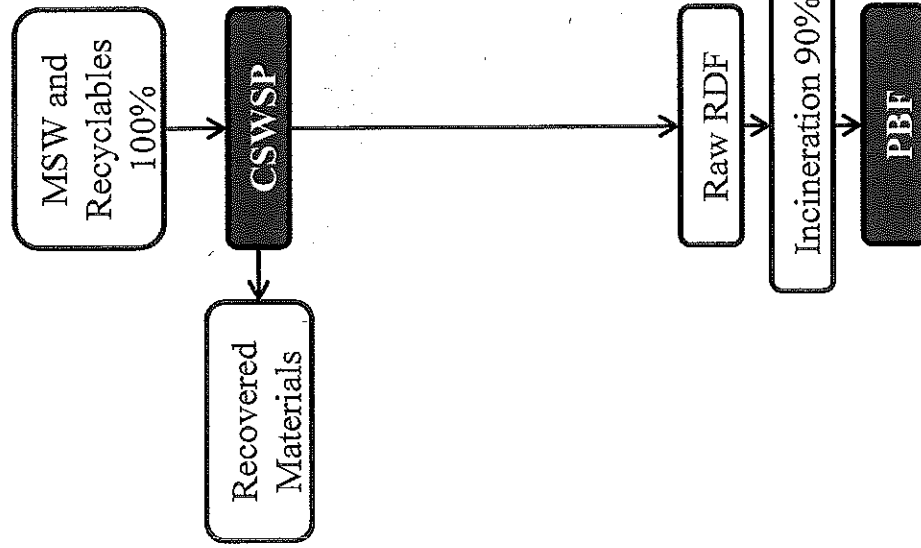
➤ Revamping of the existing facilities:

- ☐ Power Block Facility
- ☐ MRF in Murphy Rd

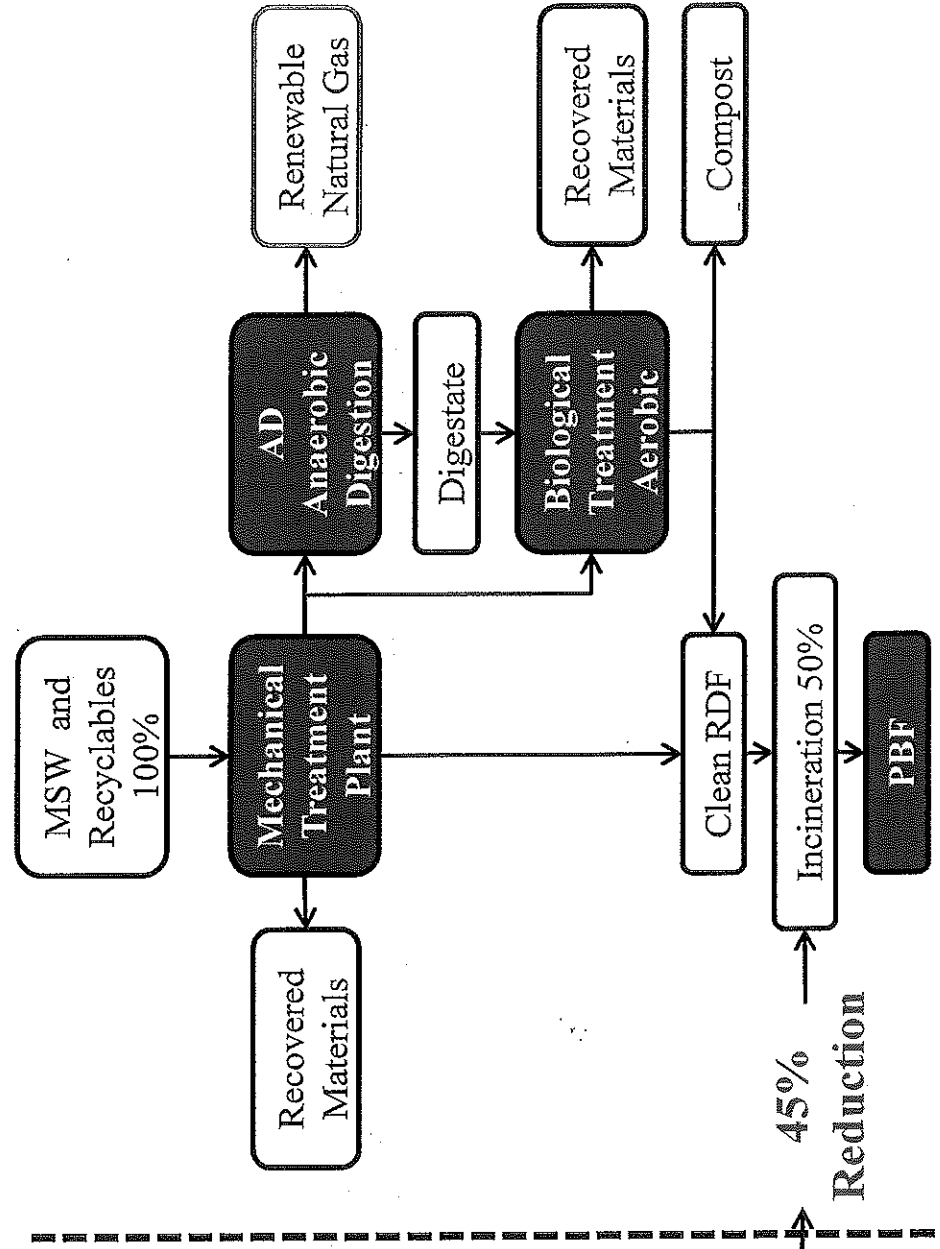


How does the process work

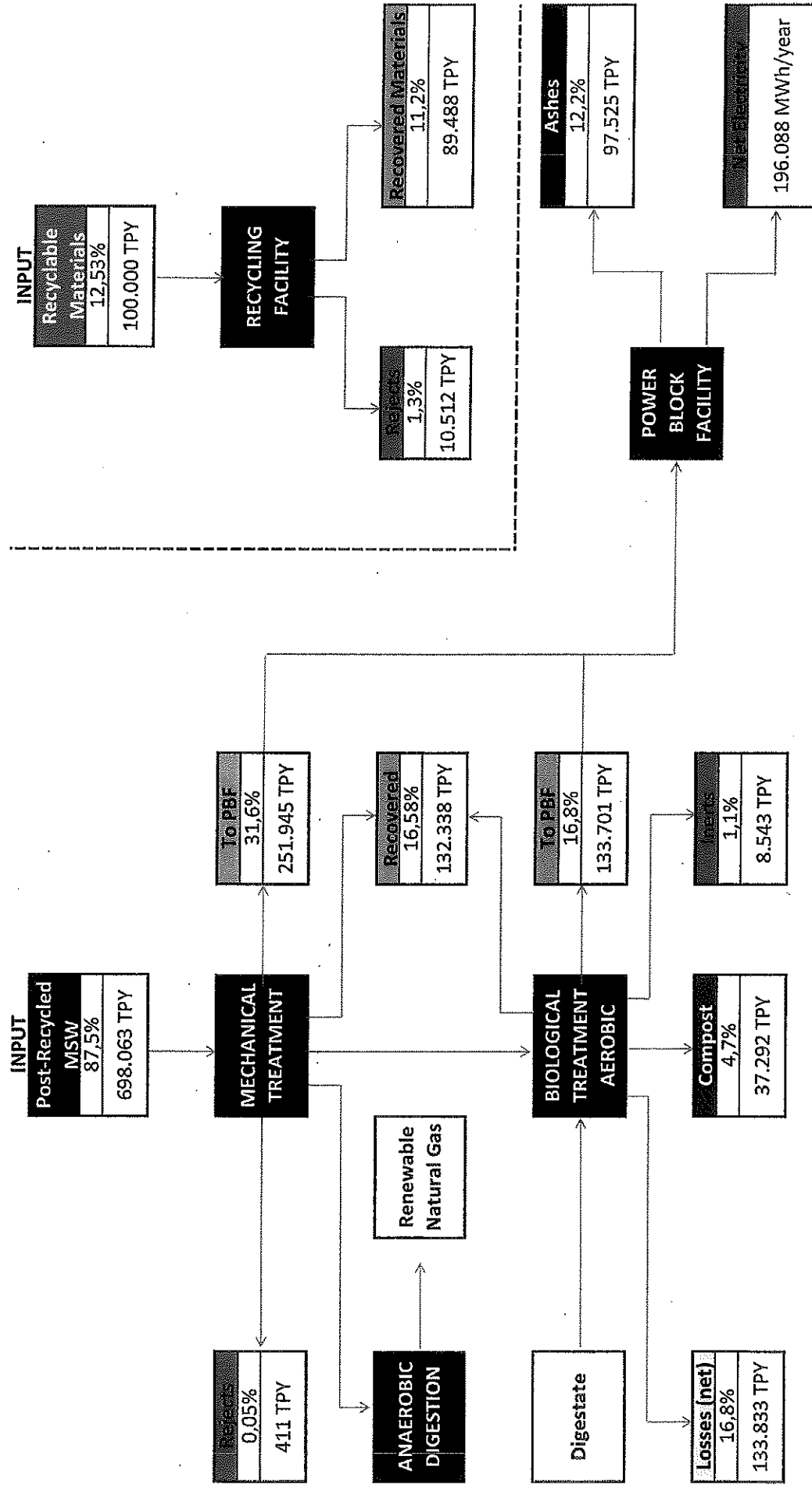
Current situation



SRRT Proposal



Mass balance



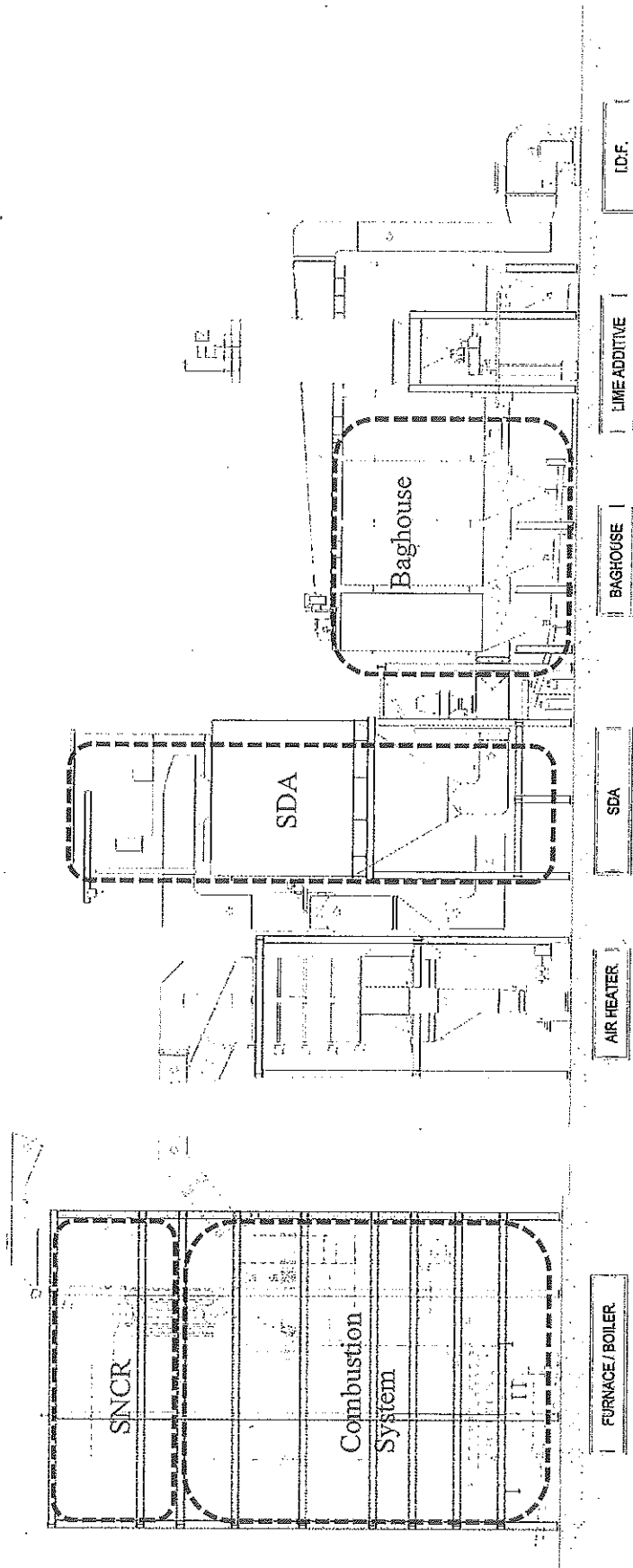
WPF/PBF Waste streams compositions

	MECHANICAL TREATMENT (absolute %)				PBF	Reclaimed
		Anaerobic	Aerobic			
ORGANICS	0,00%	4,20%	27,05%	9,79%	0,00%	0,00%
Food waste	0,00%	1,56%	11,47%	3,64%	0,00%	0,00%
Yard waste	0,00%	2,22%	9,84%	0,82%	0,00%	0,00%
Compostable Paper	0,00%	0,39%	4,13%	2,08%	0,00%	0,00%
Diapers	0,00%	0,03%	1,60%	3,24%	0,00%	0,00%
RECOVERABLES	16,81%	1,49%	11,73%	14,79%	0,00%	0,00%
OCC/Browns	1,97%	0,29%	1,34%	1,55%	0,00%	0,00%
High grade office paper	0,73%	0,04%	0,24%	0,29%	0,00%	0,00%
Newsprint	2,12%	0,06%	0,61%	0,82%	0,00%	0,00%
Mixed paper	3,28%	0,52%	3,18%	1,41%	0,00%	0,00%
Ferrous	2,55%	0,00%	0,08%	0,07%	0,00%	0,00%
Non-ferrous	0,99%	0,00%	0,06%	0,29%	0,00%	0,00%
Glass	0,00%	0,09%	1,66%	0,62%	0,00%	0,00%
Poly propylene	0,98%	0,02%	0,26%	0,18%	0,00%	0,00%
PET	1,36%	0,00%	0,34%	0,14%	0,00%	0,00%
PE Natural	0,42%	0,00%	0,25%	0,04%	0,00%	0,00%
PE colored	0,41%	0,02%	0,22%	0,05%	0,00%	0,00%
Mixed plastics	2,00%	0,26%	1,92%	2,65%	0,00%	0,00%
Films	0,00%	0,17%	1,57%	6,68%	0,00%	0,00%
OTHERS	0,06%	0,14%	2,37%	11,52%	0,06%	0,06%
C&D	0,00%	0,03%	0,65%	2,06%	0,00%	0,00%
Wood	0,00%	0,05%	0,43%	1,52%	0,00%	0,00%
Textiles	0,00%	0,02%	0,18%	5,75%	0,00%	0,00%
Electronics	0,00%	0,00%	0,18%	0,53%	0,00%	0,00%
Hazardous	0,00%	0,00%	0,20%	0,10%	0,00%	0,00%
Miscellaneous	0,06%	0,01%	0,47%	0,58%	0,06%	0,06%
Composed material	0,00%	0,03%	0,27%	0,97%	0,00%	0,00%
TOTAL	16,87%	5,82%	41,15%	36,09%	0,06%	0,06%

(*) Waste streams compositions are based on an input waste characterization defined at tender phase

PBF Air Quality Control Systems

**resource
rediscovery**
Modernizing the CT Solid Waste System Project

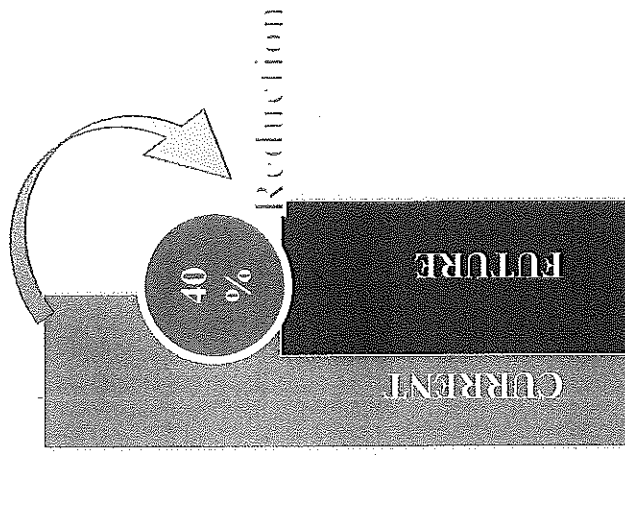


PBF - AIR QUALITY CONTROL SYSTEMS IMPROVEMENTS

- COMBUSTION SYSTEM UPGRADE -
Furanes + Dioxines + NOx

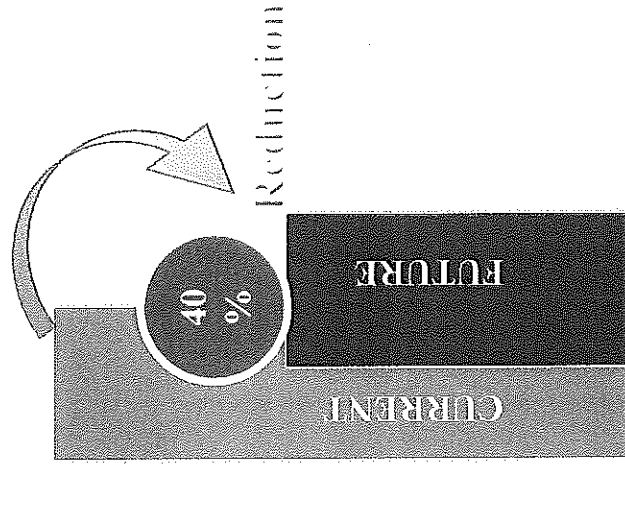
- SCRUBBER/ATOMIZER REPLACEMENT (SDA, Spray Dryer Absorber) - DesOx
- SNCR - DeNOx
- CEMS (Continuous Emissions Monitoring Systems)

PBF outputs

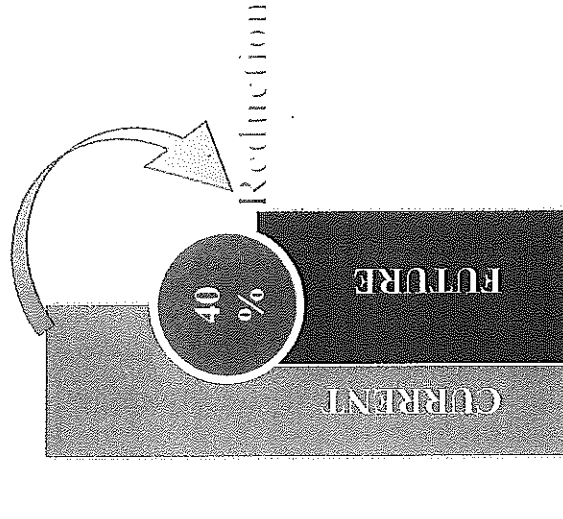


Tons to PBF

High efficiency mechanical treatment



Ashes to landfill



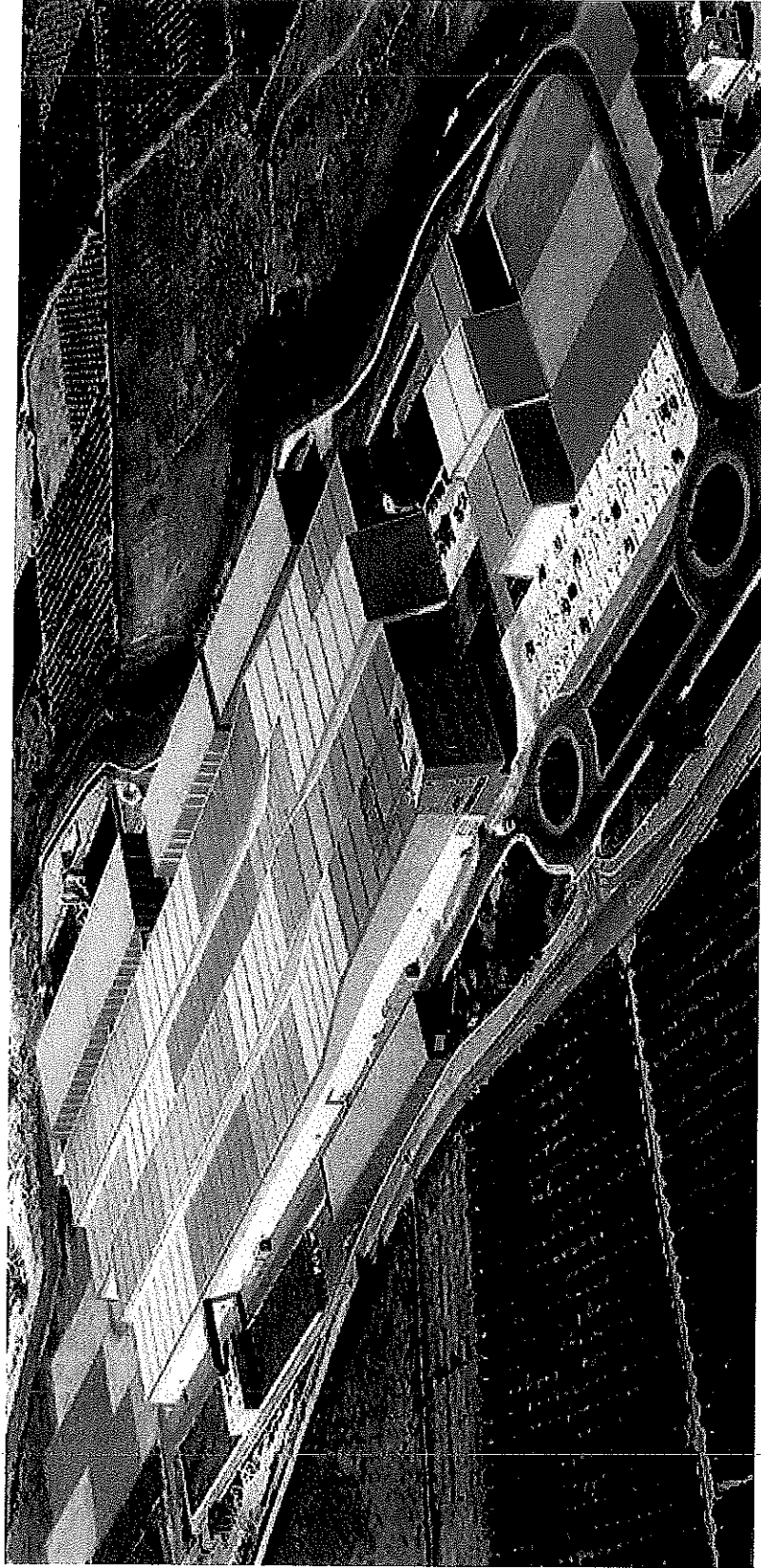
CO2 emissions

Pollutants reduction at
combustion chamber



Best Global Industry Practices

**resource
rediscove**
Modernizing the CT Solid Waste System Project



Hornillos Mechanical Biological Treatment Plant, Valencia, Spain

- Fully enclosed facility and operation areas.
- Operate under negative pressure to minimize emissions.

Best Global Industry Practices

**resource
rediscovery**
Modernizing the CT Solid Waste System Project

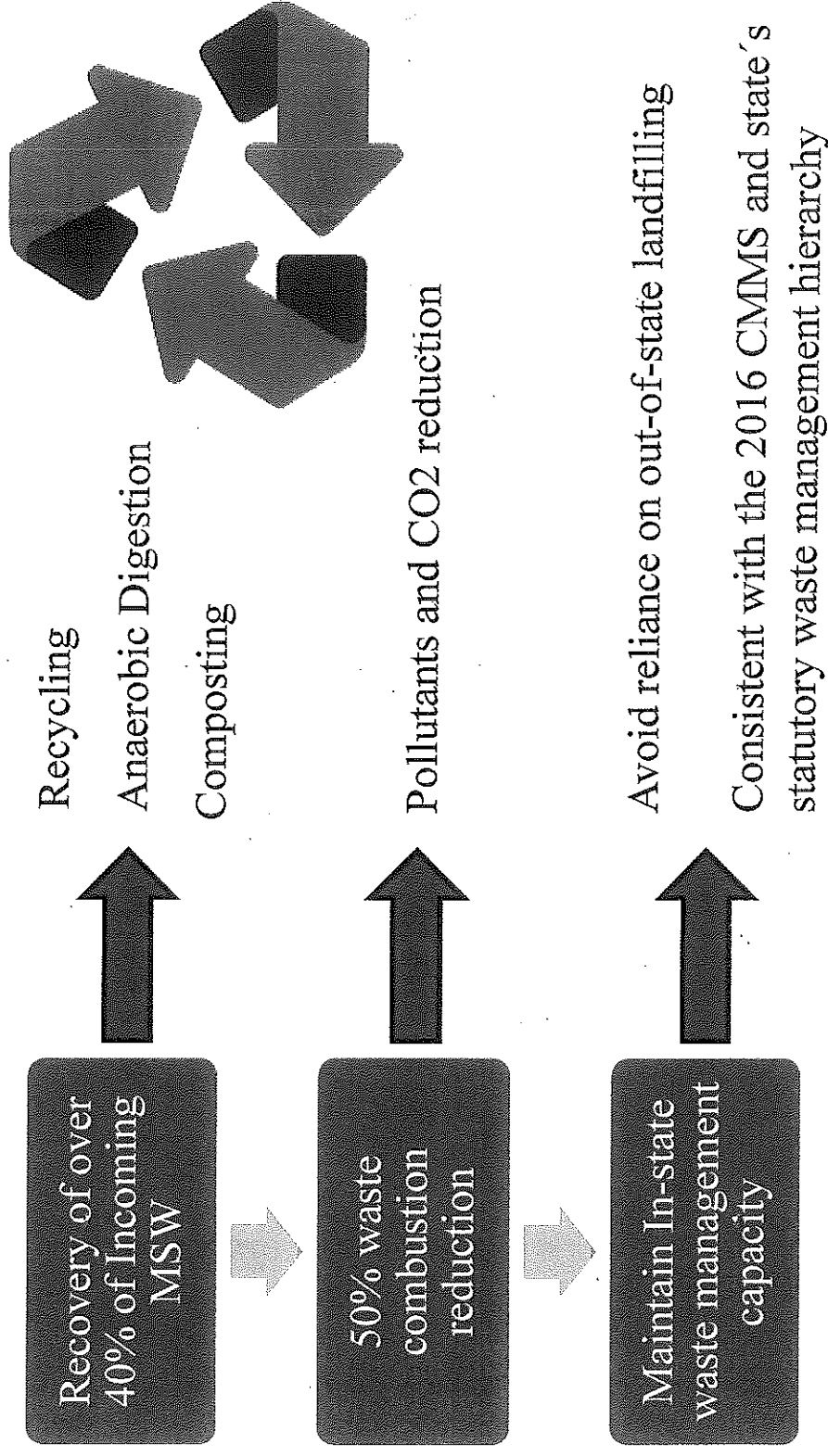


Mataró Mechanical Biological Treatment Plant + Waste To Energy facility, Barcelona, Spain

- Previous experience in similar projects.
- Architectural integration of the facility.

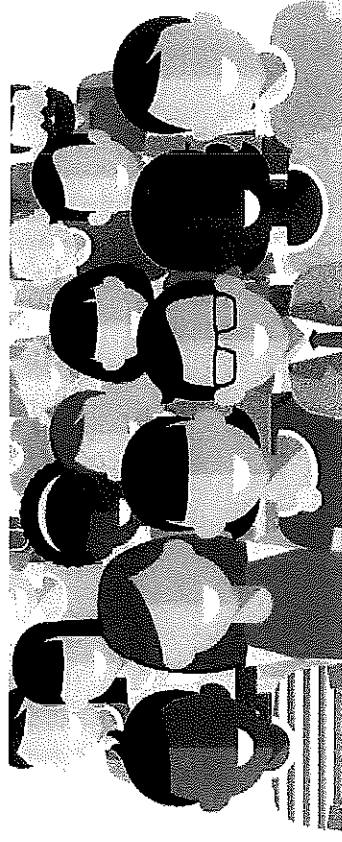
Sacry Rooney
Recovery Team

Environmental Benefits

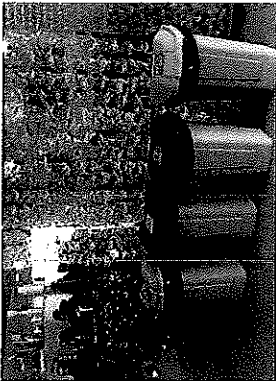
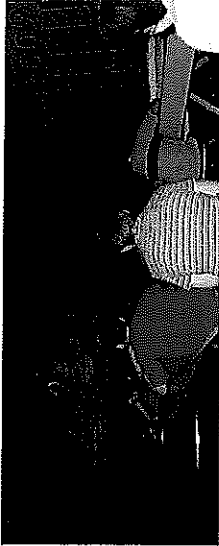


Greater Hartford Region Benefits

- Host benefit payment
- Local hiring and purchasing
- New education center
- Aesthetic improvements to the facility
- Remediation of part of the site
- Increased public access to the riverfront
- Upgrades to the Power block and reduction by half of waste combusted will reduce the potential for environmental and human health impacts for residents

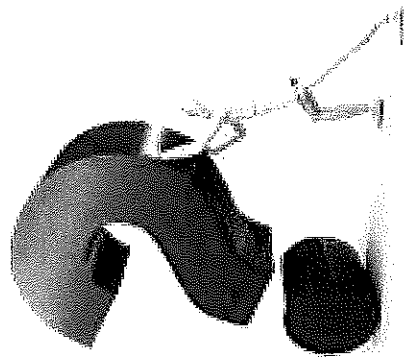


Three Pillars of Community Engagement

Public Outreach	Education	Local Investment
Support of City's communication goals. <ul style="list-style-type: none"> • Connection to Charter Oak Landing. • Recovery Welcome Center. • Educational Visitor Center. • Community meetings. • Virtual Reality Tours. • Infographics. 	Support of STEM education. <ul style="list-style-type: none"> • Stakeholder facility tours. • Educational visitor center. • IMAX recovery experience. • Online educational tools. • Classroom outreach program. 	Enhanced economic impact. <ul style="list-style-type: none"> • Well-paying direct and indirect jobs created. • Local contractor involvement. • Meaningful MBE/WBE participation. • Enhanced working environment.

We appreciate your patience now it's

Your Turn



Question

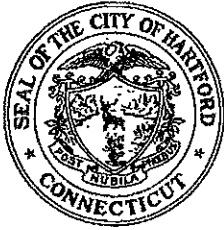
OR



Comment

Court of Common Council

CITY OF HARTFORD
550 MAIN STREET
HARTFORD, CONNECTICUT 06103



Glendowlyn L. H. Thames, Council President
James Sánchez, Majority Leader
John Q. Gale, Assistant Majority Leader
Wildaliz Bermúdez, Minority Leader

Thomas J. Clarke II, Councilman
Larry Deutsch, Councilman
Claudine Fox, Councilwoman
Maly D. Rosado, Councilwoman
rJo Winch, Councilwoman

John V. Bazzano, Town and City Clerk

Communication

September 24, 2018

Honorable Glendowlyn L.H. Thames, Council President
City of Hartford
550 Main Street, Room 208
Hartford, CT 06103

Dear Members of the Court of Common Council:

The Public Works, Parks and Environment Committee held a meeting on September 5, 2018 at 5:30pm in Council Chambers to discuss the following referred item as reflected on the committee agenda.

The following were present: Committee Chairwoman Wildaliz Bermúdez and Assistant Majority Leader John Q. Gale.

Also present were, Councilwoman Claudine Fox, Julia Pistell, Michael Looney Interim Director of Public Works, Peggy Diaz from DEEP, Tom Swarr, Donna Swarr from PRAC, Ruth Bruno, Dave Rozza from Heaven Skatepark, David Bondendorf from MIRA, Mark Mitchell from ACOTE; Sam Kino from Blue Earth Compost, JoAnne Bauer, Jack Hale from the Tree Advisory Commission and other concerned citizens.

Item #2

**Resolution requesting the establishment of Friends and Family of Parker Memorial Center
With a nine-voting body. (Councilman Clarke II)**

A motion was made by Councilman John Q. Gale and seconded by Councilwoman Bermúdez to postpone this item.

Votes Taken:

Chairwoman Bermúdez: Yes
Councilman Gale: Yes
Councilman Clarke II: Absent
Councilman Sánchez: Absent
Councilwoman Winch: Absent

Respectfully submitted,

A handwritten signature in black ink, appearing to be 'WB' or similar initials, written in a cursive style.

Wildaliz Bermúdez
Chairwoman of Public Works, Parks and Environment Committee

Court of Common Council

CITY OF HARTFORD
550 MAIN STREET
HARTFORD, CONNECTICUT 06103



Legislative Affairs Committee

John Q. Gale, Chair

Larry Deutsch

Glendowlyn L. H. Thames, Council President
James Sánchez, Majority Leader
John Q. Gale, Assistant Majority Leader
Wildaliz Bermúdez, Minority Leader

Thomas J. Clarke II, Councilman
Larry Deutsch, Councilman
Claudine Fox, Councilwoman
Maly D. Rosado, Councilwoman
rJo Winch, Councilwoman

John V. Bazzano, Town and City Clerk

COMMUNICATION

September 24, 2018

Honorable Glendowlyn L. H. Thames, Council President
City of Hartford
550 Main Street, Room 208
Hartford, CT 06103

Dear Members of the Court of Common Council:

As Chair of the Legislative Affairs Committee, I am respectfully discharging from that Committee back to City Council Item No. 8 on the Agenda of the Committee for its meeting of September 12, 2018:

**COMMUNICATION FROM MAYOR BRONIN, WITH ACCOMPANYING
RESOLUTION CONCERNING THE APPOINTMENT OF TAMMY Y. LEACH
AS A MEMBER OF THE PERMANENT COMMISSION ON THE STATUS OF
HARTFORD WOMEN. (ITEM #1 ON AGENDA of August 13, 2018)**

Your chair,

A handwritten signature in black ink, appearing to be "John Q. Gale", is written over a large, stylized circular flourish.

John Q. Gale

Court of Common Council

CITY OF HARTFORD
550 MAIN STREET
HARTFORD, CONNECTICUT 06103



Planning, Economic Development, and Housing Committee

John Q. Gale, Chair
Wildaliz Bermudez
Larry Deutsch
Glendowlyn L. H. Thames
James Sanchez
Maly D. Rosado

Glendowlyn L. H. Thames, Council President
James Sánchez, Majority Leader
John Q. Gale, Assistant Majority Leader
Wildaliz Bermúdez, Minority Leader

Thomas J. Clarke II, Councilman
Larry Deutsch, Councilman
Claudine Fox, Councilwoman
Maly D. Rosado, Councilwoman
rJo Winch, Councilwoman

John V. Bazzano, Town and City Clerk

REPORT

September 24, 2018

Honorable Glendowlyn L. H. Thames, Council President
City of Hartford
550 Main Street, Room 208
Hartford, CT 06103

Dear Members of the Court of Common Council:

The Planning, Economic Development and Housing Committee meeting of the Court of Common Council of the City of Hartford met on September 4, 2018 at 5:30 pm in Council Chambers. Present were John Q. Gale, Chair, Glendowlyn L. H. Thames, Council President, Councilwoman Wildalez Bermudez, Councilwoman Maly D. Rosado and Councilman Larry Deutsch and non-committee members Councilman Thomas J. Clarke, II and Councilwoman Claudine Fox.

The following action was taken:

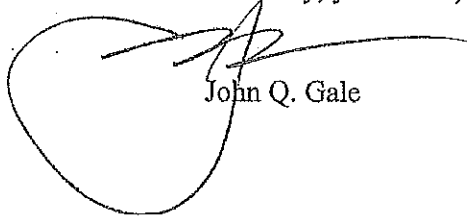
Motion by Councilwoman Bermudez and seconded by Councilman Deutsch to send back to Council with a *favorable* recommendation of Item No. 5 on the Agenda:

ORDINANCE AMENDING CHAPTER 28, ARTICLE X NEIGHBORHOOD REVITALIZATION OF THE MUNICIPAL CODE. (MAYOR BRONIN) (ITEM #14 ON AGENDA of August 13, 2018)

Vote 4-0 in favor of motion taken as follows:

Gale	- yes
Thames	- absent
Bermudez	- yes
Deutsch	- yes
Rosado	- yes
Sanchez	- absent

Sincerely, your chair,

A handwritten signature in black ink, appearing to be 'J. Q. Gale', with a large, loopy flourish extending from the bottom left.

John Q. Gale

Court of Common Council

CITY OF HARTFORD
550 MAIN STREET
HARTFORD, CONNECTICUT 06103



Planning, Economic Development, and Housing Committee

John Q. Gale, Chair
Wildaliz Bermudez
Larry Deutsch
Glendowlyn L. H. Thames
James Sanchez
Maly D. Rosado

Glendowlyn L. H. Thames, Council President
James Sánchez, Majority Leader
John Q. Gale, Assistant Majority Leader
Wildaliz Bermúdez, Minority Leader

Thomas J. Clarke II, Councilman
Larry Deutsch, Councilman
Claudine Fox, Councilwoman
Maly D. Rosado, Councilwoman
rJo Winch, Councilwoman

John V. Bazzano, Town and City Clerk

REPORT

September 24, 2018

Honorable Glendowlyn L. H. Thames, Council President
City of Hartford
550 Main Street, Room 208
Hartford, CT 06103

Dear Members of the Court of Common Council:

The Planning, Economic Development and Housing Committee meeting of the Court of Common Council of the City of Hartford met on September 4, 2018 at 5:30 pm in Council Chambers. Present were John Q. Gale, Chair, Glendowlyn L. H. Thames, Council President, Councilwoman Wildalez Bermudez, Councilwoman Maly D. Rosado and Councilman Larry Deutsch and non-committee members Councilman Thomas J. Clarke, II and Councilwoman Claudine Fox.

The following action was taken:

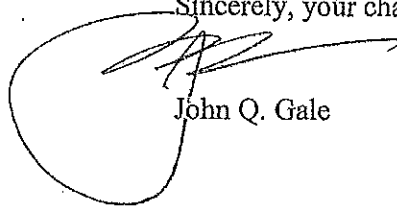
Motion by Councilwoman Thames and seconded by Councilwoman Bermudez to send back to Council with a *favorable* recommendation of Item No. 4 on the Agenda:

COMMUNICATION FROM MAYOR BRONIN, WITH ACCOMPANYING RESOLUTION CONCERNING THE APPOINTMENT OF GARY BAZZANO AS A REGULAR MEMBER OF THE PLANNING & ZONING COMMISSION. (ITEM #2 ON AGENDA of August 13, 2018)

Vote 5-0 in favor of motion taken as follows:

Gale	- yes
Thames	- yes
Bermudez	- yes
Deutsch	- yes
Rosado	- yes
Sanchez	- absent

Sincerely, your chair,

A handwritten signature in black ink, appearing to be 'John Q. Gale', written over a large, loopy circular flourish.

John Q. Gale



Luke A. Bronin
Mayor

August 13, 2018

Honorable Glendowlyn L.H. Thames, Council President, and
Members of the Court of Common Council
City of Hartford
550 Main Street
Hartford, CT 06103

RE: Appointment to Planning & Zoning Commission

Dear Council President Thames:

Attached for your consideration is a resolution confirming my appointment of Gary Bazzano as a regular member of the Planning & Zoning Commission.

The Planning & Zoning Commission is an essential part of Hartford City Government. The Commission is responsible for preparing and approving Hartford's Plan of Conservation and Development (One City, One Plan) at least every ten years. It prepares the City's Capital Improvement Program, reviews all resolutions and ordinances that relate to public land and buildings, and is the decision-making body for planning and zoning matters for the City of Hartford.

Gary Bazzano is a leasing professional, currently with Preston Leasing Corp. which specializes in high-end vehicles and vehicles utilized in the transportation industry. He has experience in financial analysis, capital expenditures, and budgeting and holds a degree in Marketing from Suffolk University in Boston. His community involvement includes membership on the Board of Governors of Grove Beach Point Association, terms as Chair and Secretary of the South Windsor Planning & Zoning Commission, and service as former Councilor and Deputy Mayor of the South Windsor Town Council. His resume is attached for your review.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Luke A. Bronin", followed by a horizontal line.

Luke A. Bronin
Mayor

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

GARY BAZZANO

1414 Asylum Ave. Hartford, Ct. 06105 ** 860-604-0500 **

garybazzano@me.com

Senior management professional with solid experience in dealing with all aspects of financial analysis. Instrumental in establishing budgets, capital expenditures, portfolio acquisitions, sales training, recruiting and marketing. Detail oriented and highly organized with a strong work ethic and excellent personal skills in dealing with new as well as established clients. Political experience includes yearly budgeting and approvals of ordinances along with leading a Planning and Zoning Commission through the process of regulatory practices and requirements in a timely fashion in order to develop smart growth throughout South Windsor.

KEY ACCOMPLISHMENTS

Increased sales within the company by 50% over a six year period; furthering growth to over a \$20 million company in 2003.

- Brought a company with negative cash flow and profitability to a positive cash flow by increasing sales and reducing expenditures
- Directed as Vice President, two companies which grew positively during tenure
- Researched and coordinated the acquisition of numerous other lease portfolios relating to Preston Leasing's scope of business, including financial credit analysis and ratings
- Served as a financial representative with 34 states in the area of sales tax control
- Expanded new business from single accounts to multiple accounts, contributing to the success of a \$22 million portfolio
- Developed corporations, ranging from travel agencies to nightclubs, including overseas logistics and reporting
- Sustained acceptable town budgets to keep taxes in check allowing for minimal tax increases along with working through many tough years of lower than usual revenues in order to keep town services intact and essential items such as public safety and education maintained.

PROFESSIONAL EXPERIENCE

Point Leasing LLC
2014-Present

Preston Leasing Corp.

Preston Leasing Corp is a boutique style leasing company that specialized in high-end vehicles along with vehicles utilized in the transportation industry.

Senior Vice President 1986-2014

- Led a sales team to increase portfolio size
- Responsible for the day-to-day operations including database management, portfolio control and sales volume
- Championed the acquisition of other fledgling portfolios in order to turn those portfolios into profitability

GARY BAZZANO, PAGE 2

EDUCATION

Suffolk University, Boston, MA, Bachelor of Science-Marketing

PROFFESIONAL MEMBERSHIPS

- Car and Truck Rental and Leasing Association (CATRALA), Board of Directors - Treasurer
- New England Livery Association (NELA)

POLITICAL EXPERIENCE

- South Windsor Planning and Zoning Commission, Past Chairman
- South Windsor Planning and Zoning Commission, Past Secretary
- South Windsor Town Council, Councilor- Former Deputy Mayor
- Grove Beach Point Assoc., Westbrook, CT, Board of Governors, Chairman,

INTRODUCED BY:
Luke A. Bronin, Mayor

COURT OF COMMON COUNCIL
City of Hartford, August 13, 2018

WHEREAS, The Hartford Planning and Zoning Commission is responsible for adopting the City's Plan of Conservation and Development, preparing the Capital Improvement Program, and making decisions on planning and zoning within the city, and

WHEREAS, The Commission is composed of seven regular members and three alternates and Mayor Luke A. Bronin has appointed Gary Bazzano as a regular member, now, therefore, be it

RESOLVED, That the Court of Common Council hereby confirms the appointment of the following individual to the Planning & Zoning Commission as follows:

Gary Bazzano (R) 1414 Asylum Avenue, Hartford 06105
Appointed to a term expiring on the first Monday in February 2020
(Replacing Anthony A. Koos)

Court of Common Council

CITY OF HARTFORD
550 MAIN STREET
HARTFORD, CONNECTICUT 06103



Glendowlyn L. H. Thames, Council President
James Sánchez, Majority Leader
John Q. Gale, Assistant Majority Leader
Wildaliz Bermúdez, Minority Leader

Thomas J. Clarke II, Councilman
Larry Deutsch, Councilman
Claudine Fox, Councilwoman
Maly D. Rosado, Councilwoman
Jo Winch, Councilwoman

John V. Bazzano, Town and City Clerk

Report

September 24, 2018

Honorable Glendowlyn L.H. Thames, Council President
City of Hartford
550 Main Street, Room 208
Hartford, CT 06103

Dear Members of the Court of Common Council:

The Public Works, Parks and Environment Committee held a meeting on September 5, 2018 at 5:30pm in Council Chambers to discuss the following referred item as reflected on the committee agenda.

The following were present: Committee Chairwoman Wildaliz Bermúdez and Assistant Majority Leader John Q. Gale.

Also present were, Councilwoman Claudine Fox, Julia Pistell, Michael Looney Interim Director of Public Works, Peggy Diaz from DEEP, Tom Swarr, Donna Swarr from PRAC, Ruth Bruno, Dave Rozza from Heaven Skatepark, David Bondendorf from MIRA, Mark Mitchell from ACOTE, Sam Kino from Blue Earth Compost, JoAnne Bauer, Jack Hale from the Tree Advisory Commission and other concerned citizens.

Item # 1

Resolution accepting as a gift the "Heaven Skatepark" steel sign pursuant to § 2(F) of the Charter of The City of Hartford and to waive § 2-178(B) of Municipal Code requiring approval of the signage's artistic merits and design by the Cultural Affairs Commission in addition to install the sign within 60 Days of the passage of this resolution. (Minority Leader Bermúdez)

After receiving communications from the Commission on Cultural Affairs and the Commission on Planning and Zoning a motion was made by Councilman Gale and seconded by Councilwoman Bermúdez to send this item, with a substitute resolution, to full Council with a favorable recommendation.

Votes Taken:

Chairwoman Bermúdez: Yes
Councilman Gale: Yes
Councilman Clarke II: Absent
Councilman Sánchez: Absent
Councilwoman Winch: Absent

Respectfully submitted,

A handwritten signature in black ink, appearing to be 'WB' or similar initials, with a stylized, cursive flourish.

Wildaliz Bermúdez
Chairwoman of Public Works, Parks and Environment Committee



SIGN REVIEW / HEAVEN SKATE PARK / 08/08/2018

Commission on Cultural Affairs, City of Hartford

On 07/28/18, Hartford City Council requested a review by the Commission on Cultural Affairs of a sign proposed for Heaven Skate Park. This request was made via email and included Wildaliz Bermudez of City Council, Donna Swarr of Parks and Recreation Advisory Commission, Dave Rozza and Craig Mergins representing Heaven Skate Park and the sign gifted to the City of Hartford, and John Bazzanno, Agnes Torres, Sixto Lazu from the City of Hartford. Subsequently, Richard Hollant, Chair of the Commission on Cultural Affairs, added Sarah Bronin of Planning and Zoning to the chain of communications.

Based on a review of the email communications, images of the sign supplied by Dave Rozza, and a review with Dave Rozza at the Commission on Public Affairs meeting on 08/08/2018, the commission has made the following observations and recommendations:

- The sign is substantial in size at approximately 5 feet x 1.5 feet atop two poles. When installed, the base of the sign would be set at 6-7 feet in elevation. All elements of the sign, from the skateboard deck to the wheels and installation poles are made of rusted metal to be coated with a fixative/protectant. This coating will render the sign black but will retain the physical texture of rust. Lettering on the sign suggests graffiti and has been cut from the sign creating a negative space feel to the design. Aesthetically, the Commission on Cultural Affairs finds this sign appropriate to Heaven Skate Park. Functionally, we don't anticipate it will solve the problem of properly and clearly identifying the skate park. Rather, it serves the purpose of "Signage as artifact." Dave Rozza informed the Commissioners that the sign would be supported by other, more convention signage in the future. The combination of the two signs—one for the public at large, and one with a more heraldic sensibility for the park users is appropriate to the nature of the skate park and the ability for the city to create spaces that can at once be designed for specific uses and broadcast an inclusivity to all. The Commission on Cultural Affairs is in support of this specific sign and especially supportive of the discussed sign system at Heaven Skate Park.
- Placement: currently, the placement of this sign has not been presented clearly. The aesthetic of this sign and its use of negative spaces would benefit from clear space (sky) behind it. We recommend the sign be installed so the letters are not obscured by objects, architecture, or other interference to the heroic stance of rough-hewn elements against clear sky. The Commission's endorsement of the sign is predicated on siting and installation in this manner.
- Concerns: The Commission on Cultural Affairs is not in a position to comment on public safety. We are, therefore flagging safety questions to be addressed by City Council, Parks and Recreation, and/or Planning and Zoning. Considering the jagged cut of the signage letters and the "rusted" quality of the overall sign, we are concerned that, at 6 feet high, park users can dangle from the sign and become injured. We think an 8 foot baseline would not as readily invite jumping up and hanging from the sign. Also, the Commission has not reviewed the sign from a structural security/engineering perspective. Our support for the sign aesthetic should not be construed as an endorsement of its structural integrity. We defer to other commissions for that verification.

Please let us know if we can be of any further assistance and if you have any questions on this review—

A handwritten signature in black ink, appearing to read "Richard Hollant". The signature is stylized with long, sweeping strokes.

Richard Hollant / Chair, Commission on Cultural Affairs, City of Hartford / 860 593 1871

1. Resolution: Site Plan Review

SITE PLAN APPROVAL OF ART AS SIGNAGE IN HEAVEN SKATE PARK

- WHEREAS,** The Planning and Zoning Commission has reviewed the installation of art as signage at 1029 Main Street, also known as Heaven Skate Park or Wexford Park; and
- WHEREAS,** Per section 3.3.3.D(2)(a) the commission shall review and approve, through the site plan review process of 1.3.3., the design of any and all pieces of [...] sculpture, signage programs, and artwork within any park, prior to such items being installed; and
- WHEREAS,** The proposed art consists of a skateboard approximately 5 feet long by 1.5 feet wide, that will have an overall height of approximately 6 to 7 feet tall once installed with the words "Heaven Skatepark" cut into the metal of the art; and
- WHEREAS,** The art is proposed at an appropriate location within the park; and
- WHEREAS,** The artwork is appropriate to the nature of Heaven Skate Park; and
- WHEREAS,** The proposed artwork in no way conflicts with the Plan of Conservation and Development; **NOW THEREFORE BE IT**
- RESOLVED,** The Planning and Zoning Commission has approved the installation of art as signage at 1029 Main Street, also known as Heaven Skate Park or Wexford Park subject to the following condition:
- 1) Installation engineering or other technical aspects of the art are subject to final approval by the Department of Public Works prior to installation.

BE IT FURTHER

RESOLVED, This twenty-eighth day of August, 2018.

SUBSTITUTE RESOLUTION
TO SUPPORT SKATE PARK SIGNAGE

INTRODUCED BY:
Minority Leader Wildaliz Bermúdez

Court of Common Council
City of Hartford September 24, 2018

WHEREAS, In 2009, the Hartford Court of Common Council empaneled the Skateboarding Task Force to study skateboarding and related activities in Hartford and make recommendations regarding the same; and

WHEREAS, In 2010, the Task Force recommended to the Council a repeal of the decades' old ban on a skateboarding on city sidewalks and roads, and the construction of a formalized skatepark in "Heaven" (also known as New Ross, Wexford County Park) the city's unofficial skatepark since the 1990s; and

WHEREAS, The Council accepted these recommendations and in July, 2014, the skatepark was completed; and

WHEREAS, Concurrent with the rise in the popularity of skateboarding at that location, Heaven also became a mecca for graffiti and hip hop; and

WHEREAS, Heaven has become vital to the cultural fabric of downtown Hartford and the City and region as a whole; attracting visitors from across the country and world; and

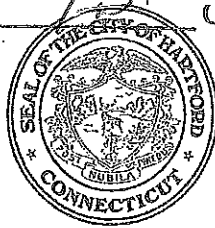
WHEREAS, In 2015, Heaven was the recipient of a Jet Blue grant for park beautification through Jose Camacho and the Friends of Heaven Skatepark; and

WHEREAS, As part of that grant, signage was commissioned in the form of a very cool, giant steel skateboard with "Heaven Skatepark" etched across it, created by Y Designs; and

WHEREAS, Due to bureaucratic inertia, the sign has never been installed; now, therefore, be it

RESOLVED, That the Court of Common Council accepts as a gift the "Heaven Skatepark" steel sign pursuant to § 2(f) of the Charter of the City of Hartford; and, be it finally

RESOLVED, That the Court of Common Council through the Mayor directs the Department of Public Works to install the sign within 60 days of the passage of this resolution.



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,

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

Luke A. Bronin
Mayor

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

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:
Councilman James Sanchez

COURT OF COMMON COUNCIL
City of Hartford, April 23, 2018

WHEREAS, The City has recently accepted funds from the Connecticut Department of Economic and Community Development (DECD). These funds have been allocated to the Police Department's Capital City Crime Center (C4). A portion of these funds will allow the C4 to purchase two (2) unmanned aircraft systems (drones) that will be used to limit police pursuits, assist police in apprehending fleeing criminals, and provide both surveillance and traffic calming measures for large scale events such as, but not limited to, parades, marathons, and festivals; and

WHEREAS, Drones will help decrease City liability by reducing the need for police vehicles to be involved in police pursuits. Drones will also be capable of following ATVs and dirt bikes so that location information can be provided to officers in the area once the vehicle(s) have stopped and the operators can be detained safely; now, therefore, be it

RESOLVED, That not later than ninety days after the Court of Common Council of the City of Hartford's approval of this resolution, the Hartford Police Department shall adopt and maintain a written policy that shall be consistent with both Federal and State of Connecticut statutes, protections afforded under the United States Constitution and State of Connecticut Constitution, relevant case law, and National best practices. Such policy shall be designed to protect citizens' civil rights and their right to privacy. In the interest of transparency, this policy will be posted on the Police Department's web site for public viewing; and be it further

RESOLVED, That not later than ninety days after the Court of Common Council of the City of Hartford's adoption of this resolution, the Hartford Police Department shall promulgate an unmanned aerial vehicle incident report form, which shall include, but not be limited to: the flight time; the reason for the flight, the time; date, and location of the flight; the name of the supervisor approving the deployment as well as the staff assigned to the deployment; and a summary of the activities covered, actions taken, and outcomes from the deployment; and be it further

RESOLVED, That not later than January thirty-first of each year, the Hartford Police Department shall prepare an annual report summarizing the information contained in each unmanned aerial vehicle incident report form. This annual report shall be available not later than January thirty-first of each year; and be it further

RESOLVED, That the Court of Common Council approves the regulations governing the use of unmanned aerial vehicles by the Hartford Police Department in accordance with the processes recommended by this resolution.

Introduced
by:

Councilman Thomas J. Clarke II

HEADING
AND
PURPOSE

**AN ORDINANCE AMENDING CHAPTER 2, SECTION 850 OF THE
HARTFORD MUNICIPAL CODE**

COUNCIL,

COURT OF COMMON

CITY OF HARTFORD

Date July 9, 2018

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

That Chapter Two, Article VIII of the Municipal Code be amended by changing Section 2-850 as follows:

Sec. 2-850. - Residency requirements.

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

(B) Definitions.

"Bona fide resident" is defined as [(1) An employee] a person who has a [Hartford] mailing address which is a street address in Hartford, not [. A] a post office address; [does not qualify as a bona fide Hartford address;] is. [(2) Be] a registered Hartford voter; and [(3) I]if the [employee] person owns a motor vehicle, has registered said motor vehicle [must be registered] at an address in the City of Hartford.

"Residence" is defined as the actual principal residence of the person, where he or she normally and usually eats and sleeps and maintains his or her normal personal household effects.

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

(D) The Department of Human Resources shall be responsible for determining and verifying the residence of employees.

This ordinance shall take effect upon adoption.

by:

THOMAS J. CLARKE II, COUNCILMAN

ITEM#

18

ON AGENDA

HEADING
AND
PURPOSE

AN ORDINANCE AMENDING CHAPTER 2, ARTICLE VI, DIVISION 4,
SECTION 2-352¹ OF THE HARTFORD MUNICIPAL CODE

COURT OF COMMON COUNCIL,
CITY OF HARTFORD

February 13, 2018

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

That Chapter 2, Article VI, Division 4, Section 2-352, of the Municipal Code of the City of Hartford be amended as follows:

Sec. 2-352. Compensation for nonunion and unclassified executive service classification.

(A) That there be a new nonunion and unclassified executive service, including elected officials, classification and compensation plan that is authorized under City Charter Chapters IV, V, and VII and new nonunion compensation plan for specified administrative series and public safety series classifications.

(B) The classification and compensation plans have been developed to expand the salary structure and ranges to accommodate future increments that may be necessary to recognize accomplishment, growth, recruitment and/or retainment of qualified individual for these positions.

(C) The compensation plan has been expanded to include four (4) additional classifications: Chief Information officer, director of emergency services and telecommunications, director of families, children, youth, and recreation and the City Treasurer.

(D) Effective July 1, 2018, the positions of Fire Chief, Police Chief and City Treasurer shall be paid the same annual rate of pay, which rate shall be fixed and included in the annual budget as approved by the Court of Common Council.

Ordinance shall take effect upon adoption.

Introduced by:

ITEM# 19 ON AGENDA

HEADING
AND
PURPOSE

Minority Leader Wildaliz Bermudez

AN ORDINANCE AMENDING CHAPTER 29 OF THE HARTFORD MUNICIPAL CODE.

COURT OF COMMON COUNCIL,
CITY OF HARTFORD

January 22, 2018

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

That Chapter 29, Article I of the Municipal Code of the city of Hartford be amended, adding Section 29-18, as follows:

Section 29-18. Use of unmanned aerial vehicles by the Hartford department of police.

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

Law enforcement officer means a member of the Hartford department of police, as described in section 29-1.

Unmanned aerial vehicle means any contrivance used or designed for navigation of or flight in air that is power-driven and operated without the possibility of direct human intervention from within or on the contrivance.

- (b) Except as provided in subsections (c) and (d) of this act or otherwise provided by law, no person, except a person performing his or her duties as a law enforcement officer, shall operate or use any computer software or other technology, including, but not limited to, an unmanned aerial vehicle, that allows a person, when not physically present, to release tear gas or any like or similar deleterious agent or to remotely control a deadly weapon, as defined in Chapter 950 Sec. 53a-3 of the general statutes, or an explosive or incendiary device, as defined in Chapter 943 Sec. 53-206b of the general statutes. Any person who violates this subsection may be issued a municipal citation. A person who is issued a citation shall be subject to a fine of one thousand dollars (\$ 1,000). Any person issued a citation for violating this subsection may within ten (10) days of receipt of the citation, appeal in writing to a citation hearing officer in accordance with section 1-5. This subsection shall be enforced by the Hartford chief of police.
- (c) No person who, as part of his or her duties as a law enforcement officer, operates an unmanned aerial vehicle, shall operate any such vehicle if such vehicle is equipped with tear gas or any like or similar deleterious agent or a deadly weapon, as defined in Chapter 950 Sec. 53a-3 of the Connecticut General Statutes, including, but not limited to, any explosive or incendiary device, as defined in Chapter 943 Sec. 53-206b of the Connecticut General Statutes. The provisions of this subsection shall not apply to a person who, as part of his or her duties as a law enforcement officer, operates an unmanned aerial vehicle that is equipped with explosive detection, detonation or disposal equipment, provided such law enforcement officer is authorized by the federal or state government to detect, detonate and dispose of explosives and is engaged in

such detection, detonation or disposal.

(d) No law enforcement officer shall operate an unmanned aerial vehicle, unless:

(1) A judge of the Superior Court or judge trial referee has issued a warrant in accordance with Chapter 959 Sec. 54-33a of the Connecticut General Statutes authorizing the use of an unmanned aerial vehicle;

(2) The individual who will be the subject of the information collected by the operation of an unmanned aerial vehicle has given advance written consent to such operation, provided such individual is on property that is not owned or operated by a governmental entity that is open for public use, including, but not limited to, parks, streets or sidewalks;

(3) The owner of the property that will be the subject of the information collected by the operation of an unmanned aerial vehicle has given advance written consent to such operation;

(4) The law enforcement officer has probable cause to believe that a criminal offense has been, is being or will be committed and exigent circumstances exist that make it unreasonable for the law enforcement officer to obtain a warrant authorizing the use of an unmanned aerial vehicle;

(5) The operation is pursuant to training activities conducted by the law enforcement officer while on land owned or leased by the federal or state government and does not occur in an area that is substantially populated; or

(6) The operation is used to reconstruct or document a specific crime or accident scene.

(e) An individual or privately owned property shall be considered to be the subject of information collected by the operation of an unmanned aerial vehicle if the information allows the identity of the person or the privately owned property to be ascertained or if the law enforcement officer operating the unmanned aerial vehicle acknowledges such individual or such property was the subject of the information.

(f) Information that was collected through the operation of an unmanned aerial vehicle that concerns an individual or privately owned property that was the subject of a warrant may be retained pursuant to the warrant.

(g) Information that was collected through the operation of an unmanned aerial vehicle pursuant to subdivision (2) or (3) of subsection (d) of this section that concerns an individual or privately owned property may be retained pursuant to the terms specified in such advance written consent.

(h) (1) Information that was collected through the operation of an unmanned aerial vehicle pursuant to subdivision (4), (5) or (6) of subsection (d) of this section that concerns an individual or privately owned property shall be reviewed by the Hartford department of police not later than thirty days from the date of collection. The collected information shall be destroyed or modified pursuant to subdivision (2) of this subsection or retained pursuant to subdivision (3) of this subsection.

(2) If such information allows the identity of an individual or privately owned property to be ascertained and there is no probable cause to believe that an offense was committed by the individual or on the property, the Hartford department of police (A) shall destroy such information not later than forty-eight hours after such review, or (B) shall permanently modify such information so that the identity of such individual or such property cannot be ascertained, and, after such modification, may retain the modified information for a period of not more than five years from the date of

collection and, after such retention, shall destroy the modified information.

(3) If such information allows the identity of an individual or privately owned property to be ascertained and there is probable cause to believe that an offense was committed by the individual or on the property, the Hartford department of police may retain such information for a period of not more than five years from the date of collection and, after such retention, shall destroy such information, except that, if a warrant is issued in accordance with Chapter 959 Sec. 54-33a of the Connecticut General Statutes of the general statutes based in part on such information, such information may be retained pursuant to the warrant.

(4) No information subject to the provisions of this subsection that is not destroyed, modified or retained in accordance with subdivision (2) or (3) of this subsection, shall be admitted into evidence or otherwise considered by any court or agency, body or committee of this state or any political subdivision thereof.

- (i) (1) Not later than ninety days after the Court of Common Council of the City of Hartford's adoption of this section, the Hartford department of police shall adopt and maintain a written policy that meets or exceeds the policies set forth in this section.

(2) Not later than ninety days after the Court of Common Council of the City of Hartford's adoption of this section, the Hartford department of police shall promulgate an unmanned aerial vehicle incident report form, which shall include, but not be limited to, the collection of the following data: (1) The date the unmanned aerial vehicle was operated, (2) the type of such operation as categorized in the policy adopted pursuant to subsection (i) of this section, (3) the zip code or zip codes where the unmanned aerial vehicle was operated, (4) whether the unmanned aerial vehicle was operated pursuant to a warrant, (5) whether a property owner gave advance written consent to such operation, (6) whether the type of information collected through the operation of the unmanned aerial vehicle provided reasonable and articulable suspicion that a criminal offense was being committed, and (7) whether an arrest or arrests were made. The unmanned aerial vehicle incident report shall be completed each time an unmanned aerial vehicle is used by a law enforcement officer.

- (j) Not later than January thirty-first of each year, the Hartford department of police shall prepare a report that includes, but need not be limited to: (1) The number of times the Hartford department of police operated an unmanned aerial vehicle in the preceding calendar year, (2) the type of such operation as categorized in the policy adopted pursuant to subsection (i) of this section, (3) the zip code or zip codes where the unmanned aerial vehicle was operated, (4) whether the unmanned aerial vehicle was operated pursuant to a warrant, (5) whether a property owner gave advance written consent to such operation, (6) the number of times the type of information collected through the operation of an unmanned aerial vehicle provided reasonable and articulable suspicion that a criminal offense was being committed, and (7) the number of times an arrest was made during or after the operation of an unmanned aerial vehicle in direct response to the operation of an unmanned aerial vehicle by a law enforcement officer. The Hartford department of police shall make such report available on the Hartford department of police's Internet web site not later than January thirty-first of each year.

- (k) The Hartford department of police shall make any application to acquire surveillance technology, including, but not limited to, unmanned aerial vehicles, or to acquire funds to purchase surveillance technology, including but not limited to, unmanned aerial vehicles, available for review by the Court of Common Council of the City of Hartford and the public no less than thirty days prior to a public hearing on such application.

Such applications shall include, but not be limited to, applications to acquire surveillance technology from the program authorized by Section 1033 of the National Defense Authorization Act of 1997, and for funds under the Edward Byrne Memorial Justice Assistance Grant program to acquire surveillance technology. The Court of Common Council of the City of Hartford shall hold such public hearing not fewer than thirty days prior to the department's submission of the application and shall provide legal notice, published at least once not less than two weeks prior to such hearing in a newspaper having general circulation in the City of Hartford, of such hearing. Approval of the application by the Court of Common Council of the City of Hartford is required prior to submission of the application.

Ordinance shall take effect upon adoption.



Luke A. Bronin
Mayor

August 13, 2018

Honorable Glendowlyn L.H. Thames, Council President, and
Members of the Court of Common Council
City of Hartford
550 Main Street
Hartford, CT 06103

RE: Southwest/Behind the Rocks NRZ Strategic Plan

Dear Council President Thames:

Attached for your consideration is an ordinance amending Chapter 28, Article X of the Municipal Code in order to adopt the NRZ Strategic Plan (Plan) for the Southwest/Behind the Rocks Neighborhood Revitalization Zone.

The NRZ Planning Committee was formed in 2013 and its bylaws are included in the Plan. The Committee led the neighborhood in developing the NRZ Strategic Plan in accordance with Connecticut General Statutes Section 7-600 and the "Neighborhood Revitalization Zone Strategic Plan Guidelines" issued by the CT Office of Policy & Management. The Plan was approved by the NRZ on December 12, 2017 and was then submitted to the Hartford Planning & Zoning Commission for review. The Commission passed a resolution on June 12, 2018 endorsing the Plan. The report by the P&Z staff, which summarizes the objectives of the Plan, and the endorsement resolution are attached for your information. The full NRZ Strategic Plan is also attached for your review.

Respectfully submitted,

A handwritten signature in black ink, appearing to be "LB", followed by 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 28, ARTICLE X NEIGHBORHOOD
REVITALIZATION OF THE MUNICIPAL CODE OF THE CITY OF HARTFORD.**

COURT OF COMMON COUNCIL,
CITY OF HARTFORD

August 13, 2018

Be It Ordained by the Court of Common Council of the City of Hartford that Chapter 28, Section 28-196 be amended to adopt the Strategic Plan of the Southwest/Behind the Rocks Neighborhood Revitalization Zone.

ARTICLE X. - NEIGHBORHOOD REVITALIZATION

Sec. 28-196. - Neighborhood revitalization zone committees.

There are hereby created, pursuant to G.S. § 7-600 the following neighborhood revitalization zone committees. The membership of each committee shall comply with the requirements of G.S. § 7-600 and their by-laws, as adopted and as hereafter may be properly amended. Such membership shall reflect the composition of the neighborhood revitalization zones and shall include, but not be limited to, tenants, property owners, community organizations, institutions and businesses. A majority of the members shall be residents of the neighborhood. Each neighborhood revitalization committee shall exercise, in accordance with G.S. § 7-600 et seq. and as may be amended, all of the powers and duties conferred by state law on such neighborhood revitalization zone committee.

The revitalization zone committees are: Parkville Revitalization Association, Asylum Hill Revitalization and Problem Solving Committee, South Green Revitalization Zone Committee, the Coalition to Strengthen the Sheldon/Charter Oak Neighborhood, Maple Avenue Revitalization Group, Northeast Revitalization Association, Southend Neighborhood Revitalization Association, Upper Albany Revitalization Zone Organization, Clay Arsenal Revitalization Association, West End Civic Association Neighborhood Revitalization Zone, Blue Hills Neighborhood Revitalization Zone, South Downtown Neighborhood Revitalization Zone, [North Frog Hollow Neighborhood Revitalization Zone, and] Frog Hollow [South] Neighborhood Revitalization Zone, and Southwest/Behind the Rocks Neighborhood Revitalization Zone. The Court of Common Council hereby approves the strategic plans filed with the City Clerk by these committees on the following dates. These plans will serve as a guide for City and neighborhood actions.

Asylum Hill NRZ: December 20, 2009, amending plan filed November 15, 1999

Parkville NRZ: December 28, 2010, amending plan filed November 15, 1999

South Green NRZ: December 3, 1999

Sheldon/Charter Oak NRZ: January 18, 2008, amending plan filed March 28, 2000

Maple Avenue Revitalization Group: September 10, 2012, amending plan filed July 5, 2001

Northeast Revitalization Association: August 29, 2001

Southend Neighborhood Revitalization Association: August 29, 2001

Upper Albany Revitalization Zone Organization: October 3, 2001

Clay Arsenal Revitalization Association: October 3, 2001

West End Civic Association NRZ: September 10, 2012, amending plan filed January 14, 2002

Blue Hills NRZ: April 17, 2002

South Downtown NRZ: May 22, 2002

North Frog Hollow NRZ: February 5, 2003

Frog Hollow South NRZ: April 9, 2003

Frog Hollow NRZ: April 6, 2011

Southwest/Behind the Rocks NRZ: August 13, 2018

Each neighborhood revitalization zone committee shall submit a report on implementation of their strategic plan to the Mayor, Hartford Court of Common Council, and the Secretary of the Connecticut Office of Policy and Management at intervals of six (6) months in the first year after adoption of this section and annually thereafter. Such report shall include any revisions that do not materially change the adopted strategic plan.

Each neighborhood revitalization zone committee shall adopt by-laws which shall include, at a minimum, the following provisions:

Members. Membership shall include representation of tenants, property owners, businesses and community organizations in accordance with G.S. § 7-600 et seq. A majority of members must reside within the boundaries of the neighborhood revitalization zone. The Mayor will appoint a representative who shall be a full member of the committee.

Meetings. An annual meeting shall be held to elect the members of the neighborhood revitalization zone committee. The time and place of all regular meetings for a calendar year shall be filed with the City Clerk no later than January 31 of the calendar year and notice shall be published in a newspaper in general circulation as stated in G.S. § 7-600 et seq. The City will pay for reasonable costs of publishing such notice. Any committee member, except for the Mayor's representative, who is absent from three (3) regular meetings in one (1) calendar year may be replaced in accordance with committee by-laws. All meetings shall be held within the boundaries of the neighborhood revitalization zone or in city hall. The City shall provide space in a municipal facility for neighborhood revitalization zone meetings if requested by the neighborhood revitalization zone committee. All neighborhood revitalization zone committee meetings shall be open to the public.

Minutes and notices of meetings. Each neighborhood revitalization zone committee

shall appoint or elect a secretary who shall be responsible for maintaining written records for the neighborhood revitalization zone committee. The secretary shall be responsible for keeping minutes of every neighborhood revitalization zone committee meeting and delivering notices for every meeting. Once approved by the neighborhood revitalization zone committee, minutes shall be filed with the City Clerk. The minutes shall include a tabulation of those committee members present as well as those who were absent. A meeting notice and agenda for each regular meeting shall be delivered or mailed to each committee member at least three (3) business days prior to the meeting. Notice of a special meeting shall be filed with the City Clerk and delivered to the residence of every committee member at least twenty-four (24) hours prior to the commencement of the special meeting.



Luke A. Bronin
Mayor

August 13, 2018

Honorable Glendowlyn L.H. Thames, Council President, and
Members of the Court of Common Council
City of Hartford
550 Main Street
Hartford, CT 06103

RE: Appointment to the Permanent Commission on the Status of Hartford Women

Dear Council President Thames:

Attached for your consideration is a resolution confirming my appointment of Tammy Y. Leach as a member of the Permanent Commission on the Status of Hartford Women.

The purpose of the Commission is to assist in the elimination of gender-based discrimination and help improve the status of women in Hartford. The Commission is charged with studying the conditions of Hartford women and making findings and recommendations to the Mayor and Council. The Commission has 20 seats and members serve two-year terms.

Ms. Leach is employed by the Office of the State Treasurer and is a resident of the Northeast Neighborhood. Her community involvement includes being a member of Voices of Women of Color where she is assisting with the implementation of legislation improving the welfare of formerly incarcerated persons. Her resume is attached for your review.

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

Tammy Y. Leach
110 Martin Street Unit 2, Hartford CT 06120
tleach952@gmail.com 860-895-7373

Objective To incorporate the skills and knowledge I have obtained through life experience and education towards Human Service that will serve as a foundation to help individuals who are less fortunate and incapable to help themselves.

Experience

Office of the State Treasurer 55 Elm Street, Hartford, CT 8/17/90-Present

Secretary

- Managed daily activities for seven people within the Claims Unit composing of hearing memos, correspondence letters, and other secretarial functions.
- Responsible of the maintenance of the budget expenses for mileage reimbursements and other incoming mileage expenses.
- Monitor and operate the incoming of new and existing claimants under various statutes while performing basic secretarial functions.
- Maintain billing and expense orders of supplies for two departments within the Core-CT software program
- Train and supervise lower-level employees basic clerical procedures and functions
- Assisted Assistant Treasurer of secretarial duties

Office Assistant

- Maintained and handled new and existing claim correspondence for the Reimbursement Unit utilizing basic clerical functions.
- Responsible for incoming phone calls and assigning them to the appropriate person.
- Responsible for maintaining Excel spreadsheets for COLA adjustments of claimants benefits.

Clerk-Typist

- Responsible for the basic clerical functions of the Clerical Unit which are creation of new files, file retrieval, and basic filing.
- Responsible for incoming phone calls for the department as well as basic receptionist duties.

Education

Capitol Community College 950 Main Street, Htfd. March 23,2018

Grant Writing for Beginners

An 8-hour introductory course of basics of grant writing. Received certificate of completion.

Division of Public Defenders 101 Lafayette St. Htfd. 8/2016-12/2016

Four month fall internship of extensive knowledge of the judicial system of the structuring and regulating process of persons who commit crimes. Interaction with the departments of Investigations, Social Work and Public Defenders of daily court cases

Springfield College (SHS) Alden Street Springfield, MA 9/2009-6/2011

A two-year Degree-credited college providing non-traditional curriculum towards a Bachelor in Human Services.

Major Courses: Psychology, Behavioral Health and Criminology

Capital Community College 950 Main Street Hartford, CT. 9/2008-6/2009

Enrolled in a Non-Degree program of credited courses

English Composition, Psychology 101, Principles of Management, and Keyboarding

I

Capital Community College 950 Main Street Hartford, CT 3/2008-5/2008

Spanish 101:

A three-month in-depth workshop teaching the basic structure and pronunciation of Spanish. The workshop offered extensive vocabulary, use of verb tense and proper verb conjugation. Received a certificate of completion.

Church Academy Main Street Hartford, CT Jan. 90 – June 90

Five-month course receiving basic skill fundamentals within the Secretarial field.

Skills such as computer training, typing, and proper telephone skills.

Received certificate of completion.

A.I. Prince Reg. Voc. Tech. Hartford, CT Jan. 1984-June 1987

Four-year general academic curriculum with specialized trade of Hairdressing and Cosmetology.

Received high school diploma and license for Hairdressing and Cosmetology.

Organizations

Voices of Women of Color 141 Ridgefield Street, Hartford 2/2018-Present

Focus on Criminal Justice Reform of assisting with the implementation of legislation benefitting the welfare of formerly incarcerated persons. Assist in empowering women of color for the betterment of the community.

St. Gerard's Center for Life, Main Street, Hartford, CT 3/2008-6-2008

Provided assistance for women of all ages who were pregnant and/or with children the resources for their needs. Duties were intake and referrals; provide clothing and food, and screening incoming phone calls.

INTRODUCED BY:
Luke A. Bronin, Mayor

COURT OF COMMON COUNCIL
City of Hartford, August 13, 2018

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

WHEREAS, The Mayor has appointed Tammy Y. Leach to the commission, now, therefore, be it

RESOLVED, That the Court of Common Council hereby confirms the appointment of the following individual as a member of the Permanent Commission on the Status of Hartford Women:

Tammy Y. Leach (U) 110 Martin Street, Unit 2, Hartford 06120
For a term expiring on September 1, 2020
(Replacing Khadija Abdul Salaam)

Introduced by:
Sponsored by:

Councilman Larry Deutsch
Minority Leader Wildaliz Bermúdez
Councilman Thomas J. Clarke II
Councilwoman Claudine Fox
Councilman John Q. Gale
Majority Leader James Sánchez

**HEADING
AND
PURPOSE**

AN ORDINANCE AMENDING CHAPTER IV, SECTION 17-87 – 17-101 OF THE
HARTFORD MUNICIPAL CODE

COURT OF COMMON COUNCIL,
CITY OF HARTFORD

September 24, 2018

Be It Hereby Ordained by the Court of Common Council of the City of Hartford that Chapter 4, section 17-87 -17-101, of the Municipal Code of the City of Hartford is hereby amended to include the following ordinance:

Sec.17-87. An Ordinance raising minimum age for sale and distribution of tobacco/nicotine products

Sec. 17-88. - Purpose

Tobacco use is the foremost preventable cause of premature death in the United States, responsible for more than half a million deaths per year in the United States and costing the nation approximately \$300 billion in healthcare and lost worker productivity costs each year; and

- (1) About ninety-five percent (95%) of all adult smokers began smoking before age twenty-one (21), and adolescence is a critical period when smokers move from experimental smoking to addictive, daily use;
- (2) There is strong evidence that those who begin smoking at an early age are more likely to develop a severe addiction to nicotine than those who start at a later age;
- (3) Electronic nicotine delivery system use among adolescents has recently tripled, and use of these systems are associated with and clearly encourage the use of conventional tobacco products;
- (4) Raising the minimum legal sale and distribution age for all tobacco products to twenty-one (21) reduces access to these products by youth, as teens often acquire such products

from social networks, including older friends: the vast majority of those providing nicotine and tobacco products for youth 17 and under are themselves between eighteen (18) and twenty (20) years old and are able to purchase legally.

- (5) Select findings from the 2017 Connecticut School Health Survey, known nationally as the Youth Tobacco Survey (YTS), reflect over one-third of Connecticut high school students (nearly 59,000) report having ever tried some form of tobacco, and current tobacco use is reported at 17.9%.
- (6) The YTS survey shows the vast majority of youth are using flavored tobacco products, e-cigarettes and vaping devices, and although cigarette smoking has decreased among Connecticut youth, the use of electronic cigarettes and vaping devices continues to increase at an alarming rate, with current use reported at 14.7%, and shows usage increasing with age. Studies have shown that this type of nicotine use by teens increases their risk of also using combustible tobacco.
- (7) When asked how they accessed these products, the majority of youth surveyed (59.3%) reported they obtained their e-cigarettes from a friend.
- (8) The Connecticut Department of Revenue Services lists 240 licensed tobacco retailers within Hartford city limits, a density that, based on the population of Hartford, is 1.5 times higher than the U.S. density rate. The list of retailers does not include all the retailers who may sell vape products exclusively and not tobacco, so this density is likely higher. Greater density and higher numbers of tobacco retailers have been associated with higher rates of smoking among youth.

The Institute of Medicine predicted in a 2015 report that raising the minimum legal sales age for tobacco products to 21 nationwide will have a substantial positive impact on public health and provide long-term declines in smoking rates by reducing tobacco initiation among adolescents aged 15 to 17 by twenty-five percent (25%) and overall prevalence of tobacco use by twelve percent (12%). This report also projects that 4.2 million young people alive today would be protected from premature death related to tobacco use as a result of raising the minimum legal sales age for tobacco products to 21.

Sec. 17-89. - Definitions

For the purpose of this title, the following definitions shall apply:

Tobacco product means any product that is made from or derived from tobacco, or that contains nicotine, that is intended for human consumption or is likely to be consumed, whether smoked, heated, chewed, absorbed, dissolved, inhaled or ingested by any other means, including, but not limited to, a cigarette, a cigar, pipe tobacco, chewing tobacco, snuff, or snus. *Tobacco product* also means electronic smoking devices, including any device that can be used to deliver aerosolized or vaporized nicotine or any other substance to the person inhaling from the device, and any component or accessory used in the consumption of a tobacco product, such as filters,

rolling papers, pipes, e-cigarettes, e-cigars, e-pipes, vape pens, e-hookahs and liquids used in electronic smoking devices, whether or not they contain nicotine. Tobacco product does not include drugs, devices, or combination products authorized for sale as proven cessation products by the U.S. Food and Drug Administration, as those terms are defined in the Federal Food, Drug and Cosmetic Act.

Sale or sell means selling, giving, bartering, exchanging, delivering, or otherwise distributing tobacco products, unless the person is delivering or accepting delivery in such person's capacity as an employee. Sale or sell also includes offers to sell, barter, or exchange.

Retailer means any person or business that owns, operates, or manages any place at which tobacco products are sold. *Retailer* also includes any person or business that is required to purchase a dealer's license under CT Gen Stat § 12-287.

Sec. 17-90. - Licensing

Each retailer engaging in the sale of tobacco products, at each location conducting sales in the city, shall secure a license from the Hartford Department of Health and Human Services before engaging or continuing to engage in such business. An application for a license shall contain the full name of the application, the applicant's business address and telephone number, the name of the business for which the license is sought, and any additional information the city deems necessary.

Such license shall be renewed annually and valid for a period beginning with the date of license to the first day of January next succeeding the date of the license unless sooner revoked as allowed by penalties in this article, or unless the retailer to whom it was issued discontinues business, in either of which cases the holder of the license shall immediately return it to the Hartford Department of Health and Human Services. A license shall not be transferred from one retailer to another or from one location to another.

A license shall be displayed at all times and shall be exhibited to any person upon request. In the event of mutilation or destruction of such license, a duplicate copy, marked as such, shall be issued by the Hartford Department of Health and Human Services upon application accompanied by a fee set by the Hartford Department of Health and Human Services.

No license shall be issued or renewed to an establishment unless the retailer signs a city form stating that the retailer has provided training to all employees on the sale of tobacco products and such training includes information that the sale of tobacco products to a person under 21 years of age is illegal, what proof of age is legally acceptable, and that a sale to a person under 21 years of age can subject the retailer to a monetary fine.

No license shall be issued to a person under 21 years of age.

Sec. 17-91. - License Fee

The fee for a license to sell tobacco products shall be set by the Hartford Department of Health and Human Services and thereafter annually reviewed by the department and approved by the city council as a part of the budgetary process. If, for any reason, such fees for license are not approved by the city council annually, the fees for the preceding year shall continue in full force and effect until changed by city council.

The license fee should cover the administrative cost for the licensing program, retailer education and training, retail inspections and enforcement costs, including the conduct of unannounced compliance checks, but should not exceed the cost of the regulatory program authorized beyond this article.

Licensing fees are due at the time of application and are not refundable. A license cannot be renewed if the licensee has outstanding fines pursuant to this article.

Sec. 17-92. - Minimum Legal Sales Age

No retailer or retailer's agent or employee shall give, sell, or otherwise distribute any tobacco product to any person under twenty-one (21) years of age.

The person selling any tobacco product must examine the identification card issued in accordance with the provisions of CT Gen Stat § 1-1h for anyone who appears to be under the age of 30 and verify proof of age demonstrating the recipient is at least twenty-one (21) years of age before selling any tobacco product.

- (1) That a person appeared to be over the age of twenty-one (21) shall not constitute a defense to a violation of this section. If a person fails to provide such proof of age, such retailer or retailer's agent or employee shall not sell any tobacco product to the person.

Sec. 17-93. - Signage

"The Sale of Tobacco or Nicotine Products or Devices to Persons Under 21 is Prohibited" signs shall be legibly printed in letters at least one-half inch high and shall be posted clearly and conspicuously in every location where the products are available for purchase. Signage shall be in multiple languages as needed to be consistent with other facility postings.

Selling tobacco products in any place that does not have a sign posted in a conspicuous place to a person under twenty-one (21) years of age is prohibited by law and punishable consistent with this article.

Sec. 17-94. - Enforcement

- (a) This article shall be enforced by the Hartford Department of Health and Human Services or its authorized designees.
- (b) The health department, fire department, license and inspection division of development

services, or their respective designees shall, while an establishment is undergoing otherwise mandated inspections, inspect for compliance with this article.

- (c) An owner, manager, operator, or employee of an establishment regulated by this article shall inform persons violating this article of the appropriate provisions thereof.
- (d) Any citizen who desires to register a complaint under this article may initiate enforcement by the Hartford Department of Health and Human Services.
- (e) Hartford Department of Health and Human Services shall be responsible to conduct, or have conducted on its behalf, at least two under-age youth-based, unannounced compliance checks per retailer per year. Random re-inspections of all non-compliant retailers are required within three (3) months of any violation of this article.
- (f) The result of these compliance inspections shall be published on the Hartford Department of Health and Human Services website at least annually.

Sec. 17-95. - Violations and Penalties

Any retailer who violates any of the provisions in this article shall be guilty of an infraction and subject to a civil penalty fine no less than \$250 for each infraction. Each violation, and every day in which a violation occurs, shall constitute a separate and distinct infraction. The decision that a violation has occurred shall be in writing mailed or emailed to the retailer by the Hartford Department of Health and Human Services, which notice should specify the article and section with which the retailer is in violation no later than thirty (30) days from the date of the violation.

A license issued under this article may be denied, suspended, or revoked by the Hartford Department of Health and Human Services through written notice should the retailer or retailer's agent, directly or indirectly:

- (1) Sell tobacco products to any person under the age of twenty-one (21).
 - a) The license of a licensee who has sold tobacco products to persons under age twenty-one (21) on two (2) separate occasions within a three-year period shall be suspended for a minimum of seven (7) days.
 - b) The license of a licensee who has sold tobacco products to persons under age twenty-one (21) on three (3) separate occasions within a three-year period shall be suspended for a minimum of thirty (30) days.
 - c) The license of a licensee who has sold tobacco products to persons under age twenty-one (21) on four (4) separate occasions within a three-year period shall be revoked.
 - d) All tobacco products shall be removed from the premises upon suspension or revocation of a tobacco retail sales license. Failure to remove shall constitute a separate violation punishable by a fine to be set by the Hartford Department of Health and Human Services for each and every day of noncompliance.
- (2) Fail to post signage as required.

- (3) Fail to pay fines issued in accordance with this Chapter.
- (4) Have a license revoked within the preceding 12 months of the date of application.
- (5) Fail to provide required information on the application or provide false or misleading information.
- (6) Violate state or local tobacco product sales and use laws.
- (7) Conduct business in violation of this article.

All fees and fines collected from licensing and infractions of this article are to be deposited into a "Tobacco Enforcement and Education Fund" administered by the Hartford Department of Health and Human Services, to be reinvested for enforcement, community education, and efforts to improve compliance with state and local tobacco product sales and use laws.

Sec. 17-96. - Appeals

Retailers have the right to appeal civil penalties in accordance with this section. In the case of violation, the department shall provide the retailer with a written notice. The written notice shall be provided by certified mail, return receipt requested, or by hand delivery, or by email. If the notice is returned because of failure of delivery, the department shall either send the notice by certified mail to the address listed on the application, or conspicuously post the notice at an entrance of the retailer. In either case, the notice shall be deemed to have been received on the date it was mailed or posted.

The notice shall state that the retailer may obtain a hearing under this rule if a written request for a hearing is mailed or hand-delivered to the department's address specified in the notice, within ten (10) days after the affected retailer receives or is deemed to have received the notice.

Upon receiving a timely hearing request, the department shall schedule a hearing before a board or a hearing officer designated by the director. If the director provides a hearing officer, that officer shall not have participated in any manner in the decision to take the action against the retailer.

The department shall mail or hand-deliver notice of the date, time, and place of the hearing to the retailer no less than ten (10) days before the scheduled date. The department may additionally post the notice of hearing at the entrance of the retailer.

The retailer and the department each shall have one (1) opportunity to reschedule the hearing date upon specific request to the other party. Any other postponements of the hearing shall be by agreement of the department, the retailer, and the hearing officer, if one is designated.

At the hearing, the retailer shall have the opportunity to present its case orally or in writing. If the department has designated a hearing officer, a member of the department does not have to be present at the hearing.

If the hearing is before a hearing officer, he or she shall prepare a written recommendation as to the validity of the department's action, which shall rest solely on the evidence presented at

the hearing and the statutory and regulatory provisions governing the department's action. The hearing officer shall describe the basis for his or her recommendation, but need not prepare a full opinion or formal findings of fact and conclusions of law. The hearing officer shall mail by certified mail, return receipt requested, or hand-deliver the recommendation to the department and to the retailer, within ten (10) business days following the date of the hearing. Either party may file objections to the recommendation provided that the objections are received by the department within five (5) days of receiving a copy of the recommendation.

After reviewing any timely objections, the director may take additional evidence or approve, modify, or disapprove the recommendation and shall enter an order in the record of department proceedings.

If the department does not receive a timely request for hearing, the director may enter immediately an order as proposed in the notice.

Sec. 17-97. - Public Education.

The Hartford Department of Health & Human Services shall engage in a continuing public health education program to explain and clarify the purposes and requirements of this article to citizens affected by it, and to guide retailers, owners, operators, and managers in their compliance. The program may include publication of a brochure for affected retailers explaining the provisions of article and signage mandated by this article.

Sec. 17-98. - Rulemaking Authority

The Hartford Department of Health & Human Services is hereby authorized to promulgate rules and regulations to carry out the purpose and intent of this article in order to protect the public health, safety and welfare.

Sec. 17-99. - Liberal Construction

This article shall be liberally construed so as to further its purposes.

Sec. 17-100. - Severability

The provisions of this section are hereby declared severable, and if any provision, clause, sentence, or paragraph of this section or the application thereof to any person or circumstances held by a court of competent jurisdiction to be unconstitutional or otherwise invalid, such a ruling shall not affect the other parts of this section that can be given effect.

Sec. 17-101. Effective Date

This ordinance shall take effect upon adoption, and the Hartford Department of Health and Human Services or its authorized designees shall implement the licensing, enforcement, and public education requirements within one hundred and eighty (180) days from the date of adoption.