



Stratford, Connecticut

ANY INDIVIDUAL WITH A DISABILITY WHO NEEDS SPECIAL ASSISTANCE TO PARTICIPATE IN THE MEETING SHOULD CONTACT THE ADA COORDINATOR AT 203-385-4020 OR 203-385-4022 (TDD) 5 DAYS BEFORE THE MEETING, IF POSSIBLE.

MEETING NOTICE

THE STRATFORD TOWN COUNCIL WILL CONDUCT A REGULARLY SCHEDULED MEETING ON MONDAY, APRIL 13, 2015 IN COUNCIL CHAMBERS OF TOWN HALL, 2725 MAIN STREET, STRATFORD, CT AT 8:00 P.M.

PUBLIC FORUM WILL BEGIN AT 6:45 P.M.

AGENDA

CALL TO ORDER

INVOCATION PRESENTED BY NINTH DISTRICT COUNCIL MEMBER HON. JOSEPH KUBIC FOLLOWED BY THE PLEDGE OF ALLEGIANCE.

1. APPROVAL OF MINUTES — Public forum and regularly scheduled meeting March 9, 2015.

RESOLVED: That the reading of the foregoing minutes be dispensed with as copies thereof have been previously provided to each Council Member and the same be and are hereby approved.

2. CEREMONIAL PRESENTATIONS AND AWARDS — Bunnell Basketball State class L Champions

3. COUNCIL MEMBERS RESPONSE TO COMMENTS FROM PUBLIC FORUM

4. COMMUNICATIONS, BILLS, PETITIONS, REMONSTRANCES

4.1 LETTER OF RESIGNATION – dated April 6, 2015, from Edward Goodrich, Arts Commission

RESOLVED: that the resignation of Edward Goodrich from the Arts Commission be and is hereby accepted.

4.2 LETTER FROM PLANNING COMMISSION re: §8-24 Review – Purchase of 3704 Main Street. At the March 2 Meeting, the Planning Commission voted to send a favorable recommendation to purchase property for additional parking as the purchase is consistent with the POCD.

RESOLVED: that the recommendation of the Planning Commission is accepted and the Town Attorney is directed to enter into negotiations for the purchase of property at 3704 Main St. for additional parking and to report back to the Town Council on such negotiations.

5. MAYOR'S REPORT, COMMITTEE REPORTS, TOWN ATTORNEY'S REPORTS

5.1 MAYOR'S REPORT

5.1.1 APPOINTMENTS

5.2 COMMITTEE REPORTS

5.2.1 BUILDING NEEDS COMMITTEE — During the Committee meeting of March 16, 2015, the following was referred to Council with favorable recommendation:

- A. Stratford High School renovations – Amend the contract of Antinozzi Architects to revise the FEMA maps as the area is currently in a floodway. - \$29,900.00

RESOLVED: that the recommendation of the Building Needs Committee is accepted and the amendment to the Antinozzi Architects contract for the amount of \$29,900.00 be and is hereby approved.

- B. Adding solar panels to Victoria Soto School — Amend contract of Tai Soo Kim Architect in the amount of \$50,425.00 to design the Photo Voltaic System and Engage DBS.

RESOLVED: that the recommendation of the Building Needs Committee is accepted and the amendment to the Tai Soo Kim Architect contract for the amount of \$50,425.00 for design of the Photo Voltaic system and Engage DBS be and is hereby approved.

5.2.2 PUBLIC WORKS COMMITTEE — The Public Works Committee met on Mar. 16, 2015 and referred the following to Council with favorable recommendation:

- A. Stratford Ave. roundabout and Honeyspot Improvements —It is proposed to advance the Honeyspot project from Stratford Ave. to the I-95 ramps and merge these two projects into one to be funded by the LoTCIP DOT grant. We are revising the funding application to merge these projects for DOT approval. In order to generate the data needed for the application, a proposal was received from our consultant, FHI, to perform additional traffic study work at the interchange. The proposal is in two phases; one is for \$2,900 for which authorization is requested from the CAO, and two is for not to exceed \$5,600 to complete the capacity study and is dependent on the results of the phase one work.

RESOLVED: That the recommendation of the Public Works Committee is accepted and amending FHI contract to perform additional traffic study work at the interchange (Honeyspot Road at the intersections of I-95, Spada Boulevard and Mt. Carmel Boulevard), for the amount not to exceed \$5,600.00 be and is hereby approved.

- B. Bowe Ave., Bruce Brook, Barnum Ave. Culverts, Barnum Ave. West Ave. Bruce Brook drainage — The DEEP will require a CLOMR application to be filed with FEMA for modifications of the flood profile due to work being conducted in the Floodway. A proposal from the engineer to complete this work in the amount of \$6,000 is needed.

RESOLVED: That the recommendation of the Public Works Committee is accepted and amending the engineers contract for preparing a CLOMR to modify the flood profile for the amount of \$6,000.00 be and is hereby approved.

5.2.3 ORDINANCE COMMITTEE — The Ordinance Committee conducted a meeting on March 23, 2015 and referred the following with favorable recommendation:

- A. AMENDMENT TO CHAPTER 203, ARTICLE I - COMPLIANCE REQUIRED (14-28)

RESOLVED: that the second reading of the above entitled Ordinance be dispensed with as copies thereof have been received by all Council Members and the foregoing be and is hereby approved effective thirty days from passage. (appended as page 20)

B. ORDINANCE AMENDING ch. 59 – BODY PIERCING AND TATTOO ESTABLISHMENTS (15-01)

RESOLVED: that the second reading of the above entitled Ordinance be dispensed with as copies thereof have been received by all Council Members and the foregoing be and is hereby approved effective thirty days from passage. (appended as pages 21-35)

5.2.4 PARKS AND RECREATION COMMITTEE — During the regularly scheduled meeting of the Parks and Recreation Committee, the following was referred to Council with favorable recommendation:

Lacrosse field and field proposal at Second Hill Lane — Option #2 from the map made by BSC Group

5.3 TOWN ATTORNEY'S REPORT

5.3.1 CLAIMS REPORT

5.3.2 THOMAS BONNEY vs. TOWN OF STRATFORD — strategy and negotiations with respect to a pending claim (executive session requested)

5.3.3 MENCIL vs. TOWN OF STRATFORD — strategy and negotiations with respect to a pending claim (executive session requested)

5.3.4 MASTER MUNICIPAL AGREEMENT FOR CONSTRUCTION PROJECTS — Between State of Connecticut, DOT, and Town of Stratford

5.3.5 EXTENSION OF PERSONAL SERVICES AGREEMENT FOR METROPOLITAN GOLF MANAGEMENT, INC.

5.3.6 LEASE AGREEMENT FOR CONCESSION STAND AT SHORT BEACH PAVILION

5.3.7 QUESTIONS TO THE TOWN ATTORNEY

6. QUESTIONS TO MAYOR OR STAFF

7. UNFINISHED BUSINESS and/or OLD BUSINESS

7.1 SAEP (continuing item)

7.2 PARKS AND RECREATION COMMITTEE — 1 regular member vacancy

7.3 TABLED ITEMS

7.3.1 PATRICIA DRIVE — *Placed on the table during special meeting of 9/22/14*

7.4 TABLED ORDINANCES AND RESOLUTIONS

7.4.1 AN ORDINANCE AMENDING CHAPTER 172 – Sewers - ARTICLE XI, FATS, OILS AND GREASE PRETREATMENT (#14-26) — appended as pages 10-22 (*placed on the table during meeting of Dec. 8, 2014*)

RESOLVED: that the second reading of the above entitled Ordinance be dispensed with as copies thereof have been received by all Council Members and the foregoing be and is hereby approved effective thirty days from passage).

7.5 TABLED APPOINTMENTS

7.5.1 STRATFORD HOUSING PARTNERSHIP — (9) Same as last.

7.5.2 BOARD OF ASSESSMENT APPEALS — (2) temporary for revaluation year.

7.5.3 COMMISSION ON AGING — (9) appointments remaining; 2 members – private sector agencies, 1 member representing educational community, 1 clergy representation, 5 electorate

7.5.4 ARTS COMMISSION — Appointed by Town Council, 3-year terms. *Placed on the Table during Council meeting of March 10, 2014.*

A. Regular members — 2 — Town code § 5-52

B. Alternate members — 2 — Town code § 5-53

7.5.5 SIKORSKY MEMORIAL AIRPORT NOISE ABATEMENT COMMITTEE — § 7-12 of Town Code, one member appointed by Mayor, one member appointed by PYE. *Placed on the Table during Council meeting of March 10, 2014.*

A. 2 members from Lordship section of Stratford— appointed by Town Council.

- B. 1 member from District of Town in which Sikorsky Memorial Airport is located – appointed by Town Council.
- C. 2 members from the Stratford Electorate at-large — appointed by Town Council.

7.5.6 WATERFRONT AND HARBOR MANAGEMENT COMMISSION

- A. Regular member (1) — 5-yr. term, appointment by Town Council. (This unexpired term ends May 31, 2018)
- B. Alternate member (1) — 2-yr term (expired May 31, 2014)

7.5.7 BEAUTIFICATION COMMITTEE — term concurrent with Council

- A. 1 regular member (term of Jeffrey Thompson)
- B. 4 alternate members (new positions) *placed on the table Mar. 9, 2015*

8. ORDINANCES AND RESOLUTIONS

8.1 AN ORDINANCE ADOPTING THE ANNUAL OPERATING BUDGET FOR THE TOWN OF STRATFORD FOR THE FISCAL YEAR COMMENCING JULY 1, 2015, AND ENDING JUNE 30, 2016, AND APPROPRIATING THE SUM OF \$207,128,450 IN ACCORDANCE THEREWITH; (#15-03)

Sponsored by:

WHEREAS, the Mayor has prepared and submitted to the Town Council the annual operating budget for the Town of Stratford for the fiscal year commencing July 1, 2015, and ending June 30, 2016, in accordance with the Stratford Town Charter; and

WHEREAS, the Town Council has given consideration thereto and has conducted public hearings in connection therewith; and

WHEREAS, the estimated amount of current expenses, permanent improvements, and other lawful charges of the Town of Stratford for the fiscal year commencing July 1, 2015 and ending June 30, 2016, is \$207,128,450

NOW, THEREFORE, BE IT HEREBY ORDERED BY THE TOWN COUNCIL OF THE TOWN OF STRATFORD:

That the budget attached hereto and made a part hereof be and is hereby proposed as the operating budget for the Town of Stratford for the fiscal year commencing July 1, 2015 and ending June 30, 2016; and

That the sum of \$207,128,450 is hereby appropriated for the current expenses, permanent improvements, and other lawful charges for each department and each division thereof of the Town

of Stratford for the fiscal year commencing July 1, 2015, and ending June 30, 2016, all in accordance with the provisions of the budget attached hereto and made a part hereof.

RESOLVED: that the first reading of the above entitled Ordinance be and is hereby dispensed with as copies thereof have been previously furnished to each member of the Town Council, and that the same be adopted as a first reading and referred to the Ordinance Committee for a public hearing.

8.2 AN ORDINANCE LEVYING A TAX RATE OF 36.88 MILLS ON THE DOLLAR ON THE GRAND LIST OF TAXABLE PROPERTY IN THE TOWN OF STRATFORD, CONNECTICUT, ON THE FIRST DAY OF OCTOBER, 2014. (#15-04)

Sponsored by:

WHEREAS, the Mayor has prepared and submitted to the Town Council the annual operating budget for the Town of Stratford for the fiscal year commencing July 1, 2015, and ending June 30, 2016, according to law; and

WHEREAS, the Town Council has given consideration thereto and has conducted public hearings in connection therewith; and

WHEREAS, the estimated revenues of the Town of Stratford other than by taxation for the fiscal year commencing July 1, 2015, and ending June 30, 2016, are **\$46,936,407**; and

WHEREAS, the Town Council has proposed an operating budget for the fiscal year commencing July 1, 2015, and ending June 30, 2016; and

WHEREAS, a tax levy at the rate of **36.88** mills on the dollar on the Grand List of taxable property in the Town of Stratford on October 1, 2014, is necessary to meet the appropriations, less the estimated amount of revenue from other sources as permitted by law to be raised;

NOW, THEREFORE, BE IT HEREBY ORDERED BY THE TOWN COUNCIL OF THE TOWN OF STRATFORD:

That a tax rate of **36.88** mills on the dollar on the Grand List be and is hereby levied against all taxable property in the Town of Stratford on the Grand List of October 1, 2014;

That said tax shall be due and payable in two equal installments, one half thereof on July 1, 2015, and the second half thereof on January 1, 2016, provided, however, that any tax, the aggregate amount of which shall not exceed \$100.00 shall be due and payable in one payment on July 1, 2015.

RESOLVED: that the first reading of the above entitled Ordinance be and is hereby dispensed with as copies thereof have been previously furnished to each member of the Town Council, and

that the same be adopted as a first reading and referred to the Ordinance Committee for a public hearing.

8.3 AN ORDINANCE AMENDING AN ORDINANCE APPROPRIATING \$6,606,000 FOR THE CONSTRUCTION AND RECONSTRUCTION OF VARIOUS TOWN OF STRATFORD IMPROVEMENTS IN AND FOR SAID TOWN (#05-21) FOR THE CAPITAL IMPROVEMENT PROGRAM FISCAL YEAR 2005-2006 (#15-05)

sponsored by:

WHEREAS, an ordinance entitled “An Ordinance Appropriating \$6,606,000 For The Construction and Reconstruction of Various Town of Stratford Improvements In And For Said Town (#05-21)” has been enacted by the Town Council at its meeting on August 8, 2005, and as amended August 11, 2014 (the “Original Appropriation Ordinance”); and

WHEREAS, the Town Council desires to further amend the Original Appropriation Ordinance to change the purpose of a public improvement set forth therein;

BE IT ORDAINED AND ENACTED BY THE TOWN COUNCIL OF THE TOWN OF STRATFORD:

Section 1. Section 1 of the Original Appropriation Ordinance is hereby amended as follows:

				FY06		FY06
				Previous		Current
				Appropriation	Reallocation	Appropriation
54405	6600	0308	Road Resurfacing 05-06	500,000.00	8,962.20	508,962.20
54404	6600	0323	Connors Lane Drainage/Road Improv.	150,000.00	(8,962.20)	141,037.80

Section 2. This ordinance shall become effective thirty days after its passage pursuant to Section 2.2.9 of the Town Charter.

RESOLVED: that the first reading of the above entitled Ordinance be and is hereby dispensed with as copies thereof have been previously furnished to each member of the Town Council, and that the same be adopted as a first reading and referred to the Ordinance Committee for a public hearing.

8.4 AN ORDINANCE AMENDING AN ORDINANCE APPROPRIATING \$8,469,000; \$8,769,000; \$6,254,000 FOR VARIOUS PUBLIC IMPROVEMENTS IN THE CAPITAL IMPROVEMENT PROGRAM FOR FISCAL YEAR 2006-2007 (#15-06)

sponsored by:

WHEREAS, an ordinance entitled “An Ordinance Appropriating \$6,254,000 For Various Public Improvements In The Capital Improvement Program For Fiscal Year 2006-2007 (#06-13)”

has been enacted by the Town Council at its meeting on June 22, 2006, and as amended August 11, 2014 (the “Original Appropriation Ordinance”); and

WHEREAS, the Town Council desires to further amend the Original Appropriation Ordinance to change the purpose of a public improvement set forth therein;

BE IT ORDAINED AND ENACTED BY THE TOWN COUNCIL OF THE TOWN OF STRATFORD:

Section 1. Section 1 of the Original Appropriation Ordinance is hereby amended as follows:

				FY07		FY07
				Previous		Current
				Appropriation	Reallocation	Appropriation
54404	6600	0723	Road Resurfacing	625,816.00	15,383.17	641,199.17
54404	6600	0722	Animal Control Facility FY07 B	500,000.00	(15,383.17)	484,616.83

Section 2. This ordinance shall become effective thirty days after its passage pursuant to Section 2.2.9 of the Town Charter.

RESOLVED: that the first reading of the above entitled Ordinance be and is hereby dispensed with as copies thereof have been previously furnished to each member of the Town Council, and that the same be adopted as a first reading and referred to the Ordinance Committee for a public hearing.

8.5 AN ORDINANCE AMENDING AN ORDINANCE APPROPRIATING \$10,890,000 FOR VARIOUS PUBLIC IMPROVEMENTS IN THE CAPITAL IMPROVEMENT PROGRAM FOR FISCAL YEAR 2008-2009 (#15-07)

sponsored by:

WHEREAS, an ordinance entitled “An Ordinance Appropriating \$10,890,000 For Various Public Improvements In The Capital Improvement Program For Fiscal Year 2008-2009 (#08-07)” has been enacted by the Town Council at its meeting on August 5, 2008, as amended on June 8, 2009, and as amended June 10, 2013, and as amended August 11, 2014 (as amended, the “Original Appropriation Ordinance”); and

WHEREAS, the Town Council desires to further amend the Original Appropriation Ordinance to change the purpose of a public improvement set forth therein;

BE IT ORDAINED AND ENACTED BY THE TOWN COUNCIL OF THE TOWN OF STRATFORD:

Section 1. Section 1 of the Original Appropriation Ordinance is hereby amended as follows:

				FY09		FY09
				Previous		Current
				Appropriation	Reallocation	Appropriation
54405	6600	0938	Road Resurfacing	505,855.29	10,854.00	516,709.29
54405	6600	0962	PW Garage-Fleet Mgt	76,000.00	(10,854.00)	65,146.00

Section 2. This ordinance shall become effective thirty days after its passage pursuant

RESOLVED: that the first reading of the above entitled Ordinance be and is hereby dispensed with as copies thereof have been previously furnished to each member of the Town Council, and that the same be adopted as a first reading and referred to the Ordinance Committee for a public hearing.

8.6 AN ORDINANCE AMENDING AN ORDINANCE APPROPRIATING \$12,060,700 FOR VARIOUS PUBLIC IMPROVEMENTS IN THE CAPITAL IMPROVEMENT PROGRAM FOR FISCAL YEAR 2009-2010 (#15-08)

sponsored by:

WHEREAS, an ordinance entitled “An Ordinance Appropriating \$12,060,700 For Various Public Improvements In The Capital Improvement Program For Fiscal Year 2009-2010 (#09-23)” has been enacted by the Town Council at its meeting on September 14, 2009, and as amended August 11, 2014 (the “Original Appropriation Ordinance”); and

WHEREAS, the Town Council desires to further amend the Original Appropriation Ordinance to change the purposes of two public improvements set forth therein;

BE IT ORDAINED AND ENACTED BY THE TOWN COUNCIL OF THE TOWN OF STRATFORD:

Section 1. Section 1 of the Original Appropriation Ordinance is hereby amended as follows:

				FY10		FY10
				Previous		Current
				Appropriation	Reallocation	Appropriation
54405	6600	1011	Road Resurfacing	500,000.00	181,469.78	681,469.78
54404	6600	1030	Fiber Optic Transmission Lines	500,000.00	(31,469.78)	468,530.22
54404	6600	1034	Manor Hill Rd Drainage	125,000.00	(125,000.00)	-
54407	6600	1043	Second Hill Ln Basketbll Court	25,000.00	(25,000.00)	-

Section 2. This ordinance shall become effective thirty days after its passage pursuant to Section 2.2.9 of the Town Charter.

RESOLVED: that the first reading of the above entitled Ordinance be and is hereby dispensed with as copies thereof have been previously furnished to each member of the Town Council, and that the same be adopted as a first reading and referred to the Ordinance Committee for a public hearing.

8.7 AN ORDINANCE AMENDING AN ORDINANCE APPROPRIATING \$56,115,586 FOR STRATFORD HIGH SCHOOL IN THE CAPITAL IMPROVEMENT PROGRAM FOR FISCAL YEAR 2010-2011 (#15-09)

sponsored by:

WHEREAS, an ordinance entitled “An Ordinance Appropriating \$7,100,100 For Various Public Improvements In The Capital Improvement Program For Fiscal Year 2010-2011” was enacted by the Town Council at its meeting on November 10, 2010 (the “Original Appropriation Ordinance”);

WHEREAS, an ordinance entitled “An Ordinance Amending An Ordinance Appropriating \$7,100,100 For Various Public Improvements In The Capital Improvement Program For Fiscal Year 2010-2011” was enacted by the Town Council at its meeting on May 23, 2011 (the “Stratford High School Appropriation Ordinance”) to appropriate up to \$56,115,586 for costs associated with the renovation of Stratford High School;

WHEREAS, the Town has determined that the original plan to renovate Stratford High School as contemplated in the Stratford High School Appropriation Ordinance was infeasible from a construction and programmatic standpoint;

WHEREAS, the Town has decided to modify the plans to renovate Stratford High School by expanding the scope, the square footage and cost of the renovation project, as described below (the “Stratford High School Project”);

WHEREAS, the Stratford High School Project will consist of (i) the extension, alteration, and renovation of the current school facility (with a final configuration estimated to be approximately 219,600 square feet), including renovations to the gymnasium and technical shops and the construction of a new auditorium, parking and an athletic field, (ii) the acquisition of certain parcels, including a parcel located on the west side of King Street (currently athletic fields) that will include the primary academic classroom, administrative offices, a media center, and cafeteria spaces, and (iii) the construction of a corridor spanning across King Street to connect the new academic wing with the renovated facility;

WHEREAS, the Town Council desires to amend the Stratford High School Appropriation Ordinance to increase the amount of the appropriation set forth therein;

NOW, THEREFORE, BE IT ORDAINED AND ENACTED BY THE TOWN COUNCIL OF THE TOWN OF STRATFORD:

Section 1. The caption of the Original Appropriation Ordinance is hereby amended to increase the amount of the appropriation set forth therein by \$47,185,414 from \$63,215,686 to \$110,401,100.

Section 2. The line item "Stratford High School" under the heading "School Improvements" in Section 1 of the Original Appropriation Ordinance, which was added to the Original Appropriation Ordinance by the Stratford High School Appropriation Ordinance, is hereby increased to \$103,301,000.

Section 3. This ordinance shall become effective thirty days after its passage pursuant to Section 2.2.9 of the Town Charter.

RESOLVED: that the first reading of the above entitled Ordinance be and is hereby dispensed with as copies thereof have been previously furnished to each member of the Town Council, and that the same be adopted as a first reading and referred to the Ordinance Committee for a public hearing.

8.8 AN ORDINANCE AUTHORIZING THE ISSUANCE OF \$65,000,000 FOR THE COSTS ASSOCIATED WITH THE RENOVATION OF STRATFORD HIGH SCHOOL AND PENDING THE ISSUANCE THEREOF THE MAKING OF TEMPORARY BORROWINGS FOR SUCH PURPOSE (#15-10)

sponsored by:

WHEREAS, an ordinance entitled "An Ordinance Appropriating \$7,100,100 for Various Public Improvements In the Capital Improvement Program For Fiscal Year 2010-2011" was enacted by the Town Council at its meeting on November 10, 2010 (the "Original Appropriation Ordinance");

WHEREAS, an ordinance entitled "An Ordinance Amending An Ordinance Appropriating \$7,100,100 For Various Public Improvements In The Capital Improvement Program For Fiscal Year 2010-2011" was enacted by the Town Council at its meeting on May 23, 2011 (the "Stratford High School Appropriation Ordinance") to appropriate up to \$56,115,586 for costs associated with the renovation of Stratford High School;

WHEREAS, the Town has determined that the original plan to renovate Stratford High School as contemplated in the Stratford High School Appropriation Ordinance was infeasible from a construction and programmatic standpoint;

WHEREAS, the Town has decided to modify the plans to renovate Stratford High School by expanding the scope, the square footage and cost of the renovation project, as described below (the "Stratford High School Project");

WHEREAS, the Stratford High School Project will consist of (i) the extension, alteration, and renovation of the current school facility (with a final configuration estimated to be approximately 219,600 square feet), including renovations to the gymnasium and technical shops and the construction of a new auditorium, parking and an athletic field, (ii) the acquisition of

certain parcels, including a parcel located on the west side of King Street (currently athletic fields) that will include the primary academic classroom, administrative offices, a media center, and cafeteria spaces, and (iii) the construction of a corridor spanning across King Street to connect the new academic wing with the renovated facility;

WHEREAS, the Town Council has approved an additional appropriation for the Capital Improvement Program for Fiscal Year 2010-2011 for the costs associated with the Stratford High School Project in the amount of \$47,185,414 making the total appropriation for the Stratford High School Project equal to \$103,301,000;

WHEREAS, the Town currently anticipates approximately \$40,000,000 in State assistance for the Stratford High School Project;

WHEREAS, the Town Council has determined it to be in the best interest of the Town to approve additional borrowing authorization for the costs associated with the renovation of Stratford High School in the amount of \$8,884,414 making the total borrowing authorization for the Stratford High School Project equal to \$65,000,000;

WHEREAS, the Town has together herewith enacted an ordinance amending the Stratford High School Appropriation Ordinance by which the Town increased the amount of appropriation for the Stratford High School Project from \$56,115,586 to \$103,301,000;

NOW, THEREFORE, BE IT ORDAINED AND ENACTED BY THE TOWN COUNCIL OF THE TOWN OF STRATFORD:

Section 1. To meet, in part, the appropriation of \$103,301,000 necessary to fund the Stratford High School Project, including all architectural, design, specialty consultant, environmental, engineering, testing, equipment, materials, site acquisition, demolition, construction, renovation and other costs and expenses that are related thereto, and to finance such financing and/or issuance costs as the Mayor and the Director of Finance shall approve, including, but not limited to legal, advisory, credit enhancement, trustee, underwriters' discount and printing and administrative expenses, \$65,000,000 bonds of the Town may be issued maturing not later than the twentieth year after their date (the "Bonds").

Section 2. The Bonds may be issued in one or more series as determined by the Mayor and the Director of Finance. The amount of Bonds of each series to be issued shall be fixed by the Mayor and the Director of Finance in the amount necessary to meet the Town's share of the cost of the Stratford High School Project determined after considering the estimated amounts and timing of State and Federal grants-in-aid for the Stratford High School Project, provided that the total amount of Bonds to be issued shall not be less than an amount which will provide funds sufficient with other funds available for such purpose to pay the principal of and the interest on all temporary borrowings in anticipation of the receipt of the proceeds of the Bonds outstanding at the time of the issuance thereof, and to pay for costs of issuance of the Bonds. The Bonds shall be issued in fully registered form, be executed in the name and on behalf of the Town by the facsimile or manual signatures of the Mayor and the Director of Finance, bear the Town seal or a facsimile thereof, be certified by a bank or trust company, which bank or trust company may be designated the registrar and transfer agent, be payable at a bank or trust company, and be

approved as to their legality by Pullman & Comley, LLC, Attorneys-at-Law. The Bonds shall be general obligations of the Town and each of the Bonds shall recite that every requirement of law relating to its issue has been duly complied with, that such Bond is within every debt and other limit prescribed by law, and that the full faith and credit of the Town are pledged to the payment of the principal thereof and interest thereon. The Town shall levy taxes in each year to meet principal and interest due and payable on the Bonds issued pursuant to this ordinance.

Section 3. The Mayor and Director of Finance are hereby authorized to determine the aggregate principal amount of the Bonds of each series to be issued, the annual installments of principal, date, maturity, prices, interest rates whether fixed or floating, form, redemption provisions, if any, the certifying registrar and transfer agent, the manner of sale or other terms and conditions of the Bonds, including the terms of any reserve that might be established as authorized herein, and whether any of the Bonds issued will be issued as taxable bonds, all in such a manner as the Mayor and Director of Finance shall determine to be in the best interests of the Town and in accordance with the General Statutes of Connecticut, Revision of 1958, as amended (the "Connecticut General Statutes"), and to take such actions and to execute such documents, or designate other officials or employees of the Town to take such actions and to execute such documents, as deemed to be necessary or advisable and in the best interests of the Town by the Mayor and Director of Finance in order to issue, sell and deliver the Bonds.

Section 4. The Bonds shall be sold by the Mayor and the Director of Finance in a competitive offering or by negotiation in their discretion. If sold in a competitive offering, the Bonds shall be sold at not less than par and accrued interest on the basis of the lowest net or true interest cost to the Town. If the Bonds are sold by negotiation, the provisions of the bond purchase agreement shall be approved by the Mayor and Director of Finance.

Section 5. The Mayor and the Director of Finance are authorized to make temporary borrowings in anticipation of the receipt of the proceeds of the Bonds. Notes evidencing such borrowings shall be signed by the Mayor and the Director of Finance, have the seal of the Town affixed, be payable at a bank or trust company designated by the Mayor and the Director of Finance, be approved as to their legality by Pullman & Comley, LLC, Attorneys-at-Law, and be certified by a bank or trust company designated by the Mayor and the Director of Finance pursuant to Section 7-373 of the Connecticut General Statutes. The Notes shall be issued with maturity dates which comply with the provisions of the Connecticut General Statutes governing the issuance of such notes, as the same may be amended from time to time. The notes shall be general obligations of the Town and each of the notes shall recite that every requirement of law relating to its issue has been duly complied with, that such note is within every debt and other limit prescribed by law, and that the full faith and credit of the Town are pledged to the payment of the principal thereof and the interest thereon. The net interest cost on such notes, including renewals thereof, and the expense of preparing, issuing and marketing, to the extent paid from the proceeds of such renewals or the Bonds, may be included as a cost of the Stratford High School Project. Upon the sale of the Bonds, the proceeds thereof, to the extent required, shall be applied forthwith to the payment of the principal of and the interest on any such notes then outstanding or shall be deposited with a bank or trust company in trust for such purpose.

Section 6. The Town hereby expresses its official intent pursuant to Section 1.150-2 of the Federal Income Tax Regulations, Title 26 (the "Regulations"), to reimburse expenditures paid prior

to and anytime after the date of passage of this ordinance in the maximum amount and for the Stratford High School Project with the proceeds of bonds, notes, or other obligations (“Bonds”) authorized to be issued by the Town. The Bonds shall be issued to reimburse such expenditures not later than 18 months after the date of the expenditure or the substantial completion of the project, or such later date the Regulations may authorize. The Town hereby certifies that the intention to reimburse as expressed herein is based upon its reasonable expectations as of this date. The Director of Finance or her designee is authorized to pay project expenses in accordance herewith pending the issuance of reimbursement bonds, and to amend this declaration.

Section 7. The Mayor and Director of Finance are hereby authorized, if they determine it is in the Town’s best interests, to acquire, on behalf of the Town, bond insurance or other forms of credit enhancement guaranteeing the Bonds on such terms as the Mayor and Director of Finance determine to be appropriate, such terms to include, but not be limited to, those relating to fees, premiums and other costs and expenses incurred in connection with such credit enhancement, the terms of payment of such expenses and costs and such other undertakings as the issuer of the credit enhancement shall require; and the Mayor and Director of Finance, if they determine that it is appropriate, are authorized, on the Town’s behalf, to grant security to the issuer of the credit enhancement to secure the Town’s obligations arising under the credit enhancement, including the establishment of a reserve from proceeds of the Bonds.

Section 8. The Mayor and the Director of Finance are hereby authorized, on behalf of the Town, to enter into agreements or otherwise covenant for the benefit of bondholders to provide information on an annual or other periodic basis to the Municipal Securities Rulemaking Board (“MSRB”) and to provide notices to the MSRB of material events as enumerated in Securities and Exchange Commission Exchange Act Rule 15c2-12, as amended, as may be necessary, appropriate or desirable to effect the sale of the Bonds and notes authorized by this ordinance. Any agreements or representations to provide information to the MSRB made prior hereto are hereby confirmed, ratified and approved.

Section 9. The Mayor, the Director of Finance or other proper Town or Board of Education official is hereby authorized to apply for and accept any available State or Federal grant in aid of the financing of the Stratford High School Project, and to take all action necessary or proper in connection therewith.

Section 10. The Mayor and Director of Finance in connection with the issuance of the Bonds, are hereby authorized to allocate any unused bond proceeds to public improvements previously authorized by the Town Council for bonding, consistent with the applicable tax and other laws, as deemed necessary or advisable and in the best interests of the Town by the Mayor and Director of Finance.

Section 11. It is hereby found and determined that the estimated period of utility for the Stratford High School Project is at least twenty years.

Section 12. This ordinance shall become effective thirty days after its passage pursuant to Section 2.2.9 of the Town Charter.

RESOLVED: that the first reading of the above entitled Ordinance be and is hereby dispensed with as copies thereof have been previously furnished to each member of the Town Council, and that the same be adopted as a first reading and referred to the Ordinance Committee for a public hearing.

8.9 RESOLUTION RE: REGIONAL PERFORMANCE INCENTIVE PROGRAM

(Automated Public Works Operations Platform)

Sponsored by:

The Stratford Town Council met on April ____, 2015 and adopted the following resolution.

WHEREAS, Section 4-124s as amended by Section 251 and 253 of Public Act 13-247 passed by the Connecticut General Assembly provides statewide incentive grants to Regional Planning Organizations for projects that involve shared services; and

WHEREAS, the Greater Bridgeport Regional Council is acting as a convener and facilitator of service sharing projects in the Greater Bridgeport Region; and

WHEREAS, on December 16, 2014 the Greater Bridgeport Regional Council passed a Resolution authorizing the development and submittal of a grant application to the State of Connecticut Office of Policy and Management’s Regional Performance Incentive Program for an Automated Public Works Operations Platform; and

WHEREAS, the Automated Public Works Platform is the backend infrastructure platform of an Automated Vehicle Locator (AVL) service that will automate internal work flows by tracking vehicles on a real time basis to capture vehicle data which will provide reduced costs and expanded functionality to municipalities. The project will help the Public Works Departments of the GBRC’s member municipalities to efficiently manage vehicles, equipment, resources and man hours; and

WHEREAS, the Chief Elected Officials of the Greater Bridgeport Region have supported the Automated Public Works Platform included in the application package, as it will benefit each municipality and the Region as a whole; and

WHEREAS, the Town of Stratford has expressed an interest in taking part in the project proposal entitled: (1) Automated Public Works Platform

NOW THEREFORE BE IT RESOLVED, that the *Stratford Town Council* approves and endorses the above referenced **Regional Performance Incentive Program** Grant Application by the Greater Bridgeport Regional Council and authorized the Mayor to sign all necessary agreements and take all necessary actions to allow for the Town’s participation in the program.

Attested to by: Name: _____

Title: _____ Date: _____

8.10 RESOLUTION re: REGIONAL PERFORMANCE INCENTIVE PROGRAM (Capitol Regional Council of Governments Statewide Aerial Flight)

Sponsored by:

The Stratford Town Council met on April ____, 2015 and adopted the following resolution.

WHEREAS, Section 4-124s as amended by Section 251 and 253 of Public Act 13-247 passed by the Connecticut General Assembly provides statewide incentive grants to Regional Planning Organizations for projects that involve shared services; and

WHEREAS, on December 16, 2014 the Greater Bridgeport Regional Council passed a resolution authorizing the Capitol Region Council of Governments (CRCOG) to develop and submit an application package to the State Office of Policy and Management for funding under the Regional Performance Incentive Grant Program for a Statewide Flight to Acquire Orthophotography and LIDAR; and

WHEREAS, CRCOG will act as a convener and facilitator of a single, statewide flight to acquire orthophotography (aerial imagery) and LIDAR as a means to achieve cost savings for municipalities of the State of Connecticut; and

WHEREAS, the Chief Elected Officials and municipal staff of the Greater Bridgeport Region have expressed an interest in taking part in the project proposal entitled: (1) Statewide Flight to Acquire Orthophotography and LIDAR

NOW THEREFORE BE IT RESOLVED, that the *Stratford Town Council* approves and endorses the above referenced **Regional Performance Incentive Program** Grant Application by the Greater Bridgeport Regional Council and authorized the Mayor to sign all necessary agreements and take all necessary actions to allow for the Town's participation in the program.

8.11 GREATER BRIDGEPORT REGIONAL COUNCIL AUTHORIZING THE USE OF EPA BROWNFIELDS REVOLVING LOAN FUNDS

sponsored by:

WHEREAS, the Brownfields Working Group of the Greater Bridgeport Regional Council followed a competitive process to solicit candidate sites for cleanup activities eligible for funding through the EPA's Brownfield Revolving Loan Fund.

WHEREAS, providing funding for cleanup activities for the following sites meets will meet the goals of the GBRC Brownfields program.

- 1149 Main Street, Bridgeport, Ct
- 2530 Stratford Avenue, Stratford, CT

RESOLVED: that the Council's Executive Director, Brian T. Bidolli, be and hereby is authorized to act on behalf of the Greater Bridgeport Regional Council in negotiating and executing all appropriate and necessary contractual instruments for professional consultant services, as may be necessary, for the purpose of completing all requested activities at the above sites.

8.12 RESOLUTION

Sponsored by:

WHEREAS, the State of Connecticut, through the Office of Policy and Management, has awarded the Town \$30,000 through the 2015 JAG Violent Crime Prevention Grant Program, and

WHEREAS, the Town will use these funds to support anti-gang and violent crime activities undertaken by the Stratford Police Department.

Therefore, BE IT RESOLVED that the Stratford Town Council hereby authorizes, directs and empowers the Mayor- John A. Harkins- or his designee to execute a contract for funding under the State of Connecticut-Office of Policy and Management's 2015 JAG Violent Crime Prevention Grant Program, to implement the program once the award is secured, and to execute such other contracts and documents as maybe necessary under this program.

9. NEW BUSINESS

9.1 COMMISSION AGENT RFQ/RFP, STRATFORD HIGH SCHOOL PROJECT

9.2 SOTO SCHOOL CHANGE ORDERS —

- A. Whiting-Turner Contracting Company
1. Door hardware Set changes — \$4,544.00 – proposal 76A
 2. Door hardware set changes — \$3,135.00 – proposal 76B
 3. Letter changes (exterior signage — \$6,135.00 – proposal #66

RESOLVED: that the above Soto School change orders in the amounts of \$4,544.00, \$3,135.00, and \$6,135.00 be and are hereby approved.

- B. Sciullo Construction Corp — Labor to remove previously installed channel furring, cur and reinstall, install additional z furring, install 6" flat stock and 3/4" marine plywood — \$3,066.00

RESOLVED: that the above Soto School change order in the amounts of \$3,066.00 be and is hereby approved.

9.3 CONTRACT PLATING – CHANGE ORDER — Change order #1 for the amount of \$227,170.00 for the Contract Plating Demolition/Abatement Project. This additional work for the demolition of the additional structures that were not included in the Base Bid because of the funding limitations at the time that the assessment work was completed.

9.4 APPOINTMENTS

9.4.1 FINANCE AND CLAIMS COMMITTEE — term concurrent with Council

RESOLVED: that _____ of _____ be and is hereby appointed a member the Finance and Claims Committee.

9.4.2 ARTS COMMISSION— terms concurrent with Town Council

A. RESOLVED: that _____ of _____ be and is hereby appointed a member of the Arts Commission. (term of Lenny Kovalik expired April 9, 2015)

10. ADJOURNMENT

AMENDMENT TO CHAPTER 203, ARTICLE I
COMPLIANCE REQUIRED (#14-28)

Sponsored by:

Section 203-12 of Chapter 203, Article I, of the Stratford Town Code is hereby amended as follows:

ARTICLE I
Parking and Traffic Generally

Section 203-12 Time Limit Parking

A. No person shall permit any motor vehicle **RECREATIONAL VEHICLE (RV), CAMPER, TRAILER OR BOAT** owned by such person or operated by the agent or employee of such person in the business of such person to remain standing upon any Town common or upon any highway, sidewalk or between any street lines of the Town for a period longer than **SEVENTY-TWO (72)** hours.

Section 203-14 Violations and Penalties

- A. *Violations of §§ 203-12 and 203-13 shall be punishable by a fine not exceeding \$100, and each motor vehicle parked in violation hereof shall be construed as a separate and distinct offense.*
- B. *Any person violating the provisions of § 203-9 shall be fined \$25.*
- C. *(Reserved)*
- D. *Any person found to have three or more violations of any of the parking restrictions imposed by Chapters 60 and 203 of the Stratford Town Code shall have their vehicle immobilized or impounded at their own risk and expense.*

ORDINANCE AMENDING ch.9 – BODY PIERCING AND TATTOO ESTABLISHMENTS
(#15-01)

As used in this chapter, the following terms shall have the meanings indicated:

ADVANCED PRACTICE REGISTERED NURSE

A person licensed to perform advanced level nursing practice activities pursuant to Subsection (b) of Section 20-87a of the Connecticut General Statutes.

AUTHORIZED AGENT

An employee of the Stratford Health Department designated by the Director of Health to enforce the provisions of this chapter.

BLOOD

Human blood, human blood components and products made from human blood.

BLOODBORNE PATHOGENS

Pathogenic microorganisms that are present in human blood and can cause disease in humans. These pathogens include, but are not limited to, Hepatitis B virus (HBV), Hepatitis C virus (HCV) and human immunodeficiency virus (HIV).

BODY PIERCER

A person who engages in the art of body piercing.

BODY PIERCING

Puncturing or penetration of the skin of a person with pre-sterilized single-use needles and the insertion of pre-sterilized jewelry or other adornment thereto in the opening, except that puncturing the outer perimeter and/or lobe of the ear with a pre-sterilized single-use stud-and-clasp ear-piercing system shall not be included in this definition.

BODY-PIERCING ESTABLISHMENT

Any room or space where body piercing is practiced or where the business of body piercing is conducted or any part thereof.

CONTAMINATED

The presence or the reasonably anticipated presence of blood or other potentially infectious materials on an item or surface.

CRITICAL ITEMS

Those aspects of a procedure which, if violated, constitute an imminent hazard to health and safety.

CRITICAL VIOLATIONS

One or more of the following findings:

- A. Temporary tattoo technician not licensed by Connecticut Department of Public Health.
- B. A person using the term “tattooist”, “tattoo artist”, or “tattoo technician” not licensed by the Connecticut Department of Public Health.
- C. Non-disposable instruments and equipment improperly sanitized and stored.
- D. Reuse of single-use items.
- E. Improper operator scrub technique before and after a procedure.
- F. Improper glove technique during a procedure.
- G. No hepatitis vaccination program in place.

H. Piercing or tattooing an unemancipated minor under the age of 18 years of age without the written permission of the parent or guardian of such minor.

I. Student tattoo technician not registered with the Connecticut Department of Public Health.

J. Plumbing not in working order.

DEPARTMENT

The Stratford Health Department, also referred to as "this Department" herein.

DIRECTOR OF HEALTH

The Director of Health of the Stratford Health Department.

DISINFECTED

The destruction of all vegetative forms of pathogenic agents by chemical and physical means.

EAR PIERCING

The puncturing of the outer perimeter or lobe of the ear with a pre-sterilized single-use stud-and-clasp ear-piercing system following manufacturer's instructions. Under no circumstances shall ear-piercing studs and clasps be used anywhere on the body other than the outer perimeter and lobe of the ear.

EQUIPMENT

All machinery, including fixtures, containers, vessels, tools, implements, furniture, display and storage areas, sinks, and other apparatus used in connection with the operation of the establishment.

EXPOSURE INCIDENT

A specific eye, mouth or other mucous membrane, non-intact skin or other parenteral contact with blood or other potentially infectious materials.

HOT WATER

Water which is at a temperature of not less than 110° F

INFECTION

Invasion and colonization of body tissues by pathogenic organisms.

INFECTIOUS WASTE

Waste generated in the treatment or service of a human which falls under one or more of the following categories:

A. Pathological waste— Human pathological wastes, including tissues that are removed during medical procedures.

B. Human blood and bodily fluid waste— Includes liquid waste, human blood, blood products, items saturated, or dripping, with blood or caked with dried human blood.

JEWELRY

A surgical steel or other approved component ornament of good quality, corrosion-resistant, free of scratches or cut and designed for use in body piercing.

OSTEOPATHIC PHYSICIAN

A person licensed to practice osteopathy pursuant to Chapter 371 of the Connecticut General Statutes.

PARENTERAL

Piercing mucous membranes or the skin barrier through such events as needle sticks, cuts or abrasions.

PHYSICIAN

A person licensed to practice medicine and surgery pursuant to Chapter 370 of the Connecticut General Statutes.

PHYSICIAN ASSISTANT

A person licensed pursuant to Section 20-12b of the Connecticut General Statutes.

REGISTERED NURSE

A person licensed to practice nursing pursuant to Subsection (a) of Section 20-87a of the Connecticut General Statutes.

REGULATED WASTE

Liquid or semi liquid blood or other potentially infectious materials; contaminated items that would release blood or other potentially infectious materials in a liquid or semi liquid state if compressed; items that are caked with dried blood or other potentially infectious materials and are capable of releasing these materials during handling; contaminated sharps; and pathological and microbiological wastes containing blood or other potentially infectious materials.

SCARIFICATION

Permanent modification to the human skin from the infliction of a wound by creating designs made up of scars produced by branding (scarification through burns), cuttings (fine scarification using a thin blade), and general scarification using various means other than those body-piercing and tattooing procedures permitted in the regulations of the Stratford Health Department.

SINGLE USE

An instrument or glove designated and labeled for one (1) use only, which must be discarded after use.

STERILIZATION

The process of destruction of all forms of microbial life by physical or chemical means.

STUDENT TATTOO TECHNICIAN

A student who is registered with the Connecticut Department of Public Health as Student Tattoo Technician as defined by the state code. A Student Tattoo Technician works under the supervision of a licensed Tattoo Technician per the state code.

TATTOO

The indelible mark, figure or decorative design introduced by insertion of nontoxic dyes or pigments into or under the subcutaneous portion of the skin of a live human being to alter the appearance of the skin for nonmedical reasons.

TATTOO ARTIST

Any person applying a tattoo. See definition of tattoo technician.

TATTOO ESTABLISHMENT

Any room or space where tattooing is practiced or where the business of tattooing is conducted or any part thereof.

TATTOOING

The process by which the skin is marked or colored by the insertion of nontoxic dyes or pigments into or under the subcutaneous portion of the skin so as to form indelible marks for cosmetic, medical or figurative purposes.

TATTOO TECHNICIAN or TATTOO ARTIST

Any person who performs tattooing or body piercing other than a physician, an advanced-practice registered nurse rendering service under the direction of a physician, a registered nurse rendering service under the supervision, control and responsibility of a physician, a physician assistant rendering service under the supervision, control and responsibility of a physician. As of January 1, 2015, a tattoo technician or tattoo artist must be licensed by the Connecticut Department of Public Health.

TEMPORARY BODY-PIERCING EVENTS

A body-piercing establishment that operates for no more than 72 consecutive hours in conjunction with a festival at an established locale.

TEMPORARY TATTOO ESTABLISHMENT

A tattoo establishment that operates at a fixed location for a period of time of not more than 72 consecutive hours in conjunction with a single event, celebration or festival at an established locale. Any Tattoo Technician licensed in a state other than Connecticut must have a temporary permit from the Connecticut Department of Public Health to tattoo at the temporary event.

UNIVERSAL PRECAUTIONS

An approach to infection control in which all human blood and certain human body fluids are treated as if known to be infected with Hepatitis B virus (HBV), Hepatitis C virus (HCV), human immunodeficiency virus (HIV) and other blood borne pathogens.

§ 59-2_Inspections. Fees.

- A. The Director of Health or authorized agent shall inspect each body-piercing or tattoo establishment at least once annually, and shall make as many inspections or re-inspections as deemed necessary for the enforcement of this chapter. Failure to pass an inspection or re-inspection may result in suspension or revocation of the license.
- B. The Director of Health or authorized agent, after proper identification, shall be permitted to enter during normal business hours, any body piercing or tattoo establishment for the purpose of making an inspection to determine compliance with this chapter.
- C. The Director of Health or authorized agent shall be permitted to examine records of the body-piercing or tattoo establishment, to obtain information pertaining to persons pierced or tattooed and equipment, but not including financial records. There shall be a person knowledgeable of these records in the body piercing or tattoo establishment during all hours of operation.
- D. Whenever the Director of Health or authorized agent conducts an inspection of a body-piercing or tattoo establishment, the Department's findings shall be recorded on an inspection report form provided for this purpose, and a copy of such inspection report form shall be furnished to the license holder or person in charge at the time of the inspection.

- E. Whenever the Director of Health or authorized agent conducts an inspection and observes that any of the requirements of this chapter have been violated, the Director of Health or authorized agent shall notify the license holder or person in charge of such violations by means of the inspection report form or other written notice. Such notification shall include the specific violation(s) observed and a reasonable period of time for the correction of the observed violation(s).
- F. The Director of Health or authorized agent may, upon written notice to the license holder or person in charge, place an embargo on any item, substance or equipment that is determined to be or is believed associated with the cause of illness or infection. It shall be considered unlawful to remove or alter such an embargo without the permission of the Director of Health, except by order of a court of competent jurisdiction.
- G. There will be a fee assessed to the establishment for a failed inspection and re-inspection. All fees will be in accordance with the Health Department annual fee schedule which is approved by Town Council on an annual basis.

§ 59-3 Establishment requirements.

A. Plan review and submission.

- (1) When a body-piercing or tattoo establishment is constructed or remodeled, plans drawn in a minimum one-quarter-inch scale and specifications for construction must be submitted along with a body-piercing or tattoo establishment license application to the Department for approval.
- (2) The plans must include but are not limited to: description and location of work areas and equipment, sinks, counters, storage areas, toilet facilities, fixtures, waiting and viewing areas.
- (3) Manufacturers' specification sheets shall be included in the plan submission for all equipment, floors, walls and ceilings.
- (4) All plans must be approved by this Department prior to construction of the body-piercing or tattoo establishment.
- (5) There will be a fee for the plan review application and the annual license. Fees will be in accordance with the Health Department annual fee schedule.

B. Location of establishment.

- (1) Body-piercing or tattoo establishments shall be in locations permissible under local zoning codes.
- (2) Written approval from the local Zoning Code Enforcement Officer must be submitted with the plans.

C. Floors, walls and ceilings.

- (1) Floors shall be constructed of approved materials so as to be durable, easily cleanable, nonabsorbent and free of holes. Floors shall be kept clean and in good repair.
- (2) The juncture between the floor and wall shall be closed or covered to permit effective cleaning.
- (3) Walls, ceilings and attached equipment shall be constructed of approved materials so as to be durable, easily cleanable, nonabsorbent and free of holes. Walls, ceilings and attached equipment

shall be kept clean and in good repair and finished in a light color that will not conceal the presence of soil and debris.

D. Equipment.

- (1) The chair, seat or table to be utilized by the person receiving the body piercing or tattoo shall be smooth, easily cleanable and nonabsorbent.
- (2) All chairs, seats or tables must be cleaned and disinfected, with methods approved by the Department, prior to use by the next client.
- (3) In addition to Subsection **D(2)**, in the case of tattooing, all walls with chairs, seats and tables placed against them must be sanitized prior to the use of chairs, seats and tables by the next client.
- (4) All equipment shall be maintained in good repair.

E. Lighting. Body-piercing or tattoo establishments shall have adequate lighting of at least 50 foot candles of illumination. Such illumination shall be reasonably free from glare and distributed so as to avoid shadows.

F. Ventilation. Ventilation shall be provided so as to prevent condensate and/or excess moisture and to remove objectionable odors in such a manner that will not cause a public health nuisance.

G. Water supply. The water supply shall be adequate, of a safe, sanitary quality and from a source approved by the Department. Hot and cold water under pressure shall be provided at all sinks.

H. Toilet facilities.

- (1) All body-piercing or tattoo establishments shall provide an adequate toilet facility for the employees and comply with all applicable statutes, ordinances and regulations. Sewage shall be disposed of in a public sewer system or, in the absence thereof, in a manner approved by the Director of Health.
- (2) Toilet facilities shall be sanitary and easily cleanable.
- (3) Toilet facilities, including rooms and fixtures, shall be kept in a clean condition and in good repair.
- (4) Antibacterial liquid pump soap, toilet paper and single-use, disposable towels shall be provided at each hand wash sink in each toilet room.
- (5) The doors for all toilet rooms shall be self-closing.
- (6) Equipment or supplies used for body-piercing or tattoo procedures shall be neither used nor stored in the toilet facilities.

I. Hand washing.

- (1) Each work station in the body-piercing or tattoo establishment shall have a hand washing sink in close proximity with hot and cold potable running water for the exclusive use of the tattoo artist or body piercer for the purpose of washing his or her hands and prepping clients. When work stations are in separate rooms, a hand sink will be required in each room.

- (2) At each hand washing sink liquid antibacterial pump soap and single-use, disposable towels shall be provided at all times. Common towels are prohibited.

J. Refuse and refuse containers.

- (1) All garbage and rubbish shall be kept in leak-proof, nonabsorbent, easily cleanable, covered containers, which must be kept clean.
- (2) Refuse containers inside the establishment shall be operated by a foot pedal.
- (3) All garbage and rubbish shall be disposed of with sufficient frequency and in such manner as to prevent a public health nuisance.
- (4) Infectious wastes shall be disposed of in compliance with the regulated and infectious waste requirements of these regulations.
- (5) Used sharps containers will be locked in a specified area away from clean supplies unless locked to a wall mount unit.

K. Regulated and infectious waste.

- (1) All infectious and regulated waste must be disposed of by means of medical regulated waste containers and licensed medical waste disposal methods.
- (2) All tattooing needles and attached equipment, or body-piercing needles, shall be disposed of in sharps containers. The needles shall not be broken prior to disposing in the sharps container.
- (3) A written plan of disposal for regulated and infectious waste must be submitted to the Department for approval prior to issuance of the body-piercing or tattoo establishment license.

L. Pest control.

- (1) Effective measures shall be taken to protect against entrance, or presence, or breeding of pests or rodents inside the body-piercing or tattoo establishment.
- (2) All openings into the outer air shall be effectively screened to prevent the entrance of flies.

M. Toxic items.

- (1) Only poisonous and toxic materials that are required to maintain sanitary conditions and utilized in sterilization may be stored in the body-piercing or tattoo establishment. These materials shall be labeled and stored in such a manner as to not constitute a hazard to clients, employees or equipment.
- (2) All toxic items will have a material safety data sheet (MSDS) sheet available including soap products.

N. Miscellaneous items.

- (1) Only articles deemed necessary for the routine operation and maintenance of the body-piercing or tattoo establishment shall be permitted in the body-piercing or tattoo establishment.
- (2) No live animals shall be kept or allowed in the body-piercing or tattoo establishment, except guide dogs that accompany physically disabled person(s) may be permitted.
- (3) Adequate facilities shall be provided for the storage of employees' clothing and personal belongings. This storage shall not be located in the work areas.

- (4) There shall be no human habitation, food service and/or preparation or other such activity which may cause potential contamination of work surfaces inside the body-piercing or tattoo establishment.

§ 59-4 Certification and licensure.

- A. All Tattoo Technicians are to be licensed in accordance with the Connecticut General Statutes Chapter 387a Section 20-266o-266s.
- (1) Physicians and osteopathic physicians licensed by the State of Connecticut, who perform body piercing in a medical care setting as part of patient treatment, are exempt from local body-piercing regulations.
- (2) Body piercing technicians are not subject to any state regulations with the exception of being prohibited in performing body piercings on individuals less than 18 years old per Connecticut State Public Health Code 19a-92a. Individuals who pierce only the lobe and/or the outer perimeter of the ear, excluding the tragus, with a pre-sterilized single-use stud-and-clasp ear-piercing system are exempt from 19a-92g. Individuals who use ear-piercing systems must conform to the manufacturer's directions on use and applicable U.S. Food and Drug Administration requirements. The Department retains authority to investigate consumer complaints relating to alleged misuse or improper disinfection of ear-piercing systems.
- B. Tattoo artist license.
- (1) The Tattoo Technician license shall be posted in a prominent location where it can be observed by patrons.
- (2) The body piercer or tattoo artist blood borne pathogen certificate shall be posted in a prominent location where it can be observed by patrons.
- (3) Each body piercer or tattoo artist shall provide the Department with documentation regarding the establishment's Exposure Control Plan as recommended by the Association of Professional Tattooists.
- C. Body piercer certification.
- (1) A body piercer shall obtain a blood borne pathogen certification where upon each individual performing body piercing successfully completes a blood borne pathogen and universal precaution training course annually that has been approved by the Department.
- D. Body-piercing or tattoo establishment licensure.
- (1) No person or person(s), except those exempt under § **59-4A(1)** and **(2)** of this chapter, shall operate a body-piercing or tattooing establishment until a body-piercing or tattoo establishment license from the Department has been issued.
- (2) The body piercing or tattoo establishment license shall be issued by the Department prior to opening and shall expire on June 1 of each year.
- (3) The fee for the body-piercing or tattoo establishment license shall be set by the Director of Health in accordance with the annual fee schedule that will be reviewed and approved annually by Town Council. In order to receive a body piercing or tattoo establishment license, the establishment shall meet the body-piercing or tattoo establishment requirements of this chapter.

- (4) Each applicant shall provide the Department with the following information: full name(s) and address(es) of the applicants, and whether such applicant is an individual, firm or association, including but not limited to, any partnership, limited partnership, limited-liability partnership, company, limited-liability company, corporation, trust or estate, and if not an individual, the name(s) of the partners, members, officers, or, if applicable, the duly authorized representative thereof, including, but not limited to, a fiduciary, trustee or receiver, together with their addresses; establishment name, proposed hours of operation, names of all employees and their exact duties, complete description of services provided, exact inventory of equipment to be utilized in the body-piercing or tattoo procedure, name of manufacturers and names and addresses of all suppliers of all body-piercing or tattoo equipment and supplies, a copy of the written aftercare instructions given to each client and a copy of the informed consent that each client must sign.
- (5) The body-piercing or tattoo establishment license shall not be transferable between persons, places or other establishments. Any planned change in ownership or renovation of a facility must be reported promptly to the Department, and such changes must be approved by the Department prior to the issuance of an operating license.
- (6) No person shall build a new facility, or extensively alter an existing facility, without first submitting plans to the Department for approval prior to the commencement of a project.
- (7) The body piercing or tattoo establishment license shall be displayed in a prominent location within the establishment where it can be observed by patrons.
- (8) The tattoo establishment shall provide the Department with the proper documentation as may be required pursuant to CGS Chapter 387a Section 266o-266s.
- (9) The body-piercing or tattoo establishment license may be immediately revoked when, in the opinion of the Director of Health or authorized agent, unsanitary or other conditions, including but not limited to critical violations as described in the definition of "critical violations" in § **59-1** of this chapter, that constitute an immediate hazard to the public health exist.

D. Temporary licenses.

- (1) Applicants applying for a temporary body-piercing or tattoo establishment license shall submit an application approved by the Department, which provides all necessary documentation to attest to the ability of the proposed operation to substantially comply with the provisions of this document. The application must be received no later than 15 business days prior to the event and must be accompanied by all applicable fees. If the temporary event application is submitted less than 15 business days prior to the event an additional application fee will be assessed in accordance with the Health Department annual fee schedule. No license shall be issued without satisfactory inspection of the temporary facility by the Department in advance of the event.
- (2) Temporary tattoo establishments shall provide the Department with the proper documentation as may be required pursuant to Connecticut General Statutes Chapter 387a Section 266o-266s.
- (3) Body piercers working at a temporary establishment shall meet the requirements of the blood borne pathogens certification per § **59-4B** of this chapter.
- (4) The temporary body-piercing or tattoo establishment shall meet the requirements of this chapter.

- (5) One person, business or corporation may not receive more than four temporary body piercing event or tattoo establishment licenses each calendar year. Each temporary establishment license shall last no more than 14 days.

§ 59-5_Records.

- A. Each body piercer shall keep records for each client for a minimum of seven years, which shall consist of the following: name, address and telephone number of the client, the date of the body piercing, a photocopy of the legal document that certifies the client is at least 18 years of age or an emancipated minor, the area of the body that was pierced, description of the jewelry inserted, a photocopy of the written aftercare instructions of the body piercing and a release form signed by the client that these records are accurate. Permanent records for each emancipated minor must contain photographic identification and a photocopy of the legal document declaring the client an emancipated minor.
- B. Each tattoo artist shall keep permanent records for each client for a minimum of seven years, which shall consist of the following: the name, address and telephone number of the client, the date the tattoo was applied, a photocopy of the legal document that certifies the client is at least 18 years of age or an emancipated minor, a description of the tattoo, the area of the body tattooed, a photocopy of the written aftercare instructions of the tattoo and a release form signed by the client that these records are accurate. Permanent records for each emancipated minor must contain photographic identification and a photocopy of the legal document declaring the client an emancipated minor.
- C. No person shall body pierce or tattoo an un-emancipated minor under 18 years of age without the permission of the parent or guardian of such minor. This permission shall be signed by either parent or guardian. Photographic identification of the parent or guardian must be obtained by the body piercer or tattoo artist. A photocopy of the photographic identification shall be included in the client's permanent records.
- D. The tattoo client shall sign an informed consent waiver. A photocopy of this waiver must remain as part of the client's permanent record. The informed consent waiver shall be approved by the Department prior to the issuance of a tattoo establishment license. The informed consent waiver shall include, but is not limited to, the following information: nature of the procedure, reasonably foreseeable risks of the procedure, description of the equipment utilized in the procedure and sterilization techniques, and explanation of the tattoo removal procedure. The client shall have the opportunity to ask questions and understand the contents of the informed consent to his/her satisfaction.
- E. The body piercing client shall sign an informed consent waiver. A photocopy of this waiver must remain as part of the client's permanent record. The informed consent waiver shall be approved by the Department prior to the issuance of a body-piercing establishment license. The informed consent waiver must include, but is not limited to, the following information: nature of the procedure, reasonably foreseeable risks of the procedure, description of the equipment utilized in

the procedure and sterilization techniques, sizing of the jewelry, and an explanation of the jewelry removal procedure. The client shall have the opportunity to ask questions and understand the contents of the informed consent to his/her satisfaction.

- F. The body piercing or tattoo establishment shall maintain written records of hepatitis B vaccination for each employed tattoo artist or other employee who may come in contact with blood borne pathogens. An employee may refuse vaccination for hepatitis B, but a signed statement attesting to his or her refusal must be part of his/her record.
- G. Employee vaccination records must be maintained for seven years per Connecticut Department of Public Health Code 19a-14-40 regarding retention of medical records. Such records are to be made available to the Department upon request. All records and signatures shall be written in ink. Such records are to be maintained separately from client records and safeguarded. Failure to maintain proper records shall result in suspension or revocation of the operating license.
- H. The technician shall collect the following information so that the technician can properly evaluate the client's medical condition before receiving a body art procedure.
- (1) Information from the client on a history of diabetes, hemophilia, skin diseases, skin lesions, skin sensitivity to soaps or disinfectants, epilepsy, seizure, fainting or narcolepsy.
 - (2) Information from the client on a history of allergies or adverse reactions to pigments, dyes, and/or latex
 - (3) Use of medication by the client such as anticoagulants, which thin the blood or interfere with blood clotting.
 - (4) The above collected information should be safeguarded in accordance with HIPAA regulations.

§ 59-6 Body-piercing procedures.

A. Skin preparation.

- (1) Only healthy, intact body parts may be body pierced.
- (2) If shaving of the skin where the piercing is to occur is required, only single-use razors shall be used. New razors for each client shall be used and disposed of after each use.
- (3) The area of skin to be pierced shall first be washed with an antibacterial soap and hot water. The skin must be prepared for not less than 45 seconds with a povidine-iodine solution prior to all piercings. A seventy-percent alcohol solution, applied for 90 seconds, may be used as an alternative for clients sensitive to povidine-iodine.
- (4) No person other than a licensed physician, dentist, or doctor of osteopathy shall employ the use of federally controlled substances, including topical, oral, parenteral or inhaled anesthetics, while providing body-piercing procedures.
- (5) All solutions applied to the skin shall be allowed to air dry.
- (6) Prior to all oral piercing, the client must rinse with an antibacterial mouthwash for at least 60 seconds.
- (7) All preparation solutions shall be applied in a sanitary manner. All cotton balls, swabs or other applicators shall be single use.
- (8) Only single-use toothpicks may be used for marking in oral piercings.

- (9) The use of styptic pencils and alum blockers is prohibited.
- (10) Medical-grade anticoagulants may be used but must first be approved by the Department.
- (11) Scarification, including, but not limited to, branding, cuttings and general scarification, other than those procedures described in the body-piercing and tattooing codes of the Stratford Health Department, is prohibited.

B. Jewelry requirements.

- (1) Jewelry to be placed in the client must be of good quality, corrosion-resistant, free of scratches or cuts and designed for use in body piercing. White or yellow gold, other than solid 14K or 18K, silver or other corrosive metal-plated jewelry is prohibited.
- (2) All jewelry shall be single-use only, and come pre-sterilized by the manufacturer.
- (3) Jewelry worn by a person other than the client shall not be permitted to be used.

C. Body-piercing needles and equipment.

- (1) No person shall perform an ear-piercing procedure with an ear-piercing instrument unless the ear-piercing instrument utilizes a single-use stud-and-clasp ear-piercing system. Under no circumstances may an ear-piercing instrument be used on any body part other than the lobe and/or outer perimeter of the ear, excluding the tragus. Ear-piercing guns are prohibited for use.
- (2) All body-piercing needles are for single use only and shall be marked as sterile by the manufacturer.
- (3) A minimum of 25 ready-to-use sterilized and dated needles shall be provided at the body-piercing establishment at all times.
- (4) After each use, the piercing needle shall be disposed of in accordance with the regulated and infectious waste requirements of these regulations. *Editor's Note: See § 59-3K* of this chapter.
- (5) Corks, rubber bands and other items that cannot be sterilized must be kept in a sanitary manner prior to use and be single use only.

D. Body piercers' responsibilities.

- (1) Prior to the body-piercing procedure, the body piercer shall wash his or her hands and any exposed areas of the arms by lathering with an antibacterial soap for at least 20 seconds, rinsing under hot water and then drying with a single-use disposable towel.
- (2) Sterile technique shall be practiced throughout the body piercing procedure.
- (3) Disposable, single-use, sterile examination gloves shall be worn throughout the body-piercing procedure.
- (4) Gloves shall be changed if they become contaminated during the piercing.
- (5) Outer garments worn by the body piercer shall be kept clean.
- (6) The use of tobacco in the establishment, by either the body piercer or client, is prohibited.
- (7) The consumption of food or drink, by either the body piercer or client, while in the work area is prohibited. The consumption of food or drink shall be limited to areas physically removed from the work area.
- (8) The body piercer shall discuss with the clients the options regarding the sizing of jewelry based on body parts and types.

E Aftercare of the piercing.

- (1) The body piercer shall explain the aftercare instructions to each client upon completion of the piercing.
- (2) The body piercer shall inform clients that latex barriers are recommended whenever the client will be placing their piercing into the body or bodily fluids of another person.

§ 59-7_Tattoo procedures.

A. Skin preparation.

- (1) Only intact and healthy skin shall be tattooed.
- (2) The area of the skin to be tattooed shall first be washed with an antibacterial soap and hot water.
- (3) If the area where the tattoo is to be placed needs to be shaved, only safety razors with single-use blades shall be used.
- (4) The area that has been shaved shall be prepared with an antibacterial soap and hot water. The area then shall be scrubbed with a sterile gauze pad treated with seventy-percent alcohol and allowed to air dry.
- (5) The use of styptic pencils and alum blockers is prohibited.
- (6) Any Vitamin A & Vitamin D ointment (A & D ointment) or antiseptic ointment applied to the area shaved shall be applied in a sanitary manner. A sanitary manner consists of either sterile A & D or antiseptic ointment removed from the container and applied to skin with a sterilize single-use, collapsible metal or plastic tubes.
- (7) No person other than a licensed physician, dentist, or doctor of osteopathy shall employ the use of federally controlled substances, including topical, oral, parenteral or inhaled anesthetics, while providing tattooing procedures.
- (8) Scarification, including, but not limited to, branding, cuttings and general scarification, other than those procedures described in the body piercing and tattooing codes of the Department, is prohibited.

B. Tattoo artist's responsibilities.

- (1) Prior to starting the tattoo, and as often thereafter as may be necessary, the tattoo artist shall wash his or her hands and any exposed areas of the arms by lathering with an antibacterial soap for at least 20 seconds, rinsing under hot water and then drying with a single-use disposable towel.
- (2) Disposable, single-use examination gloves shall be worn for any procedure involving contact with the client's skin, hair and other body tissue. The gloves shall be changed whenever necessary to prevent contamination.
- (3) The tattoo artist shall keep his or her fingernails clean.
- (4) Excessive jewelry or cosmetics that may interfere with hand washing shall not be worn by the tattoo artist.
- (5) Outer garments worn by the tattoo artist shall be clean.
- (6) The use of tobacco, by either the client or tattoo artist, while engaged in the act of tattooing is prohibited.
- (7) The consumption of food or drink, by either the client or tattoo artist, while engaged in the act of tattooing is prohibited. The consumption of food or drink shall be limited to areas physically removed from the tattoo work areas.

C. Dyes and stencils.

- (1) Only single-use and sterile stencils shall be used. Multiuse stencils are prohibited.
- (2) Only nontoxic, sterile dyes shall be used. Dyes and inks shall not be adulterated and shall only be used in accordance with the manufacturer's guidelines.
- (3) For each client, dyes shall be transferred to a clean, single-service container.
- (4) If excessive dye must be removed from the skin, then only single-use tissues or sterile gauze shall be used.
- (5) Any unused dye shall be discarded after each client.
- (6) A list of dyes by manufacturer shall be submitted to the Department. An MSDS for each dye manufacturer will be provided to the Department. If a new manufacturer is to be used, the tattoo establishment shall notify the Department in writing with an updated list of manufacturers.

D. Needles and attachments.

- (1) All needles and needle bars shall be single-use only.
- (2) A minimum of 25 ready-to-use, sterilize needles shall be provided at all times on site.
- (3) Only lead-free solder shall be used in conjunction with needles and needle bars.
- (4) Needle tubes shall be single use only.
- (5) After use on each client, the needle shall be disposed of in accordance with these regulations.
- (6) All equipment used in the tattoo process shall be designed to be nontoxic, easy-to-clean, nonabsorbent and corrosion-resistant. Additionally, all equipment that comes into contact with skin shall be sterilize and stored in accordance with these regulations.

E Aftercare of tattoo.

- (1) After completion of the tattoo, the area of skin tattooed shall be washed with a hospital-grade germicidal solution or a seventy-percent alcohol solution from a single-service container or applied with single-use applicators.
- (2) After air drying, the tattooed area shall have A&D ointment or antibacterial ointment applied using a sterile gauze. A sterile gauze shall be applied to the tattooed area and affixed with adhesive tape. **Application of plastic wrap to the tattooed area is strictly prohibited.**

§ 59-8_Needle sticks.

- A. Each body-piercing or tattoo establishment shall have a written protocol for needle stick accidents. **This protocol shall include, but is not limited to, treatment of the area and reporting the needle stick in accordance to the establishment exposure control plan.**
- B. This written protocol shall be submitted to the Department at the time of application for the body piercing or tattoo establishment license for approval.

§ 59-9_Violations and penalties.

- A. Suspension or revocation of the Health Department license. The Director of Health may immediately suspend or revoke the body-piercing or tattoo establishment license, or temporary establishment license of any person or business if the business or body piercer/tattoo artist has made any material misrepresentation to the Department, does not meet or no longer meets, or has

a history of noncompliance with the requirements of the applicable sections of this document or of the Connecticut Public Health Code. The license holder or operator shall be immediately closed and notified in writing that the license is, , immediately suspended and that an opportunity for a hearing will be provided if a written request for a hearing is filed with the Director of Health by the license holder within 72 hours following the service of such notice.

- B. Hearings provided for by this chapter shall be conducted by the Director of Health at a time and place designated by the Director. Hearings will be conducted within five days of receipt of a request for same. A written report of the hearing decision shall be furnished to the license holder by the Director of Health.
- C. At the discretion of the Director of Health a suspended license may be reinstated when an inspection made by the Department reveals that the conditions causing suspension of the license have been corrected. The inspection will be conducted within 10 days of a written request for license reinstatement indicating how each of the conditions, which caused the suspension, have been corrected and shall be signed by the license holder.
- D. The Director of Health may upon review of the body piercing or tattoo establishment's history of non-compliance permanently revoke the establishment's license. The establishment owner will be informed in writing of the revocation. The establishment owner may request a hearing in writing. The Director of Health will conduct the hearing within 3 business days of the request.

§ 59-10_Conflict of regulations.

In any case where a provision of this chapter is found to be in conflict with a regulation of the Connecticut Department of Public Health or any other state law or regulation, on the effective date of this chapter, the provision which establishes the higher standard for the promotion and protection of the health and safety of the people shall prevail.