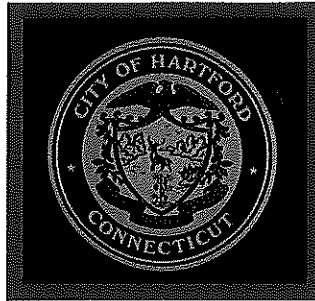


Court of Common Council



AGENDA

MEETING NOVEMBER 13, 2018

7:00 P.M.

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



AGENDA
MEETING OF THE COURT OF COMMON COUNCIL
November 13, 2018

ACTION TAKEN

COMMUNICATIONS

1. MAYOR BRONIN, with accompanying resolution confirming the appointment of Frederick-Douglas Knowles II as Hartford's first Poet Laureate.
2. MAYOR BRONIN, with accompanying resolution confirming the appointment of Jeffry A. Stewart as a member of the Hartford Housing Authority.
3. MAYOR BRONIN, with accompanying resolution authorizing the City to apply for and accept Ryan White Part A grant funds.
4. MAYOR BRONIN, with accompanying resolution authorizing the preparation of plans and specifications and authorizes the Hartford Public Schools to file a school construction grant application with the State of Connecticut Office of School Construction Grants and Review for the BOE Relocation Project.
5. MAYOR BRONIN, Communication with Submission of FY 2018 Fourth Quarter Financial Report.
6. MAYOR BRONIN, with accompanying resolution approving renovations at Burns School and authorizing the Board of Education to file a school construction grant application with the State of Connecticut Office of School Construction and Grant Review for the Burns School renovation project.
7. MAYOR BRONIN, with accompanying resolution authorizing the City to accept a donation of \$2,500 from The Nature Conservancy.
8. MAYOR BRONIN, with accompanying resolution authorizing the approval of Bond Issue for Public Finance Authority for Zion Park Apartments Solely for Tax purposes.
9. HEALTH AND HUMAN SERVICES COMMITTEE, Communication discharging the Committee from reporting on resolution supporting the efforts of ice cream for a dream to raise and/or secure at least \$10,000 for a continuation of operations for upcoming and future seasons.
10. LEGISLATIVE AFFAIRS COMMITTEE, Communication concerning the interviewed of Frederick-Douglas Knowles proposed Hartford first Poet Laureate.

REPORTS

11. HEALTH AND HUMAN SERVICES COMMITTEE, with accompanying substitute resolution authorizing the Mayor to accept a three-year grant from the U.S. Department of Housing and Urban Development (HUD) through its Office of Healthy Homes and Lead Hazard Control.

FOR ACTION

12. Resolution supporting the efforts of ice cream for a dream to raise and/or secure at least \$10,000 for a continuation of operations for upcoming and future seasons.
13. Substitute resolution with accompanying report urging the Administration to request the Federal Court NOT "sunset" the Consent Decree until the above issues surrounding the Firearms Discharge Board are settled and to provide an update by the next Council Meeting scheduled for October 22, 2018.
14. 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.
15. Ordinance amending Chapter Two, Article VIII Section 2-850 Residency Requirements of the Municipal Code.
16. 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.

17. 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.
18. Resolution requesting that the pavilion which adjoins the carousel at Bushnell Park be officially known as The Dollard Pavilion in honor of this outstanding citizen.
19. 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.
20. Ordinance amending Chapter 28 Article VI (Tree Ordinance) of the Municipal Code.
21. Ordinance amending Chapter 28 Article XV of the Municipal Code for the purpose of Establishing the Columbia Street/Park Terrace Special Services District.
22. Resolution concerning the appointment of Andrea Cortez as a member to the Commission on Cultural Affairs. (Introduced June 25, 2018)

PROPOSED ORDINANCES

23. (MINORITY LEADER BERMUDEZ) (COUNCILMAN CLARKE II) (COUNCILWOMAN FOX) (COUNCILWOMAN WINCH) (COUNCILMAN DEUTSCH) Ordinance amending Chapter 2, Article II of the Municipal Code of the City of Hartford be amended, adding Section 2-48 and Section 2-49

HEARING DATE - Monday, November 19, 2018

24. (MAJORITY LEADER SANCHEZ) Ordinance Amending Division 9D, Chapter 2, Article 5, Section 2-293(b) of the Hartford Film, Video, Digital, Media and Social Media Ordinance of the Municipal Code

HEARING DATE - Monday, November 19, 2018

25. (MAJORITY LEADER SANCHEZ) Ordinance amending Chapter 2, Article XXIII, Section 2-938 Drones of the Municipal Code.

HEARING DATE - Monday, November 19, 2018

RESOLUTIONS

26. (COUNCILWOMAN WINCH) Resolution requesting the renaming of the corner of Judson and Barbour Street as "The J Surgess Street".

HEARING DATE - Monday, November 19, 2018

Attest:

**John V. Bazzano
City Clerk**



Luke A. Bronin
Mayor

November 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 of Poet Laureate

Dear Council President Thames:

Attached for your consideration is a resolution confirming my appointment of Frederick-Douglas Knowles II as Hartford's first Poet Laureate.

The role of the Hartford Poet Laureate is to act as a representative for Hartford, its residents, and the value we place on literature and poetry in the community by encouraging appreciation of poetry and literature and by inspiring future literacy artists and readers in the city of Hartford.

As you know the Council established, by resolution dated March 26, 2018, a process for selecting a Poet Laureate. Poets were invited to submit applications. A selection committee was organized by the Commission on Cultural Affairs which reviewed all applications and recommended Mr. Knowles' appointment to the Commission. The Commission unanimously voted in support of the appointment and has submitted their written recommendation to me.

I am very pleased to submit the attached resolution to you for the final confirmation of Mr. Knowles as Poet Laureate. Mr. Knowles began his poetic career in Hartford in 1999 with readings at Signatures Café. He has published in many anthologies and magazines and is the author of the book "*BlackRoseCity: A Collection of Poetry*". In addition to poetry, his art includes essays, articles, and photography and he participates regularly in community workshops and presentations.

Enclosed for your review is the letter of recommendation from the Commission on Cultural Affairs and Mr. Knowles' letter of interest. His complete application package has been provided to you individually.

Respectfully submitted,

A handwritten signature in dark 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:
Luke A. Bronin, Mayor

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

WHEREAS, In accordance with the Poet Laureate selection process adopted by the Court of Common Council by resolution on March 26, 2018, the Commission on Cultural Affairs has recommended the appointment of Frederick-Douglas Knowles II as Hartford's first Poet Laureate, and

WHEREAS, The Mayor has accepted the recommendation of the Commission and has recommended Mr. Knowles' appointment to the Court of Common Council for confirmation, now, therefore, be it

RESOLVED, That the Court of Common Council hereby confirms the appointment of Frederick-Douglas Knowles II as Hartford's Poet Laureate for a term of three (3) years from the date of passage of this resolution.



POET LAUREATE RECOMMENDATION 2018

Commission on Cultural Affairs, City of Hartford

On 08/08/18, the Commission on Cultural Affairs received the recommendation from the Poet Laureate Review Committee for Hartford's first Poet Laureate.

The committee (comprising John Gale representing City Council, Laurie Ann Bompert representing the Mayor's Office, Khalim RapOet (Self Suffice) representing Hartford Performs, Richard Hollant replacing Evan Johnson representing Betty Knox Foundation, along with Julia Ludovici Pistell and Olusanya Bey representing the Commission on Cultural Affairs) reviewed all the applicants for the poet laureate position and, over the course of several meetings and online deliberations. Topics discussed and explored included the role the laureate would play in the city both as a creator of poetry providing insight into our city and as an advocate/connector for poetry throughout our neighborhoods. Demonstrated leadership in these capacities was key to the unanimous decision of the Poet Laureate Committee to nominate Frederick Douglass Knowles for the position of Poet Laureate.

Upon review of the poet laureate review committee's decision making process, the nominee's extensive qualifications, and a discussion with the nominee regarding his application and preparedness to fulfill the role of poet laureate (and to accept the generous guidance offered by all members of the poet laureate review committee to help direct the scope and depth of this inaugural poet laureate position), the Commission on Cultural Affairs voted unanimously in support of the nomination of Frederick Douglass Knowles as the first Poet Laureate of the City of Hartford pending approval from the Mayor and City Council.

May this letter stand in support of this candidate. Please let us know if we can be of any further assistance and if you have any questions on this review—

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

To: Commission on Cultural Affairs
From: Frederick-Douglass Knowles II
Re: Hartford Poet Laureate Letter of Interest
Date: 4 June 2018

To the Commission:

I am writing this letter to express my profound interest in the inaugural position of Hartford Poet Laureate. I have been a writer, reader, performer, author, educator and community activist of poetry for nearly 20 years. The artistic medium of poetry has led me to evolve from a young adult into a civically engaged member of our Connecticut community, in particular, Hartford, where my poetic career began in 1999.

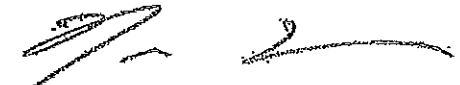
In the spring of 1999, I graduated from Eastern Connecticut State University with a Bachelor's in Sociology. During that final semester a course and Professor encouraged me to explore my inner ideologies on society, and express them through writing -poetry. After graduation, with a notebook of poems, I sought platforms to read my work. A friend suggested a venue, *Signatures Cafe*, in Hartford. As a resident of Norwich, CT, I would incessantly trek Route 2, to attend this venue for over 3 years, which led me to develop and evolve personal and professional bonds that continue to this day.

My evolution in poetry commenced further when I enrolled in the Master's program at Southern Connecticut State University in 2005. Under the mentorship of Kenneth Florey, I received a MA in English with a concentration in creative writing, a Graduate Teaching Assistantship fellowship with SCSU, and the Minority Fellowship with the state of Connecticut. These opportunities led me to receive a full time faculty position at Three Rivers Community College (where I fulfilled my Minority Fellow) in my hometown of Norwich, in which I published a collection of poetry titled, *BlackRoseCity*. Although my career is in Norwich, my heart is in Hartford.

My grandmother, Marjorie Sloan, was a native of Hartford. After living in several towns in CT (including Hartford, initially) my spirit longed to return to my spiritual and artistic roots. Over the years I have amalgamated poetry and community in events such as: 11th, 12th and 18th Annual AIDS Awareness Day at the State Capitol, Hartfest Festival 2015, Political Flow: A Tribute to Gill Scott Heron, Team coach for the Hartford, Connecticut National Poetry Slam Team, Host of the International Hip Hop Festival at Trinity College, Public Allies ImPact Festival, Professional Readers program at Annie Fisher Magnet School, Connecticut Youth Slam Workshop (Hartford High), Creative Writing is Cool Program (Hartford Boys and Girls Club), Huck Finn With or Without the N Word panel discussion at the Mark Twain House, The Connecticut Pardon Team Legislative Breakfast guest speaker, as well as received official citations from Congressmen Joe Courtney, Lieutenant Governor Nancy Wyman and Senator Richard Blumenthal for my communal work to end domestic violence. Poetry is my community.

Poetry has led me to value community, and for me, there is no other way to express my gratitude to my community, but to proudly represent them as Poet Laureate of Hartford. I truly desire to fulfill this spiritual and professional responsibility. The beat of Hartford pulses through these veins and has helped a young poet follow his passion and become a productive member of society. Thank you for your time and consideration.

Cordially,


Frederick-Douglass Knowles II, M.A.
Associate Professor of English



ITEM # 2 ON AGENDA

Luke A. Bronin
Mayor

November 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 of Jeffrey A. Stewart to Hartford Housing Authority

Dear Council President Thames:

Attached for your consideration is a resolution confirming my appointment of Jeffrey A. Stewart as a member of the Hartford Housing Authority (HHA).

The purpose of the Hartford Housing Authority is to oversee and manage the operations of the HHA and its programs and housing developments. HHA is also charged with determining where there are slums and a shortage of decent, safe and sanitary housing for families of low and moderate income, and promoting, creating and operating housing for low, and moderate income persons and families.

HHA consists of five (5) members, all of which must be Hartford residents. At least one commissioner, selected by tenants, must be an HHA tenant for at least one year or previously lived in HHA housing for more than a year and now receives housing assistance in an HHA program.

Mr. Stewart has been an active member of the Hartford community for many years and has interest and experience related to housing issues. He is a graduate of Weaver High School and holds a Bachelors degree from Amherst College. He currently works as the Director of Concessions Operations and Revenue at the CT Department of Transportation, and previously held positions at the local, state, and federal levels including with the Department of Economic Development, the Office of the Governor, the Department of Motor Vehicles, and the City of Hartford. Mr. Stewart also serves on several boards including Friends of Keney Park, Hartford 2000, Hartford Public Access Television, and the NAACP.

Mr. Stewart's skill set will add value to the current make up of the Authority and I am pleased to appoint him.

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

JEFFREY A. STEWART
30 Belden Street
Hartford, CT 06120
(860)729-5592 (cell)
(860) 594-2577 (work)
JSTEW59@AOL.COM (e-mail)

EDUCATION

Amherst College
Amherst, Mass, 01002
BA History, 1981

Weaver High School
Hartford, CT 06112
Graduated Class Valedictorian 1977

**WORK
EXPERIENCE**

DEPARTMENT OF TRANSPORTATION
State of Connecticut
Director of Concessions Operations and Revenue
Bureau of Finance and Administration
November 2012 to Present

The Director is responsible for the contractual oversight of the Concession Agreement that governs the operations at the Department-owned 23 service plazas located along I-95, I-395, and Route 15. Following a public solicitation process, the operation and maintenance of these facilities were awarded a contractor (Project Service). These operations focus on the provision of restroom facilities, retail, food and fuel services to the traveling public. The facilities went through a multi-year redevelopment program that significantly renovated all 23 plazas from the period of 2009 to completion in 2015. In return for this long-term right to operate the facilities, the operator performed this redevelopment at no cost to the Department and pays the Department revenue based on the sales that occur at the plazas.

The Director directs and coordinates all activities related to the contractual enforcement of state owned and leased service plaza facilities and sites. Duties include such activities as: Oversight and management of the Transportation Public Concessions Supervisor and Transportation Public Concessions Inspectors, which includes, scheduling work assignments, review of job performance, and ensuring communication between the unit and other entities that are essential to ensure contract compliance by the Contractor; Reviews compliance with contractual requirements pertaining to quality of service, pricing, hours of operation, staffing, uniforms, and fuel underground storage's monitoring equipment; Reviews Concession Unit' staff's inspections of DOT-owned properties to ensure contractual compliance with repair and maintenance, safety, routine preventative maintenance, reporting of emergency safety issues, and general conditions; oversight and maintenance of Unit's environmental compliance tracking systems for Contractor compliance; monitoring and follow-up activities regarding Contractor's customer service performance; tracking and monitoring sales and

revenue trends of Contractor in order to maximize Gross Receipts so as to enhance the State's share of the revenue generated; and follow-up activities as they relate to Contractor's corrective measures based on the results of the Inspectors' daily reports.

In addition: I serve as a member of the Commissioner's Task Force on Employee Training; I also serve as a representative to the DOT Disadvantaged Business Enterprise (DBE) Screening Committee; and on occasion's serve as the division head in the division chiefs' absence from the office.

DEPARTMENT OF TRANSPORTATION

State of Connecticut

Director of Concessions, Operations and Revenue

Bureau of Aviation & Ports

January 2005 to November 2012

The Bureau of Aviation and Ports in the Department of Transportation is responsible for the management of the operation of six state owned airports, as well as, a state pier, and two ferry operations. As Director of Concessions, I was responsible for management of unit staff whose tasks involve the business recruitment, leasing and rental activities and the lease file maintenance of the businesses and concessions at the Bureau's facilities. Duties include: Oversee and monitor of Leasing Unit staff to prepare and market land and buildings for lease and rental opportunities and to assure Second Party compliance of agreement/contract terms; Oversee the preparation, advertisement and review of requests for proposals (RFP) for contracts under the Leasing Unit purview. Responsible for the negotiations with the selected proposer of RFP's to finalize the contractual arrangements and process agreements to completion; Work with other Agency Bureaus in interpreting and analyzing Department and State contract policy and regulations as they relate to lease documents; Participate in developing proposed legislation designed to improve the qualitative and quantitative level of services to the public at State owned properties under the Bureau's jurisdiction. Review and comment on legislation proposed by others relevant to the conduct of business by the Commissioner of Transportation and by those engaged in aeronautical and marine activities in the State of Connecticut; Serve as part of the Bureau Chief's management team in executing the Bureau's activities and mission by: serving on Bureau job interview panels to higher non-management and management staff; serving as the Bureau's representative on the Departments Consultant Selection Committee; serve as the Bureau's representative to the DOT' Affirmative Action Committee and the Bureau's representative to the DOT Disadvantaged Business Enterprise (DBE) Screening Committee; and serving as the bureau head in the Bureau Chiefs' absence from the office.

DEPARTMENT OF TRANSPORTATION

State of Connecticut

Lead Economic Development Agent

September 1994 to January 2005

The Bureau of Aviation and Ports in the Department of Transportation is

responsible for the management of the operation of six state owned airports, as well as, a state pier, and two ferry operations. As an Agent in the Leasing Unit of this Bureau, I was responsible for maintenance of assigned lease file maintenance of the tenants at any of the Bureau's facilities. Duties included: writing and implementing requests for proposals for perspective bidders on facilities; reviewing proposals and making recommendations on prospective tenants; writing tenant leases; prepare rate comparisons, analyze data, and make recommendations as to acceptable rental rates, and lease terms; conduct negotiations with parties interested in leases or other contractual arrangements for the use of State property; preparations of various research memorandum that included making contact with other state agencies; airports, port operators, private businesses, federal, and local government entities. From September of 1998 I was responsible for the supervision of 4 to 5 people assigned to the Leasing Unit.

DEPARTMENT OF ECONOMIC DEVELOPMENT

State of Connecticut

Program Manager

October 1993 to September 1994

The Department was legislatively mandated as the lead agency for the implementing and monitoring the Small and Minority Contractor's Set-Aside Program. Served as the compliance monitor for state agencies.

OFFICE OF THE GOVERNOR OF THE STATE OF CONNECTICUT

Governor Lowell P. Weicker, Jr.

Legislative Liaison

June 1992 to October 1993

Assisted the Governor's Office in its affairs with the members of the Connecticut General Assembly. Also served as an Office Liaison with the departments of Motor Vehicles, Housing, Labor, Connecticut Alcohol and Drug Addiction Abuse Commission, and Economic Development.

DEPARTMENT OF MOTOR VEHICLES

State of Connecticut

Executive Assistant to the Commissioner

February 1991 to June 1992

Assisted the Commissioner in distributing and monitoring work assignments to the Deputy Commissioners and members of his senior staff. Also assisted the Director of Grants and Administration and Contracts in promoting and developing sites for DMV photo license renewal centers and photo license renewal buses. The buses visit several sites throughout the state.

CITY OF HARTFORD

Department of Transportation
Senior Administrative Analyst
April 1990 to February 1991

Served as coordinator of the Hearing Office; reviewing and rendering decisions on all written protests of parking citations; compile monthly and quarterly statistics on the disposition of all contested parking citations; coordinated the city's Anti-blight hearing appeal proceeding; coordinated part-time hearing officers schedule for hearing appeals; also served as a Anti-blight Hearing Officer; coordinating the city's part-time hearing officers; supervising the division's administrative clerk; an co-supervised the city's seven meter maids..

CITY OF HARTFORD

Public Works, Physical Services Cluster
Senior Administrative Analyst
February 1989 to April 1990

Promoted to Senior Administrative Analyst. In addition to the duties performed as an Administrative Analyst, began more to perform more budget and research projects.

CITY OF HARTFORD

Public Works, Physical Services Cluster
Administrative Analyst
April 1987 to January 1989

Worked under the Executive Officer to the Assistant City Manager of the cluster to monitor the department's contract expenditures; research new and old programs and projects for the Assistant City Manager.

CITY OF HARTFORD

Social Services
Social Worker
September 1984 to April 1987

Provided social casework services to individuals and families receiving public assistance. Also served as the liaison to the residential shelter, House of Bread.

OFFICE OF CONGRESSWOMAN BARBARA B. KENNELLY

Hartford District Office
Staff Assistant
January 1984 to September 1984

Assisted with the general office operations. Also served as liaison to various Hartford community groups and the Hartford Municipal Government; casework for constituents in their dealing with the federal Social Security Administration and the Department of Housing and Urban Development.

INTERNSHIPS

Summer 1982

City of Hartford, Department of Parks and Recreation. Assisted with the development and implementation of a time management system for the performance of various park maintenance tasks.

Summer 1990

United States Senate, Office of Senator Abraham Ribicoff (D-CT). Covered and wrote memoranda on Senate Committee hearing dealing with coastal barrier islands and tax credit for small businesses. General research and administrative work.

COMMUNITY INTERESTS

Board Treasurer, Friends of Keney Park, Inc. 1997 to Present

Hartford 2000 Board Member 2016 to Present

Live Work Love Play Hartford, Steering Committee Member 2018 to Present

Justice of the Peace

Life Member, NAACP

Board Secretary, Overlook Development Corporation, 2015 to Present

Board Treasurer, Hartford Public Access Television, 1999 to 2017

Commission Member, City of Hartford Zoning Board of Appeals 2003 to 2007

Vice Chair, Blue Hills Neighborhood Revitalization Zone 2006 to 2016

Co-Chair, City of Hartford Golf Taskforce, 2001-to 2006

Board Member Charter Oak Health Center, 2001 to 2003

Board Member, Greater Hartford Tourism District, 1997 to 2003

Board Member, Connecticut Equestrian Center Authority. 1997 to 2000

Member, Hartford Democratic Town Committee 1992-1994, 1997-2000

Board Member, Hartford Neighborhood Housing Services 1988-91

Member, Greater Hartford, U.S. 1990 Census Advisory Committee

Board Member, Hartford Public Library 1988 to 1997

Commission Member, State of Connecticut Martin

Luther King, Jr. Commission 1991-1993

Member Parks and Recreation Advisory Commission

1983-87, Vice Chair 1985-87

Member Bushnell Park Foundation 1982-85

INTRODUCED BY:
Luke A. Bronin, Mayor

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

WHEREAS, The Hartford Housing Authority is charged with determining where there is a shortage of decent, safe and sanitary housing for families of low and moderate income, and promoting, creating and operating housing for low and moderate income persons and families, and

WHEREAS, The Mayor has appointed Jeffrey A. Stewart to the Hartford Housing Authority, now, therefore, be it

RESOLVED, That the Court of Common Council hereby confirms the appointment of Jeffrey A. Stewart as a commissioner to the Hartford Housing Authority for a term of five (5) years from the date of passage of this resolution.



Luke A. Bronin
Mayor

November 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: Ryan White Part A Resolution

Dear Council President Thames:

Attached for your consideration is a resolution authorizing the city to apply for and accept Ryan White Part A grant funds to provide core medical and support services to people living with HIV/AIDS in the area covering Hartford, Middlesex, and Tolland counties.

This resolution authorizes the City of Hartford, Health and Human Services Department to apply for and accept funds available from the U.S. Department of Health and Human Services (HHS), through its Health Resources and Services Administration (HRSA), and to execute contracts and contract amendments in accordance with the Ryan White Part A grant for the period 3/1/2019 through 2/29/2020.

Accepting this grant will have no revenue or expense impact on the City's General Fund.

I have attached a resolution for your consideration. I recommend its passage.

Respectfully submitted,

Luke A. Bronin
Mayor

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

INTRODUCED BY:
Luke A. Bronin, Mayor

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

WHEREAS, The Greater Hartford TGA (Transitional Grant Area), covering fifty-seven (57) towns in Hartford, Middlesex, and Tolland counties had 3,428 persons living with HIV/AIDS as of December 31, 2016 and

WHEREAS, Since 1996, the Ryan White Part A Program has provided medical and support services to individuals with HIV/AIDS whose incomes are 300% or less of the Federal Poverty Level, and

WHEREAS, Ryan White Part A grants funds have been provided to the City by the U.S. Department of Health & Human Services (HHS), through its Health Resources and Services Administration (HRSA), and such funds are managed by the Hartford Department of Health & Human Services, and

WHEREAS, The City will submit a grant application for funding of \$3,370,094 in formula and supplemental financial assistance under Part A of the Ryan White HIV/AIDS Treatment Extension Act of 2009 for the period March 1, 2019 through February 29, 2020, and

WHEREAS, These funds will be allocated through contracts with various health and support providers selected through the City's procurement process, to provide medical care and support services for low-income families and individuals in the Greater Hartford TGA, now, therefore, be it

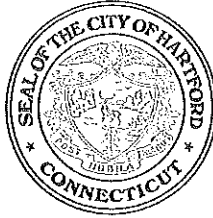
RESOLVED, That the Court of Common Council hereby authorizes the Mayor to apply for and accept approximately \$3,370,094 in grant funding from the U.S. Department of Health & Human Services, under Part A of the Ryan White HIV/AIDS Treatment Extension Act of 2009, to implement a program for services for persons living with HIV/AIDS during the period of March 1, 2019 through February 29, 2020, 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 # 4 ON AGENDA

Luke A. Bronin
Mayor

November 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: Board of Education Administrative Office Relocation

Dear Council President Thames:

Attached for your consideration is a resolution authorizing the City of Hartford and the Hartford Board of Education (HBOE) to assess the financial and operational feasibility of relocating the HBOE's administrative office from its current location at 960 Main Street to Bulkeley High School at 300 Wethersfield Avenue. The enclosed resolution also authorizes the HBOE to submit an application to the Connecticut State Office of School Construction Grants & Review requesting 80% reimbursement of all the eligible costs of potential relocation. The City of Hartford Court of Common Council authorized \$5,000,000 for the HBOE Administrative Offices project as part of the Fiscal Year 2019 Capital Improvement Plan Ordinance approved on May 17, 2018.

The HBOE's current lease costs approximately \$1,056,530 annually and is due to expire August 31, 2020. In order to assess the feasibility of relocation prior to the expiration of the current lease, the HBOE would like to begin preparing and planning immediately. In addition, State law requires that the project be approved by the Office of School Construction Grants & Review before the it can be placed out to bid, so as not to jeopardize receipt of the 80% endorsement.

In addition, if the bid process results in an estimate that is cost-prohibitive, the Board of Education will need adequate time to consider other leasing options. Given the time sensitive nature of this project, I respectfully request that the Council approve the attached resolution at the Council meeting of November 13, 2018.

Respectfully submitted,

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

Luke A. Bronin
Mayor

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

INTRODUCED BY
Luke A. Bronin, Mayor

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

WHEREAS, the City of Hartford and the Hartford Public Schools intend to explore the relocation of the administrative operation of the Board of Education from its current location at 960 Main Street, Hartford CT to Bulkeley High School located at 300 Wethersfield Avenue Hartford CT, and

WHEREAS, The current lease for the Board of Education is approximately \$1,056,530 annually and is due to expire on August 31, 2020, and

WHEREAS, To reduce operational costs and maximize the use of existing space owned by the Board of Education, and

WHEREAS, The City of Hartford Court of Common Council authorized a \$5,000,000 project for Bulkeley Board of Education Administrative Offices Fiscal Year 2019 Capital Improvement Plan Ordinance approved on May 17, 2018, and

WHEREAS, The Connecticut Department of Education has established a school construction grant program in which it is estimated that the City of Hartford will be reimbursed 80% of the eligible costs associated with the relocation of school administrative offices, and now, therefore be it

RESOLVED, That the Court of Common Council authorizes the preparation of plans and specifications and authorizes the Hartford Public Schools to file a school construction grant application with the State of Connecticut Office of School Construction Grants and Review for the BOE Relocation Project.



Luke A. Bronin
Mayor

November 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: FY2018 Fourth Quarter Financial Report

Dear Council President Thames:

In accordance with Chapter V, Section 2(j) of the Hartford City Charter, I am hereby submitting to you the report of the financial transactions of Hartford City Government during the Fiscal Year beginning July 1, 2017 and ending June 30, 2018.

FY2018 was an unprecedented year for the City of Hartford. Significant milestones include the execution of a Contract Assistance Agreement with the State of Connecticut, completion and approval of our five-year Municipal Recovery Plan by the Municipal Accountability Review Board, ratification of substantial tentative agreements with labor unions, receipt of Municipal Restructuring Funds and closing of the books in balance, without tapping into our limited reserves.

The enclosed FY2018 report reflects revenues of \$594.87 million (105.6% of the Adopted Budget) and expenses of \$594.69 million (97.0% of the Adopted Budget) with an estimated year end surplus of \$180,000. It is important to understand that these numbers are unaudited as of June 30, 2018 and fiscal year-end adjustments may be made as we progress through the annual external audit, which will result in the City's Comprehensive Annual Financial Report (CAFR). The CAFR is prepared in accordance with Generally Accepted Accounting Principles (GAAP) as they relate to governmental agencies in addition to financial standards promulgated by the Governmental Accounting Standards Board (GASB). The enacted budget is the City's annual financial plan and policy document of record for the fiscal year and the CAFR reflects the City's actual financial performance relative to this plan for the fiscal year.

This report is based on the City's unaudited year-to-date actuals as compared to the FY2018 Adopted Budget, as amended. The City's financial audit is underway with a goal of issuing the FY2018 CAFR by the statutory deadline of December 31, 2018.

Respectfully submitted,

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

Luke A. Bronin
Mayor

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

City of Hartford

Statement of Appropriations Compared to Expenditures
for the period ending June 30, 2018

	Original Budget	Budget Transfers	Adjusted Budget	Current Month Expended	YTD Expended	Encumbrances Outstanding	Remaining Balance	PCT Exp
010 General Government								
00111 MAYOR'S OFFICE	\$ 795,870		\$ 795,870	\$ 94,750.46	\$ 690,349.94		\$ 105,520.06	86.7 %
00112 COURT OF COMMON COUNCIL	506,047		506,047	50,165.43	481,167.08		24,879.92	95.1 %
00113 TREASURER	445,933		445,933	59,535.39	409,328.06		36,604.94	91.8 %
00114 REGISTRARS OF VOTERS	378,390	199,036	577,426	59,320.74	457,848.43		119,577.57	79.3 %
00116 CORPORATION COUNSEL	1,539,609		1,539,609	195,478.21	1,439,903.45		99,705.55	93.5 %
00117 TOWN & CITY CLERK	777,269		777,269	113,879.82	707,994.31		69,274.69	91.1 %
00118 INTERNAL AUDIT	490,980		490,980	59,396.29	464,196.59		26,783.41	94.5 %
00119 CHIEF OPERATING OFFICER	806,865		806,865	120,145.13	774,566.58		32,298.42	96.0 %
00122 METRO HARTFORD INFORMATION SER	2,996,431		2,996,431	249,702.62	2,996,431.00		-	100.0 %
00123 FINANCE	3,737,413		3,737,413	466,313.89	3,283,735.90		453,677.10	87.9 %
00125 PERSONNEL	1,246,558	-	1,246,558	153,966.63	1,008,374.41		238,183.59	80.9 %
00128 OFFICE OF MANAGEMENT & BUDGET	763,786	-	763,786	113,645.18	666,028.67		97,757.33	87.2 %
TOTAL General Government	14,485,151	199,036	14,684,187	1,736,299.79	13,379,924.42	-	1,304,262.58	91.1 %
020 Public Safety								
00211 FIRE	37,901,180	-	37,901,180	4,789,216.82	38,443,976.45		(542,796.45)	101.4 %
00212 POLICE	43,967,277	-	43,967,277	4,344,729.37	39,178,235.76		4,789,041.24	89.1 %
00213 EMERGENCY SERVICES & TELECOMMU	3,682,721	-	3,682,721	253,820.91	3,614,141.14		68,579.86	98.1 %
TOTAL Public Safety	85,551,178	-	85,551,178	9,387,767.10	81,236,353.35	-	4,314,824.65	95.0 %
030 Public Works								
00311 PUBLIC WORKS	12,265,601	-	12,265,601	1,401,309.42	12,500,048.63		(234,447.63)	101.9 %
TOTAL Public Works	12,265,601	-	12,265,601	1,401,309.42	12,500,048.63	-	(234,447.63)	101.9 %
040 Human Services								
00132 CHILDREN FAMILY RECREATION	2,275,501	(40,000)	2,235,501	82,282.26	1,980,629.49		254,871.51	88.6 %
00520 HEALTH AND HUMAN SERVICES	4,767,293	-	4,767,293	450,617.59	4,103,079.40		664,213.60	86.1 %
TOTAL Human Services	7,042,794	(40,000)	7,002,794	532,899.85	6,083,708.89	-	919,085.11	86.9 %
050 Culture & Recreation								
00132 CHILDREN FAMILY RECREATION	983,478	40,000	1,023,478	144,254.70	1,098,543.74		(75,065.74)	107.3 %
TOTAL Culture & Recreation	983,478	40,000	1,023,478	144,254.70	1,098,543.74	-	(75,065.74)	107.3 %

City of Hartford
Statement of Appropriations Compared to Expenditures
for the period ending June 30, 2018

	Original Budget	Budget Transfers	Adjusted Budget	Current Month Expended	YTD Expended	Encumbrances Outstanding	Remaining Balance	PCT Exp
<u>065 Economic Development</u>								
00420 DEVELOPMENT SERVICES	3,157,225	-	3,157,225	471,008.11	3,379,450.07	-	(222,225.07)	107.0 %
TOTAL Economic Development	3,157,225	-	3,157,225	471,008.11	3,379,450.07	-	(222,225.07)	107.0 %
<u>070 Debt Service</u>								
00821 DEBT SERVICE	58,591,375	-	58,591,375	14,682,514.71	58,448,432.95	-	142,942.05	99.8 %
TOTAL Debt Service	58,591,375	-	58,591,375	14,682,514.71	58,448,432.95	-	142,942.05	99.8 %
<u>099 OVERHEAD/DISTRIBUTIVE</u>								
00820 BENEFITS & INSURANCES	96,229,626	-	96,229,626	2,233,302.29	90,391,230.52	-	5,838,395.48	93.9 %
00822 NON OP DEPT EXPENDITURES	42,508,942	(199,036)	42,309,906	6,988,776.06	35,068,863.74	-	6,241,042.26	85.2 %
TOTAL OVERHEAD/DISTRIBUTIVE	138,738,568	(199,036)	138,539,532	9,222,078.35	126,460,094.26	-	12,079,437.74	91.3 %
TOTAL Municipal	320,815,370	-	320,815,370	37,578,132.03	302,586,556.31	-	18,228,813.69	94.3 %
00711 EDUCATION	284,008,188	-	284,008,188	9,310,230.36	284,008,188.00	-	-	100.0 %
00721 HARTFORD PUBLIC LIBRARY	8,100,000	-	8,100,000	675,000.00	8,100,000.00	-	-	100.0 %
GRAND TOTAL	\$ 612,923,558	\$ -	\$ 612,923,558	47,563,362.39	594,694,744.31	-	18,228,813.69	97.0 %

City of Hartford
Schedule of Estimated and Actual Revenues
for the period ending June 30, 2018

	Original Budget	Budget Amendments	Adjusted Budget	Current Month Actual Revenue	YTD Actual Revenue	Remaining Balance	PCT Collected
41 TAXES	\$ 280,165,161	\$ -	\$ 280,165,161	\$ 3,827,036.56	\$ 282,456,413.42	\$ (2,291,252.42)	100.8 %
42 LICENSES & PERMITS	5,971,406	0	5,971,406	632,258.50	6,065,823.84	(94,417.84)	101.6 %
43 FINES FORFEITS PENAL	190,000	0	190,000	25,814.50	149,601.09	40,398.91	78.7 %
44 INT & RENTAL INCOME	1,313,149	0	1,313,149	288,259.42	2,382,396.45	(1,069,247.45)	181.4 %
45 INTERGOVERNMENTAL	265,635,563	0	265,635,563	26,570,653.12	292,903,825.23	(27,268,262.23)	110.3 %
46 CHARGES FOR SERVICES	2,844,964	0	2,844,964	240,133.70	3,647,518.28	(802,554.28)	128.2 %
47 REIMBURSEMENTS	152,840	0	152,840	27,860.62	134,316.88	18,523.12	87.9 %
48 OTHER REVENUE	238,650	0	238,650	2,687.56	1,312,263.03	(1,073,613.03)	549.9 %
53 OTHER FINANCING SCRS	6,777,445	0	6,777,445	1,000,159.96	5,826,480.92	950,964.08	86.0 %
GRAND TOTAL	\$ 563,289,178	\$ -	\$ 563,289,178	\$ 32,614,863.94	\$ 594,878,639.14	\$ (31,589,461.14)	105.6 %



ITEM # 6 ON AGENDA

Luke A. Bronin
Mayor

November 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: Burns School

Dear Council President Thames:

Attached for your consideration is a resolution approving renovations at Burns School located at 195 Putnam Street, and authorizing the Board of Education to submit an application to the Connecticut State Office of School Construction Grants & Review, requesting 80% reimbursement of all the eligible costs of the repairs. The scope of required renovations and repairs include: replacement of the roofing system, exterior doors and landings, performance of a crawl space assessment and installation of utilities to several classrooms to accommodate pre-kindergarten expansion.

The current roofing system is at the end of its useful life and leaks that go unaddressed could lead to permanent damage of the structure. Repairs to exterior doors and landings will improve the security and safety of the staff and students. In addition, the installation of utilities to several classrooms to accommodate pre-kindergarten will allow more students to enroll, supporting the Board of Education's District Model of Excellence. Together, these repairs will preserve and enhance an important capital asset that serves Hartford students.

The total cost of these repairs is estimated at \$3,000,000 and the project is eligible for 80% reimbursement through the State of Connecticut's Office of School Construction Grants & Review. The City of Hartford's Five Year Capital Improvement Plan contains the match funding of \$600,000 in the General Educational Facilities Renovation line item.

Given the nature of the required renovations, it is important that repairs made in the next fiscal year, and therefore planning and preparation for the renovations must begin in the next few months. State law requires that the project be approved by the Office of School Construction Grants & Review before the project can be placed out to bid. I respectfully request that the Council approve this resolution on November 13th, so as not to jeopardize the significant reimbursement this project is eligible for.

Respectfully submitted,

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

Luke A. Bronin
Mayor

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

INTRODUCED BY:
Luke A. Bronin, Mayor

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

WHEREAS, The City of Hartford and the Hartford Public Schools intend to explore repairs to the roofing system, exterior doors and landings, performance of a crawl space assessment, installation of utilities to several classrooms to accommodate Pre-Kindergarten expansion that is consistent with the District Model of Excellence, at Burns School located at 195 Putnam Street in Hartford, and

WHEREAS, The current roofing system is at the end of its useful life and contains areas of failure resulting in leaks which can potentially lead to damage to the structure, and

WHEREAS, To preserve the integrity of the capital asset and to prevent further damage, a replacement roofing system and renovations to doors and landings are required, and

WHEREAS, The estimated cost of the repairs is \$3,000,000 and the Connecticut Department of Education has established a school construction grant program that will reimburse the City of Hartford 80% of the eligible costs associated with the replacement of the roofing system and other Code Requirements, and

WHEREAS, The City of Hartford's 5 Year Capital Improvement Plan contains the match funding of \$600,000 in the General Educational Facilities Renovation line item; now, therefore be it

RESOLVED, That the Court of Common Council approves the repair and renovation project for the Burns School at a cost not to exceed \$3,000,000; and be it further

RESOLVED, That the Court of Common Council authorizes the preparation of plans and specifications and authorizes the Hartford Public Schools to file a school construction grant application with the State of Connecticut Office of School Construction and Grant Review for the Burns School Renovation project.



ITEM # 7 ON AGENDA

Luke A. Bronin
Mayor

November 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: The Nature Conservancy

Dear Council President Thames:

Attached for your consideration is a resolution authorizing the City of Hartford to accept a donation of \$2,500 from The Nature Conservancy to be used for awards and/or implementation funds for the Office of Sustainability's Dream Green Design Competition. The competition is part of a broader effort to implement projects related to Hartford's Climate Action Plan, which had been drafted by the Climate Stewardship Council in 2017 and adopted by the City Council in January 2018.

The Dream Green Design Competition encouraged Hartford residents and students to present ideas related to stormwater management and neighborhood revitalization through the meaningful reuse of vacant or underused lots and public spaces. The grant of \$2,500 will support the award and/or installation of one or more projects submitted through the competition. The winning project from the competition featured elements such as a play area, public seating, and green space. These designs may be refined as community stakeholders provide input over the next year. This work is to be paid in whole or in part from The Nature Conservancy and the Office of Sustainability. Some of the improvements may be subject to the prior review and approval of City regulatory agencies.

The City acknowledges the support and partnership The Nature Conservancy has provided, and its important role in the conservation of land in Hartford and across Connecticut. We are proud of our continued partnership and will continue working towards our shared goal to protect, preserve, promote and maintain our natural resources.

Thank you for your favorable consideration.

Respectfully submitted,

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

Luke A. Bronin

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

Mayor

INTRODUCED BY:

Luke A. Bronin, Mayor

COURT OF COMMON COUNCIL

City of Hartford, November 13, 2018

WHEREAS, The City of Hartford established the Office of Sustainability to address increasingly intense weather patterns, due to climate change, and increase the resilience of our neighborhoods to protect our most vulnerable residents, and

WHEREAS, The City of Hartford receives funding from the Connecticut Institute of Resilience and Climate Adaptation (CIRCA) to reduce local flooding through improved resilience measures such as (1) green infrastructure, and (2) residential rainwater capture efforts, and

WHEREAS, The City of Hartford's Office of Sustainability is using CIRCA funding to host a Design Competition that encourages residents to present ideas related to stormwater management and/or neighborhood revitalization through the meaningful activation of vacant or underused lots and public spaces, and

WHEREAS, The Nature Conservancy in Connecticut has signified its intent to grant the City of Hartford \$2,500 for the design competition to be used for awards for Design Competition winners and the build out of one or more projects, now, therefore, be it

RESOLVED, That the Hartford Court of Common Council hereby authorizes the Mayor to accept \$2,500 from the Nature Conservancy for support of the Design Challenge, and be it further

RESOLVED, That these grant funds may be used as awards to winners and/or as funding for the implementation of projects, 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 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 # 8 ON AGENDA

Luke A. Bronin
Mayor

November 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: Authorizing Approval of Bond Issue for Public Finance Authority
for Zion Park Apartments Solely for Tax Purposes**

Dear Council President Thames:

Attached for your consideration is a resolution authorizing the City to conduct a public hearing and grant its "host approval" for purposes of Section 147(f) of the Internal Revenue Code in connection with the issuance of bonds by the Public Finance Authority ("PFA") for the Zion Park Apartments, an affordable housing development located at 851 Park Street.

PFA is a national bond issuer created under the laws of the State of Wisconsin and is authorized to issue bonds for projects in different States. PFA intends to issue approximately \$44.3 million of multifamily housing revenue bonds to finance the renovation of several affordable housing projects, including approximately \$5.7 million for the 46-unit Zion Park Apartments project.

The bonds to be issued are revenue bonds, secured solely by revenues of the housing projects, including HUD grants. Neither the State, the City, nor any other entity will have any liability for the repayment of these bonds.

In order for the bonds to qualify for tax-exemption, Section 147(f) of the Internal Revenue Code requires that the bonds be approved by the highest elected official in the municipality where the Project is located (i.e., the Mayor for the City of Hartford), following a public hearing for the issuance of the Bonds. The City's approval would be solely for federal income tax purposes and no other purpose.

In accordance with Section 147(f) of the Internal Revenue Code, please refer this item to Public Hearing in the future.

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:
Luke A. Bronin, Mayor

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

WHEREAS, Public Finance Authority ("PFA") has represented to the City of Hartford, Connecticut (the "City") that it is a public commission organized under and existing pursuant to the provisions of Section 66.0301, 66.0303 and 66.0304 of the Wisconsin Statutes, as amended; and

WHEREAS, PFA has represented to the City that it intends to issue one or more series of its Public Finance Authority Multifamily Housing Revenue Bonds (Dogwood Housing, Inc. Portfolio Project), Series 2018 (the "Bonds"), in an aggregate principal amount not to exceed \$44,320,000, the proceeds of which will be used for the (a) financing the acquisition and/or renovation of various rental housing communities owned or to be owned by affiliates of Dogwood Housing, Inc., a Maryland nonprofit corporation (the "Borrower"), (b) funding reserves and (c) paying certain costs of issuance of the Bonds, and the Borrower expects to use approximately \$5,680,000 aggregate principal amount of the proceeds of the Bonds to finance the renovation of a 46-unit multifamily housing residential rental community located at 851 Park Street, Hartford, Connecticut 06106 known as Zion Park Apartments (the "Local Project"); and

WHEREAS, In order for the interest on the Bonds to be exempt from federal income tax, Section 147(f) of the Internal Revenue Code of 1986, as amended (the "Code"), requires the approval of the governmental unit having jurisdiction over the area in which the Local Project is located; and

WHEREAS, Section 147(f) of the Code provides that the Bonds are treated as approved by the governmental unit if the Bonds are approved by the "applicable elected representative" of such governmental unit after a public hearing following reasonable public notice; and

WHEREAS, The Bonds will be secured solely by revenues and property of the Borrower and do not constitute a debt or liability of the State of Connecticut (the "State"), the City or any political subdivision of the State, and none of the State, the City or any political subdivision of the State shall pledge its faith and credit or any taxing power for the repayment of the Bonds; and

WHEREAS, The Mayor is the applicable elected representative of the City pursuant to the Code, and the Court of Common Council conducts the City's public hearings; now therefore be it,

RESOLVED, That solely for purposes of satisfying the public approval requirements of Section 147(f) of the Code, the Court of Common Council authorizes PFA to notice and conduct a public hearing in the future with respect to the issuance of the Bonds and the financing of the Local Project, in Hartford City Hall located at 550 Main Street, Hartford, CT 06130, as required by the Code; and be it further

RESOLVED, That solely for purposes of satisfying the public approval requirements of Section 147(f) of the Code, the Mayor is hereby authorized to consider and approve the issuance of the Bonds, wherein such approval is not to be construed as an endorsement thereof; and be it further

RESOLVED, That the Mayor and City Clerk are hereby authorized to execute and deliver necessary and appropriate documents for the purposes set forth above, including but not limited to one or more certificates, as may be necessary to evidence the City's approval of the issuance of the Bonds, upon and subject to the above terms and conditions and such other terms and conditions that the Mayor and the Corporation Counsel may deem appropriate and in the best interest of the City; 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 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.

NOTICE OF PUBLIC HEARING

Notice is hereby given that a public hearing as required by Section 147(f) of the Internal Revenue Code of 1986, as amended (the "Code"), and Section 5f 103-2(f) of the United States Treasury Regulations, will be held by the Public Finance Authority, a public commission organized under and pursuant to the provisions of Sections 66.0301, 66.0303 and 66.0304 of the Wisconsin Statutes, as amended ("PFA"), at 550 Main Street, Hartford, Connecticut 06103, for the purpose of providing a reasonable opportunity for interested individuals to express their views, either orally or in writing, as to the authorization and issuance by PFA of one or more series of Public Finance Authority Multifamily Housing Revenue Bonds (Dogwood Housing, Inc. Portfolio), Series 2018 (the "Bonds"), in an aggregate principal amount not to exceed \$44,320,000.

The proceeds of the Bonds will be used for the purposes of (a) financing the acquisition and/or renovation of various rental housing communities owned or to be owned by affiliates of Dogwood Housing, Inc., a Maryland nonprofit corporation that is exempt within the meaning of Section 501(c)(3) of the Internal Revenue Code of 1986, as amended (the "Borrower"), (b) funding reserves and (c) paying certain costs of issuance of the Bonds. The Bonds are to be issued in one or more series pursuant to a plan of finance, pursuant to Section 66.0304 of the Wisconsin Statutes, as amended.

The Borrower expects to use the proceeds of the Bonds to finance the communities as further described: (a) approximately \$4,350,000 to finance the renovation of a 68-unit multifamily housing residential rental community at 4413 Cypress Creek Avenue East, Tuscaloosa, Alabama 35405; **(b) approximately \$5,680,000 to finance the renovation of a 46-unit multifamily housing residential rental community located at 851 Park Street, Hartford, Connecticut 06106**, (c) approximately \$2,570,000 to finance the renovation of a 42-unit multifamily housing residential rental community located at 1013 Cedar Avenue, Albany, Georgia 31701, (d) approximately \$1,680,000 to finance the renovation of a 36-unit multifamily housing residential rental community at West 22nd Street, Cordele, Georgia 31015, (e) approximately \$5,490,000 to finance the renovation of a 96-unit multifamily housing residential rental community located at 1105 Edward Street, Fort Valley, Georgia 31030, (f) approximately \$14,060,000 to finance the acquisition and renovation of a 73-unit multifamily housing residential rental community for senior citizens located at 401 Green Street, Maywood, Illinois 60153 and (g) approximately \$10,550,000 to finance the acquisition and renovation of a 100-unit multifamily housing residential rental community for seniors located at 1047 N Emily Place, Peoria, Illinois 61604 (each a "Project" and collectively, the "Projects"). Each Project will be owned by a special purpose entity that is an affiliate of the Borrower.

THE BONDS SHALL NOT REPRESENT OR CONSTITUTE A DEBT OR PLEDGE OF FAITH AND CREDIT OR ANY TAXING POWER OF PFA, THE STATE OF CONNECTICUT (THE "STATE"), THE CITY OF HARTFORD, CONNECTICUT OR ANY OTHER POLITICAL SUBDIVISION OF THE STATE. THE BONDS ARE PAYABLE SOLELY FROM FUNDS PAID BY THE BORROWER AND SHALL BE SECURED BY COLLATERAL FURNISHED BY THE BORROWER.

Interested members of the public are invited to attend. Persons wishing to express their views regarding the Projects and the issuance of the Bonds may appear at the hearing or may submit comments in writing. Written comments regarding the foregoing should be submitted to the City of Hartford, Connecticut, 550 Main Street, Hartford, CT 06130, Attn: John V. Bazzano, Town and City Clerk, at least 24 hours prior to the hearing. Any person requiring reasonable, special accommodation to participate in this meeting because of a disability or physical impairment should contact City at 860-757-9311 at least five business days prior to the meeting. This notice is given pursuant to Section 147(f) of the Code.

ITEM # 9 ON AGENDA
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

John V. Bazzano, Town and City Clerk

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

November 13, 2018

Honorable Glendowlyn L. H. Thames, Council President and City Council Members
550 Main Street room 208 Hartford, Connecticut 06103

Dear Council President and City Council Members:

The Health and Human Services Committee held its regularly scheduled meeting on Monday, November 5, 2018 at 5:30 pm in the Council Chambers. The following were present:

Health and Human Services Committee Chair Larry Deutsch, Councilwoman rJo Winch, Councilwoman Claudine Fox, Councilman James Sánchez and Corporation Counsel Demar Osbourne

Item for discussion:

RESOLUTION SUPPORTING THE EFFORTS OF ICE CREAM FOR A DREAM TO RAISE AND/OR SECURE AT LEAST \$10,000 FOR A CONTINUATION OF OPERATIONS FOR UPCOMING AND FUTURE SEASONS. (COUNCILMAN CLARKE II)

After a brief discussion, the committee agreed to discharge the item with no recommendations to Council 3-0.

Motion was made by Councilman James Sánchez

2nd by Committee Chair Larry Deutsch

Claudine Fox – yes

James Sánchez – yes

Larry Deutsch – yes

Rjo Winch – absent

Respectfully submitted by

A handwritten signature in cursive script that reads "Larry Deutsch".

Larry Deutsch, MD, MPH

Chairman of Health and Human Services Committee

Hartford Court of Common Council

Court of Common Council

CITY OF HARTFORD
550 MAIN STREET
HARTFORD, CONNECTICUT 06103



Legislative Affairs Committee

John Q. Gale, Chair

James Sanchez

Maly D. Rosado

Larry Deutsch

Claudine Fox

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

COMMUNICATION

November 13, 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 Legislative Affairs Committee meeting of the Court of Common Council of the City of Hartford met on November 1, 2018 at 5:30 pm in Council Chambers. Present were John Q. Gale, Chair, Majority Leader, Councilman James B. Sanchez, and Councilwoman Maly D. Rosado. Also in attendance were two representatives of the Cultural Affairs Commission, Ira Revels and Olusanya Bey.

The following action was taken:

The Committee interviewed the proposed Poet Laureate, Frederick-Douglas Knowles II. The Committee learned of his experience as an educator in English at Three Rivers Community College, an avid writer, reader, performer, author, and community activist of poetry of almost two decades. Mr. Knowles shared his enthusiasm to promote literacy and self-expression at schools and events throughout the city of Hartford. Although there was no formal referral to the Committee of the appointment of Mr. Knowles, the Committee was unanimous in its support of Mr. Knowles as Hartford's first Poet Laureate.

Your chair,

John Q. Gale

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

November 13, 2018

Honorable Glendowlyn L. H Thames, Council President and City Council Members
550 Main Street room 208Hartford, Connecticut 06103

Dear Council President and City Council Members:

The Health and Human Services Committee held its regularly scheduled meeting on Monday, November 5, 2018 at 5:30 pm in the Council Chambers. The following were present:

Health and Human Services Committee Chair Larry Deutsch, Councilwoman rJo Winch, Councilwoman Claudine Fox, Councilman James Sánchez and Corporation Counsel Demar Osbourne

Item for discussion:

COMMUNICATION FROM MAYOR BRONIN, WITH ACCOMPANYING RESOLUTION AUTHORIZING THE MAYOR TO ACCEPT A THREE-YEAR GRANT FROM THE U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT (HUD) THROUGH ITS OFFICE OF HEALTHY HOMES AND LEAD HAZARD CONTROL.

The committee discussed the item and found that the 5th "whereas" was not clear on eligibility. Additionally, the Committee would like to know specifically what was written in the grant, as well as. After the discussion, the Committee agreed to send the item to Council with favorable recommendations pending such additional information, with a vote 4-0.

Motion was made by Councilwoman rJo Winch
2nd by Committee Chair Larry Deutsch
Claudine Fox – yes
James Sánchez – yes
Larry Deutsch – yes
Rjo Winch – yes

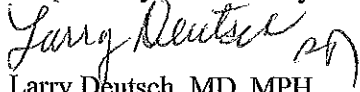
The committee then voted on an amendment to the resolution. The committee agreed to add the amendment to the 4th "Whereas", "implement by city staff in the City of Hartford's Health& Human Services Department". the vote was 4-0 with a favorable recommendation to Council.

Motion was made by Committee Chair Larry Deutsch
2nd by Councilwoman Claudine Fox

Claudine Fox – yes
James Sánchez – yes
Larry Deutsch – yes
Rjo Winch – yes

Substitute resolution is attached.

Respectfully submitted by

A handwritten signature in cursive script that reads "Larry Deutsch" followed by a stylized monogram or flourish.

Larry Deutsch, MD, MPH
Chairman of Health and Human Services Committee
Hartford Court of Common Council



Luke A. Bronin
Mayor

October 22, 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: Lead Control and Healthy Homes Grant

Dear Council President Thames:

Attached for your consideration please find a resolution authorizing the Mayor to accept a three-year grant of \$3,400,000 from the U.S. Department of Housing and Urban Development (HUD) through its Office of Healthy Homes and Lead Hazard Control. This grant succeeds a previous HUD grant which was approved by Council in 2014 for the same purposes.

The Centers for Disease Control & Prevention (CDC) have set a goal to eliminate childhood lead poisoning by the year 2020. The U.S. Department of Housing and Urban Development (HUD) Office of Healthy Homes and Lead Hazard Control (OHHLHC) is working in collaboration with the Centers for Disease Control (CDC) to reduce childhood lead poisoning by providing grants to municipalities for Lead Hazard Reduction Demonstration (LHRD) and Healthy Homes programs.

HUD's funding is intended to reduce childhood lead poisoning and harm from other household hazards by assisting local governments to undertake comprehensive programs to identify and control lead-based paint and other hazards in eligible privately owned rental housing both for renters and owner-occupants. With HUD's assistance, the City has developed a comprehensive community-based approach to remediating lead and safety hazards in housing and has provided services aimed at reducing childhood lead poisoning through community outreach and education. The LHRD and Healthy Homes program will: 1) provide forgivable loans to property owners to identify and abate lead in their rental properties, 2) utilize the Healthy Homes rating system to assess, prioritize and remediate other health and safety hazards, 3) provide training to Hartford residents in keeping their homes lead-safe, and 4) provide lead-safe worker training to residents and lead-safe supervisor training to contractors.

The grant period is a 36-month period from September 28, 2018 through September 27, 2021. A match of \$761,067.39 is required which will be achieved through in-kind contributions, i.e. the salaries and benefits of City staff who implement the program, which are included in the FY2019 budgets of Health and Human Services and the Housing Division, as well as contributions of program partner Family Life Education.

Respectfully submitted,

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

Luke A. Bronin
Mayor

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

SUBSTITUTE RESOLUTION

INTRODUCED BY:
Luke A. Bronin, Mayor

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

WHEREAS, The Hartford Department of Health & Human Services has developed a comprehensive community-based approach to remediating lead and safety hazards in housing and has provided services aimed at reducing childhood lead poisoning through community outreach and education efforts, and

WHEREAS, The Centers for Disease Control & Prevention (CDC) have set a goal to eliminate childhood lead poisoning by the year 2020; and

WHEREAS, The U.S. Department of Housing and Urban Development (HUD) Office of Health Homes and Lead Hazard Control (OHHLHC) is working in collaboration with the CDC to reduce childhood lead poisoning by providing grants to municipalities for Lead Hazard Reduction Demonstration (LHRD) and Health Homes programs; and

WHEREAS, HUD OHHLHC has awarded the City of Hartford a grant of \$3,400,000 for 36-month period from September 28, 2018 through September 27, 2021 for Lead Hazard Reduction Demonstration (LHRD) and Healthy Homes project to be implemented by City staff in the City of Hartford's Health & Human Services Department; and

WHEREAS, The LHRD and Healthy Homes program will 1) provide forgivable loans to property owners to identify and abate lead in their rental properties, 2) utilize the Healthy Homes rating system to assess, prioritize and remediate other health and safety hazards, 3) provide training to Hartford residents in keeping their homes lead-safe, and 4) provide lead-safe worker training to residents and lead-safe supervisor training to contractors; now therefore, be it

RESOLVED, That the Court of common Council hereby authorizes the Mayor to accept \$3,400,000 in grant funding from the U.S. Department of Housing and Urban Development (HUD) for the 36-month period from September 28, 2018 through September 27, 2021; 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 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 agreements and 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 that no person or entity shall be entitled to rely on, or otherwise claim benefit by reason of the 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 Corporation Counsel.

ITEM# 12 ON AGENDA

INTRODUCED BY:
Thomas J. Clarke II, Councilman

Court of Common Council
City of Hartford, August 13, 2018

WHEREAS, Ice Cream For a Dream has given away 10,000 ice creams each year since August of 2012. Ice creams are given to the people free of charge if they state what their dream is; and

WHEREAS, The fundings primarily come from Abdul-Rahmaan I. Muhammad founder and CEO of Ice Cream For a Dream; and

WHEREAS, Abdul has hired a college student this year to run Ice Cream For a Dream for the season. As a result of increased request for community appearances, Ice Cream For a Dream is seeking to secure a \$10,000 grant for operations and staffing; now, therefore, be it

RESOLVED, The Court of Common Council supports the efforts of Ice Cream For a Dream to raise and/or secure at least \$10,000 for a continuation of operations for upcoming and future seasons.

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

Report

October 22, 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 Quality of Life and Public Safety Committee held its regular scheduled meeting on October 16, 2018 at 5:30 pm in the Council Chambers to discuss the following referred item as reflected on the committee agenda.

Item #2

RESOLUTION URGING THE ADMINISTRATION TO REQUEST THE FEDERAL COURT NOT "SUNSET" THE CONSENT DECREE UNTIL THE ABOVE ISSUES SURROUNDING THE FIREARMS DISCHARGE BOARD ARE SETTLED AND TO PROVIDE AN UPDATE BY THE NEXT COUNCIL MEETING SCHEDULED FOR OCTOBER 22, 2018. (COUNCILMAN CLARKE II)

The following were present: Committee Co-Chairman Thomas James Sánchez, Co-Chairman Thomas J. Clarke, II, Councilwoman Claudine Fox (WF). Also present were, N. Feola-Gueneri

from Corporation Council, Jason Thody from HPD, Chief David Rosado from HPD and Assistant Chief Medina.

Please see attachment for the Sub-Resolution.

A motion was made by Councilman T.J. Clarke II to act on the amending language; Seconded by Councilman Sánchez.

Vote Taken (3-0. 2Absent. Pass)

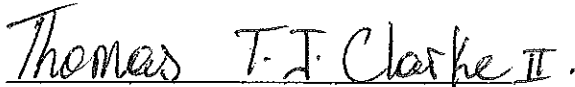
Councilman Thomas J. Clarke II: Yes
Councilman James Sánchez: Yes
Councilwoman Rjo Winch: Absent
Councilwoman Claudine Fox: Yes
Councilwoman Rosado: Absent

A motion was made by Councilman Sánchez to move item with a favorable recommendation to full council; Second by Councilman T.J. Clarke II.

Vote Taken (3-0. 2Absent. Pass)

Councilman Thomas J. Clarke II: Yes
Councilman James Sánchez: Yes
Councilwoman Rjo Winch: Absent
Councilwoman Claudine Fox: Yes
Councilwoman Rosado: Absent

Respectfully Submitted,



Thomas J. Clarke, II
Co-Chairman of QL&PS



James Sánchez
Co-Chairman of QL&PS

INTRODUCED BY:
Councilman Thomas J. Clarke II
Sponsor By: Councilman James Sánchez

COURT OF COMMON COUNCIL
City of Hartford October 22, 2018

SUBSTITUTE RESOLUTION

WHEREAS, There were riots for consecutive years between City residents and the Hartford Police Department between 1966 to 1969; and

WHEREAS, In 1969 three (3) individuals and four (4) organizations filed federal discrimination suit against Hartford Police Chief Thomas Vaughan and five (5) others; and

WHEREAS, The plaintiffs claimed that the Hartford Police Department had conducted a campaign of violence, intimidation and humiliation against Blacks and Latinos. The lead plaintiff was Maria Cintron; and

WHEREAS, In 1973 the plaintiffs and the City of Hartford reached a settlement / consent decree establishing a police code of conduct include:

- a) Written procedure for the internal review of complaints against Hartford Police Officers; and
- b) That City of Hartford Police Officers avoid using profane and derogatory terms; and

WHEREAS, The residents of Hartford call for the City to revisit the Consent Decree; and

WHEREAS, The plaintiffs now assert that the Hartford Police Department has violated the Consent Decree in its failure to:

- a) Have an independent review of the police firing weapons;
- b) Have the Firearms Discharge Board meet monthly;
- c) Have Hartford Chief of Police name 3 individuals to voting positions on the Firearms Discharge Board from a list of 6 provided by the plaintiffs;
- d) Have Hartford Police Department notify or reach agreement with the plaintiffs on it switching service revolver;
- e) Prepare Hartford residents to enter the Hartford Police Department as Police Officers; now, therefore, be it

RESOLVED, The Court of Common Council request The Administration to provide an update by the next council meeting scheduled for November 12, 2018.

SUBSTITUTE

Introduced by:

Mayor Luke A. Bronin

HEADING
AND
PURPOSEAN ORDINANCE AMENDING CHAPTER 2A - PENSIONS, SECTION 2A-5 AND
CREATING NEW SECTIONS 2A-45, 2A-46, AND 2A-47 OF THE HARTFORD
MUNICIPAL CODECOURT OF COMMON COUNCIL,
CITY OF HARTFORDSeptember 11, 2017

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

Article I. General Provisions

Sec. 2A-5. - Definitions.

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

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

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

creditable accrued vacation time and creditable accrued sick time.

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

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

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

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

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

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

- (13) The "*final average pay period*" for each member shall mean those total number of such member's final years of service from which some subset thereof is to be used for purposes of determining such member's final average pay. Thus, for example, if a member is entitled to have his or her pension benefit calculated on the basis of his or her highest two (2) of his or her last five (5) years of gross earnings, then such member's final average pay period is such five (5) year period. Except as otherwise provided in subsection (14) below, a member's final average pay period shall end on the day prior to his or her effective date of retirement.
- (14) Commencing on August 1, 1993, a member's "*gross earnings*" with respect to any year of service shall mean and include all amounts payable by the city directly to such member for services rendered by such member to the city (including, but not limited to, any and all of its agencies, commissions, boards, offices and departments) within such time period which amounts shall include, but not necessarily be limited to, such member's basic salary, payments for or in lieu of overtime, longevity pay, and retroactive pay increases, as and to the extent each is attributable to such services, but, except as provided in this subsection below, shall not include either any amounts paid for services rendered in some other time period or any payments made to a member upon and by reason of his or her termination of employment (including, but not limited to any and all severance payments and lump sum payments for accrued vacation and sick time).

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

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

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

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

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

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

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

(NEW) Section 2A-46. – Contributions

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

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

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

c. In consideration of the city picking up such pick-up contributions, 401(a) Plan Participants shall have their Pay reduced by an amount equal to the contributions so picked up by the city.

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

(NEW) Section 2A-47. – Vesting

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

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

This ordinance shall take effect upon adoption.

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.

Introduced by: THOMAS J. CLARKE II, COUNCILMAN

HEADING
AND
PURPOSEAN ORDINANCE AMENDING CHAPTER 2, ARTICLE VI, DIVISION 4,
SECTION 2-352¹ OF THE HARTFORD MUNICIPAL CODECOURT OF COMMON COUNCIL,
CITY OF HARTFORDFebruary 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.

¹¹ Ord. No. 19-08, 7-14-08; Ord. No. 17-11, 5-23-11.

Introduced by:

HEADING
AND
PURPOSE

Minority Leader Wildaliz Bermudez

AN ORDINANCE AMENDING CHAPTER 29 OF THE HARTFORD MUNICIPAL CODE.

COURT OF COMMON COUNCIL,
CITY OF HARTFORDJanuary 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.

INTRODUCED BY:

Assistant Majority Leader John Q. Gale

COURT OF COMMON COUNCIL

City of Hartford, January 9, 2017

WHEREAS, John L. "Jack" Dollard (1929 — 2012), an architect, artist, and activist in Hartford for more than four decades, was a driving force behind many improvements to the City of Hartford; and,

WHEREAS, one of Mr. Dollard's great accomplishments was bringing the carousel to Bushnell Park and designing the building in which the carousel sits; and,

WHEREAS, the carousel continues to attract thousands of people from the City and the region, of all ages, races, and nationalities, together in downtown Hartford; and,

WHEREAS, the City of Hartford wishes to honor Mr. Dollard's memory and his unique achievement by naming the pavilion that adjoins the carousel building "The Dollard Pavilion"; and,

WHEREAS, this proposal has been approved by the directors of the Bushnell Park Foundation and the New England Carousel Museum, which together maintain and operate the carousel; and,

WHEREAS, the cost to create and maintain a commemorative plaque in the pavilion honoring Mr. Dollard shall be borne by private monies and kept in a fund managed by the Bushnell Park Foundation, such that the city incurs no financial liability in the naming, now and in perpetuity; and,

WHEREAS, the Hartford Department of Public Works shall provide final review and give final approval of the commemorative plaque and any signage in the city-owned building; now, be it

RESOLVED, that the pavilion which adjoins the carousel in Bushnell Park shall hereafter be officially known as The Dollard Pavilion in honor of this outstanding citizen.

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: Luke A. Bronin, Mayor

HEADING
AND
PURPOSE

AN ORDINANCE AMENDING ARTICLE VI (the "TREE ORDINANCE") OF
CHAPTER 28 OF THE MUNICIPAL CODE OF HARTFORD

COURT OF COMMON COUNCIL,
CITY OF HARTFORD

October 9, 2018

Be It Hereby Ordained by the Court of Common Council of the City of Hartford that Article VI. – Tree Ordinance" of the Municipal Code be amended as follows.

ARTICLE VI. - TREE ORDINANCE

Sec. 28-151. - Generally.

This article shall be known and referred to as the "Tree Ordinance of the City of Hartford."

(Ord. No. 11-11, 3-28-11)

Sec. 28-152. - Purpose.

The City of Hartford is characterized by its rich heritage of trees. Hartford's Trees clean the air, calm traffic, increase property values, reduce storm water run-off, and otherwise enhance the quality of life. The goal of this [ordinance] **Article** is to maintain and grow Hartford's urban forest, maintain Trees in a healthy condition, protect existing Trees, and mitigate losses and damage to Hartford's Trees.

(Ord. No. 11-11, 3-28-11)

Sec. 28-153. - Findings.

In 2007, the City of Hartford, the Knox Parks Foundation, the Connecticut Department of Environmental Protection, and the United States Forestry Service conducted a survey of the [C]city of Hartford's Trees. This survey revealed that the [C]city has approximately four hundred fifty thousand (450,000) Trees that cover about twenty-six (26%) percent of the [C]city's landmass. That is almost four (4) Trees for each resident. Together, they remove two thousand four hundred (2,400) tons of carbon and seventy-three (73) tons of other pollutants from the air each year. Because Hartford has the highest asthma rate in the state, the fact that the removed pollutants include thirty-seven (37) tons of particulate matter, a major asthma trigger, is especially important. Cooling provided by the Trees reduces energy use in the [C]city by one thousand eight hundred (1,800) megawatt hours each year. The estimated replacement value of

these Trees is about five hundred ninety million dollars (\$590,000,000.00), an amount equal to about twenty-two (22%) percent of the gross value of the municipality's Real Property Grand List. The largest and oldest Trees, only twelve (12%) percent of the total number of Trees, provide fifty (50%) percent of the total tree canopy cover. Due to their age and vulnerability, it is clear that Hartford's urban forest is in jeopardy if these Trees are not maintained and more Trees are not planted each year.

(Ord. No. 11-11, 3-28-11)

Sec. 28-154. - Definitions.

Terms used in this Article shall be construed as follows, unless another meaning is expressed or is clearly apparent from the language or context:

Alter means to take action by removing branches or by filling, surfacing, grading, compacting, channeling or changing the drainage pattern of the soil surrounding any Tree in a manner that threatens to diminish the vigor of the Tree. The term "alter" does not include normal seasonal pruning/shaping of a Tree necessary for normal growth.

Best Interest is a determination based on reviewing all relevant factors, including but not limited to the preservation of Trees, the impact on the streetscape, the maintenance of an effective Tree canopy, the importance of the particular Tree, the health of the Tree and its impact on safety and the overall impact that the loss of the Tree would have on the City's urban forest.

City Tree means a Public Tree [or a **Streetscape Tree,** and, **depending on the relevant facts, may include a Streetscape Tree.**

Damage means to act in a manner to jeopardize a Tree's health or cause its appearance to be defaced. Actions that constitute damage include, but are not limited to: posting bills; hanging streamers and/or decorations; driving any objects into a Tree; carving the bark of a Tree; digging/excavating/paving **and/or parking a motor vehicle** within the Drip Line in a way that impacts the root system; painting a Tree; setting fire to a Tree; or allowing harmful substances to come in contact with a Tree.

DBH (diameter at breast height) means the diameter of a Tree at fifty-four (54) inches above grade as indicated by the United States Forest Service method.

Drip Line means a conceptual line along the ground that conforms to the perimeter of the crown of the Tree and projects vertically to the ground.

Grove means a grouping of ten (10) or more Trees, as defined in this Section, located on one quarter (¼) acre or less.

Hazardous Tree means a tree that is likely to create hazardous conditions on roadways or sidewalks or to cause imminent damage to public property, private property or utility wires.

Legacy Tree means any Tree as determined by the Tree Advisory Commission to be of unique and intrinsic value to the general public because of its size, age, historic association, ecological importance or aesthetic value.

Master Tree Plan means a document prepared by the Tree Advisory Commission pursuant to section 28-156. [that shall establish direction for the City's urban forestry program and shall include targets for Tree canopy cover and Tree diversity. It shall also reference standards for safety in Tree care operations, for Tree planting, and for Tree maintenance. It shall also include guidelines for specifications relating to Trees and Tree care and for contract Tree work. In addition, the Master Tree Plan shall outline a broad program for the improvement of the urban forest that may include recommendations for urban forestry activities in specific neighborhoods, along specific streets, and in areas of the City such as Historic Districts. The Master Tree Plan shall also include a plan for management of City-owned woodlands, such as those that exist in City parks. The Master Tree Plan shall be integrative with other City plans and activities. The Master Tree Plan shall incorporate the most recent Tree inventory as conducted by the City Forester and may, at the discretion of the Tree Advisory Commission, include additional studies of the urban forest.]

Public Place means any space owned and/or controlled by the City of Hartford, including but not limited to property operated or controlled by the Hartford Board of Education, by the Hartford Housing Authority and any space in a City park.

Public Tree means any Tree in a public place.

Public Utility, or language of similar import, means "Public service company" as defined in Section 16-1 (a) (3) of the Connecticut General Statutes, as the same may be amended from time to time.

Remove means to cut down a tree or to take any other action that will cause a Tree to die within a two-year period.

Right-of-way means the area owned and/or controlled by the City of Hartford that abuts any City street, and as may be more particularly described in, among other places, [as shown in] the City of Hartford's Engineering Division street line maps.

Streetscape Tree means any Tree on private and/or public property with a base that originates, in whole or in part, in the right-of-way, or originates [or] not more than five (5) feet from the right-of-way, and, in the sole and absolute judgment and/or discretion of the City Forester, serves as part of the tree line of a street. [Tree originates in the right-of-way if a vertical line from the part of the trunk nearest to the street at a height of fifty-four (54) inches is within the right-of-way.]

Streetscape Tree Inventory means a recording of the size, condition, location, and species of all Streetscape Trees and of all planting locations without a Tree that could reasonably accommodate a Streetscape Tree.

Super Hazardous Tree is an otherwise Hazardous Tree which has been ordered removed by the City Forester or other assigns of the City of Hartford on an emergency basis because it represents so immediate a hazard to public safety that removal cannot be deferred and the structure cannot be protected, secured, or stabilized by reasonable measures specified by the City Forester. [This Article shall not apply to any alteration or pruning that has been ordered by the City Forester or other assigns of the City of Hartford on an emergency basis because the condition represents so immediate a hazard to public safety or structure integrity that alteration cannot be deferred and that such Super Hazardous Tree cannot to protected, secured, or stabilized by reasonable temporary measures specified by the City Forester.]

Tree means any living woody, self-supporting plant that has a defined stem(s) with a DBH of at least two (2) inches using the United States Forest Service method of determination.

[*Tree Inventory* means at a minimum a recording of the size, condition, location, and species of all Streetscape Trees and of all planting locations without a Tree that could reasonably accommodate a Streetscape Tree. A Tree Inventory may also include a description of the Tree canopy and a description of the extent and condition of Trees in the City, including those on private property, in parks, and other public areas.]

(Ord. No. 11-11, 3-28-11)

§ 28-155 - City Forester, roles and responsibilities.

(a) The Director of Public Works, in accordance with the provisions of Sections 26-11, and 26-12 and 26-13 of this Municipal Code shall, appoint a City Forester.

(b) The City Forester shall, in general, act under the direction of the Director of Public Works; in reference to the duties placed upon the Department of Parks and Recreation by Sections 26-11, and 26-12, and 26-13 of this Municipal Code and shall perform such other special duties in reference to Trees, shrubs or vines in highways, public parks and public grounds as may be required of him or her by such Director under the provisions of the Charter and ordinances of the City and the laws of the state.

(c) In particular, the City Forester shall have the rights, powers and responsibilities of a Tree Warden as defined in Section 23-59 of the Connecticut General Statutes.

(d) The City Forester shall also be advised by the Tree Advisory Commission established in Article VI of this Chapter and shall attend all meetings of the Tree Advisory Commission.

(e) The City Forester, or his or her designee, shall have the right to determine whether any specific plant be considered a Tree or shrub and whether a Tree is a H[h]azardous Tree or a Super Hazardous Tree, and is hereby authorized to remove or prune the same in accordance with Section 23-59 of the Connecticut General Statutes. He or she shall also have the right to determine the dollar value of any Tree for the purpose of assessment.

(f) [(b) Within one hundred eighty (180) days of the effective date of this ordinance,]

T[t]he City Forester shall conduct or cause to be conducted [a Tree Inventory] **an**

assessment of the Tree canopy of Hartford, which may include a description of the Tree canopy and a description of the extent and condition of Trees in Hartford, including those on private property, in parks, and other public places. This assessment of the Tree canopy may include a Streetscape Tree Inventory. When

completed, the aforementioned assessment of the Tree canopy [the inventory] shall be available to the public and shall be updated at least [no less than]-every ten (10) years.

(g) [(c)] The City Forester shall have the authority to issue citations for violations of this article.

(h) [(d)] The City Forester shall [approve Tree plans for new construction before they are approved by the Planning and Zoning Commission.] review plans for Trees associated with zoning permits submitted to the Planning and Zoning Commission, upon receipt of such plans, and shall advise Commission on such plans, in accordance with the Hartford Zoning Regulations.

(i) [(e)] Removal of a City Tree shall be permitted only if authorized by the City Forester or his/[] or her designee; and only if removal is performed in accordance with Section 23-59 of the Connecticut General Statutes.

(j) (f) The City Forester shall recommend a budget for expending the annually available funds in the Hartford Tree Account pursuant to Section 28-164 of this article.

(k) (g) The City Forester shall assure that a copy of the alphabetical street list of City rights-of-way or other reference by which this information is named, as maintained by the City of Hartford Engineering Division of the Department of Public Works, is placed on the City's website so as to be easily accessible to property owners and other members of the public.

(Ord. No. 11-11, 3-28-11)

§ 28-156 - Tree Advisory Commission

(a) There is hereby created a Tree Advisory Commission, which shall consist of up to five (5) non-voting ex officio members and [five (5)] up to seven (7) voting members appointed by the Mayor and approved by the Court of Common Council.

(b) The ex officio members shall ~~be~~ include: the City Forester; the chair of the Parks and Recreation Advisory Commission, or his or her designee; the chair of the Public Works, Parks, and Environment Committee of the Court of Common Council, or his or her designee; [the City Planner] the Director of Planning, or his or her designee; and the Head of Buildings and Grounds for the Hartford Board of Education, or his or her designee.

(c) The appointed members shall include up to [two (2)] three (3) persons, who may or may not be Hartford residents, with established professional competence in a pertinent discipline, such as certified arborists, ornamental horticulturists, and landscape architects and designers, or with a technical background in a related field, and up to [three (3)] four (4) Hartford residents selected for their interest in the condition of Hartford's urban forest. [The City Forester shall be a non-voting member.]

(d) [(b)] The Commission shall meet as needed to diligently conduct its business and shall hold regular meetings no less often than once per quarter. A quorum shall be a majority of the voting members.

(e) [(c)] Members shall serve without compensation. [Two (2) members will be designated by the Mayor to serve a three-year term, two (2) members to serve a two-year term and one (1) member to serve a one-year term. After initial appointments, a] All members shall be appointed for three (3) year terms, except that appointments to fill vacancies shall be for unexpired terms only. Members shall serve in their positions until a replacement is appointed.

(f) [(d)] The duties of the Commission shall include but shall not be limited to: advising the City Forester, the Court of Common Council, and the Mayor on Tree-related issues in the City and promoting awareness of Tree care, Hartford's arboreal heritage, and the benefits of an urban forest.

(g) (e) The Commission shall develop and adopt a Master Tree Plan [within eighteen (18) months of the Commission's first meeting]. The Master Tree Plan shall establish direction for the City's urban forestry program and shall include targets for Tree canopy cover and Tree diversity. It may also reference standards for Tree planting and Tree maintenance. It may also include guidelines for specifications relating to Trees and Tree care and for contract Tree work. In addition, the Master Tree Plan may outline a broad program for the improvement of the urban forest that may include recommendations for urban forestry activities in specific neighborhoods, along specific streets, and in areas of the City such as Historic Districts. The Master Tree Plan may also include a plan for management of City-owned woodlands, such as those that exist in City parks. The Master Tree Plan may be integrative with other City plans and activities. The Master Tree Plan shall incorporate the most recent Tree inventory as conducted by the City Forester and may, at the discretion of the Tree Advisory Commission, include additional studies of the urban forest. The Commission shall review the Master Tree Plan at least every five (5) years and shall amend it as needed. The Master Tree Plan may [shall] be consulted by all City Departments subject to the Master Tree Plan in the course of conducting City business.

(h) [(f)] The Commission may [shall] create an annual "State of the Forest" report about what has occurred in the City's Tree Inventory and urban forest and shall also prepare recommendations of policy and action for the next year. This report may also identify priority locations for planting, so that the City's Tree planting will address any arboreal inequities and will give priority to filling in gaps resulting from the absence of Streetscape Trees. The Commission shall present this report to the Mayor and Court of Common Council for their review and response.

(i) [(g)] The Commission shall hear and, by majority vote of those present and voting, decide appeals from certain actions or decisions of the City Forester [pursuant to Sections 28-159 and 28-160 of this article]. Within forty-five (45) days of the postmarked date of the City Forester's stop work order or written decision for any permit contemplated in this Article, an affected person may appeal the decision of the City Forester to the Tree Advisory Commission by filing with the City Forester a written petition requesting a hearing before the Tree Advisory Commission and setting forth a brief statement of the grounds therefor. Upon receipt of such petition, the Tree Advisory Commission shall set a time and place for such hearing and shall give the petitioner written notice thereof. At such hearing, the petitioner shall be given the opportunity to be heard and to show why such decision should be overturned. Other parties may be allowed to speak about the petition, at the discretion of the Tree Advisory Commission. After reviewing any spoken testimony or written evidence, the Tree Advisory Commission shall determine whether the decision is in the best

interest of the City's urban forest and shall notify the applicant of the Commission's decision either at the hearing or by first-class mail within forty-five (45) days of the conclusion of the hearing.

(Ord. No. 11-11, 3-28-11)

Sec. 28-157. - Legacy Tree Program.

(a) The Tree Advisory Commission shall establish a Legacy Tree Program in order to catalog Legacy Trees in [the City of] Hartford. The public shall be encouraged to give input to the Commission about which Trees should be included in the catalog.

(b) The City Forester shall keep a record of all Trees designated as Legacy Trees and their locations.

(c) [(b)] The Commission shall also select a "City Tree" every three (3) years. This Tree shall be selected due to its uniqueness, age, historical significance, or other distinguishing characteristics.

(Ord. No. 11-11, 3-28-11)

Sec. 28-158. - Planting trees in public places.

(a) To contribute to the urban forest of Hartford, **members of** the public shall be encouraged to [plant Trees in public places in the City] **support the planting of Trees in public places** and in areas which fill in gaps in the Tree line in or near the right-of-way, **as long as they follow the procedures outlined in this Article.**

(b) [Any organization or person wishing to plant a Tree in a Public Place or a right-of-way must submit to the City Forester the location, species, and size of the proposed Tree(s) and must obtain a permit from the City Forester or his/her designee prior to planting.] **Except for the planting of Trees resulting from the granting of zoning permits by the Planning and Zoning Commission, no organization or person shall plant a Tree in a public place or a right-of-way without first obtaining the written permission of the City Forester or his/her designee.**

(c) Once such a Tree is planted in a public place or right-of-way, the Tree shall become the property of the City of Hartford.

(d) **No plaque or other commemorative object on, at, near or relating to any tree in any public place shall be permitted unless and until such plaque or other commemorative object has been approved by the process in Section 2-197 of this Municipal Code, as the same may be amended from time to time.**

(Ord. No. 11-11, 3-28-11)

Sec. 28-159. - Altering or damaging [trees in a public place or right-of-way.] certain Trees.

(a) **No person shall alter or damage a City Tree without a permit from the City Forester.**

(b) (a) Any person wishing to [A]alter or [D]damage a City Tree [that is subject to subsection (a) of this Section] shall apply in writing for a permit to the City Forester prior to taking such action. **There shall be a ten-dollar (\$10) processing fee, per City Tree, for each application to alter or damage a City Tree.**

(c) After reviewing such application, [T]he City Forester shall determine whether such action is in the best interest of the City's urban forest and shall notify the applicant of the decision by first-class mail within [twenty (20) business days] forty-five (45) days of receiving a complete application.

(d) ~~[(b)-A]~~ An affected person may appeal the decision of the City Forester [within forty-five (45) days of the postmarked date of the City Forester's reply in writing to the Tree Advisory Commission.] regarding an application under this Section to the Tree Advisory Commission, pursuant to the procedure established in Section 28-156(i).

(e) ~~[(e)]~~ Any person who violates the provisions of this Section, including but not limited to altering or damaging a City Tree without a permit, shall be subject to a fine up to two hundred fifty dollars (\$250.00) per Tree, per violation. The City Forester or his or her designee shall have the authority to issue a citation for violations. All claims regarding citations shall be processed pursuant to Section 1-5 of the Municipal Code, as the same may be amended from time to time.

(f) It shall be an affirmative defense that it was necessary to [take action] alter or damage a Tree without a permit from the City Forester because a super hazard existed such that action was required due to the threat of imminent harm.

(g) This Article shall not apply to any alteration or damage that has been ordered by the City Forester or other officials of the City of Hartford on an emergency basis because the Tree is a Super Hazardous Tree that represents so immediate a hazard to public safety or structure integrity that alteration or damage cannot be deferred and that such Super Hazardous Tree cannot be protected, secured, or stabilized by reasonable temporary measures; or to any alteration or damage that has otherwise been properly noticed and authorized pursuant to Connecticut General Statutes section 23-59; or to any alteration or damage that has otherwise been permitted and/or authorized pursuant to the applicable provisions of Section 23-65 of the Connecticut General Statutes.

(Ord. No. 11-11, 3-28-11)

Sec. 28-160. - Tree removal.

(a) No person shall remove a City Tree, or a Tree on private property with a DBH of thirteen (13) inches or more, or a Grove of Trees without a permit from the City Forester, except the City Forester, who may remove a City Tree or a Tree pursuant to Connecticut General Statutes section 23-59, and except for any removal that has been permitted pursuant to the applicable provisions of Section 23-65 of the Connecticut General Statutes. To grant permission to any other person to remove a Tree, the City Forester must determine within forty-five (45) days of receiving a complete application that either (1) the tree is in poor health or diseased with an expected life span of less than 2 years; (2) the tree's removal is unavoidable because the tree poses a threat to human health, safety, and welfare, or (3) the negative impact on the urban canopy caused by the tree's removal can be mitigated.

(b) Any person wishing to remove a City Tree, Tree, or Grove that is subject to subsection (a) of this Section shall apply in writing for a permit to the City Forester. There shall be a ten dollar (\$10.00) per Tree processing fee for each permit application.

(c) After reviewing such application, [T]he City Forester shall determine whether ~~[R]~~removal of the City Tree, Tree, or Grove is in the best interest of the City's urban forest and shall notify

the applicant of the decision by first-class mail within [twenty (20)] **forty-five (45)** days of receiving the application.

[(c) There shall be a ten dollar (\$10.00) per Tree processing fee for each permit application.]

(d) **An affected [A] person may appeal the decision of the City Forester regarding an application under this Section to the Tree Advisory Commission pursuant to the procedure established in Section 28-156(i).** [Any person denied may be granted a hearing on the matter before the Tree Advisory Commission. Such person shall file with the City Forester a written petition requesting such hearing and setting forth a brief statement of the grounds therefore, within three (3) business days after the date notice was served. Upon receipt of such petition, the Tree Advisory Commission shall set a time and place for such hearing and shall give the petitioner written notice thereof. At such hearing, the petitioner shall be given the opportunity to be heard and to show why such decision of denial should be overturned. After such hearing, the Tree Advisory Commission shall sustain or overturn the decision of the City Forester. Any and all rights of appeal shall be deemed abandoned if a petition for hearing is not filed with the City Forester within three (3) days after such notice of decision is served.]

(e) Any individual who removes a City Tree without a permit shall replace the Tree in accordance with Section 28-162 of this Article.

(f) It shall be an affirmative defense that it was necessary to remove a Tree without a permit from the City Forester because a super hazard existed such that action was required due to the threat of imminent harm.

(g) This Article shall not apply to any removal that has been ordered by the City Forester or other officials of the City of Hartford on an emergency basis because the Tree is a Super Hazardous Tree that represents so immediate a hazard to public safety or structure integrity that removal cannot be deferred and that such Super Hazardous Tree cannot be protected, secured, or stabilized by reasonable temporary measures; or to any removal that has otherwise been properly noticed and authorized pursuant to Connecticut General Statutes section 23-59; or to any removal that has otherwise been permitted pursuant to the applicable provisions of Section 23-65 of the Connecticut General Statutes.

(Ord. No. 11-11, 3-28-11)

§ 28-161. - Protection during construction.

(a) [All Trees on or near the grounds of any construction or excavation project shall be protected using] **Property owners and other persons responsible for construction and excavation projects shall adhere to all relevant provisions of** the latest edition of the American National Standards Institute, Inc., Standards for Tree Care Operations—Tree, Shrub, and other Woody Plant Maintenance—Standard Practices (Management of Trees and Shrubs During Site Planning, Site Development, and Construction) **for the duration of the construction or excavation project.** A copy of these standards shall be available to the public in the City Forester's office [and be made available to the public].

(b) **The City Forester or his or her designee shall have the authority to issue a municipal citation to a property owner and other person responsible, in the amount of two hundred fifty dollars (\$250.00) per day, per Tree affected, for each instance of an action inconsistent with the tree care standards referred to in subsection (a) of this Section. All claims regarding citation shall be processed pursuant to Section 1-5 of the**

Municipal Code, as the same may be amended from time to time. [Any person or entity found in violation of subsection (a) of this Section shall be subject to a fine up to two hundred fifty (\$250.00) per day that the violation persists. The City Forester or his or her designee shall have the authority to issue citations All claims regarding citation shall be processed pursuant to Section 1-5 of the Municipal Code.]

(c) Any person found in violation of subsection (a) of this Section for which the City Forester determines there is substantial danger of damage to a Tree or Grove shall post a five (5) year bond in the amount of the replacement value of such Tree or Grove. Such bond shall be forfeited if the City Forester determines that the Tree or Grove is dead or moribund within the five (5) year period.

(d) Replacement value for Trees or Groves damaged or killed through negligent construction practices may be determined in accordance with Section 28-162 of this Article.

(Ord. No. 11-11, 3-28-11)

Sec. 28-162. - Tree replacement.

(a) A property owner or other person responsible for replacement of a Tree pursuant to this Article shall follow the provisions of this Section. A property owner or other person responsible for the removal of any Tree with DBH of four (4) inches or more, whether public or private, may be required to replace such Tree, at the discretion of the City Forester, and if so, such person or persons shall also follow the provisions of this Section.

[If any person removes any Tree on private land with a DBH of thirteen (13) inches or more that is removed without a permit from the City Forester or any Tree on public land with a DBH of four (4) inches or more, regardless of permission, shall be replaced by the property owner or person responsible for removal. Trees with DBH of four (4) inches or more removed in the course of any development project, public or private, are also subject to replacement at the discretion of the City Forester.]

(b) The acceptable methods of replacement **for a Tree other than a Legacy Tree** are:

(1) Replacement of the Tree with a Tree of equal or greater DBH at the location of the Tree being replaced or at a different location identified or approved by the City Forester [and to be maintained for at least a period of two (2) years from the date of planting by the owner. The owner shall replace any tree that dies during this time period.];

(2) An inch-for-inch replacement of the Tree with a number of replacement Trees with DBH of two (2) inches or more totaling the DBH of the original Tree at a location or locations identified or approved by the City Forester. For example, if a Tree with a DBH of twenty-four (24) inches is removed, it may be replaced with six (6) Trees with DBHs of four (4) inches; **or**

(3) A payment to the Hartford Tree Account, established in Section 28-164 of this Article, in the amount of the Tree's assessed value. The assessed value shall be based on the recommendation of the City Forester using as reference the latest revision of The Guide for Plant Appraisal, as published by the International Society of Arboriculture, Urbana, Illinois.

(c) [If a Legacy Tree is removed without a permit it shall be replaced by Trees that are equivalent to four (4) times the Legacy Tree's assessed value.] **The acceptable method of replacement for a Legacy Tree is:**

(1) Replacement of the Legacy Tree with a number of replacement Trees with DBH of two (2) inches or more totaling four (4) times the DBH of the original Tree at a location or locations identified or approved by the City Forester; or

(2) A payment into the Hartford Tree Account of four (4) times the assessed value of the Legacy Tree.

(d) Any replacement Tree planted in accordance with this section must be maintained for at least a period of five (5) years from the date of planting by the responsible party. The responsible party, or the property owner if there is no responsible party, shall replace any Tree that dies during this time period, and such replacement Tree shall be maintained for at least a period of five (5) years from the date of planting by the responsible party.

[The siting of any replacement tree or trees shall require the approval of the City Forester.]

(Ord. No. 11-11, 3-28-11)

§ 28-163 - Planting requirement

(a) The City Forester shall review plans for Trees associated with zoning permits submitted to the Planning and Zoning Commission, upon receipt of such plans, and shall advise Commission on such plans, in accordance with the Hartford Zoning Regulations.

(b) Any activity that requires a zoning permit shall include Tree planting that complies with the Hartford Zoning Regulations. Variances to this requirement shall be submitted to the Zoning Board of Appeals in compliance with the Hartford Zoning Regulations.

(c) Any activity, such as an individual Tree planting or Tree removal, which does not require a zoning permit shall comply with applicable portions of the Hartford Zoning Regulations on excavation, installation, maintenance, species type, tree removal, spacing, and similar provisions. Variances from compliance for activities not requiring a zoning permit shall be submitted to the City Forester, who may allow persons to pay four hundred dollars (\$400.00) per instance of a Tree planted in a manner that does not comply with the applicable portions of the Hartford Zoning Regulations or best practices as determined by the City Forester, in exchange for granting the responsible party to proceed without such compliance. Any such payments collected shall be deposited in the Hartford Tree Account.

(d) All Tree planting permitted by a zoning permit or City Forester permit must be maintained for five (5) years from the conclusion of the permitted work.

(e) The City Forester or his or her designee shall have the authority to issue a municipal citation to a property owner and other person responsible, in the amount of two hundred fifty dollars (\$250.00) per day, per Tree affected, for each instance of an action inconsistent with this Section, including failure to maintain a Tree in accordance with a permit. Any such payments collected shall be deposited in the Hartford Tree Account.

(f) An affected person may appeal the decision of the City Forester regarding an application under Section 28-163(c) to the Tree Advisory Commission, pursuant to the procedure established in Section 28-156(i). For appeals of applications under Section 28-163(a), consult the Hartford Zoning Regulations.

{All new public and private development project plans shall include plans for Tree planting and protection. No such Tree development project plan may be approved by the Planning and Zoning Commission unless the plan for Tree planting and protection has first been approved by the City Forester.

(b) These public and private development project plans shall require the creation and maintenance of canopy coverage of at least fifty (50%) percent after fifteen (15) years over those areas of the site to be developed that will not have buildings on them.]

[(c) All new public and private parking lots shall develop plans for Tree planting that will create and maintain a canopy coverage of at least sixty-six (66%) percent after fifteen (15) years over the areas of the lot that do not have buildings on them. The City Forester may grant variances or exceptions to this rule for extenuating circumstances. In such a case, in lieu of planting new Trees, the City Forester may permit payment at the price of four hundred dollars (\$400.00) per Tree not included in the plan that would otherwise be necessary to achieve the desired canopy cover. The payment in lieu of planting shall be deposited to the Hartford Tree Account.]

{(d) Properties out of compliance with their planting plans may be charged eight hundred dollars (\$800.00) per Tree for each Tree not planted in accordance with the plan approved by the City Forester and Planning and Zoning Commission. This money shall be deposited in the Hartford Tree Account.]

[(e) A person may appeal the decision of the City Forester to the Tree Advisory Commission pursuant to the procedure established in Section 28-160(d).]

{(f) From time to time the Tree Advisory Commission and City Forester shall review the aforementioned fee structure and report any recommendations regarding changes to the fee structure to the Court of Common Council for approval.]

Sec. 28-164. - Hartford Tree Account.

(a) There is hereby established a Demand Deposit Account known as the Hartford Tree Account. Such Account is established under authority of the Connecticut General Statutes and pursuant to Section 2-484 for the exclusive purpose of funding activities that implement or promote the purposes of this Article, as expressed in Section 28-152.

(b) The principal of the Hartford Tree Account shall consist of the following:

(1) Up to five (5%) percent of the investment income from the Hartford Park's Trust Fund received on an annual basis;

(2) [All fines paid pursuant to Sections 28-159 and 28-161, all processing fees paid pursuant to Section 28-160, all payments made pursuant to Section 28-162 and all payments in lieu of planting made pursuant to Section 28-163;] **All fines, processing fees, payments in lieu of planting, and other monies collected pursuant to this Article;**

(3) All gifts and grants from any source, public or private, made to the City and designated for Trees or improvements to the urban forest;

(4) Any funds from any source designated by the Court of Common Council to be added to the Account; and

(5) All investment income earned by the Account.

(c) Expendable money in the Account may be spent for the purposes authorized by this Section upon recommendation of the Mayor and with the approval of the Court of Common Council. Expenditures may be made as follows:

(1) All moneys received by the Account under subsection (b)(2) of this Section shall be used only for the purchase and planting of Trees.

(2) Any restricted moneys received by the Account shall be expended in accordance with their restrictions.

(3) At least half of the remaining unrestricted funds shall be expended for the purchase and planting of Trees.

(4) All other unrestricted funds may be spent for any activity that is consistent with the purpose of the Account.

(d) Any budget proposed by the Mayor or approved by the Court of Common Council, and any appropriation made for the purchase and planting of Trees, must not be reduced, ratably or otherwise, in consideration of any moneys in the Account. Expenditures from the Account shall add to and not replace budgets and appropriations which also serve the purposes of the Account.

(e) Any remaining investment income shall be held in reserve for future transfer and appropriation.

(Ord. No. 11-11, 3-28-11)

Sec. 28-165. – Enforcement.

(a) Any person who violates any of the provisions of this Article shall be notified by the City Forester of the specific violation by certified or registered mail, return receipt requested, or by hand delivery. The notice shall explain the nature of the violation and shall provide a reasonable time period within which compliance must be achieved.

(b) Upon verbal or written notice from the City Forester that work is being performed contrary to any provision of this Article, such work shall be immediately stopped by the person doing the work. Within seven (7) days of any verbal or written notice, a stop work order shall be provided to the owner of the subject lot, or to the owner's agent, or to the person doing the work, and the stop work order shall state the conditions under which work is permitted to resume, provided that if any such stop work order is not issued within seven (7) days, the owner of the subject lot may ask the Tree Advisory Commission for a hearing and decision in accordance with § 28-156(i). Any person who shall continue work after having been served with

a stop work order, except such work as that person is directed by the City Forester or other City officials to perform to remove a violation or unsafe condition, shall be liable for a daily fine not exceeding two hundred fifty dollars (\$250.00) per violation, per Tree affected.

(c) Whenever there is reasonable cause to believe that a person is violating any applicable Article provision, the City may institute a civil action in a court of competent jurisdiction for a mandatory or prohibiting injunction ordering the defendant to either correct the unlawful use of the property or cease the unlawful use.

(d) Each failure to replace a Tree or make a payment into the Hartford Tree Account or to post and maintain a bond in accordance with Section 28-161(c) equal to tree replacement value, or to follow any of the provisions of this Article shall constitute a separate violation of this Article for which there shall be a fine in the amount of two hundred fifty dollars (\$250.00). Each day such violation continues shall constitute a separate offense.

(e) As an alternative or in addition to any fine stated in this Section, citations may be issued pursuant to the Hartford Zoning Regulations.

(f) The Commissioner of Public Works or his or her designee, the City Forester, and employees of the Department of Public Works shall be the authorized enforcement personnel.

(Ord. No. 11-11, 2-1-17)

Sec. 28-[165]166 - Cumulative effect and severability.

This Article shall be subject to all applicable State and Federal laws and shall not impede compliance with such laws. The provisions of this Article are in addition to and not in place of any powers, requirements, sanctions or other provisions of State or Federal law. If any provision of this article is held to be invalid by a court of competent jurisdiction, then such provision shall be considered separate and apart from the remaining provisions, which shall remain in full force and effect.

(Ord. No. 11-11, 3-28-11)

Sec. 28-167. - Public utilities.

(a) Except as otherwise provided in any settlement agreement by and between the City and any public utility, any public utility maintaining any overhead wires or underground pipes or conduits shall obtain a public utilities permit from the City Forester before performing any maintenance work on the wires, pipes, or conduits which would cause injury to a City Tree. The public utility shall not injure, deface, prune, or scar any City Tree until its plans and procedures have been approved by the City Forester.

(b) When maintaining City Trees, a public utility must observe American National Standards Institute, Inc., Standards for Tree Care Operations—Tree, Shrub, and other Woody Plant Maintenance—Standard Practices and other standards noted in the Hartford Zoning Regulations and as articulated by the City Forester from time to time.

(c) The Metropolitan District, also known as the Metropolitan District Commission, is not exempt from the requirements in this section and, notwithstanding anything in this section that may be to the contrary, shall comply with the requirements in this section.

Secs. 28-[166]168—28-169. - Reserved.

This ordinance shall take effect upon adoption.

Introduced by: **Glendowlyn L. H. Thames, Council President**

Co-Sponsored by: John Q. Gale, Assistant Majority Leader
Thomas J. Clarke II, Councilman
rJo Winch, Councilwoman

HEADING
AND
PURPOSE

AN ORDINANCE AMENDING CHAPTER 28 OF THE MUNICIPAL CODE OF THE CITY OF HARTFORD FOR THE PURPOSE OF ESTABLISHING THE COLUMBIA STREET/PARK TERRACE SPECIAL SERVICES DISTRICT CHAPTER 28, Article XV

COURT OF COMMON COUNCIL,
CITY OF HARTFORD

October 9, 2018

Be it ordained by the Court of Common Council of the City of Hartford

That Chapter 28, Article XV be established in the Hartford Municipal Code as follows:

Sec. 241 - Establishment.

There is hereby established a Columbia Street/ Park Terrace Special Services District as a body politic and corporate, in accordance with the powers vested in the city under Chapter 105a of the Connecticut General Statutes.

Sec. 242 - Definitions.

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

Assessed value of property for each fiscal year shall be the value of property shown on the grand list of the city effective October 1 of the prior year.

Board of commissioners shall be the executive body of the district elected by a majority vote of the members of the district.

Commissioner shall be any member of the board of commissioners.

District shall be the special services district established according to Chapter 105a of the Connecticut General Statutes, whose boundaries are delineated in Section 245 of this article.

Fiscal year shall be from July 1 through June 30.

Holder of record of the taxable interest in real property shall be an individual, corporation, partnership; unincorporated association, trustee, fiduciary, guardian, conservator, or other legal entity or any combination thereof as identified in the city land records.

Property shall be real property within the district that is identified in the tax records of the city as a parcel of land and/or building or which constitutes an individual condominium unit as shown on the records of the city assessor's office.

Property owner shall be the holder of record of the taxable interest in property as defined in this section.

Sec. 243 - Purpose.

The Columbia Street/Park Terrace Special Services District is created under Chapter 105a of the Connecticut General Statutes to promote the economic and general welfare of the residents of Hartford, and especially the property owners and residents of the district as defined by this article, through the preservation, maintenance, improvement, protection, and development of the common areas, utility installations, and lanes of the district.

Activities of the district to pursue this purpose shall include but not be limited to the preparation of economic or physical studies and plans, contracting, and property management and maintenance.

Sec. 244 - Powers of the district.

(a). Subject to the limitation set forth in subsection (b) of this section, the district shall have the following powers:

(1) To acquire, hold and convey any estate, real or personal;

(2) To enter into contracts;

(3) To borrow money provided any obligation incurred for this purpose shall be discharged not more than three (3) years after it is incurred, and such district may pledge any tax levies received against such obligations;

(4) To recommend to the council the imposition of a special tax levy upon a taxable interest in real property within the district, the revenues from which shall be used in carrying out any of the powers of the district;

(5) To construct, own, operate or maintain public improvements;

(6) To provide, within such district, some or all of the services which the city is authorized to provide in the district in accordance with Chapter 105a, Section 7-339t and other

Connecticut General Statutes and provided that there be a formal agreement for providing such services between the district and the City

(7) To retain legal counsel;

(8) To receive and use gifts and donations, including but not limited to, goods and services, for the activities necessary to meet the purpose of the district or to carry out the powers of the district;

(9) To operate revenue producing and promotional events and to use the revenues for district purposes otherwise permitted under this article;

(10) To carry out any functions or provide any services reasonable and necessary to carry out the aforementioned powers or to otherwise meet the purposes of the district;

(11) To sue and be sued.

(b) The district shall not enter into or make any contract, agreement, lease, commitment, pledge or undertaking of any sort for a period or term of longer than three (3) years, provided that, with the written approval of the city's mayor, said three-year limit may be extended to up to five (5) years. If any provision of this article requires a shorter period or term, such more restrictive provision shall govern.

Sec. 245 - Boundary of the district.

(a) The geographic boundaries of the district shall include the following parcels:

Numbers 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, and 24 Columbia Street;

Numbers 2, 4, 6, 8, 10, 12, 14, 16, 18, 20, 22, 24 Park Terrace;

Numbers 245, 247, and 249 Putnam Street; and

Numbers 447-449-451-453, 461, 489-491 Capitol Avenue.

(b) All of the land area included in the above list of properties shall constitute the geographic area of the district, and any changes to the parcels' shape or address or parcel identification number shall not eliminate any of the land from the district. For the purpose of establishing the district, the owners of tax-exempt property within the district will not be eligible to vote nor will they be subject to any tax levies unless the tax-exempt status changes. If the tax-exempt status changes the property shall be subject to the district tax levy in accordance with this article. Such levies shall be prorated to cover the period from the change in the tax status to the end of the fiscal year during which the tax status changes.

Sec. 246 - Procedures for the referendum; establishing the district.

(a) This article shall not take effect unless, within sixty (60) days of the enactment of this article by the council, a referendum thereon shall be held and approved.

(b) The referendum shall be held among all holders of record of taxable interests in real property in the district on the question of whether this article shall take effect. The city clerk shall determine the identity of such holders from the city's tax records and shall give notice of the referendum to such holders.

(c) The referendum question shall appear on a ballot created by the city clerk. Each ballot shall be accompanied by a copy of the ordinance from which this article is derived and a letter explaining how the ballot is to be cast. Only property owners inside the district are eligible to vote in the referendum. Each ballot shall be signed by the property owner or the duly authorized representative of said owner.

(d) In addition to the referendum question the ballot shall contain an identification of the property or properties owned by the property owner which are in the special services district and the assessed value of the real property of those premises as they appear in the city's grand list as of the October first preceding preparation of the ballot. The city administration shall prepare, prior to the mailing of said ballots, a list of the property owners within the district, and the assessed value of the properties and shall post the list in the city clerk's office.

(e) The ballot shall be mailed to the address used by the city assessor for tax collection purposes. The ballots must be returned to the city clerk by not later than 5:00 p.m. on the twenty-first day after the initial mailing.

(f) Each property owner shall be entitled to cast one (1) ballot for each property they own, which will be so counted in determining whether the necessary majority of property owners have voted in favor of the creation of the proposed district. Where there are multiple owners of a property, the property shall be entitled to one (1) vote.

(g) The city clerk shall supervise the referendum and shall certify the results of the referendum.

(h) The referendum shall be approved if a majority of all such holders of record of taxable interests in real property in the district, voting one (1) vote per property, respond affirmatively and if such holders of record of taxable interests in real property in the district, the assessments of which constitute more than one-half (½) of the total dollar amount of assessments for all taxable interests in real property within the district, respond affirmatively.

Sec. 247 - District organization and operations.

1. Commencement of district operations. Within thirty (30) days after the referendum creating the district, the mayor or a designee shall call a general meeting of the members to elect the board of commissioners in accordance with subsection (b) of this section. The board of commissioners shall

meet within twenty (20) business days of the general meeting and establish a schedule of subsequent meetings and a schedule for adopting bylaws for the commission, said bylaws to be adopted within sixty (60) days of the first meeting of the board.

2. (a) Board of commissioners.

(b) There shall be established a board of commissioners consisting of five (5) members. There shall be one (1) alternate commissioner elected to substitute for commissioners absent from any business meeting.

(c) The board of commissioners shall be the executive body governing the day to day operations of the district. The board shall make administrative decisions and establish or interpret policies of the district which are consistent with the purpose, intent and powers of the district. The board may designate such agents, including a district manager, as it deems necessary and advisable to act on its behalf in the conduct of the business of the board.

(d) The board of commissioners shall be elected by a plurality vote of members of the district present and voting at a general meeting. Nominations for candidates for elections to the board of commissioners shall be made at the time of the general meeting. Each member shall be entitled to cast five (5) votes, but shall not be allowed to cast more than one (1) vote for any one (1) candidate. The candidates receiving the highest total vote count shall be elected commissioners. The candidate with the highest vote count after those elected shall be elected alternate. No more than one (1) candidate shall be elected from a street address.

(e) The board of commissioners shall elect officers, the positions to be determined at the first meeting of the board after the district is created and incorporated into the bylaws when written.

(f) The board of commissioners may hire such staff or consultants considered necessary to perform the duties and carry out the obligations of the district as approved in the annual budget.

(g) The terms of the five (5) commissioners and one (1) alternate shall be for two (2) years. Notwithstanding this term limit, each commissioner and alternate shall serve in good standing until replaced by a vote of the members of the district held at an annual meeting.

(h) If any commissioner or alternate shall fail for any reason to serve through the end of the term, the remaining commissioners shall appoint a property owner to fill the remainder of the vacated term.

(i) No commissioner shall receive any compensation for service as such, but may be reimbursed for reasonable expenses incurred on behalf of the district as determined and approved by the board. Travel expenses may not be incurred or reimbursed.

3. Meetings of board of commissioners.

(a) The board of commissioners shall establish a regular schedule of meetings and notify all members in the district of their regular meeting schedule including dates, times, and places for said meetings. The board shall send the schedule to be filed in the town clerk's office within one week

of its adoption.

(b) The board of commissioners may call special meetings from time to time as necessary to conduct the business of the district. The board of commissioners shall notify members of the special meeting setting forth the date, time, place and subject matter of the meeting.

(c) There shall be at least one (1) annual meeting each year of district members to review the activities of the district, to review and make comments on the proposed budget for the district, and to conduct district elections when appropriate.

Sec. 248 Annual budget and tax levy for the special services district; financial reports

(a) The board of commissioners shall prepare and adopt the first annual budget from the district within 60 days of the election and annually thereafter. The budget shall include proposed expenditures, revenues and a recommended tax levy for the district.

(b) The board of commissioners shall recommend to the city administration on or before March 15 of each year a levy upon taxable interest on real property within the district to support the district's annual budget. Said recommended levy shall not exceed a limit to be established periodically by resolution of the city council. The city shall be obliged to impose the recommended levy on the properties in the district as a municipal levy, to collect the revenues, and to deposit the revenues into a special City controlled fund to be used to pay to the district the cost of obligations incurred by the district.

(c) The levy on the taxable interest in real property in the district shall be due and payable in two (2) parts, on July 1 and January 1, following the adoption of the levy for the fiscal year. On or before July 1 and January 1 each year the tax collector of the city shall, accordingly, bill holders of taxable interest in real property in the district.

(d) Delinquent charges shall be assessed on late district tax payments and shall be computed in the same manner and at the same rate used for establishing delinquent charges on regular real property tax bills of the city.

(e) The city treasurer shall disburse funds from the account to the district upon written request of a duly authorized representative of the district, and only upon such request in accordance with the then current approved annual budget of the board of commissioners of the district. The district shall set forth in its bylaws the procedures for approving disbursement of funds and requesting disbursement from the treasurer.

(f) All orders or contracts for expenditures by the board of commissioners or their agents on behalf of the district which are greater than five thousand dollars (\$5,000.00) shall be awarded to the lowest responsible qualified bidder only after a public invitation to bid, which shall be advertised in a newspaper having circulation in the district.

(g) All moneys, including but not limited to levies or any income, proceeds or fees issuing from

the provision of services by the district or other business conducted by the district received by the board or by the city on behalf of the district shall be paid into the general fund of the city where an account shall be maintained of such moneys for the benefit of the district. Any provisions of the General Statutes, Special Acts or Charter to the contrary notwithstanding, the treasurer of the city shall disburse such moneys in accordance with an annual budget adopted by the board of commissioners.

(h) An annual financial report of all district revenues and expenditures shall be submitted to the finance director of the city within sixty (60) days of the end of each fiscal year.

Sec. 249 - Municipal service agreements.

The city may enter into a contract with the district in which the city is excused from providing to the district some or all of the services which the district is authorized to provide pursuant to this article and in which the district agrees to provide all such services from which the city has been excused. Any such contract is pursuant to Section 7-339t of the Connecticut General Statutes. The city and the district may also enter into contracts in which the district is given the right to elect to purchase from the city some or all of the services for which the district has become responsible. Any such contract is pursuant to Section 7-339t of the Connecticut General Statutes.

Sec. 250 - Dissolution of the district.

(a) The district may be dissolved by an ordinance repealing this article or after a referendum is conducted by the board of commissioners among all property owners within the district on the question of whether the district shall be dissolved, provided a majority of property owners shall respond affirmatively or those controlling more than one-half (½) the total dollar amount of assessments for all taxable interest in real property shall respond affirmatively. The referendum shall be conducted in the same manner as the referendum establishing the district as provided herein.

(b) In the event the district is dissolved, the board of commissioners shall proceed to conclude the affairs of the district at the end of the then current fiscal year. If, after dissolution of the district there are outstanding liabilities or obligations, whether fixed or contingent, the council may impose, in addition to the regular municipal levy, a levy on the real property within such district pursuant to Section 7-339s of Chapter 105a of the Connecticut General Statutes for as many years as such liabilities remain outstanding. This levy shall be calculated to produce enough revenue to satisfy and release such liabilities. The revenue collected shall be deposited into the general fund of the city and disbursed at the direction of the city finance director solely for the purposes stated herein. If, after dissolution of the district, there are assets that remain following the conclusion of the affairs of the district, the assets will be transferred to the city.

Sec. 251- Abatement of city property taxes.

The district's interest in real property held in the district, and personal property owned by the district, are subject to property taxes of the city but such tax may be abated prospectively by vote of the council.

Sec. 252 - Insurance and indemnity.

The district shall obtain and maintain, at its own cost and expense, issued by an insurance company licensed to conduct business in the State of Connecticut and having a Best's Key Rating of A-VIII or better, at least the following insurance coverage: commercial general liability, including contractual liability insurance, two million dollars (\$2,000,000.00) combined single limit bodily injury and property damage. The City of Hartford shall be included as an additional insured, ATIMA. The district shall provide to the finance director of the city, prior to the commencement its operations, and thereafter upon renewal of any required insurance hereunder, certificate(s) of insurance evidencing coverage as required by this article. The insurance shall not be cancelled, altered or modified without the express written consent of the city, acting by its finance director. The coverages will not be canceled, non-renewed, or materially altered or changed by endorsement or through issuance of other policy(ies) without sixty (60) days advance written notice to the city finance director.

The district agrees to indemnify and hold the city and its officers, officials, employees, and agents, harmless from any liabilities, obligations, claims, actions, judgments, damages, or debts, amounts paid in settlement, and expenses, including attorney's fees, which are a result of the establishment of the district or of its operations and activities.

The commissioners, officers, agents and employees of the board of commissioners shall be entitled to indemnification against judgments, fines, penalties, amounts paid in settlement and expenses including attorney's fees, in accordance with the standards and provisions of and to the extent that such indemnification is authorized for unpaid voluntary municipal commissioners by the Connecticut General Statutes, as may be amended from time to time. The board shall purchase insurance providing coverage in such amounts and with such coverage as the board may from time to time determine. The right of all indemnification provided for shall be in addition to and not exclusive of all other rights to which any commissioner, officer, agent or employee may be entitled, and such right of indemnification shall inure to the benefit of the heirs and personal representatives of such indemnified person.



Luke A. Bronin
Mayor

June 25, 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: Commission on Cultural Affairs Appointment

Dear Council President Thames:

Attached for your consideration is a resolution confirming my appointment of Andrea Cortez to the Commission on Cultural Affairs.

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

Ms. Cortez is an entrepreneur, artist, and activist and founded her business – Tainted Inc. – in Hartford in 2015. She has partnered on arts projects with many organizations in the Hartford area, including The Bushnell, Theater Works, Hartford State, Real Artways, and Hartford Prints. I believe she will be a real asset to the Commission. Her Bio 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

Andrea L. Cortez
Entrepreneur, Artist and Activist
Founder of Tainted Inc.
526 Prospect Street
Hartford, CT 06105
860-263-8660 or 617-901-5024
Andrea.taintedbeauty@gmail.com

To Whom It May Concern,

I am ready to step forward and use my voice and leadership abilities to better my community and directly represent the woman of Hartford. It is not only my goal to speak on the behalf of woman in my community but to take ACTION. Now more than ever leaders in our community need to come together to create the positive change that is possible during this seemingly dark period for our City.

I have lived in Ct for more than 5 years and started my Hartford based business in 2015, Tainted Inc. I have used this platform to empower and inspire woman from all walks of life. Through our philosophy of "Beauty is as Beauty does", we have partnered with over 57 non-profit and for profit businesses and organizations within Connecticut focusing on the Hartford Area, including but not limited to; The Bushnell, Theater Works, Hartford Stage, Connecticut Science Center, Hartford Prints, Bear's Smokehouse, Nora Cupcake, The Real Artways, Hype, Reset, Nightfall and Trashion Fashion. In addition to our volunteerism with The Village

I am honored to be recognized by community with the following publications and awards:

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Young Women Rising Nomination

Fox Ct News

The Hartford Courant Business Journal

Community give back and Non-profit partnerships:

The Village	Anna Grace Project	True Colors	Granby Senior Center
OPP	Avenue of Dreams	Hug it Forward	
Ray of Hope	Cut out Cancer	Boys and Girls Club	

INTRODUCED BY:
Luke A. Bronin, Mayor

COURT OF COMMON COUNCIL
City of Hartford, June 25, 2018

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WHEREAS, The Mayor has appointed Andrea Cortez 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 Commission on Cultural Affairs:

Andrea Cortez (U) 526 Prospect Avenue, Hartford 06105
For a term expiring on May 11, 2021
(Replacing Raider-Ginsberg)



Luke A. Bronin
Mayor

June 25, 2018

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Members of the Court of Common Council
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For a term expiring on May 11, 2021
(Replacing Raider-Ginsberg)

Introduced
by:

HEADING
AND
PURPOSE

Minority Leader Wildaliz Bermudez
Councilman Thomas J. Clarke II
Councilwoman Claudine Fox
Councilwoman rJo Winch
Councilman Larry Deutsch

AN ORDINANCE AMENDING CHAPTER 2 OF THE HARTFORD MUNICIPAL CODE.

COURT OF COMMON COUNCIL,
CITY OF HARTFORD

November 13, 2018

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

That Chapter 2, Article II of the Municipal Code of the City of Hartford be amended, adding Section 2-48 and Section 2-49, as follows:

Section 2-48. Establishing the power of the City Council to protect city residents.

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

Discriminatory shall mean (1) disparate treatment of any individual(s) because of any real or perceived traits, characteristics, or status as to which discrimination is prohibited under the Constitution or any law of the United States, the constitution or any law of the State of Connecticut, or the City Charter or any law of the City of Hartford, or because of their association with such individual(s), or (2) disparate impact on any such individual(s) having traits, characteristics, or status described in subsection (1).

Disparate impact shall mean an adverse effect that is disproportionately experienced by individual(s) having any traits, characteristics, or status as to which discrimination is prohibited under the Constitution or any law of the United States, the constitution or any law of the State of Connecticut, or the City Charter or any law of the City of Hartford than by similarly situated individual(s) not having such traits, characteristics, or status.

Municipal entity shall mean any municipal government, agency, department, bureau, division, or unit of this city.

Surveillance data shall mean any electronic data collected, captured, recorded, retained, processed, intercepted, analyzed, or shared by surveillance technology.

Surveillance technology shall mean any electronic surveillance device, hardware, or software that is capable of collecting, capturing, recording, retaining, processing, intercepting, analyzing, monitoring, or sharing audio, visual, digital, location, thermal,

biometric, or similar information or communications specifically associated with, or capable of being associated with, any specific individual or group; or any system, device, or vehicle that is equipped with an electronic surveillance device, hardware, or software.

1. Surveillance technology includes, but is not limited to: (a) unmanned aerial vehicles; (b) international mobile subscriber identity (IMSI) catchers and other cell site simulators; (c) automatic license plate readers; (d) electronic toll readers; (e) closed-circuit television cameras; (f) biometric surveillance technology, including facial, voice, iris, and gait-recognition software and databases; (g) mobile DNA capture technology; (h) gunshot detection and location hardware and services; (i) x-ray vans; (j) video and audio monitoring and/or recording technology, such as surveillance cameras, wide-angle cameras, and wearable body cameras; (k) surveillance enabled or capable lightbulbs or light fixtures; (l) tools, including software and hardware, used to gain unauthorized access to a computer, computer service, or computer network; (m) social media monitoring software; (n) through-the-wall radar or similar imaging technology; (o) passive scanners of radio networks; (p) long-range Bluetooth and other wireless-scanning devices; (q) radio-frequency I.D. (RFID) scanners; and (r) software designed to integrate or analyze data from surveillance technology, including surveillance target tracking and predictive policing software. The enumeration of surveillance technology examples in this subsection shall not be interpreted as an endorsement or approval of their use by any municipal entity.
2. Surveillance technology does not include the following devices or hardware, unless they have been equipped with, or are modified to become or include, a surveillance technology as defined in subsection (a): (a) routine office hardware, such as televisions, computers, and printers, that is in widespread public use and will not be used for any surveillance or surveillance-related functions; (b) Parking Ticket Devices (PTDs); (c) manually-operated, non-wearable, handheld digital cameras, audio recorders, and video recorders that are not designed to be used surreptitiously and whose functionality is limited to manually capturing and manually downloading video and/or audio recordings; (d) surveillance devices that cannot record or transmit audio or video or be remotely accessed, such as image stabilizing binoculars or night vision goggles; (e) municipal agency databases that do not and will not contain any data or other information collected, captured, recorded, retained, processed, intercepted, or analyzed by surveillance technology; and (f) manually-operated technological devices that are used primarily for internal municipal entity communications and are not designed to surreptitiously collect surveillance data, such as radios and email systems.

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.

Viewpoint-based shall mean targeted at any community or group or its members because of their exercise of rights protected under the First Amendment of the United States Constitution.

(b) A municipal entity must obtain City Council approval, subsequent to a mandatory, properly-noticed, germane, public City Council hearing at which the public is afforded a fair and adequate opportunity to provide written and oral testimony, prior to engaging in any of the following:

1. Seeking funds for new surveillance technology, including but not limited to applying for a grant, or soliciting or accepting state or federal funds or in-kind or other donations;
2. Acquiring or borrowing new surveillance technology, whether or not that acquisition is made through the exchange of monies or other consideration;
3. Using new or existing surveillance technology for a purpose or in a manner not previously approved by the City Council in accordance with this ordinance, including the sharing of surveillance data therefrom; or
4. Soliciting proposals for or entering into an agreement with any other person or entity to acquire, share or otherwise use surveillance technology or surveillance data.

If City Council does not hold a public hearing regarding a municipal entity's request to engage in the aforementioned actions within one hundred and twenty (120) days of the municipal entity commencing the process of seeking City Council approval, the City Council's inaction shall be deemed a rejection of the proposal. City Council may request additional information from a municipal entity at any point before giving approval.

(c) To commence the process of seeking City Council approval, pursuant to subsection (b), to fund, acquire, or use surveillance technology or to enter into an agreement concerning such funding, acquisition, or use, a municipal entity shall submit to the City Council and make publicly available a Surveillance Impact Report and Surveillance Use Policy concerning the technology at issue.

1. No use of surveillance technology by a municipal entity pursuant to subsection (b) shall be permitted without the City Council's express approval of the related Surveillance Impact Report and Surveillance Use Policy submitted by the municipal entity pursuant to subsection (c).
2. Use of an unmanned aerial vehicle management platform may be used by a municipal entity to provide rapid deployment software for unmanned aerial vehicles and track relevant unmanned aerial vehicle flight data for use in the Surveillance Impact Report and Surveillance Use Policy.
3. Prior to approving or rejecting a Surveillance Impact Report or Surveillance Use Policy submitted pursuant to subsection (c), the City Council may request revisions be made by the submitting municipal entity.

(d) Surveillance Impact Report: A Surveillance Impact Report submitted pursuant to subsection (c) shall be a publicly-released, legally enforceable written report that

includes, at a minimum, the following:

1. Information describing the surveillance technology and how it works, including product descriptions from manufacturers;
2. Information on the proposed purpose(s) of the surveillance technology;
3. If the surveillance technology will not be uniformly deployed or targeted throughout the city, information concerning the factors will be used to determine where, when and how the technology is deployed or targeted;
4. Results and Information gathered with unmanned aerial vehicle Management Software on unmanned aerial vehicle flight data;
5. The fiscal impact of the surveillance technology; and
6. An assessment identifying with specificity:
 - A. Any potential adverse impacts the surveillance technology, if deployed, might have on civil rights, civil liberties, and individuals privacy; and
 - B. What specific, affirmative measures will be implemented to safeguard the public from the potential adverse impacts identified pursuant to subsection (d)(5)(A).

(e) Surveillance Use Policy: A Surveillance Use Policy submitted pursuant to subsection (c) shall be a publicly-released, legally enforceable written policy governing the municipal entity's use of the surveillance technology that, at a minimum, includes and addresses the following:

1. Purpose: What specific purpose(s) the surveillance technology is intended to advance.
2. Authorized Use: For what specific capabilities and uses of the surveillance technology is authorization being sought, and
 - A. What legal and procedural rules will govern each authorized use;
 - B. What potential uses of the surveillance technology will be expressly prohibited, such as the warrantless surveillance of public events and gatherings and warrantless surveillance at or near venues that house children under the age of eighteen, such as schools, playgrounds, day care centers or group homes; and
 - C. How and under what circumstances will surveillance data that was collected, captured, recorded, or intercepted by the surveillance technology be analyzed and reviewed.

3. Data Collection:

- A. What types of surveillance data will be collected, captured, recorded, intercepted, or retained by the surveillance technology;
 - B. What surveillance data may be inadvertently collected during the authorized uses of the surveillance technology, and what measures will be taken to minimize the inadvertent collection of data; and
 - C. How inadvertently collected surveillance data will be expeditiously identified and deleted. Any inadvertently collected surveillance data containing the identity of children under eighteen should be immediately deleted absent a youth being specifically listed in an authorized warrant. In the case of a warrant specifically listing a youth, the identity of other children and youth under eighteen must be protected.
4. Data Protection: What safeguards will be used to protect surveillance data from unauthorized access, including encryption and access control mechanisms.
5. Data Retention: Insofar as the privacy of the public can be severely compromised by the long-term storage of mass surveillance data, what rules and procedures will govern the retention of surveillance data, including those governing:
- A. For what limited time period, if any, surveillance data will be retained. Such information shall include a statement explaining why the designated retention period is no greater than that which is absolutely necessary to achieve the specific purpose(s) enumerated in the Surveillance Use Policy;
 - B. What specific conditions must be met to retain surveillance data beyond the retention period stated in subsection (e)(5)(A); and
 - C. By what process surveillance data will be regularly deleted after the retention period stated in subsection (e)(5)(A) elapses and what auditing procedures will be implemented to ensure data is not improperly retained.
6. Surveillance Data Sharing: If a municipal entity is seeking authorization to share access to surveillance technology or surveillance data with any other governmental agencies, departments, bureaus, divisions, or units, it shall detail:
- A. How it will require that the collection, retention, and storage of surveillance data be conducted in compliance with the principles set forth in 28 C.F.R. Part 23, including but not limited to 28 C.F.R. Part 23.20(a), which states that a government entity operating a surveillance program "shall collect and maintain criminal intelligence information concerning an individual only if there is reasonable suspicion that the individual is involved in criminal conduct or activity and the information is relevant to that criminal conduct or activity."
 - B. Which governmental agencies, departments, bureaus, divisions, or units

will be approved for (i) surveillance technology sharing, and for (ii) surveillance data sharing;

- C. How such sharing is necessary for the stated purpose and use of the surveillance technology, including any unmanned aerial vehicle management platform utilized;
 - D. How it will ensure any entity's sharing access to the surveillance technology or surveillance data complies with the applicable Surveillance Use Policy and does not further disclose the surveillance data to unauthorized persons and entities; and
 - E. What processes will be used to seek approval of future surveillance technology or surveillance data sharing agreements from the municipal entity and City Council.
- 7. Demands for Access to Surveillance Data: What legal standard must be met by government entities or third parties seeking or demanding access to surveillance data.
 - 8. Auditing and Oversight: What mechanisms will be implemented to ensure the Surveillance Use Policy is followed, including what independent persons or entities will be given oversight authority, and what legally enforceable sanctions will be put in place for violations of the policy.
 - 9. Complaints: What procedures will be put in place by which members of the public can register complaints or concerns, or submit questions about the deployment or use of a specific surveillance technology, and how the municipal entity will ensure each question and complaint is responded to in a timely manner.
 - 10. Children and Youth: What specific procedures shall be employed to ensure that the confidentiality and privacy rights of children and youth under the age of eighteen are not violated.
- (f) No later than one hundred twenty (120) days following the effective date of this ordinance, any municipal entity seeking to continue the use of any surveillance technology that was in use prior to the effective date of this ordinance, or the sharing of surveillance data therefrom, must commence a City Council approval process in accordance with subsection (b). If the City Council has not approved the continuing use of the surveillance technology, including the Surveillance Impact Report and Surveillance Use Policy submitted pursuant to subsection (c), within one hundred eighty (180) days of their submission to the City Council, the municipal entity shall cease its use of the surveillance technology and the sharing of surveillance data therefrom until such time as City Council approval is obtained in accordance with this ordinance.
 - (g) If more than one municipal entity will have access to the surveillance technology or surveillance data, a lead municipal entity shall be identified. The lead municipal entity shall be responsible for maintaining the surveillance technology and ensuring compliance with all related laws, regulations and protocols.

- (h) The City Council shall only approve a request to fund, acquire, or use a surveillance technology if it determines the benefits of the surveillance technology outweigh its costs, that the proposal will safeguard civil liberties and civil rights, and that the uses and deployments of the surveillance technology will not be based upon discriminatory or viewpoint-based factors or have a disparate impact on any community or group. To assist the public in participating in such an analysis, all approved Surveillance Impact Reports and Surveillance Use Policies shall be made available to the public, at a designated page on the relevant municipal entity's public website, for as long as the related surveillance technology remains in use. An approval for the funding, acquisition and/or use of a surveillance technology by the City Council, where the risk of potential adverse impacts on civil liberties or civil rights has been identified in the Surveillance Impact Report pursuant to subsection (d)(5)(A), shall not be interpreted as an acquiescence to such impacts, but rather as an acknowledgement that a risk of such impacts exists and must be affirmatively avoided.
- (i) A municipal entity that obtains approval for the use of a surveillance technology must submit to the City Council, and make available on its public website, an Annual Surveillance Report for each specific surveillance technology used by the municipal entity within twelve (12) months of City Council approval, and annually thereafter on or before March 15. The Annual Surveillance Report shall, at a minimum, include the following information for the previous calendar year:
1. A summary of how the surveillance technology was used; drone flight data as recorded through any drone management platform utilized;
 2. Whether and how often collected surveillance data was shared with any external persons or entities, the name(s) of any recipient person or entity, the type(s) of data disclosed, under what legal standard(s) the information was disclosed, and the justification for the disclosure(s);
 3. Where applicable, a breakdown of where the surveillance technology was deployed geographically, by individual census tract as defined in the relevant year by the United States Census Bureau, and whether the surveillance took place at or near a venue likely to house children and youth (such as a school, park, daycare center, community center, or the like). For each census tract, the municipal entity shall report how many individual days the surveillance technology was deployed and what percentage of those daily-reported deployments were subject to (A) a warrant, and (B) a non-warrant form of court authorization;
 4. Where applicable, and with the greatest precision that is reasonably practicable, the amount of time the surveillance technology was used to monitor Internet activity, the number of people affected, including the number of children and youth under the age of eighteen, and what percentage of the reported monitoring was subject to (A) a warrant, and (B) a non-warrant form of court authorization;
 5. A summary of complaints or concerns that were received about the surveillance technology;
 6. The results of any internal audits, any information about violations of the

Surveillance Use Policy, and any actions taken in response;

7. An analysis of any discriminatory, disparate, and other adverse impacts the use of the technology may have had on the public's civil liberties and civil rights, including but not limited to those guaranteed by the First, Fourth, and Fourteenth Amendments to the United States Constitution; and
 8. Total annual costs for the surveillance technology, including personnel and other ongoing costs, and what source of funding will fund the technology in the coming year.
- (j) Within thirty (30) days of submitting and publicly releasing an Annual Surveillance Report pursuant to subsection (i), the municipal entity shall hold one or more well-publicized and conveniently located community engagement meetings at which the general public is invited to discuss and ask questions regarding the Annual Surveillance Report and the municipal agency's use of surveillance technologies.
- (k) The City Council shall review each Annual Surveillance Report within three (3) months of its submission. Based upon information provided by the unmanned aerial vehicle management platform, if one is utilized, and in the Annual Surveillance Report, the City Council shall determine whether each surveillance technology identified in response to subsection (i), as used by the report-submitting entity, has met the standard for approval set forth in subsection (h) and, if not, whether the use of the surveillance technology shall be discontinued or if City Council will require modifications to the Surveillance Use Policy that will resolve the observed failures. These determinations shall be made by a majority vote of City Council members at the next City Council meeting, at which there is quorum, after the date the review of the report is required. The president or majority leader of City Council shall then direct the Hartford Corporation Counsel's Office to send a letter, within seven (7) days of City Council's vote, to the municipal entity notifying the entity that it may continue to use the surveillance technology, it shall discontinue the use of the surveillance technology, or it shall make modifications to the Surveillance Use Policy that will resolve the observed failures.
- (l) Not later than January 31 of each year, the City Council or its appointed designee shall release an annual public report, in print and on its public website, containing the following information for the preceding calendar year:
1. The number of requests for approval submitted to the City Council under this ordinance for the funding, acquisition, or new use of surveillance technology;
 2. The number of times the City Council approved requests submitted under this ordinance for the funding, acquisition, or new use of surveillance technology;
 3. The number of times the City Council rejected requests submitted under this ordinance for the funding, acquisition, or new use of surveillance technology;
 4. The number of times the City Council requested modifications be made to Surveillance Impact Reports and Surveillance Use Policies before approving the funding, acquisition, or new use of surveillance technology; and

5. All Annual Surveillance Reports submitted pursuant to subsection (i). Printed copies of the public report may contain pinpoint references to online locations where the Annual Surveillance Reports are located, in lieu of reprinting the full reports.
 6. Data provided through any unmanned aerial vehicle management platform utilized, including but not limited to flight logs, number of deployments, and equipment maintenance.
- (m) Municipal employees or agents, except in response to a declared municipal, state, or federal state of emergency, shall not use any surveillance technology except in a manner consistent with policies approved pursuant to the terms of this ordinance, and may in no circumstances utilize surveillance technology in a manner which is discriminatory, viewpoint-based, or violates the City Charter, State Constitution, or United States Constitution. Any municipal employee who violates the provisions of this ordinance, or any implementing rule or regulation, may be subject to disciplinary proceedings and punishment. Any violation of the provisions of this ordinance shall be noted in the employee's human resources record.
- (n) No municipal entity or anyone acting on behalf of a municipal entity may take or fail to take, or threaten to take or fail to take, a personnel action with respect to any employee or applicant for employment, including but not limited to discriminating with respect to compensation, terms, conditions, access to information, restrictions on due process rights, privileges of employment, or civil or criminal liability, because the employee or applicant was perceived to, about to, or assisted in any lawful disclosure of information concerning the funding, acquisition, or use of a surveillance technology or surveillance data to any relevant municipal agency, municipal law enforcement, prosecutorial, or investigatory office, or City Council Member, based upon a good faith belief that the disclosure evidenced a violation of this ordinance.
- (o) It shall be unlawful for the city or any municipal entity to enter into any contract or other agreement that conflicts with the provisions of this ordinance, and any conflicting provisions in such contracts or agreements, including but not limited to non-disclosure agreements, shall be deemed void and legally unenforceable. Conflicting provisions in contracts or agreements signed prior to the enactment of this ordinance shall be deemed void and legally unenforceable to the extent permitted by law. This section shall not apply to collective bargaining agreements and related memorandums of agreement or understanding that pre-date this ordinance.
- (p) It shall be unlawful for the city or any municipal entity to enter into any contract or other agreement that facilitates the receipt of surveillance data from, or provision of surveillance data to any non-governmental entity in exchange for any monetary or any other form of consideration from any source, including the assessment of any additional fees, interest, or surcharges on unpaid fines or debts. Any contracts or agreements signed prior to the enactment of this ordinance that violate this section shall be terminated as soon as is legally permissible.
- (q) The provisions in this ordinance are severable. If any part or provision of this

ordinance, or the application of this ordinance to any person or circumstance, is held invalid, the remainder of this ordinance, including the application of such part or provisions to other persons or circumstances, shall not be affected by such holding and shall continue to have force and effect.

- (r) This ordinance shall take effect upon adoption.

Section 2-49. Use of unmanned aerial vehicles by City employees.

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

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

Employee of the Hartford Fire Department means the fire chief, fire marshal, and the officers and members of the Hartford Fire Department.

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

Municipal entity shall mean any municipal government, agency, department, bureau, division, or unit of this City.

Unmanned aerial vehicle means any contrivance used or designed for navigation of or flight in air that is power-driven and operated remotely or 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 of the City Charter. This subsection shall be enforced by the Hartford chief of police.
- (c) No person who, as part of his or her duties as a City employee, 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 City employee shall operate an unmanned aerial vehicle, unless:

(1) The City employee is a law enforcement officer; and

A. 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; or

B. 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.

(i) The Hartford Police Department must provide the City Council with a credible risk report within thirty (30) days in all incidences involving the operation of an unmanned aerial vehicle due to an exigent circumstance exemption. A credible risk report shall include the date the Hartford Police Department operated an unmanned aerial vehicle without a warrant; the facts leading the law enforcement officer to have probable cause to believe that a criminal offense was committed, was being committed, or would be committed; the facts the law enforcement officer relied upon to determine that exigent circumstances existed; and a narrative that offers the law enforcement officer's justification for using an unmanned aerial vehicle without a warrant; and unmanned aerial vehicle flight data.

(2) The City employee is a law enforcement officer, employee of the Hartford Fire Department, or a designated employee of the Hartford City Tax Collector's Office; and

A. The operation is pursuant to training activities conducted by the employee while on land owned or leased by the federal or state government and does not occur in an area that is substantially populated;

B. The operation is used to reconstruct or document a specific crime or accident scene, motor vehicle accident, or hazardous materials accident;

C. The operation is used to assist and manage pre-fire planning, high-rise fires, commercial and residential fires, and post-fire investigations; or

D. The operation is used to assist in and manage severe weather emergencies, flood events, or search and rescue missions involving

missing person investigations, AMBER Alerts, and Silver Alerts; or

E. The operation is used to take photos of property for the purposes of assessing the value of real property for local real estate taxation purposes.

(3) 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.

(4) 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.

(5) Any public event that has filed for a permit with the City of Hartford has requested public safety assistance and has over ten thousand (10,000) registered event participants.

(A) Event promoters and organizers must notify all registered participants at least one (1) day in advance of the event that the City of Hartford will deploy unmanned aerial vehicles during the event to surveille the public.

(6) Operation of an unmanned aerial vehicle shall not take place at or near venues that house children under the age of eighteen, such as schools, playgrounds, day care centers, or group homes unless there is a warrant for a specific individual. In the event that there is a warrant, steps must be taken to protect the confidentiality of all other individuals under the age of eighteen.

(7) The operation will not be used to replace a member of the civil service sector.

(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 information concerning parts of private property not visible from public property, to be ascertained or if the City employee 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 (3) or (4) 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 (1)(B), (2)(A), (2)(B), (2)(C), (2)(D), (2)(E) or (5) of subsection (d) of this section that concerns an individual or privately owned property shall be reviewed by the municipal entity that operated the unmanned

aerial vehicle not later than thirty (30) 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 municipal entity (A) shall destroy such information not later than forty-eight (48) 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 (5) years from the date of collection and, after such retention, shall destroy the modified information.

(3) If such information was collected through the operation of an unmanned aerial vehicle pursuant to subdivision (1)(B), (2)(A), (2)(B), (2)(C), (2)(D), or (5) of subsection (d) of this section and 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 municipal entity may retain such information for a period of not more than five (5) 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. If such information was collected through the operation of an unmanned aerial vehicle pursuant to subdivision (2)(E) and allows the identity of an individual or privately owned property to be ascertained, the municipal entity (A) shall destroy such information not later than forty-eight (48) hours after its 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 (5) years from the date of collection and, after such retention, shall destroy the modified information. Information collected through the operation of an unmanned aerial vehicle pursuant to subdivision (2)(E) shall not be used in the prosecution of a crime.

(4) No municipal entity or City employee shall, by using facial recognition software, appearance similarity video synopsis software, or any similar technology, analyze information that was collected through the operation of an unmanned aerial vehicle.

(i) Not later than ninety (90) days after the Court of Common Council of the City of Hartford's adoption of this section, each municipal entity shall adopt and maintain a written policy that meets the policies set forth in this section. Each municipal entity's policy shall require all City employees who operate unmanned aerial vehicles to complete a Federal Aviation Administration approved training program to ensure proper use and operations. Prior to deploying or operating an unmanned aerial vehicle, each municipal entity shall obtain all applicable authorizations, permits, and/or certifications required by the Federal Aviation Administration, and these authorizations, permits, and certificates shall be maintained and current, as required by the Small Unmanned Aircraft Systems federal regulations, C.F.R. § T. 14, Ch. I, Subch. F, Pt. 107.

(j) Not later than ninety (90) days after the Court of Common Council of the City of Hartford's adoption of this section, the City of Hartford Corporation Counsel's office

Hartford Proposed Surveillance Technology and Drone Ordinance Summary

Sec. 2-48. – City Council’s power to protect city residents regarding surveillance technology.

Subsection (a) - Definitions

Provides definitions for the entire section. “Discriminatory,” “disparate impact,” “municipal entity,” “surveillance data,” “surveillance technology,” “unmanned aerial vehicle,” and “viewpoint-based” are defined. The word “contrivance,” as used in the definition of “unmanned aerial vehicle,” means device.

Subsection (b) – City Council Approval of Surveillance Technology and Public Hearings

Requires a municipal entity to get approval from City Council before seeking funds for, preparing to acquire, or borrowing new surveillance technology or using new or existing surveillance technology in a way that has not been approved by City Council.

Requires City Council to hold a public hearing before giving approval to a municipal entity. If City Council doesn’t hold a hearing within 120 days of the start of the approval process, the inaction is deemed a rejection.

Allows City Council to ask for more information at any time before giving approval.

Subsection (c) – Surveillance Impact Reports and Surveillance Use Policies

Requires a municipal entity to submit and make publicly available a Surveillance Impact Report and a Surveillance Use Policy regarding the surveillance technology for which it is seeking City Council’s approval before using the technology.

Allows City Council to request that the municipal entity make revisions to its report or policy before it approves or rejects them.

Subsection (d) – Surveillance Impact Reports

Lists components that a municipal entity must include in a Surveillance Impact Report. Components include the description, purpose, and cost of technology; where it will be used; and an assessment of potential impacts on civil liberties and rights and how the public will be safeguarded.

Subsection (e) - Surveillance Use Policies

Lists components that a municipal entity must include in a Surveillance Use Policy, a written policy governing the municipal entity’s use of the surveillance technology. Components include the purpose, specific uses of the technology, data collection, data protection, data retention, surveillance data sharing and access, auditing and oversight, and complaints.

Subsection (f) – Continued Use of Surveillance Technology Acquired before Effective Date

Requires a municipal entity to commence a City Council approval process within 120 days of the ordinance’s effective date if it wants to continue to use surveillance technology that was in use prior to the ordinance’s effective date.

Requires a municipal entity to stop using surveillance technology and sharing surveillance data if City Council does not approve its continued use of the technology, including the Surveillance Impact Report and Surveillance Use Policy, within 180 days of their submission to City Council. A municipal entity may use the technology once it has City Council’s approval.

Subsection (g) – Lead Municipal Entity

Requires the identification of a lead municipal entity if more than one entity will have access to the surveillance technology or data. The lead entity is responsible for maintaining the technology and ensuring compliance with laws, regulations, and protocols.

Subsection (r) – Contracts/Agreements in Conflict with Ordinance

Prohibits Hartford or a municipal entity from entering into a contract or agreement that conflicts with the ordinance. Deems void and legally unenforceable any such contract or agreement, whether signed before or after the effective date of the ordinance.

Subsection (s) – Selling Data

Prohibits Hartford or a municipal entity from entering into a contract or agreement to receive money or other forms of consideration for providing surveillance data to non-governmental entities.

Subsection (t) – Severability

States that if any part of the ordinance is found to be invalid, the other parts of it will continue to be valid.

Subsection (u) – Effective Date

Requires ordinance to take effect upon adoption.

(4) The owner of the property that will be the subject of the information collected by the operation of the drone has given advance written consent to its use.

(5) The operation is used for a permitted public event that has requested public safety assistance and has over 10,000 registered participants. Event promoters and organizers must notify registered participants at least 1 day in advance that the city will use drones during the event.

(6) Prohibits the operation of drones at or near venues that house children under 18 unless there is a warrant for a specific individual. If there is such a warrant, the entity is required to take steps to protect the confidentiality of all others under 18.

Subsection (e) – Individual or Property as Subject of Information

Provides that an individual or privately owned property is considered to be the subject of information collected by the operation of a drone when (1) the information collected allows the identity of the person or property to be ascertained or (2) the city employee operating the drone acknowledges that the person or property was the subject.

Subsection (f) – Retention of Information Collected Pursuant to Warrant

Allows information collected through drone use that concerns a person or privately owned property that was the subject of a warrant [(d)(1)(A)] to be retained pursuant to the warrant.

Subsection (g) – Retention of Information Collected Pursuant to Written Consent

Allows information collected through drone use where the individual who is the subject or the owner of property that is the subject gave advance written consent [(d)(3) and (d)(4)] to be retained pursuant to the advance written consent.

Subsection (h) – Review, Retention, and Modification of Information

- (1) Requires information collected through drone use where the officer had probable cause to believe that a criminal offense had been, was being or would be committed and exigent circumstances made it unreasonable to obtain a warrant [(d)(1)(B)]; the operation was pursuant to training activities [(d)(2)(A)]; the operation was used to reconstruct or document a specific crime or accident scene, motor vehicle accident, or hazardous materials accident [(d)(2)(B)]; the operation was used to assist and manage pre-fire planning, high-rise fires, commercial and residential fires, and post-fire investigations [(d)(2)(C)]; the operation was used to assist in and manage severe weather emergencies, flood events, or search and rescue missions involving missing person investigations, AMBER Alerts, and Silver Alerts [(d)(2)(D)]; or the operation was used for a permitted public event that had requested public safety assistance and had over 10,000 registered participants [(d)(5)], that concerns an individual or privately owned property to be reviewed by the municipal entity within 30 days after its collection.
- (2) The information must be destroyed within 48 hours of the review or must be modified so that the identity cannot be ascertained if the identity of a person or privately owned property can be ascertained and there is no probable cause to believe an offense was committed by the person or on the property. If the information is modified, the information may be retained for no more than 5 years after collection and then must be destroyed.
- (3) The information may be retained for no more than 5 years after collection and then must be destroyed if the identity of a person or privately owned property can be ascertained and there is probable cause to believe an offense was committed by the person or on the property. If a warrant is issued based in part on such information, though, it may be retained pursuant to the warrant.
- (4) Prohibits municipal entities and city employees from analyzing information a drone collected by using facial recognition or appearance similarity video synopsis software.

Requires a municipal entity to provide, within 7 days, an incident report or reports to the City Council if a City Council member requests the report or reports.

Subsection (k) – Annual Surveillance Reports

Requires each municipal entity that uses a drone to include specific information about its drone use for the previous year in its Annual Surveillance Report, which is required earlier in the ordinance by (i) of Section 2-48.

Subsection (l) – Liability insurance

Requires the City of Hartford to acquire a liability insurance for the unmanned aerial vehicles.

Subsection (m) – Effective Date

Requires ordinance to take effect upon adoption.

Introduced
by:

James Sánchez, Majority Leader

HEADING
AND
PURPOSE

AN ORDINANCE AMENDING DIVISION 9D, CHAPTER 2, ARTICLE 5, SECTION 2-293(b) OF THE HARTFORD FILM, VIDEO, DIGITAL, MEDIA AND SOCIAL MEDIA COMMISSION ORDINANCE OF THE MUNICIPAL CODE OF HARTFORD.

COURT OF COMMON COUNCIL
CITY OF HARTFORD

November 13, 2018

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

That Division 9D, Chapter 2, Article 5, Section 2-293(b) of the Hartford Film, Video, Digital, Media and Social Media Ordinance of the Municipal Code of Hartford is hereby amended to read as follows:

(b) There is established a Hartford Film, Video, Digital, Media and Social Media Commission (the "Commission"). The Mayors shall nominate all members of the Commission and submit nominations to the Court of the Common Council for approval in accordance with the applicable provisions of the Charter of the City of Hartford. The Commission shall consist of not less than five (5) nor more than nine (9) members (the "Members"). The Members shall be Hartford residents, [or Hartford business owners who are not residents of Hartford but who have strong ties to Hartford] except that no more than two (2) Members may be non-Hartford residents. Each Member shall be knowledgeable in any one (1) or more of the subject areas that are within the ambit of the Commission.

This ordinance, as amended above, shall take effect upon adoption.

Introduced by:

James Sánchez, Majority Leader

**HEADING
AND
PURPOSE**

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

COURT OF COMMON COUNCIL,
CITY OF HARTFORD

November 13, 2018

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

That Chapter 2 of the Municipal Code of Hartford be amended, adding Article XXIII, Section 2-938, as follows:

ARTICLE XXIII. - DRONES

Sec. 2-938. – Drone Use by Police and Fire Departments.

Not later than ninety (90) days from the date of the enactment of this ordinance, the City of Hartford Police Department and the City of Hartford Fire Department shall each promulgate a written policy governing the use of drones in the respective operations of their respective departments. The aforementioned policies shall be promulgated solely in accordance with applicable State and Federal rules, laws, codes, regulations, rulings, requirements, policies and orders, and, with the exception of this ordinance, and to the extent allowed by law, to the exclusion of any and all municipal laws. The aforementioned City of Hartford departments shall use drones in their respective operations in strict compliance with the respective written policies promulgated hereunder and solely in accordance with applicable State and Federal rules, laws, codes, regulations, rulings, requirements, policies and orders, and, with the exception of this ordinance, and to the extent allowed by law, to the exclusion of any and all municipal laws. As used herein, the term “drone,” or language of similar import, shall be construed to apply to any Unmanned Aircraft System as the same is defined by Federal law. As used herein, the term “operations” shall be construed to apply to the ordinary and/or necessary activities of the department in question, including, but not limited to, the recording and storage of images and/or sounds. Where this ordinance and any other City of Hartford ordinance deal with the same subject matter, this ordinance shall prevail, to the exclusion of the other ordinance, so far as they conflict.

This ordinance shall take effect upon enactment.

ITEM# 26 ON AGENDA

INTRODUCED BY:
Councilwoman rJo Winch

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

Resolved, that the corner of Judson and Barbour Street be renamed "the J. Surgess Street".