

SPECIAL COMMON COUNCIL MEETING

JUNE 19, 1995

Meeting to be called to order at 7:15 P.M. by Mayor Eriquez

PLEDGE OF ALLEGIANCE
PRAYER

Levy, Scalzo, Falzone, Yamin, Arconti, Boynton, Dennehy, Gallagher,
Machado, Outlaw, DaSilva, Esposito, Coladarci, Charles, Gomez,
Beck, Nolan, Scozzafava, Setaro, Trocolla, Valeri

14 Present 7 Absent

PUBLIC SPEAKING

NOTICE OF THE SPECIAL MEETING - To be held on the 19th day of June, 1995 at 7:15 P.M. in the Common Council Chambers in City Hall for the purpose of acting upon the items listed below.

- 1 COMMUNICATION - Appointment of Police Officer
- 2 COMMUNICATION - Board of Education Appropriation of Funds
- 3 COMMUNICATION - Reports on Proposed Ordinance Amendment - Safety to Traffic Generally

There being no further business to come before the Common Council a motion was made at 7:43 P.M. by CMIS for the meeting to be adjourned.

CITY OF DANBURY

To: Members of the Common Council

A special meeting of the Common Council _____ of the City of Danbury will be held on the 19th day of June 19 95 at 7:15 o'clock p.m., at the City Hall in said Danbury.

For the purpose of

- 1. COMMUNICATION - Appointment of Police Officer
- 2. COMMUNICATION - Board of Education Appropriation of Funds
- 3. COMMUNICATION - Reports on Proposed Ordinance Amendment-Safety to Traffic Generally

Dated at Danbury, this 14th day of June 19 95.

[Signature] Mayor

[Signature] Clerk

To the sheriff or any policeman of the City of Danbury:

You are hereby required to notify the above named member _____ of the Common Council of the City of Danbury of the special meeting of said board by leaving with or at the usual place of abode or place of business of such member not less than 24 hours before the hour specified for said meeting, a notice in form annexed, and to make due return thereof at the time of said meeting.

[Signature] Mayor

RETURN OF SERVICE

By virtue of the within warning, I have served Notice on each of the members of the Common Council of the City of Danbury, of the Special Meeting of said Board, each Notice duly signed by the Mayor and City Clerk, by leaving such written Notice with each of the following members of said Common Council, to-wit:

	<u>NAME</u>	<u>TIME</u>
1.	JOHN J. ESPASITO 9 HIGH ST. EXT. (X) <i>[Signature]</i>	2117 P.O. MORRIS
2.	MATTHEW D. GALLAGHER 130 SOUTH ST. (X) <i>[Signature]</i>	2120 P.O. MORRIS
3.	ERNEST W. BOYNTON 106 E. LIBERTY ST. (X) <i>[Signature]</i>	2127 P.O. MORRIS
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Each Notice so served upon each member, all having been done by me on this date 6/15/95.

Attest: *[Signature]*
Policemen of the City of
Danbury

RETURN OF SERVICE

By virtue of the within warning, I have served Notice on each of the members of the Common Council of the City of Danbury, of the Special Meeting of said Board, each Notice duly signed by the Mayor and City Clerk, by leaving such written Notice with each of the following members of said Common Council, to-wit:

	<u>NAME</u>	<u>TIME</u>
1.	V. Machado	6.10
2.	K. Demehy	6/15
3.	D. Outlaw	
4.	James Dullaw	2/4/8
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Each Notice so served upon each member, all having been done by me on this date _____.

Attest: J. Frunton
Policemen of the City of
Danbury

RETURN OF SERVICE

By virtue of the within warning, I have served Notice on each of the members of the Common Council of the City of Danbury, of the Special Meeting of said Board, each Notice duly signed by the Mayor and City Clerk, by leaving such written Notice with each of the following members of said Common Council, to-wit:

NAME

TIME

1. Bob Yarns
2. John Carter 4:45 PM
3. K Howler 5 PM
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Each Notice so served upon each member, all having been done by me on this date 6/15/98.

Attest: PO. Carter
Policemen of the City of
Danbury

RETURN OF SERVICE

By virtue of the within warning, I have served Notice on each of the members of the Common Council of the City of Danbury, of the Special Meeting of said Board, each Notice duly signed by the Mayor and City Clerk, by leaving such written Notice with each of the following members of said Common Council, to-wit:

	<u>NAME</u>	<u>TIME</u>
1.	Christopher Sefano	
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Each Notice so served upon each member, all having been done by me on this date 5-16-95.

Attest: P.O. Jamon A. Knight
Policemen of the City of
Danbury

RETURN OF SERVICE

By virtue of the within warning, I have served Notice on each of the members of the Common Council of the City of Danbury, of the Special Meeting of said Board, each Notice duly signed by the Mayor and City Clerk, by leaving such written Notice with each of the following members of said Common Council, to-wit:

NAME

TIME

- 1. Salzner 11/11
- 2. _____
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- 20. _____
- 21. _____

Each Notice so served upon each member, all having been done by me on this date 6/16/95.

Attest: M. J. Farrell # 488
Policemen of the City of
Danbury

RETURN OF SERVICE

By virtue of the within warning, I have served Notice on each of the members of the Common Council of the City of Danbury, of the Special Meeting of said Board, each Notice duly signed by the Mayor and City Clerk, by leaving such written Notice with each of the following members of said Common Council, to-wit:

	<u>NAME</u>	<u>TIME</u>
1.	Louis Charles	P.A. [Signature] 1152
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Each Notice so served upon each member, all having been done by me on the date 06-16-95.

Attest: [Signature]
Policemen of the City of
Danbury

RETURN OF SERVICE

By virtue of the within warning, I have served Notice on each of the members of the Common Council of the City of Danbury, of the Special Meeting of said Board, each Notice duly signed by the Mayor and City Clerk, by leaving such written Notice with each of the following members of said Common Council, to-wit:

	<u>NAME</u>	<u>TIME</u>
1.	<i>[Handwritten Signature]</i>	9:15 Am
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Each Notice so served upon each member, all having been done by me on date _____.

Attest: _____
Policemen of the City of
Danbury

RETURN OF SERVICE

By virtue of the within warning, I have served Notice on each of the members of the Common Council of the City of Danbury, of the Special Meeting of said Board, each Notice duly signed by the Mayor and City Clerk, by leaving such written Notice with each of the following members of said Common Council, to-wit:

NAME

TIME

- | | | |
|-----|--|--------------------------|
| 1. | Mr Scorzafava Domina Scorzafava | 10:14 10:14 |
| 2. | Mr Gomez left not home | 10:51 |
| 3. | NBEOL not home | 2103 06/16/95
1941 48 |
| 4. | A SCALZO not home | 2007 06/16/95 |
| 5. | Blevy | 2030 06/16/95 |
| 6. | Sen Nelson | 2045 06/16/95 |
| 7. | Envelope left in door (SCALZO) | 1106 06/19/95 |
| 8. | Envelope left in door (SCALZO) | 1115 06/19/95 |
| 9. | Robert James | 1125 06/19/95 |
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Each Notice so served upon each member, all having been done by me on the date 06/19/95 (H's 7, 8, and 9).

Attest: P.O. J.M. #478
Policemen of the City of
Danbury

RETURN OF SERVICE

By virtue of the within warning, I have served Notice on each of the members of the Common Council of the City of Danbury, of the Special Meeting of said Board, each Notice duly signed by the Mayor and City Clerk, by leaving such written Notice with each of the following members of said Common Council, to-wit:

NAME

TIME

1. Nancy Beck left, not home 11:10 AM

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Each Notice so served upon each member, all having been done by me on this date 6/19/95.

Attest: Lee Teribell
Policemen of the City of
Danbury



CITY OF DANBURY

OFFICE OF THE MAYOR

DANBURY, CONNECTICUT 06810

GENE F. ERIQUEZ
MAYOR

(203) 797-4511
FAX (203) 796-1666

June 19, 1995

Honorable Members of the Common Council
City of Danbury, Connecticut

Dear Council Members:

I hereby submit for your confirmation the appointment of the following individual to the position of Police Officer within the Danbury Police Department.

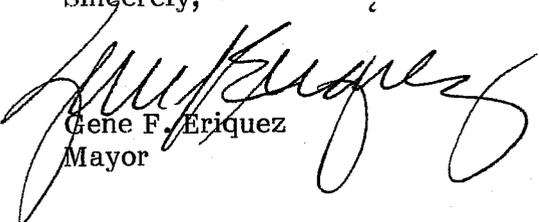
Manuel Rafael Martinez
11 Locust Avenue
Danbury, CT 06810

Mr. Martinez is a graduate of Danbury High School. He attends Western Connecticut State University and is employed as a Laboratory Courier for Danbury Hospital. He has successfully completed each of the requirements for appointment through the Civil Service process.

This appointment will be effective upon swearing in. Mr. Martinez is scheduled to begin certification training as a Police Officer at the Municipal Police Training Council in Meriden on Friday, June 23, 1995.

Thank you for your consideration of this appointment.

Sincerely,


Gene F. Eriquez
Mayor



CITY OF DANBURY

OFFICE OF THE MAYOR

DANBURY, CONNECTICUT 06810

GENE F. ERIQUEZ
MAYOR

(203) 797-4511
FAX (203) 796-1666

June 19, 1995

Honorable Members of the Common Council
City of Danbury, Connecticut

Dear Council Members;

As you know, the General Assembly has adopted the State budget for fiscal year 1995-96. Accordingly, we have been notified of the state aid amounts the City of Danbury can expect to receive for the next fiscal year.

Through the budget plan I submitted to you, I presented and the Education Budget Committee agreed to share additional state aid dollars received for educational purposes with the Board of Education.

Therefore, I respectfully recommend the additional appropriation of \$301,515 to the Board of Education to help meet the needs and priority objectives of the Danbury Public Schools for the next fiscal year.

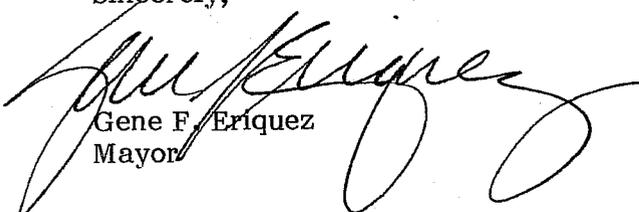
Additionally, as presented in the budget plan for FY 1995-96, I recommend the appropriation of \$200,000 to replace the roof at the Mill Ridge Primary School.

These two amounts total \$501,515. This represents the net increase in state aid for educational purposes over that which the Governor's budget proposed. This additional amount of state aid is primarily reflective of the State Legislature's rejection of the proposal to charge municipalities a portion of the vocational technical school tuition for resident students.

It should be noted, however, that the total amount of state aid the City will receive for FY 1995-96 is less than that received for FY 1994-95. Nevertheless, I am grateful to members of the State Legislature that worked to ensure our City's state aid allocation was as close to the existing year appropriation as possible.

Thank you for your cooperation.

Sincerely,


Gene F. Enriquez
Mayor





CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

DOMINIC A. SETARO, JR.
DIRECTOR OF FINANCE

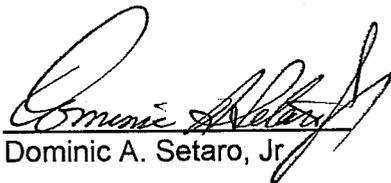
(203) 797-4652
FAX: (203) 796-1526

M E M O R A N D U M

DATE: June 16, 1995
TO: Hon. Gene F. Eriquez via the Common Council
FROM: Dominic A. Setaro, Jr., Director of Finance
RE: State Education Reimbursement **CERTIFICATION**

Based on the final approved State budget, the City will be entitled to \$501,515 in additional funds for educational purposes. This includes an adjustment to the City's reimbursement for school construction principal and interest payments. As per the Mayor's request that these funds be reallocated to the School Department and Capital budget for 1995-96, I request that the Common Council approve adjusting the Board of Education's budget account #02-06-000-072000 in the amount of \$301,515 and establish a new line item in the Capital budget entitled, "Mill Ridge Primary School Roof" in the amount of \$200,000. Based on the attached State revenue analysis, we will amend the appropriate revenue accounts in a like amount.

Should you need any additional information, feel free to give me a call.


Dominic A. Setaro, Jr.

DAS/jg

	Governor's	Final	Difference
ECS	\$13,243,943	\$13,093,639	
Vocational Ed. Tuition	-492,435	-0-	
2% Set Aside	-264,879	- 261,873	
Head Start	-214,707	- 214,707	
Net ECS	\$12,271,922	\$12,617,059	\$345,137
<u>Pupil Transportation</u>			
Trans. Non-Public	202,160	202,160	-0-
Elementary H.S. Trans	-0-	527,489	527,489
Subtotal			\$872,626
Interest Subsidy	758,091	556,815	(201,276)
School Construction Retirement	520,524	350,689	(169,835)
Subtotal			501,515



CITY OF DANBURY

OFFICE OF THE MAYOR

DANBURY, CONNECTICUT 06810

GENE F. ERIQUEZ
MAYOR

(203) 797-4511
FAX (203) 796-1666

June 19, 1995

Honorable Members of the Common Council
City of Danbury, Connecticut

Dear Council Members:

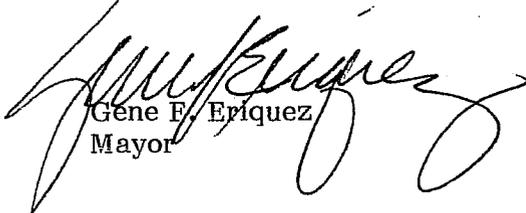
Attached you will find correspondence from the Office of Corporation Counsel and a report from our City's Labor Counsel regarding your referral of Item 41 on the June 6, 1995 Council agenda.

A copy of the Ad Hoc Committee report on this matter is also attached.

I respectfully urge you careful consideration of this item as recommended by our Labor Counsel.

Thank you for your cooperation.

Sincerely,



Gene F. Enriquez
Mayor



CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

OFFICE OF THE CORPORATION COUNSEL

PLEASE REPLY TO:

June 7, 1995

DANBURY, CT 06810

Hon. Gene F. Eriquez, Mayor
Hon. Members of the Common Council
City of Danbury, Connecticut

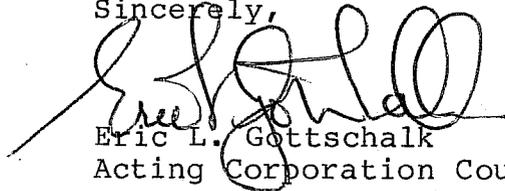
Re: Proposed ordinance amendment; Section 17-69

Dear Mayor and Council Members:

Attached please find a copy of a letter from Attorney Saranne Murray dated June 6, 1995. Mrs. Murray represents the City of Danbury with respect to labor matters and has written concerning the recent proposal to modify the above-referenced ordinance.

As you can see from the letter, Mrs. Murray shares certain concerns which I explored with her upon learning of the proposal. Foremost among these is our belief that this amendment will result in additional costs not only to local businesses but to the City as well. Under those circumstances, such a proposal should best be handled through the traditional collective bargaining process.

Sincerely,



Eric L. Gottschalk
Acting Corporation Counsel

ELG:r

Attachment

JUN 06 1995

Shipman & Goodwin
Counselors at Law

ONE AMERICAN ROW
HARTFORD, CT 06103-2819
TEL: (203) 251-5000

SARANNE P. MURRAY
TEL: 851-5702
FAX: 251-5700

June 6, 1995

Via Facsimile and Regular Mail

Attorney Eric L. Gottschalk
Corporation Counsel's Office
City of Danbury
155 Deer Hill Avenue
Danbury, CT 06810

Re: Proposed Ordinance Modification

Dear Ric:

Recently, you brought to my attention a proposed change in the City of Danbury Code of Ordinances § 17-69 concerning road construction projects. While the ordinance is nominally sponsored by a member of the Council, its original proponent was John Krupinsky, President of the Danbury Police Union. As we discussed, there are several problems which arise in connection with the Council's passage of the modification at issue.

The present City ordinance on this issue provides, in pertinent part, as follows:

When portions of the traveled way are made dangerous for the movement of vehicles or pedestrians, a sufficient number of police officers, flag men or traffic men shall be employed by the permittee [doing the highway work] to direct the traffic safely through the areas [affected].

Code of Ordinances § 17-69 (bracketed material supplied for clarity). The proposed modification to the ordinance would delete the general permission to use "flag men or traffic men" and permit their use only in the event that the Police Department is unable to provide police assistance.

The way the modification has been drafted, a contractor might assume that Police Department assistance would be available at no charge, by regular officers. Clearly, this would be a major imposition on the Department, which should not be asked to redeploy resources to monitor traffic on construction projects.

Attorney Eric L. Gottschalk
June 6, 1995
Page Two

If, in the alternative, we assume that the police assistance would be provided through the use of private duty police officers, then the ordinance has a significant impact on conditions of employment. Under the present collective bargaining agreement, police officers do not have the exclusive right to perform construction traffic duty. It would, in our view, be a serious mistake for the City to give them that exclusive right, either directly through contract negotiations or indirectly through this ordinance modification. Granting police officers a claim to private duty jobs and establishing a practice whereby this work became bargaining unit work would dramatically infringe on the City's prerogatives. In that case, the City would have its hands tied for the future because going back to the use of flag men or traffic men would require negotiation with the Union and the Union could pursue the matter to interest arbitration where an arbitrator would be very reluctant to take work away from police officers.

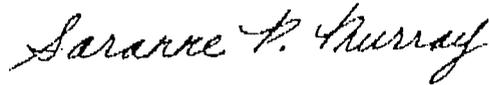
Further, the cost impact of this ordinance change must be considered. If a contractor who presently uses a flag man must now use a police officer, the contractor's costs are certain to increase. Moreover, increasing the private duty pay of police officers has a cost impact on the City by raising the total wages of an officer and thus raising costs of wage related fringe benefits (such as workers' compensation).

In short, we recommend that this attempt by the Union to obtain a new advantage with respect to the conditions of employment be rejected. The City should maintain the managerial prerogative to determine what types of safety measures will be required on road construction projects. In that vein, if there is to be any modification of the ordinance, it should be a modification which leaves the decision concerning when a contractor must have police on the site up to the City, and not determined by the fact that police officers have an exclusive claim to the work.

Attorney Eric L. Gottschalk
June 6, 1995
Page Three

Please let me know if you have any further questions concerning this matter.

Sincerely,



Saranne P. Murray

SPM/sw

cc: Mayor Enriquez
Mr. Merullo



41

CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

COMMON COUNCIL

REPORT

June 6, 1995

Honorable Mayor Gene F. Eriquez
Honorable Members of the Common Council

Re: Ordinance Change to Section 17-69
Safety to Traffic Generally

The subcommittee to review the ordinance in regard to traffic generally met at 7:00 P.M. in the Lobby in Danbury CityHall on May 16, 1995. In attendance were Coladarci, Falzone and Scozzafava. Also in attendance were John Krupinski and Carl Foley of the Danbury Police Department and Les Pinter of Corporation Counsel. Joseph DaSilva attended ex-officio. The meeting was called to order and Falzone moved to waive the rules so that everyone can speak. The motion was seconded by Scozzafava.

Krupinski explained there is an ongoing problem that recently emerged this spring. The existing ordinance says policemen or flagmen shall be employed by permittee to direct traffic safely through areas made dangerous for movement of vehicles or pedestrians. A new development creating the problem is that security guards are performing these duties at a lower cost. Untrained security guards are directing traffic with no authority, which also means a car does not have to obey the person directing traffic. Connecticut General Statutes allows that policement can stop traffic. See attached copy.

This same type of problem existed in Stamford and Greenwich and an ordinance change alleviated the difficulty. As additional information, Krupinski added that the policemen provide traffic services on their own time. It was added that the burden is on the City to protect the City because the law does not specify that a car must stop if the flagman is not a policeman. The new ordinance states that the Police Department must be contacted. It would be beneficial to have a policeman on duty, but if a policeman is not available, the Police Department will be aware that the area is being safeguarded for the public. The minimum manpower clause was then discussed; this change will not affect the clause.

Scozzafava asked about the cost savings for companies to use security guards as compared to liability to the City and training for the police officers. A discussion of insurance coverage then ensued.

Falzone made a motion to send the ordinance to public hearing with the stipulation that if the Danbury Police Department cannot provide a policeman, the permittee must have a certificate of insurance to use someone else.

It was then brought up that a job is bid only with the price of a policeman to provide traffic duty, not the cost of a security guard, so the amount is built in.

The motion was seconded by Scozzafava and passed unanimously.

Mr. Foley said that Chief Macedo supports this ordinance.

Respectfully submitted,

EILEEN S. COLADARCI, Chair

MICHAEL FALZONE

JOSEPH SCOZZAFAVA

VEHICLES.

ter 105, a purpose of which is the
 in any parking area for ten cars or
 as been established in accordance
 property recklessly, having regard
 pool property or parking area, the
 operation of a motor vehicle upon any
 such a rate of speed as to endanger
 or vehicle, or the operation, down-
 commercial registration with the
 of a motor vehicle with defective
 of this section. The operation of a
 area for ten cars or more at a rate of
 tute a violation of the provisions of

ction shall be fined not less than one
 nprisoned not more than thirty days
 or each subsequent offense shall be
 more than one year or be both fined

5, P.A. 224; 1969, P.A. 450, S. 3; 1971, P.A. 31;
 3; 90-263, S. 67, 74.)

ore cars; 1963 act amended Subsec. (a) to include
 eads to Subsec. (a); 1969 act prohibited operating
 placed "occupant" with "operator" in Subsec. (a)
 essly on school property; P.A. 77-340 replaced
 A. 81-268 amended Subsec. (b) by establishing a
 m one hundred to three hundred dollars for first
 wo hundred to six hundred dollars; P.A. 90-213
 te of speed greater than eighty-five miles per hour
 substitute phrase "motor vehicle with a commercial

Former statute applied. 93 C. 254. Driving down
 recover treble damages. 93 C. 249. Doing any act
 n proximate cause of injury. 98 C. 495; 99 C. 721.
 tances which together show reckless disregard of
 for safety of others. 123 C. 212. Negligence as i
 negligence, while not a defense to action for reckless
 tion of this statute. 116 C. 475; 123 C. 211, 212.
 court properly omitted reading portion of statute
 ed to negligence specified in complaint, it was not
 using vehicle was not such as to endanger any of
 statute not necessarily established by fact only that
 at high rate of speed. 132 C. 227. Excessive speed
 49 C. 385. The allegations of plaintiff's complaint
 tute were not sufficient to permit recovery upon
 ed. 162 C. 565. Plaintiff's waiver of representation
 accidental death precludes later claim of denial
 ute discussed. 187 C. 147, 148, 149, 152, 154.
 C. 94, 99.
 355. Cited. 27 CA 225, 227, 238. Cited. Id., 377.

ous choice of action either with knowledge of
 uld disclose this danger to a reasonable man. This
 re than gross negligence. 22 CS 391. Neither
 ction for reckless driving, but such circumstances

conjunction with other circumstances can be taken into consideration in determining whether a defendant showed a reckless disregard of consequences. 22 CS 400. Nature of reckless misconduct discussed. 24 CS 108. Cited. 24 CS 156, 157; 26 CS 184. The misconduct of the plaintiff was simple negligence and not the exacerbated type which is reckless misconduct. 31 CS 325. Cited. 37 CS 661, 662. Cited. 38 CS 549.

Evidence of injuries received in auto accident relevant in proving offense. 2 Conn. Cir. Ct. 446. Reckless driving does not lie in speed alone but in speed and other circumstances which, together, show a reckless disregard of circumstances. Id., 501, 502. Cited. Id., 634. To establish violation of first sentence of statute reckless or wanton misconduct must be shown. 3 Conn. Cir. Ct. 25. Guilt might be established under second sentence of statute by evidence which would prove only that life was endangered. Id., 26, 27. Where only evidence relative to defendant's operational conduct is an estimate of his speed at a point 600 feet before accident occurred, evidence held insufficient to warrant conclusion of guilt beyond a reasonable doubt. Id., 28. Cited. Id., 294, 295. Presumption raised by section 14-107 that proof of registration number of motor vehicle shall be prima facie evidence that owner was operator thereof is not violative of due process since there is a rational and reasonable connection between the facts proved and the ultimate fact presumed. 3 Conn. Cir. Ct. 462, 463. Cited. 3 Conn. Cir. Ct. 380; 4 Conn. Cir. Ct. 499 (fn); id., 541. Cited. 6 Conn. Cir. Ct. 298.

Subsec. (a):

Cited. 198 C. 43, 45.

Defendant who, following another car, bumped it from the rear more than once could reasonably be found guilty of reckless driving under this section. 3 Conn. Cir. Ct. 509, 510.

Subsec. (b):

Cited. 9 CA 686, 730.

Sec. 14-222a. Negligent homicide with a motor vehicle. Any person who, in consequence of the negligent operation of a motor vehicle, causes the death of another person shall be fined not more than one thousand dollars or imprisoned not more than six months or both.

(P.A. 81-26, S. 1.)

Cited. 202 C. 629, 638, 639. Cited. 222 C. 444, 449.

Negligent homicide with a motor vehicle is a lesser included offense of misconduct with a motor vehicle (Sec. 53a-57). 9 CA 686-689, 694, 695, 697, 698, 711, 712, 714, 716, 724, 726, 729, 731. Cited. 11 CA 122, 133, 134. Cited. Id., 473, 476. Cited. 22 CA 108, 111. Cited. 27 CA 225, 233.

Sec. 14-223. Failure to bring motor vehicle to full stop when signalled. Disregard of signal. Penalty. (a) Whenever the operator of any motor vehicle fails promptly to bring his motor vehicle to a full stop upon the signal of any officer in uniform or prominently displaying the badge of his office, or disobeys the direction of such officer with relation to the operation of his motor vehicle, he shall be deemed to have committed an infraction and be fined thirty-five dollars for a first offense, and shall be fined not less than thirty-five dollars nor more than fifty dollars for any subsequent offense.

(b) No person, when signalled to stop by an officer in a police vehicle using an audible signal device or flashing or revolving lights, shall increase his speed in an attempt to escape or elude such police officer. Any person who violates this subsection shall be fined not less than five hundred dollars nor more than one thousand dollars and shall have his motor vehicle operator's license suspended for one year for the first offense, except that the commissioner of motor vehicles may, after a hearing, as provided for in subsection (k) of section 14-111, and upon a showing of compelling mitigating circumstances, reinstate his license before the expiration of such one-year period. For any subsequent offense he shall be fined not less than one thousand dollars nor more than five thousand dollars, and shall have his motor vehicle operator's license suspended for not less than eighteen months nor more than two years, except that said commissioner may, after a hearing, as provided for in subsection (k) of section 14-111, and upon a showing of compelling mitigating circumstances, reinstate his license before such period.

(1949 Rev., S. 2409; P.A. 78-372, S. 3, 7; P.A. 82-189; 82-223, S. 15; P.A. 83-577, S. 21.)

History: P.A. 78-372 added Subsec. (b) re attempts to elude police vehicles; P.A. 82-189 amended Subsec. (b) by deleting the reference to intentional disregard and endangerment and increasing the minimum penalties from a minimum fine of one to five hundred dollars and a minimum license suspension from two months to one year for a first offense and a minimum fine from five hundred to one thousand dollars and a minimum license suspension from six to eighteen months for a subsequent offense; P.A. 82-223 amended Subsec. (a) by specifying that the commission of a first offense constituted an infraction, changing the fine from not less than five nor more than twenty-five dollars to twenty-five dollars for a first offense, and increasing the minimum