

Gender Neutrality (BOA #1)

Adjustment of Board of Education Appointments (BOA #2)

Repeal Article XV: Removing or recodification provisions that have timed out from the previous charter including but not limited to those related to approving ordinances concerning purchasing and department heads qualifications (BOA #8)

ARTICLE VI. THE CITY GOVERNMENT: DEPARTMENTS AND DEPARTMENT HEADS¹

Sec. 1. The Authority to Establish the Departments of City Government.

A. Powers and Purposes². In addition to the Departments specifically set forth in this Charter, the City, acting within the powers and duties enumerated in the General Statutes, any applicable Special Acts and this Charter may establish, by Ordinance, such Departments necessary to carry out and organize the functions of government. The express intent of this Charter is to afford the Mayor and the Board of Alders the ability to organize the government in order to achieve a balance of efficiency and service to the people of the City.

B. Creation of Departments³. The Board of Alders may, by Ordinance proposed by the Mayor, establish the Departments of the City. Each of these Departments shall be constituted to perform such functions and have such powers and duties as are set forth by the General Statutes, this Charter and Ordinances. Moreover, the head of each Department established by Ordinance shall be subject to the provisions of this Charter generally applicable to Department Heads. All Departments shall be entitled to office space provided by the City and shall remain open during such hours as the Mayor may direct.

C. Reorganization Plans⁴. The delineation of departmental categories in this Charter is advisory and may be altered pursuant to a reorganization plan proposed by the Mayor and approved by the Board of Alders. Accordingly, any departmental categories may be reorganized and Department Heads may be reassigned (unless otherwise prohibited by Law). The reorganization plan is subject to the limitation that all governmental functions set forth in this Charter shall continue to be provided to the residents of the City; unless such function was eliminated as the result of a repealed Federal or State mandate and not otherwise in the best interest of the City to continue. Moreover, any reorganization plan shall include specific reference to the departmental function(s) set forth in this Charter that will be carried out in said reorganization and shall be accompanied by an opinion of the Corporation Counsel verifying that the reorganized function complies with the Charter requirements.

Sec. 2. General Requirements Pertaining to All Department Heads and Mayoral Department Appointees⁵.

A. Authority of Department Heads⁶. Unless otherwise set forth in this Charter or by Law, once appointed as described in this Charter, the Department Head shall appoint, hire, discipline and remove all deputies, assistants and other employees of the Department as provided for in the budget. Such Department Heads and other Mayoral Department Appointees shall be subject to: (1) the authority and direction of the Mayor or designee in all matters pertaining to the responsibilities of office, unless otherwise specifically set forth by Law; (2) any specific provisions of this Charter or Law pertaining to the authority of the Department Head and the relationship with a governing

Gender Neutrality (BOA #1)

Adjustment of Board of Education Appointments (BOA #2)

Repeal Article XV: Removing or recodification provisions that have timed out from the previous charter including but not limited to those related to approving ordinances concerning purchasing and department heads qualifications (BOA #8)

Board or Commission or appointing authority, if not the Mayor; and, (3) the applicable rules and regulations of the Civil Service Commission or collective bargaining agreement.

B. Elector Requirement⁷. Unless otherwise set forth in this Charter or by Law, all Department Heads and others appointed pursuant to this Article shall be in compliance with the requirements of §12.C and D of Article II of this Charter.

C. Qualifications of Department Heads. The minimum job qualifications for Department Heads, as may be set forth in this Charter, if any, are foundational and not definitive. Said minimum qualifications shall be modified by recommendation of the Mayor (or other appointing authority, if not the Mayor) following consultation and written report from the Personnel Director and approval of an Ordinance by the Board of Alders ~~as required by §2.A of Article XV of this Charter.~~ Said job qualifications shall be prepared in accordance with nationally accepted professional standards and best practices in the applicable field and shall be reviewed and updated, if necessary, every four (4) years and whenever a Vacancy occurs in the position. In the event there are no minimum qualifications set forth herein, they shall be established in the same manner as in the case of modification, referenced, above. However, said Ordinances shall not modify any specific provisions within this Article of the Charter.

D. Compensation. The salaries and compensation of all Public Officials, Coordinators, Department Heads⁸ (and other Deputies and Assistant set forth in this Article⁹) and employees of the City shall be set by Ordinance and through the budget, except where otherwise fixed by the General Assembly, this Charter or as otherwise covered by civil service rules, collective bargaining agreement(s) or contract.

E. Position Titles¹⁰. The position titles of the Department Heads set forth in this Charter reflect the title at the time of the adoption of this Charter. Titles may be changed without altering the method of appointment unless otherwise set forth; however, the functions and fiduciary obligations specifically set forth in this Charter shall not be altered.

F. Full-time Service¹¹. The general rule is that all Department Heads and Mayoral appointees shall devote full time to the duties of office; subject to modification by Ordinance or adoption of the budget, following a written determination by either the Mayor or the Board of Alders that full-time service is not required.

Sec. 3. The Appointment of Coordinators, Department Heads and Mayoral Department Appointees¹².

A. Appointment¹³.

(1) Subject to Approval by the Board of Alders: The following Appointed Public Officials shall be appointed by the Mayor, subject to approval by the Board of Alders, as set forth in §1.A (3) of Article IV of this Charter: (a) the Coordinators as authorized by §2.A (2) of Article II of this Charter, who shall serve under the direction of the Mayor and are removable at the pleasure of the Mayor¹⁴; and, (b) Chief of Police¹⁵ and Fire Chief¹⁶, who

Gender Neutrality (BOA #1)

Adjustment of Board of Education Appointments (BOA #2)

Repeal Article XV: Removing or recodification provisions that have timed out from the previous charter including but not limited to those related to approving ordinances concerning purchasing and department heads qualifications (BOA #8)

shall serve subject to the authority of the Mayor. The person in office as Chief of Police¹⁷ and Fire Chief¹⁸ on the effective date of this Charter shall hold office until a successor has been duly appointed and qualified.

(2) **Term of Four Years.** Except as otherwise provided by General Statutes or this Charter, all Department Heads¹⁹ shall be appointed by the Mayor for terms of four (4) years on the basis of qualifications²⁰. Said appointees shall serve under the direction and subject to the authority of the Mayor as the chief administrative and executive officer of the City; although may not be removed from office during their terms except for cause, which shall not be political²¹.

(3) **The General Rule.** The following Department Heads shall be appointed in accordance with §3.A (2) of this Article: (a) The City Controller²²; (b) Director of Public Works²³; (c) City Engineer²⁴; (d) City Assessor²⁵; (e) Director of Parks and Recreation²⁶; (f) Director of Traffic and Parking²⁷; and, (g) Planning Director²⁸. The person in office as Director of Parks and Recreation²⁹, Planning Director³⁰ and Director of Traffic and Parking³¹ on the effective date of this Charter shall hold office until a successor has been duly appointed and qualified.

(4) The Corporation Counsel³² shall be appointed by and subject to the authority of the Mayor and serve a term coterminous with the Mayor who appointed said official.

(5) The following shall be appointed by the Mayor to hold office for the term of one (1) year from said appointment or until their successor shall be appointed and qualified: (a) Deputy Corporation Counsels; (b) Assistant Corporation Counsels³³.

(6) The following Department Heads and other officials shall be appointed by the Mayor:

(a) **The City Purchasing Agent³⁴.** Whenever a vacancy exists in the office of City Purchasing Agent the Mayor shall designate a nonpartisan board of examiners, consisting of three (3) experienced citizens who have been Purchasing Agents or have employed Purchasing Agents in their business and are competent to determine and pass on qualifications of the candidates' eligibility for such office, which board after such examination of said candidates as it may consider necessary to determine their competency for the duties of such office, shall file with the Mayor a written report of its findings as to the relative proficiency and fitness of such candidates as in its judgment are qualified to receive such appointment, which report shall be signed by a majority of the members of said board³⁵. The Mayor shall appoint one of the three (3) highest ranking candidates, but in no event shall any person be appointed to the position of City Purchasing Agent unless such person shall have had at least three (3) consecutive years of full time experience as a Purchasing Agent in

Gender Neutrality (BOA #1)

Adjustment of Board of Education Appointments (BOA #2)

Repeal Article XV: Removing or recodification provisions that have timed out from the previous charter including but not limited to those related to approving ordinances concerning purchasing and department heads qualifications (BOA #8)

commercial or governmental purchasing prior to appointment.

(b) **Building, Plumbing and Electrical Inspectors**³⁶. The Mayor before appointing said inspector shall designate, in the case of each appointment, a separate nonpartisan board of examiners, consisting of three (3) experienced citizens competent to determine the qualifications of the candidates for such office, which board, after such examination of said candidates as it may consider necessary to determine their competency for the duties of such office, shall file with the Mayor a written report of its findings as to the relative proficiency and fitness of such candidates as, in its judgment, are qualified to receive such appointment, which report shall be signed by a majority of the members of said board. Each of said inspectors shall be appointed from among the candidates who, in the judgment of said board, are properly qualified for the duties of the particular office to which appointment is to be made.

(c) **Personnel Director**³⁷. The Personnel Director shall be appointed by the Mayor from a list of three (3) persons with the highest ratings obtained in a civil service examination held to determine eligibles for said position.

(7) The following Department Heads, as follows:

(a) **The Director of Public Health**³⁸. The Director of Public Health shall be appointed by the Board of Public Health, for a term of years as set forth in §3.A (2) of this Article³⁹. Notwithstanding any provisions of this Charter to the contrary, the director may not be removed from office during the term of office except for cause, which cause shall not be political⁴⁰.

(b) **The City Librarian**. The City Librarian shall be appointed by the Board of Library Directors⁴¹, for a term of years as provided in §3.A (2) of this Article⁴².

(c) **The Superintendent of Schools**. The Board of Education shall appoint a Superintendent of Schools, in accordance with the General Statutes⁴³. Notwithstanding the provisions of §3.A (2) of this Article the Superintendent may be appointed to such term as may be permitted by the General Statutes⁴⁴. A written contract shall be entered into between the Board of Education and the Superintendent with all provisions and conditions of employment stipulated therein⁴⁵.

(8) **Historical Transition Provision**⁴⁶. Except as otherwise provided by State law, after July 1, 1993, the terms of all present Department Heads whose appointments are subject to the four (4) year limitation shall end on January 31, 1994, or on such later date when their successors have been appointed and qualified, and the new terms of all such Department Heads

Gender Neutrality (BOA #1)

Adjustment of Board of Education Appointments (BOA #2)

Repeal Article XV: Removing or recodification provisions that have timed out from the previous charter including but not limited to those related to approving ordinances concerning purchasing and department heads qualifications (BOA #8)

appointed thereafter shall commence on February 1, 1994 and on February 1 of every fourth (4th) year thereafter⁴⁷.

(9) **Vacancy**⁴⁸. In the event of a vacancy in the office of any such Department Head, a successor may be appointed for the balance of the four (4) year term, except that during the last two (2) months of the term of a Mayor who has not been reelected to office, the Mayor may not appoint any Department Head except on an acting basis for a temporary period ending not later than the succeeding January 31.

(10) All Department Heads shall serve until their successors have been appointed and qualified⁴⁹.

Sec. 4. The Corporation Counsel⁵⁰.

A. Appointment.

(1) **The Corporation Counsel.** The Corporation Counsel shall be the chief legal advisor of and attorney for the City and of all Public Officials and Departments thereof in matters relating to their official duties⁵¹. The Corporation Counsel shall appointed pursuant to the provisions of §3.A (4) of this Article⁵². The Corporation Counsel shall be responsible for the efficiency, discipline and good conduct of the department responsible for providing legal services on behalf of the City⁵³.

(2) **The Deputy and Assistant Corporation Counsels**⁵⁴. The Mayor shall appoint deputy and assistant Corporation Counsels⁵⁵, pursuant to the provisions of §3.A (5)(a) and (b) of this Article. The appointment of the Deputy Corporation Counsel is further subject to the requirements of §12.C of Article II of this Charter⁵⁶.

(a) **Duties.** Said deputy and assistant Corporation Counsels shall perform such service as the Corporation Counsel may direct⁵⁷.

(3) **Additional Counsel.** The Mayor may, if in said Mayor's opinion the interests of the City require it, appoint additional special assistant Corporation Counsel or counsels whose salary shall also be fixed by the budget⁵⁸.

B. General Duties of the Corporation Counsel.

(1) **Advice of the Corporation Counsel**⁵⁹. When so requested said Corporation Counsel shall give advice in writing to the Board of Alders, and committees of Board of Alders, the Mayor, any head of a department or office of the City or any person or committee appointed for inquiry or investigation upon any question of law involving their respective powers or duties.

Gender Neutrality (BOA #1)

Adjustment of Board of Education Appointments (BOA #2)

Repeal Article XV: Removing or recodification provisions that have timed out from the previous charter including but not limited to those related to approving ordinances concerning purchasing and department heads qualifications (BOA #8)

(2) **Written Opinions and Codification**⁶⁰. All written opinions so given by said Corporation Counsel shall be recorded in an index book, which book shall be kept in the office of the Corporation Counsel and shall be the property of the City.

(3) **Responsibilities**⁶¹. Said Corporation Counsel shall:

(a) When so directed by the Mayor or Board of Alders, represent the City in all matters pending before the General Assembly affecting the interests of said City⁶²;

(b) Perform all other legal services which may be required by the Board of Alders or by Law or Ordinance, which services may be performed said Corporation Counsel or the assistant Corporation Counsels at the direction of the Corporation Counsel⁶³;

(c) Prosecute or defend all suits for or against the City and shall prepare all contracts, bonds and instruments in writing in which the City is concerned and endorse on each approval of the form and correctness thereof⁶⁴.

(d) **Annual Report**⁶⁵. Said Corporation Counsel shall annually, on or before the fifteenth (15th) day of January, make a written report to the Mayor of the doings of the office of the Corporation Counsel for the fiscal year preceding, showing the condition of all unfinished business in said Corporation Counsel's hand, and give all further additional information which the Mayor may desire in regard to the condition of said Corporation Counsel's department at any time.

C. **Litigation Settlement Committee**⁶⁶. There shall be a litigation settlement committee consisting of the Mayor, the Controller, the coordinator for administration appointed by the Mayor, or their designees, two (2) members of the Financial Review and Audit Commission who shall not be of the same political party, elected by their fellow commissioners, and two (2) members of the finance committee of the Board of Alders, who shall not be of the same political party, elected by their fellow Alders. Neither the Corporation Counsel, nor any deputy or assistant Corporation Counsel, may enter into a settlement on behalf of the City of any matter in litigation, the result of which would bind the City to make a payment in excess of five thousand dollars, or such greater amount as the Board of Alders may approve from time to time, unless said settlement has been approved by the litigation settlement committee.

Sec. 5. The Office of the Controller.

A. Appointment.

Gender Neutrality (BOA #1)

Adjustment of Board of Education Appointments (BOA #2)

Repeal Article XV: Removing or recodification provisions that have timed out from the previous charter including but not limited to those related to approving ordinances concerning purchasing and department heads qualifications (BOA #8)

(1) **The City Controller.** The City Controller shall be the Department Head of the department responsible for the finances and budget of the City⁶⁷. The City Controller shall, under the Charter and Ordinances, be subject to the general direction of the Mayor in all matters relating to the financial affairs of the City, except as herein otherwise expressly provided⁶⁸. The City Controller shall appointed pursuant to the provisions of §3.A (2) of this Article⁶⁹.

(a) **Bond.** The Controller shall be bonded in an amount set by the Mayor and shall have an office in City Hall⁷⁰.

(2) **The Deputy Controller.** The Controller whenever absent or otherwise incapable of acting, may, by appointment in writing, filed in the office of the City Clerk and recorded in the records of the City, designate the deputy Controller in the Controller's office to act as Controller and when so appointed and acting thereunder, said deputy Controller shall have and exercise such of the powers, duties and authority of the Controller and only such, as may be specified in said appointment, unless and until revoked by the Controller, in writing, filed and recorded, as provided for said appointment⁷¹.

(3) **Appointment of Tax Collector and City Treasurer⁷².** It shall be the duty of the Controller to appoint and have the power to remove, subject to the provisions of this Charter and such rules and regulations as may be adopted by the Civil Service Board, a Tax Collector and a City Treasurer; said Tax Collector and City Treasurer shall have the powers and duties imposed by Law on such offices and shall have such powers and duties as the Board of Alders may prescribe.

(a) **Designation of Assistant Treasurer⁷³.** The City Treasurer by appointment in writing, filed in the office of the City Clerk and recorded in the records of the City, may designate the assistant treasurer to act as treasurer whenever the said City Treasurer is absent or incapable of carrying on the duties of such office by reason of mental or physical incapacity, and when so appointed and acting hereunder the said assistant treasurer shall have and exercise such of the powers, duties and authority of the City Treasurer and only such as may be specified in said appointment, unless and until revoked by the City Treasurer in writing, filed and recorded as provided for in this Charter⁷⁴.

(b) **Death, resignation or Removal of City Treasurer.** In case of the death, resignation or removal of the City Treasurer, the said assistant treasurer shall have and exercise the full powers and authority of the City Treasurer until said City Treasurer's successor is appointed; provided, also, that the Mayor shall be empowered to designate the

Gender Neutrality (BOA #1)

Adjustment of Board of Education Appointments (BOA #2)

Repeal Article XV: Removing or recodification provisions that have timed out from the previous charter including but not limited to those related to approving ordinances concerning purchasing and department heads qualifications (BOA #8)

assistant treasurer to act as City Treasurer in the absence or disability of the City Treasurer, and said assistant treasurer shall have and exercise the full powers and authority of the City Treasurer until said treasurer shall resume such duties or until said City Treasurer's successor is appointed⁷⁵.

(c) **Bond of the Assistant Treasurer.** Said assistant treasurer, upon assuming the duties of the City Treasurer, shall be bonded⁷⁶.

(d) **Bond of the Collector of Taxes.** Said collector of taxes shall be bonded⁷⁷.

B. General Duties of the City Controller⁷⁸. It shall be the duty of the Controller:

(1) To keep accounts with each of the Departments, and such other accounts as the City Ordinances may direct⁷⁹.

(2) To prescribe the form of all accounts and of all reports to be rendered, and to inspect and supervise the accounts of all other Departments, Public Officials and employees⁸⁰.

(3) To audit immediately after the first (1st) day of each month the accounts of the several departments and all of said Public Officials and employees who receive, pay out or dispose of the money or other property of the City; to make proper comparisons of the same, and report any findings to the Mayor, the Financial Review and Audit Commission and to the Board of Alders, and a duplicate thereof to the City Treasurer; to daily audit the cash account of the City Treasurer for the last previous day, and certify at the foot of said account as to its correctness, and to submit to the Mayor, the Financial Review and Audit Commission and to the Board of Alders on or before the twentieth (20th) day of January, the twentieth (20th) day of April, the twentieth (20th) day of July, and the twentieth (20th) day of October in each year, a report of the condition of each of said accounts, together with a summary of all accounts of the City, verified by the oath or affirmation of said Controller, exhibiting the revenues, receipts and expenditures, the source from which the revenues and funds are derived and in what manner the same have been disbursed and the amount drawn against each item of the appropriations⁸¹.

(4) To keep a separate account for each specific item of the appropriations, and to require all warrants to state specifically against which of said items the warrant is drawn⁸².

Gender Neutrality (BOA #1)

Adjustment of Board of Education Appointments (BOA #2)

Repeal Article XV: Removing or recodification provisions that have timed out from the previous charter including but not limited to those related to approving ordinances concerning purchasing and department heads qualifications (BOA #8)

(5) To make rules regulating the method of payments of all Public Officials and employees of said City and prescribing the forms of receipts to be required⁸³.

(6) To determine and set the amount of bond required of all Public Officials and employees of the City who, in the opinion of the Controller or in accord with Law, this Charter or the Ordinances, should be bonded⁸⁴.

C. Additional Duties of the City Controller.

(1) **Duty to prevent overdrawing, misapplication of appropriations; liability for payments exceeding appropriations⁸⁵.** The Controller shall not suffer any appropriation or allotment thereof to be overdrawn, or the appropriation for one item of expense to be drawn upon for any other purpose, or by any department other than that for which the appropriation was specifically made, except in case of transfers made as hereinafter provided. No warrant shall be issued unless sufficient funds to pay the same shall actually be in the treasury. If the Controller shall certify any bill, contract or claim in excess of the appropriation properly applicable thereto, the City shall not be liable for such excess, but the Controller shall be personally liable therefor, and said Controller's sureties shall also be liable to the amount of the bond.

(2) **Procedure for claims, accounts⁸⁶.** Each claim or account against the City shall be first verified by the oath or affirmation of the claimant or said claimant's authorized agent, then certified to be correct and justly due by the Public Official, employee or Board or Commission by whom, or under whose authority, the same was contracted. Such claim or account shall then be transmitted to the Controller, who shall carefully examine and compute each bill rendered, and, on finding it correct, shall so certify. When the Controller has certified the claims, the Controller shall number the several claims and enter them in books kept for that purpose; and when said claims are so numbered and entered, the City Clerk shall draw an order on the City Treasurer for the several amounts due, and shall place said orders in the hands of the Controller, who shall countersign and disburse the same.

(3) **Inventory⁸⁷.** Each department head shall make and keep a perpetual inventory of all supplies, materials, fixed assets and other property of every description in the department's custody in such form and manner as the Controller shall direct. A copy of such inventory shall be submitted to the Controller who shall cause the same to be audited not less frequently than annually.

(4) **Audits of Accounts of Public Officials and Employees⁸⁸.** The Controller shall, at the end of each fiscal year, or oftener, if so required by the Mayor, and also upon the death, resignation, removal, or the expiration of the term of any Public Official or other employee, audit or cause to be audited, examine, and settle the accounts of such Public Official or employee, and if

Gender Neutrality (BOA #1)

Adjustment of Board of Education Appointments (BOA #2)

Repeal Article XV: Removing or recodification provisions that have timed out from the previous charter including but not limited to those related to approving ordinances concerning purchasing and department heads qualifications (BOA #8)

said person shall be found indebted to the City, the Controller shall state an account and file the same with the Corporation Counsel, together with a copy of the official bond of such Public Official or employee, if any, and give notice thereof to such official or a designated legal representative; and the Corporation Counsel shall proceed to collect such balance from such Public Official, employee or designated sureties within six (6) months from the receipt of such account. Notice of the audit shall be given by the Controller to the Public Official or a legal representative(s) designated by the official before the final statement of the account, and, if desired by such Public Official, employee or the legal representative(s) designated by the official, opportunity shall be given for a hearing. A copy of such notice, with an affidavit to the fact of service thereof, shall be filed, with the statement of account, as evidence of service of notice.

(5) **Daily Deposit and Payment of City Funds⁸⁹.** All City funds shall be deposited in such bank or banks as shall be designated by the Controller, whose duty it shall be to obtain the highest rate of interest therefor consistent with the safety of the deposits. All interest upon said deposits shall belong to said City.

(6) **Payment of City Funds⁹⁰.** Orders drawn upon any bank or trust company which has been designated as a City depository by the Controller, for payment of any claims, including those drawn to the individual order of any person or persons whose names appear thereon as signer or signers thereof, may be signed or countersigned by the facsimile signature or signatures of the City Clerk and Controller, and if such order or orders are so signed by means of a facsimile signature, any bank or trust company shall, acting in good faith, and without notice of any defect or invalidity, be authorized to pay and be protected in paying, any orders so drawn, bearing or purporting to bear the facsimile signature or signatures of the City Clerk or Controller regardless of the persons by whom, or the means by which the actual or purported facsimile signature or signatures thereon, may have been affixed thereto, if such facsimile signature, or signatures closely resemble the facsimile specimens from time to time filed with such banks or trust companies, upon whom such orders are drawn by the City Clerk and the Controller; provided, however, that nothing herein contained shall release such bank or trust company from any liability arising from any cause or fact, other than the fact that such facsimile signature is not a genuine facsimile signature affixed with appropriate authority.

(7) **Payment by City Treasurer⁹¹.** The City Treasurer shall pay all orders drawn on said treasurer by the City Clerk and countersigned by the Controller, or drawn by the Board of Education in the order in which they shall be presented to the City Treasurer.

(8) **Authority to discount taxes, borrow in anticipation of taxes or bond sales⁹².** The Controller may provide at any time for the discounts, at current rates of interest, of all sums assessed for taxes, and of all sums assessed for benefits on account of the construction of pavements, but not

Gender Neutrality (BOA #1)

Adjustment of Board of Education Appointments (BOA #2)

Repeal Article XV: Removing or recodification provisions that have timed out from the previous charter including but not limited to those related to approving ordinances concerning purchasing and department heads qualifications (BOA #8)

yet payable. The Controller shall have power, in the name of the City, to borrow such sums from time to time, as in its opinion may be needed for City purposes, in anticipation of such taxes as shall have been previously laid, and in anticipation of the sale of bonds which may have been ordered by the Board of Alders in accordance with Law, and for no other purpose; and the amount so borrowed shall be used only for the same purposes that the taxes, assessments or avails of bonds might have been used for, and shall be repaid from said taxes or assessments when collected, or from the sale of such bonds.

D. Role of the Collector of Taxes⁹³. The Collector of Taxes shall have all the power and be subject to all of the duties imposed by Law upon collectors of town, City and school district taxes⁹⁴. Said Collector of Taxes shall:

(1) Receive and collect all taxes, assessments and, except where otherwise provided by Charter or Ordinance, all license fees due the City of New Haven, from all persons liable to pay the same⁹⁵.

(2) Proceed forthwith to enforce payment of all taxes and assessments⁹⁶.

(3) Have the same power as the Mayor to sign certificates of tax liens and certificates of their release and discharge⁹⁷.

(4) Notify the Corporation Counsel to proceed to take such legal steps as may be necessary, in the event legal proceedings are necessary to enforce payment of said taxes or assessments and to protect liens of the same⁹⁸.

(5) Before 3:00 o'clock in the afternoon of each business day, deposit with the City Treasurer all moneys collected by said collector of taxes, during the twenty-four (24) hours then ended, and shall take the City Treasurer's receipt for same in triplicate, one copy of which the collector of taxes shall file in the Controller's office forthwith⁹⁹.

(6) **Power of the Mayor to Issue Tax Warrants¹⁰⁰.** The Mayor shall have power to issue a warrant for the collection of any of said taxes or assessments.

(7) **Notice of Abatement.** Whenever any tax due the said City is abated, the authority making the abatement shall cause notice thereof to be given forthwith to the collector¹⁰¹.

Sec. 6. City Purchasing Agent¹⁰².

A. Appointment. The City Purchasing Agent shall be the Department Head of the department responsible for the procurements of the City¹⁰³. The Purchasing

Gender Neutrality (BOA #1)

Adjustment of Board of Education Appointments (BOA #2)

Repeal Article XV: Removing or recodification provisions that have timed out from the previous charter including but not limited to those related to approving ordinances concerning purchasing and department heads qualifications (BOA #8)

Agent shall be shall appointed by the Mayor in accordance with the provisions of §3.A (6) of this Article¹⁰⁴.

B. Other Employees¹⁰⁵. There shall be such other employees under the Purchasing Agent as shall be recommended by the Purchasing Agent and provided for in the budget.

B.C. General Duties. The City Purchasing Agent shall make all purchases of supplies, materials, equipment and contractual services for all departments, offices, boards, institutions and other agencies of the City¹⁰⁶. Moreover, the City Purchasing Agent shall be responsible for the central purchasing system for the City covering the purchase of all supplies, materials, equipment and other commodities for the use and needs of all Departments, Boards and Commissions and Officials of the City, including the Board of Education. With regard to the Board of Education, the City Purchasing Agent shall be required to take advantage of incentives, cooperative agreements and consortiums generally available to boards of education in order to expedite the acquisition of goods and services for said Board to meet the curriculum and scheduling requirements of the Board¹⁰⁷. It shall be the duty of the Purchasing Agent¹⁰⁸:

(1) To establish, after consultation with the heads of the departments concerned, and to enforce, specifications for all supplies, materials and equipment required by the City government¹⁰⁹.

(2) To make, with the approval of the Controller, such regulations and prescribe such forms or requisitions for supplies, materials and equipment by departments for the City as considered reasonably necessary by the Purchasing Agent¹¹⁰.

(3) To assure that all supplies, materials and equipment purchased for the City conform to specifications and are of the quantity and quality contracted for¹¹¹.

(4) To transfer or to sell all personal property determined by the Controller, after consultation with the head of the department concerned, not to be needed by that department or any other Department, or which has become unsuitable for public use¹¹².

(5) To purchase at the expense of the City all surety bonds required by Law or by Ordinances for Public Officials and employees of the City¹¹³.

(6) To purchase at the expense of the City any insurance against liability or the damage or loss of property on the part of the City¹¹⁴.

Gender Neutrality (BOA #1)

Adjustment of Board of Education Appointments (BOA #2)

Repeal Article XV: Removing or recodification provisions that have timed out from the previous charter including but not limited to those related to approving ordinances concerning purchasing and department heads qualifications (BOA #8)

~~C.D.~~ **Deputy Purchasing Agent**¹¹⁵. The City Purchasing Agent may appoint a deputy Purchasing Agent, who shall be a member of the classified service and who shall devote full time service to the performance of the duties of office, shall act in the place of the City Purchasing Agent in the absence or incapacity of the City Purchasing Agent, shall assist the City Purchasing Agent in the performance of the duties of said Purchasing Agent and shall perform such other tasks as the City Purchasing Agent shall direct.

~~D.E.~~ **Adoption of a Procurement Ordinance and Regulations.** In order to advance the provisions of this Charter, the Board of Alders shall establish by Ordinance the rules and regulations governing the operation of a central purchasing system in a manner consistent with the General Statutes, this Charter, Ordinance and standards established by organizations such as the National Institute of Governmental Purchasing and the National Association of State Purchasing Officials as well as the Model Procurement Code and Ordinances prepared by the American Bar Association. Any provisions referring to purchasing inconsistent with the terms of this section referred to elsewhere in this Charter are hereby expressly repealed.

(1) The Board of Alders shall, by Ordinance, establish the rules and regulations governing the purchasing process for the City, including but not limited to, the role and responsibilities of the Purchasing Agent, competitive procurement and solicitation of goods and services for use by the City, advertising and solicitation of bids and proposals and action thereof, consultation with the effected Department or Departments, award and execution of contracts, bonds, exclusions from competitive procurement, waiver of competitive procurement requirements, appeals from decisions of the City Purchasing Agent, disposition of surplus property and such other matters as are necessary to carry out the provisions of this provision of the Charter

(2) The City Purchasing Agent may adopt procedural rules and regulations concerning the operation of the Department responsible for public purchases. No such rule shall be inconsistent with the Ordinances adopted pursuant to §6.F (1) of this Article.

(3) Nothing in this Charter shall prevent the City or any of its Departments from participating in any joint purchasing program administered by the State of Connecticut, the Regional Council of Governments, the Connecticut Conference of Municipalities, the Connecticut Association of Boards of Education or any other public agency, including another municipality or municipalities, or other nonprofit organization the members of which are public bodies.

F. Exemptions from §6.E of this Article Regarding the Board of Alders¹¹⁶. The following contracts shall be exempt from the provisions of §6.E:

Gender Neutrality (BOA #1)

Adjustment of Board of Education Appointments (BOA #2)

Repeal Article XV: Removing or recodification provisions that have timed out from the previous charter including but not limited to those related to approving ordinances concerning purchasing and department heads qualifications (BOA #8)

(1) contracts for architects, engineers, land surveyors, physicians, dentists, lawyers, accountants or artists, and such other professional or technical services as the Board of Alders may provide by Ordinance; and

(2) contracts made by the Board of Alders pursuant to §2.F of Article IV of this Charter.

G. Additional Exemptions from §6.E of this Article¹¹⁷. The following contracts shall be exempt from the provisions of §6.E of this Article:

(1) contracts that can only be performed or provided by one party in the judgment of the City Purchasing Agent and the head of the department seeking the supplies, services or work;

(2) contracts made through cooperative purchasing arrangements with other government entities when, in the judgment of the City Purchasing Agent, such contracts are in the best interests of the City and such arrangements involve competitive purchasing procedures;

(3) contracts made in accordance with procedures approved by the Board of Alders applicable to cases of emergency involving a threat to the public health, safety or welfare; and

(4) contracts made in a manner approved by the Board of Alders upon the recommendation of the City Purchasing Agent, where the City Purchasing Agent has advised and opined to the Board of Alders, that it would not be practicable or in the best interest of the City to proceed in the manner required by said §2.B of this Article, and where the Board of Alders shall find that making a contract in such manner is in the best interest of the City.

Sec. 7. City Assessor¹¹⁸.

A. Appointment. The City Assessor Agent shall be the Department Head of the department responsible for exercising the powers and performing all the duties that now are, or hereafter may be conferred upon or required of tax assessors of cities and towns by the General Statutes, this Charter or the Ordinances¹¹⁹ and shall devote full time service to the performance of the duties of said office¹²⁰. The City Assessor shall be appointed by the Mayor in accordance with the provisions of §3.A (2) of this Article¹²¹.

B. Other Employees¹²². The department shall be under the charge of the City Assessor who shall appoint and remove all deputies, assistants and other

Gender Neutrality (BOA #1)

Adjustment of Board of Education Appointments (BOA #2)

Repeal Article XV: Removing or recodification provisions that have timed out from the previous charter including but not limited to those related to approving ordinances concerning purchasing and department heads qualifications (BOA #8)

employees of the department, subject to the rules and regulations of the Civil Service Board¹²³.

(1) **Transition Provision.** Nothing in this section shall be construed to reduce, eliminate or change in any fashion the Civil Service status of present employees of the board of assessors¹²⁴.

C. **General Duties.** The City Assessor shall adopt such rules and regulations for the guidance of the deputies, assistants and other employees in the performance of their duties as will establish an equitable and scientific system of determining the present true and actual value of all assessable property for taxation¹²⁵. The rules and regulations so adopted and all amendments thereof shall be made available to any taxpayer of the City upon application to the City Assessor¹²⁶.

Sec. 8. Director of Public Works¹²⁷.

A. **Appointment.** The Director of Public Works shall be the Department Head of the department responsible for the public works and infrastructure of the City¹²⁸. The Director of Public Works shall be appointed by the Mayor in accordance with the provisions of §3.A (2) of this Article¹²⁹.

B. **Bond¹³⁰.** Before taking office, the director shall be bonded in an amount set by the Controller¹³¹.

C. **General Duties of Director.** Except as otherwise provided in this Charter, the Director of Public Works shall

(1) be responsible for the care and management:

(a) of all streets, avenues, highways, alleys, bridges, sidewalks and public grounds of said City, and the opening, grading, improving, repairing and cleaning of the same¹³²;

(b) of the construction, protection, repair, furnishing, cleaning, heating, lighting and general care of all public buildings, except such as are by the express terms of this Charter under the control of some other Public Official, Department or Board or Commission¹³³;

(c) of the construction, repair, cleaning and general care of all sewers, drains, culverts, sluiceways and catch basins, and the collection and disposing of sewage, ashes, garbage and refuse¹³⁴.

(2) cause all Orders of the Board of Alders concerning any of said subjects to be executed¹³⁵.

Gender Neutrality (BOA #1)

Adjustment of Board of Education Appointments (BOA #2)

Repeal Article XV: Removing or recodification provisions that have timed out from the previous charter including but not limited to those related to approving ordinances concerning purchasing and department heads qualifications (BOA #8)

(3) make all suitable rules and regulations in regard to said department and the conduct of its business¹³⁶.

(4) have the same powers and duties in regard to fence viewing as were formerly vested in the board of selectmen of the Town of New Haven¹³⁷.

Sec. 9. City Engineer¹³⁸.

A. Appointment. The City Engineer shall be the Department Head of the department responsible for the engineering functions of the City¹³⁹. The Director of Public Works shall be shall appointed by the Mayor in accordance with the provisions of §3.A (2) of this Article¹⁴⁰.

B. General Duties¹⁴¹. The City Engineer shall make all surveys, maps, plans, drawings, specifications and estimates relating to work of said department and the Department of Public Works; shall superintend the construction and repair of sewers, bridges and new pavements, and do any other engineering work which said Department of Public Works may require; shall care for and preserve all maps, papers and books of said department, and perform such other duties as may be by Ordinance prescribed.

C. Other Employees¹⁴². The City Engineer shall hire such professional and clerical staff as the City budget may provide.

Sec. 10. Chief of Police¹⁴³.

A. Appointment¹⁴⁴. The Chief of Police shall be the Department Head of the department providing police services¹⁴⁵. The Mayor shall appoint the Chief of Police in accordance with the provisions of §3.A (1) of this Article and the Chief shall be subject to the authority of the Mayor.

B. Duties¹⁴⁶. Said Chief of Police shall be responsible for the efficiency, discipline and good conduct of the Department of Police Service.

Sec. 11. Fire Chief¹⁴⁷.

A. Appointment¹⁴⁸. The Fire Chief shall be the Department Head of the department providing fire services¹⁴⁹. The Mayor shall appoint the Fire Chief in accordance with the provisions of §3.A (1) of this Article and the Chief shall be subject to the authority of the Mayor.

B. Duties¹⁵⁰. Said chief shall be responsible for the efficiency, discipline and good conduct of the Department of Fire Service.

C. Fire Marshal¹⁵¹.

Gender Neutrality (BOA #1)

Adjustment of Board of Education Appointments (BOA #2)

Repeal Article XV: Removing or recodification provisions that have timed out from the previous charter including but not limited to those related to approving ordinances concerning purchasing and department heads qualifications (BOA #8)

(1) **Duties.** One of the officers of said Department of Fire Service shall be a Fire Marshal whose duty it shall be to inspect from time to time all school houses and other public buildings, and all buildings in which any public assemblies, exhibitions, entertainments or shows are held, for the purpose of ascertaining whether such buildings are in danger of damage or destruction from fire, and whether the Ordinances concerning means of exit from such buildings are obeyed. It shall also be said marshal's duty to inspect, whenever deemed necessary in the discretion of the marshal, any building in the City, with a view of ascertaining whether the Ordinances and the General Statutes relating to the use and condition of buildings are obeyed, and the marshal shall perform all other duties required by Law in regard to the inspection of buildings¹⁵². It shall be the marshal's duty whenever deemed necessary in the discretion of the marshal to report all unsafe buildings and all violations of such laws to the building official and the State's Attorney for New Haven County¹⁵³.

(2) **Acting Fire Chief.** In the absence of a Fire Marshal the Fire Chief shall act as Fire Marshal¹⁵⁴.

Sec. 12. General Provisions Concerning the Police and Fire Services¹⁵⁵.

A. Duties of Chief of Police and Fire Chief¹⁵⁶.

(1) The chief of each of the departments responsible for police and fire services, respectively, shall be the chief executive officer of the department and shall be chargeable for its efficiency and responsible for the execution of all laws and rules and regulations of the department¹⁵⁷.

(2) Each chief shall have control of all the property of said City used for and by said departments and shall provide for heating, lighting and repairs of the buildings used by such departments¹⁵⁸.

(3) The chief of each department respectively shall assign to duty all the members of the department, making such changes from time to time as in their respective judgment the efficiency of the department may require¹⁵⁹.

(4) Each chief shall have the power to suspend, without pay, any member of the regular force; provided, however, that no such suspension shall be continued for a period of not more than fifteen (15) Days without affirmative action by the commissioners of the department which action shall not be taken until after a hearing upon charges preferred in writing; a copy

Gender Neutrality (BOA #1)

Adjustment of Board of Education Appointments (BOA #2)

Repeal Article XV: Removing or recodification provisions that have timed out from the previous charter including but not limited to those related to approving ordinances concerning purchasing and department heads qualifications (BOA #8)

of such charges shall be left with said member of the regular force at least forty-eight (48) hours prior to the time fixed for such hearings¹⁶⁰.

(5) Each chief shall have power to grant leaves of absence to members of the force for a period not exceeding five (5) Days, reporting to the board of commissioners all changes or assignments of office and absence granted¹⁶¹.

B. Effect of Charter on existing police, fire personnel¹⁶². When this Charter takes effect all officers and employees of said departments shall continue to hold their respective positions subject to the provisions thereof.

C. Existing Ordinances continued in effect¹⁶³. All lawful City Ordinances relating to either of said departments and to any officer thereof and all of the regulations of either of said departments in force at the time fixed for the taking effect of this Charter and not inconsistent herewith, are hereby continued in effect until the same shall be duly amended by competent authority.

Sec. 13. Director of Parks and Recreation¹⁶⁴.

A. Appointment. The Director of Parks and Recreation shall be the Department Head of the department responsible for parks and recreation¹⁶⁵. The Mayor shall appoint the Director of Parks and Recreation in accordance with the provisions of §3.A (3) of this Article and the Director shall be subject to the authority of the Mayor¹⁶⁶.

B. General Powers and Duties¹⁶⁷. Said director shall have charge:

(1) control and management and use of all public parks, squares and open places which are included in the park system of the City of New Haven on the effective date of this Charter, and which may hereafter be acquired or dedicated to public use, as parts of or additions to the public park system of the City or Town of New Haven, whether within or without the limits of said City, but not including streets in parks within the City limits¹⁶⁸.

(2) of the selection, cultivation, procuring, planting, spraying, trimming, preservation and removal of all trees in the streets of the City of New Haven and in parks and public places of said City¹⁶⁹.

(3) of the preservation, development and adornment of said parks and places¹⁷⁰

C. Other Employees. Role of the City Engineer¹⁷¹. Said director shall have power to appoint or employ such superintendents, engineers and other officers and employees as said director may deem necessary, under the direction and in

Gender Neutrality (BOA #1)

Adjustment of Board of Education Appointments (BOA #2)

Repeal Article XV: Removing or recodification provisions that have timed out from the previous charter including but not limited to those related to approving ordinances concerning purchasing and department heads qualifications (BOA #8)

accordance with the rules of the department responsible for personnel and the Civil Service System. Said director may call on the City Engineer for such services as may be deemed necessary.

D. Director to provide division of recreation¹⁷². Said director shall provide for a division of recreation which shall be under the supervision of the Director of Parks and Recreation, who shall have charge of all municipal recreation, supervising and organizing recreation activities in this City.

Sec. 14. Director of Building Inspection and Enforcement¹⁷³.

A. Appointment. The Director of Building Inspection and Enforcement shall be the Department Head of the department responsible for building, plumbing and electrical inspection as well as the regulation of buildings and construction¹⁷⁴.

(1) The department shall also include the following inspectors: Building Official, Plumbing Inspector and Electrical Inspector¹⁷⁵.

(2) The Mayor shall appoint the Director of Building Inspection and Enforcement, Building Official, Plumbing Inspector and Electrical Inspector in accordance with the provisions of §3.A (6) of this Article and the Director shall be subject to the authority of the Mayor¹⁷⁶.

B. Salary. Said Mayoral appointees shall receive for their services such salaries as shall be determined by the budget¹⁷⁷.

C. Term. They shall hold their respective offices until they vacate them or are removed for sufficient cause, duly shown, which cause shall not be political¹⁷⁸.

D. Other Employees¹⁷⁹. The Director of the Office of Building Inspection and Enforcement shall appoint and remove such other employees in the office subject to the provisions of this Charter.

E. Restrictions¹⁸⁰. No building official or inspector shall, during such term of office, engage in any other business, or be interested, directly or indirectly, in the doing of any work or the furnishing of any materials or supplies for the construction, maintenance or repair of any building, or for any plumbing work or electrical work, or in the making of plans for specifications therefor.

F. General Powers and Duties of the Building Official and Inspectors¹⁸¹.

(1) **Building Inspection**¹⁸². With regard to the building inspection function the duty of the Building Official shall be to inspect, or cause to be inspected, buildings and other structures within said City, to secure the enforcement of all Ordinances of said City concerning the use, construction,

Gender Neutrality (BOA #1)

Adjustment of Board of Education Appointments (BOA #2)

Repeal Article XV: Removing or recodification provisions that have timed out from the previous charter including but not limited to those related to approving ordinances concerning purchasing and department heads qualifications (BOA #8)

alteration and repair of buildings and other structures, and to perform such other duties as may be by Ordinance prescribed.

(2) **Plumbing Inspection**¹⁸³. With regard to the plumbing inspection function the duty of the plumbing inspector shall be, under the direction of said Director, to inspect, or cause to be inspected, plumbing and piping work within said City, to secure the enforcement of all Ordinances of said City concerning the use, construction, alteration and repair of plumbing and piping work, and to perform such other duties as may be by Ordinances prescribed.

(3) **Electrical Inspection**¹⁸⁴. With regard to the electrical inspection function the duty of the electrical inspector shall be, under the direction of said Director, to inspect, or cause to be inspected, electrical plants and wires on which electricity is conducted within said City, to secure the enforcement of all Ordinances of said City concerning such plants and wires, and to perform such other duties as may be by Ordinance prescribed.

Sec. 15. Director of Public Health.

A. Appointment. The Director of Health shall be the Department Head of the department responsible for public health¹⁸⁵. The Board of Public Health shall appoint the Director of Health in accordance with the provisions of §3.A (7) of this Article¹⁸⁶. The Director of Public Health shall be on the unclassified service¹⁸⁷.

B. Other Employees.

(1) **Generally**¹⁸⁸. With the approval and consent of the Board of Health, and subject to the articles of this Charter pertaining to personnel, the Director of Public Health shall appoint and remove all assistants and employees of the department, shall be responsible for the efficiency, discipline and good conduct of same, and for the care and custody of all property of the City belonging to or used by said department.

(2) **Registrar of Vital Statistics**¹⁸⁹. The Registrar of Vital Statistics shall be appointed by the Director of Public Health and shall be under the supervision of said director as shall be all assistants and employees of the department¹⁹⁰. The Registrar of Vital Statistics shall perform those duties imposed by Law upon Registrars of Vital Statistics and shall reside in said City during such term of office¹⁹¹.

(3) **Salaries**¹⁹². The director's and assistants' salaries shall be recommended by the board and provided for in the budget.

C. General Powers and Duties¹⁹³. The Director shall also:

Gender Neutrality (BOA #1)

Adjustment of Board of Education Appointments (BOA #2)

Repeal Article XV: Removing or recodification provisions that have timed out from the previous charter including but not limited to those related to approving ordinances concerning purchasing and department heads qualifications (BOA #8)

(1) have and exercise in the City and over the navigable waters adjacent thereto all the jurisdiction and powers conferred and all the duties imposed upon City, town, or district health officers of this State in their respective jurisdictions by the General Statutes¹⁹⁴.

(2) have the power and it shall be duty of the director to regulate the production, process and distribution of food stuffs in the City; to order the forthwith vacation of any land or building unfit for human habitation; and to abate nuisances after reasonable notice, at the expense of the owner or the person creating or maintaining same¹⁹⁵.

Commented [Ma1]: ?

(3) perform such other duties and take such other measures for the prevention of disease and the preservation of public health as provided by the Ordinances¹⁹⁶.

(4) serve as secretary of the board ex officio, and attend its meetings¹⁹⁷.

(5) keep the board apprised of the activities of the department, render an annual report to the board and the Mayor on or before the first of March of the succeeding year¹⁹⁸.

(6) may incur such expenditures which are deemed necessary, in case of serious medical emergencies and with the advice and consent of the Mayor, until the Board of Alders shall have taken action in the premises¹⁹⁹.

D. Duty of police to enforce health regulations, orders²⁰⁰. It is hereby made the duty of the Department of Police Service to render, upon the request of said director, such assistance in the enforcement of its bylaws, rules, regulations and orders as said request may require.

Sec. 16. City Librarian²⁰¹.

A. Appointment. The City Librarian shall be the Department Head of the department responsible for the operation and management of the public library facilities for the City²⁰². The Board of Library Directors shall appoint the City Librarian in accordance with the provisions of §3.A (7) of this Article²⁰³ and may remove said Librarian in accordance with the provisions accorded to the Mayor in §15 B, D and E of Article II of this Charter.

B. Other Employees: Compensation, Appointment and Promotion. Said board shall recommend the compensation of such officers and employees to be established in the budget²⁰⁴. Appointments and promotions to the positions of librarian,

Gender Neutrality (BOA #1)

Adjustment of Board of Education Appointments (BOA #2)

Repeal Article XV: Removing or recodification provisions that have timed out from the previous charter including but not limited to those related to approving ordinances concerning purchasing and department heads qualifications (BOA #8)

assistant librarians, and superintendents of the different departments may be made by said board subject to the provisions of this Charter²⁰⁵.

C. Library Appropriations²⁰⁶. The Board of Alders of the City shall annually appropriate a sum of money for the purpose aforesaid, and may from time to time appropriate, in addition thereto, sums of money for building sites, repairs, improvements in real estate or new buildings. All moneys which have been or shall be appropriated, and all moneys received from any other source for such purposes, shall be kept by the City Treasurer as a separate fund to be paid out only on the order of the board of directors herein provided for.

Sec. 17. Superintendent of Schools.

A. Appointment. The Superintendent of Schools shall be the Department Head of the public school system for the City²⁰⁷. The Board of Education shall appoint the Superintendent of Schools in accordance with the provisions of §3.A (7) of this Article and in conformity to the requirements of the General Statutes²⁰⁸ and may remove said Superintendent in accordance with the provisions accorded to the Mayor in §15 B, D and E of Article II of this Charter or as may otherwise be required by Law.

B. Other Employees: Compensation, Appointment and Promotion. The appointments made by the Superintendent of Schools of all certified and qualified personnel and all other employees are subject to the approval of the Board of Education²⁰⁹. The Superintendent of Schools with the approval of the Board of Education shall have the power to discharge any employee for cause after due notice and hearing by the Board of Education²¹⁰. Subject to the provisions of this Charter and the rules and regulations thereunder, the board may establish such positions, the conditions and terms of employment and salaries as it deems necessary for the proper functioning of the department²¹¹.

C. Duties. In addition to such duties and responsibilities assigned by the Board of Education, the Superintendent shall be responsible for effectuating and facilitating the administration of the provisions of this Charter pertaining to student representation on the Board of Education, as set forth in §3.A (2) of Article VII. In that regard, the Superintendent shall be responsible for promoting student engagement; establishing programs facilitating the recruitment and involvement of students; mentoring and supporting the student representatives; and, providing such assistance as may be required.

Sec. 18. Personnel Director.

A. Appointment. The Personnel Director²¹² shall be the Department Head of the department responsible for personnel and the Civil Service System²¹³. The

Gender Neutrality (BOA #1)

Adjustment of Board of Education Appointments (BOA #2)

Repeal Article XV: Removing or recodification provisions that have timed out from the previous charter including but not limited to those related to approving ordinances concerning purchasing and department heads qualifications (BOA #8)

Mayor shall appoint the Personnel Director in accordance with the provisions of §3.A (6) of this Article²¹⁴.

B. Powers and Duties of Personnel Director²¹⁵. The Personnel Director shall have the power and the duty:

(1) To assist employees in availing themselves of any provisions relating to personnel grievances and labor relations²¹⁶.

(2) To furnish and recommend to the Civil Service Board job descriptions, qualifications and the compensation range relating to positions to be filled²¹⁷.

(3) To prepare in accordance with nationally accepted professional standards and recommend to the Civil Service Board qualifications for each department head, whether or not a member of the classified service, which standards shall be reviewed and updated every five (5) years and when a vacancy occurs in the position²¹⁸.

(4) To maintain a roster of all persons in the City's service, in which there shall be set forth as to each officer and employee, the class title of the position held, the salary or pay, any changes in class, title, pay or status; and such other data as may be deemed desirable or useful to produce significant facts pertaining to personnel administration²¹⁹.

(5) To certify all payrolls for persons in the classified service, and no payment for personal service to any person in the classified service of the City shall be made unless the payroll voucher bears the certification of the Personnel Director or said directors authorized agent that the persons mentioned therein have been appointed and employed in accordance with the provisions of this Charter²²⁰.

(6) To assist in developing programs of training and education for persons in the municipal service²²¹.

(7) To investigate periodically the operation and effect of the personnel provisions of this Charter and report semiannually any findings and recommendations to the Mayor²²².

(8) To appoint and remove, subject to the provisions of this Charter, all employees in the office of the Personnel Director²²³.

(9) To advertise for candidates for examination for all positions, and to determine the eligibility of applicants for all positions in accordance with this Charter, the rules established by the Civil Service

Gender Neutrality (BOA #1)

Adjustment of Board of Education Appointments (BOA #2)

Repeal Article XV: Removing or recodification provisions that have timed out from the previous charter including but not limited to those related to approving ordinances concerning purchasing and department heads qualifications (BOA #8)

Board, and the qualifications of the position. Public Notice of all competitive examinations shall be given not less than fifteen (15) Days prior to the date set for each such examination²²⁴.

(10) To prepare, conduct and score examinations of qualified applicants for all positions in the classified service and to certify the results thereof to the Civil Service Board²²⁵.

(11) To maintain records of all applicants, their qualifications and scores. The records of successful candidates shall be public records²²⁶.

Sec. 19. Planning Director²²⁷.

A. Appointment. The Planning Director shall be the Department Head of the department responsible for all matters pertaining to the planning functions of the City²²⁸. The Mayor shall appoint the Planning Director in accordance with the provisions of §3.A (2) of this Article²²⁹.

B. General Duties²³⁰. The Planning Director shall be the technical advisor of the City Planning Commission and, subject to the provisions of this Charter and the rules and regulations hereunder, shall appoint and remove such assistants and employees and within the limits of the appropriation therefor, employ planners, engineers, architects or other technical assistants, with the approval of the City Planning Commission.

Sec. 20. Director of Traffic and Parking²³¹.

A. Appointment. The Director of Traffic and Parking shall be the Department Head of the department responsible for all matters pertaining to the traffic functions of the City²³². The Mayor shall appoint the Planning Director in accordance with the provisions of §3.A (2) of this Article²³³.

B. General Duties. Except as otherwise provided in this Charter, the director of traffic and parking and the traffic engineer shall:

(1) Be responsible for all aspects of traffic safety and control and all on-street parking in said City including, but not limited to, such matters as traffic planning and analysis, installation and maintenance of traffic control devices, signs, signals and markers, parking planning, meter distribution and operation, public transportation planning and other aspects related to the safe and convenient use of the transportation facilities of the City of New Haven²³⁴.

Gender Neutrality (BOA #1)

Adjustment of Board of Education Appointments (BOA #2)

Repeal Article XV: Removing or recodification provisions that have timed out from the previous charter including but not limited to those related to approving ordinances concerning purchasing and department heads qualifications (BOA #8)

(2) Make all suitable rules and regulations in regard to said department and the conduct of its business not inconsistent with the General Statutes and Ordinances of the City²³⁵.

(3) Subject to the articles of this Charter pertaining to personnel:

(a) appoint and remove all assistants and employees of the department;

(b) be responsible for the efficiency, discipline and good conduct of same, and for the care and custody of all property of the City belonging to or used by said department²³⁶.

Gender Neutrality (BOA #1)

Adjustment of Board of Education Appointments (BOA #2)

Repeal Article XV: Removing or recodification provisions that have timed out from the previous charter including but not limited to those related to approving ordinances concerning purchasing and department heads qualifications (BOA #8)

ARTICLE VII. APPOINTIVE BOARDS AND COMMISSIONS²³⁷

Sec. 1. General Requirements Concerning Membership on Appointive Boards and Commissions²³⁸.

A. Appointment²³⁹. Except as otherwise provided by the General Statutes or this Charter all members of Boards and Commissions shall be appointed by the Mayor subject to approval by the Board of Alders. Moreover the Mayor shall fill, by appointment, any vacancy in any Board or Commission in which the Mayor is given the power to appoint the incumbent of such office, subject to approval by the Board of Alders; however, if the Mayor fails to propose a candidate for a vacancy on a Board or Commission within sixty (60) Days following the effective date of that vacancy, then the Board of Alders may fill the vacancy within sixty (60) Days thereafter by a majority vote of the members of the Board of Alders, present. If the Board of Alders fails to fill the vacancy, then the remaining members of the Board or Commission in which the vacancy exists may fill the vacancy by appointment.

B. Publication of Boards and Commissions²⁴⁰. During the month of December in each year, the City Clerk shall cause Publication for, at least, thirty (30) Days a list of all the Boards and Commissions of the City. Any Elector desirous of serving on any Board or Commission may express such desire in writing addressed to such clerk, who shall retain such Public Notice on file for two (2) years. The appointing authority of any member of any Board or Commission shall review such Public Notices prior to making an appointment to such Board or Commission.

C. Minimum Qualification for Membership²⁴¹. No person may serve on a Board or Commission unless such person is an Elector of the City. If any such person who is a member of a Board or Commission shall move from the City, such person's membership on such Board or Commission shall be immediately terminated.

D. Limitations of Service.

(1) No person may be appointed to a new term on any Board or Commission if at the time of the commencement of such new term such person shall have served nine (9) consecutive years on such Board or Commission. Such person may be reappointed to such Board or Commission after a lapse of one (1) year²⁴².

(2) Except where otherwise provided by General Statutes or Special Acts, no person may serve as an appointed member of more than one (1) Board or Commission at the same time unless such person is an Alder appointed to such Board or Commissions to represent the Board of Alders²⁴³.

Gender Neutrality (BOA #1)

Adjustment of Board of Education Appointments (BOA #2)

Repeal Article XV: Removing or recodification provisions that have timed out from the previous charter including but not limited to those related to approving ordinances concerning purchasing and department heads qualifications (BOA #8)

E. Compensation of Board and Commission Members²⁴⁴. All Members of Boards and Commissions shall serve without pay, except as otherwise expressly provided.

F. Vacancies²⁴⁵. Members of Boards and Commissions shall serve until completion of the current term of office (unless unable to complete the term of office) and until a successor has been appointed and qualified; upon death; removal from office (as set forth in this Charter or in accordance with Law); incapacity; upon failure to comply with the Elector requirements of this Charter; or other reason as may be defined by this Charter.

G. Minority Party Representation²⁴⁶. Unless otherwise required by the General Statutes or as otherwise set forth in this Charter, the political affiliation of the members of all appointed Boards or Commissions or panel of alternates shall reflect the requirements of the General Statutes with respect to minority party representation. This provision shall apply to all Boards or Commissions established or required by this Charter or established by Ordinance. Where a Board or Commission is comprised of multiple appointing authorities, the Mayor shall endeavor to assure that the composition of the Board or Commission is in compliance with this provision.

H. Quorum²⁴⁷. A majority of the total voting membership of each such Board and Commission shall constitute a quorum for the transaction of all business; unless, otherwise required by the General Statutes.

I. Organization and Procedure²⁴⁸. Boards and Commissions shall: (1) elect a Chair and such other officers as deemed necessary; (2) file such notices, keep records and post agendas as required by the General Statutes; and, (3) actively solicit public participation (including, but not limited to, public speaking). The agendas of Boards and Commissions shall be approved by the Chair of such entity.

Sec. 2. Required Provisions for All Appointive Boards and Commissions²⁴⁹.

A. In addition to those Boards and Commissions established by §3 of this Article, the Board of Alders may, by Ordinance, adopt such additional provisions necessary for the operation of the Boards and Commissions required by §4 of this Article and establish such additional Boards and Commissions of the City as may be necessary. Unless this Charter or Special Acts provides otherwise, the Board of Alders shall set forth, by Ordinance:

(1) The number of Board and Commission members (and alternates) and terms of office, which may be staggered. Except as otherwise provided by the General Statutes, the number shall always be odd and the term of office shall not exceed a term of five (5) years, which may be staggered.

(2) Any such Ordinance shall make provision for (a) the

Gender Neutrality (BOA #1)

Adjustment of Board of Education Appointments (BOA #2)

Repeal Article XV: Removing or recodification provisions that have timed out from the previous charter including but not limited to those related to approving ordinances concerning purchasing and department heads qualifications (BOA #8)

appointment of a chair and a delineation of the responsibilities of the presiding officer; (b) the keeping of records and posting of agendas as required by the General Statutes; (c) minority party representation in accordance with §1.F (1) of this Chapter; (d) public participation (including, but not limited to, notice of affected property owners, residential or commercial tenants and neighborhood organizations, establishing methods and means designed to encourage and increase public input and consultation of affected residents and to assure the opportunity for public speaking); and, (e) the frequency and location of public hearings and meetings of all Boards and Commissions. The agendas of Boards and Commissions shall be approved by the Chair of such entity prior to distribution to the members.

B. The Board of Alders may, by Ordinance, establish minimum qualifications, training requirements or attributes for members of Boards and Commissions for the sole purpose of assuring diversity of experiences, backgrounds or attributes and continuing education necessary to the functioning of said Board or Commission. Said qualifications may not alter or modify any requirements of this Charter or the Special Acts. This provision applies to Boards and Commissions established by this Charter to the extent such Ordinance is consistent with the provisions of the Charter.

Sec. 3. Boards and Commissions Established by the Charter

A. The Board of Education²⁵⁰.

(1) Establishment²⁵¹. There shall be a Board of Education which shall be responsible for the management and control of the department responsible for public education in the City.

(2) Composition²⁵². ~~Effective on January 1, 2016, the~~The Board of Education shall consist of seven (7) members as follows: ~~(a) the Mayor;~~ (a) the Mayor; ~~(b) four (4) members appointed by the Mayor, subject to approval by the Board of Alders; and;~~ (b) four (4) members appointed by the Mayor, subject to approval by the Board of Alders; and, ~~(c) two (2) elected by district, which districts shall be established as set forth in §3 of Article II of this Charter.~~ (c) two (2) elected by district, which districts shall be established as set forth in §3 of Article II of this Charter.

~~**(3)(1) Student Representation²⁵³.** There shall be two (2) non-voting positions on the Board of Education for students of the City's public high schools, to be elected to serve following the completion of their sophomore year and serve through the completion of their senior year for a two (2) year term, which terms shall be staggered. The Board of Alders shall establish a process (i) establishing the staggered terms and (ii) for the election of such representatives through direct election by public high school students or through a citywide student assembly such as the citywide student council. The non-voting members shall be exempted from the provisions of this Charter pertaining to qualifications; however, they shall be residents of the City.~~

Gender Neutrality (BOA #1)

Adjustment of Board of Education Appointments (BOA #2)

Repeal Article XV: Removing or recodification provisions that have timed out from the previous charter including but not limited to those related to approving ordinances concerning purchasing and department heads qualifications (BOA #8)

(4)(3) Term of Office.

(a) **Appointed Members**²⁵⁴. ~~Effective on January 1, 2014, on or before the first (1st) day of September, 2014 and in every year thereafter, where applicable, the Mayor shall submit, to the Board of Alders, nominees for appointment to fill the vacancies about to occur in positions on said board~~ the Board of Education by appointing one or two members, as the case may be, to serve for four (4) years commencing on January 1 of the year following said submission. ~~as follows: (i) one member for a term commencing on January 1, 2025; (ii) two members for a term commencing on January 1, 2026; and (iii) one member for a term commencing on January 1, 2027; and thereafter, in this order as the term may fall~~²⁵⁵.

~~(a) — Transition Provision regarding the terms of Appointed Members of the Board of Education~~²⁵⁶. ~~Until 11:59:59 P.M. on December 31, 2015 the Board of Education shall consist of the Mayor and seven (7) members appointed by the Mayor, subject to the provisions of this Charter and said appointed members shall remain in office subject to their term of four (4) years; however, said terms shall be extended until 11:59:59 PM on December 31st of the final year of the respective term. — Notwithstanding the provisions of this Charter to the contrary, the Mayor shall not reappoint the two (2) members whose terms will end on December 31, 2015, for the express purpose of establishing two (2) vacant seats to be filled by the election of members, by district, in the municipal election to be held on the first (1st) Tuesday after the first (1st) Monday of November, 2015.~~

(b) **Elected Members**²⁵⁷. The members elected, by Education District (as set forth in §§3 and 4 of Article II of this Charter), on the first Tuesday after the first Monday in November, 2015 shall serve for a term of four (4) years and two (2) years, respectively. The seat of the member subject to the two (2) year term shall subject to election on the first (1st) Tuesday after the first (1st) Monday in November, 2017 and the member then elected shall serve for a term of four (4) years. The members elected to four (4) year terms shall be elected quadrennially thereafter and shall serve a term of four (4) years. The composition of the Districts are subject to the provisions of §§3 and 4 of Article II of this Charter²⁵⁸.

~~(i) — Transition Provision regarding the terms of the Elected Members of the Board of Education~~²⁵⁹. ~~The Board of Alders shall designate the Education District subject to the transitional two (2) term upon adoption of two (2) districts required by this Charter, subject to the provisions of §§3 and 4 of Article II of this Charter.~~

Gender Neutrality (BOA #1)

Adjustment of Board of Education Appointments (BOA #2)

Repeal Article XV: Removing or recodification provisions that have timed out from the previous charter including but not limited to those related to approving ordinances concerning purchasing and department heads qualifications (BOA #8)

(4) Student Representation²⁶⁰. There shall be two (2) non-voting positions on the Board of Education for students of the City's public high schools, to be elected to serve following the completion of their sophomore year and serve through the completion of their senior year for a two (2) year term, which terms shall be staggered. The Board of Alders shall establish a process (i) establishing the staggered terms and (ii) for the election of such representatives through direct election by public high school students or through a citywide student assembly such as the citywide student council. The non-voting members shall be exempted from the provisions of this Charter pertaining to qualifications; however, they shall be residents of the City.

(5) **Vacancies²⁶¹**. The Mayor shall fill all vacancies caused by death, resignation or otherwise, by appointment, for the unexpired term of Appointed members of the Board of Education. The vacancies of the elected members shall be filled in accordance with §7.D of Article I of this Charter.

(6) **General Duties and Powers of the Board of Education**. The Board of Education shall:

(a) have the entire charge, control and management of all the public schools in the City, and of the expenditure of all moneys appropriated for the support and maintenance of the same unless otherwise provided herein²⁶²;

(b) have charge and control of the construction, repair and maintenance of all school buildings, grounds and equipment, and shall possess all other powers and be subject to all other duties of boards of education, school committees, and school visitors in this State, so far as the same are consistent with the provisions of this Charter²⁶³.

(c) annually choose a President and Vice President from among its own members, make its own bylaws, keep a journal of its proceedings of which a suitable number shall be printed for public distribution, define the duties of its officers and committees, and prescribe such rules and regulations for the proper operation of the public schools of the City as are not inconsistent with the General Statutes²⁶⁴;

(d) Annually, on or before the fifteenth (15th) day of January, prepare and submit to the Mayor a report of the Department of Education for the preceding fiscal year of which a reasonable number shall be printed for public distribution²⁶⁵;

Gender Neutrality (BOA #1)

Adjustment of Board of Education Appointments (BOA #2)

Repeal Article XV: Removing or recodification provisions that have timed out from the previous charter including but not limited to those related to approving ordinances concerning purchasing and department heads qualifications (BOA #8)

(e) Have the authority to determine all school boundaries of the City of New Haven is hereby expressly granted to this board²⁶⁶; and,

(f) Identify and adopt nationally-recognized best practices for engaging the public in the education system²⁶⁷.

(7) **Budgets for department**²⁶⁸. Estimates of the receipts and expenditures of the Department of Education shall be included in the annual City budget, and the Board of Education shall supply the Mayor and the Controller with information for the preparation of the annual budget as fully and in like detail as shall be required of other departments, offices, and agencies of the City government. The action of the Mayor and the Board of Alders on the requests of the board shall relate to their total only (unless otherwise permitted by the General Statutes or Law); and if the board shall receive an appropriation greater or less than its original request, it shall forthwith revise its detailed estimate of its expenditures in accordance therewith.

(8) **Purchases for department**²⁶⁹. The department shall purchase supplies and materials for the schools through the Purchasing Agent. However, the Purchasing Agent shall not vary the specifications as to standards or quantity contained in the requisitions of the department for such supplies and materials.

(9) **Power to take property for schools**²⁷⁰. The City of New Haven, upon the recommendation of the Board of Education, shall have power to take sites for school houses, or for the enlargement of sites already acquired, in the manner provided by Law for the taking of land for public parks.

B. The Board of Ethics²⁷¹.

(1) **Establishment**²⁷². There shall be a Board of Ethics which shall be responsible for the adoption of rules and regulations for the administration of the Code of Ethics for the City.

(2) **Composition**²⁷³. The Board of Ethics shall consist of three (3) members appointed by the Mayor.

(3) **Board members**²⁷⁴. During the month of January, 1961, and biennially thereafter, the Mayor shall appoint the members of the board of ethics who shall serve for a period of two (2) years.

(4) **General Duties and Powers of the Board of Ethics.**

(a) The board shall adopt and promulgate reasonable rules and regulations for the administration of this code pursuant to this Charter and Ordinances which may be enacted hereunder²⁷⁵.

Gender Neutrality (BOA #1)

Adjustment of Board of Education Appointments (BOA #2)

Repeal Article XV: Removing or recodification provisions that have timed out from the previous charter including but not limited to those related to approving ordinances concerning purchasing and department heads qualifications (BOA #8)

(b) The rules and regulations so adopted and promulgated and all amendments thereof shall be made available to any person upon request to the board²⁷⁶.

(c) The board shall render advisory opinions to the Board of Alders or to any of its committees, and to Public Officials and employees pursuant to written request or upon its own initiative and shall make public such advisory opinions making such deletions as may be necessary to prevent disclosure of the identity of the Public Official or employee involved²⁷⁷.

(d) The board is further authorized to hold Public Hearings in its discretion on matters pertaining to the administration and enforcement of this code²⁷⁸.

C. The Financial Review and Audit Commission²⁷⁹.

(1) **Establishment²⁸⁰.** There shall be a Financial Review and Audit Commission which shall be responsible for reviewing and reporting on the financial condition of the City.

(2) **Composition²⁸¹.** The Financial Review and Audit Commission shall consist of nine (9) members.

(a) **Terms²⁸².** Members shall be appointed for five (5) year terms, except that of the nine (9) first appointed, one (1) shall be appointed for a term of one (1) year, and two (2) shall be appointed to terms of two (2), three (3), four (4) and five (5) years, respectively.

(b) **Restriction on Service²⁸³.** No member of the commission shall hold any other office or position in the government of the City, appointed or elected, except as a member of said commission.

(c) **Additional Ground for Removal from Office²⁸⁴.** In addition to the reasons set forth in this Charter, a member of said commission may be remove for failure to attend a specified number of meetings of the commission within a specified period as the commission may set forth in its bylaws”

(d) **Experience²⁸⁵.** Not fewer than seven (7) members shall have training and experience in financial matters as evidenced by being a certified public accountant, having earned a bachelor's degree in business or public administration, having not less than five (5) years service as the financial officer of a business, having not less than five (5) years service as a public administrator, or having a similar degree or experience.

Gender Neutrality (BOA #1)

Adjustment of Board of Education Appointments (BOA #2)

Repeal Article XV: Removing or recodification provisions that have timed out from the previous charter including but not limited to those related to approving ordinances concerning purchasing and department heads qualifications (BOA #8)

(e) **Chair of the Commission**²⁸⁶. The commission shall elect a **chairman****chair** from among its members to hold office for a term or terms of one (1) year each and may adopt bylaws to govern its procedures.

Commented [Ma2]: BOA #1

(3) **Staff: Executive Director and Deputy Executive Director.** The commission by affirmative vote of seven (7) of its members shall appoint or reappoint, for a term or terms not to exceed four (4) years each, an executive director and a deputy director, who shall not be members of the classified service, and who may be removed by the affirmative vote of seven (7) of the members of the commission²⁸⁷. The commission may appoint such other personnel as the City budget may provide, who shall be members of the classified service²⁸⁸. The expenses of the commission, including the salaries of its employees, shall be paid by the City²⁸⁹.

(4) General Duties and Powers of the Financial Review and Audit Commission.

(a) The commission shall meet not less frequently than monthly to review the financial condition of the City as described in the monthly financial reports described in §5 of Article VIII of this Charter and in the audited financial statements, and to conduct such other business as may come before it²⁹⁰.

(b) The Mayor, the Controller and other Public Officials shall make available to the commission all information concerning the financial performance of the City as the commission may request²⁹¹.

(c) Not later than the tenth (10th) day of each month, the commission shall submit a report to the Mayor and the Board of Alders containing such comments and recommendations concerning the financial report issued by the Mayor during the preceding month pursuant to §5 of Article VIII of this Charter and the City's financial condition as the commission may deem appropriate²⁹².

(d) The commission shall make recommendations to the Board of Alders concerning the selection of the auditor of the City²⁹³.

D. Board of Assessment Appeals²⁹⁴.

(1) **Establishment**²⁹⁵. There shall be a Board of Assessment Appeals. Said Board shall possess all of the powers and shall annually perform all of the duties in and for the City imposed by Law on the boards of tax review and assessment appeals.

Gender Neutrality (BOA #1)

Adjustment of Board of Education Appointments (BOA #2)

Repeal Article XV: Removing or recodification provisions that have timed out from the previous charter including but not limited to those related to approving ordinances concerning purchasing and department heads qualifications (BOA #8)

(2) **Composition.** The Board shall consist of three (3) members²⁹⁶.

(a) **Terms**²⁹⁷. In the month of January 1952, and annually thereafter, the Mayor shall appoint one (1) member of the Board of Assessment Appeals to serve for three (3) years from the first (1st) day of February next following appointment to office.

(b) **Experience**²⁹⁸. Such appointments made after July 1, 1993, shall be made so that as soon as possible and continuously thereafter two (2) members of said board shall have either an appraiser's license or a real estate agent's license issued by the State.

E. Board of Police Commissioners²⁹⁹.

(1) **Establishment**³⁰⁰. There shall be a Board of Police Commissioners. Said Board shall advise and consult with the Chief of Police concerning matters pertaining to the chief's duties and to the conduct of the department, and together with the chief shall make all rules and regulations relating to the administration of the department which it may deem necessary or advisable, which rules shall be printed and made available to the public.

(2) **Appointment and Membership**³⁰¹. The Board shall consist of six (6) members.

(a) **Terms**³⁰². During the month of January each year the Mayor shall appoint two (2) members of said board for a term of three (3) years from the first (1st) day of February next succeeding.

(b) **Police commissioners not to deal in intoxicating liquors**³⁰³. No commissioner on said police board excepting a licensed druggist shall, either as principal, agent, or employee, be engaged in or directly or indirectly interested in the manufacture or sale of intoxicating liquors.

(3) **General Duties and Powers of the Board of Police Commissioners.** In general, the Board of Police Commissioners shall be responsible for policy making, with the advice of the chief of police, and for the evaluation of such policies³⁰⁴.

F. Board of Fire Commissioners³⁰⁵.

(1) **Establishment.** There shall be a Board of Fire Commissioners³⁰⁶. Said Board of Fire Commissioners shall advise and consult with the Fire Chief concerning matters pertaining to the chief's duties and to the conduct of the department, and together with the chief shall make

Gender Neutrality (BOA #1)

Adjustment of Board of Education Appointments (BOA #2)

Repeal Article XV: Removing or recodification provisions that have timed out from the previous charter including but not limited to those related to approving ordinances concerning purchasing and department heads qualifications (BOA #8)

all rules and regulations relating to the administration of the department which it may deem necessary or advisable, which rules shall be printed and made available to the public³⁰⁷.

(2) **Appointment and Membership**³⁰⁸. The Board shall consist of five (5) members.

(a) **Terms**³⁰⁹. During the month of January each year the Mayor shall appoint for a term of three (3) years from the first (1st) day of February next succeeding such number of commissioners as may be necessary to fill vacancies arising by reason of the expiration of terms.

(3) **Duties**³¹⁰. Said Board of Fire Commissioners shall have authority to make a contract with corporations and individuals outside of the areas now served by the municipality and outside of the limits of said City, granting such corporations and individuals fire protection for such compensation as may be deemed just and proper, subject to the approval of the Board of Alders.

G. General Provisions Concerning the Police and Fire Commissioners.

(1) **Power of boards of commissioners over employees**³¹¹. Each of said boards of commissioners shall have sole power of appointment and promotion of all sworn members and employees of their respective departments, under such rules and regulations as they may adopt for the purpose, and in accordance with rules governing the Civil Service System.

(2) **Vote required for appointments, promotions by the Board of Police Commissioners**³¹². No appointments or promotions in the police department shall be made except by the affirmative vote of not less than four (4) commissioners, except where otherwise provided.

(3) **Removal, demotion, suspension**³¹³. Each of said boards of commissioners shall have power, for cause, after a hearing on charges, made in writing, to remove, reduce in rank, or suspend without pay any sworn member or employee in its department that it has power to appoint.

(4) **Authorized Procedure**³¹⁴. No removal, reduction in rank, or suspension shall be made for political reasons. Charges against any sworn member or employee shall be preferred by the chief, served upon the person accused at least forty-eight (48) hours before the time fixed for a hearing, and presented to the board of commissioners of the department to which such sworn member or employee may belong.

Gender Neutrality (BOA #1)

Adjustment of Board of Education Appointments (BOA #2)

Repeal Article XV: Removing or recodification provisions that have timed out from the previous charter including but not limited to those related to approving ordinances concerning purchasing and department heads qualifications (BOA #8)

(5) **Appeal from removal, demotion, suspension.** Any office or employee aggrieved by the action of said board may make application to any judge of a court of competent jurisdiction within and for New Haven County in the nature of an appeal from such order of the Board of Commissioners, which application shall be made returnable not more than twelve (12) nor less than three (3) Days from the date of such order of the commissioners, and a copy thereof shall be served upon the City Clerk at least forty-eight (48) hours before the day on which it is made returnable³¹⁵.

(6) Said judge having given such further notice as deemed necessary by the court, shall forthwith hear said application, and may approve, modify, or revoke such order, and may award costs at the discretion of the court³¹⁶.

(7) During the pendency of said application such order of the commissioners shall have full force and effect, subject, however, to the power of said judge if such order shall be modified or revoked to make such judicial decree relate back to the date of such order³¹⁷.

H. Board of Park Commissioners³¹⁸.

(1) **Establishment.** There shall be a Board of Park Commissioners³¹⁹. The Board of Park Commissioners shall advise and consult with the Director of Parks and Recreation pertaining to duties of the director and to the conduct of the department³²⁰.

(2) **Membership³²¹.** The Board shall consist of eight (8) members.

(a) Classification of Members³²².

(i) Three (3) permanent or citizen commissioners of the East Rock Park Commission shall be commissioners of said board;

(ii) Three (3) commissioners shall be appointed by the Mayor, as hereinafter provided, and

(iii) Two (2) commissioners shall be elected by the Board of Alders, on a bipartisan basis, in each year³²³.

The three (3) citizen commissioners of the East Rock Park Commission shall continue to hold their respective positions, and their successors shall be appointed pursuant to the provisions of the act incorporating East Rock Park in the City of New Haven and the amendments thereto³²⁴.

Gender Neutrality (BOA #1)

Adjustment of Board of Education Appointments (BOA #2)

Repeal Article XV: Removing or recodification provisions that have timed out from the previous charter including but not limited to those related to approving ordinances concerning purchasing and department heads qualifications (BOA #8)

(b) **Terms**³²⁵. In January every year the Mayor shall appoint one (1) commissioner to hold office for three (3) years from the first (1st) day of February.

(c) **Political affiliations**³²⁶. Not more than two (2) members of said board appointed by the Mayor shall belong to the same political party.

(d) **Rules of Procedure**³²⁷. The board shall adopt rules for the conduct of its business consistent with this Charter.

(4) Role of the Board.

(a) In general the board shall be responsible for policy making with the advice of the Director of Parks and Recreation and for the evaluation of these policies³²⁸. This shall include, but not be limited to the adoption of such rules and regulations, on recommendation of the Director of Parks and Recreation and not inconsistent with the General Statutes or the provisions of this Charter, related to the use, preservation and enjoyment of all public parks and recreation areas of the City of New Haven³²⁹.

(b) The Board of Park Commissioners is hereby empowered to make and alter, from time to time, all needful rules and regulations for the maintenance of order, safety and decency in said parks and places, use of recreation facilities, the prevention of any depredation therein or misuse of the same, and the protection and preservation of said parks and places, both within and without the limits of the City, and to affix penalties for disobedience thereto, which rules and regulations shall have the force of Ordinances of the City of New Haven; provided, that no such rule or regulation shall be of any effect unless it shall have been first approved by the Board of Alders, and then available in a Public Notice, at full length, in one or more media in the City and also printed and posted in conspicuous places within the limits of the parks or places to which such regulation is intended to apply³³⁰.

(c) For the purpose of enforcing such rules and regulations, all such parks and places, whether within or without the limits of the City of New Haven, are hereby placed under the police jurisdiction of the City of New Haven, and complaints for violation of such regulations may be made by the State's Attorney for New Haven County; but nothing contained in this section shall be construed to affect the general police or governmental jurisdiction of any town

Gender Neutrality (BOA #1)

Adjustment of Board of Education Appointments (BOA #2)

Repeal Article XV: Removing or recodification provisions that have timed out from the previous charter including but not limited to those related to approving ordinances concerning purchasing and department heads qualifications (BOA #8)

within whose limits any portion of such public park or place may be situated³³¹.

(d) Any member of the police department or the superintendent of any park may arrest, without warrant, in any of such parks or places, whether within or without the limits of the City of New Haven, any person who has broken any park rules or committed any other offense in said parks; and the proper State court shall have jurisdiction of all misdemeanors committed within the limits of said parks³³².

(e) Said board, with the approval of the Board of Alders, shall have power, in the name and on behalf of the City of New Haven, to procure by gift, purchase, lease exchange or other contract, or by condemnation as herein provided, real property, whether within or without the limits of the City of New Haven, for the purpose of providing public parks or the enlarging of existing parks, provided no expenditures shall be made in excess of the amount previously appropriated for such purpose, and provided no land shall be acquired by said board in the manner above specified within the Town of West Haven except within an area outlined in red on a map on file with the town clerk in West Haven, dated April 2, 1925, and known as "Map of West River Park" and provided no land shall be acquired by said board in the manner above specified in any other town except by agreement with the officials of the town in which such land shall be located³³³.

(f) **Authority of board to accept, control property**³³⁴. The Board of Park Commissioners is hereby authorized and empowered to accept, with the approval of the Board of Alders, any and all devises, legacies or gifts of property, either real or personal, of any kind or class, that may be given or left to it by will or devise; and the Board of Park Commissioners is hereby given full power and authority, as trustees or otherwise, to invest, reinvest property of any class or kind, already given, or which may hereafter be given, either to said Board of Park Commissioners, or to the City of New Haven in trust for the use of said Board of Park Commissioners.

(5) **Applicability of budgeting, financial provisions to Director and park commission**³³⁵. The Director of Parks and Recreation and the Board of Park Commissioners shall be subject to all the provisions of this Charter pertaining to budgetary control and financial administration which are applicable to other departments, agencies and offices of the City except when the same is in conflict with the discretion of the director and the board in the management and control of trust funds for park purposes.

Gender Neutrality (BOA #1)

Adjustment of Board of Education Appointments (BOA #2)

Repeal Article XV: Removing or recodification provisions that have timed out from the previous charter including but not limited to those related to approving ordinances concerning purchasing and department heads qualifications (BOA #8)

I. Board of Public Health³³⁶.

(1) **Establishment.** There shall be a Board of Public Health³³⁷. The Board of Public Health shall advise with the Director of Public Health on matters pertaining to the duties of office and to the conduct of the department³³⁸.

(2) **Appointment and Membership³³⁹.** The Board shall consist of six (6) members.

(a) **Terms.** Members of the board shall be appointed by the Mayor for a term of five (5) years³⁴⁰. The Mayor shall appoint one (1) member every year from the first (1st) day of February, except in the year when two (2) members have completed their term of office in which year two (2) appointments shall be made³⁴¹.

(b) **Qualifications³⁴².** At least two (2) of the members shall be doctors of medicine, from an accredited school of medicine, and who shall each have not less than five (5) years of experience in any or all of the following: Clinical medicine, public health administration, or college or university teaching in any of the branches of medical sciences.

(c) **Employees³⁴³.** The department shall have such a number of professional and clerical assistants as said board shall prescribe.

(3) **Duties.** On recommendation of the Director of Public Health it shall have the power to adopt such rules and regulations, not inconsistent with the General Statutes or the provisions of this Charter, as in its judgment the prevention of disease and the preservation of public health shall require³⁴⁴. Such rules and regulations shall be enforced in the same manner as City Ordinances, provided, however, no such rules or regulations shall be in full force and effect until Public Notice of the same on at least four (4) separate occasions³⁴⁵.

J. Board of Library Directors³⁴⁶.

(1) **Statement of Purpose³⁴⁷.** The City of New Haven recognizes the right of all its citizens to have full and unlimited access to information and knowledge so that they can meet the needs of daily living, have the opportunities for self education and participate successfully in self government.

(2) **Establishment.** There shall be a Board of Library Directors³⁴⁸. Said board of directors shall have charge of all the property of said City used

Gender Neutrality (BOA #1)

Adjustment of Board of Education Appointments (BOA #2)

Repeal Article XV: Removing or recodification provisions that have timed out from the previous charter including but not limited to those related to approving ordinances concerning purchasing and department heads qualifications (BOA #8)

for the purposes of said library, and shall direct the expenditures of all money placed at its disposal by the City from whatever source derived³⁴⁹.

(3) Appointment and Membership³⁵⁰. Notwithstanding the provisions of this Charter to the contrary, the board shall consist of nine (9) directors and the Mayor who may preside ex officio over said board and who shall vote only to dissolve a tie.

(a) Terms.

(i) In January, 1952 and in every third year thereafter, and in January, 1953, and in every third year thereafter, the Mayor shall appoint two (2) directors to hold office for three (3) years from the date of their appointment³⁵¹.

(ii) In January, 1952, and annually in said month thereafter, the Mayor shall appoint one (1) Alder of the City to hold office as director for one (1) year; provided, however, that if said appointee shall at any time during the year cease to be a member of the Board of Alders, then said appointee's term of office as director shall also expire, and the Mayor shall fill the vacancy by the appointment of another Alder to hold the said office of director for the remainder of one (1) year³⁵².

(4) General Duties of the Board³⁵³. Said board of directors shall make and enforce such rules and regulations as it may deem proper, for the management, protection and preservation of the property of said library.

(a) Regulation of use of library³⁵⁴. Said board of directors may make rules, extending, upon such terms and under such conditions as to the board may seem best, all of the privileges of said library to any or all of the following classes of persons, viz.: First, to nonresidents attending school or college within the limits of said City of New Haven; second, to nonresidents doing business in said City of New Haven who pay taxes therein; third, to all nonresidents on the payment of such sums as may be fixed by the board of directors.

(b) Disposition of library receipts; books and records; debts exceeding available funds prohibited³⁵⁵. All receipts of said library from fines, sales of books, catalogues and all other receipts shall be added to said fund, and shall be at the disposal of said board of directors. All bills and vouchers for expenses incurred shall be kept on file in said library, subject to inspection by the City Controller, the Corporation Counsel and the members of the board of directors of said library. In no case shall the board of directors incur any debt for

Gender Neutrality (BOA #1)

Adjustment of Board of Education Appointments (BOA #2)

Repeal Article XV: Removing or recodification provisions that have timed out from the previous charter including but not limited to those related to approving ordinances concerning purchasing and department heads qualifications (BOA #8)

the free public library beyond the amount of current funds on hand and the previous unexpended appropriations of the budget.

(c) **Gifts, devises, legacies for library purposes**³⁵⁶. The Department of the Public Library is hereby authorized and empowered to accept any and all devises, legacies or gifts of property, either real or personal, of any kind or class, that may be given or left to it by will or devise; and the Board of Directors of the Public Library is hereby given full power and authority, as trustees or otherwise, to invest, reinvest and to have complete direction and management over all such property of any class or kind, already given, or which may hereafter be given, either to said free public library of New Haven, or to the City of New Haven in trust for the use of the said free public library, and may, in connection therewith, engage the services of any bank or trust company maintaining a trust investment section, for advice and recommendations in connection with the management, investment and reinvestment of said trust funds. All funds, moneys, bonds, mortgages and securities of any class or kind which have been or may be hereafter given to the free public library of New Haven, or to the City of New Haven in trust for the use of the free public library, shall be kept by the City Treasurer who shall give a bond, in addition to the bond otherwise required by him, in an amount satisfactory to the Board of Library Directors, for the care and safekeeping of the said securities, and who, upon notification of a vote of the board of directors of said free public library, shall allow any bank or trust company chosen by the vote of said board of directors to have possession of the trust funds in common with said City Treasurer so that neither said City Treasurer nor such bank or trust company shall alone have access to the trust funds. The board of directors may maintain a common trust fund in which may be included all funds and investments of one or more trusts held by the City of New Haven or the Board of Library Directors for the benefit of the Department of the Public Library.

K. Civil Service Board³⁵⁷.

(1) **Establishment.** There shall be a Civil Service Board³⁵⁸.

(2) **Appointment and Membership**³⁵⁹. The Board shall consist of five (5) members.

(a) **Terms**³⁶⁰. Annually in the month of January, the Mayor shall appoint a member of said Civil Service Board for a term of five (5) years from the first (1st) day of February next succeeding the appointment.

Gender Neutrality (BOA #1)

Adjustment of Board of Education Appointments (BOA #2)

Repeal Article XV: Removing or recodification provisions that have timed out from the previous charter including but not limited to those related to approving ordinances concerning purchasing and department heads qualifications (BOA #8)

(b) **Restriction on Service**³⁶¹. None of such citizen members shall hold any other City office.

(c) **Expenses**³⁶². The necessary expenses of said board shall be paid by the City after approval by the Controller.

(3) **Appointment, duties of President and Secretary.** Biennially the Civil Service Board shall elect from its members a President who shall call and preside at all meetings of the board, execute documents on the board's behalf, and perform such other duties as are customary to the office³⁶³. The board shall choose a Secretary for a term of ten (10) years who shall be subject to a civil service examination before appointment and shall hold said position for such term during good behavior, provided, upon the termination of any such term said board may reappoint the Secretary for an additional ten (10) year term without competitive examination³⁶⁴. Any such Secretary may be removed for cause, which shall be nonpolitical, after due hearing upon written notice served on the Secretary ten (10) Days before the date of the hearing. It shall be the duty of the Secretary³⁶⁵:

(a) To attend all meetings of the Civil Service Board³⁶⁶;

(b) To keep correct records of the Civil Service Board³⁶⁷;

(c) To prepare and keep in the register on file in the office of the Personnel Director a list of those eligible for positions in all departments, said list to be filed within twenty-four hours after it shall have been certified by the Civil Service Board³⁶⁸;

(d) To send out all official notices³⁶⁹;

(e) To perform all other official duties as instructed by the Civil Service Board³⁷⁰.

(4) **Rule-making power of board; duty to provide examinations.** It shall be the duty of said board:

(a) To prescribe rules for ascertaining the competency of applicants for positions or promotions for all positions in the City government except for Elected Officials, commissioners, Public Officials appointed by the Mayor or other appointing authority, superintendents, assistant superintendents, principals and teachers employed by the Board of Education and the librarian, all professional librarians, and superintendents of the different departments of the public library³⁷¹;

Gender Neutrality (BOA #1)

Adjustment of Board of Education Appointments (BOA #2)

Repeal Article XV: Removing or recodification provisions that have timed out from the previous charter including but not limited to those related to approving ordinances concerning purchasing and department heads qualifications (BOA #8)

(b) To review and approve or disapprove job descriptions and job qualifications and revisions to the classification plan as proposed by the Personnel Director, and to notify the Personnel Director in writing of such actions, with reasons therefore in the event of disapproval³⁷²;

(c) To hear and decide appeals from the decisions of the Personnel Director pursuant to §17.C (9) of this Article relating to the determination of eligibility of persons and their qualifications for positions in the classified service³⁷³; and

(d) To certify lists of eligible candidates for positions in all Departments, based upon the determinations of qualifications and scores of examinations certified to the board by the Personnel Director and the board's determination that its rules have been complied with³⁷⁴.

(5) **Effect of Charter on existing rules of board**³⁷⁵. The rules of the Civil Service Board in effect at the effective date of this Charter are hereby confirmed; but within a period of one hundred eighty (180) Days subsequent to the effective date of this Charter, the Civil Service Board shall restudy its rules and make any changes according to the provisions of this Charter, and such revised rules shall be published immediately for distribution to all interested persons. The Controller shall provide funds for such publication.

L. City Planning Commission.

(1) **Establishment**³⁷⁶. There shall be a City Planning Commission.

(2) **Appointment and Membership**³⁷⁷. The Board shall consist of the Mayor and the City Engineer, as non-voting members; one (1) member of the Board of Alders selected by said Board; and, four (4) members³⁷⁸ appointed by the Mayor.

(a) **Terms**³⁷⁹. When the terms of the members respectively expire and biennially thereafter the Mayor shall appoint two (2) members of said commission for a term of four (4) years, each from the first (1st) day of February following their appointment.

(b) **Leadership and Rule**³⁸⁰. The commission shall choose one of its own members to be **chairman****chair** and shall adopt rules for the conduct of its business consistent with this Charter.

Commented [Ma3]: BOA #1

Gender Neutrality (BOA #1)

Adjustment of Board of Education Appointments (BOA #2)

Repeal Article XV: Removing or recodification provisions that have timed out from the previous charter including but not limited to those related to approving ordinances concerning purchasing and department heads qualifications (BOA #8)

(3) Duties of the Planning Commission. It shall be the duty of the City Planning Commission:

(a) To prepare and recommend development plans for the improvement of the entire City or any portion thereof. These plans shall be designed to promote the coordinated development of the municipality and shall show the future general location, character, and extent of streets, bridges, boulevards, esplanades, squares, parks, playgrounds, playfields, aviation fields, parking spaces, public buildings, and the facilities and terminals of public utilities whether publicly or privately operated³⁸¹;

(b) To exercise all powers and responsibilities in regard to the subdivision of land as conferred upon planning commissions by the General Statutes³⁸²;

(c) To perform such other duties and exercise such other powers as may be conferred on planning commissions by the General Statutes or by the Ordinances³⁸³;

(d) To be vested with all the powers and duties conferred upon a zoning commission for the City by Special Act as codified in §§2.A through H of Article XIII of this Charter³⁸⁴.

Sec. 4. Boards and Commissions Required by the Charter

A. Board of Zoning Appeals.

(1) Establishment. There shall be a Board of Zoning Appeals³⁸⁵.

(2) Appointment and Membership³⁸⁶. The Board shall consist of three (3) members appointed by the Mayor, in accordance with the requirements of §1.A of Article VII of this Charter; and, two (2) members appointed by the Board of Alders, of whom not more than three (3) may be officials of said City.

(3) Procedure for Appeals³⁸⁷. Any person claiming to be aggrieved by any order, requirement or decision made by the administrative official charged with the enforcement of any Ordinance adopted pursuant to the provisions of this Charter, may file an appeal in writing from such order, requirement or decision to said Board of Zoning Appeals, which, after due notice to the authority from whose decision said appeal shall be taken, shall hear and determine the legality and reasonableness of such order, requirement or decision³⁸⁸.

Gender Neutrality (BOA #1)

Adjustment of Board of Education Appointments (BOA #2)

Repeal Article XV: Removing or recodification provisions that have timed out from the previous charter including but not limited to those related to approving ordinances concerning purchasing and department heads qualifications (BOA #8)

(a) The concurring vote of four (4) members of the board shall be necessary to reverse such order, requirement or decision³⁸⁹.

(b) Such appeal shall stay all proceedings in the action appealed from unless the officer from whom the appeal shall have been taken shall certify to the board of appeals after notice of appeal shall have been filed with said officer that, by reason of the facts stated in the certificate, a stay would, in the opinion of the officer, cause imminent peril to life or property, in which case proceedings shall not be stayed otherwise than by a restraining order, which may be granted by a court of record on application, on notice to the officer from whom the appeal shall have been taken, said Board of Zoning Appeals shall, within thirty (30) Days, set a time for a hearing thereon and shall give due notice to the parties in interest, including the authority from whose order, requirement or decision the appeal has been taken, of the time and place of such hearing³⁹⁰.

(c) The chairman~~chair~~ of said board of appeals, or, in the absence of the chairman~~chair~~, the acting chairman~~chair~~, may administer oaths and compel the attendance of witnesses³⁹¹.

(d) All meetings of said board shall be open to the public³⁹².

(e) Said board shall keep minutes of its proceedings, showing the vote of each member upon every question, or, if absent or failing to vote, indicating such fact; and also keep records of its examination and other official actions³⁹³.

(f) Every rule or regulation and every document or repeal thereof, and every order, requirement or decision of the board shall immediately be filed in the office of the board and shall be a public record³⁹⁴.

(g) Said board of appeals may reverse or affirm, in whole or in part, or may modify such order, decision or requirement appealed from, and it shall have all the powers of the authority from whose decision such appeal shall have been taken³⁹⁵.

(h) When it shall appear to at least four (4) members of said board that difficulty or unreasonable hardship might result in carrying out the strict letter of any Ordinance concerning which an appeal has been taken, said board shall have the power, after such hearing is concluded, to vary or modify the application of the rules, regulations and provisions, relating to the construction, structural changes in, equipment or alteration of, buildings or structures, provided such

Commented [Ma4]: BOA #1

Commented [Ma5]: BOA #1

Commented [Ma6]: BOA #1

Gender Neutrality (BOA #1)

Adjustment of Board of Education Appointments (BOA #2)

Repeal Article XV: Removing or recodification provisions that have timed out from the previous charter including but not limited to those related to approving ordinances concerning purchasing and department heads qualifications (BOA #8)

change, modification or variance shall not violate the spirit of the Ordinance³⁹⁶.

(i) Said Board of Zoning Appeals may also hear and act upon any other matters for which provision is made in the ordinance³⁹⁷.

(j) Any person, including any official charged with the enforcement of any order, requirement or decision, claiming to be aggrieved by the decision of said board, may, within fifteen (15) Days from the date when such decision shall have been rendered, take an appeal to the superior court for New Haven County and such appeal shall be made returnable to such court in the same manner as that prescribed for civil actions³⁹⁸.

(k) Notice of such appeal shall be given by leaving a true and attested copy thereof with such board not less than twelve (12) Days before the return day to which such appeal shall have been taken³⁹⁹.

(l) The appeal shall state the reasons upon which the same shall have been predicated and shall not stay proceedings upon the decision appealed from, but the court to which such appeal shall be returnable may, on application, on notice to the board and on cause shown, grant a restraining order⁴⁰⁰.

(m) The authority issuing the citation in such appeal shall take from the appellant a bond of recognizance to said board, with surety, to prosecute such appeal to effect and comply with the orders and decrees of the court⁴⁰¹.

(n) If it shall appear to the court on the trial of such case that there has been an abuse of reasonable discretion on the part of the board, or that its decision was based upon a mistake or misconstruction of the law, or that such decision was the result of mistake or fraud, then such order, requirement or decision shall be set aside and vacated; otherwise, it shall remain in full force and effect⁴⁰².

(o) Appeals from the decision of said board shall be preferred cases to be heard by the court, unless cause shall be shown to the contrary, as soon after the return day as shall be practicable, and may be referred by the court to a committee or in accordance with the General Statutes to one of the State referees, to be heard and

Gender Neutrality (BOA #1)

Adjustment of Board of Education Appointments (BOA #2)

Repeal Article XV: Removing or recodification provisions that have timed out from the previous charter including but not limited to those related to approving ordinances concerning purchasing and department heads qualifications (BOA #8)

proceeded with by such committee or such referee in the manner provided for civil actions⁴⁰³.

B. Civilian Review Board⁴⁰⁴.

(1) **Establishment.** There shall be a Civilian Review Board.

(2) **Objectives.** It is in the interest of City residents and citizens generally and of the department responsible for police services ("department") that investigations of complaints concerning misconduct by police officers involving members of the public be complete, thorough and impartial. These inquiries shall be conducted fairly and independently, and in such a manner that the public has confidence.

(3) **Membership.** The Board shall consist of a number of members as shall be established by Ordinance. The Board of Alders shall consider, at a minimum, a number of members equal to the number of police districts throughout the City ("district representatives") as well as, at least, two (2) additional at-large appointees. The number of members shall be odd.

(4) **Appointment.** The Mayor shall appoint such members subject to the approval of the Board of Alders. The ordinance implementing the Commission shall require the Mayor to choose district representatives from among the names recommended by the community engagement organization or similar neighborhood based organization from each of the police districts or geographical areas of the City; subject to recognition by the Board of Alders.

(5) **Term.** The term of office shall be two (2) years and such terms shall be staggered.

(6) **Duties.** The Civilian Review Board shall have the following authority and such other and additional authority as may be set forth by ordinance:

(a) To examine complaints made by civilians pertaining to unprofessional conduct by members of the department and to review the processing of such complaints

(b) Hear appeals from complainants brought within ninety (90) days of the completion of an internal affairs report by the department;

(c) Require the internal affairs group of the department to investigate civilian complaints in the event no investigation has been commenced or to re-open and continue to investigate a complaint, if,

Gender Neutrality (BOA #1)

Adjustment of Board of Education Appointments (BOA #2)

Repeal Article XV: Removing or recodification provisions that have timed out from the previous charter including but not limited to those related to approving ordinances concerning purchasing and department heads qualifications (BOA #8)

in the opinion of the Board, the initial investigation was incomplete or unfair;

(d) Recommend that revisions to departmental, policies, processing of civilian complaints, training protocols and/or provisions of the General Orders (or a successor written directive document as may replace the said General Orders) be considered; and,

(e) Develop policies and procedures for the filing and processing of civilian complaints, for the operations of the board and for training members of the board and community-based agencies and organizations designated by the board.

(7) Operations.

(a) The Board of Alders shall, by ordinance, establish such additional authority necessary to effectuate the purposes and duties of the Board.

(b) The City shall provide for the requisite staff assistance, supplies, equipment and facilities to the department responsible for police services or such other department designated by the Board in order to facilitate the administration of board business.

¹ Current Articles XIX and XXXIII entitled "Welfare" and "Department of Airports", respectively, are repealed.

² NEW.

³ NEW.

⁴ NEW. Current §57(b) is repealed.

⁵ NEW.

⁶ NEW.

⁷ NEW. Recodification of current §141; §176 (First sentence of first paragraph).

⁸ In lieu of current §72 (Third sentence), as follows: "The salary of the Purchasing Agent shall be fixed by the budget and said Purchasing Agent shall give bond in such amount as may be fixed by the Controller".

⁹ In lieu of current §19 (Fourth sentence), as follows: "The salary of each such deputy and assistant Corporation Counsel shall be fixed by the budget, which sum shall be in lieu of any and all compensation for any services required by the City of said officials".

¹⁰ NEW.

¹¹ NEW. This provision consolidates and recodifies current §71(a) as follows: "There shall be in the City of New Haven a bureau of purchases which shall be under the direction of a City Purchasing Agent who shall devote full time service to the performance of the duties of said office".

¹² NEW.

¹³ Recodification of current §57 entitled "General requirements concerning department heads; appointments, terms".

Gender Neutrality (BOA #1)

Adjustment of Board of Education Appointments (BOA #2)

Repeal Article XV: Removing or recodification provisions that have timed out from the previous charter including but not limited to those related to approving ordinances concerning purchasing and department heads qualifications (BOA #8)

¹⁴ Recodification of current §11(i) (Second sentence).

¹⁵ Recodification and modification of current §101 (First sentence) (“subject to the authority of”).

¹⁶ Recodification and modification of current §103 (First sentence) (“subject to the authority of”).

¹⁷ Consolidation and recodification of current §101 (Sixth sentence), in lieu of the following: “The person in office as Chief of Police on the effective date of this Charter shall hold office until the successor of such chief has been duly appointed and qualified”.

¹⁸ Consolidation and recodification of current §103 (Third sentence), in lieu of the following: “The person in office as Fire Chief on the effective date of this Charter shall hold office until a successor has been duly appointed and qualified”.

¹⁹ In lieu of “heads of departments and heads of bureaus”.

²⁰ Recodification of current §57(a) (First paragraph).

²¹ Recodification of current §57(a) (First paragraph).

²² Recodification of current §21 (Fourth sentence) (“under the direction of”).

²³ Derived from current §82.

²⁴ Derived from current §96.

²⁵ Recodification of current §81 (Second sentence).

²⁶ Recodification of current §113 (Third sentence) (“subject to the authority of”).

²⁷ Recodification of current §214 (Second sentence) (“subject to the authority of”).

²⁸ Recodification of current §178 (First sentence) (“qualified by special training and experience in city planning”).

²⁹ Consolidation and recodification of current §113 (Fourth sentence), in lieu of the following: “The person in office as Director of Parks and Recreation on the effective date of this Charter shall hold office until a successor has been duly appointed and qualified”.

³⁰ Recodification of current §178 (Third sentence), in lieu of the following “The person in office as Planning Director on the effective date of this Charter shall hold office until a successor has been duly appointed and qualified”.

³¹ Recodification of current §214 (Third sentence), in lieu of the following: “The director (of traffic and parking) hold office during good behavior and shall not be removed except for cause, which cause shall not be political.”.

³² Modification and recodification of current §17 (Second sentence). See, Amend. of 7-1-93.

³³ Recodification of current §19 (Final clause of the first sentence). Derived from Sp. L. 1899, p. 396, § 18; Sp. L. 1905, p. 910, § 8; Sp. L. 1927, p. 17, § 18.

³⁴ Recodification of current §72 (Second sentence). See, Amend. of 7-1-93.

³⁵ Recodification of current §72 (First sentence), entitled “Procedure for appointment”.

³⁶ Recodification of current §124 entitled “Same; procedure for appointing”.

³⁷ Recodification of current §165.

³⁸ Recodification of current §127.

³⁹ Modification and recodification of current §127 (First sentence of first paragraph), in lieu of the following: “Board of Public Health shall appoint a Director of Public Health for a term of four (4) years commencing February 1, 1998”. Currently entitled “Appointment of Director of Public Health; qualifications, term; salaries of Director and assistants”.

⁴⁰ Recodification of current §127 (Fourth sentence of first paragraph). Current §127 (First and second sentence of first paragraph) is repealed, as follows: “The incumbent Director of Public Health on July 1, 1993, shall serve until January 31, 1998 or until a successor is appointed and qualified. The Board of Public Health shall appoint a Director of Public Health for a term of four (4) years commencing February 1, 1998”.

⁴¹ Modification and recodification of current §133 (Ninth sentence).

Gender Neutrality (BOA #1)

Adjustment of Board of Education Appointments (BOA #2)

Repeal Article XV: Removing or recodification provisions that have timed out from the previous charter including but not limited to those related to approving ordinances concerning purchasing and department heads qualifications (BOA #8)

⁴² Modification and recodification of current §133 (Tenth sentence), as follows: "~~The City Librarian shall be appointed for a term of years as provided in §3.A (1) of this Article Section 57 of this Charter~~".

⁴³ Recodification of current §150 (Second sentence).

⁴⁴ Modification and recodification of current §152 (First sentence), in lieu of the following: "The Superintendent of Schools, if such appointee has not held the office in the City of New Haven before, shall be appointed for a term not to exceed one (1) year and when continued in office thereafter may be reappointed for terms not to exceed five (5) years each".

⁴⁵ Recodification of current §152 (Second sentence).

⁴⁶ Recodification of current §57(a) (Second paragraph). See, Amend. of 7-1-93.

⁴⁷ Current §57(b) is repealed as follows: "Unless otherwise terminated pursuant to law, the terms of the following officials, if they are holding office on permanent appointments on November 3, 1992, shall continue until January 31, 1998: Planning Director, Airport Manager, Personnel Director, Controller, City Librarian, Director of Public Health, Director of Parks and Recreation, Purchasing Agent, City Assessor, Fire Chief, Chief of Police, City Engineer, Director of Traffic and Parking, and Director of Legislative Services."

⁴⁸ Recodification of current §57(a) (Third paragraph). See, Amend. of 7-1-93.

⁴⁹ Recodification of current §57(a) (Fourth paragraph). See, Amend. of 7-1-93.

⁵⁰ Current Article VI.

⁵¹ Recodification of current §18 (First sentence). . Derived from Sp. L. 1899, p. 396, § 16; Sp. L. 1901, p. 1114, §§1 and 2; Id., p. 1117, § 12; Sp. L. 1927, p. 17, § 16.

⁵² NEW.

⁵³ Recodification of current §17 (Third sentence). See, Amend. Of 7-1-75.

⁵⁴ Recodification of current §19 entitled "Deputies and assistants"

⁵⁵ Recodification of current §19 (A portion of the first clause of the first sentence). With regard to Assistant Corporation Counsels; see, Amend. of 6-5-54; Amend. of 1-1-58; Amend. of 7-1-75.

⁵⁶ NEW.

⁵⁷ Recodification of current §19 (Third Sentence). Derived from Sp. L. 1899, p. 396, § 17; Sp. L. 1927, p. 17, § 18.

⁵⁸ Recodification of current §19 (Fifth sentence). Current §19 (Sixth sentence) is repealed. See, SP. L. 51-604.

⁵⁹ Recodification of current §18 (Second sentence). The first sentence was moved to §4.A (1), above.

⁶⁰ Recodification of current §18 (Third sentence).

⁶¹ Derived from Sp. L. 1899, p. 396, § 16; Sp. L. 1901, p. 1114, § 1,2; Id., p. 1117, § 12; Sp. L. 1927, p. 17, § 16.

⁶² Recodification of current §18 (First clause of the fourth sentence).

⁶³ Recodification of current §18 (Second clause of the fourth sentence).

⁶⁴ Recodification of current §18 (Fifth sentence).

⁶⁵ Recodification of current §18 (Sixth sentence). See, Amend. of 7-1-75.

⁶⁶ Recodification of current §20. See, Amend. of 7-1-93.

⁶⁷ Modification and recodification of current §21 (First sentence), as follows: "~~The City Controller re shall be the Department Head of the a department responsible for the of finances and budget under the direction of the City Controller~~". Formerly Article VII entitled "Department of Finance". See, Amend. of 7-1-93.

⁶⁸ Recodification of current §21 (Fourth sentence).

⁶⁹ NEW.

Gender Neutrality (BOA #1)
Adjustment of Board of Education Appointments (BOA #2)
Repeal Article XV: Removing or recodification provisions that have timed out from the previous charter including but not limited to those related to approving ordinances concerning purchasing and department heads qualifications (BOA #8)

⁷⁰ Consolidation and recodification of current §21 (Fifth sentence) and 25. See, Amend. of 7-1-93.

⁷¹ Recodification of current §21 (Sixth sentence).

⁷² Modification and recodification of current §22(e) by adding the following term to the beginning of the sentence: "It shall be the duty of the Controller...". See, Amend. of 7-1-93.

⁷³ Currently §29 entitled "Designation of Assistant Treasurer to serve in absence, disability of City Treasurer". See, Amend. of 7-1-93.

⁷⁴ Recodification of current §29 (First sentence).

⁷⁵ Recodification of current §29 (Second sentence).

⁷⁶ Recodification of current §29 (Third sentence).

⁷⁷ Recodification of current §32 (second sentence).

⁷⁸ Current §22 entitled "General Duties".

⁷⁹ Recodification of current §22(a). Derived from Sp. L. 1899, p. 397, §20. See also, Sp. L. 1927, §20. See, Amend. of 7-1-93.

⁸⁰ Recodification of current §22(b). Derived from Sp. L. 1899, p. 397, §21. See also, Sp. L. 1927, §21.

⁸¹ Recodification of current §22(c). Derived from Sp. L. 1899, p. 397, §22; See, Sp. L. 1901, p. 1114, §1, 2 and p. 1117, §12; See also, Sp. L. 1927, §22. See, Amend. of 7-1-93.

⁸² Recodification of current §22(d). Derived from Sp. L. 1899, p. 397, §23. See also, Sp. L. 1927, §23. See, Amend. of 7-1-93.

⁸³ Recodification of current §22(f). See, Amend. of 7-1-93.

⁸⁴ Recodification of current §22(g). See, Amend. of 7-1-93.

⁸⁵ Recodification of current §23. Derived from Sp. L. 1899, p. 397, §24. See also, Sp. L. 1927, §24.

⁸⁶ Recodification of current §24. Derived from Sp. L. 1899, p. 397, §25. See also, Sp. L. 1927, §25. See, Amend. of 7-1-93.

⁸⁷ Recodification of current §26(a). See, Amend. of 7-1-93.

⁸⁸ Recodification of current §26(b). Derived from Sp. L. 1899, p. 398, §27. See also, Sp. L. 1927, §27.

⁸⁹ Recodification of current §27(a). Derived from Sp. L. 1899, p. 399, §29. See also, Sp. L. 1927, §29. See, Amend. of 7-1-75. See, Amend. of 7-1-93.

⁹⁰ Recodification of current §27(b). See, Amend. of 7-1-93.

⁹¹ Recodification of current §27(c). Derived from Sp. L. 1899, p. 399, §30. See also, Sp. L. 1927, §30. See, Amend. of 7-1-75.

⁹² Recodification of current §28. See, Amend. of 7-1-93.

⁹³ Recodification of current §30 entitled "Qualifications; general powers, duties; power of the Mayor to issue tax warrants".

⁹⁴ Recodification of current §30 (First sentence).

⁹⁵ Recodification of current §30 (Second sentence).

⁹⁶ Recodification of current §31 (First sentence) entitled "...Duty to enforce taxes, assessments; reports of abatements to Tax Collector".

⁹⁷ Recodification of current §30 (Fourth sentence). Derived from Sp. L. 1899, p. 399, § 31; See also, Sp. L. 1927, §31 (seventh line). See, Amend. of 7-1-75.

⁹⁸ Recodification of current §31 (Second sentence). Derived from Sp. L. 1899, p. 399, §32; SP. L. 1907, p. 206, § 1. See also, Sp. L. 1927, §32. See, Amend. of 7-1-75.

⁹⁹ Recodification of current §32 (First sentence) currently entitled "Daily deposit of receipts required; bond". Derived from Sp. L. 1899, p. 400, § 33. See also, Sp. L. 1927, §33. See, Amend. of 7-1-75.

Gender Neutrality (BOA #1)

Adjustment of Board of Education Appointments (BOA #2)

Repeal Article XV: Removing or recodification provisions that have timed out from the previous charter including but not limited to those related to approving ordinances concerning purchasing and department heads qualifications (BOA #8)

¹⁰⁰ Recodification of current §30 (Third sentence).

¹⁰¹ Recodification of current §31 (Third sentence).

¹⁰² Currently "Article XIV. Bureau of Purchases".

¹⁰³ Modification and recodification of current §71(a) as follows: "There shall be in the City of New Haven a bureau of purchases which shall be under the direction of a City Purchasing Agent who shall devote full-time service to the performance of the duties of said office". See, Amend. of 7-1-93.

¹⁰⁴ NEW.

¹⁰⁵ Recodification of current §72 (Fourth sentence).

¹⁰⁶ Recodification of current §73 (First paragraph).

¹⁰⁷ NEW.

¹⁰⁸ Recodification of current §73 (First paragraph). Amend. of 7-1-93.

¹⁰⁹ Recodification of current §73(a). See, Amend. of 7-1-93.

¹¹⁰ Recodification of current §73(b). See, Amend. of 7-1-93.

¹¹¹ Recodification of current §73(c). See, Amend. of 7-1-93.

¹¹² Recodification of current §73(d). See, Amend. of 7-1-93.

¹¹³ Recodification of current §73(e). See, Amend. of 7-1-93.

¹¹⁴ Recodification of current §73(f). See, Amend. of 7-1-93.

¹¹⁵ Recodification of current §71(b). See, Amend. of 7-1-93.

¹¹⁶ [2023 recodification of current Article XV, Sec. 1.D which was derived from §74\(c\) of the pre-2013 Charter. See, Amend. of 7-1-75 and Amend. of 7-1-93.](#)

¹¹⁷ [2023 recodification of current Article XV, Sec. 1-E which was derived from §74\(d\) of the pre-2013 Charter. See, Amend. of 7-1-75 and Amend. of 7-1-93.](#)

¹¹⁸ Current "Article XVI. Department of Assessments".

¹¹⁹ Recodification of current §81(c) (First sentence), in lieu of the following: "The City Assessor shall have all the powers and perform all the duties that now are, or hereafter may be conferred upon or required of tax assessors of cities and towns by the General Statutes or the ordinances".

¹²⁰ Modification and recodification of current §81(a), in lieu of the following: "There shall be in the City a Department of Assessments consisting of a full time City Assessor and such deputies, assistants and other employees as shall be provided by the ordinances".

¹²¹ Modification and recodification of current §81(a) (First sentence), in lieu of the following: "The City Assessor shall be appointed by the Mayor on the basis of qualifications hereinafter stated."

¹²² Recodification of current §72 (Fourth sentence).

¹²³ Recodification of current §81(a) (Second sentence).

¹²⁴ Recodification of current §81(a) (Third sentence).

¹²⁵ Recodification of current §81(c) (Second sentence). See, Amend. of 1-1-61.

¹²⁶ Recodification of current §81(c) (Third sentence).

¹²⁷ Current "Article XVII. Department of Public Works".

¹²⁸ Recodification of current §82 (First sentence), in lieu of the following: "Created; supervision by Director; appointment, term, qualifications, bond of Director. There shall be in said City a Department of Public Works which shall be under the charge of one director, who shall be known as the Director of Public Works". Derived from Sp. L. 1899, p. 410, § 73; Sp.L. 1901, p. 1020, § 1; See also, Sp. L. 1905, p. 911, § 15; and, Sp. L. 1927, §121.

¹²⁹ NEW.

¹³⁰ Recodification of current §72 (Third sentence).

¹³¹ Recodification of current §82 (Second sentence). See, Amend. of 7-1-75.

¹³² Recodification of current §83 (First clause of first sentence). Derived from Sp. L. 1899, p. 410, § 74. See also, Sp. L. 1927, §122.

Gender Neutrality (BOA #1)

Adjustment of Board of Education Appointments (BOA #2)

Repeal Article XV: Removing or recodification provisions that have timed out from the previous charter including but not limited to those related to approving ordinances concerning purchasing and department heads qualifications (BOA #8)

¹³³ Recodification of current §83 (Second clause of first sentence). Derived from Sp. L. 1899, p. 410, § 74. See also, Sp. L. 1927, §122. See, Amend. of 7-1-93

¹³⁴ Recodification of current §83 (Third clause of first sentence). Derived from Sp. L. 1899, p. 410, § 74. See also, Sp. L. 1927, §122.

¹³⁵ Recodification and modification of current §83 (Second sentence), as follows: "~~The director shall~~ cause all orders of the Board of Alders concerning any of said subjects to be executed". Derived from Sp. L. 1899, p. 410, § 74; See also, Sp. L. 1901, p. 1114, §§1, 2; Id. p. 1117, § 12; See also, Sp. L. 1927, §122 (Last sentence).

¹³⁶ Recodification and modification of current §83 (Third sentence), as follows: "~~The director shall~~ make all suitable rules and regulations in regard to said department and the conduct of its business".

¹³⁷ Recodification of current §84 entitled "Powers, duties of Director concerning fence viewing", as follows: "~~The Director of Public Works shall~~ have the same powers and duties in regard to fence viewing as were formerly vested in the board of selectmen of the Town of New Haven". Derived from Sp. L. 1899, p. 410, § 74; See also, Sp. L. 1927, §122 (Second paragraph). See also, Amend. of 7-1-93.

¹³⁸ Currently, "Article XVIII. Department of Engineering". Recodification of current §96 entitled "Creation; City Engineer qualifications and duties".

¹³⁹ Recodification of current §96 (First sentence), in lieu of the following: "There shall be in the City a Department of Engineering, which shall be under the direction of an experienced civil engineer, who shall be known as the City Engineer".

¹⁴⁰ NEW.

¹⁴¹ Recodification of current §96 (Third sentence). Derived from Sp. L. 1899, p. 411, § 76.

¹⁴² Recodification of current §96 (Fourth sentence); See also, Sp. L. 1927, §124.3.

¹⁴³ Recodification of current §101 entitled "Supervision by chief; appointment, qualifications, term, removal, duties of chief".

¹⁴⁴ Recodification of current §101 (First sentence), in lieu of the following: "There shall be a Chief of Police who shall be the head of the Department of Police Service, appointed by and subject to the authority of the Mayor". See, Amend. of 7-1-75.

¹⁴⁵ Note: Authority for the department is derived from Sp. L. 1899, p. 403, § 46 and 47; See also, Sp. L. 1901, p. 675, § 1; Sp. L. 1905, p. 899, §1; Sp. L. 1907, p. 179; and, Sp. L. 1927, §§95 and 96.

¹⁴⁶ Recodification of current §101 (Fifth sentence). See, Amend. of 7-1-93.

¹⁴⁷ Recodification of current §103 entitled "Supervision by Fire Chief; appointment; qualifications, term, removal of chief".

¹⁴⁸ Recodification of current §103 (First sentence), in lieu of the following: "The Fire Chief shall be the head of the department, appointed by and subject to the authority of the Mayor.". See, Amend. of 7-1-75.

¹⁴⁹ Note: Authority for the department is derived from Sp. L. 1899, p. 495, §§54 and 55; See also, Sp. L. 1901, p. 669; Sp. L. 1905m p. 1063, §1; Sp. L. 1911, p. 626, §6; Sp. L. 1927, §§102 and 103.

¹⁵⁰ Recodification of current §103 (Sixth sentence).

¹⁵¹ Recodification of current §105.

¹⁵² Recodification of current §105 (First sentence). Derived from Sp. L. 1899, p. 406, § 57; See also, Sp. L. 1911, p. 626, § 7; and, Sp. L. 1927, §105.

¹⁵³ Recodification of current §105 (Second sentence).

¹⁵⁴ Recodification of current §105 (Third sentence).

¹⁵⁵ Current "Article XXII. General Provisions Concerning the Police and Fire Services".

Gender Neutrality (BOA #1)

Adjustment of Board of Education Appointments (BOA #2)

Repeal Article XV: Removing or recodification provisions that have timed out from the previous charter including but not limited to those related to approving ordinances concerning purchasing and department heads qualifications (BOA #8)

¹⁵⁶ Recodification of current §106. See, Amend. of 7-1-75.

¹⁵⁷ Recodification of current §106 (First sentence). Derived from Sp. L. 1899, p., 407, §60; See also, Sp. L. 1901, p. 675, §1; See also, Sp. L. 1927, §108 (First paragraph).

¹⁵⁸ Recodification of current §106 (Second sentence).

¹⁵⁹ Recodification of current §106 (Third sentence). Derived from Sp. L. 1899, p., 407, §60; See also, Sp. L. 1901, p. 675, §1. See also, Sp. L. 1927, §108 (Second paragraph).

¹⁶⁰ Recodification of current §106 (Fourth sentence). Derived from Sp. L. 1899, p., 407, §60; See also, Sp. L. 1901, p. 675, §1; See also, Sp. L. 1927, §108 (First sentence of third paragraph).

¹⁶¹ Recodification of current §106 (Fifth sentence). Derived from Sp. L. 1899, p., 407, §60; See also, Sp. L. 1901, p. 675, §1; See also, Sp. L. 1927, §108 (Second sentence of third paragraph).

¹⁶² Recodification of current §107. Derived from Sp. L. 1899, p., 407, §61; See also, Sp. L. 1901, p. 675, §1; See also, Sp. L. 1927, §109 (Second clause of first sentence).

¹⁶³ Recodification of current §108. Derived from Sp. L. 1899, p., 407, §62. See also, Sp. L. 1927, §110.

¹⁶⁴ Recodification of current §113 entitled "Created; Director as head of department". See, Amend. of 7-1-75.

¹⁶⁵ Recodification of current §113 (First sentence), in lieu of the following: "There shall be in said City a Department of Parks and Recreation, which shall consist of a Director of Parks and Recreation, a Board of Park Commissioners and such a number of employees as shall be prescribed by the board upon recommendation by the director".

¹⁶⁶ Recodification of current §113 (Third sentence), in lieu of the following: "The director shall be appointed by and subject to the authority of the Mayor". See, Amend. of 7-1-93.

¹⁶⁷ Recodification of current §117 entitled ". Director; general powers, duties".

¹⁶⁸ Recodification of current §117, as follows: "~~have charge~~, control and management and use of all public parks, squares and open places which are included in the park system of the City of New Haven on the effective date of this Charter, and which may hereafter be acquired or dedicated to public use, as parts of or additions to the public park system of the City or Town of New Haven, whether within or without the limits of said City, but not including streets in parks within the City limits".

¹⁶⁹ Recodification of current §117, as follows: "~~The director shall have charge~~ of the selection, cultivation, procuring, planting, spraying, trimming, preservation and removal of all trees in the streets of the City of New Haven and in parks and public places of said City".

¹⁷⁰ Recodification of current §117 (First clause of third sentence), as follows: "~~The director shall have charge~~ of the preservation, development and adornment of said parks and places".

¹⁷¹ Recodification of current §118 entitled "Director; power to hire employees, call on City Engineer for engineering services". See, Amend. of 7-1-93.

¹⁷² Recodification of current §116.

¹⁷³ Current Article XXIV entitled "Office of Building Inspection and Enforcement".

¹⁷⁴ Recodification of current §122 (First sentence), in lieu of the following: "The building official, plumbing inspector and electrical inspector shall be appointed by the Mayor, and they shall be subject to the authority of the Mayor". Current section is entitled "Building, plumbing, electrical inspectors; appointment, terms, salaries".

¹⁷⁵ Recodification of current §121 (First sentence), as follows: "There ~~department shall also include the following inspectors: Building Official, Plumbing Inspector and Electrical Inspector shall be in the City of New Haven an Office of Building Inspection and Enforcement which shall be under the management and control of a director, and shall consist of the following bureaus~~".

¹⁷⁶ See, footnote regarding recodification of current §122 (First sentence), above.

Gender Neutrality (BOA #1)

Adjustment of Board of Education Appointments (BOA #2)

Repeal Article XV: Removing or recodification provisions that have timed out from the previous charter including but not limited to those related to approving ordinances concerning purchasing and department heads qualifications (BOA #8)

¹⁷⁷ Recodification of current §122 (Third sentence). The word “Mayoral appointees” is inserted in lieu of “inspectors”.

¹⁷⁸ Recodification of current §122 (Second sentence).

¹⁷⁹ Recodification of current §123 (Fourth sentence). Derived from Sp. L. 1927, §159; See, Sp. L. 1911, p. 624-626.

¹⁸⁰ Recodification of current §123 (Second sentence).

¹⁸¹ §121, currently entitled “Created; supervision by inspection; bureaus established”. See, Amend. of 7-1-75;

¹⁸² Modification and recodification of current §121(a), as follows: “With regard to the A-Bureau of B- building † inspection function the duty of the Director the head of which shall be the building official, whose duty it shall be to inspect, or cause to be inspected, buildings and other structures within said City, to secure the enforcement of all ordinances of said City concerning the use, construction, alteration and repair of buildings and other structures, and to perform such other duties as may be by ordinance prescribed”. Derived from Sp. L. 1911, p. 624-626; See also, Sp.L. 1927, §155(1). See also, Amend. of 1-1-83 and Amend. of 7-1-93.

¹⁸³ Modification and recodification of current §121(b), as follows: “With regard to the plumbing inspection function the duty of A-Bureau of Plumbing Inspection, the head of which shall be the plumbing inspector whose duty it shall be, under the direction of said Director, to inspect, or cause to be inspected, plumbing and piping work within said City, to secure the enforcement of all ordinances of said City concerning the use, construction, alteration and repair of plumbing and piping work, and to perform such other duties as may be by ordinances prescribed”. Derived from Sp. L. 1911, p. 624-626; See also, Sp. L. 1927, §155(2). See also, Amend. of 1-1-83 and Amend. of 7-1-93.

¹⁸⁴ Modification and recodification of current §121(c), as follows: “With regard to the electrical inspection function the duty of A-Bureau of Electrical Inspection, the head of which shall be the electrical inspector, whose duty it shall be, under the direction of said director, to inspect, or cause to be inspected, electrical plants and wires on which electricity is conducted within said City, to secure the enforcement of all ordinances of said City concerning such plants and wires, and to perform such other duties as may be by ordinance prescribed”. Derived from Sp. L. 1911, p. 624-626; see also, Sp. L. 1927, §155(3). See also, Amend. of 1-1-83 and Amend. of 7-1-93.

¹⁸⁵ NEW.

¹⁸⁶ Derived from current §127 (First sentence of first paragraph).

¹⁸⁷ Recodification of current §127 (Third sentence of first paragraph).

¹⁸⁸ Recodification of current §129 (First sentence).

¹⁸⁹ Current section entitled “Bureau of Vital Statistics”.

¹⁹⁰ Modification and recodification of current §130 (First and second sentence of first paragraph), as follows: “~~There shall be within the Department of Public Health a bureau of vital statistics~~¹⁹⁰. Said bureau shall be under the direction of a The registrar of vital statistics who shall be appointed by the director of health and shall be under the supervision of said director as shall be all assistants and employees of the department”. See, Amend. of 7-1-75.

¹⁹¹ Recodification of current §130 (Second paragraph). See, Amend. of 7-1-75.

¹⁹² Recodification of current §127 (Second sentence of second paragraph).

¹⁹³ Recodification of current §129 entitled “Duties, powers of Director”.

¹⁹⁴ Recodification of current §129 (Second sentence).

¹⁹⁵ Recodification of current §129 (Third sentence).

¹⁹⁶ Recodification of current §129 (Fourth sentence).

¹⁹⁷ Recodification of current §129 (Fifth sentence).

¹⁹⁸ Recodification of current §129 (Sixth sentence).

Gender Neutrality (BOA #1)
Adjustment of Board of Education Appointments (BOA #2)
Repeal Article XV: Removing or recodification provisions that have timed out from the previous charter including but not limited to those related to approving ordinances concerning purchasing and department heads qualifications (BOA #8)

¹⁹⁹ Modification and recodification of current §131 entitled “Emergency expenditures by Director authorized”, as follows: “may incur such expenditures which are deemed necessary, in case of serious medical emergencies ~~and the Director of Public Health with the advice and consent of the Mayor,~~ may incur such expenditures which are deemed necessary until the Board of Alders shall have taken action in the premises”. See, Amend. of 7-1-75 and Amend. of 7-1-93.

²⁰⁰ Recodification of current §132. See, Amend. of 7-1-75.

²⁰¹ Provisions are derived from current §133; see, notes attached to the Board of Library Directors.

²⁰² NEW.

²⁰³ Modification and Recodification of current §133 (Ninth sentence), as follows: “Said board shall have the power to appoint ~~and remove~~ a City librarian and may remove said Librarian in accordance with the provisions accorded to the Mayor in §15 B, D and E of Article II of this Charter (“...and such other officers and employees as it may deem necessary for the proper management of said library and reading room, and shall fix the duties of such officers and employees”).

²⁰⁴ Recodification of current §133 (Twelfth sentence).

²⁰⁵ Recodification of current §133 (Thirteenth sentence).

²⁰⁶ Recodification of current §134. See, Amend. of 7-1-93.

²⁰⁷ NEW.

²⁰⁸ Modification and recodification of current §150 (Second sentence).

²⁰⁹ Modification and recodification of current §150 (Third sentence).

²¹⁰ Modification and recodification of current §150 (Fourth sentence).

²¹¹ Modification and recodification of current §150 (Fifth sentence).

²¹² Recodification of current §156, in lieu of the following: “There shall be in the City a Civil Service Board and a Department of Personnel *consisting of a Personnel Director and such other employees as shall be provided in the budget*”.

²¹³ NEW.

²¹⁴ Recodification of current §165 (First sentence) entitled “Appointment, qualifications of Personnel Director”, in lieu of the following: “The Personnel Director shall be appointed by the Mayor from a list of three (3) persons with the highest ratings obtained in a civil service examination held to determine eligibles for said position”. See, Amend. of 7-1-75.

²¹⁵ Current §166 entitled “Powers, duties of Personnel Director”.

²¹⁶ Recodification of current §166(a).

²¹⁷ Recodification of current §166(b). See, Amend. of 7-1-93.

²¹⁸ Recodification of current §166(c). See, Amend. of 7-1-93.

²¹⁹ Recodification of current §166(d).

²²⁰ Recodification of current §166(e). See, Amend. of 7-1-93.

²²¹ Recodification of current §166(f).

²²² Recodification of current §166(g). See, Amend. of 7-1-93.

²²³ Recodification of current §166(h). See, Amend. of 7-1-93.

²²⁴ Recodification of current §166(i). See, Amend. of 7-1-93.

²²⁵ Recodification of current §166(j). See, Amend. of 7-1-93.

²²⁶ Recodification of current §166(k). See, Amend. of 7-1-93.

²²⁷ Current §178 entitled “Planning Director; appointment, qualifications, general duties”.

²²⁸ NEW.

²²⁹ Recodification of current §178 (First sentence). See, Amend. of 7-1-75.

²³⁰ Recodification of current §178 (Fourth sentence), with the addition of the word “City Planning Commission” in lieu of “commission”.

²³¹ Current Article XXXVIII entitled “Department of Traffic and Parking”.

Gender Neutrality (BOA #1)

Adjustment of Board of Education Appointments (BOA #2)

Repeal Article XV: Removing or recodification provisions that have timed out from the previous charter including but not limited to those related to approving ordinances concerning purchasing and department heads qualifications (BOA #8)

²³² Recodification of current §214 (First sentence), in lieu of the following: "There shall be in said City a department of traffic and parking that shall be under the charge of one director and shall consist of other employees as provided by the ordinances". Currently entitled ""Created; supervision by director; appointment; qualifications".

²³³ Recodification of current §214 (Second sentence), in lieu of the following: "The director of traffic and parking shall be the head of the department and shall be the traffic engineer of said City and shall be appointed by and subject to the authority of the Mayor".

²³⁴ Recodification of current §215 (First sentence).

²³⁵ Modification and recodification of current §215 (Second sentence), as follows: "~~The director shall m~~Make all suitable rules and regulations in regard to said department and the conduct of its business not inconsistent with the General Statutes and ordinances of the City".

²³⁶ Modification and recodification of current §215 (Third sentence), as follows: "Subject to the articles of this Charter pertaining to personnel: ~~the director shall~~ (a) appoint and remove all assistants and employees of the department; ~~shall~~ (b) be responsible for the efficiency, discipline and good conduct of same, and for the care and custody of all property of the City belonging to or used by said department".

²³⁷ Deletes the term "Department Heads".

²³⁸ Recodification of current §56.

²³⁹ Modification and recodification of current §11(b) (First Paragraph), as follows: "Except as otherwise provided by the General Statutes or this Charter all members of Boards and Commissions shall be appointed by the Mayor subject to approval by the Board of Alders. Moreover the Mayor shall To fill, by appointment, any vacancy in any Board or Commission in which the Mayor is given the power to appoint the incumbent of such office, subject to approval by the Board of Alders; however, if the Mayor fails to fill a vacancy on a Board or Commission within sixty (60) Days following the effective date of that vacancy, then the Board of Alders may fill the vacancy within sixty (60) Days thereafter by a majority vote of the members of the Board of Alders, present. If the Board of Alders fails to fill the vacancy, then the remaining members of the Board or Commission in which the vacancy exists may fill the vacancy by appointment".

²⁴⁰ Modification and recodification of current §56(a). See, Amend. of 7-1-93.

²⁴¹ Modification and recodification of current §56(b). Recodifies the following: **(1) Board of Public Health** (Current §126, second sentence, "All members of the Board of Public Health shall be residents of said City"); **(2) Board of Library Directors** (Current §133 (Fifth sentence, "All the members of said board shall be residents of the City of New Haven"); and, **(3) City Planning Commission** (Current §177 (first sentence) which requires members to the "electors of the City"). See, Amend. of 7-1-93.

²⁴² Recodification of current §56(c). See, Amend. of 7-1-93.

²⁴³ Recodification of current §56(d). See, Amend. of 7-1-93.

²⁴⁴ Consolidation, modification of all "compensation: provisions" and recodification of current §144 by replacing "officers" with "Board and Commission Members". Recodifies the following provisions: (1) **Board of Education** (Current §148, first sentence, as follows: "(Board of Education members) who shall serve without compensation"; (2) **Board of Park Commissioners** (Current §114, first clause of first sentence), as follows: "~~There shall be in said department a Board of Park Commissioners which shall consist of the Mayor and eight (8) commissioners who shall serve without pay, shall be electors and residents of the City and shall be chosen as follows~~". See; Special Act pertaining to East Rock Park; (3) **Board of Public Health** (Current §126, second sentence, "The Members shall serve without compensation"; (4) **Board of Library Directors** (Current §133, fifth sentence, "The member shall serve without pay"); (5) **Civil Service Board** (Current §157, first sentence, in lieu of the following: "Five (5) persons who shall serve without

Gender Neutrality (BOA #1)

Adjustment of Board of Education Appointments (BOA #2)

Repeal Article XV: Removing or recodification provisions that have timed out from the previous charter including but not limited to those related to approving ordinances concerning purchasing and department heads qualifications (BOA #8)

pay and be appointed by the Mayor shall constitute a Civil Service Board"); and, **(6) City Planning Commission** (Current §177, fourth sentence, "The members of the commission shall serve without compensation"). See, Amend. of 7-1-75.

²⁴⁵ Consolidation of the following "vacancy" provisions: **(1) Financial Review and Audit Commission**. (Current §63, fifth sentence, "~~Members shall serve until their successors have been appointed and qualified, unless removed for cause, which shall not be political,~~ but may include failure to attend a specified number of meetings of the commission within a specified period as the commission may set forth in its bylaws"); **(2) Board of Assessment Appeals** (Current §65, second sentence, "The present members of the Board of Assessment Appeals shall continue to hold office until the terms for which they have been appointed shall expire, unless sooner removed for cause in accordance with the provisions of this Charter"); **(3) Board of Police Commissioners** (Current §102, fifth sentence, "The members of the Board of Police Commissioners first to hold office at the effective date of this Charter shall continue to hold said offices for the terms for which they were appointed"); **(4) Board of Fire Commissioners** (Current §104, fourth sentence, "The members of the Board of Fire Commissioners first to hold office at the effective date of this Charter shall continue to hold said offices for the terms for which they were appointed"); **(5) Board of Park Commissioners** (Current §114, third sentence, "The members of said board holding office when this Charter takes effect shall continue to hold their respective offices until the term for which they were appointed shall expire, unless sooner removed for cause which cause shall not be political"); **(6) Board of Public Health** (Current §126, fifth sentence, "The members of the Board of Public Health holding office at the time when this Charter takes effect shall continue to hold office until the terms for which they have been appointed expire, unless they be sooner removed in accordance with the provisions of this Charter"); **(7) Board of Library Directors** (Current §133, sixth sentence, "The members of said board of directors holding office when this Charter takes effect shall continue to hold their respective offices until the term for which they were appointed shall expire, unless sooner removed for cause in accordance with the provisions of the Charter of said City"); **(8) Civil Service Board** (Current §157, third sentence, "All citizens now members of said Civil Service Board shall continue to be members of said board during the term for which they were appointed, unless sooner removed for cause under the provisions of this Charter"; and, **(9) Board of Education** (Current §149, first sentence, "The members of the Board of Education in office at the time this Charter takes effect shall hold their respective offices during the terms for which they were appointed unless sooner removed for cause according to the provisions of this Charter").

²⁴⁶ Consolidation and recodification of the following provisions: **(1) Board of Education** (Current §149, fourth sentence, "Not more than four (4) members as provided in this section of the same political party shall at any one time be members of said board"); **(2) Board of Ethics** (Current §213, the final clause of the first sentence), in lieu of the following: "..., *not more than two (2) of whom shall be members of any one political party*"; **(3) Financial Review and Audit Commission** (Current §63 (First clause of the third sentence), as follows: "~~Such appointments shall be made so that n~~ Not more than five (5) members of said commission shall be members of the same political party"); **(4) Board of Assessment Appeals** (Current §65 (First sentence), as follows: ". There shall be a Board of Assessment Appeals in said City consisting of three (3) members, ~~N~~not more than two (2) members of the Board of whom shall belong to the same political party"); **(5) Board of Police Commissioners** (Current §102, fourth sentence, "No more than three (3) members of said board, in addition to the Mayor, shall at any one time belong to the same political party"); **(6) Board of Fire Commissioners** (Current §104, fifth sentence, "Not more than three (3) members of said board shall at any one time belong to one (1) political party";

Gender Neutrality (BOA #1)
Adjustment of Board of Education Appointments (BOA #2)
Repeal Article XV: Removing or recodification provisions that have timed out from the previous charter including but not limited to those related to approving ordinances concerning purchasing and department heads qualifications (BOA #8)

and, (7) **Civil Service Board** (Current §157, fifth sentence, "Not more than three (3) of the citizen members appointed by the Mayor shall at any time be members of the same political party").

²⁴⁷ Consolidation and recodification of the following: **(1) Board of Police Commissioners** (Current §110 (Second sentence). Derived from Sp. L. 1927, §112; See also, Sp. L. 1899, p., 408, §64, as follows: "Four (4) members of the Board of Police Commissioners shall constitute a quorum for the transaction of business"; **(2) Board of Fire Commissioners** (Current §110, second sentence. Derived from Sp. L. 1927, §112; See also, Sp. L. 1899, p., 408, §64, as follows: "Three (3) members of the Board of Fire Commissioners shall constitute a quorum for the transaction of business"; and, **(3) Board of Education** (Current §151), as follows: "Notwithstanding any provisions of this Charter to the contrary, quorum of said Board of Education shall be five (5) members and any action to be taken by said board shall be by a unanimous vote of five (5) members of the board".

²⁴⁸ NEW.

²⁴⁹ NEW.

²⁵⁰ Current Article XXIX entitled "Department of Education".

²⁵¹~~²⁵¹ Modification and recodification of current §148 (First sentence) entitled "Department, board established; authority to determine school boundaries", as follows: " (1) Establishment. There shall be in the City of New Haven a Board of Education which shall be responsible for the management and control of the Department responsible for public education in the City. (2) Composition. The of Education which shall be under the management and control of a Board of Education shall consisting of the Mayor, and seven (7) members appointed as follows: five (5) by the Mayor, subject to approval by the Board of Alders; and two (2) elected by district, as set forth in §3 of Article II of this Charter. (3) No Compensation. The members who shall serve without compensation". See, Amend. of 7-1-93.~~

²⁵² NEW.

²⁵³ ~~NEW. 2023 recodification of Sec. 3.A.(2)(a). NEW (2013):~~

²⁵⁴ ~~Modification 2023 modification of current Sec. 3.A(3)(a) r\ derived form 2013 modification and recodification of current then §149 (Second sentence), in lieu of the following: "Effective on January 1, 2014, on or before the first (1st) day of September, 2014 and in every year thereafter the Mayor shall submit, to the Board of Alders, nominees for appointment to fill the vacancies about to occur in positions on said board by appointing one or two members, as the case may be, to serve for four (4) years commencing on January 1 of the year following said submission from the third Monday of September following their appointment".~~

²⁵⁵ ~~2023 repeal of Sec. 3.A(3)(a)(i) entitled "Transition Provision regarding the terms of Appointed Members of the Board of Education" (2013).~~

²⁵⁶ ~~NEW:~~

²⁵⁷ ~~NEW: 2023 modification of Sec. 3.A(3)(b) (2013).~~

²⁵⁸ ~~2023 repeal of Sec. 3.A (3)(b)(i) entitled "Transition Provision regarding the terms of the Elected Members of the Board of Education" (2013), with the exception of the sentence pertaining to the creation of Districts, which is now incorporated in Sec. 3.A (3)(b).~~

²⁵⁹ ~~NEW:~~

²⁶⁰ ~~NEW. 2023 recodification of Sec. 3.A.(2)(a). NEW (2013).~~

²⁶¹ Modification and recodification of current §149 (Third sentence).

²⁶² Modification and recodification of current §150 (First sentence), as follows: "The Board of Education shall: (a) have the entire charge, control and management of all the public schools in the City, and of the expenditure of all moneys appropriated for the support and maintenance of the same unless otherwise provided herein; and shall (b) have charge and control of the

Formatted: Font: Times New Roman, Font color: Auto

Gender Neutrality (BOA #1)
Adjustment of Board of Education Appointments (BOA #2)
Repeal Article XV: Removing or recodification provisions that have timed out from the previous charter including but not limited to those related to approving ordinances concerning purchasing and department heads qualifications (BOA #8)

construction, repair and maintenance of all school buildings, grounds and equipment, and shall possess all other powers and be subject to all other duties of boards of education, school committees, and school visitors in this State, so far as the same are consistent with the provisions of this Charter". **Further note:** The following second sentence has been deleted from this section and has been recodified and placed in the Article dealing with Departments of the City Government: "...~~The Board of Education shall appoint a Superintendent of Schools. The appointments made by the Superintendent of Schools of all certified and qualified personnel and all other employees are subject to the approval of the Board of Education. The Superintendent of Schools with the approval of the Board of Education shall have the power to discharge any employee for cause after due notice and hearing by the Board of Education. Subject to the provisions of this Charter and the rules and regulations thereunder, the board may establish such positions, the conditions and terms of employment and salaries as it deems necessary for the proper functioning of the department~~". Currently entitled "General duties, powers of board; appointment of superintendent, power to discharge employees".

²⁶³ Modification and recodification of current §150 (Continuation of first sentence).

²⁶⁴ Modification and recodification of current §150 (Third sentence); as follows: "~~The board shall~~ (c) annually choose a President and vice President from among its own members, make its own bylaws, keep a journal of its proceedings of which a suitable number shall be printed for public distribution, define the duties of its officers and committees, and prescribe such rules and regulations for the proper operation of the public schools of the City as are not inconsistent with the laws of the State^{264, 265}".

²⁶⁵ Modification and recodification of current §150 (Fourth sentence), as follows: "(d) Annually, on or before the fifteenth (15th) day of January, ~~the board shall~~ prepare and submit to the Mayor a report of the Department of Education for the preceding fiscal year of which a reasonable number shall be printed for public distribution; and".

²⁶⁶ Recodification of current §148 (Second sentence), as follows: "(e) ~~Have t~~The authority to determine all school boundaries of the City of New Haven is hereby expressly granted to this board".

²⁶⁷ NEW.

²⁶⁸ Recodification of current §153. See also, Amend. of 7-1-93.

²⁶⁹ Recodification of current §154.

²⁷⁰ Recodification of current §155. See also, Amend. of 1-1-83.

²⁷¹ Recodification of current §213 entitled "Administration".

²⁷² Recodification of current §213 entitled "Administration" (third sentence).

²⁷³ Modification and recodification of current §213 (First clause of the first sentence), by repealing the following: "The administration of this article shall be charged top the Mayor...".

²⁷⁴ Recodification of current §213 (second sentence).

²⁷⁵ Recodification of current §213 (Third sentence).

²⁷⁶ Recodification of current §213 (Fourth sentence).

²⁷⁷ Recodification of current §213 (Fifth sentence).

²⁷⁸ Recodification of current §213 (Sixth sentence).

²⁷⁹ Current §63 entitled "Creation, membership of the Financial Review and Audit Commission." See, Amend. of 7-1-93.

²⁸⁰ Derived from current §64 (First and third sentences). See, Amend. of 7-1-93.

²⁸¹ Modification and recodification of current §63 (First sentence), in lieu of the following: "There shall be in the City a nine (9) member financial review and audit commission, whose members

Gender Neutrality (BOA #1)

Adjustment of Board of Education Appointments (BOA #2)

Repeal Article XV: Removing or recodification provisions that have timed out from the previous charter including but not limited to those related to approving ordinances concerning purchasing and department heads qualifications (BOA #8)

shall be appointed by the Mayor with the approval of the Board of Alders.” See, Amend. of 7-1-93.

²⁸² Recodification of current §63 (Fourth sentence). See, Amend. of 7-1-93.

²⁸³ Recodification of current §63 (Second paragraph). See, Amend. of 7-1-93.

²⁸⁴ Recodification of current §63 (Fifth sentence), as follows: ~~“Members shall serve until their successors have been appointed and qualified, unless removed for cause, which shall not be political, but may include failure to attend a specified number of meetings of the commission within a specified period as the commission may set forth in its bylaws”~~

²⁸⁵ Modification and recodification of current §63 (Remainder of the third sentence), as follows: ~~“and n~~ Not fewer than seven (7) members shall have training and experience in financial matters as evidenced by being a certified public accountant, having earned a bachelor’s degree in business or public administration, having not less than five (5) years service as the financial officer of a business, having not less than five (5) years service as a public administrator, or having a similar degree or experience”. See, Amend. of 7-1-93.

²⁸⁶ Recodification of current §63 (Ninth sentence). See, Amend. of 7-1-93.

²⁸⁷ Recodification of current §63 (Sixth sentence). See, Amend. of 7-1-93.

²⁸⁸ Recodification of current §63 (Seventh sentence). See, Amend. of 7-1-93.

²⁸⁹ Recodification of current §63 (Eighth sentence). See, Amend. of 7-1-93.

²⁹⁰ Recodification of current §64 (First sentence). Current section entitled “Meetings of the commission; duties.” See, Amend. of 7-1-93.

²⁹¹ Recodification of current §64 (Second sentence). See, Amend. of 7-1-93.

²⁹² Recodification of current §64 (Third sentence). See, Amend. of 7-1-93.

²⁹³ Recodification of current §64 (Fourth sentence). See, Amend. of 7-1-93.

²⁹⁴ Current Article XII entitled “Board of Tax Appeals”. Current §65 (Note: Board of Assessment Appeals) entitled “Created; membership; powers, duties”.

²⁹⁵ Derived from current §65 (Fourth sentence), as follows: “Said Board of Assessment Appeals shall have all the powers and perform all the duties which the General Statutes provide for”.

²⁹⁶ Modification and recodification of current §65 (First sentence), as follows: “. ~~There shall be a Board of Assessment Appeals in said City shall~~ consisting of three (3) members, ~~not more than two of whom shall belong to the same political party”~~.

²⁹⁷ Modification and recodification of current §65 (Third sentence), as follows: “In the month of January 1952, and annually thereafter, the Mayor shall appoint one (1) member of the Board of Assessment Appeals to serve for three (3) years from the first (1st) day of February next following appointment to office, ~~provided that such appointments made after July 1, 1993, shall be made so that as soon as possible and continuously thereafter two (2) members of said board shall have either an appraiser’s license or a real estate agent’s license issued by the State. Said Board of Assessment Appeals shall have all the powers and perform all the duties which the General Statutes provide for”~~.

²⁹⁸ Modification and recodification of current §65 (Third sentence), as follows: “~~In the month of January 1952, and annually thereafter, the Mayor shall appoint one (1) member of the Board of Assessment Appeals to serve for three (3) years from the first (1st) day of February next following appointment to office, provided that s~~ Such appointments made after July 1, 1993, shall be made so that as soon as possible and continuously thereafter two (2) members of said board shall have either an appraiser’s license or a real estate agent’s license issued by the State. ~~Said Board of Assessment Appeals shall have all the powers and perform all the duties which the General Statutes provide for”~~. See, Amend. of 7-1-93.

²⁹⁹ Current Article XX entitled “Department of Police Service”. Section 102 entitled “Board of Police Commissioners; created; appointment; term; general duties, powers”.

Gender Neutrality (BOA #1)

Adjustment of Board of Education Appointments (BOA #2)

Repeal Article XV: Removing or recodification provisions that have timed out from the previous charter including but not limited to those related to approving ordinances concerning purchasing and department heads qualifications (BOA #8)

³⁰⁰ Recodification of current §102 (First sentence), as follows: “There shall be in the Department of Police Service a Board of Police Commissioners consisting of six (6) commissioners who shall advise and consult with the Chief of Police concerning matters pertaining to the chief’s duties and to the conduct of the department, and together with the chief shall make all rules and regulations relating to the administration of the department which it may deem necessary or advisable, which rules shall be printed and made available to the public”. Note: Authority for the commission is derived from Sp. L. 1899, p. 403, §§46. 48, 49 and 50; See also, Sp. L. 1901, p. 675, §1; Sp. L. 1905, p. 899, §§2 and 3; and, Sp. L. 1927, §§95, 97, 98 and 99. See, Amend. of 7-1-93.

³⁰¹ Recodification of current §102 (First sentence), as set forth above.

³⁰² Recodification of current §102 (Third sentence).

³⁰³ Recodification of current §109. Derived from Sp. L. 1899, p., 408, §63; see also, Sp. L. 1927, §111 (First sentence). See also, Amend. of 1-1-83.

³⁰⁴ Recodification of current §102 (Second sentence).

³⁰⁵ Current Article XXI entitled “Department of Fire Service”. Section 104 entitled “Board of Fire Commissioners; created; membership, appointment, duties”. See, Amend. of 7-1-75.

³⁰⁶ Modification and recodification of current §104 (First sentence), as follows: “There shall be in the Department of Fire Service a Board of Fire Commissioners consisting of five (5) members”. Note: Authority for the commission is derived from Sp. L. 1899, p. 495, §§54 and 56; See also, Sp. L. 1901, p. 1114, §§1 and 2; Id., p. 1117, §12; Sp. L. 1927, §§102 and 104.

³⁰⁷ Recodification of current §104 (Second sentence).

³⁰⁸ Recodification of current §104 (First sentence), as set forth above.

³⁰⁹ Recodification of current §104 (Third sentence).

³¹⁰ Recodification of current §104 (Sixth sentence).

³¹¹ Recodification of current §110 (First sentence). Derived from Sp. L. 1899, p., 408, §64; see also, Sp.L. 1927, §112.

³¹² Recodification of current §110 (Third sentence). Derived from Sp. L. 1899, p., 408, §64; see also, Sp. L. 1927, §112.

³¹³ Recodification of current §111 (First sentence). Derived from Sp. L. 1899, p., 408, §65; See also, SP. L. 1901, p. 675, §1; See also, Sp. L. 1927, §113 (First paragraph).

³¹⁴ Recodification of current §111 (Second sentence). Derived from Sp. L. 1899, p., 408, §65; See also, SP. L. 1901, p. 675, §1. See also, Sp. L. 1927, §113 (First paragraph).

³¹⁵ Recodification of current §112 (First sentence). Derived from Sp. L. 1903, p. 474, §1; See also, Sp. L. 1927, §113 (Second paragraph).

³¹⁶ Recodification of current §112 (Second sentence). Derived from Sp. L. 1903, p. 474, §1; See also, Sp. L. 1927, §113 (Second paragraph).

³¹⁷ Recodification of current §112 (Third sentence). Derived from Sp. L. 1903, p. 474, §1; See also, Sp. L. 1927, §113 (Second paragraph).

³¹⁸ Current Article XXIII entitled “Department of Parks and Recreation”. Section 114 entitled “Board of Park Commissioners; compensation, qualifications, term appointment”. See; Special Act pertaining to East Rock Park. See, Amend. of 7-1-75.

³¹⁹ Recodification and derived from current §114 (First clause of first sentence), in lieu of the following: “There shall be in said department a Board of Park Commissioners which shall consist of the Mayor and eight (8) commissioners who shall serve without pay, shall be electors and residents of the City and shall be chosen as follows:”.

³²⁰ Recodification of current §115 (First sentence).

³²¹ Recodification and derived from current §114 (First clause of first sentence), in lieu of the following: “There shall be in said department a Board of Park Commissioners which shall consist

Gender Neutrality (BOA #1)
Adjustment of Board of Education Appointments (BOA #2)
Repeal Article XV: Removing or recodification provisions that have timed out from the previous charter including but not limited to those related to approving ordinances concerning purchasing and department heads qualifications (BOA #8)

of the Mayor and eight (8) commissioners who shall serve without pay, shall be electors and residents of the City and shall be chosen as follows:".

³²² Derived from Sp. L. 1899, p. 415, § 86-87; See also, Sp. L. 1905, p. 912, § 13; and, Sp. L. 1927, §162-163.

³²³ Recodification of current §114 (Second clause of the first sentence), by deleting the word "The" from the first line.

³²⁴ Recodification of current §114 (Second sentence).

³²⁵ Recodification of current §114 (Fourth sentence).

³²⁶ Recodification of current §114 (Fifth sentence).

³²⁷ Recodification of current §114 (Sixth sentence).

³²⁸ Recodification of current §115 (Second sentence).

³²⁹ Recodification of current §115 (Third sentence). Derived from Sp. L. 1899, p. 415, § 88; See also, Sp. L. 1905, p. 912, § 13; See also, Sp. L. 1927, §164 First clause of second sentence).

³³⁰ Recodification of current §117 (Fourth sentence). Derived from Sp. L. 1899, p., 415, §88; See also, Sp. L. 1911, p. 140; and, Sp. L. 1927, §164 (Second sentence following the first clause).

³³¹ Recodification of current §117 (Fifth sentence). Derived from Sp. L. 1899, p., 415, §88; See also, Sp. L. 1911, p. 140; and, Sp. L. 1927, §164 (Third sentence).

³³² Recodification of current §117 (Sixth sentence). Derived from Sp. L. 1899, p., 415, §88; See also, Sp. L. 1911, p. 140; and, Sp. L. 1927, §164 (Fourth sentence).

³³³ Recodification of current §117 (Seventh sentence). Derived from Sp. L. 1899, p., 416, §90; See also, Sp. L. 1901, p. 1114, §§1, 2; p. 1117, §12; Sp. L. 1927, §166; Sp. L. 1925, p. 1075, §1; and Sp. L. 1927, No. 267, p. 289. See, Amend. of 7-1-75.

³³⁴ Recodification of current §119. See, Amend. of 7-1-75.

³³⁵ Recodification of current §120. See, Amend. of 7-1-75.

³³⁶ Current Article XXV entitled "Department of Public Health". Section 125 entitled "Created; composition".

³³⁷ Derived from current §125 entitled "Created; composition", in lieu of the following: "There shall be a Department of Public Health in said City which shall consist of a Board of Public Health, Director of Public Health, and such a number of professional and clerical assistants as said board shall prescribe".

³³⁸ Recodification of current §128 (First sentence).

³³⁹ Recodification of current §126 (First and second clauses of the first sentence), in lieu of the following: "The board shall consist of seven (7) members, one of whom shall be the Mayor,". Derived from Sp. L. 1899, p. 416, §93; See also, Sp. L. 1905, p. 912, § 19; and, Sp. L. 1927, §172.

³⁴⁰ Recodification of current §126 (Third sentence).

³⁴¹ Recodification of current §126 (Fourth sentence).

³⁴² Recodification of current §126 (Remaining clauses of the first sentence) entitled "Board of Public Health; membership; appointment, qualifications, terms", as follows: "~~and a~~ At least two (2) of ~~whom the members~~ shall be doctors of medicine, from an accredited school of medicine, and who shall each have not less than five (5) years of experience in any or all of the following: Clinical medicine, public health administration, or college or university teaching in any of the branches of medical sciences".

³⁴³ Derived from current §128 (First sentence).

³⁴⁴ Recodification of current §128 (Second sentence) entitled "Same--Duty to advise with Director; regulations authorized".

³⁴⁵ Recodification of current §128 (Third sentence).

Gender Neutrality (BOA #1)

Adjustment of Board of Education Appointments (BOA #2)

Repeal Article XV: Removing or recodification provisions that have timed out from the previous charter including but not limited to those related to approving ordinances concerning purchasing and department heads qualifications (BOA #8)

³⁴⁶ Current Article XXVI entitled "Department of Public Library". Section 133 entitled "Department created; supervisions by Board of Library Directors; membership, appointment, general duties of board".

³⁴⁷ Recodification of current §133 (First sentence). **Note:** The tenth through twelfth sentences have been recodified and placed in the Article dealing with Departments of the City Government, as follows: "~~Said board shall have the power to appoint and remove a City librarian and such other officers and employees as it may deem necessary for the proper management of said library and reading room, and shall fix the duties of such officers and employees. The City librarian shall be appointed for a term as provided in Section 57 of this Charter. The City librarian shall reside in said City during such term of office. Said board shall recommend the compensation of such officers and employees to be established in the budget. Appointments and promotions to the positions of librarian, assistant librarians, and superintendents of the different departments may be made by said board subject to the provisions of this Charter.~~"

³⁴⁸ Recodification of current §133 (Second sentence), in lieu of the following: "There shall be in said City a Department of the Public Library, which shall be under the management and control of a Board of Library Directors".

³⁴⁹ Recodification of current §133 (Fourth sentence). Derived from Sp. L. 1899, p. 418, §99; See also, Sp. L. 1905, p. 905, § 11; and, Sp. L. 1927, §178 (Second sentence).

³⁵⁰ Recodification of current §133 (Third sentence). Derived from Sp. L. 1899, p. 418, §99; See also, Sp. L. 1905, p. 905, § 11; and, Sp. L. 1927, §178 (Third sentence).

³⁵¹ Recodification of current §133 (Seventh sentence).

³⁵² Recodification of current §133 (Eighth sentence). Derived from Sp. L. 1899, p. 418, §99; See also, Sp. L. 1905, p. 905, § 11; and, Sp. L. 1927, §178 (Sixth sentence).

³⁵³ Recodification of current §133 (Ninth sentence). Derived from Sp. L. 1899, p. 418, §100; See also, Sp. L. 1901, p. 1114, § 1, 2; Id, p. 1117, § 12; and, Sp. L. 1927, §179 (First sentence).

³⁵⁴ Recodification of current §137. Derived from Sp. L. 1899, p. 419, §103. See also, Sp. L. 1927, §182.

³⁵⁵ Recodification of current §135. Derived from Sp. L. 1899, p. 418, §102; See also, Sp. L. 1905, p. 906, § 3. See also, Sp. L. 1927, §181 (First, second and third sentences of the second paragraph); and, Amend. of 7-1-93.

³⁵⁶ Recodification of current §136. Derived from Sp. L. 1899, p. 418, §102; See also, Sp. L. 1905, p. 906, § 3; and, Sp. L. 1927, §181 (Fourth, fifth and six sentences of the second paragraph).

³⁵⁷ §§156-158 of current Article XXX entitled "Personnel and Civil Service".

³⁵⁸ Recodification of current §156 entitled "Created; composition", in lieu of the following: "There shall be in the City a Civil Service Board and a Department of Personnel consisting of a Personnel Director and such other employees as shall be provided in the budget". See, Amend. of 7-1-93.

³⁵⁹ Recodification of current §157 (First sentence) entitled "Civil Service Board; membership, appointment, qualifications", in lieu of the following: "Five (5) persons who shall serve without pay and be appointed by the Mayor shall constitute a Civil Service Board". See, Amend. of 7-1-93.

³⁶⁰ Recodification of current §157 (Fourth sentence).

³⁶¹ Recodification of current §157 (Fifth sentence), as follows: "~~Not more than three (3) of the citizen members appointed by the Mayor shall at any time be members of the same political party, and none of such citizen members shall hold any other City office.~~"

³⁶² Recodification of current §157 (Second sentence).

³⁶³ Recodification of current §163 (First sentence).

³⁶⁴ Recodification of current §163 (Second sentence).

³⁶⁵ Recodification of current §163 (Third sentence).

Gender Neutrality (BOA #1)

Adjustment of Board of Education Appointments (BOA #2)

Repeal Article XV: Removing or recodification provisions that have timed out from the previous charter including but not limited to those related to approving ordinances concerning purchasing and department heads qualifications (BOA #8)

³⁶⁶ Recodification of current §163(a).

³⁶⁷ Recodification of current §163(b).

³⁶⁸ Recodification of current §163(c).

³⁶⁹ Recodification of current §163(d).

³⁷⁰ Recodification of current §163(e).

³⁷¹ Recodification of current §158(a). Derived from Sp. L. 1899, p. 422, §118; See also, Sp. L. 1903, p. 436, § 2; Sp. L. 1909, p. 962, § 2; Sp. L. 1927, §269 (First sentence); and, Amend. of 7-1-93.

³⁷² Recodification of current §158(b). See, Amend. of 7-1-93.

³⁷³ Recodification of current §158(c). See, Amend. of 7-1-93.

³⁷⁴ Recodification of current §158(d). See, Amend. of 7-1-93.

³⁷⁵ Recodification of current §164. **Note:** this provision has been in the Charter, at least, since 1962. See, Amend. of 7-1-93.

³⁷⁶ Recodification of current §177 (first sentence) entitled “City Planning Commission created; membership, terms, chairman, compensation”, in lieu of the following: “*There shall be a City Planning Commission consisting of the Mayor who shall be its presiding officer, the City Engineer, one (1) member of the Board of Alders to be selected by said board and four (4) electors of the City to be appointed by the Mayor*” (Emphasis added).

³⁷⁷ Recodification of current §177 (first sentence) entitled “City Planning Commission created; membership, terms, chairman, compensation”, in lieu of the following: “*There shall be a City Planning Commission consisting of the Mayor who shall be its presiding officer, the City Engineer, one (1) member of the Board of Alders to be selected by said board and four (4) electors of the City to be appointed by the Mayor*” (Emphasis added). Derived from Sp. L. 1927, §295; See also, Sp. L. 1913, pp. 897-898; See also, Amend. of 7-1-93.

³⁷⁸ In lieu of “electors of the City”.

³⁷⁹ Recodification of current §177 (Second sentence).

³⁸⁰ Recodification of current §177 (Third sentence).

³⁸¹ Recodification of current §179(a).

³⁸² Recodification of current §179(b).

³⁸³ Recodification of current §179(c).

³⁸⁴ Modification and recodification of current §179(d), as follows: “To be vested with all the powers and duties conferred upon a zoning commission for the City by Special Act as codified in §§2.A through H of Article XIII of this Charter of New Haven by Special Law 1925 (pp. 1006—1010)”.

³⁸⁵ Recodification of current §185 (First sentence). Derived from Sp. L. 1925, pp. 1006-1010; See also, Sp. L. 1927, §309 (First sentence).

³⁸⁶ Modification and recodification of current §185 (First sentence), in lieu of the following: “The Mayor shall appoint a Board of Zoning Appeals, to consist of five (5) members, of whom not more than three (3) may be officials of said City”. Derived from Sp. L. 1925, pp. 1006-1010; See also, Sp. L. 1927, §309 (First sentence).

³⁸⁷ Recodification of current §185 entitled “Board of Zoning Appeals; appointment, membership; procedure for appeals”.

³⁸⁸ Recodification of current §185 (Second sentence). Derived from Sp. L. 1925, pp. 1006-1010; See also, Sp. L. 1927, §309 (Second sentence). **Note:** The third sentence appears to be repealed.

³⁸⁹ Recodification of current §185 (Third sentence). Derived from Sp. L. 1925, pp. 1006-1010; See also, Sp. L. 1927, §309 (Fourth sentence).

³⁹⁰ Recodification of current §185 (Fourth sentence). Derived from Sp. L. 1925, pp. 1006-1010; See also, Sp. L. 1927, §309 (Fifth and sixth sentence).

Gender Neutrality (BOA #1)

Adjustment of Board of Education Appointments (BOA #2)

Repeal Article XV: Removing or recodification provisions that have timed out from the previous charter including but not limited to those related to approving ordinances concerning purchasing and department heads qualifications (BOA #8)

³⁹¹ Recodification of current §185 (Fifth sentence). Derived from Sp. L. 1925, pp. 1006-1010; See also, Sp. L. 1927, §309 (Seventh sentence).

³⁹² Recodification of current §185 (Sixth sentence). Derived from Sp. L. 1925, pp. 1006-1010; See also, Sp. L. 1927, §309 (Eighth sentence).

³⁹³ Recodification of current §185 (Seventh sentence). Derived from Sp. L. 1925, pp. 1006-1010; See also, Sp. L. 1927, §309 (Ninth sentence).

³⁹⁴ Recodification of current §185 (Eighth sentence). Derived from Sp. L. 1925, pp. 1006-1010; See also, Sp. L. 1927, §309 (Tenth sentence). **Note:** The eleventh sentence appears to be repealed.

³⁹⁵ Recodification of current §185 (Ninth sentence). Derived from Sp. L. 1925, pp. 1006-1010; See also, Sp. L. 1927, §309 (Twelfth sentence).

³⁹⁶ Recodification of current §185 (Tenth sentence). Derived from Sp. L. 1925, pp. 1006-1010; See also, Sp. L. 1927, §309 (Thirteenth sentence).

³⁹⁷ Recodification of current §185 (Eleventh sentence). Derived from Sp. L. 1925, pp. 1006-1010; See also, Sp. L. 1927, §309 (Fourteenth sentence).

³⁹⁸ Recodification of current §185 (Twelfth sentence). Derived from Sp. L. 1925, pp. 1006-1010; See also, Sp. L. 1927, §309 (Fifteenth sentence). See also, Amend. of 7-1-93.

³⁹⁹ Recodification of current §185 (Thirteenth sentence). Derived from Sp. L. 1925, pp. 1006-1010; See also, Sp. L. 1927, §309 (Sixteenth sentence).

⁴⁰⁰ Recodification of current §185 (Fourteenth sentence). Derived from Sp. L. 1925, pp. 1006-1010; See also, Sp. L. 1927, §309 (Seventeenth sentence).

⁴⁰¹ Recodification of current §185 (Fifteenth sentence). Derived from Sp. L. 1925, pp. 1006-1010; See also, Sp. L. 1927, §309 (Eighteenth sentence).

⁴⁰² Recodification of current §185 (Sixteenth sentence). Derived from Sp. L. 1925, pp. 1006-1010; See also, Sp. L. 1927, §309 (Nineteenth sentence).

⁴⁰³ Recodification of current §185 (Seventeenth sentence). Derived from Sp. L. 1925, pp. 1006-1010; See also, Sp. L. 1927, §309 (Twentieth sentence).

⁴⁰⁴ NEW.