

CITY COUNCIL AGENDA

September 8, 2025

City Council Chambers

Pledge of Allegiance

3rd Floor

Roll Call – Council Clerk

City Hall

7:00p.m. PUBLIC SESSION

*Public Comment Procedures

- There will be a five (5) minutes per person Public speaking allowed until such time as the Chair is satisfied that ample opportunity for all wishing to address the Council has been provided or until continuance of the session would compromise the responsible conduct of the Regular Council Meeting.
- There is a one-time speaking rule.
- Please wait to be recognized, approach the podium, and give your name and address.
- Please address the Council with your concern.
- Speakers, meeting attendees, and members are expected to observe proper decorum at all times.
- The use of profane, abusive, or disparaging language directed at the members of the City Council, City Officials, City employee, or members of the general public will not be tolerated.

6:50 p.m.- PUBLIC HEARING- Finance Committee- Communication J, from the July 28 agenda, from Abdul Quadir, City Engineer regarding a bond ordinance for the planning, design, and construction of Dawson Avenue pump station and East Avenue pump station in the amount of \$32,900,000.

6:55 p.m.- PUBLIC HEARING-Council-as-a-Whole - Communication C from the August 25 agenda, from Mayor Dorinda Borer regarding a proposed New Ordinance Amending the Code of the City of West Haven to Include Chapter 85, an Ordinance Concerning the Illegal Use of Motorized Recreational Vehicles and Street Takeovers.

7:05p.m. REGULAR COUNCIL MEETING

I. APPROVAL OF MINUTES:

Approval of the minutes of the Regular Meeting of August 25, 2025.

Approval of the minutes of the Regular Meeting of July 28, 2025.

II. COMMUNICATIONS:

Communication A: from Deputy Chief Flemmig regarding Animal Shelter donations.

Communication B: from Rick Fontana, Director of Emergency Management and Homeland Security, to request that the City Council pass an authorizing resolution approving Federal FY2024 Grant Submission for the Connecticut Division of Emergency Management and Homeland Security.

III. COMMITTEE MEETINGS:

Council-as-a-Whole -Communication C from the August 25 agenda, from Mayor Dorinda Borer regarding a proposed New Ordinance Amending the Code of the City of West Haven to Include Chapter 85, an Ordinance Concerning the Illegal Use of Motorized Recreational Vehicles and Street Takeovers.

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OF WEST HAVEN
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TOWN AND CITY CLERK

FINANCE COMMITTEE, Councilwoman Ackbarali, Chairwoman- Committee members; Councilman Vargo, Councilman Laucks, Councilwoman Tucker and Councilman Johnstone

FINANCE UPDATES

1. Finance updates from Michael Gormany, Finance Director.

Communication A: from Deputy Chief Flemmig regarding Animal Shelter donations.

Communication B: from Rick Fontana to request that the City Council pass an authorizing resolution approving Federal FY2024 Grant Submission for the Connecticut Division of Emergency Management and Homeland Security.

Communication J, from the July 28 agenda, from Abdul Quadir, City Engineer regarding a bond ordinance for the planning, design, and construction of Dawson Avenue pump station and East Avenue pump station in the amount of \$32,900,000.

LEGISLATIVE MATTERS COMMITTEE, Councilman Vargo, Chairman -Committee members: Councilman Laucks, Councilwoman Tucker, Councilwoman Melton and Councilman Johnstone

Communication I, from the July 28 agenda, from Mayor Dorinda Borer regarding an ordinance amending Chapter 97 of the Code of West Haven, Fair Rent Commission.

IV: UNFINISHED BUSINESS: FY2025-2026 BUDGET-Registrar of Voters Personnel.

V. COMMITTEE REPORTS

FINANCE COMMITTEE, Councilwoman Ackbarali, Chairwoman- Committee members; Councilman Vargo, Councilman Laucks, Councilwoman Tucker and Councilman Johnstone

Communication B: from Rick Fontana to request that the City Council pass an authorizing resolution approving Federal FY2024 Grant Submission for the Connecticut Division of Emergency Management and Homeland Security.

Communication J, from the July 28 agenda, from Abdul Quadir, City Engineer regarding a bond ordinance for the planning, design, and construction of Dawson Avenue pump station and East Avenue pump station in the amount of \$32,900,000.

LEGISLATIVE MATTERS COMMITTEE, Councilman Vargo, Chairman -Committee members: Councilman Laucks, Councilwoman Tucker, Councilwoman Melton and Councilman Johnstone

Communication I, from the July 28 agenda, from Mayor Dorinda Borer regarding an ordinance amending Chapter 97 of the Code of West Haven, Fair Rent Commission.

VII. COUNCIL LIAISON REPORTS

VIII. NEW BUSINESS

IX. ADJOURNMENT

Nicholas Pascale
Chairman of the Council

Stacy Riccio
Clerk of the Council

Carlotta M. Serrini
City Council Administrator

Minutes of the August 25, 2025, Regular Meeting of the West Haven City Council in the Council Chambers 3rd floor, West Haven City Hall

The Regular Meeting of the West Haven City Council was held on Monday, August 25 2025, at 7:00p.m. in the City Council Chambers 3rd floor. Acting Chairman Vargo called the meeting to order at 6:55 p.m.

Pledge of Allegiance

Roll Call: Council Members Present: Meli Garthwait, Brian Laucks, Gary Donovan, Sarah Ackbarali, Dawn Callahan, Christopher Vargo, Jr., and Steven Johnstone, Ruby Melton and Anne Heffernan. Absent: Edward McMillian, Katherine Tucker, Kathleen Mueller and Nicholas Pascale. Also present: Mayor Dorinda Borer, Paul Dorsi, Corporation Counsel, Michael Ajello, Deputy Corporation Counsel, Michael Gormany, Finance Director, Michael Todd Taylor, Deputy Corporation Counsel and Chief Joesph Perno.

6:50 p.m.- PUBLIC HEARING- Finance Committee- Communication J, from the July 28 agenda, from Abdul Quadir, City Engineer regarding a bond ordinance for the planning, design, and construction of Dawson Avenue pump station and East Avenue pump station in the amount of \$29,800,000.

CANCELLED-rescheduled for September 8 agenda.

6:55 p.m.- PUBLIC HEARING-Legislative Matters Committee- Communication I, from the July 28 agenda, from Mayor Dorinda Borer regarding an ordinance amending Chapter 97 of the Code of West Haven, Fair Rent Commission. **HELD.**

Councilman Vargo asked for moment of silence for Traymont Tucker (nephew of Councilwoman Tucker) who was killed working on I95 in Greenwich.

6:58-7:34 p.m. PUBLIC SESSION

See City's website for remarks.

Acting Chairman Vargo called the Regular Meeting to order at 7:38 p.m.

I. APPROVAL OF MINUTES:

Approval of the minutes of the Regular Meeting of July 28, 2025. **HELD.**

II. COMMUNICATIONS:

Communication A: from the Tax Collector regarding Overpayment of refunds for August 2025.

Communication B: from Paul Dorsi, Corporation Counsel, to request that the City Council pass a resolution approving a sidewalk encroachment that will allow for a handicapped accessible ramp to be built at the commercial establishment located at 179 Union Avenue.

Communication C: from Mayor Dorinda Borer regarding a proposed New Ordinance Amending the Code of the City of West Haven to Include Chapter 85, an Ordinance Concerning the Illegal Use of Motorized Recreational Vehicles and Street Takeovers.

Communication D: from Michael Gormany, Finance Director regarding an authorization to increase the fiscal year 2025-2026 paying LOCIP allocation as previously adopted by the City Council from \$100,000 to \$441,411.37 per the actual grant received from the state of Connecticut.

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TOWN AND CITY CLERK

Communication E. Them Michael Gormany, Finance Director regarding Budget Transfer for Allingtown Fire Department ("AFD") in the amount Three-Thousand, Five-Hundred and Thirty-Two Dollars and Zero Cents for the Fire Marshal beginning in fiscal year 2025-2026.

III. COMMITTEE MEETINGS:

Council-as-a-Whole called to order at 7:42 p.m.

Council-as-a-Whole -Communication C: from Mayor Dorinda Borer regarding a proposed New Ordinance Amending the Code of the City of West Haven to Include Chapter 85, an Ordinance Concerning the Illegal Use of Motorized Recreational Vehicles and Street Takeovers. **Public Hearing set for September 8, 2025 at 6:55 p.m.**

Council-as-a-Whole closed at 8:15 p.m.

Finance Committee called to order at 8:15 p.m.

FINANCE COMMITTEE, Councilwoman Ackbarali, Chairwoman- Committee members; Councilman Vargo, Councilman Laucks , Councilwoman Tucker (absent) and Councilman Johnstone

FINANCE UPDATES

Finance updates from Michael Gormany, Finance Director. -Mr. Gormany gave an update. Mayor Borer reported that 2018 Payroll Taxes were not filed properly or timely with the IRS, creating a \$700,000.00 obligation to the City. There is a pending lawsuit (unrelated to the IRS issue) with reserves set aside. **See City's website for remarks.**

Councilman Johnstone presented a **MOTION** to recommend the acceptance to the entire Council regarding **Communication D**, from Michael Gormany, Finance Director regarding an authorization to increase the fiscal year 2025-2026 paving LOCIP allocation as previously adopted by the City Council from \$100,000 to \$441,411.37 per the actual grant received from the state of Connecticut, which was **SECONDED** by Councilman Laucks. All in favor. **MOTION passed UNANIMOUSLY viva voce.**

Councilman Johnstone presented a **MOTION** to recommend the acceptance to the entire Council regarding **Communication E**, from Michael Gormany, Finance Director regarding Budget Transfer for Allingtown Fire Department ("AFD") in the amount Three-Thousand, Five-Hundred and Thirty-Two Dollars and Zero Cents for the Fire Marshal beginning in fiscal year 2025-2026, which was **SECONDED** by Councilman Laucks. All in favor. **MOTION passed UNANIMOUSLY viva voce.**

Finance Committee recessed from 8:49p.m. to 8:51p.m.

Councilman Vargo made a **MOTION to AMEND Communication J from the July 28 agenda**, changing the amount from \$29,800.00 to \$32,900.00 which was **SECONDED** by Councilwoman Ackbarali and Councilman Laucks. All in favor. **MOTION passed UNANIMOUSLY.**

Communication J from the July 28 agenda, as AMENDED, from Abdul Quadir, City Engineer regarding a bond ordinance for the planning, design, and construction of Dawson Avenue pump station and East Avenue pump station in the amount of \$32,900,000. **Public Hearing scheduled for September 8, 2025 at 6:50 p.m.**

Finance Committee closed at 8:56p.m.

Legislative Matters Committee called to order at 8:56 p.m.

LEGISLATIVE MATTERS COMMITTEE, Acting Chairwoman Melton, -Committee members: Councilman Laucks, Councilwoman Tucker (absent), Councilman Vargo and Councilman Johnstone

Communication I from the **July 28 agenda**, from Mayor Dorinda Borer regarding an ordinance amending Chapter 97 of the Code of West Haven Fair Rent Commission. **HELD**.

Legislative Matters Committee closed at 9:15 p.m.

Public Lands Committee called to order at 9:15 p.m.

PUBLIC LANDS COMMITTEE, Councilman Donovan, Chairman -Committee members: Councilman Laucks, Councilwoman Callahan, Councilman Vargo and Councilman Johnstone

Councilman Johnstone presented a **MOTION** to recommend the acceptance to the entire Council regarding **Communication B**, from Paul Dorsi, Corporation Counsel, to request that the City Council pass a resolution approving a sidewalk encroachment that will allow for a handicapped accessible ramp to be built at the commercial establishment located at 179 Union Avenue. which was **SECONDED** by Councilwoman Callahan. All in favor. **MOTION passed UNANIMOUSLY viva voce**.

Public Lands Committee closed at 9:19 p.m.

IV: UNFINISHED BUSINESS- FY2025-2026 BUDGET-Registrar of Voters Personnel.

Paul Dorsi, Corporation Counsel, is waiting for information from the State of Connecticut.

V. COMMITTEE REPORTS-9:19 p.m.

Clerk to read **Communication A** into record

FINANCE COMMITTEE, Councilwoman Ackbarali, Chairman- Committee members; Councilman Vargo, Councilwoman Tucker (absent) , Councilman Laucks, and Councilman Johnstone

Communication D: from Michael Gormany, Finance Director regarding an authorization to increase the fiscal year 2025-2026 paving LOCIP allocation as previously adopted by the City Council from \$100,000 to \$441,411.37 per the actual grant received from the state of Connecticut. Councilwoman Ackbarali made a **MOTION to APPROVE** which was which was **SECONDED** by Councilwoman Heffernan. All in favor. **MOTION passed UNANIMOUSLY. (Councilwoman Callahan not present).**

WHEREAS: The City Council adopted a budget for fiscal year 2025-2026 anticipating LOCIP funds in the amount of \$620,000; of which \$100,000 was allocated for road patching and paving;

WHEREAS: The actual LOCIP grant received from the State of Connecticut is in the amount of \$961,411.37;

WHEREAS: The City of West Haven desires to utilize the excess grant funds to increase the allocation for road paving and patching for fiscal year 2025-2026 from \$100,000 to \$441,411.37; and

WHEREAS: LOCIP regulations mandate that a municipality's legislative body must approve any project utilizing LOCIP grant funds within a capital improvement plan, and that such approval be documented in certified minutes of the required meeting.

BE IT RESOLVED: That the City of West Haven, by and through its Finance Director, is authorized to allocate and obligate additional LOCIP funds in the amount of \$341,411.37 to project name "Road Patching / Paving," and

BE IT FURTHER RESOLVED: That such funds shall be used in accordance with LOCIP entitlement guidelines for road pathing and paving projects that are within the City of West Haven that are on-going or in the planning stage.

Communication E. from Michael Gormany, Finance Director regarding Budget Transfer for Allingtown Fire Department ("AFD") in the amount Three-Thousand, Five-Hundred and Thirty-Two Dollars and Zero Cents for the Fire Marshal beginning in fiscal year 2025-2026. Councilwoman Ackbarali made a **MOTION to APPROVE** which was which was **SECONDED** by Councilman Johnstone. All in favor. **MOTION passed UNANIMOUSLY.**

RESOLVED: That the City Council of the City of West Haven hereby approves transfer of funds from account number 11000010-56010 Unallocated Contingency Fund (Allingtown Fire Department) to account number 19500010-51000 Regular Wages (Allingtown Fire Department) in the amount of \$3,532.00 for the purpose of funding a contractually mandated merit raise for the Fire Marshal.

Communication J from the July 28 agenda, from Abdul Quadir, City Engineer regarding a bond ordinance for the planning, design, and construction of Dawson Avenue pump station and East Avenue pump station in the amount of \$32,900,000. **-Public Hearing to be set for September 8, 2025 at 6:50 p.m.**

LEGISLATIVE MATTERS COMMITTEE, Acting Chairwoman Melton, -Committee members: Councilman Laucks, Councilwoman Tucker (absent) , Councilman Vargo and Councilman Johnstone

Communication I from the July 28 agenda, from Mayor Dorinda Borer regarding an ordinance amending Chapter 97 of the Code of West Haven Fair Rent Commission. **HELD.**

PUBLIC LANDS COMMITTEE, Councilman Donovan, Chairman -Committee members: Councilman Laucks, Councilwoman Callahan, Councilman Vargo and Councilman Johnstone

Communication B: from Paul Dorsi, Corporation Counsel, to request that the City Council pass a resolution approving a sidewalk encroachment that will allow for a handicapped accessible ramp to be built at the commercial establishment located at 179 Union Avenue. Councilman Donovan made a **MOTION to APPROVE** which was which was **SECONDED** by Councilwoman Callahan. All in favor. **MOTION passed UNANIMOUSLY.**

WHEREAS: Calf Realty Associates, LLC, the owner of the real property known as 179 Union Avenue, has submitted a plan to the West Haven Planning and Zoning Commission requesting approval for a sidewalk entrance ramp to the commercial establishment on the premises known as Zuppardi's Apizza, which planned entrance ramp will encroach upon the City of West Haven's public sidewalk right-of way abutting its property, and

WHEREAS: Pursuant to Chapter 206 – Streets and Sidewalks – of the Code of the City of West Haven; and Section 7-148 of the Connecticut General Statutes, the City of West Haven, by and through this legislative body, regulates to keep open and safe for public use and travel and free from encroachment or obstruction the streets, sidewalks and public places within the city limits, and

WHEREAS: Calf Realty Associates, LLC, has sufficiently shown through its plan - which plan was studied, reviewed, and approved by the required city officials and departments - that such ramp will not impede normal public pedestrian travel or otherwise affect normal use of the City sidewalk,

THEREFORE, BE IT RESOLVED: That the City Council of the City of West Haven hereby approves the plan as presented to this Council by Calf Realty Associates, LLC, to install an entrance ramp to the commercial establishment on the premises known as Zuppardi's Apizza located at 179 Union Avenue, West Haven, Connecticut, encroaching upon the City's public sidewalk right-of-way upon the following terms and conditions:

- 1) It shall be the absolute responsibility of Calf Realty Associates, LLC, and any future owners of interest in such property to maintain the entrance ramp in good condition and within compliance with all applicable building code provisions.
- 2) Calf Realty Associates, LLC, shall be responsible for repairing the surrounding sidewalk to its current condition after construction of the ramp.
- 3) Calf Realty Associates, LLC, shall indemnify the City of West Haven from any and all claims for damages arising from the use or placement of the ramp including, but not limited to, claims of personal injury and loss of any kind.
- 4) Calf Realty Associates, LLC, and its successors in interest to the property and ramp, shall maintain adequate insurance for such claims for damages arising from the use or placement of the ramp, and shall have listed on such policy the City of West Haven as a named ensured and loss payee for such claims.

VI. COUNCIL LIAISON REPORTS- Councilman Johnstone spoke regarding the successful Soliciting Ordinance and handed out an update from Captain Romano on procedure for the Ordinance regarding Posting of Handbills. Councilwoman Callahan reported people complained about people going into backyards to solicit and to be diligent. Councilman Vargo recognized the hard work by all in putting the ordinance together. **See remarks on City's website.**

VII. NEW BUSINESS-Councilwoman Garthwait thanked individuals from Sandy Point "Neighbors for Neighbors". She asked the Mayor for an update on The Havens, who stated that that developers are evaluating value for the acreage. Councilman Vargo spoke about the Handbill Ordinance. Councilwoman Callahan spoke about the cleanup on Marginal Drive on the First Saturday of every month at 9:00 a.m. She thanked the Mayor and Rick Fontana for the camera installation. Councilwoman Callahan mentioned a fundraiser at City Hall for Veteran's taking place on August 30th. Mayor Borer stated that parking will be turning off parking for the Sandy Point event. She stated the Savin Rock Festival was successful, and there would be one more Acoustic Sunday night on September 7th. She mentioned a 2.4-million-dollar grant for neighborhood upgrades around Savin Rock School. Councilman Vargo attended the opening of Washington School. **See remarks on City's website.**

VIII. ADJOURNMENT

Councilwoman Heffernan made a **MOTION to ADJOURN** which was **SECONDED** by Councilwoman Callahan. All in favor. **MOTION passed UNANIMOUSLY.**

The City Council meeting was ADJOURNED at 9:49 p.m.

Nicholas Pascale
Chairman of the Council

Stacy Riccio
Clerk of the Council

Carlotta M. Serrini
City Council Administrator

****These minutes are subject to City Council approval.**

Minutes of the July 28, 2025, Regular Meeting of the West Haven City Council in the Council Chambers 3rd floor, West Haven City Hall

The Regular Meeting of the West Haven City Council was held on Tuesday, July 28, 2025, at 7:00p.m. in the City Council Chambers 3rd floor. Chairman Pascale called the meeting to order at 7:00 p.m.

Pledge of Allegiance

Roll Call: Council Members Present: Edward McMillian, Gary Donovan, Sarah Ackbarali, Kathleen Mueller Dawn Callahan, Christopher Vargo, Jr., Katherine Tucker, and Steven Johnstone, Nicholas Pascale and Anne Heffernan. Absent: Meli Garthwait, Brian Laucks and Ruby Melton. Also present: Mayor Dorinda Borer, Paul Dorsi, Corporation Counsel, Michael Gormany, Finance Director, Chief Joesph Perno, Sgt. Craig Thompson, and Joe Quasik (Axon Rep.).

6:50 p.m.- PUBLIC HEARING- Finance Committee-Communication D, from the June 23, 2025 agenda, from the Community Development Administration regarding approval of the Program Year 51 regarding approval of the Block Grant Program Year 51 budget. **See City's website for remarks.**

6:55 p.m.- PUBLIC HEARING-Public Lands Committee-Communication G, from the June 23, 2025 agenda, from Mayor Dorinda Borer, regarding a request for approval of the sale of the following two (2) properties to West Haven Housing Authority d/b/a Savin Rock Communities, Inc. ("SRC") for fifty thousand dollars (\$50,000): A 0.25-acre property located at 1185 Campbell Avenue with a City map/lot designation of map 60 and lot 124; and A 0.18-acre property located at 1189 Campbell Avenue with a City map/lot designation of map 60 and lot 122 with an Open Space deed restriction. **No one spoke.**

7:08-7:32 p.m. PUBLIC SESSION

See City's website for remarks.

Chairman Pascale called the Regular Meeting to order at 7:32 p.m.

I. APPROVAL OF MINUTES:

Councilwoman Heffernan made a **MOTION to APPROVE** the Meeting minutes from the June 23, 2025, meeting which was **SECONDED** by Councilwoman Callahan. All in favor. **MOTION passed UNANIMOUSLY.**

Councilman Vargo made a **MOTION to APPROVE** the meeting minutes of the Council-as-a-Whole budget hearings of April 8, 2025 through May 1, 2025, as **AMENDED** which was **SECONDED** by Councilman Donovan. All in favor. **MOTION passed UNANIMOUSLY.**

II. COMMUNICATIONS:

Communication A: from the Tax Collector regarding Overpayment of refunds for June 2025.

Communication B: from Deputy Chief Carl Flemmig regarding Animal Shelter Donations.

Communication C: from Mayor Dorinda Borer regarding a request to approve a waiver of all permitting fees for the upcoming Special Olympics Connecticut Fall Festival Bocce Competition scheduled for September 13th and 14th.



Communication D: from Mayor Dorinda Borer regarding a request to approve the Tentative Agreement between the City of West Haven and the Communication Workers of America, AFL-CIO Local 1103 for the term of July 1, 2024 to June 30, 2028.

Communication E. from Michael Gormany, Finance Director regarding an amendment to the FY25-26 Five Year Capital budget, reducing Police vehicles by (\$250, 609), DPW vehicle purchase by (\$100,000), DPW Equipment by (\$100,000), Traffic Control Signals by (\$100,000), WPCA Outfall by (\$300,000) , Plant Hardening by (\$300,000) and creating a new project, Axon Body Cameras and Dash Cameras, with a budget of \$1,150,609.

Communication F: from Michael Gormany, Finance Director regarding a request for City Council approval allowing the Mayor or Finance Director to join a Sourcwell Cooperative Purchasing Agreement with Axon Enterprises for police body cameras and dash cameras.

Communication G: from Mayor Dorinda Borer regarding the re-appointment of Steven R. Mullins, 22 Oak Road, West Haven CT, 06516 to the West Haven Fair Rent Commission. Mr. Mullins' re-appointment will be for a term of 2 years effective immediately and will expire on 2/26/2027.

Communication H: from Mayor Dorinda Borer regarding the re-appointment of Effie Prokopis, 18 Wildwood Terrace, West Haven CT, 06516 to the West Haven Fair Rent Commission. Ms. Prokopis' re-appointment will be for a term of 2 years effective immediately and will expire on 3/25/2027.

Communication I: from Mayor Dorinda Borer regarding an ordinance amending Chapter 97 of the Code of West Haven Fair Rent Commission.

Communication J: from Abdul Quadir, City Engineer regarding a bond ordinance for the planning, design, and construction of Dawson Avenue pump station and East Avenue pump station in the amount of \$29,800,000.

Communication K: from Michael Gormany, Finance Director regarding a Transfer of Funds from Capital Non-Recurring Project (Revaluation 35599900-55670-00202) in the amount One Hundred and Forty-Three Thousand, Three Hundred Dollars (\$143,300) and zero cents, for local design cost on a grant through the State of Connecticut Local Transportation Capital Improvement Program (LOTICIP) program (State project L156-005) for Sidewalk Improvements to Benham Hill Road, Morgan Lane, and Shingle Hill Road.

III. COMMITTEE MEETINGS:

Finance Committee called to order at 7:40 p.m.

FINANCE COMMITTEE, Councilwoman Ackbarali, Chairwoman- Committee members; Councilman Vargo, Councilman Laucks (absent), Councilwoman Tucker and Councilman Johnstone

FINANCE UPDATES

Finance updates from Michael Gormany, Finance Director. -Mr. Gormany gave an update. **See City's website for remarks.**

Councilman Vargo presented a **MOTION** to recommend the acceptance to the entire Council regarding **Communication B** from Deputy Chief Carl Flemmig regarding Animal Shelter Donations, which was **SECONDED** by Councilman Johnstone. All in favor. **MOTION passed UNANIMOUSLY viva voce.**

Councilman Vargo presented a **MOTION** to recommend the acceptance to the entire Council regarding **Communication C** from Mayor Dorinda Borer regarding a request to approve a waiver of all permitting fees for the upcoming Special Olympics Connecticut Fall Festival Bocce Competition scheduled for September 13th and 14th, which was **SECONDED** by Councilman Johnstone. All in favor. **MOTION passed UNANIMOUSLY viva voce.**

Councilman Vargo presented a **MOTION** to recommend the acceptance to the entire Council regarding **Communication D** from Mayor Dorinda Borer regarding a request to approve the Tentative Agreement between the City of West Haven and the Communication Workers of America, AFL-CIO Local 1103 for the term of July 1, 2024 to June 30, 2028, which was **SECONDED** by Councilman Johnstone. All in favor. **MOTION passed UNANIMOUSLY viva voce.**

Councilman Vargo presented a **MOTION** to recommend the acceptance to the entire Council regarding **Communication E** from Michael Gormany, Finance Director regarding an amendment to the FY25-26 Five Year Capital budget, reducing Police vehicles by (\$250, 609), DPW vehicle purchase by (\$100,000), DPW Equipment by (\$100,000), Traffic Control Signals by (\$100,000), WPCA Outfall by (\$300,000) , Plant Hardening by (\$300,000) and creating a new project, Axon Body Cameras and Dash Cameras, with a budget of \$1,150,609, which was **SECONDED** by Councilman Johnstone. All in favor. **MOTION passed UNANIMOUSLY viva voce.**

Councilman Vargo presented a **MOTION** to recommend the acceptance to the entire Council regarding **Communication F** from Michael Gormany, Finance Director regarding a request for City Council approval allowing the Mayor or Finance Director to join a Sourcewell Cooperative Purchasing Agreement with Axon Enterprises for police body cameras and dash cameras, which was **SECONDED** by Councilman Johnstone. All in favor. **MOTION passed UNANIMOUSLY viva voce.**

Communication J: from Abdul Quadir, City Engineer regarding a bond ordinance for the planning, design, and construction of Dawson Avenue pump station and East Avenue pump station in the amount of \$29,800,000. **Public Hearing scheduled for August 25, 2025 at 6:50 p.m.**

Councilman Johnstone presented a **MOTION** to recommend the acceptance to the entire Council regarding **Communication K** from Michael Gormany, Finance Director regarding a Transfer of Funds from Capital Non-Recurring Project (Revaluation 35599900-55670-00202) in the amount One Hundred and Forty-Three Thousand, Three Hundred Dollars (\$143,300) and zero cents, for local design cost on a grant through the State of Connecticut Local Transportation Capital Improvement Program (LOTICIP) program (State project L156-005) for Sidewalk Improvements to Benham Hill Road, Morgan Lane, and Shingle Hill Road, which was **SECONDED** by Councilman Vargo. All in favor. **MOTION passed UNANIMOUSLY viva voce.**

Councilman Vargo presented a **MOTION** to recommend the acceptance to the entire Council regarding **Communication D, from the June 23, 2025 agenda**, from the Community Development Administration regarding approval of the Block Grant Program Year 51 budget, which was **SECONDED** by Councilman Johnstone. All in favor. **MOTION passed UNANIMOUSLY viva voce.**

Finance Committee closed at 8:47p.m.

Legislative Matters Committee called to order at 8:47 p.m.

LEGISLATIVE MATTERS COMMITTEE, Councilman Vargo, Chairman -Committee members: Councilman Laucks (absent), Councilwoman Tucker, Councilwoman Melton (absent) and Councilman Johnstone

Communication I: from Mayor Dorinda Borer regarding an ordinance amending Chapter 97 of the Code of West Haven Fair Rent Commission. **Public Hearing scheduled for August 25, 2025 at 6:55 p.m.**

Legislative Matters Committee closed at 9:10 p.m.

Personnel & Civil Service Committee called to order at 9:10 p.m.

PERSONNEL & CIVIL SERVICE COMMITTEE: Acting Chairman Vargo – Committee members: Councilwoman Melton (absent), Councilman Laucks (absent), Councilman Donovan and Councilman Johnstone

Councilman Donovan presented a **MOTION** to recommend the acceptance to the entire Council regarding **Communication G** from Mayor Dorinda Borer regarding the re-appointment of Steven R. Mullins, 22 Oak Road, West Haven CT, 06516 to the West Haven Fair Rent Commission. Mr. Mullins' re-appointment will be for a term of 2 years effective immediately and will expire on 2/26/2027, which was **SECONDED** by Councilman Johnstone. All in favor. **MOTION passed UNANIMOUSLY viva voce.**

Councilman Johnstone presented a **MOTION** to recommend the acceptance to the entire Council regarding **Communication H** from Mayor Dorinda Borer regarding the re-appointment of Effie Prokopis, 18 Wildwood Terrace, West Haven CT, 06516 to the West Haven Fair Rent Commission. Ms. Prokopis' re-appointment will be for a term of 2 years effective immediately and will expire on 3/25/2027, which was **SECONDED** by Councilman Donovan. All in favor. **MOTION passed UNANIMOUSLY viva voce.**

Personnel & Civil Service Committee closed at 9:17 p.m.

Public Lands Committee called to order at 9:17 p.m.

PUBLIC LANDS COMMITTEE, Councilman Donovan, Chairman -Committee members: Councilman Laucks (absent), Councilwoman Callahan, Councilman Vargo and Councilman Johnstone

Councilman Vargo presented a **MOTION** to recommend the acceptance to the entire Council regarding **Communication G** from Mayor Dorinda Borer, regarding a request for approval of the sale of the following two (2) properties to West Haven Housing Authority d/b/a Savin Rock Communities, Inc. ("SRC") for fifty thousand dollars (\$50,000): A 0.25-acre property located at 1185 Campbell Avenue with a City map/lot designation of map 60 and lot 124; and A 0.18-acre property located at 1189 Campbell Avenue with a City map/lot designation of map 60 and lot 122 with an Open Space deed restriction, which was **SECONDED** by Councilwoman Callahan. All in favor. **MOTION passed UNANIMOUSLY viva voce.**

Councilman Vargo presented a **MOTION** to **DENY** to the entire Council regarding **Communication H, from the June 23, 2025 agenda**, from Michael Ajello, Deputy Corporation Counsel, regarding an offer to transfer title to the real property located at 164 Roosevelt Avenue from Donnamarie Chappine and

Marino Limauro to the City of West Haven, which was **SECONDED** by Councilman Johnstone. All in favor. **MOTION passed UNANIMOUSLY viva voce.**

Public Lands Committee closed at 9:20 p.m.

IV: UNFINISHED BUSINESS- FY2025-2026 BUDGET-Registrar of Voters Personnel.

Paul Dorsi, Corporation Counsel, explained that the Registrar has given information which was to be sent to the Secretary of State. He needs more clarification from the Registrar's Office.

V. COMMITTEE REPORTS-9:23 p.m.

Clerk to read Communication A into record

FINANCE COMMITTEE, Councilwoman Ackbarali, Chairman- Committee members; Councilman Vargo, Councilwoman Tucker, Councilman Laucks (absent), and Councilman Johnstone

Communication B: from Deputy Chief Carl Flemmig regarding Animal Shelter Donations. Councilwoman Ackbarali made a **MOTION to APPROVE** which was which was **SECONDED** by Councilman McMillian. All in favor. **MOTION passed UNANIMOUSLY.**

RESOLVED: The City Council of the City of West Haven hereby approves the Animal Shelter Donations to be deposited into the Animal Shelter Donations account # 10100000-28285.

	<u>Name</u>	<u>Check Number</u>	<u>Amount</u>
1.	Jeffrey A. May	122	\$300.00

Communication C: from Mayor Dorinda Borer regarding a request to approve a waiver of all permitting fees for the upcoming Special Olympics Connecticut Fall Festival Bocce Competition scheduled for September 13th and 14th. Councilwoman Ackbarali made a **MOTION to APPROVE** which was which was **SECONDED** by Councilman Donovan. All in favor. **MOTION passed UNANIMOUSLY.**

RESOLVED: That the City Council of the City of West Haven hereby approves the waiver of all permitting fees for the Special Olympics Connecticut Fall Festival Bocce Competition to be held on September 13th and 14th 2025.

Communication D: from Mayor Dorinda Borer regarding a request to approve the Tentative Agreement between the City of West Haven and the Communication Workers of America, AFL-CIO Local 1103 for the term of July 1, 2024 to June 30, 2028. Councilwoman Ackbarali made a **MOTION to APPROVE** which was which was **SECONDED** by Councilman Vargo. All in favor. **MOTION passed UNANIMOUSLY.** Councilwoman Ackbarali made a **MOTION to APPROVE** which was which was **SECONDED** by Councilwoman Heffernan. All in favor. **MOTION passed UNANIMOUSLY.** (Councilman McMillian was not in the room and did not vote).

WHEREAS: Pursuant to the provisions of Connecticut General Statutes Section 7-467, *et seq.*, the City of West Haven and employee representatives of West Haven City Employees, Local 1103, Communication Workers of America, AFL-CIO engaged in collective bargaining, and arrived at a tentative agreement for an employee

contract commencing (retroactive) July 1, 2024 and to expire on June 30, 2028, which agreement has now been reduced to writing; and

WHEREAS: Pursuant to the provisions of Connecticut General Statutes Section 7-474, the proposed written agreement has now been submitted to the West Haven City Council for its approval; Now, therefore, be it:

RESOLVED: That the City Council of the City of West Haven hereby approves and authorizes the City to enter into the agreement between the City of West Haven and West Haven City Employees, Local 1103, Communication Workers of America, AFL-CIO.

FURTHER RESOLVED, Dorinda K. Borer, as Mayor of The City of West Haven, is authorized and directed to execute and deliver any and all documents related to this Resolution on behalf of the City of West Haven and to do and perform all acts and things which she deems to be necessary or appropriate to carry out the terms of such documents, including, but not limited to, executing and delivering all agreements and documents contemplated by such documents.

Communication E. from Michael Gormany, Finance Director regarding an amendment to the FY25-26 Five Year Capital budget, reducing Police vehicles by (\$250, 609), DPW vehicle purchase by (\$100,000), DPW Equipment by (\$100,000), Traffic Control Signals by (\$100,000), WPCA Outfall by (\$300,000) , Plant Hardening by (\$300,000) and creating a new project, Axon Body Cameras and Dash Cameras, with a budget of \$1,150,609. Councilwoman Ackbarali made a **MOTION to APPROVE** which was which was **SECONDED** by Councilman Vargo. All in favor. **MOTION passed UNANIMOUSLY.**

WHEREAS: The City of West Haven desires to upgrade its police body and in-car dash camera systems at a first-year cost of \$1,650,608.50; and

WHEREAS: It has been determined by the City Finance Director that a new capital improvement project can be established within the fiscal year 2025-2026 budget to accomplish this upgrade through the reallocation of capital project funds as follows:

Police Vehicles:	\$250,609
DPW Vehicle Purchase:	\$100,000
DPW Equipment:	\$100,000
Traffic Control Signals:	\$100,000
WPCA Outfall:	\$300,000
Plant Hardening:	<u>\$300,000</u>
Total Reallocation:	\$1,150,609

AND WHEREAS: The balance needed to finance the first -year camera upgrade project in the amount of \$499,999.50 will come from budgeted police special duty funds; Therefore,

BE IT RESOLVED: That the City of West Haven, by and through its Finance Director, is authorized to create a capital improvement project within the fiscal year 2025-2026 budget to upgrade police body and in-car dash

camera systems; and

BE IT FURTHER RESOLVED: That the City of West Haven, by and through its Finance Director, is authorized to reallocate capital improvement funds in the fiscal year 2025-2026 budget as set forth above in the amount of \$1,150,609 to partially fund the first-year costs of police body and in-car dash camera systems upgrade.

Communication F: from Michael Gormany, Finance Director regarding a request for City Council approval allowing the Mayor or Finance Director to join a Sourcewell Cooperative Purchasing Agreement with Axon Enterprises for police body cameras and dash cameras. Councilwoman Ackbarali made a **MOTION to APPROVE** which was which was **SECONDED** by Councilwoman Callahan. All in favor. **MOTION passed UNANIMOUSLY.**

WHEREAS: The City of West Haven desires to enter a five-year Sourcewell Cooperative Purchasing Agreement with Axon Enterprise, Inc. to upgrade and service police body and in-car dash camera systems; and

WHEREAS: Section 42-14 of the Code of the City of West Haven allows for the city purchasing agent to join with other government bodies in cooperative purchasing agreements such as the Sourcewell Cooperative Purchasing Agreement with Axon Enterprise, Inc.; and

WHEREAS: Section 42-15(A) of the Code of the City of West Haven requires this council to approve all contracts that are longer than three (3) years in length; therefore

BE IT RESOLVED: That the City Council of the City of West Haven hereby approves and authorizes the City of West Haven to execute an agreement, the terms of which shall be in substantial conformity with those set forth in the document titled CITY OF WEST HAVEN CONTRACT – PIGGYBACK AGREEMENT submitted to this council by way of Communication F on the agenda for its regular meeting held on July 28, 2025.

BE IT FURTHER RESOLVED, Dorinda Borer, as Mayor of The City of West Haven, is authorized and directed to execute and deliver any and all documents related to this Resolution on behalf of the City of West Haven and to do and perform all acts and things which she deems to be necessary or appropriate to carry out the terms of such documents, including, but not limited to, executing and delivering all agreements and documents contemplated by such documents.

Communication J: from Abdul Quadir, City Engineer regarding a bond ordinance for the planning, design, and construction of Dawson Avenue pump station and East Avenue pump station in the amount of \$29,800,000. -**Public Hearing to be set for August 25, 2025 at 6:50 p.m.**

Communication K: from Michael Gormany, Finance Director regarding a Transfer of Funds from Capital Non-Recurring Project (Revaluation 35599900-55670-00202) in the amount One Hundred and Forty-Three Thousand, Three Hundred Dollars (\$143,300) and zero cents, for local design cost on a grant through the State of Connecticut Local Transportation Capital Improvement Program (LOTICIP) program (State project L156-005) for Sidewalk Improvements to Benham Hill Road, Morgan Lane, and Shingle Hill Road. Councilwoman Ackbarali made a **MOTION to APPROVE** which was which was **SECONDED** by Councilwoman Tucker. All in favor. **MOTION passed UNANIMOUSLY.**

RESOLVED: That the City Council of the City of West Haven hereby approves a transfer of funds from Capital Non-Recurring Project (Revaluation) account number 35599900-55670-00202 in the amount of \$143,300 for local design costs associated with a grant award from the Connecticut Local Transportation Capital Improvement Program, State Project Number L156-005, for sidewalk improvements to Benham Hill Road, Morgan Lane, and Shingle Hill Road.

Communication D, from the June 23, 2025 agenda, from the Community Development Administration regarding approval of the Block Grant Program Year 51 budget. Councilwoman Ackbarali made a **MOTION to APPROVE** which was which was **SECONDED** by Councilwoman Callahan. All in favor. **MOTION passed UNANIMOUSLY.**

WHEREAS: The City of West Haven Community Development Administration has grant funds available through the Community Development Block Grant Program of the U.S. Department of Housing and Urban Development for its 51st Program Year commencing July 1, 2025, and ending June 30, 2026; and

WHEREAS: The City of West Haven Community Development Administration has submitted its budget for the expenditure of such grant funds to the West Haven City Council for review, public hearing, and approval; and

WHEREAS: A duly noticed and published public hearing was held on July 28, 2025, before this Council, after which this Council met to review, discuss, and vote on the budget.

NOW THEREFORE BE IT RESOLVED: The City of West Haven Community Development Administration's budget for grant funds available through the Community Development Block Grant Program of the U.S. Department of Housing and Urban Development for its 51st Program Year commencing July 1, 2025, and ending June 30, 2026, is hereby approved as presented.

LEGISLATIVE MATTERS COMMITTEE, Councilman Vargo, Chairman -Committee members: Councilman Laucks (absent), Councilwoman Tucker, Councilwoman Melton (absent) and Councilman Johnstone

Communication I: from Mayor Dorinda Borer regarding an ordinance amending Chapter 97 of the Code of West Haven Fair Rent Commission. **Public Hearing scheduled for August 25, 2025 at 6:55 p.m.**

PERSONNEL & CIVIL SERVICE COMMITTEE, Councilman Vargo-Acting Chairman – Committee members: Councilman Laucks (absent), Councilwoman Melton (absent), Councilman Donovan and Councilman Johnstone

Communication G: from Mayor Dorinda Borer regarding the re-appointment of Steven R. Mullins, 22 Oak Road, West Haven CT, 06516 to the West Haven Fair Rent Commission. Mr. Mullins' re-appointment will be for a term of 2 years effective immediately and will expire on 2/26/2027. Councilman Vargo made a **MOTION to APPROVE** which was which was **SECONDED** by Councilman Donovan and Councilman McMillian. All in favor. **MOTION passed UNANIMOUSLY.**

RESOLVED: That the City Council of the City of West Haven hereby approves the re-appointment of Steven R. Mullins of 22 Oak Road, West Haven, the West Haven Fair Rent Commission for a term of (2) two years to

commence on the date of the passage of this resolution.

Communication H: from Mayor Dorinda Borer regarding the re-appointment of Effie Prokopis, 18 Wildwood Terrace, West Haven CT, 06516 to the West Haven Fair Rent Commission. Ms. Prokopis' re-appointment will be for a term of 2 years effective immediately and will expire on 3/25/2027. Councilman Vargo made a **MOTION to APPROVE** which was which was **SECONDED** by Councilwoman Heffernan and Councilwoman Tucker. All in favor. **MOTION passed UNANIMOUSLY.**

RESOLVED: That the City Council of the City of West Haven hereby approves the re-appointment of Effie Prokopis of 18 Wildwood Terrace, West Haven, the West Haven Fair Rent Commission for a term of two (2) years to commence on the date of the passage of this resolution.

PUBLIC LANDS COMMITTEE, Councilman Donovan, Chairman -Committee members: Councilman Laucks (absent) Councilwoman Callahan, Councilman Vargo and Councilman Johnstone

Communication G: from Mayor Dorinda Borer, regarding a request for approval of the sale of the following two (2) properties to West Haven Housing Authority d/b/a Savin Rock Communities, Inc. ("SRC") for fifty thousand dollars (\$50,000): A 0.25-acre property located at 1185 Campbell Avenue with a City map/lot designation of map 60 and lot 124; and A 0.18-acre property located at 1189 Campbell Avenue with a City map/lot designation of map 60 and lot 122 with an Open Space deed restriction. Councilman Donovan made a **MOTION to APPROVE** which was which was **SECONDED** by Councilman McMillian and Councilwoman Callahan. All in favor. **MOTION passed UNANIMOUSLY.**

WHEREAS: The City of West Haven desires to sell city-owned property located at 1185 Campbell Avenue and 1189 Campbell Avenue in accordance with an offer and purchase agreement received from the West Haven Housing Authority, D/B/A Savin Rock Communities, Inc. for the combined purchase price of \$50,000; and

WHEREAS: In further consideration of such sales, the West Haven Housing Authority and Savin Rock Communities, Inc., have agreed to a deed restriction limiting the use of the properties to open space; and

WHEREAS: Pursuant to the provisions of Connecticut General Statutes Section 8-24, the West Haven Planning and Zoning Commission has reported back to the City Council favorably on the sale and proposed use of the properties as open space; and

WHEREAS: The City Council of the City of West Haven held a public hearing on Monday, July 28, 2025, to review and discuss the offer and purchase agreement.

RESOLVED: That the City Council of the City of West Haven, after review and due consideration of the offer and purchase agreement, hereby accepts the offer received from the West Haven Housing Authority, D/B/A Savin Rock Communities, Inc. for the purchase of the properties located at 1185 Campbell Avenue and 1189 Campbell Avenue for the combined purchase price of \$50,000.00.

FURTHER RESOLVED, Dorinda Borer, as Mayor of The City of West Haven, is authorized and directed to execute and deliver any and all documents related to this Resolution on behalf of the City of West Haven and to do and

perform all acts and things which she deems to be necessary or appropriate to carry out the terms of such documents, in substantial compliance, including, but not limited to, executing and delivering all agreements and documents contemplated by such documents.

Communication H: from Michael Ajello, Deputy Corporation Counsel, regarding an offer to transfer title to the real property located at 164 Roosevelt Avenue from Donnamarie Chappine and Marino Limauro to the City of West Haven. **MOTION DENIED IN COMMITTEE.**

VI. COUNCIL LIAISON REPORTS-With regard to Marginal Drive, Councilwoman Callahan worked with Rick Fontana, Mayor Borer and the New Haven Public Works Director on a plan to alleviate dumping. Councilman Johnstone reported that huge strides have been made regarding the Soliciting Ordinance and banning of signs. Councilwoman Tucker recognized Sheila Carmon and John Carrano for amazing work being done in the Health Department. Councilwoman Callahan reported that Fire Department fundraising, and the Savin Rock Festival have been successful. **See remarks on City's website.**

VII. NEW BUSINESS-Chairman Pascale thanked everyone for a great job with the Savin Rock Festival and acknowledged enforcement for people doing wheelies. Councilman Johnstone added a rapid Police response to address out-of-towners. He also thanked the Mayor regarding the historic 170th Hubbard family reunion. Councilman Donovan gave a reminder about Sunday Night Acoustic at the beach from 9:00 p.m. to 11:00 p.m. Councilman Heffernan said there has been no progress on the library project and said that the 4th of July was great. Mayor Borer thanked everyone for their work on the Savin Rock Festival and Fireworks, especially the Police Department, including their work on Riva. The ribbon cutting for pickleball and tennis courts will take place on July 29th. There is a 2.4-million-dollar State bonding in the works to upgrade pedestrian safety around Savin Rock and Washington Schools and seeking funding for paving. Councilwoman Callahan asked for patience during paving projects. Letters are going out to residents in areas that are being paved and milled. Councilman McMillian asked for a list of streets being paved. **See remarks on City's website.**

VIII. ADJOURNMENT

Councilman McMillian made a **MOTION to ADJOURN** which was **SECONDED** by Councilwoman Callahan. All in favor. **MOTION passed UNANIMOUSLY.**

The City Council meeting was ADJOURNED at 10:07 p.m.

Nicholas Pascale
Chairman of the Council

Stacy Riccio
Clerk of the Council

Carlotta M. Serrini
City Council Administrator

****These minutes are subject to City Council approval.**



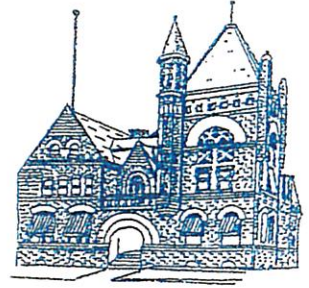
Dorinda K. Borer
Mayor

Abdul Quadir
City Engineer

COMMUNICATION *from the July 28th agenda*

Bureau of Engineering

City of West Haven
355 Main Street
West Haven, Connecticut 06516



City Hall
1896-1968

July 22, 2025

To: Nicholas Pascale – City Council Chairman City of West Haven

From: Abdul Quadir, City Engineering

Re: Bond Ordinance for Dawson Ave and East Ave Pump Stations

Chairman Pascale,

Please arrange to have the attached bond ordinance on the City Council agenda for the July 28, 2025 meeting. This bond ordinance is for planning, design and construction of Dawson Ave pump station and East Ave pump station. These pump stations are beyond their useful life and need replacement. Old stations will be demolished and new stations installed to bring them above the 100 year flood and make them resilient against sea level rise as required by EPA and DEEP.

The city will be applying for Clean Water Fund from DEEP to recoup 20% grant and 80% loan at 2% interest over a 20 year period. Loan repayment will be made by the sewer user charge from WPCC budget.

If you have any questions, please contact me.

Sincerely,

Abdul Quadir, P.E.
City Engineer

AN ORDINANCE APPROPRIATING \$32,900,000 FOR THE COSTS ASSOCIATED WITH THE PLANNING, DESIGN AND CONSTRUCTION OF THE DAWSON AVENUE AND EAST AVENUE PUMP STATIONS IN THE CITY AND AUTHORIZING THE ISSUANCE OF \$32,900,000 BONDS OF THE CITY TO MEET SAID APPROPRIATION AND PENDING THE ISSUANCE THEREOF THE MAKING OF TEMPORARY BORROWINGS FOR SUCH PURPOSE

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF WEST HAVEN:

Section 1. The sum of \$32,900,000 is hereby appropriated for costs associated with the planning, design and construction of the Dawson Avenue and East Avenue Pump Stations in the City of West Haven (the "City"), and for architectural, design, engineering, hydraulic, site acquisition, development, demolition and disposal, environmental studies, surveying, infrastructure improvements, paving, material, utility charges, data systems, furniture and fixtures, equipment, testing, insurance, training, administrative, advertising, printing, legal, other consultant fees, and any appurtenances related to the project, as well as the cost of the establishment and maintenance of any reserve pursuant to Chapter 109, Chapter 117 and other chapters of the General Statutes of Connecticut (the "Connecticut Statutes"), as amended (the "Project"). Said appropriation shall be inclusive of any and all Federal and State grants-in-aid thereof.

Section 2. To meet said appropriation, \$32,900,000 bonds or other obligations of the City plus an additional amount for all necessary and appropriate financing costs not in excess of three percent of the cost of the Project, or so much thereof as may be necessary for said purpose (the "Bonds"), may be issued, maturing not later than the twentieth year after their date, or such later date as may be allowed by law. The Bonds may be issued in one or more series as shall be determined by the Mayor, City Treasurer, and the Director of Finance (collectively, the "Bond Committee"), and the amount of Bonds of each series to be issued shall be fixed by a majority of the Bond Committee. The Bonds shall be issued in an amount up to the City's share of the cost of the Project determined after considering the estimated amount of any State and Federal grants in aid for the Project, or the actual amount thereof if such amount is ascertainable, and the anticipated times of receipt thereof, 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 outstanding temporary borrowings issued in anticipation of the receipt of the proceeds of said Bonds, and any administrative, printing and legal costs of issuing the Bonds as determined by a majority of the Bond Committee. The Bonds shall be in the denomination of \$1,000 or a whole multiple thereof, be issued in bearer form or in fully registered form, be executed in the name and on behalf of the City by the manual or facsimile signatures of a majority of the Bond Committee, bear the City seal or a facsimile thereof, be certified by a bank or trust company designated by a majority of the Bond Committee, which bank or trust company may be designated the registrar and transfer agent, be payable at a bank or trust company designated by a majority of the Bond Committee and be approved as to their legality by the City's bond counsel. The Bonds shall bear such rate or rates of interest as shall be determined by a majority of the Bond Committee. The Bonds shall

be general obligations of the City and shall comply with all requirements of law, including any debt limit, relating to the authorization or issuance of such Bonds. The Bonds may also be secured as to both principal and interest, to the extent permitted by law, by a pledge of certain revenues or benefit assessments or both. The aggregate principal amount of the Bonds, installments of principal, redemption provisions, if any, the date, time of issue and sale and other terms, details and particulars of such Bonds, including any repayment agreements or memoranda of understanding, or whether any of the Bonds will be issued as taxable bonds, shall be determined by a majority of the Bond Committee, in accordance with the requirements of the Connecticut Statutes.

Section 3. In connection with the issuance of any bonds or notes authorized herein (collectively, the "Obligations"), the City, as determined by a majority of the Bond Committee, may exercise any power delegated to municipalities pursuant to the Connecticut Statutes, including the authority to establish credit facilities and to enter into agreements managing interest rate risk. The City, as determined by a majority of the Bond Committee, shall have all appropriate powers under the Connecticut Statutes, including Chapter 748 (Registered Public Obligations Act), Chapter 446k (Water Pollution Control) and Chapter 109 (Municipal Bond Issues), to issue, sell and deliver the Obligations and, further, shall have the full power and authority to do all that is required under the Internal Revenue Code of 1986, as amended, and other applicable laws and regulations of the United States, to provide for issuance of the Obligations in tax exempt form and to meet all requirements which are or may become necessary in and subsequent to the issuance and delivery of the Obligations in order that the interest on the Obligations be and remain exempt from Federal income taxes, including, without limitation, to covenant and agree to restriction on investment yield of bond proceeds, rebate of arbitrage earnings, and expenditure of proceeds within required time limitations. In order to meet the capital cash flow expenditure needs of the City, a majority of the Bond Committee is authorized to collectively allocate and reallocate expenditures incurred for the Project to any bonds or notes of the City outstanding as of the date of such allocation, and the bonds or notes to which such expenditures have been allocated shall be deemed to have been issued for such purpose, including the bonds and notes herein authorized.

Section 4. Said Bonds shall be sold in a competitive offering or by negotiation as determined by a majority of the Bond Committee. If sold at competitive offering, the Bonds shall be sold by a majority of the Bond Committee at not less than par and accrued interest on the basis of the lowest net or true interest cost to the City, by sealed proposals, auction, or other comparative method. If the Bonds are sold by negotiation, the purchase contract shall be signed by a majority of the Bond Committee. With respect to the receipt of original issuance premium or bid premium upon the sale of the bonds or notes herein authorized, the City is authorized, but not required, to apply original issuance premium and bid premium, if applicable, to fund future debt service payments on the City's bonds and notes or to fund any purpose for which bonds of the City are authorized to be issued, and such application shall reduce the amount of authorized and unissued bonds for the purpose to which the premium was applied, in the amount so applied.

Section 5. Said Bonds may be secured by the City's property taxes, including interest, penalties and related charges, pursuant to Chapter 117 and other chapters of the Connecticut Statutes, and, if deemed necessary or appropriate and in the City's best interest by a majority of the Bond Committee, the Bond Committee, on behalf of the City, is hereby authorized: (i) to establish a property tax intercept procedure and a debt service payment fund pursuant to Chapter 117 of the Connecticut Statutes, §7-560 et seq., and other Chapters of the

Connecticut Statutes, on such terms as a majority of the Bond Committee deem necessary or appropriate, and (ii) to take all further actions which a majority of the Bond Committee deem necessary or appropriate to so secure the Bonds or which are contemplated by law. A majority of the Bond Committee, if they determine it to be advisable, necessary or appropriate, is authorized, on behalf of the City, to enter into an indenture of trust and/or a supplemental indenture of trust to any existing indenture of the City (collectively, the "Indenture") with a bank or trust company located within or without the State of Connecticut (the "Trustee"), and to covenant: (i) if the Bonds are issued pursuant to such Indenture that all or a portion of the City's property taxes shall be paid to the Trustee and be held in trust for the benefit of the holders of the Bonds as provided in Chapter 117 and other Chapters of the Connecticut Statutes, and (ii) the terms on which any payments or reserves securing the payment of the Bonds will be paid, and the terms of any reserve or other fund for the benefit of the holders of the Bonds; and, in any event, to amend or supplement the Indenture containing such terms and conditions as a majority of the Bond Committee shall determine to be necessary or advisable and in the best interest of the City, the execution thereof to be conclusive evidence of such determination.

Section 6. The issue of the Obligations aforesaid and of all other bonds or notes of the City heretofore authorized but not yet issued, as of the effective date of this Ordinance, would not cause the indebtedness of the City to exceed any debt limit calculated in accordance with law.

Section 7. The City is authorized to make temporary borrowings in anticipation of the receipt of the proceeds of any series of said Bonds or any anticipated amounts of State and Federal grants in aid for the Project. Notes evidencing such borrowings shall be signed by the manual or facsimile signatures of a majority of the Bond Committee, have the seal of the City or a facsimile thereof affixed, be payable at a bank or trust company designated by a majority of the Bond Committee, be certified by a bank or trust company designated by a majority of the Bond Committee, pursuant to Section 7-373 of the Connecticut Statutes, and be approved as to their legality by the City's bond counsel. Notes shall be sold in competitive offering or by negotiation as determined by a majority of the Bond Committee. If sold in a competitive offering, the notes shall be sold by a majority of the Bond Committee at not less than par and accrued interest on the basis of the lowest net or true interest cost to the City, by sealed proposals, auction or other comparative method. If the notes are sold by negotiation, the purchase contract shall be signed by a majority of the Bond Committee. The notes shall be issued with maturity dates which comply with the provisions of the Connecticut Statutes that govern the issuance of such notes. The notes shall be general obligations of the City and shall comply with all requirements of law, including any debt limit, relating to the authorization or issuance of such notes. The net interest cost on such notes, including renewals thereof, and the expense of preparing, issuing and marketing them, to the extent paid from the proceeds of such renewals or said Bonds, shall be included as a cost of the Project. Upon the sale of said 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 temporary borrowings then outstanding or shall be deposited with a bank or trust company in trust for such purpose. The City is also authorized to issue notes in anticipation of the receipt of grants, if applicable, and a majority of the Bond Committee shall determine the terms and conditions of such issuance.

Section 8. For the Project, \$32,900,000 of interim funding obligations and project loan obligations or any other obligations of the City evidencing an obligation to repay any portion of the costs of the Project determined by the State of Connecticut Department of Energy and Environmental Protection, Public Health or other department as applicable to be eligible for

funding under Section 22a-475 et seq. of the Connecticut General Statutes, as the same may be amended from time to time (the "Clean Water Fund Program") plus an additional amount for all necessary and appropriate financing costs not in excess of three percent of the cost of the Project, or so much thereof as may be necessary for said purpose (the "Clean Water Fund Obligations"), may be issued, maturing not later than the twentieth year after their date, or such later date as may be allowed by law. The Clean Water Fund Obligations may be issued in one or more series as shall be determined by the Bond Committee, and the amount of Clean Water Fund Obligations of each series to be issued shall be fixed by a majority of the Bond Committee. The Clean Water Fund Obligations shall be issued in an amount up to the City's share of the cost of the Project determined after considering the estimated amount of any State and Federal grants in aid for the Project, or the actual amount thereof if such amount is ascertainable, and the anticipated times of receipt thereof. The issuance of the Clean Water Fund Obligations and of all other bonds or notes of the City heretofore authorized but not yet issued, as of the effective date of this Ordinance, would not cause the indebtedness of the City to exceed any debt limit calculated in accordance with law. The Clean Water Fund Obligations shall be executed in the name and on behalf of the City by the manual or facsimile signatures of a majority of the Bond Committee, bear the City seal or a facsimile thereof. The Clean Water Fund Obligations may be general obligations of the City and shall comply with all requirements of law, including any debt limit, relating to the authorization or issuance of such Clean Water Fund Obligations. The Clean Water Fund Obligations may also be secured as to both principal and interest, to the extent permitted by law, by a pledge of certain revenues or benefit assessments or both. The aggregate principal amount of the Clean Water Fund Obligations, installments of principal, redemption provisions, if any, the date, time of issue and sale and other terms, details and particulars of such Clean Water Fund Obligations, including the rate or rates of interest, any repayment agreements or memoranda of understanding, shall be determined by a majority of the Bond Committee, in accordance with the requirements of the Connecticut Statutes; and

(b) any combination of Obligations and Clean Water Fund Obligations for the Project as set forth in the preceding sections may be issued, provided that the total, aggregate principal amount thereof issued, and including the amount of any grant funding obtained, shall not exceed \$32,900,000 plus an amount needed for necessary and appropriate financing costs related to the Project.

Section 9. Resolution of Official Intent to Reimburse Expenditures with Borrowings. The City hereby expresses its official intent pursuant to §1.150-2 of the Federal Income Tax Regulations, Title 26 (the "Regulations"), to reimburse expenditures paid 60 days prior to and after the date of passage of this Ordinance in the maximum amount and for the Project described above with the proceeds of bonds, notes, or other obligations authorized to be issued by the City. Such obligations shall be issued to reimburse such expenditures not later than 18 months after the later of the date of the expenditure or the substantial completion of the project, or such later date the Regulations may authorize. The City 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 his designee is authorized to pay project expenses in accordance herewith pending the issuance of reimbursement obligations, and to amend this declaration.

Section 10. The Director of Finance is hereby authorized to exercise all powers conferred by section 3-20e of the Connecticut Statutes with respect to secondary market disclosure and to provide annual information and notices 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, notes or other obligations authorized by this Ordinance.

Section 11. The Mayor, the Director of Finance and any other duly authorized City, Board of Education or WPCA official is authorized to seek grants and other contributions for the costs of the Project. Any such grants or contribution received prior to the issuance of any Obligations or Clean Water Fund Obligations authorized herein shall be applied to the costs of the Project or to pay at maturity the principal of any outstanding bond anticipation note, grant anticipation note or other temporary obligation issued pursuant this Ordinance and shall reduce the amount of Obligations or Clean Water Fund Obligations that can be issued pursuant to this Ordinance. If such grants and contributions are received after the issuance of any Bonds or Clean Water Fund Obligations, they shall be applied to pay either non-financed portions of the Project or debt service on the Bonds or Clean Water Fund Obligations provided such application does not adversely affect the tax-exempt status of the Bonds or Clean Water Fund Obligations.

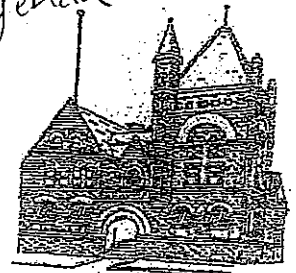
Section 12. This Ordinance shall be effective immediately upon the Mayor's signature.

ENACTED BY THE CITY COUNCIL ON: _____, 2025

APPROVED BY THE MAYOR: _____ DATE: _____



COMMUNICATION *C from the July 28 agenda*
Office of the Mayor
City of West Haven
355 Main Street
West Haven, Connecticut 06516



City Hall
1896-1968

Dorinda Borer
Mayor

August 19, 2025

Nicholas Pascale, Chairman
City Council
City of West Haven

Re: Proposed New Ordinance Amending the Code of the City of West Haven to Include Chapter 85, an Ordinance Concerning the Illegal Use of Motorized Recreational Vehicles and Street Takeovers

Dear Chairman Pascale,

I would like the above matter to be placed on the City Council's Agenda for the August 25, 2025, Regular Meeting.

This item is a proposed new ordinance to the West Haven City Code that addresses the illegal use of motorized recreational vehicles and street takeovers. A copy of the proposed ordinance is attached hereto.

Please let me know if you have any questions or require any additional information.

Thank you,


Dorinda Borer
Mayor, City of West Haven

**An Ordinance Amending the Code of the City of West Haven
to include Chapter 85
Illegal Use of Motorized Recreational Vehicles
and Street Takeovers**

Be It Ordained by the City Council of the City of West Haven that the Code of the City of West Haven, is hereby amended by the addition of Chapter 85 – Illegal Use of Motorized Recreational Vehicles

CHAPTER 85

**ILLEGAL USE OF MOTORIZED RECREATIONAL VEHICLES
AND STREET TAKEOVERS**

Sec. 85-1. Definitions.

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

“All-Terrain Vehicle” means a self-propelled vehicle designed to travel over unimproved terrain as defined in Connecticut General Statutes §14-379 and which has been determined by the Commissioner of Motor Vehicles to be unsuitable for operation on the public highways.

“Dirt Bike” means a two-wheeled Motorized Recreational Vehicle designed to travel over unimproved terrain and not designed for travel on a highway, as defined in Connecticut General Statutes §14-1. “Dirt Bike” does not include an All-Terrain Vehicle, as defined in Connecticut General Statutes §14-379, or a Motor-Driven Cycle, as defined in Connecticut General Statutes §14-1.

“EPAMD” shall mean any electric personal assistive mobility device (hereinafter “EPAMD”) that is self-balancing, has two (2) non-tandem wheels, is designed to transport one (1) person, and has an electric propulsion system that produces an average power output of no more than 750 watts.

“Mini Cycle” means pocket bikes, miniature (hereafter “mini”) bikes, Mini Cycles, mini sport bikes, mini motorcycles, chopper scooters, and any other similar wheeled vehicle designed to transport one (1) or more persons that is powered by any type of motor.

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

“Motorized Recreational Vehicle” shall mean a wheeled vehicle, with a motor, intended to be ridden by one (1) or more persons and shall include All-Terrain Vehicle, Dirt Bike, Mini Cycle, Motor-Driven Cycle, and Snowmobile, all as defined herein.

“Motorized Recreational Vehicle” shall not be deemed to include any of the following:

- (1) Any registered “motorcycle” as defined in the Connecticut General Statutes §14-1(59);
- (2) Any registered “motor vehicle” as defined in Connecticut General Statutes §14-1(58);

(3) Any moped that meets Federal Department of Transportation guidelines for use on streets and is approved by the State of Connecticut Department of Motor Vehicles for use on streets, provided, however, the moped is operated pursuant to all applicable state laws, rules, and regulations and all City of West Haven ordinances;

(4) Any self-propelled snowplow, snow blower, or lawn mower when used for the purpose for which it was designed and operated at a speed not to exceed four (4) miles per hour;

(5) Any vehicle owned or leased by the City of West Haven;

(6) Any EPAMD as defined herein;

(7) Any bicycle or trail bike without a motor;

(8) Any golf cart;

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

(10) Any construction machinery;

(11) Any vehicle that is used solely for amusement, or as a novelty display item, and is operated during a parade or any other special event that is properly permitted and approved by the City of West Haven; and

(12) E-bikes and electrically assisted bicycles, motorized stand-up scooters and skateboards, and any other type of low-speed vehicles.

“Motorized Recreational Vehicle Dealer” means any person engaged in the business of manufacturing or selling any Motorized Recreational Vehicles, having an established place of business for the manufacture, sale, trade, and display of such vehicles.

“Snowmobile” means a vehicle with a motor, with runners in the front and caterpillar tracks in the rear, intended to be used by one (1) or more persons for travelling over ice and snow.

“Street Takeover” means taking over a portion of a public highway or parking area by blocking or impeding the regular flow of traffic with intent to cause disorder or create a nuisance for other users of such highway or parking area.

Sec. 85-2. Activities and Operations Prohibited.

(a) It shall be unlawful for a person or group to organize, participate in, or gather with the intent to observe and actually observing a street takeover.

(b) It shall be unlawful for any person to operate a Motorized Recreational Vehicle or for any owner of a Motorized Recreational Vehicle to knowingly permit the operation of such vehicle on any street or sidewalk in the City of West Haven or on any public property, including but not limited to school property, playgrounds, and parks within the City of West Haven.

(c) It shall be unlawful for any person to ride as a passenger on a Motorized Recreational Vehicle or for any owner of a Motorized Recreational Vehicle to knowingly permit any person to ride as a passenger on such vehicle operated in violation of subsection (a) above.

(d) It shall be unlawful for any person to operate a Motorized Recreational Vehicle, ride as a passenger on a Motorized Recreational Vehicle, or for any owner of a Motorized Recreational Vehicle to knowingly permit its operation on any private property within the City of West Haven without first obtaining the written permission of the property owner, if the property is not owned by the operator, passenger, or owner of such vehicle.

Sec. 85-3. Penalties.

(a) Any person who violates section 85-2 shall be (1) fined one thousand dollars (\$1,000.00) for a first violation, shall be fined one thousand five hundred dollars (\$1,500.00) for a second violation, and shall be fined two thousand dollars (\$2,000.00) for a third or subsequent violation and (2) any vehicle used in violation of this section shall be impounded until any fine imposed pursuant to this section is paid, any related charges, including, but not limited to towing fees, are paid and any overdue property taxes on such vehicle imposed pursuant to chapter 203 of the general statutes are paid.

(b) Any person who operates any Motorized Recreational Vehicle in violation of §85-2 above, or any owner of any Motorized Recreational Vehicle who knowingly permits its operation in violation of §85-2 above, shall be fined one thousand dollars (\$1,000.00) for a first violation, shall be fined one thousand five hundred dollars (\$1,500.00) for a second violation, and shall be fined two thousand dollars (\$2,000.00) for a third or subsequent violation.

(c) Any person age sixteen (16) or older who rides as a passenger on any Motorized Recreational Vehicle in violation of §85-2 above, or any owner of a Motorized Recreational Vehicle who knowingly permits a passenger to ride on his/her Motorized Recreational Vehicle in violation of §85-2 above, shall be fined two hundred fifty dollars (\$250.00).

(d) Any person in violation of this Chapter may be detained by a police officer for purposes of enforcing the provisions of this Chapter. Any Motorized Recreational Vehicle used in violation of this Chapter shall be seized by any police officer and shall be forfeited to the City, subject to any bona fide lien, lease, or security interest in the Motorized Recreational Vehicle as described in Connecticut General Statutes § 14-390, including, but not limited to, a lien under Connecticut General Statutes § 14-66c.

Sec. 85-4. Appeal.

A person against whom an assessment or fine has been entered shall be entitled to a citation hearing in accordance with the procedures set forth in C.G.S Section 7-152c (as may be amended) and Chapter 128 of this Code.

Sec. 85-5. Seizure of Motorized Recreational Vehicles; disposal.

(a) Any person who operates a Motorized Recreational Vehicle in violation of §85-2 above or is the owner of any such vehicle who knowingly permits its operation in violation of §85-2 above will be subject to seizure of said vehicle(s) pursuant to Connecticut General Statutes §54-33g, which allows for seizure of property. A police officer who observes any Motorized Recreational Vehicle being operated in

violation of this Article may detain such person for purposes of enforcing the provisions of this Chapter and may remove or tow such Motorized Recreational Vehicle to a secure location for impoundment. Before the owner of any such impounded property may remove the vehicle from a vehicle pound, he/she shall furnish to the operator of such pound or such other person as the chief of police shall designate evidence of registration and ownership, shall sign a receipt for such property, and shall pay the cost of towing, plus the cost of storage for each day or portion of a day that such property is stored in excess of the first twenty-four (24) hours after seizure. The operator of such pound shall refuse the release of any such property lawfully seized that the chief of police has authorized to hold as evidence in a criminal investigation or proceeding. Such operator shall obtain written permission from the chief of police on any form or document prescribed by the chief of police prior to the release of such property held for evidence. The City of West Haven shall not be liable for any damage to or loss of property seized in accordance with this Section.

(b) Any such Motorized Recreational Vehicle that is not claimed by its owner under the terms of this section for a period of forty-five (45) days after seizure or in the case of a vehicle being held as evidence not claimed by its owner within forty-five (45) days of the cessation of such investigation or disposition of such criminal proceeding, whichever is later, may be disposed of at the direction of the chief of police after serving notice in the same manner as that required for the disposal of abandoned vehicles under Connecticut General Statutes §14-150(e), except in the case that a vehicle that is not registered, such notice shall not require mailing to persons whose names are registered with the state department of motor vehicles.

Sec. 85-6. Posting by Motorized Recreational Vehicle Dealer.

(a) Each Motorized Recreational Vehicle Dealer offering for sale, lease, or rental any Motorized Recreational Vehicle shall post this Chapter in a prominent location at the Motorized Recreational Vehicle Dealer's place of business.

(b) Any such Motorized Recreational Vehicle Dealer who violates any provision of this section shall have committed an infraction. For a first violation, the chief of police or his/her authorized agent shall issue a written warning providing notice of the specific violation and the time period within which it shall be corrected. If the dealer receiving the written warning fails to correct the violation within the time period specified in the warning, the chief of police or his or her authorized agent shall issue a fine of one hundred dollars (\$100.00). Any continuing violation that is discovered during any subsequent reinspection shall result in a fine of one hundred dollars (\$100.00). Each reinspection at which a violation is discovered shall constitute a separate violation.



**City of West Haven
Police Department and
Department of Finance
355 Main Street
West Haven, CT 06516**



COMMUNICATION A

September 2, 2025

Chairman Nicholas Pascale
West Haven City Council
West Haven City Hall
355 Main Street
West Haven, CT 06516

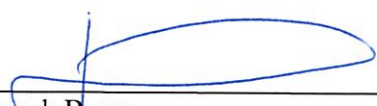
Re: Animal Control Donations

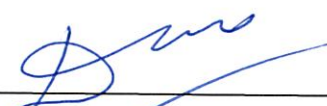
Dear Chairman Pascale,

The West Haven Police Department has received the following donations, totaling **\$640.00** for the Animal Shelter. Per Connecticut Statutes 7-148(c) (3) (A&B) and General Order 98-04, we are forwarding these donations for approval.

Should these donations be approved by the Council, they are to be deposited into the Animal Shelter Donation account number 10100000 – 28285.

<u>Name</u>	<u>Check Number</u>	<u>Amount</u>
1. Edward Salerno	1978	\$100.00
2. John A. Knight	4646	\$100.00
3. Arthur J. Penna	7765	\$50.00
4. John S. Chidsey	2250	\$40.00
5. Patricia W. Susco	4154	\$25.00
6. Bonnie P. Amato	6112	\$25.00
7. Lesley Carone	5528	\$50.00
8. Sara Elizabeth Derosé	2404	\$50.00
9. Gina M. Riccio	4453	\$100.00
10. Clifford L. Bartiss Jr	101	\$100.00


Joseph Perno
Chief of Police
West Haven Police Department


Dao Le
Revenue Collector
Finance Department

COMMUNICATION B

Dear Chairman Pascale:

Kindly place the matter of the Connecticut Division of Emergency Management and Homeland Security authorizing resolution for the Federal FY-2024 grant submission on the September 8th City Council agenda. This is an annual Memorandum of Agreement and authorizing resolution to allow the City of West Haven to participate in the DEMHS Region 2 program. Thank you.

Rick Fontana, MS
Director
Emergency Management &
Homeland Security
Acting 911 Director
City of West Haven
City Hall
355 Main Street
West Haven, CT 06516
(c) 203-410-0543

AUTHORIZING RESOLUTION OF THE
City of West Haven City Council

FISCAL YEAR 2023 STATE HOMELAND SECURITY GRANT PROGRAM

BE IT RESOLVED: the City Council of the City of West Haven hereby approves and authorizes the City of West Haven to execute any and all documents and agreements with the Connecticut Department of Emergency Services and Public Protection / Division of Emergency Management and Homeland Security Protection relating to the fiscal year 2024 State Homeland Security Grant Program Region 2 Memorandum of Agreement; and

BE IT FURTHER RESOLVED: Dorinda Borer, as Mayor of The City of West Haven, is authorized and directed to execute and deliver any and all documents related to this Resolution on behalf of the City of West Haven and to do and perform all acts and things which she deems to be necessary or appropriate to carry out the terms of such documents, including, but not limited to, executing and delivering all agreements and documents contemplated by such documents.

CERTIFICATION:

I, Stacy Riccio, the Clerk of the City of West Haven City Council, a municipal corporation organized and existing under the laws of the State of Connecticut, with a place of business at 355 Main Street West Haven CT, do hereby certify that the following is a true and correct copy of a resolution adopted by The City of West Haven City Council at its duly called and held meeting on September 8, 2025, at which a quorum was present and acting throughout, and that the resolution has not been modified, rescinded, or revoked and is at present in full force and effect:

The undersigned further certifies that Dorinda K. Borer now holds the office of Mayor and that she has held that office since December 3rd of 2023, and that said term will continue until December 7, 2025.

IN WITNESS WHEREOF: The undersigned has executed this certificate this ____ day
September 2025.

Stacy Riccio, Clerk of the Council

PLACE
SEAL HERE
(or "L.S." if
no seal)



Dorinda Borer
Mayor

COMMUNICATION I from the July 28th agenda

Office of the Mayor

City of West Haven
355 Main Street
West Haven, Connecticut 06516



City Hall
1896-1968

July 17, 2025

Chairman Nicholas Pascale
West Haven City Council
355 Main Street
West Haven, CT 06516

Re: City Council Agenda

Dear Chairman Pascale:

This memo serves as a request to include the following item on the City Council agenda for July 28, 2025:

A Fair Rent Ordinance. Corporation Counsel has developed this ordinance in accordance with all applicable state statutes and presents it to City Council for its adoption.

Sincerely,

Dorinda Borer
Mayor

AN ORDINANCE AMENDING THE CODE OF THE CITY OF WEST HAVEN

CHAPTER 97 FAIR RENT COMMISSION

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF WEST HAVEN, Chapter 97 of the Code of the City of West Haven is hereby amended to read as follows:

Chapter 97

Fair Rent Commission

§ 97-1. Establishment.

Pursuant to Sections 7-148b through 7-148f of the General Statutes of Connecticut, there is hereby created a Fair Rent Commission in the City of West Haven with full powers and authority granted to it by the General Statutes of Connecticut as may be amended.

§ 97-2. Appointment; membership; term; vacancy.

The Mayor shall appoint a Fair Rent Commission, which shall be comprised of seven regular members and two alternate members, who shall be electors of the City of West Haven for at least one year. The membership of said Commission shall include two landlords and two tenants. The alternates shall be either one landlord and one tenant or two electors who are neither landlords nor tenants. If a regular member is absent at a meeting of the Commission, the Chair shall appoint one alternate present to sit as a full voting member of the commission at that meeting in place of that absent regular member. Of the regular members first appointed, four shall serve for terms of two years, and three shall serve for terms of one year. The alternates shall serve for terms of two years. Thereafter, members shall be appointed for terms of two years each to replace those whose terms expire. Of its regular membership of seven, there shall be no more than four members of the same political party. Vacancies shall be filled in the manner of original appointment for the unexpired portion of the term. Any member may be reappointed for an additional term in the manner of original appointment.

§ 97-3. Officers; rules for conduct.

Members of the Commission shall elect a Chairman, Vice-Chairman and a Secretary for a period of one year. The Commission shall have the power to adopt rules and regulations for the conduct of business within its jurisdiction and shall keep a record of all its proceedings. The Commission may, in its discretion, appoint an Executive Director.

A quorum for any meeting shall consist of at least four members of the Commission, or their appointed alternates. In any hearing on a complaint concerning an excessive rental charge, the Commission shall not conduct the hearing unless there are at least four

members or their alternates present, and the Commission shall not order any rent reduction or make any determination that rent is so excessive as to be harsh and unconscionable, except on the concurring vote of at least four voting members present at said hearing.

§ 97-4. Powers.

A. The Commission shall have the power to make studies and investigations, conduct hearings and receive complaints relative to rental charges on housing accommodations, except those accommodations rented on a seasonal basis, within the City of West Haven in order to control or eliminate excessive rent charges on such accommodations and carry out the provisions of this chapter. The Commission, for such purposes, may compel the attendance of persons at hearings, issue subpoenas and administer oaths, issue orders and continue, review, amend, terminate or suspend any of its orders and decisions. The Commission may also dismiss the complaint. [NOTE: For purposes of this subsection, "seasonal basis" means housing accommodations rented for a period or periods aggregating not more than 120 days in any one calendar year.]

B. The Commission may attempt, through the process of informal conciliation and negotiation between a complaining tenant and landlord, to arrive at a rental agreement which is mutually acceptable to said tenant and landlord before initiating the formal hearing process. No formal or informal hearing shall be held less than 10 days from the mailing date of a notice of such hearing to the landlord or an agent of such landlord, at which he may be represented by counsel.

C. The designated members of the Commission shall have the power to meet with the parties, if the parties consent, on an informal basis in a session closed to the public to attempt to reconcile the differences between the parties but shall receive no formal evidence nor make any decision thereon. Any agreement between the parties as a result of said informal conference must be in writing and fully enforceable by the Commission. The informal meeting shall be conducted by two members of the Commission appointed by the Chairman. The Commission members so assigned shall take no part at a formal hearing, if any, thereafter held on the case.

§ 97-5. Authority to order rent reductions.

A. If the Commission determines, after a hearing, that rent charges for any housing accommodations are so excessive, based on the standards and criteria set forth in Subsection B of this section, as to be harsh and unconscionable, it may order a reduction in rent to such amount as it determines to be fair and equitable. If the Commission determines, after a hearing, that the housing accommodations in question fail to comply

with any municipal ordinance or state statute or regulations relating to health and safety, it may order the suspension of further payment of rent by the tenant until such time as the landlord makes the necessary changes, repairs or installations so as to bring such housing accommodation into compliance with such ordinance, statute or regulation. The rent during said period shall be paid to the Commission to be held in escrow. The Commission may refer the matter to the appropriate city agency or the law enforcement authorities for enforcement of the appropriate West Haven Municipal Ordinance, Connecticut General Statute, or state regulation relating to health and safety.

B. In making determinations as to whether a rental charge is excessive, the Commission shall give due consideration to the following:

- (1) Rent charged for the same number of rooms in other housing accommodations in the same and in other areas in the city.
- (2) The sanitary conditions existing in the housing accommodations in question.
- (3) The income of the tenant and the availability of other accommodations.
- (4) The services, furniture, furnishings and equipment supplied within said housing accommodations by the landlord.
- (5) The size and number of bedrooms, closets, and whole bathrooms contained therein.
- (6) Repairs necessary to make such accommodations reasonably livable for the occupants therein.
- (7) The amount of taxes and overhead expenses to the landlord.
- (8) Annual return and profits of the landlord's investments.
- (9) The availability of utilities.
- (10) Damages done to the premises by the tenant which are not the result of ordinary wear and tear.
- (11) Whether the accommodations are in compliance with the ordinances of the municipality and the Connecticut General Statutes relating to health and safety.
- (12) The amount and frequency of increases in rental charges.

- (13) Whether, and the extent to which, the income from an increase in rental charges has been or will be reinvested in improvements to the accommodation.

97-5.5 Eligibility to file complaint

Any tenant residing in the City of West Haven shall be eligible to file a complaint with the Commission. It shall be an affirmative defense to any complaint that the tenant is delinquent in the payment of the rent or is responsible for damage or other adverse conditions existing within the leasehold premises. If the Commission finds either: 1) that the reason for the tenant's delinquency was a harsh and unconscionable rent; or 2) or that the delinquency is the result of exceptional hardship, then it shall not be constructed to give the Commission the power to waive any amount of past rent which is due nor to make any retroactive order. The commission shall not conduct a hearing on any complaint of any tenant who it finds is bringing the complaint for the purpose of harassing, annoying or embarrassing the landlord, or upon the complaint of any tenant who it finds is using the procedures of the Commission with the intent to delay or defeat a summary process action.

§ 97-6. Effective date of rent reduction.

The Commission shall not have the power to make any rent reduction retroactive to a date prior to the date that a complaint was filed. Any rent reduction shall become effective on the next date that such rent is due payable to the landlord following the date of the Commission's decision.

The Commission shall review any complaint filed by a tenant no later than 30 days after the date of the filing of said complaint. The Commission shall render and make available its decision within 15 days of the completion of the hearing unless an extension is warranted and voted favorably upon by Commission in any case involving unusual hardship or administrative difficulties.

§ 97-7. Penalties for offenses.

Any person who violates any rent reduction or rent suspension ordered by this Commission by demanding, accepting, or receiving an amount in excess thereof while such order remains in effect; or who violates any other provision of this chapter and Section 47a-20 of the Connecticut General Statutes; or who refuses to obey any subpoena, order or decision of the Commission pursuant thereto, may be fined not less than \$25 nor more than \$100 for each offense. If such an offense continues for more than five days, it shall constitute a new offense for each day such violation or refusal continues to exist thereafter. The

Superior Court shall have jurisdiction to hear and enforce all matters relating to violations under said sections.

Editor's Note: Amended at time of adoption of Code; see Ch. 1, General Provisions, Art. I.

§ 97-8. Appeals.

Any person aggrieved by any order of the Commission may appeal to the Housing Court for the Judicial District of New Haven. To the extent provided by the Connecticut General Statutes, such appeal shall be considered as a privileged matter with respect to the order of trial. Any appeal under this section shall be determined on the record of the Commission and shall be limited to the issue of whether the Commission acted arbitrarily, illegally or in abuse of its discretion. Unless otherwise directed by the Commission or the Court, the filing of an appeal shall not stay any order issued by the Commission.

§ 97-9. Retaliatory action by landlord.

Within six months after the tenant has in good faith filed a complaint with the West Haven Fair Rent Commission no landlord shall 1) maintain an action or proceeding against a tenant to recover possession of a dwelling unit; 2) demand an increase in rent from the tenant; or 3) decrease the services to which the tenant has been entitled. The tenant shall continue to pay the amount of rent in effect of the claim of retaliatory action.

§ 97-10. Effect of amendments to state law.

Any amendments to the state law referring to Fair Rent Commissions will be automatically incorporated into this chapter.