

**Town of Coventry
Charter Revision Commission
Regular Meeting
Wednesday March 19, 2026
6:30 PM
Town Hall Annex, 1712 Main Street
Zoom Meeting Link Below**

1. Call To Order, Roll Call

2. Approval Of Minutes

A. Minutes, March 4, 2026

Documents:

[CHARTER REVISION MEETING MINUTES, MARCH 4.PDF](#)

3. Discussion With Finance Director And Collector Of Revenue

4. Review Of Changes From Prior Meeting

Documents:

[CURRENT COVENTRY TOWN CHARTER.PDF](#)
[DRAFT CHARTER REVISION V6.PDF](#)
[SECTIONS 8-6 AND 9-1 PROPOSED LANGUAGE.PDF](#)

5. Review And Discussion Of Charter Chapter IX

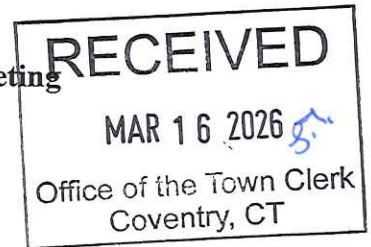
6. Review And Discussion Of Charter Chapter X

7. Planning Of Meetings And Discussion Of Charter With Town Staff

8. Other Business

9. Adjournment

UNOFFICIAL MINUTES
Town of Coventry Charter Revision Commission Meeting
March 4, 2026 6:30 PM
Town Hall Annex



1. Call To Order, Roll Call:

The Meeting was called to order by Commission Chair Mike Petro at 6:30 PM.

Members Present: Mike Petro-Chairman, Justin Murphy-Vice Chairman, Monica Gallegos-Ramirez-Secretary, John Elsesser, Jen Beausoleil, Cheryl Resha and Tim Liptrap (Joined Remotely at 7:25 PM).

Members Absent: None

Also Present: James Drumm-Town Manager, and Alex Taylor-Special Projects Coordinator.

2. Audience of Citizens: (30 Minutes - 5 Minutes maximum per citizen):

Mary Ann Hansen, 74 Avery Shores:

Hansen proposed that the Charter Revision Commission consider a Board of Ethics to handle potential conflict of interest situations, as an unbiased, impartial board. She reminded that the Town Council appoints members of Boards and Commissions, so when a conflict-of-interest issue arises on a Board or Commission, it is brought to the Town Council, which is similar to 'policing oneself'. She felt this would be a good idea as the town gets larger and problems are more complex. She informed that there are other towns, like Vernon, who utilize a similar Board of Ethics.

3. Approval Of Minutes:

A. Minutes, February 4, 2026:

Motion: I move to accept the February 4, 2026, Charter Revision Commission Meeting Minutes.

By: Elsesser

Second: Beausoleil

Discussion/Edits:

- Pg. 2, 2nd paragraph. 1st sentence, change, "Elsesser raised potential concerns with whether the language should be further clarified to restrict volunteer members of the Fire/EMS Departments from serving on the Town Council, as they are technically employees of the town." to "Elsesser raised potential concerns with whether the language should be further clarified regarding volunteer members, for example members of the Fire Departments serving on the Town Council."

Motion: I move to accept the February 4, 2026, Charter Revision Commission Meeting Minutes as amended.

By: Beausoleil

Second: Murphy

Vote: Unanimously in favor

4. Review of Changes from Prior Meetings:

Murphy discussed the proposed language he offered to draft last meeting:

Section 2-3: Voting Districts:

Murphy reiterated his proposed language, “There should be a minimum of one voting district, and the number of voting districts may be increased or decreased, and the boundaries altered by ordinance of the town council.” which he felt is simplified but also requires the Town Council to create an ordinance to change the number of voting districts from 2 to 1. He reminded that the current Charter requires that the town has 2 voting districts, and his proposed language does not automatically make the change in number of districts.

Beausoleil proposed language that clarifies that from the date of enactment of this version of the Charter, there will be only 1 voting district. It was also suggested that this be discussed with the Town Council, as to what they prefer. The Commission had consensus to add language to the Charter to explicitly stating that the town will have 1 voting district in place with the effective date of the new version of the Charter, if passed. It will be discussed with the Town Council during the review and can be changed if they disagree or want to draft an ordinance for the change.

Beausoleil proposed the following language to be added to the Charter, “There shall be one voting district. The number of voting districts may be increased or decreased, and the boundaries altered by ordinance.” Petro suggested adding “of the Town Council” after “ordinance”, as it is an administration function of the Town. The Commission agreed.

Section 7-1: Official Bonds:

Murphy reminded that the Commission had a lengthy discussion and ultimately decided to include language that would ensure the town would be obligated to indemnify employees and volunteers serving on commissions. He commented that he did not come up with language as, following further review, he found it unnecessary under current CT General State Statutes. He explained there are 2 statutes that may cover this section:

1. “Assumption of liability for damage caused by employee of the municipality or a member of the local emergency training district.” He explained this covers the town for damage of a person’s property.
2. CGS 7-101A-Protection of municipal officers and municipal employees from damage suits. Reimbursement of defense expenses, liability insurance, time limit for filing notice, and commencement of action. This statute states: “Each municipality shall protect and save harmless any municipal officer, whether elected or appointed, of any board, committee, council, agency, or commission, including any member of any local emergency planning committee appointed from such municipality...”

It was discussed whether to have Section 7 of the Charter remain, with references to CT General State Statutes. Points were made that leaving Section 7 with references to CGS is more clear for employees, volunteers, etc., versus including the indemnification language in the employee and volunteer handbook. The Commission wanted to avoid confusion, and make sure whichever language included was still applicable.

Elsesser was concerned if indemnification, or bonds for employees, were left out of the Charter that employees may feel threatened. The Commission discussed that it would be Drumm’s responsibility to ensure that they are covered under state statute, and evidence or letters from CIRMA and the Town Attorney.

Taylor explained that the Town Attorney was asked about whether bonds should remain in the Charter. The Town Attorneys response indicated that statutory bonds for most town officials were appealed in 1982, and that he felt it was unnecessary for it to remain in the Charter. He added that it is likely in the insurance coverage for the town for those who handle money. Additionally, the insurance carriers can advise on necessary coverage.

The Commission had consensus to strike Section 7: Bonds and Compensation/Indemnification but reserve the section for future use if needed.

Suggested changes:

- Section 2-3, add, "There shall be one voting district. The number of voting districts may be increased or decreased, and the boundaries altered by ordinance of the Town Council."
- Strike Section 7 (remove title and leave blank) but reserve the Section in the Charter for the time being.

5. Review and Discussion of Charter Chapter VIII-Finance and Taxation:

Beausoleil commented that in Chapter 8, the Town Meeting is referenced quite a bit, but it is the subject of the following Chapter (9). She felt that the Town Meeting should be defined before discussing them in the budget process. She noted that Chapter 7 is now "blank", and it could be moved to that. The Commission agreed to do what is logical but decided to work through Chapters 8 and 9 before moving things around.

Section 8-1. Fiscal Year: No further discussion at this time.

Section 8-2. Borrowing:

Beausoleil discussed that in Section 8-2, it states that at the Annual Town Meeting, there is a vote to allow the Town Manager to do temporary borrowing for operations, until tax collections catch up. She was curious if this has to happen at Town Meeting per state statute, or if the Town Council could vote to authorize this. There was discussion around this that ultimately determined it was best to ask the Town Attorney. Beausoleil felt it was best to have the Town Council make this decision as they are the fiduciary municipal agency. Resha agreed as, if the voters decided to not grant the Town Manager that authority, then the Town Manager would not be able to run the Town. Murphy also agreed that these decisions should not be made by the few who attend the Town Meeting. Taylor will reach out to the attorney.

Section 8-3. General Form of Budget Presentation: No further discussion at this time

Section 8-4. Departmental Estimates:

Beausoleil explained that she would like to see the comma separated items listed as bullets or sub-sections. The Commission reviewed and felt it was fine as is.

The Commission also reviewed the budget process from the Town Manager's proposal to referendum to determine if anything needs to be removed.

Section 8-5. Duties of the Town Manager on the Budget:

Beausoleil shared concerns with the dates included, and that town departments are required to give their budgets to the Town Manager by March 12th, and then the Town Manager needs to provide his budget to the Town

Council by March 22nd which is a tight timeline. Drumm explained that it is typically done much earlier. Beausoleil also discussed that it would be better to have these dates more into spring, as there would be a better idea of revenues from the state or required mandates included in state legislature. She reminded that in order for the BOE to get their budget to the Town Manager, they are working on it in early February and none of this information is available. Elsesser suggested that the dates for BOE could be moved, and it does not impact the town department budgets. Those can still move forward with the budget process, if the BOE needs more time.

It was also reminded that the CIP (Capital Improvement Plan) is due in December. However, it is a little more flexible should a priority item need to be added last minute. Beausoleil explained that this is different than the BOE budget where appropriations need to be supplied by early February, and the budget only ever gets decreased regardless of if there is reduced state funding or costly mandates. This requires the BOE to make estimated guesses rather than having more accurate figures. She explained that they usually have to make a guess with the health insurance figure, which is a large line item in the budget. She felt that the BOE appropriate does not need to go to the Town Manager much earlier than the Town Council presentation as he does not make changes to the BOE proposal. She feels the BOE's estimates should be provided to the Town Manager on a date closer to his presentation to the Town Council. Drumm felt that moving the BOE timeline would not give the BOE that much more time, to the point of getting more accurate numbers, unless the entire budget time frame was changed.

Drumm explained that he and Elsesser discussed moving the budget timeline previously, but it was determined that voters don't typically vote the budget down due to the accuracy of legislature numbers. Additionally, moving the timeline results in a shorter time frame to turnaround the budget for a 2nd vote should it fail the 1st time. Beausoleil proposed moving the referendum 2 weeks, so it's the 3rd week in May, allowing for the Annual Town Meeting to be held in May instead of April. This would give a better idea of the budget negotiations happening in legislature, or they may even be completed during a short session. The Commission discussed the feasibility of moving these dates, with getting tax bills out on time. It was determined to be tight, but doable.

Elsesser proposed that after 3 failed budget votes, the budget would automatically get adopted using 2%. Drumm shared that there are some communities that after 3 months, the Town Council's last version is what is adopted, and they have the ability to make changes. Beausoleil shared another option, modeled after Bolton's process, that after the 1st budget fails the town moved to a two-week cycle until it passes. There were concerns that Elsesser's proposal would be taking away the taxpayers' right to cut the budget, as well as incentivizing to continue to vote the budget down.

Discussion continued on different timelines for the budget process in terms of Annual Town Meeting and the referendum, as well as the option to move the Annual Town Meeting from a Saturday to a weekday night.

Resha commented that she was in favor of moving the dates 2 weeks, to know more of what the legislative bill will look like. It was discussed that this would put the Annual Town Meeting right at Mother's Day and during many college graduations.

The Commission suggested taking the Board of Ed out of the estimates section, and adding a separate sentence to clarify the BOE is to have their estimates by a "no later than date".

The Commission discussed the Council reviewing the Town Manager's proposed budget before the hearing. Elsesser advised against this and felt that the hearing should remain before the Council's public review process. Murphy commented that the Charter states the public hearing can be no later than April 21st, which is well after the scheduled date of March 5th for this year. Elsesser explained that the timeframe had been moved up as the for an accelerated budget process as the existing Charter timeframes do not allow for a turnaround if needed.

It was determined not to move any official dates listed in the Charter but reminded that there is flexibility internally to move dates if needed.

Section 8-6. Duties of the Town Council:

Beausoleil shared that there seems to be a problem with the dates, as the materials need to be provided 10 days prior to the presentation at the Annual Town Meeting. It was discussed that citizens really only need 48 hrs. ahead of time, with the materials being available electronically. The Commission suggested replacing the requirement for materials from 10 days prior to the meeting to 48 hrs. prior to the meeting or public hearing (throughout Section 8 and 9).

There was some confusion about the terms "Annual Town Meeting" and "Budget Meeting". It was confirmed that they are the same thing. However, a public hearing is different. The materials availability requirement is the same for both. It was clarified that the notice of the meeting needs to remain 10 days prior as that is what is required by state statutes.

Beausoleil shared that she has heard that taxpayers don't agree with the Annual Town Meeting, as it allows those in attendance to modify the budget, and the attendance at this meeting is not an accurate representation of all taxpayers. Murphy reminded that he proposed a threshold is needed in order to make changes, for example 5% of registered voters. He also suggested that the Commission considers that changes could be made to increase the budget, as currently at the Annual Town Meeting only decreases are allowed to be made. He proposed the following language to be added to the end of Section 8-6, replacing the last sentence:

At the annual budget meeting, the town council recommended budget may be amended, (either to increase or decrease) any appropriation provided that no such amendment shall be adopted unless at least (5%) of the registered voters, or eligible taxpayers, of the town, as determined by the latest official registry list, are present and voting at such meeting. If fewer than (5%) of such voters, or eligible taxpayers, are present voting, no amendment shall be made to the Town Council recommended budget and shall proceed to referendum without modification.

The Commission agreed that this is a good idea. It was also discussed that the CHS Auditorium holds up to 700 people, so there is some wiggle room before they would run out of space if a full 5% (roughly 500 people) showed up.

Elsesser shared that he does not disagree with the thought but had concerns that this large of a change would not allow the Charter to pass. It was thought that this revision could be separated out as its own question, if it was felt the item was controversial. It was also discussed that instead of a percentage of voters, it could be based on

an expenditure increase. Some towns don't send their budgets to vote at all if the expenditure increase is more than 2% or 3%, or if the expenditure increase is less than 3% than an amendment is not allowed. Murphy shared concerns that this idea would be hard to pass. However, others felt it was a good base starting point seeing how the Charter has not been revised in so long.

Elsesser continued to share concerns with this big of a change and felt it would discourage engagement as the town would never be able to meet the thresholds. Other Commission members disagreed and felt that it could encourage more engagement if those who want to vote for increase would be incentivized to show up. Additionally, the Town Meeting would still serve its purpose of being informational about the budget. They stressed that the only thing that this revision changes is allowing a small percentage of taxpayers voting for decreases at the budget. Beausoleil reminded that the Annual Town Meeting and referendum would still exist, but amendments to the budgets would not be able to be made unless the proposed threshold was met. She continued that if people don't approve of the budget, they vote no at the referendum.

Drumm reminded that there is no way to know if the budget fails, if voters voted 'No' because they felt the budget was too high or too low. Beausoleil felt that enough feedback is typically given from the community. Drumm mentioned the possibility of a poll being available. Resha added that this type of question was included on the budget vote in another town. At the 1st referendum the budget failed as the citizens felt it was too low, which was indicated with their vote. She added that they increased the budget and it passed the 2nd time around.

The discussion around the budget amendment threshold continued. It was suggested that the 5% of registered voters be reduced to 3%, which is still more than how many typically attend. Liptrap shared what other towns around the state do regarding budget amendments, which vary from 100 registered voters to 5% of registered voters being able to vote for a change in the increase or decrease. The Commission discussed that they want to have the threshold continue to include registered voters and eligible property owners. The Commission still agreed to a 3% of registered voters, or eligible property owners, to vote on an increase or decrease to the budget at the Annual Town Meeting.

Murphy noted that similar language from Section 8-6 is in Section 9-1 and would need to be replaced with the revised language as proposed for 8-6. The Commission agreed.

Murphy found information that that notice of the Annual Budget Meeting could be 5 days instead of the current stated 10 days. The Commission agreed to make that change in Section 8-6, if allowed. Taylor will confirm with the town attorney.

Section 8-7. Adoption of the Budget:

Beausoleil noted that some Charters reference when and how the Town Council can set the mil rate and felt it would be good for Coventry to do the same. She shared concerns for when the budget fails to get adopted by the beginning of the fiscal year and the impact on tax payments.

Section 8-8. Expenditures and Accounting:

Beausoleil stated there is a reference to 'checks' in subsection (b) and felt that the term should be 'payment' or something else generic.

Elsesser suggested double checking the job descriptions to make sure that the correct positions are listed in the subsections as referred to in state statute.

Liptrap questioned the Town Manager's authority to use emergency spending during a situation like a natural disaster. It was explained that this authority is already given in the budget. If it was a large amount, Drumm stated that the Council should be involved anyways. Funds could be allocated from the 1.5% fund.

Liptrap also asked if in subsection (h) the term "knowingly" should be changed to a different term. Commission members felt it was fine as is. The removal of employees with cause was discussed. Taylor noted that many removals are typically governed by contracts.

Chapter 8-Final Suggestions Summary:

- Section 8-2: Taylor to ask the Attorney if it is required to have a vote at Town Meeting for temporary borrowing for operations between tax collection, and if it could be replaced by a vote of the Town Council.
- Section 8-6: Instances of materials being required 10 days prior to public hearing or Annual Town Meeting is to be changed to 48 hrs. prior.
- Section 8-6, include Murphy's proposed language, replacing the last sentence of the section, with the indication to include registered voters and eligible taxpayers, and a reduction of the threshold percentage from 5% to 3%.
- Section 8-6, change "Not less than ten (10) days prior to the annual budget meeting..." to "Not less than five (5) days prior to the annual budget meeting".
- Section 8-8, subsection (b), change "checks" to "payments" and "countersigned" to "approved".
- Section 8-8, subsection (c), "town" is missing a "t".
- Section 8-8, subsection (h), last line, change "his" to "their".

Motion: I move to continue all remaining agenda items to the next meeting, on March 19th.

By: Liptrap

Second: Resha

Discussion: It was clarified that the Finance Director and Collector of Revenue will be at the next meeting. Resha also noted that she found that the Annual Town Meeting needs to be by the 1st Monday in May, which is likely why it is in the Charter to be no later than the last Saturday of April.

Vote: Unanimously in favor

6. Review and Discussion of Charter Chapter IX-The Town Meeting: Continued.

Section 9-1. Annual and Special Meetings:

Section 9-2. Procedure:

Section 9-3. When Action by Town Meeting Required:

Section 9-4. Petition for Overrule of Action of Council:

Section 9-5. Petition for Enactment of Ordinances:

Chapter 9-Final Suggestions Summary:

7. Planning of Meetings and Discussion of Charter With Town Staff: Continued.

8. Review of Charter Revision Schedule:

Taylor reminded that this item was added at the request of the Commission and asked the Commission to review the timeline for when things need to be finished. Petro agreed and reminded that the Commission added a third meeting in March, set for the 25th, in order to meet the deadlines.

The Commission also reminded that they have regularly scheduled meetings Wednesday, April 1st and Thursday, April 16th. Additionally, a special meeting is tentatively scheduled for Wednesday, April 8th.

9. Other Business: Continued.

10. Adjournment:

Beausoleil motioned to adjourn at 9:06 PM, seconded by Murphy. The meeting was adjourned by unanimous vote at 9:06 PM.

Respectfully Submitted,

Nicole Archambault

Nicole Archambault, Minutes Clerk

PLEASE NOTE: These minutes are not official until approved by the Charter Revision Commission at the next Charter Revision Commission meeting. Please see the next Charter Revision Commission meeting minutes for approval or changes to these minutes.

PART I

CHARTER AND SPECIAL ACTS

Subpart A CHARTER¹

CHAPTER I. INCORPORATION AND GENERAL POWERS

Section 1-1. Incorporation.

All the inhabitants dwelling within the territorial limits of the Town of Coventry, as heretofore constituted, shall continue to be a body politic and corporate under the name of "Town of Coventry," hereinafter called "town," and as such shall have perpetual succession and may hold and exercise all powers and privileges heretofore exercised by said town and not inconsistent with the provisions of this Charter, the additional powers and privileges herein conferred and all powers and privileges conferred upon towns under the general law of the State of Connecticut.

Section 1-2. Rights and obligations.

All property, both real and personal, all rights of action and rights of every description and all securities and liens vested or inchoate in said town as of the effective date of this Charter [November 4, 1969] are continued in said town and said town shall continue to be liable for all debts and obligations of every kind for which said town shall be liable on said date whether accrued or not. Nothing herein shall be construed to affect the rights of said town to collect any assessment, charge, debt, or lien. If any contract has been entered into by said town prior to the effective date of this Charter [November 4, 1969] or any bond or undertaking has been given by or in favor of said town which contains provision that the same may be enforced by any commission, board, department or officer therein named, which is abolished by the provisions of this Charter, such contracts, bonds, or undertakings shall be in no manner impaired but shall continue in full force and effect and the powers conferred and the duties imposed with reference to the same upon any such commission, board, department or officer shall, except as otherwise provided in this Charter, thereafter be exercised and discharged by the council of said town.

¹Editor's note(s)—Printed herein as Subpart A of Part I is the Charter of the town, as adopted by the voters of the town on October 2, 1967, and effective on November 4, 1969, together with revisions dated November 6, 1973, November 5, 1974, November 4, 1986, and November 5, 1991. Future amendments will be indicated by parenthetical history notes following amended provisions. The absence of a history note indicates that the provision has not been amended since November 5, 1991. Obvious misspellings have been corrected without notation. For stylistic purposes, a uniform system of headings, catchlines and citations to state statutes has been used. Additions made for clarity are indicated by brackets. Subpart B is a list of the Special Acts relating to the town.

Section 1-3. General grant of powers.

In addition to all powers granted to towns under the constitution and general law, the town shall have all powers specifically granted by this Charter and all powers fairly implied in or incident to the powers expressly granted, and all other powers incident to the management of the property, government and affairs of the town, including the power to enter into contracts with the United States or any federal agency, State of Connecticut or any political subdivision thereof for services and the use of facilities, the exercise of which is not expressly forbidden by the constitution and general law of the State of Connecticut. The enumeration of particular powers in this and any other chapter of this Charter shall not be construed as limiting this general grant of power but shall be considered as an addition thereto.

CHAPTER II. ELECTIONS

Section 2-1. General.

- (a) Nomination and election of federal and state officers, including registrars of voters, and of such elective municipal officers, boards and commissions as are provided for in this Charter shall be conducted, and the registrars of voters shall prepare lists of electors qualified to vote therefor, in the manner prescribed in the constitution and general laws of the State of Connecticut, except as hereinafter provided.
- (b) A meeting of the electors of the Town of Coventry for the election of municipal officers shall be held on the first Tuesday after the first Monday of November in odd-numbered years. The terms of all municipal officers shall commence on the first Wednesday following their election and they shall hold office until their successors have been chosen and qualified. Except as otherwise provided in this Charter, all elective town officers, boards and commissions shall have the powers and duties prescribed by law.

Section 2-1A. Election of council.

At the meeting of the electors of the Town of Coventry for the election of municipal officers, there shall be elected seven (7) members of the town council. Each party shall nominate a maximum of five (5) candidates to run for the council, [and] the seven (7) receiving the highest votes shall be elected. No person shall vote for more than five (5).

Section 2-2. Minority representation except as provided in section 2-1A.

Minority representation on any elective or appointed board, commission, committee or similar body of the town shall be determined in accordance with the following provisions: When the total membership of the board is odd, not more than the bare majority shall be members of the same political party; and when the total membership of the board is even, not more than one-half (½) shall be members of the same political party.

Section 2-3. Voting districts.

There shall continue to be two (2) districts which will remain as they now exist and the number of voting districts shall not be increased nor the boundaries altered except by ordinances of the town council. No change in the boundaries of voting districts shall be made within ninety (90) days prior to an election. The town council shall provide suitable polling places in the district or districts, and shall define the boundaries of the area to be served by each polling place. The councilmen, town clerk, registrars of voters and all other officers of the town shall perform the duties required of them by law with respect to elections in the voting district or districts. All action taken under the provisions of this section shall be in accordance with the General Statutes.

Section 2-4. Breaking a tie.

When any regular or special municipal election, primary election or referendum conducted pursuant to the provisions of this Charter results in a tie, an adjourned election shall be conducted in accordance with the provisions of the General Statutes, to determine who shall be elected, or in the case of a question at referendum, whether it shall be accepted or rejected. Said adjourned election shall be held on the seventh (7th) day after the election which resulted in a tie and shall be confined to the tied candidate or issues. Any voting machine, the returns from which are not subject to disagreement, may be unlocked and used in said special election. If voting machines are not available in sufficient number, paper ballots may be used in place of or in conjunction with voting machines.

Section 2-5. Vacancies.

Any vacancy in any elective town office, except the board of education, from whatever cause arising, shall be filled by appointment by the town council for the unexpired portion of the term or until the next biennial election, whichever shall be sooner; provided that when the persons vacating the office shall have been elected as a member of a political party, such vacancy shall be filled by the appointment of a member of the same political party. In the case of the board of education vacancies shall be filled in accordance with the provisions of the Connecticut General Statutes. If there shall be a biennial election before the expiration of the term of any office in which a vacancy occurs, such office shall be filled until said election of a person to fill that office for the remaining portion of the term, and such person shall take office upon election.

Section 2-6. Eligibility.

No person shall be eligible for election to any town office, or appointment to any town board, commission, committee or similar body who is not at the time of his election, or appointment, a resident elector of said town and any person ceasing to be a resident and elector of said town shall thereupon cease to hold such elective or appointive office in town.

CHAPTER III. THE TOWN COUNCIL

Section 3-1. The council.

There shall be a town council consisting of seven (7) members, hereinafter referred to as "the council," the members of which shall serve without compensation except for the reimbursement of actual expenses incurred in the performance of official duties. No member of the council shall hold any office of profit under the government of the Town of Coventry, nor shall he, during the term of office for which he is elected be appointed to any office under the government of said town.

Section 3-2. Presiding officer.

The town council shall meet on the first Wednesday following its election and shall choose one of its members to be chairman of said council, which member shall also be designated as the Chief Elected Official of the Town of Coventry. Such office shall not deprive such chairman of his vote on any question. Such chairman shall preside over all meetings of the council and perform such other duties consistent with his office as may be imposed by the council. He shall be the official head of the town for all ceremonial purposes. During his absence or disability, his duties shall be performed by a member chosen by the council.

Section 3-3. Procedure.

At the first meeting of the town council following each biennial town election, said council shall, by resolution, fix the time and place of its regular monthly meetings and provide a method for calling special meetings. It shall, by resolution, determine its own rules of procedure. Five (5) members shall constitute a quorum, but no ordinance, resolution, or vote, except a vote to adjourn or to fix the time and place of the next meeting, shall be adopted by less than four (4) affirmative votes. If vacancies on the council reduce its number to less than five (5) members, then for the sole purpose of appointing new members, three (3) members shall constitute a quorum and two (2) affirmative votes shall be required to fill council vacancies.

Section 3-4. General powers and duties.

The town council shall have the powers and duties which, on the effective date of this Charter [November 4, 1969,] were conferred by law upon officers, boards and commissions of said town existing immediately prior to such date except as otherwise specifically provided in this Charter. The legislative power of the towns shall be vested exclusively in the council except as otherwise specified in this Charter. Said council shall have the power to enact, amend or repeal ordinances not inconsistent with this Charter or the General Statutes of the state; to create or abolish, by ordinance, boards, commissions, departments and offices; and the council may contract for services and the use of facilities of the United States or any federal agency, the State of Connecticut or any political subdivision to incorporate any nationally recognized code, rules, or regulations that have been printed in body form, or any code officially adopted by any administrative agency of the state or portion thereof, by reference thereto in such ordinance; provided, upon adoption of any such ordinance wherein any such code, rules or regulations or portions thereof have been incorporated by reference, there shall be maintained two copies of such code, rules or regulations in the office of the town clerk for examination by the public. Said council may by resolution, regulate the internal operation of boards, commissions and offices which it fills by appointment. Said council may fix the charges, if any, to be made for services rendered by the town or for the execution of powers vested in the town as provided in Chapter I of this Charter.

Section 3-5. Public hearing on the publication of ordinances.

At least one (1) public hearing, notice of which shall be given at least ten (10) days in advance by publication in a newspaper having a circulation in said town, and by posting a notice in a public place, shall be held by the town council before any ordinance shall be passed. Every ordinance after passage, shall be given a serial number and be recorded by the town clerk in a book to be kept for that purpose which shall be properly indexed. Within ten (10) days after final passage, all ordinances allowed by G.S. § 7-157, shall be published in summary form in a newspaper having circulation within the town. Any other ordinance shall be published in its entirety in a newspaper having circulation within the town. Every ordinance, unless otherwise provided in Section 9-5 or unless otherwise specified shall become effective on the twenty-first (21st) day after such publication following its final passage.

Section 3-6. Annual audit.

The town council shall annually designate an independent certified public accountant or firm of independent certified public accountants to audit the books and accounts of the town in accordance with provisions of the General Statutes.

CHAPTER IV. OTHER ELECTIVE OFFICES

Section 4-1. Zoning board of appeals.

There shall be five (5) members of the zoning board of appeals and three (3) alternate members of the zoning board of appeals, whose term of office shall be for two (2) years.

Section 4-2. Board of tax review.

There shall be five (5) members of the board of tax review, whose term of office shall be as provided by General Statutes.

Section 4-3. Board of education.

The board of education shall consist of seven (7) members, whose term of office shall be for two (2) years. The board of education shall be responsible for the conduct of the educational system of the town.

Section 4-4. Registrars of voters.

There shall be a registrar of voters for each political party in each voting district who shall be elected in accordance with the General Statutes. No elector shall vote for more than one (1) registrar. The registrars of voters shall have all the powers and perform such other duties as may be imposed upon them by ordinances not inconsistent with General Statutes.

CHAPTER V. APPOINTIVE OFFICES

Section 5-1. General.

The council shall, by majority vote of the board (pursuant to Section 3-3), appoint personnel to boards, commissions and offices as may be established under the provisions of this Charter or by the General Statutes. The town manager, with approval of the council, shall appoint the following offices: town clerk, tax collector, assessor, director of civil defense, building official, canine control officer, tree warden, chief of police, fire marshals, treasurer, assistant treasurer, human services administrator, representative to the Windham Regional Planning Agency.

Section 5-1A. Competitive exams.

In any office where a competitive exam is required, the town manager may reject any or all candidates and hold further examination.

Section 5-2. Terms of office.

All such appointees shall take office on the day they are appointed and qualified, shall serve such terms as are herein specified, and until their respective successors have been appointed and qualified. All incumbent appointees or previously elected officers shall complete their present terms of office.

Section 5-3. Vacancies.

Any vacancy in any office appointed by the council from whatever cause arising shall be filled by appointment by the council; provided, [however,] that the council be empowered to act with all of the authority of

the vacant office until the office is properly occupied, but in no case shall the council be empowered to perform such duties for a period in excess of forty-five (45) consecutive days for each vacancy. In no case may the council perform the duties of town attorney, health officer or auditor. All officials appointed to fill vacancies shall hold office for the balance of the unexpired term.

Section 5-4. Town clerk.

The town manager shall appoint the town clerk who shall have all the powers and duties imposed and conferred by general law and the terms of this Charter. All fees collected by the town clerk in the performance of the duties of any of the offices herein assigned to him shall be paid into the town treasury. The said officer shall be compensated on a salary basis only. Appointment shall be made from among the three (3) highest candidates chosen on the basis of competitive examination and this office shall have permanent status.

Section 5-5. Town treasurer.

The town manager shall appoint the town treasurer who shall have the powers and duties imposed and conferred by general law and the terms of this Charter. The said officer shall be compensated on a salary basis only. Appointment shall be made from among the three (3) highest candidates chosen on the basis of competitive examination and this office shall have permanent status.

Section 5-6. Tax collector.

The town manager shall appoint the tax collector who shall have all the powers and duties imposed and conferred by general law on tax collectors. Said officer shall be compensated on a salary basis only. The tax collector shall issue such reports and at such intervals as the town manager may require, with copies of such reports being furnished to the council. Appointment shall be made from among the three (3) highest candidates chosen on the basis of competitive examination and this office shall have permanent status.

Section 5-7. Planning and zoning commission.

The council shall appoint a planning and zoning commission consisting of five (5) regular members and three (3) alternate members. Two of said regular members shall serve for a period of two (2) years, two of said regular members shall serve for a period of three (3) years, and one such member for a period of four (4) years. Thereafter said five (5) regular members shall serve for a three (3) year term. The council shall also appoint the three (3) alternate members. One of said alternate members shall serve for a period of two (2) years, one of said alternate members shall serve for a period of three (3) years and the other alternate member shall serve for a period of four (4) years. Thereafter each of the said alternate members shall serve for a period of three (3) years.

Section 5-8. Director of health.

The town council shall appoint a director of health pursuant to the provisions of the Connecticut General Statutes relating to the appointment of directors of health. The director of health shall have all the powers and duties as prescribed in the General Statutes.

Section 5-9. Human services administrator.

The town manager shall appoint a human services administrator. Said officer shall be compensated on a salary basis only. Appointment shall be made from among the three (3) highest candidates chosen on the basis of competitive examination. The human services administrator shall administer the general assistance program in

accordance with the general statutes, state policies and regulations and perform other human services functions as described in the job description prepared by the town manager and approved by the town council.

Section 5-10. Town attorney.

The council shall engage a town attorney to serve at its discretion who shall be an attorney-at-law admitted to the practice of law in this state. He shall appear for and protect the rights of the town in all actions, suits, or proceedings brought by or against it or any of its officers or agencies. He shall be the legal advisor to all town officers, or agencies, in all matters affecting the town and shall upon written request, furnish them with a written opinion on any question of law involving their respective powers and duties. Upon written request he shall prepare or approve forms of contracts or other instruments to which the town is a party or in which it has an interest. He shall have the power, with approval of council, to compromise or settle any claims by or against the town. The town manager shall be the sole contact to employ the services of the town attorney for any board, agency, commission or officer. Nothing herein shall be construed to prevent the hiring of other counsel by the town council when deemed necessary.

Section 5-11. Assessor.

The town manager shall appoint an assessor. The powers and duties of the assessor shall be those prescribed by the General Statutes. The said officer shall be compensated on a salary basis only. Appointment shall be made from among the three (3) highest candidates chosen on the basis of competitive examination and this office shall have permanent status.

Section 5-12. Director of civil defense.

The town manager shall appoint a director of civil defense and shall specify the powers and duties of said office not inconsistent with those prescribed by the General Statutes.

Section 5-13. Building official.

The town manager shall appoint an officer to perform the duties of building official who shall perform those duties specified by law. Appointment shall be made from among the three (3) highest candidates, chosen on the basis of competitive examination. This office shall have permanent status.

Section 5-14. Canine control officer.

The town manager shall appoint an officer to perform the powers and duties of the canine control officer.

Section 5-15. Tree warden.

The town manager shall appoint an officer to perform the powers and duties of tree warden as defined and specified by law.

Section 5-16. Chief of police.

The town manager shall appoint a chief of police. The said officer shall be compensated on a salary basis only. Appointment shall be made from among the three (3) highest candidates chosen on the basis of competitive examination and this office shall have permanent status. Subject to the approval of the town manager, the chief of police shall appoint and may remove all other officers and employees of the department. The chief of police shall be responsible for the preservation of the public peace, prevention of crime, apprehension of criminals, regulation

of traffic, protection of rights of persons and property and enforcement of the laws of the state and the ordinances of the town and all rules and regulations made in accordance therewith. He shall be responsible for the care and custody of all property used by the police and for the efficiency, discipline and good conduct of its members.

Section 5-17. Fire marshals.

The town manager shall appoint fire marshals to perform all the duties and exercise those powers that may lawfully be bestowed upon them, or delegated to them by the council. If more than one (1) fire marshal is appointed, such appointments shall be exempt from the minority representation provisions of this Charter.

Section 5-18. Constables.

The council shall appoint two (2) constables who shall have the powers and duties prescribed by the General Statutes. The council may appoint special constables in such number as it may deem necessary and proper and the appointment of such special constables shall be exempt from the minority representation provisions of this Charter.

CHAPTER VI. TOWN MANAGER

Section 6-1. Appointment.

The council shall appoint, for an indefinite term, and may remove, a town manager, who shall be chosen exclusively on the basis of his administrative qualifications, character and experience, following previously established hiring procedure. Interim appointment [shall be made as follows]: Upon resignation or removal of the manager, the town council shall by a simple majority vote of the council, appoint a temporary acting town manager, until said council appoints a town manager for an indefinite term. The town council will use established policy procedures for hiring a town manager. A resolution to remove must be adopted by at least a two-thirds ($\frac{2}{3}$) vote of the full membership of the council at a regular meeting, so warned for such purpose and any such action may be consummated with or without cause. The action of the council in removing the town manager from office shall be final. The town council shall provide to the town manager, on an annual basis, a written evaluation by the council of his/her performance. Such evaluation shall in no way restrict the appointment or removal powers of the council.

Section 6-2. Duties of the town manager.

The town manager shall be directly responsible to the council for the administration of all offices and agencies in charge of persons appointed by him and shall supervise and direct the same. He shall be the Chief Executive Officer of the town as defined by G.S. § 7-193. He shall be the purchasing agent of the town subject to such rules and regulations as shall be prescribed by the council. The town manager shall keep full and complete records of the doings of his office and it shall be his duty to make such reports to the council as it may require and to attend their meetings with full right of participation in the discussions; to prepare, and cause to be printed, as soon as possible after the close of the fiscal year, an annual town report; to recommend to the council such measures as he shall deem necessary or expedient; to keep or cause to be kept complete books of account showing appropriations and such other accounts and records not specifically required by law to be kept by other officers, as may be prescribed by the council; to purchase all supplies, materials, equipment and other commodities required by any office or agency of the town except the board of education and the probate court; to keep the council fully advised as to the financial condition of the town; to prepare and submit to the council an annual budget and to exercise such powers and duties as may be imposed on him by the council. Neither the town meeting nor the council shall diminish by ordinance, vote or otherwise the powers and duties of the town

manager, except those powers and duties imposed on him by direction of the council under the provisions of this Charter. Unless otherwise specifically provided by this Charter or by ordinance, any duty imposed by the General Statutes on the chief executive officer of a municipality shall be vested in and exercised by the town manager.

Section 6-3. Appointments.

With the approval of the council, the town manager shall appoint such personnel as provided for in Section 5-1 of this Charter. The town manager may, subject to the approval of the council, perform the duties of any office which he may fill by appointment. With the approval of the council, the town manager shall designate the head of any administrative agency of the town to serve as acting town manager during the absence, for any reason, of such town manager. Except as otherwise provided by law, the council and town manager in filling appointive positions may combine functions and positions.

CHAPTER VII. BONDS AND COMPENSATION

Section 7-1. Official bonds.

The town manager, town clerk, treasurer, tax collector, building official and such other officers and employees as may be required to so do by the council shall, before entering on their respective official duties, execute to the town, in the form prescribed by the council, and approved by the town attorney, and file with the town clerk, a surety company bond in a penal sum to be fixed by the council, conditioned upon honesty and/or the faithful performance of such official duties. Nothing herein shall be construed to prevent the council, if it deems [it] to be in the best interest of the town, from prescribing a name schedule bond, schedule position bond or blanket bond, or from prescribing which department, offices, agencies, boards or commissions shall be covered by a specific type of the aforementioned bonds. Premiums for such bonds shall be paid by the town.

Section 7-2. Compensation.

Compensation of all salaried and hourly rated employees of the town shall be determined by the town manager, as approved by the town council, in conformity with a systematic pay plan for the positions involved, provided nothing herein shall be construed to limit the power of the board of education to fix the compensation of employees of the school system.

CHAPTER VIII. FINANCE AND TAXATION

Section 8-1. Fiscal year.

The fiscal year of the town shall run July 1 through June 30.

Section 8-2. Borrowing.

The town shall have the power to incur indebtedness by issuing its bonds or notes as provided by General Statute subject to the limitations thereof and the provisions of this Charter.

Section 8-3. General form of budget presentation.

The town manager may, or at the request of the council, shall require each department, office or agency of the town supported wholly or in part by the town funds, or for which a specific town appropriation is made

including the board of education, to set forth in narrative or such other form as the town manager may prescribe, a program or programs showing services, activities and work accomplished during the current year and to be accomplished during the ensuing year.

Section 8-4. Departmental estimates.

The town manager shall compile preliminary estimates for the annual budget. The head of each department, office or agency of the town, including the board of education, shall, on or before March 12, file with the town manager on forms prescribed and provided by him a detailed estimate of the expenditures to be made by his department, office or agency and the revenue other than tax revenue, to be collected thereby in the ensuing fiscal year and such other information as may be required by the council or the town manager.

Section 8-5. Duties of the town manager on the budget.

Not later than one hundred (100) days before the end of the fiscal year the town manager shall present to the council a budget consisting of:

- (a) A budget message outlining the proposed financial policy of the town government, describing in connection therewith the important features of the proposed budget plan indicating any major changes from the current year in financial policies, expenditures and revenues together with the reasons for such changes, and containing a clear general summary of its contents;
- (b) Estimates of revenues, presenting in parallel columns the itemized receipts collected in the last completed fiscal year, the receipts collected during the current fiscal year prior to the times of preparing the estimates, total receipts estimated to be collected during the current fiscal year, and the estimates of the receipts, other than from the property tax, to be collected in the ensuing fiscal year and an estimate of available surplus;
- (c) Itemized expenditures for each office or agency for the last completed fiscal year, approved budget figures for the current fiscal year and expenditures for the current fiscal year prior to the time of preparing the estimates, total expenditures as estimated for the current fiscal year, and the town manager's recommendations for the ensuing fiscal year for all items except those of the board of education which he shall transmit to the council as submitted to him by such board.

The town manager shall present reasons for all of his recommendations. The board of education shall have the same duties and follow the same form and procedure with respect to the budget of the board of education as required of other agencies and offices. As part of the budget, the town manager shall present a program previously considered and acted upon by the town planning and zoning commission in accordance with the General Statutes, of proposed municipal improvement projects for the ensuing fiscal year and for the five (5) fiscal years thereafter. Estimates of the costs of such projects shall be submitted by each office or agency annually in the form and manner prescribed by the town manager. The town manager shall recommend to the council those projects to be undertaken during the ensuing fiscal year and a method of financing the same.

Section 8-6. Duties of the council.

Following receipt of the budget estimates from the town manager, the council shall hold one (1) or more public hearings not later than seventy (70) days before the end of the fiscal year at which any elector or taxpayer may have an opportunity to be heard regarding appropriations for the ensuing fiscal year. The town manager shall cause sufficient copies of said estimates to be made available for general distribution in the office of the town clerk at least ten (10) days prior to the public hearing. Following the public hearing or hearings, the council shall make such revisions in the budget estimates as it deems desirable and shall recommend same to the annual budget meeting. Not less than ten (10) days prior to the annual budget meeting, the council shall cause to be published in

a newspaper having a circulation in the town a notice of the meeting and a summary of the recommended budget showing anticipated revenues by major sources and proposed expenditures by functions or departments in the same columnar form prescribed for the budget and shall also show the amount for general distribution at the office of the town clerk at least ten (10) days prior to the annual budget meeting. By a majority of those present and voting at such meeting, an amount of money less than that recommended may be appropriated but no appropriation shall be made exceeding that for the same purpose recommended by the council and no appropriation shall be made for any purpose not so recommended.

Section 8-7. Adoption of the budget.

Upon adoption of the budget by the adjourned town meeting by persons qualified to vote at such meeting for a "yes" or "no" vote; where the hours and method of voting are determined by the town council in accordance with the General Statutes of Connecticut, the council shall set the tax rate in mills which shall be levied on taxable property in the town for the ensuing fiscal year and shall file a copy of such budget with the town clerk and the town manager.

Section 8-8. Expenditures and accounting.

- (a) No purchase shall be made by any department, board, commission or officer of the town other than the board of education and the probate court, except through the purchasing agent. The town manager shall record the amount of authorized purchases and contracts for future purchases as encumbrances against the appropriation from which they are to be paid.
- (b) No voucher, claim or charge against the town shall be paid until the same has been audited by the town manager and approved by him for correctness and validity. Checks shall be drawn by the town manager for the payment of approved claims which shall be valid only when countersigned by the treasurer. In the absence or inability to act of either the town manager, treasurer, or assistant treasurer, with respect to the above duty, the council may authorize one or more of its members to substitute temporarily for either or both.
- (c) The town manager shall prescribe the time at which and the manner in which persons receiving money on account for the town shall pay the same to the town treasurer.
- (d) The several departments, commissions, officers and boards of the town shall not involve the town in any obligation to spend money for any purpose in excess of the amount appropriated therefor until the matter has been approved by the council and each order drawn upon the treasurer shall state the department, commission, board or officer and the appropriation against which it is to be charged. When any department, commission, board or officer shall desire to secure a transfer of funds within its or his appropriation from funds set apart for one specific purpose to another, before incurring any expenditure thereof such department, commission, board or officer shall, with the approval of the town manager, make application to the council whose duty it shall be to examine into the matter, and upon approval of the council such transfer may be made, but not otherwise.
- (e) Upon request transmitted by the town manager, but only within the last three (3) months of the fiscal year, the council may, by resolution, transfer any unencumbered appropriation, balance or portion thereof from one department, commission, board or office to another. No transfer shall be made from any appropriations for debt service and other statutory charges.
- (f) Additional appropriations over and above the total budget may be made from time to time by resolution of the council, upon recommendation and certification of the town manager that there is available an unappropriated and unencumbered general fund cash balance to meet such appropriations except as otherwise specified in Section 9-3. When the cumulative total of such appropriations reach one and one-half

percent (1½%) of the current tax levy, the council shall have no further right to make appropriations without approval from a special town meeting.

- (g) Appropriations for construction or for other permanent improvements, from whatever source derived, shall not lapse until the purpose for which the appropriation was made shall have been accomplished or abandoned, provided any such project shall be deemed to have been abandoned if three (3) fiscal years shall lapse without any expenditure from or encumbrance of the appropriation therefor. Any portion of any annual appropriation remaining unexpended and unencumbered at the close of the budget year shall lapse.
- (h) Every payment made in violation of the provisions of this Charter shall be deemed illegal and every official authorizing or making such payment or taking part therein and every person receiving such payment or any part thereof shall be jointly and severally liable to the town for the full amount so paid or received. If any officer or employee of the town shall knowingly incur any obligation or shall authorize or make any expenditure in violation of the provisions of this Charter or take any part therein, such action shall be cause for his removal.
- (i) It shall not be necessary for a town meeting to approve additional appropriations which are funded for specific purpose by state and federal grants, nor shall such grants be included under the provisions of Subsection (f) of this section.

CHAPTER IX. THE TOWN MEETING

Section 9-1. Annual and special meetings.

An annual town meeting for the consideration of the budget and the transaction of other town business shall be held on the fourth (4th) Saturday in April and shall commence at 10:00 o'clock A.M. It may be adjourned from time to time. Special town meetings shall be called by the council only when required under the terms of this Charter and in the manner provided by the General Statutes. At the annual budget meeting a majority of those present and voting may, by amendment to the main motion, reduce, but not increase, any Town Council recommended appropriation. After reasonable discussion of the Town Council recommended annual budget appropriation, or the annual budget appropriation as may have been amended by the annual budget meeting, the moderator of the meeting shall adjourn the meeting to reconvene on the second Tuesday following the annual budget meeting and said Town Council recommended appropriation or said Town Council recommended appropriation as may have been amended by the budget meeting, shall be voted on by a "yes" or "no" vote where the hours and method of voting are determined by the town council in accordance with the General Statutes of Connecticut. If the annual budget appropriation shall not pass, a Special Budget Meeting shall be called by the council. At this Special Budget Meeting a majority of those present and voting may, by amendment to the main motion, reduce, but not increase, any Town Council recommended appropriation. After reasonable discussion of the Town Council recommended annual budget appropriation, or the annual budget appropriation as may have been amended by the Special Budget Meeting, the moderator of the meeting shall adjourn the meeting to reconvene within fourteen (14) days and said Town Council recommended appropriation, or said Town Council recommended appropriation as may have been amended by the Special Budget Meeting, shall be voted by a "yes" or "no" vote where the hours and method of voting are determined by the town council in accordance with the General Statutes of Connecticut. The foregoing procedure shall be repeated until a budget is adopted.

Section 9-2. Procedure.

All town meetings shall be called to order by the chairman of the council. A moderator shall be elected and all business conducted in the manner provided by the General Statutes, except as otherwise provided in this Charter. The town clerk shall serve as clerk of all town meetings but in his absence an acting clerk may be designated by the meeting. All town meetings shall be conducted pursuant to the Robert's Rules of Order[, Newly

Revised]. A secret ballot shall be required at any town meeting at the request of one-third ($\frac{1}{3}$) of those present and voting. Provisions of G.S. § 7-7 shall apply to all town meetings except Annual Budget Meetings called for the adoption of the budget, when the necessary petitions have been filed and approved by the town clerk.

Section 9-3. When action by town meeting required.

- (a) The annual budget or any resolution making an appropriation of more than one percent (1%) of the current tax levy, but less than one hundred thousand dollars (\$100,000.00) for any purpose, any resolution authorizing the issuance of bonds or notes or other borrowing of less than one hundred thousand dollars (\$100,000.00) and any resolution providing for the sale of real estate of the town with assessed value of two thousand five hundred dollars (\$2,500.00) or more used for town purposes or the purchase of real estate for such purposes, shall become effective only after it has been approved by the council and adopted at a town meeting by a majority vote of the qualified voters present and voting at such a meeting. The town meeting shall not act upon any proposal for the sale or purchase of such real estate or the issuance of bonds or other borrowing except upon the recommendation of the council, nor act upon any appropriation which has not been acted upon by the council unless the same shall have been before the council for sixty (60) days without action.
- (b) With the exception of the annual budget, the town meeting may increase the amount of any appropriation above the amount recommended by the council or make an appropriation not recommended by the council provided either such action shall require the affirmative vote of a two-thirds ($\frac{2}{3}$) majority of the voters thereon, which majority shall consist of at least one hundred fifty (150) voters. No town meeting shall increase the amount of any bond issue above the amount recommended by the council. By majority of those present and voting, a town meeting may, by amendment to the main motion, reduce any appropriation.
- (c) Approval by the town meeting shall be required to make effective any contract or agreement of the council for services or use of facilities by or with other governments as provided by this Charter.
- (d) The council may, at its discretion, require any proposal it may deem of sufficient importance to be submitted to those entitled to vote by the law at an annual or special town meeting called for such purpose and such proposal shall become effective only after it has been approved by a majority of those voting at such meeting.
- (e) After the same has been approved by the council, any appropriation of one hundred thousand dollars (\$100,000.00) or more, and any resolution authorizing the issuance of bonds or notes of one hundred thousand dollars (\$100,000.00) or more shall be placed on the call of a town meeting; the town council shall thereafter determine if the town meeting shall be adjourned to a vote as provided by statute, or adjourned to a vote at the next regular election. After the completion of other business and after reasonable discussion of such appropriations or resolutions, the moderator of such meeting shall adjourn the meeting to a vote as provided by the Coventry Town Council. Any vote submitted to the next regular town election shall be submitted in accordance with G.S. §§ 9-369—9-370. If the Town Council elects to hold the vote at a time and place other than the regular Town election, they shall set the hours and method of voting in accordance with the General Statutes. Such appropriation or resolution shall become effective only after it has been submitted to a "yes" or "no" vote by the persons qualified to vote in such meeting or election. At the closing of the polls of the regular election or at the closing of the polls at the adjourned Town meeting, it shall be the duty of the moderator to cause the vote to be counted, and such resolution or appropriation mentioned in the immediately preceding sentence shall, if approved by a majority of those voting thereon, be deemed a vote of the Town meeting.
- (f) Any other item or items, with the exception of the annual budget, on the call of any town meeting may, if the council may deem it advisable, be submitted to a vote on the voting machines in the same manner as aforesaid and, if approved by a majority of those voting thereon, shall be deemed to be a vote of the town meeting.

Section 9-4. Petition for overrule of action of council.

All ordinances, shall be subject to overrule by a special town meeting as follows: If within twenty (20) days after the publication of any such ordinance, a petition conforming to the requirements of the General Statutes and signed by not less than three percent (3%) of the voters of the town, as determined from the latest official lists of the registrars of voters, is filed with the town clerk requesting its reference to a special town meeting, the effective date of such ordinance shall be suspended and the council shall fix the time and the place of such meeting, which shall be within twenty (20) days after the filing of the petition, and notice thereof shall be given in the manner provided by law for the calling of a special town meeting. An ordinance so referred shall take effect upon the conclusion of such meeting unless at least one hundred (100) voters constituting a majority of those voting thereon, shall have voted in favor of overruling.

Section 9-5. Petition for enactment of ordinances.

- (a) Subject to the provisions of the Charter not less than three percent (3%) of the voters of the town, as determined from the latest official lists, may at any time petition over their personal signatures for the enactment of any proposed lawful ordinance by filing such petition, including the complete text of such ordinance, with the town clerk. The council shall call a special town meeting, to be held within thirty (30) days from the date of such filing, unless prior to such meeting such ordinance shall be enacted by the council. The call for such meeting shall state the proposed ordinance in full and shall provide for a "yes" or "no" vote as to its enactment. If a majority of the persons entitled to vote, voting at such meeting, shall vote "yes," then such ordinance shall take effect on the tenth (10th) day thereafter without further action of the council.
- (b) Any such proposed ordinance shall be examined by the town attorney before being submitted to the special town meeting. The town attorney is authorized to correct the form of such ordinance for the purpose of avoiding repetitions, illegalities and unconstitutional provisions, and to ensure accuracy in its text and references and clearness and preciseness in its phraseology, but not materially changing its meaning and effect.

CHAPTER X. [MISCELLANEOUS]

Section 10-1. Transfer of records and property.

All records, property and equipment whatsoever of any office, agency, board or commission or part thereof, all the powers and duties of which are assigned to any other office, agency, board or commission by this Charter, shall be transferred and delivered intact to the office, agency, board or commission to which such powers and duties are so assigned. If part of the powers and duties of any office, agency, board or commission or part thereof are by this Charter assigned to another office, agency, board or commission, all records, property and equipment relating exclusively thereto shall be transferred and delivered intact to the office, agency, board or commission to which the powers and duties are so assigned.

Section 10-2. Legal proceedings.

No action or proceeding, civil or criminal, pending on the effective date of this Charter [November 4, 1969] brought by or against the town or any office, agency, board or commission thereof, shall be affected or abated by the adoption of this Charter or by anything herein contained; but all such actions or proceedings may be continued notwithstanding that functions, powers and duties of any office, agency, board or commission party thereto may be or under this Charter be assigned or transferred to another office, agency, board or commission, but in that

event the same may be prosecuted or defended by the head of the office, agency, board or commission to which such functions, powers and duties have been assigned or transferred by or under this Charter.

Section 10-3. Financial interest prohibited.

No holder of elective or appointive office shall derive, by reason of holding such office any direct financial benefit as the result of any contract with the town or board of education or any sale to the town or said board of education of any materials, supplies or services.

Section 10-4. Removals.

- (a) Except as otherwise provided in this Charter, any appointive officer or appointive member of a board or commission may be removed for just cause by the authority which appointed him, provided he shall first be given notice in writing of his removal. Said officer or board or commission member shall upon written request to the appointing authority within ten (10) days from the date of receipt of his removal notice, be immediately given notice in writing of the specific grounds of removal. Thereafter, if requested (either in the request for specific grounds or in a subsequent request submitted to the appointing authority within five (5) days from receipt of such specific grounds) said officer, or board or commission member shall be given written notice from the appointing authority setting forth the time and place of an opportunity to be heard in his own defense, personally and/or by counsel, at a public hearing before the appointing authority, to be held not less than five (5) nor more than twenty (20) days after receipt of such request for hearing. With the exception of the initial notice of removal, the council shall act for and in the place of the town manager as to each and every request, notice and hearing provided for hereunder.
- (b) No employee of the board of education, below the rank of superintendent or supervising agent, who holds a regular certificate of qualification issued by the state board of education shall be removed except in accordance with the General Statutes of Connecticut as the same may be amended.

Section 10-5. Incumbents.

The incumbents of offices which require a competitive examination for appointment may be continued in office without examination upon the effective date of this Charter [November 4, 1969].

Section 10-6. Existing laws and ordinances.

All general laws of the State of Connecticut applicable to the town and all ordinances and regulations of the town shall continue in full force and effect, except insofar as they are inconsistent with the provisions of this Charter. All special acts or parts thereof relating to the Town of Coventry which are inconsistent with this Charter are repealed.

Section 10-7. Amendment of Charter.

This Charter may be amended in the manner prescribed by law.

Section 10-8. Saving clause.

If any section or part of any section of this Charter shall be held invalid by a court of competent jurisdiction, such holding shall not affect the remainder of this Charter nor the context in which said section or part thereof so held invalid may appear, except to the extent that an entire section or part of a section may be inseparably

connected in meaning and effect with the section or part of a section to which such holding shall directly apply. All references to he or she (his/her) throughout this Charter shall be understood to apply equally to both genders.

Section 10-9. Effective date.

This Charter shall become effective on the first Tuesday after the first Monday of November, 1969; November 4, 1969. Amendments to the Charter shall become effective upon passage.

PART I

CHARTER AND SPECIAL ACTS

Subpart A CHARTER¹

CHAPTER I. INCORPORATION AND GENERAL POWERS

Section 1-1. Incorporation.

All the inhabitants dwelling within the territorial limits of the Town of Coventry, as heretofore constituted, shall continue to be a body politic and corporate under the name of "Town of Coventry," hereinafter called "Town," and as such shall have perpetual succession and may hold and exercise all powers and privileges heretofore exercised by said Town and not inconsistent with the provisions of this Charter, the additional powers and privileges herein conferred and all powers and privileges conferred upon towns under the general law of the State of Connecticut.

Section 1-2. Rights and obligations.

All property, both real and personal, all rights of action and rights of every description and all securities and liens vested or inchoate in said Town as of the effective date of this Charter [November 4, 1969] are continued in said Town and said Town shall continue to be liable for all debts and obligations of every kind for which said Town shall be liable on said date whether accrued or not. Nothing herein shall be construed to affect the rights of said Town to collect any assessment, charge, debt, or lien. If any contract has been entered into by said Town prior to the effective date of this Charter [November 4, 1969] or any bond or undertaking has been given by or in favor of said Town which contains provision that the same may be enforced by any commission, board, department or officer therein named, which is abolished by the provisions of this Charter, such contracts, bonds, or undertakings shall be in no manner impaired but shall continue in full force and effect and the powers conferred and the duties imposed with reference to the same upon any such commission, board, department or officer shall, except as otherwise provided in this Charter, thereafter be exercised and discharged by the Town Council of said Town as established in Sec. 3-1.

Commented [AT1]: All changes made herein are tentative, and may be subject to change before the commission delivers its final report to the Coventry Town Council

Commented [AT2]: Version 6 of the draft charter revision, Prepared for the Charter Revision Commission's March 19, 2026 meeting. Changes from the previous version have been highlighted with comments

¹Editor's note(s)—Printed herein as Subpart A of Part I is the Charter of the town, as adopted by the voters of the town on October 2, 1967, and effective on November 4, 1969, together with revisions dated November 6, 1973, November 5, 1974, November 4, 1986, and November 5, 1991. Future amendments will be indicated by parenthetical history notes following amended provisions. The absence of a history note indicates that the provision has not been amended since November 5, 1991. Obvious misspellings have been corrected without notation. For stylistic purposes, a uniform system of headings, catchlines and citations to state statutes has been used. Additions made for clarity are indicated by brackets. Subpart B is a list of the Special Acts relating to the town.

Section 1-3. General grant of powers.

In addition to all powers granted to towns under the Constitution and general law, the Town shall have all powers specifically granted by this Charter and all powers fairly implied in or incident to the powers expressly granted, and all other powers incident to the management of the property, government and affairs of the Town, including the power to enter into contracts with the United States or any federal agency, State of Connecticut or any political subdivision thereof for services and the use of facilities, the exercise of which is not expressly forbidden by the Constitution and general law of the State of Connecticut. The enumeration of particular powers in this and any other chapter of this Charter shall not be construed as limiting this general grant of power but shall be considered as an addition thereto.

Section 1-4. Public Notice.

All notice required by this Charter shall be given as required by the Connecticut General Statutes. The Town may provide additional notice by way of website posting or other methods established by ordinance.

CHAPTER II. ELECTIONS

Section 2-1. General.

- (a) Nomination and election of federal and state officers, including registrars of voters, and of such elective municipal officers, boards and commissions as are provided for in this Charter shall be conducted, and the registrars of voters shall prepare lists of electors qualified to vote therefor, in the manner prescribed in the Constitution and general laws of the State of Connecticut, except as hereinafter provided.
- (b) A meeting of the electors of the Town of Coventry for the election of municipal officers shall be held on the first Tuesday after the first Monday of November in odd-numbered years. The terms of all municipal officers shall commence ~~on the first Wednesday following their election within two business days following the certification of their election by the Town Clerk~~ and they shall hold office until their successors have been chosen and qualified. Except as otherwise provided in this Charter, all elective Town officers, boards and commissions shall have the powers and duties prescribed by law.

Section 2-1A. Election of council.

At the meeting of the electors of the Town of Coventry for the election of municipal officers, there shall be elected seven (7) members of the Town Council. Each party shall nominate a maximum of five (5) candidates to run for the Town Council, [and] the seven (7) receiving the highest votes shall be elected. No person shall vote for more than five (5).

Section 2-2. Minority representation except as provided in section 2-1A.

Minority representation on any elective or appointed board, commission, committee or similar body of the Town shall be determined in accordance with the following provisions: When the total membership of the board is odd, not more than the bare majority shall be members of the same political party; and when the total membership of the board is even, not more than one-half (½) shall be members of the same political party.

Section 2-3. Voting districts.

~~There shall continue to be two (2) districts which will remain as they now exist and the number of voting districts shall not be increased nor the boundaries altered except by ordinances of the town council. There shall be one (1) voting district. The number of voting districts may be increased or decreased and their boundaries altered by ordinance of the Town Council.~~ No change in the boundaries of voting districts shall be made within ninety (90) days prior to an election. The Town Council shall provide suitable polling places in the district or districts, and shall define the boundaries of the area to be served by each polling place. The ~~Town councilmen~~Council members, town clerk, registrars of voters and all other officers of the Town shall perform the duties required of them by law with respect to elections in the voting district or districts. All action taken under the provisions of this section shall be in accordance with the General Statutes.

Commented [AT3]: Language adjusted per feedback from registrars.

Section 2-4. Breaking a tie.

When any regular or special municipal election, primary election or referendum conducted pursuant to the provisions of this Charter results in a tie, an adjourned election shall be conducted in accordance with the provisions of the General Statutes, to determine who shall be elected, or in the case of a question at referendum, whether it shall be accepted or rejected. Said adjourned election shall be held on the seventh (7th) day after the election which resulted in a tie and shall be confined to the tied candidate or issues. ~~Any voting machine, the returns from which are not subject to disagreement, may be unlocked and used in said special election. If voting machines are not available in sufficient number, paper ballots may be used in place of or in conjunction with voting machines. Any tabulator or other voting equipment approved by the Secretary of State may be prepared for use in the adjourned election, provided that the returns from the preceding election are not subject to a recanvass, discrepancy, or challenge as defined in the Connecticut General Statutes or in guidance issued by the Secretary of State. If additional equipment is needed, or if tabulators are unavailable or insufficient in number for the adjourned election, ballots shall be used in accordance with the Connecticut General Statutes and the procedures prescribed by the Secretary of the State.~~

Section 2-5. Vacancies.

Any vacancy in any elective Town office, except the board of education, from whatever cause arising, shall be filled by appointment by the Town Council for the unexpired portion of the term or until the next biennial election, whichever shall be sooner; provided that when the persons vacating the office shall have been elected as a member of a political party, such vacancy shall be filled by the appointment of a member of the same political party. In the case of the board of education vacancies shall be filled in accordance with the provisions of the Connecticut General Statutes. If there shall be a biennial election before the expiration of the term of any office in which a vacancy occurs, such office shall be filled until said election of a person to fill that office for the remaining portion of the term, and such person shall take office upon election.

Section 2-6. Eligibility.

No person shall be eligible for election to any Town office, or appointment to any Town board, commission, committee or similar body who is not at the time of his election, or appointment, a resident elector of said Town and any person ceasing to be a resident and elector of said Town shall thereupon cease to hold such elective or appointive office in Town.

CHAPTER III. THE TOWN COUNCIL

Section 3-1. The Town Council.

There shall be a town council consisting of seven (7) members, hereinafter referred to as "the Town Council," the members of which shall serve without compensation except for the reimbursement of actual expenses incurred in the performance of official duties. ~~No member of the council shall hold any office of profit under the government of the Town of Coventry, nor shall he, during the term of office for which he is elected be appointed to any office under the government of said town. During the term for which elected, no member of the Town Council shall hold any other office, elective or appointive, or employment in or under the Town government. This restriction shall not apply to employment under the Coventry Board of Education.~~

Section 3-2. Presiding officer.

The Town Council shall meet ~~on the first Wednesday~~ within two business days following ~~its the certification of their~~ election ~~by the Town Clerk~~ and shall choose one of its members to be chair~~man~~ of ~~said the Town Council~~, which member shall also be designated as the Chief Elected Official of the Town of Coventry. Such office shall not deprive such chair~~man~~ of ~~his their~~ vote on any question. Such chair~~man~~ shall preside over all meetings of the Town Council and perform such other duties consistent with ~~their his~~ office as may be imposed by the Town Council. ~~They~~He shall be the official head of the Town for all ceremonial purposes. ~~During his absence or disability, his duties shall be performed by a member chosen by the council. At said meeting, the Town Council shall choose one of its members to be a vice chair to serve as chair and perform their duties during their absence or disability.~~

Section 3-3. Procedure.

At the first meeting of the Town Council following each biennial town election, ~~said the Town Council~~ shall, by resolution, fix the time and place of its regular monthly meetings and provide a method for calling special meetings. It shall, by resolution, determine its own rules of procedure. Five (5) members shall constitute a quorum, but no ordinance, resolution, or vote, except a vote to adjourn or to fix the time and place of the next meeting, shall be adopted by less than four (4) affirmative votes. If vacancies on the Town Council reduce its number to less than five (5) members, then for the sole purpose of appointing new members, three (3) members shall constitute a quorum and two (2) affirmative votes shall be required to fill Town Council vacancies.

Section 3-4. General powers and duties.

The Town Council shall have the powers and duties which, on the effective date of this Charter [November 4, 1969,] were conferred by law upon officers, boards and commissions of said Town existing immediately prior to such date except as otherwise specifically provided in this Charter. The legislative power of the Towns shall be vested exclusively in The Town Council except as otherwise specified in this Charter. ~~Said The Town Council~~ shall have the power to:

- a) ~~En~~act, amend or repeal ordinances not inconsistent with this Charter or the General Statutes of the state
- b) ~~to c~~reate or abolish, by ordinance, boards, commissions, departments and offices;
- c) ~~and the council may~~ Contract for services and the use of facilities of the United States or any federal agency, the State of Connecticut or any political subdivision to incorporate any nationally recognized code, rules, or regulations that have been printed in body form, or any code officially adopted by any administrative agency of the state or portion thereof, by reference thereto in such ordinance; provided, upon adoption of any such ordinance wherein any such code, rules or regulations or portions thereof have been incorporated by reference, there shall be maintained two

copies of such code, rules or regulations in the office of the town clerk for examination by the public;

- d) ~~Said council may b~~By resolution, regulate the internal operation of boards, commissions and offices which it fills by appointment; ~~Said council may f~~
- e) ~~Fix~~ the charges, if any, to be made for services rendered by the ~~T~~own or for the execution of powers vested in the ~~T~~own as provided in Chapter I of this Charter.

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Section 3-5. Public hearing on the publication of ordinances.

At least one (1) public hearing, notice of which shall be given at least ten (10) days in advance ~~in accordance with Section 1-4, by publication in a newspaper having a circulation in said town, and by posting a notice in a public place,~~ shall be held by the ~~T~~own ~~C~~council before any ordinance shall be passed. Every ordinance after passage, shall be given a serial number and be recorded by the town clerk in a book to be kept for that purpose which shall be properly indexed. Within ten (10) days after final passage, all ordinances allowed by G.S. § 7-157, shall be published in ~~summary form in a newspaper having circulation within the town~~ ~~accordance with Section 1-4.~~ Any other ordinance shall be published in its entirety ~~in a newspaper having circulation within the town.~~ Every ordinance, unless otherwise provided in Section 9-5 or unless otherwise specified shall become effective on the twenty-first (21st) day after such publication following its final passage.

Section 3-6. Annual audit.

The ~~T~~own ~~C~~council shall annually designate an independent certified public accountant or firm of independent certified public accountants to audit the books and accounts of the ~~T~~own in accordance with provisions of the General Statutes.

CHAPTER IV. OTHER ELECTIVE OFFICES

Commented [AT4]: Revisit: Pending further research and discussion re: feasibility or efficacy of a separate elected board of finance

Section 4-1. Zoning ~~B~~oard of ~~A~~ppeals.

There shall be five (5) members of the ~~Z~~oning ~~B~~oard of ~~A~~ppeals and three (3) alternate members of the ~~Z~~oning ~~B~~oard of ~~A~~ppeals, whose term of office shall be for two (2) years.

Section 4-2. Board of ~~tax-review~~Assessment Appeals.

There shall be five (5) members of the ~~B~~oard of ~~tax-review~~Assessment Appeals, whose term of office shall be as provided by General Statutes.

Section 4-3. Board of ~~E~~ducation.

The ~~B~~oard of ~~E~~ducation shall consist of seven (7) members, whose term of office shall be for two (2) years. The ~~B~~oard of ~~E~~ducation shall be responsible for the conduct of the educational system of the ~~T~~own.

Commented [AT5]: Revisit: Pending further research and discussion regarding absences

Section 4-4. Registrars of voters.

There shall be a registrar of voters for each political party in each voting district who shall be elected in accordance with the General Statutes. No elector shall vote for more than one (1) registrar. The registrars of voters shall have all the powers and perform such other duties as may be imposed upon them by ordinances not inconsistent with General Statutes.

CHAPTER VI. TOWN MANAGER

Section 56-1. Appointment.

The Town Council shall appoint, for an indefinite term, and may remove, a town manager, who shall be chosen exclusively on the basis of ~~his~~their administrative qualifications, character and experience, following previously established hiring procedure, ~~hereinafter referred to as the "Town Manager."~~ Interim appointment [shall be made as follows]: Upon resignation or removal of the ~~Manager~~, the Town Council shall by a simple majority vote ~~of the council~~, appoint a temporary acting Town Manager, until ~~said the Town Council~~ appoints a Town Manager for an indefinite term. The Town Council will use established policy procedures for hiring a Town Manager. A resolution to remove must be adopted by at least a two-thirds (2/3) vote of the full membership of the Town Council at a regular meeting, so warned for such purpose and any such action may be consummated with or without cause. The action of the Town Council in removing the Town Manager from office shall be final. The Town Council shall provide to the Town Manager, on an annual basis, a written evaluation by the Town Council of ~~his/her~~their performance. Such evaluation shall in no way restrict the appointment or removal powers of the Town Council.

Section 56-2. Duties of The Town Manager.

The Town Manager shall be directly responsible to the Town Council for the administration of all offices and agencies in charge of persons appointed by ~~him~~them and shall supervise and direct the same. ~~He~~They shall be the Chief Executive Officer of the Town as defined by G.S. § 7-193. ~~Neither the town meeting nor the Town Council shall diminish by ordinance, vote or otherwise the powers and duties of the Town Manager, except those powers and duties imposed on them by direction of the Town Council under the provisions of this Charter. Unless otherwise specifically provided by this Charter or by ordinance, any duty imposed by the General Statutes on the chief executive officer of a municipality shall be vested in and exercised by the Town Manager. The Town Manager shall:~~

- a) ~~He shall~~ Be the purchasing agent of the Town subject to such rules and regulations as shall be prescribed by the Town Council. ~~The town anager shall~~k;
- b) ~~Keep full and complete records of the doings of his~~their office ~~and it shall be his duty to m;~~
- c) ~~Make such reports to the Town Council as it may require and to attend their~~Town Council meetings with full right of participation in the discussions; ~~to p;~~
- d) ~~Prepare, and cause to be printed, as soon as possible after the close of the fiscal year, an annual town report;~~to r;
- e) ~~Recommend to the Town Council such measures as he~~the Town Manager shall deem necessary or expedient; ~~to k;~~
- f) ~~Keep or cause to be kept complete books of account showing appropriations and such other accounts and records not specifically required by law to be kept by other officers, as may be prescribed by the Town Council;~~to p;
- g) ~~Purchase all supplies, materials, equipment and other commodities required by any office or agency of the Town except the board of education and the probate court;~~to k;

- h) ~~Keep the Town Council fully advised as to the financial condition of the Town; to p;~~
- i) ~~Prepare and submit to the Town Council an annual budget; and to e~~
- j) ~~Exercise such powers and duties as may be imposed on him-them by the Town Council. Neither the town meeting nor the council shall diminish by ordinance, vote or otherwise the powers and duties of the town manager, except those powers and duties imposed on him by direction of the council under the provisions of this Charter. Unless otherwise specifically provided by this Charter or by ordinance, any duty imposed by the General Statutes on the chief executive officer of a municipality shall be vested in and exercised by the town manager.~~

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Section 56-3. Appointments.

With the approval of the Town Council, the Town Manager shall appoint such personnel as provided for in Section 56-1 of this Charter. The Town Manager may, subject to the approval of the Town Council, perform the duties of any office which ~~he-they~~ may fill by appointment. ~~With the approval of the council, the town manager shall designate the head of any administrative agency of the town to serve as acting town manager during the absence, for any reason, of such town manager. The Town Manager may designate a Town employee to serve as temporary Acting Manager during the period of the Town Manager's temporary absence or disability. In the event that the Town Council shall determine that it is reasonably probable that the absence or disability shall be longer than one month, the Town Council shall by resolution appoint a Town employee to perform the duties of the temporary Acting Manager, for a period not to exceed 180 days. Said temporary Acting Manager shall have all the powers and duties of the Town Manager. Notwithstanding the above, the Town Council may by at least a two-thirds (2/3) vote of the full membership, remove the temporary Acting Manager and appoint a new Town employee to serve as temporary Acting Manager.~~ Except as otherwise provided by law, the Town Council and Town Manager in filling appointive positions may combine functions and positions.

Section 5-4. Personnel Authority.

~~Except as otherwise provided in this Charter or by the Connecticut General Statutes, the Town Manager shall have the authority to appoint, hire, supervise, discipline, suspend, and remove all officers and employees of the Town. Such authority shall include the establishment of personnel policies, job classifications, and compensation plans, subject to approval by the Town Council where required by this Charter. Nothing herein shall be construed to limit the authority of the Board of Education over employees of Coventry Public Schools.~~

CHAPTER VI. APPOINTIVE OFFICES

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Section 65-1. General.

The Town Council shall, by majority vote of the board (pursuant to Section 3-3), appoint ~~personnel-persons~~ to boards, commissions and offices as may be established under the provisions of this Charter or by the General Statutes. ~~The Town Manager, with approval of the Town Council, shall appoint the following offices: Town Clerk, Tax Collector (Collector of Revenue), Assessor, Director of civil defenseEmergency Management, Building Official, canine Animal Control Officer, Tree Warden, Chief of Police, Fire Marshals, Treasurer, Assistant Treasurer, human services administratorDirector of Human Services, representative to the Windham Regional Planning Agency. All hiring and appointments will be in accordance with state and federal statutes.~~

Commented [AT7]: Revisit: Review Town Council approval of Manager appointment as per attorney feedback

~~Section 5-1A. Competitive exams.~~

~~In any office where a competitive exam is required, the town manager may reject any or all candidates and hold further examination.~~

~~Section 65-2. Terms of office.~~

All such appointees shall take office on the day they are appointed and qualified, shall serve such terms as are herein specified, and until their respective successors have been appointed and qualified. All incumbent appointees or previously elected officers shall complete their present terms of office.

~~Section 65-3. Vacancies.~~

Any vacancy in any office appointed by The Town Council from whatever cause arising shall be filled by appointment by The Town Council; provided, [however,] that The Town Council be empowered to act with all of the authority of the vacant office until the office is properly occupied, but in no case shall The Town Council be empowered to perform such duties for a period in excess of forty-five (45) consecutive days for each vacancy. In no case may The Town Council perform the duties of town attorney, ~~health officer~~Director of Health, Constable, or auditor. All officials appointed to fill vacancies shall hold office for the balance of the unexpired term.

~~Section 65-47. Planning and Zoning Commission.~~

The Town Council shall appoint a planning and zoning commission consisting of five (5) regular members and three (3) alternate members. Two of said regular members shall serve for a period of two (2) years, two of said regular members shall serve for a period of three (3) years, and one such member for a period of four (4) years. Thereafter said five (5) regular members shall serve for a three (3) year term. The Town Council shall also appoint the three (3) alternate members. One of said alternate members shall serve for a period of two (2) years, one of said alternate members shall serve for a period of three (3) years and the other alternate member shall serve for a period of four (4) years. Thereafter each of the said alternate members shall serve for a period of three (3) years.

~~Section 65-54. Town Clerk.~~

The Town Manager shall appoint the town clerk who shall have all the powers and duties imposed and conferred by general law and the terms of this Charter. ~~All fees collected by the town clerk in the performance of the duties of any of the offices herein assigned to him shall be paid into the town treasury. The said officer shall be compensated on a salary basis only. Appointment shall be made from among the three (3) highest candidates chosen on the basis of competitive examination and this office shall have permanent status.~~

~~Section 65-65. Town Treasurer.~~

The Town Manager shall appoint the town treasurer who shall have the powers and duties imposed and conferred by general law and the terms of this Charter. The said officer shall be compensated on a salary basis only. ~~Appointment shall be made from among the three (3) highest candidates chosen on the basis of competitive examination and this office shall have permanent status.~~

~~Section 65-76. Tax Collector (Collector of Revenue).~~

The Town Manager shall appoint the tax collector who shall have all the powers and duties imposed and conferred by general law on tax collectors. Said officer shall be compensated on a salary basis only. The Tax Collector shall issue such reports and at such intervals as The Town Manager may require, with copies of such

reports being furnished to the Town Council. ~~Appointment shall be made from among the three (3) highest candidates chosen on the basis of competitive examination and this office shall have permanent status.~~

Section ~~65~~-8. Director of Health.

The Town Council shall appoint a director of health ~~or join a Regional Health District~~ pursuant to the ~~related provisions of the Connecticut General Statutes relating to the appointment of directors of health.~~ The Director of Health shall have all the powers and duties as prescribed in the General Statutes.

Section ~~65~~-9. ~~Human services administrator~~Director of Human Services.

The Town Manager shall appoint a ~~human services administrator~~director of human services. Said officer shall be compensated on a salary basis only. ~~Appointment shall be made from among the three (3) highest candidates chosen on the basis of competitive examination.~~ The ~~human services administrator~~Director of Human Services shall administer the general assistance program in accordance with the general statutes, state policies and regulations and perform other human services functions as described in the job description prepared by the Town Manager and approved by the Town Council.

Section ~~65~~-10. Town Attorney.

The Town Council shall engage a town attorney to serve at its discretion who shall be an attorney-at-law admitted to the practice of law in this state. ~~He~~The Town Attorney shall appear for and protect the rights of the Town in all actions, suits, or proceedings brought by or against it or any of its officers or agencies. ~~He~~They shall be the legal advisor to all Town officers, or agencies, in all matters affecting the Town and shall upon written request, furnish them with a written opinion on any question of law involving their respective powers and duties. Upon written request ~~he~~they shall prepare or approve forms of contracts or other instruments to which the Town is a party or in which it has an interest. ~~He~~They shall have the power, with approval of the Town Council, to compromise or settle any claims by or against the Town. The Town Manager shall be the sole contact to employ the services of the town attorney for any board, agency, commission or officer. Nothing herein shall be construed to prevent the hiring of other counsel by The Town Council when deemed necessary.

Section ~~65~~-11. Assessor.

The Town Manager shall appoint an assessor. The powers and duties of the assessor shall be those prescribed by the General Statutes. The said officer shall be compensated on a salary basis only. ~~Appointment shall be made from among the three (3) highest candidates chosen on the basis of competitive examination and this office shall have permanent status.~~

Section ~~65~~-12. Director of ~~civil defense~~Emergency Management.

The Town Manager shall appoint a director of ~~civil defense~~emergency management and shall specify the powers and duties of said office not inconsistent with those prescribed by the General Statutes.

Section ~~65~~-13. Building Official.

The Town Manager shall appoint an officer to perform the duties of building official who shall perform those duties specified by law. ~~Appointment shall be made from among the three (3) highest candidates, chosen on the basis of competitive examination. This office shall have permanent status.~~

Section ~~65-14. Canine Animal Control Officer.~~

The Town Manager shall appoint an officer to perform the powers and duties of the ~~canine-animal~~ control officer.

Section ~~65-15. Tree Warden.~~

The Town Manager shall appoint an officer to perform the powers and duties of tree warden as defined and specified by law.

Section ~~65-16. Chief of Police.~~

The Town Manager shall appoint a chief of police. The said officer shall be compensated on a salary basis only. ~~Appointment shall be made from among the three (3) highest candidates chosen on the basis of competitive examination and this office shall have permanent status.~~ Subject to the approval of the Town Manager, the chief of police shall appoint and may remove all other officers and employees of the department. The Chief of Police shall be responsible for the preservation of the public peace, prevention of crime, apprehension of criminals, regulation of traffic, protection of rights of persons and property and enforcement of the laws of the state and the ordinances of the Town and all rules and regulations made in accordance therewith. ~~He~~ They shall be responsible for the care and custody of all property used by the police and for the efficiency, discipline and good conduct of its members.

Section ~~65-17. Fire marshals.~~

The Town Manager shall appoint a fire marshals to perform all the duties and exercise those powers that may lawfully be bestowed upon them, or delegated to them by the Town Council. ~~If more than one (1) fire marshal is appointed, such appointments shall be exempt from the minority representation provisions of this Charter.~~

Section ~~65-18. Constables.~~

The Town Council shall appoint two (2) constables who shall have the powers and duties prescribed by the General Statutes. The Town Council may appoint special constables in such number as it may deem necessary and proper and the appointment of such special constables shall be exempt from the minority representation provisions of this Charter.

CHAPTER VII. ~~BONDS AND COMPENSATION~~ RESERVED

Section ~~7-1. Official bonds.~~

~~The town manager, town clerk, treasurer, tax collector, building official and such other officers and employees as may be required to so do by the council shall, before entering on their respective official duties, execute to the town, in the form prescribed by the council, and approved by the town attorney, and file with the town clerk, a surety company bond in a penal sum to be fixed by the council, conditioned upon honesty and/or the faithful performance of such official duties. Nothing herein shall be construed to prevent the council, if it deems [it] to be in the best interest of the town, from prescribing a name schedule bond, schedule position bond or blanket bond, or from prescribing which department, offices, agencies, boards or commissions shall be covered by a specific type of the aforementioned bonds. Premiums for such bonds shall be paid by the town.~~

Commented [AT8]: With the removal section 7-1, this Chapter is now empty. It has been reserved for the remainder of the charter revision process as to avoid re-numbering all subsequent chapters.

Section 7-2. Compensation.

~~Compensation of all salaried and hourly rated employees of the town shall be determined by the town manager, as approved by the town council, in conformity with a systematic pay plan for the positions involved, provided nothing herein shall be construed to limit the power of the board of education to fix the compensation of employees of the school system.~~

Commented [AT9]: Section removed as it was deemed to no longer be necessary with the inclusion of Section 5-4

CHAPTER VIII. FINANCE AND TAXATION

Section 8-1. Fiscal year.

The fiscal year of the town shall run July 1 through June 30.

Section 8-2. Borrowing.

The town shall have the power to incur indebtedness by issuing its bonds or notes as provided by General Statute subject to the limitations thereof and the provisions of this Charter.

Section 8-3. General form of budget presentation.

The town manager may, or at the request of the town council, shall, require each department, office or agency of the town supported wholly or in part by the town funds, or for which a specific town appropriation is made including the board of education, to set forth in narrative or such other form as the town manager may prescribe, a program or programs showing services, activities and work accomplished during the current fiscal year and to be accomplished during the ensuing fiscal year.

Section 8-4. Departmental estimates.

The town manager shall compile preliminary estimates for the annual budget. The head of each department, office or agency of the town, including the board of education, shall, on or before March 12, file with the town manager on forms prescribed and provided by him them a detailed estimate of the expenditures to be made by his the town manager's department, office or agency and the revenue other than tax revenue, to be collected thereby in the ensuing fiscal year and such other information as may be required by the town council or the town manager.

Section 8-5. Duties of the town manager on the budget.

Not later than one hundred (100) days before the end of the fiscal year the March 22nd preceding the end of the fiscal year, the town manager shall present to the town council a budget consisting of:

- (a) A budget message outlining the proposed financial policy of the town government, describing in connection therewith the important features of the proposed budget plan indicating any major changes from the current year in financial policies, expenditures and revenues together with the reasons for such changes, and containing a clear general summary of its contents;
- (b) Estimates of revenues, presenting in parallel columns the itemized receipts collected in the last completed fiscal year, the receipts collected during the current fiscal year prior to the times of preparing the estimates, total receipts estimated to be collected during the current fiscal year, and the

estimates of the receipts, other than from the property tax, to be collected in the ensuing fiscal year and an estimate of available surplus;

- (c) Itemized expenditures for each office or agency for the last completed fiscal year, approved budget figures for the current fiscal year and expenditures for the current fiscal year prior to the time of preparing the estimates, total expenditures as estimated for the current fiscal year, and The Town Manager's recommendations for the ensuing fiscal year for all items except those of the board of education which he shall transmit to the Town Council as submitted to him by such board.

The Town Manager shall present reasons for all of his-~~their~~ recommendations. The Board of Education shall have the same duties and follow the same form and procedure with respect to the budget of the board of education as required of other agencies and offices. As part of the budget, the Town Manager shall present a program previously considered and acted upon by the Town planning and zoning commission in accordance with the General Statutes, of proposed municipal improvement projects for the ensuing fiscal year and for the five (5) fiscal years thereafter. Estimates of the costs of such projects shall be submitted by each office or agency annually in the form and manner prescribed by the Town Manager. The Town Manager shall recommend to the Town Council those projects to be undertaken during the ensuing fiscal year and a method of financing the same.

Section 8-6. Duties of The Council.

Following receipt of the budget estimates from the Town Manager, the Town Council shall hold one (1) or more public hearings not later than ~~seventy (70) days before the April 21st preceding~~ the end of the fiscal year at which any elector or taxpayer may have an opportunity to be heard regarding appropriations for the ensuing fiscal year. The Town Manager shall cause sufficient copies of said estimates to be made available for general distribution in the office of the Town Clerk ~~at least ten (10) days~~ **forty-eight (48) hours** prior to the public hearing. Following the public hearing or hearings, the Town Council shall make such revisions in the budget estimates as it deems desirable and shall recommend same to the annual budget meeting. Not less than ~~ten-five (510)~~ days prior to the annual budget meeting, the Town Council shall cause to be published, ~~in a newspaper having a circulation in the town~~ **in accordance with Section 1-4**, a notice of the meeting, ~~and a~~ summary of the recommended budget showing anticipated revenues by major sources and proposed expenditures by functions or departments in the same columnar form prescribed for the budget ~~and shall also show the amount~~ **shall be made available** for general distribution at the office of the town clerk at least ~~ten (10) days~~ **forty-eight (48) hours** prior to the annual budget meeting. ~~By a majority of those present and voting at such meeting, an amount of money less than that recommended may be appropriated but no appropriation shall be made exceeding that for the same purpose recommended by the council and no appropriation shall be made for any purpose not so recommended. At the annual budget meeting, the council-recommended budget may be amended, either to increase or decrease any appropriation, provided that no such amendment shall be adopted unless at least [three percent (3%)] of the persons qualified to vote at such meeting, as determined by the latest official registry list, are present and voting at such meeting. If fewer than [three percent (3%)] of the persons qualified to vote at such meeting are present and voting, no amendment shall be in order and the council-recommended budget shall proceed to referendum without modification.~~

Commented [AT10]: Time requirements for distribution changed to 48 hours

Commented [AT11]: Time requirements for notice changed to five days as per statute

Commented [AT12]: Language included as per member J. Murphy to allow for increases to the budget, and to require a certain percentage of voters to be present for these changes.

Section 8-7. Adoption of the budget.

Upon adoption of the budget by the adjourned town meeting by persons qualified to vote at such meeting for a "yes" or "no" vote; where the hours and method of voting are determined by the Town Council in accordance with the General Statutes of Connecticut, the Town Council shall set the tax rate in mills which shall be levied on taxable property in the Town for the ensuing fiscal year and shall file a copy of such budget with the Town Clerk and the Town Manager.

Section 8-8. Expenditures and accounting.

- (a) No purchase shall be made by any department, board, commission or officer of the Town other than the board of education and the probate court, except through the purchasing agent. The Town Manager shall record the amount of authorized purchases and contracts for future purchases as encumbrances against the appropriation from which they are to be paid.
- (b) No voucher, claim or charge against the Town shall be paid until the same has been audited by the Town Manager and approved by ~~him~~them for correctness and validity. ~~Checks~~Payments shall be drawn by the Town Manager for the payment of approved claims which shall be valid only when ~~countersigned~~approved by the treasurer. In the absence or inability to act of either the Town Manager, Treasurer, or Assistant Treasurer, with respect to the above duty, the Town Council may authorize one or more of its members to substitute temporarily for either or both.
- (c) The Town Manager shall prescribe the time at which and the manner in which persons receiving money on account for the Town shall pay the same to the Town Treasurer.
- (d) The several departments, commissions, officers and boards of the Town shall not involve the Town in any obligation to spend money for any purpose in excess of the amount appropriated therefor until the matter has been approved by the Town Council and each order drawn upon the treasurer shall state the department, commission, board or officer and the appropriation against which it is to be charged. When any department, commission, board or officer shall desire to secure a transfer of funds within its or his appropriation from funds set apart for one specific purpose to another, before incurring any expenditure thereof such department, commission, board or officer shall, with the approval of the Town Manager, make application to the Town Council whose duty it shall be to examine into the matter, and upon approval of the Town Council such transfer may be made, but not otherwise.
- (e) Upon request transmitted by the Town Manager, but only within the last three (3) months of the fiscal year, the Town Council may, by resolution, transfer any unencumbered appropriation, balance or portion thereof from one department, commission, board or office to another. No transfer shall be made from any appropriations for debt service and other statutory charges.
- (f) Additional appropriations over and above the total budget may be made from time to time by resolution of the Town Council, upon recommendation and certification of the Town Manager that there is available an unappropriated and unencumbered general fund cash balance to meet such appropriations except as otherwise specified in Section 9-3. When the cumulative total of such appropriations reach one and one-half percent (1½%) of the current tax levy, the Town Council shall have no further right to make appropriations without approval from a special Town Meeting.
- (g) Appropriations for construction or for other permanent improvements, from whatever source derived, shall not lapse until the purpose for which the appropriation was made shall have been accomplished or abandoned, provided any such project shall be deemed to have been abandoned if three (3) fiscal years shall lapse without any expenditure from or encumbrance of the appropriation therefor. Any portion of any annual appropriation remaining unexpended and unencumbered at the close of the budget year shall lapse.
- (h) Every payment made in violation of the provisions of this Charter shall be deemed illegal and every official authorizing or making such payment or taking part therein and every person receiving such payment or any part thereof shall be jointly and severally liable to the Town for the full amount so paid or received. If any officer or employee of the Town shall knowingly incur any obligation or shall authorize or make any expenditure in violation of the provisions of this Charter or take any part therein, such action shall be cause for ~~his~~their removal.

Commented [AT13]: Language adjusted to be less specific to checks

- (i) It shall not be necessary for a town meeting to approve additional appropriations which are funded for specific purpose by state and federal grants, nor shall such grants be included under the provisions of Subsection (f) of this section.

CHAPTER IX. THE TOWN MEETING

Section 9-1. Annual and special meetings.

An annual town meeting for the consideration of the budget and the transaction of other Town business shall be held on the fourth (4th) Saturday in April and shall commence at 10:00 o'clock A.M. It may be adjourned from time to time. Special town meetings shall be called by the Town Council only when required under the terms of this Charter and in the manner provided by the General Statutes. At the annual budget meeting a majority of those present and voting may, by amendment to the main motion, reduce, but not increase, any Town Council recommended appropriation. After reasonable discussion of the Town Council recommended annual budget appropriation, or the annual budget appropriation as may have been amended by the annual budget meeting, the moderator of the meeting shall adjourn the meeting to reconvene on the second Tuesday following the annual budget meeting and said Town Council recommended appropriation or said Town Council recommended appropriation as may have been amended by the budget meeting, shall be voted on by a "yes" or "no" vote where the hours and method of voting are determined by the Town Council in accordance with the General Statutes of Connecticut. If the annual budget appropriation shall not pass, a Special Budget Meeting shall be called by the Town Council. At this Special Budget Meeting a majority of those present and voting may, by amendment to the main motion, reduce, but not increase, any Town Council recommended appropriation. After reasonable discussion of the Town Council recommended annual budget appropriation, or the annual budget appropriation as may have been amended by the Special Budget Meeting, the moderator of the meeting shall adjourn the meeting to reconvene within fourteen (14) days and said Town Council recommended appropriation, or said Town Council recommended appropriation as may have been amended by the Special Budget Meeting, shall be voted by a "yes" or "no" vote where the hours and method of voting are determined by the Town Council in accordance with the General Statutes of Connecticut. The foregoing procedure shall be repeated until a budget is adopted.

Commented [AT14]: Revisit: Identified in discussion with Town Clerk as a potential area which warrants review with regards to line-item reductions in the budget

Commented [AT15]: Revisit: How best to include revised language from J. Murphy to comport with revised section 8-6

Section 9-2. Procedure.

All town meetings shall be called to order by the chairman of the Town Council. A moderator shall be elected and all business conducted in the manner provided by the General Statutes, except as otherwise provided in this Charter. The town clerk shall serve as clerk of all town meetings but in their absence an acting clerk may be designated by the meeting. All town meetings shall be conducted pursuant to the Robert's Rules of Order[, Newly Revised]. A secret ballot shall be required at any town meeting at the request of one-third (⅓) of those present and voting. Provisions of G.S. § 7-7 shall apply to all town meetings except Annual Budget Meetings called for the adoption of the budget, when the necessary petitions have been filed and approved by the town clerk.

Section 9-3. When action by town meeting required.

- (a) The annual budget or any resolution making an appropriation of more than one percent (1%) of the current tax levy, but less than one hundred thousand dollars (\$100,000.00) for any purpose, any resolution authorizing the issuance of bonds or notes or other borrowing of less than one hundred thousand dollars (\$100,000.00) and any resolution providing for the sale of real estate of the Town with assessed value of two thousand five hundred dollars (\$2,500.00) or more used for own purposes or the purchase of real estate for such purposes, shall become effective only after it has been approved by the Town Council and adopted at a town meeting by a majority vote of the qualified voters present and voting at such a meeting. The town meeting shall not act upon any proposal for the sale or purchase of such real estate or the issuance of bonds

or other borrowing except upon the recommendation of the Town Council, nor act upon any appropriation which has not been acted upon by the Town Council unless the same shall have been before the Town Council for sixty (60) days without action.

- (b) With the exception of the annual budget, the town meeting may increase the amount of any appropriation above the amount recommended by the Town Council or make an appropriation not recommended by the Town Council provided either such action shall require the affirmative vote of a two-thirds ($\frac{2}{3}$) majority of the voters thereon, which majority shall consist of at least one hundred fifty (150) voters. No town meeting shall increase the amount of any bond issue above the amount recommended by the Town Council. By majority of those present and voting, a town meeting may, by amendment to the main motion, reduce any appropriation.
- (c) Approval by the town meeting shall be required to make effective any contract or agreement of the Town Council for services or use of facilities by or with other governments as provided by this Charter.
- (d) The Town Council may, at its discretion, require any proposal it may deem of sufficient importance to be submitted to those entitled to vote by the law at an annual or special town meeting called for such purpose and such proposal shall become effective only after it has been approved by a majority of those voting at such meeting.
- (e) After the same has been approved by the Town Council, any appropriation of one hundred thousand dollars (\$100,000.00) or more, and any resolution authorizing the issuance of bonds or notes of one hundred thousand dollars (\$100,000.00) or more shall be placed on the call of a town meeting; the Town Council shall thereafter determine if the town meeting shall be adjourned to a vote as provided by statute, or adjourned to a vote at the next regular election. After the completion of other business and after reasonable discussion of such appropriations or resolutions, the moderator of such meeting shall adjourn the meeting to a vote as provided by the Coventry Town Council. Any vote submitted to the next regular town election shall be submitted in accordance with G.S. §§ 9-369—9-370. If the Town Council elects to hold the vote at a time and place other than the regular Town election, they shall set the hours and method of voting in accordance with the General Statutes. Such appropriation or resolution shall become effective only after it has been submitted to a "yes" or "no" vote by the persons qualified to vote in such meeting or election. At the closing of the polls of the regular election or at the closing of the polls at the adjourned Town meeting, it shall be the duty of the moderator to cause the vote to be counted, and such resolution or appropriation mentioned in the immediately preceding sentence shall, if approved by a majority of those voting thereon, be deemed a vote of the Town meeting.
- (f) Any other item or items, with the exception of the annual budget, on the call of any town meeting may, if the Town Council may deem it advisable, be submitted to a vote on the voting machines in the same manner as aforesaid and, if approved by a majority of those voting thereon, shall be deemed to be a vote of the town meeting.

Section 9-4. Petition for overrule of action of council.

All ordinances, shall be subject to overrule by a special town meeting as follows: If within twenty (20) days after the publication of any such ordinance, a petition conforming to the requirements of the General Statutes and signed by not less than three percent (3%) of the voters of the Town, as determined from the latest official lists of the registrars of voters, is filed with the town clerk requesting its reference to a special town meeting, the effective date of such ordinance shall be suspended and the Town Council shall fix the time and the place of such meeting, which shall be within twenty (20) days after the filing of the petition, and notice thereof shall be given in the manner provided by law for the calling of a special town meeting. An ordinance so referred shall take effect upon the conclusion of such meeting unless at least one hundred (100) voters constituting a majority of those voting thereon, shall have voted in favor of overruling.

Section 9-5. Petition for enactment of ordinances.

- (a) Subject to the provisions of the Charter not less than three percent (3%) of the voters of the Town, as determined from the latest official lists, may at any time petition over their personal signatures for the enactment of any proposed lawful ordinance by filing such petition, including the complete text of such ordinance, with the town clerk. The Town Council shall call a special town meeting, to be held within thirty (30) days from the date of such filing, unless prior to such meeting such ordinance shall be enacted by the Town Council. The call for such meeting shall state the proposed ordinance in full and shall provide for a "yes" or "no" vote as to its enactment. If a majority of the persons entitled to vote, voting at such meeting, shall vote "yes," then such ordinance shall take effect on the tenth (10th) day thereafter without further action of the Town Council.
- (b) Any such proposed ordinance shall be examined by the town attorney before being submitted to the special town meeting. The town attorney is authorized to correct the form of such ordinance for the purpose of avoiding repetitions, illegalities and unconstitutional provisions, and to ensure accuracy in its text and references and clearness and preciseness in its phraseology, but not materially changing its meaning and effect.

CHAPTER X. [MISCELLANEOUS]

Section 10-1. Transfer of records and property.

All records, property and equipment whatsoever of any office, agency, board or commission or part thereof, all the powers and duties of which are assigned to any other office, agency, board or commission by this Charter, shall be transferred and delivered intact to the office, agency, board or commission to which such powers and duties are so assigned. If part of the powers and duties of any office, agency, board or commission or part thereof are by this Charter assigned to another office, agency, board or commission, all records, property and equipment relating exclusively thereto shall be transferred and delivered intact to the office, agency, board or commission to which the powers and duties are so assigned.

Section 10-2. Legal proceedings.

No action or proceeding, civil or criminal, pending on the effective date of this Charter [November 4, 1969] brought by or against the Town or any office, agency, board or commission thereof, shall be affected or abated by the adoption of this Charter or by anything herein contained; but all such actions or proceedings may be continued notwithstanding that functions, powers and duties of any office, agency, board or commission party thereto may be or under this Charter be assigned or transferred to another office, agency, board or commission, but in that event the same may be prosecuted or defended by the head of the office, agency, board or commission to which such functions, powers and duties have been assigned or transferred by or under this Charter.

Section 10-3. Financial interest prohibited.

No holder of elective or appointive office shall derive, by reason of holding such office any direct financial benefit as the result of any contract with the Town or board of education or any sale to the Town or said board of education of any materials, supplies or services.

Section 10-4. Removals.

- (a) Except as otherwise provided in this Charter, any appointive officer or appointive member of a board or commission may be removed for just cause by the authority which appointed ~~him~~~~them~~, provided ~~he~~~~they~~ shall first be given notice in writing of ~~his~~~~their~~ removal. Said officer or board or commission member shall upon written request to the appointing authority within ten (10) days from the date of receipt of ~~his~~~~their~~ removal notice, be immediately given notice in writing of the specific grounds of removal. Thereafter, if requested (either in the request for specific grounds or in a subsequent request submitted to the appointing authority within five (5) days from receipt of such specific grounds) said officer, or board or commission member shall be given written notice from the appointing authority setting forth the time and place of an opportunity to be heard in ~~his~~~~their~~ own defense, personally and/or by counsel, at a public hearing before the appointing authority, to be held not less than five (5) nor more than twenty (20) days after receipt of such request for hearing. With the exception of the initial notice of removal, the Town Council shall act for and in the place of the Town Manager as to each and every request, notice and hearing provided for hereunder.
- (b) No employee of the board of education, below the rank of superintendent or supervising agent, who holds a regular certificate of qualification issued by the state board of education shall be removed except in accordance with the General Statutes of Connecticut as the same may be amended.

Section 10-5. Incumbents.

The incumbents of offices which require a competitive examination for appointment may be continued in office without examination upon the effective date of this Charter [November 4, 1969].

Section 10-6. Existing laws and ordinances.

All general laws of the State of Connecticut applicable to the Town and all ordinances and regulations of the Town shall continue in full force and effect, except insofar as they are inconsistent with the provisions of this Charter. All special acts or parts thereof relating to the Town of Coventry which are inconsistent with this Charter are repealed.

Section 10-7. Amendment of Charter.

This Charter may be amended in the manner prescribed by law. The Coventry Town Council shall establish a Charter Revision Commission to review this Charter in the manner prescribed by law no more than ten (10) years from the expiration of the last such commission.

Section 10-8. Saving clause.

If any section or part of any section of this Charter shall be held invalid by a court of competent jurisdiction, such holding shall not affect the remainder of this Charter nor the context in which said section or part thereof so held invalid may appear, except to the extent that an entire section or part of a section may be inseparably connected in meaning and effect with the section or part of a section to which such holding shall directly apply. All references to he or she (his/her) throughout this Charter shall be understood to apply equally to both genders.

Section 10-9. Effective date.

This Charter shall become effective on the first Tuesday after the first Monday of November, 1969; November 4, 1969. Amendments to the Charter shall become effective upon passage.

Commented [AT16]: Revisit: Clarity may be needed based on changes, especially as it pertains to offices and elections

Section 8-6:

At the annual budget meeting, the council-recommended budget may be amended, either to increase or decrease any appropriation, provided that no such amendment shall be adopted unless at least [three percent (3%)] of the persons qualified to vote at such meeting, as determined by the latest official registry list, are present and voting at such meeting. If fewer than [three percent (3%)] of the persons qualified to vote at such meeting are present and voting, no amendment shall be in order and the council-recommended budget shall proceed to referendum without modification.

Section 9-1:

Annual Meeting:

At the annual budget meeting, amendments to the council-recommended budget may be considered in accordance with Section 8-6 of this Charter.

Special Budget Meeting:

Amendments at such Special Budget Meeting shall be governed by the same [three percent (3%)] requirement set forth in Section 8-6.