

## POLICE COMMISSION REVISIONS IN ACCORD WITH RECOMMENDATION #16

### D. Police Commission<sup>11</sup>

#### (1) Establishment: Police Department Operations and Traffic Authority<sup>2</sup>.

There shall be a Police Commission which shall have the authority to exercise the powers, duties and authority exclusively set forth in this Charter and Ordinances and such incidental powers as may be necessary to enable it to review, render decisions and approve or disapprove policies and regulations necessary for the effective operation of the Police Department, including operational review and ~~investigatory oversight~~ <sup>investigatory oversight</sup> authority, that requires the cooperation of ~~over~~ all personnel (sworn and civilian) in order to meet the public safety needs of the Town, as set forth in and permitted or required by Law, this Charter and Ordinances of the Town. Moreover, the Commission shall serve as the Traffic Authority in accordance with the requirements of Law<sup>8</sup>. ~~The Commission shall interact with any other Town Boards or Commissions formed to address civilian review and strategic planning<sup>A</sup>.~~

#### (2) Functions of the Commission<sup>B</sup>. For the purposes of serving the public interest as set forth in §7-1.A of this Charter and meeting the requirements of the General Statutes, including but not limited to the Municipal Employee Relations Act, this Charter, any applicable Ordinances, the responsibilities of the Commission shall include<sup>4</sup>:

(a) **Consultations with the Mayor and Chief of Police<sup>5</sup>.** The Commission shall confer with and advise the Mayor and the Chief of Police with respect to the general management and oversight of the Police Department.

(b) **Oversight and General Management<sup>6</sup>.** Provide oversight, ~~control<sup>7</sup>, and~~ governance<sup>8</sup> ~~and supervision<sup>9</sup>~~ of the general management (including operations) of the Police Department of the Town and the equipment used by the members of the Department<sup>10</sup>. The Commission shall ensure that the Department utilizes ~~the utilization of~~ best practices in public safety and policing across all operational units of the Department as well as transparency and ~~timely~~ public accessibility of information and data<sup>C</sup>, in a time-frame and manner consistent with

<sup>A</sup> ~~2021 Charter Revision Commission Commentary. The Police Commission may act as a Civilian Review Board with the authority to issue subpoenas, if so designated by Ordinance~~

<sup>B</sup> **2021 Charter Revision Commission Commentary: Purpose of the Police Commission.** The role of the Police Commission is not to administer the day-to-day operations of the Police Department; but rather to serve as an entity that provides civilian oversight with the ultimate goal of ensuring: (i) The creation of a platform for residents and civilians to speak and attain greater understanding of public safety and law enforcement through dialogue and interaction; (ii) The safety and security of the Town, its citizens and guests; (iii) The Improvement of Department policies and procedures in order to operate in an effective and ethical manner; (iv) The goals and objectives of the Department are accomplished and that broader policy measures of the Town that could address public safety and crime reduction are developed; (v) Liability management to reduce the likelihood of costly litigation by identifying problems and proposing corrective measures; (vi) Policies to that promote accountability by the Police Commission, Chief of Police and all Police Department employees to the citizens of Hamden; and, (vii) Adequate resources and utilization of best practices to eliminate misconduct, reduce high profile incidents and to provide Department employees with a safe and accountable working environment.

<sup>C</sup> **2021 Charter Revision Commission Commentary: Information Sharing and Transparency.** The Commission and the Chief of Police shall develop, propose and implement technologies to provide the

**Commented [S1]: RECOMMENDATION #16: The Charter Commission should streamline the language in this provision to facilitate clarity and understanding; including the relationship between the Commission and the Chief of Police as well as other boards, commissions and outside citizen and neighborhood organizations.**

**Commented [S2]: TOWN ATTORNEY BELIEVES THIS IMPLIES "PERSONNEL INVESTIGATIONS". I BELIEVE THAT MY LANGUAGE MIGHT REMEDY THAT CONCERN.**

**THE TOWN ATTORNEY AND CHIEF PREFER "OVERSIGHT AUTHORITY" IN LIEU OF "INVESTIGATORY AUTHORITY." I HAVE NO OBJECTION TO THAT ALTERNATE LANGUAGE**

**Commented [S3]: TOWN ATTORNEY BELIEVES THIS PROVISION IS EXTRANEIOUS.**

PERHAPS WE CAN MOVE THIS LANGUAGE TO FN #F.

**Commented [S4]: TOWN ATTORNEY BELIEVES THAT "CONTROL" AND "SUPERVISION" IMPLY DIRECT MANAGERIAL CONTROL. I DISAGREE BECAUSE THAT WAS NOT THE INTENT. ON THE OTHER HAND, THE WORD IS ALSO SYNONYMOUS WITH THE WORD "OVERSIGHT" AND COULD PROBABLY BE ELIMINATED WITHOUT DOING HARM TO THE SECTION.**

**Commented [S5]: TOWN ATTORNEY HAS A PROBLEM WITH THE WORD "TIMELY." MY REPLACEMENT LANGUAGE IS IN BOLD.**

## POLICE COMMISSION REVISIONS IN ACCORD WITH RECOMMENDATION #16

the interests of the Town and in accordance applicable laws governing the disclosure of information<sup>11</sup>. Moreover, there shall be a clear standard and channel for direct public communication with the Police Commission as required by §7-1.B(7)(a) of this Charter<sup>12</sup>.

(c) **Budget Review.** Review and comment on the annual budget request of the Police Department prior to its submission to the Mayor<sup>13</sup> and work with the Chief of Police to ensure budget compliance through the year<sup>D</sup> <sup>14</sup>. In particular, the Commission shall work with the Chief of Police to review analyze the projected overtime in order to assess and report the amount required to meet contractual provisions of collective bargaining agreements (and other agreements relating thereto)<sup>E</sup> pertaining to minimum mandatory workforce requirements as opposed to expenditures related direct public services<sup>15</sup>.

(d) **Policies, Rules and Regulations<sup>16</sup>.** Approval or disapproval of the policies, rules and regulations proposed by the Chief of Police as set forth in §8-5.A (4) of this Charter<sup>17</sup>. In addition, the Commission may, upon its own motion, initiate all necessary policies, rules and regulations pertaining to the general management and oversight of the Department and the provision of public safety of the Town by all Department personnel, following review, inquiry and due diligence in consultation with the Chief<sup>18</sup>. Said policies, rules and regulations shall be printed and made available to the public through outreach and interaction with the public<sup>F</sup> <sup>19</sup>. Notwithstanding the foregoing, the policies, rules and regulations

**Commented [S6]:** NOTE: I'LL EXPLAIN WHEN WE TALK. THIS HAS TO DO WITH LITIGATION AND CRIMINAL PROCEEDINGS.

**Commented [S7]: RECOMMENDATION #17:** The Charter Commission should replace language referring to "electronic access" and dedicated email addresses and establish a clear standard for direct public communicate with the Commission, as required by §7-1.B(7)(a) of the Charter.

**Commented [S8]: RECOMMENDATION #18:** The charter Commission should add language recommended by Labor Counsel.

public with real-time public safety information sharing and transparency of information in accordance with Law and contract. Information sharing shall be a foundation for the development of policies and strategies in the Town and especially in neighborhoods disproportionately affected by crime. Information sharing should include readily accessible data pertinent to the composition of the Police Department, such as race, gender, age and other relevant demographic data, disposition of civilian and departmental complaints, crime and response statistics by neighborhood as well as community policing and other efforts to engage the community. The Commission shall regularly analyze crime and incidence data, trends in best practice of policing, public safety and law enforcement and solicit input from Hamden residents in order to inform policing policy and practice and the effective management of police services in the Town.

<sup>D</sup> **Charter Revision Commission Commentary: Audits.** The Commission is authorized to conduct regular audits of police internal complaints and disciplinary processes and where necessary and permitted by Law, to conduct due diligence reviews, on its own motion. The Department share provide the Commission with actions taken in individual cases, stating the reasons for action or inaction. The Commission, where permitted by Law may issue reports to the public, at least annually, giving relevant data, including the types of complaints as well as information regarding the race and gender of complainants and the officer-respondent.

<sup>E</sup> **2021 Charter Revision Commission Commentary: Collective Bargaining.** Submit to the Mayor, a review and comment on the contents of collective bargaining agreement in order to effectuate the alignment of such agreement with the public service requirements of the Town as well as the best practices of a Department in diversity, recruitment, promotion, training, community interaction and operations as well as other areas as may be set forth by Ordinance, provided; however, that such review and comments are for consideration only and shall not be deemed a directive to the Mayor or the Town's negotiating committee

<sup>F</sup> **Charter Revision Commission Commentary: Community Collaboration, Outreach and Interaction.** Promulgation of policies that are reflective of community values, which reduce practices that result in disparate impacts on various segments of the community. The Commission will proactively develop policies and recommendations with public input, including surveys, and work with the Chief to implement the same transparently in order to establish credibility throughout the Town and within the

## POLICE COMMISSION REVISIONS IN ACCORD WITH RECOMMENDATION #16

of the Commission shall be in (i) furtherance of best practices in in the policing, public safety and law enforcement; and (ii) compliance with the requirements of Law and any applicable regulatory authority or applicable provisions of a collective bargaining agreement.

**Commented [S9]:** ANOTHER FIX.

(e) **Personnel.** The sole power to appoint, promote and remove all sworn personnel, including officers (with the exception of the Chief and ~~Other~~ other department personnel subject to the appointment authority of the Mayor under the Section 8-2 of this Charter), of the Police Department under such regulations as it adopts for that purpose<sup>20</sup> as well as the provisions of any applicable collective bargaining agreement; ~~utilizing the services of the Director of Personnel~~<sup>21</sup>.

**Commented [S10]:** AN ISSUE RAISED BY TOWN ATTORNEY, WITH A FIX I HAVE DRAFTED. THE CHIEF MAY WANT TO INCLUDE THE DEPUTY CHIEF. HE AND SUE ARE DISCUSSING.

(i) **Recruitment**<sup>22</sup>. Working with the Director of Personnel and the Civil Service Commission, the Commission and the Chief of Police should develop recruitment strategies in accordance with nationally accepted best practices<sup>6</sup>.

**Commented [S11]:** A "BELT AND SUSPENDERS" RESPONSE WHICH SIMPLY CODIFIES OUR LEGAL REPSONSIBILITIES.

(ii) **Training**<sup>23</sup>. Working with the Chief of Police the Commission should align police training and recruitment practices with demonstrated needs of communities and the best practices in the field. In addition to police training requirements required by law, training should focus on, but not be limited to, interpersonal skills, active listening and effective communication strategies, community interactions and problem-solving principles, bias awareness, trauma informed strategies, responding to persons experiencing a mental health crisis, overdose prevention, scenario-based situation decision-making, de-escalation strategies, crisis intervention, language and cultural responsiveness; and other nationally recognized best practices.

**Commented [S12]:** TOWN ATTORNEY BELIEVES THIS LANGUAGE IS REDUNDANT AND I DON'T DISAGREE.

**Commented [S13]:** TOWN ATTORNEY WAS CONCERNED ABOUT SHIFTING STANDRDS AND LOCKING INTO THEM AT THIS JUNCTURE.

**Commented [S14]:** TOWN ATTORNEY THOUGHT WE LEFT OUT STANDARD TRAINING. I DON'T DISAGREE.

(iii) **Appointment**<sup>24</sup>. Said power to appoint personnel shall be exercised, by majority vote of the Commission, present and voting, in accordance with the certification rule<sup>25</sup> governing the selection of candidates on any applicable Merit System eligibility list promulgated under civil service rules and regulations<sup>26</sup> of the Civil Service Commission<sup>27</sup> and Law.

(iv) **Promotion**<sup>28</sup>. Said power to promote personnel shall be exercised, by majority vote of the Commission, present and voting, in accordance with the certification rule<sup>29</sup> governing the selection of candidates on any applicable Merit System eligibility list promulgated under

neighborhoods through a continuous iterative trust building process utilizing baselines and metrics to measure progress. The Commission shall interact with any other Town Boards or Commissions formed to address civilian review and strategic planning. The Police Commission may act as a Civilian Review Board with the authority to issue subpoenas, if so designated by Ordinance.

<sup>6</sup> **Charter Revision Commission Commentary: Recruitment.** As of the time of adoption of this Charter it is recommended that the Commission and Department should focus on the following, not to the exclusion of other best practices that are promulgated from time to time: (1) critical skills, including interpersonal and communications; (2) educational background, level and achievement; (3) prior employment history and contact with the criminal justice system; (4) psychological testing and assessment; (5) residency in the Town, and, if legally, permissible residency incentives; and, (6) diversity

## POLICE COMMISSION REVISIONS IN ACCORD WITH RECOMMENDATION #16

civil service rules and regulations<sup>30</sup> of the Civil Service Commission<sup>31</sup> and consistent with Law and the provisions of the applicable collective bargaining agreement<sup>32</sup>.

(v) **Removal**<sup>33</sup>. Said power to remove shall be in accordance with the provisions of this Charter and Law<sup>34</sup>, including provisions of any applicable collective bargaining agreement<sup>35</sup>.

(vi) **Recommendation of the Chief of Police**<sup>36</sup>. With regard to the power to appoint, promote and remove the sworn personnel, including officers (with the exception of the Chief and ~~Other~~ department personnel subject to the appointment authority of the Mayor under the Section 8-2 of this Charter), of the Police Department, the Chief of Police shall provide a recommendation to the Commission. Other non-sworn personnel of the Department shall be subject to the authority of the Chief in accordance with the Merit System and Personnel and Human Resources polices of the Town as well as any applicable collective bargaining agreements.

**Commented [S15]:** AN ISSUE RAISED BY TOWN ATTORNEY, WITH A FIX I HAVE DRAFTED.

(f) **Complaints: Discipline, Discharge and Removal**<sup>37</sup>. The appointed officers and members of the Department shall hold office during good behavior and until removed for ~~cause upon written charges, required administrative review and, if appealed, after hearing. The Commission shall meet and hear, upon written request, the complaint just cause (or such standard of Law or collective bargaining agreement). Final determinations of removal or discipline shall be considered by the Commission upon appeal by the affected party or complainant following a disciplinary action (under §8-5.A(4)(c) of this Charter) or referral by the Chief of Police in accordance with Law or with any applicable provisions of collective bargaining agreement. In such event, the Commission shall meet and hear, the appeal of:~~

**Commented [S16]:** MY FIX BASED UPON A DISCUSSION WITH TOWN ATTORNEY,

(i) any member of the Police Department by reason of the acts or conduct of any officer<sup>38</sup>.

(ii) any civilian<sup>39</sup> by reason of any alleged misconduct or malfeasance or other violations of Law and the policies, rules and regulations of the Department<sup>40</sup> of any member of the Police Department<sup>41</sup>,

Said ~~administrative reviews~~ referrals and appeal proceedings shall be conducted in accordance with the ~~provisions of an Ordinance and/or regulations governing departmental and civilian complaints and appeals as may be promulgated by the Police Commission in accordance with~~ Law and any applicable provision of a collective bargaining agreement.

**Commented [S17]:** SEE NOTE, ABOVE.

~~as well as any regulations of the Department and the Commission consistent therewith.~~ As a party to any proceeding or hearing, any member of the Police Department may be represented by counsel<sup>42</sup>.

Receipt and notice of all complaints shall be transmitted to ~~the members of~~ the Commission by the Chief in accordance with applicable regulations<sup>43</sup>. Procedures

**Commented [S18]:** TOWN ATTORNEY AND I AGREE THAT THE COMMISSION SHOULD BE AWARE THAT COMPLAINTS ARE FILED BUT NOT OF THE CONTENT ODF SAID COMPLAINTS SINCE THE COMMISSION MAY BE SITTING ON AN APPEAL.

## POLICE COMMISSION REVISIONS IN ACCORD WITH RECOMMENDATION #16

for civilian complaints shall permit complainants to file with the Commission ~~only~~ under ~~circumstance~~~~circumstances~~ set forth ~~therein~~~~by the Commission in writing~~<sup>44</sup>. Said Commission shall make such recommendations as it deems reasonable to adjust a complaint heard by it but shall not commit the Town for the payment of money damages and may not affect the rights of any person under the Merit System<sup>45</sup>.

**(g) Professional Services<sup>46</sup>.** While the Commission is an instrumentality of the executive departments of the Town and is obligated to comply with Law and any agreements pertaining to the Town, the Commission may retain any necessary professional services for advice on specific matters under their jurisdiction, following consultation with the Town Attorney. In furtherance of this authority, the annual Town Budget shall include a specific line-item appropriation for the Police Commission for said professional services in an amount equal to four-tenths of one (.4%) percent of the approved general fund budget for the Police Department in the ensuing fiscal year.

**(3) Appointment and Membership<sup>47</sup>.** The Commission shall consist of nine (9) Electors of the Town, one each selected from the Legislative Council Districts of the Town, appointed as set forth in §7-1.B of this Charter<sup>48</sup>. The Commission shall choose a chair and such other officers as it may desire<sup>49</sup>.

**(a) Term<sup>50</sup>.** Following the completion of the transition terms set forth below the Mayor shall appoint members for a term of three (3) years, for a term commencing on the 1<sup>st</sup> Day of January of the year of appointment<sup>51</sup>.

**(b) Transition Terms.** The Mayor shall each appoint:

i. One member each from the 1<sup>st</sup>, 4<sup>th</sup> and 7<sup>th</sup> Legislative Council Districts to a term of three (3) years commencing on the 1<sup>st</sup> Day of January 2022 and thereafter to a term of three (3) years commencing on the 1<sup>st</sup> day of January 2025.

ii. One member each from the 2<sup>nd</sup>, 5<sup>th</sup> and 8<sup>th</sup> Legislative Council Districts to a term of two (2) years commencing on the 1<sup>st</sup> Day of January 2022 and thereafter to a term of three (3) years commencing on the 1<sup>st</sup> day of January 2024.

iii. One member each from the 3<sup>rd</sup>, 6<sup>th</sup>, and 9<sup>th</sup> Legislative Council Districts to a term of one (1) year commencing on the 1<sup>st</sup> Day of January 2022 and thereafter to a term of three (3) years commencing on the 1<sup>st</sup> day of January 2023.

**(c) Qualifications<sup>52</sup>.** Members of the Commission shall have a variety of personal, business and professional experience, including any of the following fields: law, public policy, social work, psychology, mental health, law enforcement (although not in the HPD), community organizing, civil rights, the planning, design and permitting of traffic and transportation projects (including traffic analysis and impact), engineering, land development and infrastructure projects; and advocacy on behalf of (1) immigrant or undocumented people; people with

**Commented [S19]: RECOMMENDATION #19:** The Commission should remove the "dedicated funding" provision and require a budget line item to be funded as part of the annual budget request.

**Commented [S20]: RECOMMENDATION #5:** Eliminate the utilization of representation by Legislative Council Districts and utilize the term "geographic representation and diversity" to be monitored by the Diversity, Equity and Inclusion Commission.

## POLICE COMMISSION REVISIONS IN ACCORD WITH RECOMMENDATION #16

disabilities and/or mental health disorders or (3) LGBTQ+ people. In addition to these requirements the Mayor and President of the Legislative Council are required to comply with the requirements of §7-1.G of this Charter. No more than two (2) members shall be current or retired law enforcement officers or officials or immediate family of such member or official, as said term may be defined by the Board of Ethics, and no member or retired member of the Hamden Police Department shall be appointed to said Commission in order to avoid appearance or violation of the provisions of this Charter or Ordinances pertaining to conflict of interest.

**(d) Adherence to Best Practices and Standards: Grounds for Removal.** In order to manifest and exemplify the highest standards of conduct and best public safety and police practices and traffic planning standards, members are required to engage in training sessions offered by the Citizens' Police Academy operated by the Department or any successor program of the Department. Additional training shall utilize organizations recognized for their advocacy of best practices in the public safety services as well as internal (agency culture, policy administrative processes or training) and external (transparency, community engagement and interactions with various populations) policing strategies<sup>H</sup>. In the event such training programs are not available, the Town shall support and fund mandatory training for the members and other programs recommended by the Chief of Police or by a majority vote of the Commission present and voting. Said training shall not later than six (6) months following confirmation to the Commission by the Legislative Council and prior the commencement of a new term. Failure to participate in training sessions constitutes grounds for removal from the Police Commission. The Chief of Police shall be responsible for notifying members of their training requirements.

**Commented [S21]:** THIS IS LANGUAGE I DEvised IN ORDER TO MOVE THE ORGANIZATIONS TO THE FN. THE "INTERNAL" AND "EXTERNAL REFERENCES" ARE MODELED ON AN IACP TRAINING PROTOCOL FOR 21<sup>st</sup> CENTURY POLICING INITIATIVES.

**Commented [S22]:** BASED UPON MY DISCUSSION WITH TOWN ATTORNEY.

---

<sup>H</sup> **Charter Revision Commission Commentary: Training.** At the time of the adoption of this Charter the following organizations would qualify as training resources: International Association of Chiefs of Police ("IACP"), Federal Law Enforcement Training Center ("FLETC"), Office of Community Oriented Policing Services, DOJ ("COPS"), National Association for Civilian Oversight of Law Enforcement, the National League of Cities, United States Conference of Mayors, Connecticut Conference of Municipalities ("CCM"), Connecticut Interlocal Risk Management Agency ("CIRMA"), the American Planning Association (Transportation Planning Division) or regional affiliates, National Alliance on Mental Illness ("NAMI") and the Council of State Governments Justice Center, their successor organizations or other similar organizations.



## POLICE COMMISSION REVISIONS IN ACCORD WITH RECOMMENDATION #16

<sup>1</sup> 1983 Charter section 10-3.

<sup>2</sup> Modification of 2011 Charter Section 7-2.C (1), which was approved in the 2011 Charter Revision. See also 1983 Charter section 10-3.

<sup>3</sup> NEW (2021). See, C.G.S. §14-297, definition of "Traffic Authority".

<sup>4</sup> NEW (2021).

<sup>5</sup> Recodification and modification of 2011 Charter section 7-2.C(3)(a) which modified Modification of 1983 Charter section 10-3 (first paragraph, third sentence).

<sup>6</sup> Recodification and modification of the following clause of 2011 Charter section 7-2.C (1): ... "the oversight of the general management (including operations) of the Police Department of the Town and the equipment used by the members of the Department."

<sup>7</sup> ~~NEW (2021) ("control").~~

<sup>8</sup> ~~NEW (2021) ("governance").~~

<sup>9</sup> ~~NEW (2021) ("supervision"); governance.)~~

<sup>10</sup> NEW (Charter Revision of 2011). The Charter cites C.G.S. § 7-276. Powers of Commissioners as a point of reference: "Such boards [established by ordinance] shall have all of the powers given by the general statutes to boards of police Commissioners, shall have general management and supervision of the police department of such town and of the property and equipment used in connection therewith".

<sup>11</sup> NEW (2021).

<sup>12</sup> NEW (2021)

<sup>13</sup> Recodification and modification of 2011 Charter section 7-2.C(3)(b) which modified 1983 Charter section 10-3 (first paragraph, fourth sentence) by adding the term "and comment on...".

<sup>14</sup> NEW (2021)

<sup>15</sup> NEW (2021) (Final clause).

<sup>16</sup> Recodification and modification of the following clause of 2011 Charter section 7-2.C (1): "In this regard, the Commission shall approve or disapprove policies, rules and regulations proposed by the Chief of Police as set forth in §8-5. A (4) of this Charter."

<sup>17</sup> NEW (Charter Revision of 2011). Again citing C.G.S. § 7-276. "Such boards...shall make all needful regulations for the government thereof not contrary to law and may prescribe suitable penalties for the violation of any such regulation, including suspension or removal from office of any officer or member of such police department".

<sup>18</sup> NEW (2021).

<sup>19</sup> NEW (2021).

<sup>20</sup> Recodification and modification of 2011 Charter section 7-2.C(3)(c) which modified 1983 Charter section 10-3 (second paragraph, first sentence) by adding the term "sole" and the clause "remove officers and members of the police department under such regulations as it adopts for that purpose" as set forth in C.G.S. § 7-276. "Such board...shall have the sole power of appointment, promotion and removal of the officers and members of such police department, under such regulations as it adopts for the purpose".

<sup>21</sup> ~~NEW (2021).~~

<sup>22</sup> NEW (2021).

<sup>23</sup> NEW (2021).

<sup>24</sup> Recodification and modification of 2011 Charter section 7-2.C(3)(c)(i) (deletion of "promote")

<sup>25</sup> Note: The applicable rule at the time of adoption of this amendment in 2021 was the "Rule of Three;" in other words, the "top three (3) candidates."

<sup>26</sup> Modification of 1983 Charter section 10-3 (second paragraph, first sentence), by using the following in lieu of the term "Civil Service": "...Merit System eligibility list promulgated under civil service rules and regulations".

<sup>27</sup> NEW (2021).

<sup>28</sup> Recodification and modification of 2011 Charter section 7-2.C(3)(c)(i) (deletion of "appoint")

<sup>29</sup> Note: The applicable rule at the time of adoption of this amendment in 2021 was the "Rule of Three;" in other words, the "top three (3) candidates."

<sup>30</sup> Modification of 1983 Charter section 10-3 (second paragraph, first sentence), by using the following in lieu of the term "Civil Service": "...Merit System eligibility list promulgated under civil service rules and regulations".

<sup>31</sup> NEW (2021).

## POLICE COMMISSION REVISIONS IN ACCORD WITH RECOMMENDATION #16

---

<sup>32</sup> NEW (2021) (“...and law, including provisions of any applicable collective bargaining agreement.”). At the time of adoption promotions are further governed by Article 36 of the “Tentative Agreement between the Town of Hamden and UPSEU / COPS, LOCAL 062 (The Hamden Police Department), effective July 1, 2014 - June 30, 2022 (“2014 – 2022 CBA”).

<sup>33</sup> Recodification and modification of 2011 Charter section 7-2.C(3)(c)(ii)

<sup>34</sup> Recodification and modification of 2011 Charter section 7-2.C(3)(c)(iii) which recodified 2011 Charter section 7-2.C(3)(c)(i).

<sup>35</sup> NEW (2021) (final clause).

<sup>36</sup> Modification of 1983 Charter section 7-2.C (3)(c)(iii) (second paragraph, second sentence).

<sup>37</sup> Recodification and modification of 2011 Charter section 7-2.C (4), which was approved in 2011. See, C.G.S. § 7-276 “...and such appointees shall hold office during good behavior and until removed for cause upon written charges and after hearing”. At the time of adoption promotions are further governed by Article 36 of the 2014 – 2022 CBA

<sup>38</sup> Recodification and modification of 2011 Charter section 7-2.C(4)(a), which modified 1983 Charter section 10-3 (third paragraph, first sentence).

<sup>39</sup> NEW (2021) (“civilian” replaces “citizen of the Town”).

<sup>40</sup> NEW (2021) (“other violations of Law and the policies, rules and regulations of the Department”)

<sup>41</sup> Recodification and modification of 2011 Charter section 7-2.C(4)(b), which modified 1983 Charter section 10-3 (third paragraph, second sentence).

<sup>42</sup> Recodification and modification of 2011 Charter section 7-2.C (4) (first sentence of last paragraph), which modified 1983 Charter section 10-3 (third paragraph, third sentence)

<sup>43</sup> NEW (2021)

<sup>44</sup> NEW (2021)

<sup>45</sup> Recodification and modification of 2011 Charter section 7-2.C (4) (second sentence of last paragraph), which modified The remainder of the section following the last footnote is 1983 Charter section 10-3 (third paragraph, fourth sentence).

<sup>46</sup> NEW (2021).

<sup>47</sup> Modification of 1983 Charter section 10-3 (first sentence).

<sup>48</sup> Modification of 1<sup>st</sup> sentence Sec. 7-2.C (2).

<sup>49</sup> Modification of 1983 Charter section 10-3.

<sup>50</sup> In lieu of the following language in 1983 Charter section 10-3 (first paragraph, second sentence): “The Mayor shall during the month of December in odd-numbered years, appoint such Commissioners who shall serve for a term of two (2) years from January 1<sup>st</sup> following their appointment, and until their successors have been appointed and qualified.

<sup>51</sup> Modification of the following language in 1983 Charter section 10-3 (first paragraph, first sentence): “...no more than three (3) of the members of such Commission shall belong to the same political party”.

<sup>52</sup> NEW (2021)