

MAY 12, 2026

The regular meeting of the City Council was held on Tuesday, May 12, 2026 in the City Hall Council Chambers, 111 North Main Street at 7:06 p.m. Present: Mayor Zoppo-Sassu; Council Members Dickau, Hahn, Kelley, Rosengren, Seymour, and Tyler.

1. CALL TO ORDER

2. APPROVAL OF MINUTES

On motion of Council Member Dickau and seconded by Council Member Hahn, it was unanimously voted: To approve the minutes of the regular City Council meeting held on April 14, 2026.

3. PUBLIC PARTICIPATION

Erik Madsen, 70 Oak Hill Dr. – Spoke on behalf of Bristol residents that care about The Hoppers Preserve. Mr. Madsen expressed his opposition to paving the unpaved portion of Ambler Road.

Michelle Rudy, 102 Henderson St. – Representing Friends of Hoppers-Birge Pond Nature Preserve, Ms. Rudy also spoke in opposition to paving the unpaved portion of Ambler Road.

4. ANNOUNCEMENTS

Council members reported on committees, activities, and events.

5. ADOPTION OF CONSENT CALENDAR

On motion of Council Member Rosengren and seconded by Council Member Dickau, it was unanimously voted: To adopt nine items as part of the Consent Calendar.

a. New Hire Report for April 2026

Communication received from the Human Resources Department.

As part of the Consent Calendar adoption and on motion of Council Member Rosengren and seconded, it was unanimously voted: To place on file the New Hire Report for the month of April, 2026.

b. Tax Refunds in the Amount of \$43,625.48

Request presented from Tax Collector Bednaz.

As part of the Consent Calendar adoption and on motion of Council Member Rosengren and seconded, it was unanimously voted: To approve the Tax Refunds as follows –

Motor Vehicle	\$13,052.54
Real Estate	<u>+30,572.94</u>
Total	\$43,625.48

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c. Positive Referral – Ambler Road, Map 60, Lot 15

Communication received from the Bristol Planning Commission.

As part of the Consent Calendar adoption and on motion of Council Member Rosengren and seconded, it was unanimously voted: To place on file a positive referral from the Planning Commission for a C.G.S. Section 8-24 review of Ambler Road, Map 60, Lot 15 as open space.

d. MOU for Examination Process for Fire Apparatus Mechanic

Communication received from Human Resources Director Haselkamp.

As part of the Consent Calendar adoption and on motion of Council Member Rosengren and seconded, it was unanimously voted: To approve the agreement between the City of Bristol and the IAFF regarding the Charter provisions of Section 56 and applicable provision of the collective bargaining agreement as they apply to the recruitment process for Fire Apparatus Mechanic.

e. Contract 2025-011 Demolition of House – 396 Jerome Avenue

Communication received from Public Works Director Rogozinski.

As part of the Consent Calendar adoption and on motion of Council Member Rosengren and seconded, it was unanimously voted: To authorize the Mayor or Acting Mayor to execute a contract amendment to Contract 2025-011 Demolition of House at 396 Jerome Avenue, in the amount of \$31,874 with Tabacco & Sons Builders, Inc., increasing the total contract amount to \$53,874.

f. Contract 2C25-068 Brace Avenue & O'Sullivan Drive Storm Drainage

Communication received from Purchasing Agent Haynes.

As part of the Consent Calendar adoption and on motion of Council Member Rosengren and seconded, it was unanimously voted: To authorize the Mayor or Acting Mayor to execute a contract amendment to Contract 2C25-068 Brace Avenue & O'Sullivan Drive Storm Drainage with Martin Laviero Contractor Inc., in the amount of \$31,750, increasing the total contract amount from \$1,908,532.25 to \$1,940,282.25

g. Contract 2C26-043 Permanent Patching of Utility Trenches in City Streets

Communication received from Purchasing Agent Haynes.

As part of the Consent Calendar adoption and on motion of Council Member Rosengren and seconded, it was unanimously voted: To award Contract 2C26-043 Permanent Patch of Utility Trenches in City Streets to William M. Laydon Construction, LLC in the amount of \$84,655.00, and to authorize the Mayor or Acting Mayor to execute any and all documents necessary to effect said contract.

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h. Contract 2C26-058 Sidewalk Repair Program

Communication received from Public Works Director Rogozinski

As part of the Consent Calendar adoption and on motion of Council Member Rosengren and seconded, it was unanimously voted: To award Contract 2C26-058 Sidewalk Repair Program to Martin Laviero Contractor, Inc. in the amount of \$240,575.00, and to authorize the Mayor or Acting Mayor to execute any and all documents necessary to effect said contract.

i. Restated Cooperation Agreement between the Bristol Housing Authority and the City of Bristol

Communication received from Assistant Corporation Counsel Conlin.

As part of the Consent Calendar adoption and on motion of Council Member Rosengren and seconded, it was unanimously voted: To approve the Amended and Restated Cooperation Agreement by and between the Housing Authority of the City of Bristol and the City of Bristol as presented on this date to the City Council of the City of Bristol, and that the Mayor or Acting Mayor be authorized to execute this agreement on behalf of the City of Bristol.

6. REPORTS AND COMMITTEE REPORTS

a. Real Estate Committee

On recommendation of the Real Estate Committee and on motion of Council Member Hahn and seconded by Council Member Rosengren, it was unanimously voted: To reject the offer from Executive Tile and Flooring LLC in the amount of \$100,000 and to reject the offer from Accurate Mechanical LLC in the amount of \$157,000 in response to the City of Bristol's RFP 2026-059 for the sale of surplus Property on 81 Church Avenue, Assessor's Map 43, Lot 22; and that the City Council direct the Purchasing Agent to reissue another RFP (Request For Proposals) placing public notices and to notify abutting property owners of the city's intention to sell city-owned property known as 81 Church Avenue Map 43, Lot 22. The asking price in the RFP shall be amended downward from \$600,000 to \$550,000.

b. Ordinance Committee

On recommendation of the Ordinance Committee and on motion of Council Member Dickau and seconded by Council Member Seymour, it was unanimously voted: To introduce the following amendments to Chapter 14 Motor Vehicles and Traffic, Article IV Moving Vehicle Violations, Division 1. Automated Traffic Enforcement Safety Devices, Sections 14-76 through 14-88 of the Bristol Code of Ordinances; to set Tuesday, June 2, 2026 at 4:40 p.m., in Meeting Room 1-1, City Hall, First Floor, 111 North Main Street, Bristol, Connecticut for the holding of a Public Hearing by the Ordinance Committee; that the City Clerk publish notice of said Public Hearing and the proposed amendments to the Code of Ordinances as required by City Charter; and to waive the reading of the proposed amendments to the Code of Ordinances to be introduced this date.

Council Member Dickau explained that creating this ordinance is a proactive step in preparation for future installation of red light cameras and speed cameras should they be installed in

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the city. Council Member Tyler commented that this ordinance was created to align with state statute.

Underscored text is proposed to be added. [Bracketed] text is proposed for deletion.

ORDINANCE AUTHORIZING THE USE OF AUTOMATED TRAFFIC ENFORCEMENT SAFETY DEVICES.

ARTICLE IV. MOVING VIOLATIONS

Division 1. Automated Traffic Enforcement Safety Devices.

Sec. 14-76. Use of automated traffic enforcement safety devices.

Pursuant to the authority granted in Public Act 116 of the 2023 session of the Connecticut General Assembly (the "Public Act"), the City of Bristol (the "City") hereby authorizes the use of Automated Traffic Enforcement Safety Devices at locations within school zones, pedestrian safety zones, and other places within the boundaries of Bristol, Connecticut, provided that the locations of such devices will be identified in a plan and as approved by the Board of Police Commissioners and submitted to and approved by the Connecticut Department of Transportation.

Sec. 14.77. Definitions.

The following words, terms, and phrases, when used in this ordinance, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

Automated Traffic Enforcement Safety Device shall mean a device designed to detect and collect evidence of alleged traffic violations by recording images that capture the number plate, date, time, and location of a motor vehicle that (A) exceeds the posted speed limit by ten or more miles per hour, or (B) fails to stop such vehicle when facing a steady red signal on a traffic control signal. Automated traffic control safety devices shall be used solely for identifying violations of this ordinance.

Automated Traffic Enforcement Safety Device Operator shall mean a person who is trained and certified to operate an Automated Traffic Safety Device.

Number Plate shall mean any sign or marker furnished by the Commissioner of Motor Vehicles on which is displayed the registration number assigned to a motor vehicle by the Commissioner.

Owner shall mean any person holding title to a motor vehicle, or having the legal right to register the same.

Pedestrian Safety Zone shall mean an area designated by the Office of State Traffic Administration or the Traffic Authority of the City pursuant to Connecticut General Statutes §14-307a.

Personally Identifiable Information shall mean information created or maintained by the City or a Vendor that identifies an Owner and includes, but need not be limited to, the Owner's address, telephone number, number plate, photograph, bank account information, credit card number, debit card number, or the date, time, location, or direction of travel on a highway.

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School Zone shall mean an area designated by the Office of the State Traffic Administration or the Traffic Authority of the City pursuant to Connecticut General Statutes §14-212b.

Traffic Authority, Traffic Control Sign, and Control Signal shall all have the same meanings as provided in Connecticut General Statutes §14-297.

Vendor shall mean a person who provides services to the City under this ordinance; operates, maintains, leases, or licenses an Automated Traffic Enforcement Safety Device; or is authorized to review and assemble the recorded images captured by an Automated Traffic Enforcement Safety Device and forward such recorded images to the City.

Sec. 14-78. Vendors.

The City may enter into agreements with Vendors for the design, installation, operation, or maintenance, or any combination thereof, of Automated Traffic Enforcement Safety Devices. If a Vendor designs, installs, operates, or maintains an Automate Traffic Enforcement Safety Device, the Vendor's fees may not be contingent on the number of citations issued or fines paid pursuant to this ordinance.

Sec. 14-79. Operation and use of Automated Traffic Enforcement Safety Device.

All Automated Traffic Enforcement Safety Devices shall be operated by an Automated Traffic Enforcement Safety Device Operator, and shall be used solely for identifying violations of this ordinance.

Sec. 14-80. Violation.

(a) The Owner of a motor vehicle commits a violation of this ordinance if the person operating such motor vehicle:

- (i) Fails to stop such motor vehicle when facing a steady red signal on a Traffic Control Signal and such failure is detected by an Automated Traffic Enforcement Safety Device.

(b) For the first thirty (30) days after a location is equipped with an operational Automated Traffic Enforcement Safety Device, the Owner of a motor vehicle that allegedly violates this ordinance that is detected by such devise shall receive a written warning instead of a citation.

Sec. 14-81. Penalty for Violation.

(a) Whenever an Automated Traffic Enforcement Safety Device detects and produces recorded images of a motor vehicle allegedly committing a violation of this ordinance, a sworn member or employee of the City's Police Department shall review and approve the recorded images provided by such device. If, after such review, the member or employee determines that there are reasonable grounds to believe that a violation occurred, the Vendor or such member or employee may issue by first class mail a citation to the Owner of such motor vehicle.

(b) A citation under this ordinance shall include the following:

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- (i) The name and address of the Owner of the motor vehicle;
- (ii) The number plate of the motor vehicle;
- (iii) The violation charges;
- (iv) The location of the Automated Traffic Enforcement Safety Device and the date and time of the violation.
- (v) A copy of or information on how to view, through electronic means, the recorded images that captured the alleged violation.
- (vi) A statement or electronically generated affirmation by the member or employee who viewed the recorded images and determined that a violation occurred.
- (vii) Verification that the Automated Traffic Enforcement Safety Device was operating correctly at the time of the alleged violation and the date of the most recent calibration check performed pursuant to the Public Act.
- (viii) The amount of the fine imposed and how to pay such fine; and
- (ix) The right to contest the violation and request a hearing pursuant to Connecticut General Statutes §7-152c.

(c) A member or employee of the Police Department shall apply to the Citation Clerk for a judgment assessing monetary penalties as set forth in Section 14-82 against the Owner.

(d) In the case of an alleged violation involving a motor vehicle registered in Connecticut, the citation shall be sent by first class mail not later than thirty (30) days after the identity of the Owner is determined and shall be mailed to the address of the Owner that is in the records of the Department of Motor Vehicles. In the case of an alleged violation involving a motor vehicle registered in another jurisdiction, the citation shall be sent by first class mail not later than thirty (30) days after the identity of the Owner is determined and shall be mailed to the address of the Owner that is in the records of the official in the other jurisdiction issuing such registration.

(e) A citation shall be invalid unless mailed to an Owner not later than sixty (60) days after the alleged violation.

(f) A manual or automated records of mailing prepared by the police department shall be prima facie evidence of mailing and shall be admissible in any hearing conducted pursuant to the Connecticut General Statutes as to the facts contained in the citation.

Sec. 14-82. Fine for violation.

(a) The City shall impose a fine against the Owner of a motor vehicle that commits a violation of this ordinance.

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(b) The fine for a first violation of this ordinance shall be fifty dollars (\$50.00). The fine for each subsequent violation of this ordinance shall be seventy-five dollars (\$75.00). These fines shall be imposed against the Owner of the motor vehicle committing a violation of this ordinance.

(c) Payment of a fine and any associated fees may be made by electronic means.

(d) A reasonable fee, not to exceed fifteen dollars (\$15.00), may be imposed for the costs associated with the electronic processing of the payment of a fine.

(e) Any funds received by the City from fines imposed pursuant to this ordinance shall be used for the purposes of improving transportation mobility, investing in transportation infrastructure improvements, or paying the costs associated with the use of Automated Traffic Enforcement Safety Devices within Bristol, Connecticut.

Sec. 14-83. Appeal.

(a) Any Owner issued a fine for violating the provisions of this ordinance may, within ten (10) days of the receipt of the fine, appeal in writing to the Citation Clerk in accordance with Connecticut General Statutes §7-152c.

(b) Citation hearings shall be conducted by citation hearing officers appointed by the City Council. The City Council shall appoint one (1) more citation hearing officer, all of whom shall serve without pay, to conduct citation hearings in accordance with this subsection. Said citation hearing officers shall not be police officers or work for the City of Bristol Police Department. No person shall be appointed to the position of hearing officer unless such person is:

- (i) At least eighteen (18) years of age, and
- (ii) In the opinion of the City Council, a person capable of fairly administering the applicable provisions of law based on such person's background and experience, including, but not limited to, the person's education, special skill and training.

Any appointed hearing officer whose personal interests do or may give the appearance of conflict with the hearing officer's official responsibilities herein enumerated shall remove themselves from presiding over any such hearing, and in such case the City Council shall appoint a substitute hearing officer for the hearing. Any hearing officer may be removed at any time by the City Council for whatever reason the City Council deems sufficient.

(c) If the cited person does not demand a hearing, judgment shall be entered against him/her without further notice and the cited person shall be deemed to have admitted liability.

(d) The citation hearing shall be held not less than fifteen (15) days nor more than thirty (30) days from the date of the mailing of the notice wherein all testimony is to be given under oath or affirmation in a fair and appropriate forum. The decision of the citation officer shall be rendered upon the end of the hearing.

(e) If the determination is made that the person cited is not liable, the matter shall be dismissed.

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(f) If the determination is made that the person cited is liable for the citation, the citation officer shall assess fines, penalties, costs, and fees in accordance with Sec. 14-82.

(g) If the cited person fails to appear at the requested citation hearing, the hearing officer may enter an assessment by default against him.

Sec. 14-84. Defenses.

The defense available to the Owner of a motor vehicle that is alleged to have committed a violation of this ordinance shall include, but are not limited to, any one or more of the following:

(a) The operator was driving an emergency vehicle in accordance with the applicable provisions of Connecticut General Statutes §14-283.

(b) The Traffic Control Signal was inoperative, which is observed on the recorded images.

(c) The violation was necessary for the operator to comply with an order or direction from a law enforcement officer, which is observable on the recorded images.

(d) The violation was necessary to allow the passage of an authorized emergency vehicle, which is observable on the recorded images.

(e) The violation took place during a period of time in which the motor vehicle had been reported as being stolen to a law enforcement unit, as defined in Connecticut General Statutes §7-294a, and had not yet been recovered prior to the time of the violation.

(f) The Automated Traffic Enforcement Safety Device was not in compliance with the calibration check required pursuant to the applicable provisions of the Public Act.

Sec. 14-85. Disclosure of personally identifiable information.

(a) No Personally Identifiable Information shall be disclosed by the City or its Vendor to any person or entity, including to any law enforcement unit, except where the disclosure is made in connection with the charging, collection, and enforcement of the fines imposed pursuant to this ordinance.

(b) No Personally Identifiable Information shall be stored or retained by the City or its Vendor unless such information is necessary for the charging, collection, and enforcement of the fines imposed pursuant to this ordinance.

(c) The City or its Vendor shall destroy all Personally identifiable Information and other data that specifically identifies a motor vehicle and relates to a violation of this ordinance not later than thirty (30) days after any fine is collected or the resolution of a hearing conducted for the alleged commission of such violation, whichever is later.

d) Any information and other data gathered from Automated Traffic Enforcement Safety Devices shall be subject to disclosure under the Freedom of Information Act, as defined in Connecticut General Statutes §1-200, except that no Personally Identifiable Information may be disclosed.

Sec. 14-86. The Public Act.

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To the extent of applicability, the provisions in the Public Act that are necessary to further and/or effectuate this ordinance are hereby incorporated and adopted into, herein.

Sec. 14-87. Severability.

If any subsection, sentence, clause or phrase of this ordinance is for any reason held to be invalid or unconstitutional by any decision of any court of competent jurisdiction, such decision shall not affect the validity of the remaining portions of this ordinance.

Sec. 14-88. Repealer.

All ordinances, bylaws, orders, resolutions, or part thereof, inconsistent herewith are hereby repealed to the extent only of such inconsistency. This repealer shall not be construed to revive any ordinances bylaws, orders, resolutions, or parts thereof, heretofore repealed.

c. Ordinance Committee

On recommendation of the Ordinance Committee and on motion of Council Member Seymour and seconded by Council Member Tyler, it was unanimously voted: To adopt additions to Chapter 14 Motor Vehicles and Traffic, Article IV Moving Vehicle Violations, Division 2. School Bus Violation Enforcement, Sections 14-89 through 14-94 of the Bristol Code of Ordinances to read as follows; that the City Clerk publish said additions to the Code of Ordinances, and that they become effective upon the expiration of 14 days from the date of their publication in a newspaper of general circulation in the City of Bristol; and to waive the reading of said ordinance.

Underscored text is proposed to be added. [Bracketed] text is proposed for deletion.

ARTICLE IV. SCHOOL BUS VIOLATION ENFORCEMENT

Sec. 14-89. Definitions.

When used in this Article, the terms below shall have the following meaning:

DRIVER, MOTOR VEHICLE, NUMBER PLATE, AND OWNER: Shall have the same meanings as provided in C.G.S. §14-1.

MUNICIPAL SCHOOL BUS VIOLATION ENFORCEMENT SYSTEM: Means a system with one or more camera sensors and computers that produce: (1) Digital and recorded video images of motor vehicles being operated in violation of this Article, (2) a visual image that is viewable remotely and a recorded image of the number plate of a motor vehicle violating this Article, and (3) a recorded image that indicates the date, time, and location of the violation (hereinafter "Enforcement System"). A municipal school bus violation enforcement system installed to enforce an ordinance adopted pursuant to subsection (b) of C.G.S. §14-279c shall, to the extent practicable, record images of such motor vehicle only, and shall not record images of the occupants of such motor vehicle or of any other person or vehicles in the vicinity at the time the images are recorded.

SCHOOL BUS OR SCHOOLBUS: Shall have the same meanings as provided in C.G.S. in §14-275.

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Sec. 14-90. Contracts for installation, operation, and/or maintenance of enforcement system.

Pursuant to C.G.S. §14-279c(n), the City may enter into an agreement with a private vendor(s) for the installation, operation, or maintenance of an Enforcement System, or any combination thereof. The City Council is authorized to execute such agreements on behalf of the City.

Pursuant to C.G.S. § 14-279a(b) Any such agreement that requires a private vendor to operate the Enforcement System shall require such vendor to report to the City and the Board of Education, not later than August first in each year thereafter in which the operation of such System continues pursuant to such agreement: (1) The total number of citations issued in the prior fiscal year for violations of this Article that were detected and recorded by the Enforcement System, and (2) the total amount of funds collected for such violations in the prior fiscal year.

Sec. 14-91. City obligations and reporting.

A. The City shall take all steps necessary to implement and effectuate this Article, including the appointment of hearing officers pursuant to C.G.S. §7-152c.

B. Pursuant to C.G.S. §14-279c(o)1, not later than October first following adoption of this Chapter, and not later than October first in each year thereafter in which this Ordinance is in effect, the City shall submit a report to the Connecticut Department of Transportation, which shall include, but need not be limited to: (a) A copy of this Ordinance; (b) the total number of citations issued for a violation of such Ordinance in the prior fiscal year; (c) the total amount of funds collected for such violations in the prior fiscal year, and (d) how the City spent such funds in the prior fiscal year.

C. Warning signs shall be posted on all school buses in which the Enforcement System is installed and operated indicating the use of such System pursuant to C.G.S. §14-279c(c)(2).

D. A digital still or video image produced by the Enforcement System to enforce this Article shall be destroyed the later of: (a) Ninety (90) days after the date of the creation of such digital, still or video image, or (b) upon payment or final disposition of all matters related to a citation issued for a violation of this Article, to which such digital still or video image pertains.

Sec. 14-92. Violations and penalties, including administrative and enforcement procedure.**A. Violations.**

The owner of a motor vehicle commits a violation of this Ordinance if the person operating such motor vehicle violates the provision of subsection (a) of C.G.S. §14-279, unless an affidavit is filed pursuant to subsection B(5) of this section.

B. Procedure following alleged violation – review of evidence file, issuance of citation, evidentiary matters for citation hearing, liability, defenses, etc.

(1) Upon receipt of an evidence file from the Enforcement System that captures an alleged violation of this Ordinance, a police officer or authorized municipal employee shall review such file. If such officer or employee has reasonable grounds to believe that such a violation occurred and such file captures the number plate, color, and type or vehicle allegedly violating this Ordinance and the date, approximate time, and location of such vehicle, such officer or employee shall issue a written warning or citation to the owner of such vehicle. Such officer or employee shall

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electronically certify a citation, and such citation shall only be issued if mailed within the time period described in subdivision (3) of this subsection.

(2) A citation issued pursuant to subdivision (1) of this subsection shall include the following:

- (a) the name and address of the owner of the motor vehicle;
- (b) the number plate of the motor vehicle;
- (c) the Ordinance allegedly violated;
- (d) the date, location, and time of the alleged violation;
- (e) a copy of or information on how to view, through electronic means, the recorded images described in subdivision (1).
- (f) a statement or electronically generated affirmation by the police officer or authorized employee who reviewed the recorded images and determined that the motor vehicle violated this Ordinance;
- (g) the fine imposed pursuant to this Ordinance and how to pay such fine;
- (h) notice of the right to contest the citation and instructions for how to request a citation hearing; and
- (i) information advising the owner of the motor vehicle of the procedure for disclaiming liability by submitting an affidavit as described in subsection B(5) of this section to the City or its designated agent.

(3) In the case of an alleged violation involving a motor vehicle registered in the State of Connecticut, the City, or its designated agent, shall send a copy of a citation to the owner of the vehicle observed in the alleged violation not later than thirty (30) days after the date of the alleged violation. In the case of an alleged violation involving a motor vehicle registered in another jurisdiction, the City, or its designated agent, shall send a copy of a citation to the address of the owner that is in the records of the official in the other jurisdiction issuing such registration not later than sixty (60) days after the alleged violation. A citation shall be sent by first-class mail.

(4) The owner of a motor vehicle shall be liable for any fine imposed pursuant to this Ordinance, unless (a) the vehicle identified by the Enforcement System is a leased or rented motor vehicle, in which case the lessee of such vehicle shall be liable for any such fine, or (b) an affidavit is filed pursuant to subsection (5) of this subsection, in which case the operator shall be liable for any such fine.

(5) Not later than thirty (30) days after the mailing of a citation pursuant to subdivision (2) of subsection B of this section, the owner of a motor vehicle pursuant to subdivision (2) of subsection B of this section, the owner of a motor vehicle may submit a notarized affidavit, executed by such owner and the operator of such vehicle at the time of the alleged violation, stating that such operator is the party who may be responsible for the alleged violation and providing the name and address of such operator. If the City, or its designated agent receives such an affidavit, the City shall mail a citation to such operator not later than thirty (30) days after receipt of the affidavit.

(6) All defenses shall be available to any person who is alleged to have committed a violation of subsection A of Section 15-109 of this Ordinance, including, but not limited to, that:

- (a) the operator was driving an emergency vehicle in accordance with the provision of subdivision (1) of subsection (b) of C.G.S. §14-283;

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(b) the violation was necessary to allow the passage of an emergency vehicle;

(c) the violation was necessary in order for the operator to comply with an order or direction from a law enforcement officer, which is observable on the recorded images;

(d) the violation was necessary to avoid injuring the person or property of another;

(e) the violation took place during a period of time in which the motor vehicle had been reported stolen to a law enforcement unit, as defined in C.G.S. §7-294a, and had not been recovered prior to the time of the violation; or

(f) the operator received a citation for a violation of C.G.S. §14-279, for the same incident.

C. Appeal of citation/requests for citation hearing, hearing officers, citation hearing proceedings, post-hearing process, and right to appeal to the superior court.

(1) In accordance with C.G. S §7-152c, any owner issued a citation for violating the provisions of this Ordinance may, within ten (10) days of the mailing date of the citation, deliver or mail an appeal, in writing, requesting a hearing to a citation hearing officer.

(2) The City Council shall appoint one (1) or more citation hearing officers, all of whom shall serve without pay, to conduct hearings in accordance with this subsection. Said citation hearing officers shall not be police officers or work for the City of Bristol Police Department. No person shall be appointed to the position of hearing officer unless such person is:

(a) at least eighteen (18) years of age and

(b) in the opinion of the City Council, a person capable of fairly administering the applicable provisions of law based on such person's background and experience, including, but not limited to, the person's education, special skills and training.

Any appointed hearing officer whose personal interests do or may give the appearance of conflict with the hearing officer's official responsibilities herein enumerated shall remove themselves from presiding over any such hearing, and in such case the City Council shall appoint a substitute hearing officer for the hearing. Any hearing officer may be removed at any time by the City Council for whatever reason the City Council deems sufficient.

(3) Any person who timely requests a hearing pursuant to subdivision (1) of this subsection shall be given written notice of the date, time, and place for a hearing. The hearing shall be held not less than fifteen (15) days, nor more than thirty (30) days from the date of the mailing of the citation, provided the hearing officer shall grant good cause shown any reasonable request by any interested party for postponement or continuance.

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(4) A person wishing to contest the person's liability shall appear at the hearing and may present evidence. A designated City official, other than the hearing officer, may present evidence on behalf of the City. If the person fails to appear, the hearing officer may enter an assessment by default against the person upon a finding of proper notice and liability under this Ordinance. The hearing officer may accept from the person copies of police reports, investigatory, and citation reports, and other official documents by mail and may determine thereby that the appearance of such person is unnecessary.

(5) A manual or automated record prepared by the police officer, authorized employee or vendor in the ordinary course of business shall be prima facie evidence of such mailing and shall be admissible in any citation hearing as to the facts contained in the citation.

(6) A certificate of facsimile or a certificate of the review of the evidence produced by the Enforcement System, sworn to by the police officer or authorized municipal employee who conducted such review, shall be prima facie evidence of the facts contained in such certificate.

(7) A digital, still or video image produced by the Enforcement System shall be sufficient evidence of a violation of this Ordinance and shall be admitted at a citation hearing proceeding without further authentication.

(8) A citation issued under this section may not be dismissed in a citation hearing solely because a recorded video or digital still image reveals images of such occupants or other persons or vehicles, as long as the operator of the Enforcement System has made reasonable efforts to comply with the provisions of C.G.S. §14-279(c)(1).

(9) The hearing officer shall conduct the hearing in the order and form and with such methods of proof as the hearing officer deems fair and appropriate. The rules regarding the admissibility of evidence shall not be strictly applied, but all testimony shall be given under oath or affirmation. The hearing officer shall announce the decision at the end of the hearing. If the hearing officer determines that the person is not liable, the hearing officer shall dismiss the matter and enter this determination in writing accordingly. If the hearing officer determines that the person is liable for the violation, the hearing officer shall forthwith enter and assess the fines, penalties, costs, or fees against the person as provided by this Ordinance.

(10) The burden of proof shall be preponderance of the evidence.

(11) If any assessment entered by the hearing officer is not paid on the date of its entry, the hearing officer shall send by first-class mail a notice of the assessment to the person found liable and shall file, not less than thirty (30) days or more than twelve (12) months after such mailing, a certified copy of the notice of assessment with the clerk of a Superior Court facility designated by the Chief Court Administrator, together with an entry fee of eight dollars. The certified copy of the notice of assessment shall constitute a record of assessment. Within such twelve-month period, assessments against the same person may be accrued and filed as one record of assessment. The clerk shall enter judgment, in the amount of such record of assessment and court costs of eight dollars, against such person in favor of the City. Notwithstanding any provision of the General Statutes, the hearing officer's assessment, when so entered as a judgment, shall have the effect of a civil money judgment and a levy of execution on such judgment may issue without further notice to such person.

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(12) A person against whom an assessment has been entered pursuant to this section is entitled to judicial review by way of appeal. An appeal shall be instituted within thirty (30) days of the mailing of notice of assessment by filing a petition to reopen assessment, together with an entry fee in an amount equal to the entry fee for a small claims case pursuant to C.G.S. §52-259, at the Superior Court facility designated by the Chief Court Administrator, which shall entitle such person to a hearing in accordance with the rules of the judge of the Superior Court.

D. Fine for violation.

The City shall impose a fine of two hundred fifty dollars (\$250.00) against the owner of a motor vehicle who commits a violation of this Ordinance.

The City shall collect such fines, with proceeds credited to the City.

Funds received by the City from such fines shall be used for the purposes of improving public safety in the City, including, but not limited to, compensating any private vendor that installs, operates, and/or maintains the City's Enforcement System

Sec. 14-93. Prohibiting against use of images and violations of ordinance.

A. No recorded image produced by the Enforcement System may be introduced as evidence in any other civil or criminal proceedings.

B. Violations of this Ordinance shall not be made part of the driving control record, as described in C.G.S. §14-1111 of such owner and may not be used for any purposes in the provision of a motor vehicle insurance policy.

Sec. 14-94. Severability.

If any section, subsection, sentence, clause or phrase of this Ordinance is for any reason held to be invalid or unconstitutional by any decision of any court of competent jurisdiction, such decision shall not affect the validity of the remaining portions of this Ordinance.

d. Ordinance Committee

On recommendation of the Ordinance Committee and on motion of Council Member Tyler and seconded by Council Member Dickau, it was unanimously voted: To adopt amendments to Chapter 16 Parks and Recreation, Article I, In General, Section 16-1, Veterans Memorial Park and Boulevard of the Bristol Code of Ordinances of the City of Bristol, to read as follows; that the City Clerk publish said amendments to the Code of Ordinances, and that they become effective upon the expiration of 14 days from the date of their publication in a newspaper of general circulation in the City of Bristol; and to waive the reading of said ordinance.

Underscored text is proposed to be added. [Bracketed] text is proposed for deletion.

Sec. 16-1. Veterans Memorial Park and Boulevard.

(a) The park area between the Pequabuck River and South Street, heretofore given to the city and established as a memorial to Bristol's veterans of all wars, shall continue under the jurisdiction of the board of park commissioners. The highway, which begins at Willis Street and runs through said park shall be known as the Veterans Memorial Boulevard.

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(b) The board of park commissioners shall give special care in maintaining said park as a fitting memorial and preserving the rows of memorial oaks which border the boulevard. They shall care for the monuments and statuary now located in the park and which may, with said board's permission, be hereafter located therein.

(c) To preserve the natural and peaceful conditions and the memorial character of the park and boulevard:

(1) There shall be no parking along the curb lines of the boulevard, except on such special areas or occasions as may be designated by the board of park commissioners.

(2) The use of the boulevard by motor vehicles is hereby restricted to vehicles [bearing "passenger-type" or school bus registration plates,] including motorcycles, and operated at such reasonable speeds as shall be established, from time to time, by the board of park commissioners. School buses shall only be permitted to use the boulevard travelling to or from [Memorial Boulevard or School] Bristol Arts & Innovation Magnet School on the boulevard from Main Street to the school.

(3) No motor vehicles [bearing nonpassenger type registrations, including trucks and commercial vehicles, including those trucks and commercial vehicles bearing "combination" plates] weighing, unloaded more than 10,001 pounds, with the exception of city owned vehicles bearing "municipal" plates and emergency vehicles, shall pass or travel within said Memorial Park or boulevard, [provided that such nonpassenger vehicles may continue to use the two (2) cross-over streets known as Mellen Street and East Street]. Persons making such use shall be in violation of this section and shall be subject to the penalty for infractions provided in section 1-11 of the Code of General Ordinances. Fine for violation of this section shall be ninety dollars (\$90.00).

(d) The board of park commissioners are hereby authorized and directed to provide and maintain suitable signs for the control of traffic on the parkway known as the Memorial Boulevard. (Ord. of 9-6-83; Ord. of 4-29-94; Ord. of 7-12-16)

Council members reported on other committees, activities, and events.

7. OLD BUSINESS

Mayor Zoppo-Sassu provided an overview of the process, reports, and information being gathered to make an informed decision about the potential purchase of Chippanee Golf Course.

8. NEW BUSINESS

On motion of Council Member Dickau and seconded by Council Member Hahn, it was unanimously voted: To bring a new ordinance pertaining to vape shops to the agenda.

On motion of Council Member Dickau and seconded by Council Member Tyler, it was unanimously voted: In accordance with Section 41(f) of the Charter of the City of Bristol, to waive the reading of the proposed amendments to Chapter 13, Article IX, Sections 13-135 – 13-150, Vape Products and Retailers, of the Code of Ordinances being introduced this date.

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On motion of Council Member Dickau and seconded by Council Member Seymour, it was unanimously voted: In accordance with Section 41(f) of the Charter of the City of Bristol, to introduce the following amendments to the Code of Ordinances; and that the time and place of Tuesday, June 2, 2026 at 4:45 p.m., in Meeting Room 1-1, City Hall, 111 North Main Street, Bristol, Connecticut be set for the holding of a public hearing thereon by the Ordinance Committee; and that the City Clerk publish notice of said public hearing and the proposed amendments to the Code of Ordinances as required by City Charter.

Underscored text is proposed to be added. [Bracketed] text is proposed for deletion.

Sec. 13-135. Definitions.

For the purposes of this chapter, the following words, terms and phrases shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

Applicant: Any person, firm, corporation, or other entity that files an application under this chapter as a retailer.

Board of Health: Bristol-Burlington Health District.

Chief of Police: The Chief of Police of the City of Bristol, or their designee.

City Clerk: The City Clerk of the City of Bristol, or their designee.

Director of Health: The Director of Health of the Bristol-Burlington Health District.

Retailer: Any person, firm, corporation, or other entity that owns, operates, or manages any place at which vape products are sold. "Retailer" also includes any person, firm, corporation, or other entity that is required to secure a dealer's license under Connecticut General Statutes §12-287, as amended from time to time.

Sale, Sell, or Sold: Selling, giving, bartering, exchanging, delivering, or otherwise distributing tobacco products or vape products, unless the person is delivering or accepting delivery in such person's capacity as a salesperson. "Sale" or "sell" also includes any offer to sell, barter, or exchange.

Salesperson: Any person who sells vape products for a retailer.

Vape Products: Any product that employs a heating element, power source, electronic circuit or other electronic, chemical or mechanical means, regardless of shape or size, to produce a vapor that may include nicotine or cannabis and is inhaled by the user of such product. "Vape product" does not include a medicinal or therapeutic product that is A) used by a licensed health care provider to treat a patient in a health care setting, B) used by a patient, as prescribed or directed by a licensed health care provider in any setting, or C) a drug or device, as defined in the federal law, as amended from time to time.

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§ 13-136. License required.

It shall be unlawful for any person, firm, corporation, or other entity to sell vape products in the City of Bristol without first having obtained a license to do so from the City Clerk.

§ 13-137. Filing of application; filing fee.

Each applicant for a license to sell vape products shall file an application with the City Clerk and shall pay a filing fee of \$750.00. Such fee is due and payable at the time of application and is not refundable. Initial applications for licenses for existing retailers to sell vape products are due no later than September 1, 2026, and upon issuance, such license will be valid until August 31, 2027. There will be no fees for these initial applications. Fees for licenses shall be collected for the license period commencing on January 1, 2026, and all subsequent years.

§ 13-138. Contents of application; information required.

The application for a license to sell vape products shall a) be in a form prescribed by the City Clerk, b) be signed and sworn by the applicant, and c) include the following information:

A. If the applicant is a natural person, then they shall provide their name, residential address, business address and date of birth. If the applicant is not a natural person, then it shall provide the names, residential addresses, business addresses and date of birth of each shareholder, director, officer, member, or partner of the applicant.

B. If the applicant is a natural person, then they shall provide two portrait photographs of themselves, at least two inches by two inches, and a complete set of their fingerprints. If the applicant is not a natural person, the application shall include two portrait photographs and a complete set of fingerprints of each shareholder, director, officer, member, or partner of the applicant. Said fingerprints shall be taken by the Chief of Police or their designee, who shall also conduct a criminal background check.

C. If the applicant is a natural person, then they shall provide a list of all criminal convictions, except minor traffic violations. If the applicant is not a natural person, then it shall provide a list of all criminal convictions, except for minor traffic violations, of each shareholder, director, officer, member, or partner of the applicant.

D. The location of the establishment where vape products are to be sold.

E. Plans for the physical layout of the establishment.

F. A list of the type of vape products to be sold.

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G. Copies of all required certificates, permits and licenses, showing proper compliance with all applicable rules, regulations, ordinances, and statutes, including zoning, building and health laws and regulations.

H. A written statement that the applicant has or will provide training to all the applicant's salespersons on the sale of vape products, including:

(1) That the sale of vape products to a person under the age of 21 years of age is illegal;

(2) What proof of age is legally acceptable; and

(3) That a sale to a person under 21 years of age can subject the retailer to a monetary fine and suspension of the license to sell vape products.

I. Such other information the City Clerk shall deem necessary to determine whether the applicant is eligible for a license under this chapter.

§ 13-139. Application; notification of denial.

Applications for licenses to sell vape products shall be submitted to the City Clerk not more than 60 days after the effective date of this chapter for an existing retailer. A new retailer shall submit an application for a license to sell vape products at least 60 days before the proposed opening of its establishment. Application and permit fees shall not be pro-rated. A copy of the application shall be simultaneously submitted to the Chief of Police and the City Clerk. Any license issued under this chapter shall be valid until the next renewal date unless suspended or revoked. Upon denial of an application, the City Clerk shall notify the applicant in writing not less than 30 days after receipt. The denial shall include the facts and specific sections of this chapter upon which the determination was made. Notification shall be sent by certified mail to the applicant's residence or place of business. Said notification shall be deemed complete seven days following the date of mailing.

§ 13-140. Issuance of license.

A. The City Clerk shall issue a license to sell vape products within 45 days following receipt of the application, provided the application complies with the provisions of this chapter and upon finding:

(1) All requirements concerning operations and facilities described in this chapter will be complied with as of the effective date of the permit.

(2) Compliance with all other statutes, codes or ordinances, including health, zoning, building, fire and safety requirements of the City and the State of Connecticut as of the effective date of the license.

(3) The applicant/retailer has not had two or more violations of any provision of the Code of Ordinances of the City of Bristol within the last 24 months.

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(4) The applicant/retailer has no outstanding violations of any provision of the Code of Ordinances of the City of Bristol.

(5) Neither the applicant, if a natural person, nor any shareholder, director, officer, member, or partner of the applicant, if the applicant is not a natural person, has been convicted of any felony.

(6) The applicant is at least 21 years of age.

B. Upon issuance, the license shall be valid for a period beginning with the date of the license until December 31 of the same year, unless sooner suspended or revoked in accordance with this chapter, or unless the retailer to whom it was issued discontinues the business. In either case, the holder of the license shall immediately return it to the City Clerk.

§ 13-141. Retailer's requirement to display license.

A retailer's license shall be visible to the public inside the retailer's establishment at all times. In the event of mutilation or destruction of such license, a duplicate copy, marked as such, shall be issued by the City Clerk, upon application accompanied by the mutilated license or, if the license has been destroyed, an affidavit signed and sworn by the retailer attesting to such fact and the circumstances of such destruction. A fee for such duplicate license shall be \$25.00.

§ 13-142. Renewal of license.

A license to sell vape products may be renewed in accordance with the following:

A. Applications for renewal shall be made at least 90 days before expiration and shall be in the form prescribed by the City Clerk and signed and sworn by the applicant.

B. Each application for renewal of a license shall be accompanied by a nonrefundable fee in the amount of at least \$750.00 or as otherwise set by the City Council. Such fee is due and payable at the time of the application for renewal.

C. The City Clerk shall renew each license upon making the findings required for issuance of the original license.

D. No license shall be renewed if:

(1) The applicant/retailer is in violation of any provision of this chapter;

(2) The applicant/retailer has any outstanding violations or fines pursuant to any Code of Ordinances of the City of Bristol provision;

(3) The applicant/retailer has two or more violations of any provision of the Code of Ordinances of the City of Bristol within the last 24 months; or

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(4) The current license of the applicant/retailer has been suspended or revoked.

E. A license shall not be transferable, including from one retailer to another retailer or from one location to another location; provided, however, that in the case of a natural person, upon the death or incapacity of the retailer who obtained the license, the establishment may continue in business for a period not to exceed 60 days to allow for an orderly transfer of the business to a successor licensee. During this period, the successor must complete all the steps required under this chapter for obtaining an initial license.

F. If renewal of the license is denied, the City Clerk shall notify the applicant/retailer in writing not less than 30 days before expiration of the license including the facts and specific section or sections of this chapter upon which this determination was made. Notification shall be sent by certified mail to the applicant/retailer's residence or place of business. Said notification shall be deemed complete seven days following the date of mailing.

§ 13-143. Sales to minors prohibited.

A. No retailer or salesperson shall sell any vape product to any person under the age of 21 years of age.

B. The retailer or salesperson selling any vape products must request and examine the identification card issued in accordance with the provisions of the Connecticut General Statutes, as amended from time to time, for anyone who appears to be under the age of 30 and verify proof of age demonstrating the recipient is at least 21 years of age before selling any vape products.

C. That a person appeared to be over the age of 21 shall not constitute a defense to a violation of this section. If a person fails to provide such proof of age, such retailer or salesperson shall not sell any vape products to the person.

§ 13-144. Signage.

"The Sale of Vape Products to Persons Under 21 is Prohibited" signs shall be legibly printed in letters at least 2 inches high and shall be posted clearly and conspicuously in every location where the products are available for purchase. Signage shall be in multiple languages, including, but not limited to, Spanish, Farsi and Hindustani, as needed to be consistent with other facility postings.

§ 13-145. Inspections.

The Chief of Police, or their designee may, from time to time, make an inspection of each retailer operating within the City for the purposes of determining compliance with the provisions of this chapter. Such inspections shall be at a reasonable time and in a reasonable manner. Inspections of a retailer's establishment shall include, but not be limited to, examination of products, records, advertising materials, signage, and the physical premises to ensure compliance with this chapter. It shall be a violation of this chapter for any person to fail or refuse to allow such inspection or to hinder such inspection in any manner.

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§ 13-146. Penalties for offenses.A. Violations.

(1) Any retailer who violates any of the provisions of this chapter shall be guilty of an infraction and subject to civil penalty fine, suspension, and/or revocation of the license. Each violation, and every day in which a violation occurs, shall constitute a separate and distinct infraction.

(2) In the event that a violation has occurred, the City Clerk shall have 30 days from the date of the violation to issue notice of said violation via written order to the retailer. The order shall specify the section of this chapter of which the retailer is in violation and shall specify the penalty for noncompliance. Notification shall be sent by certified mail to the applicant's residence or place of business. Said notification shall be deemed complete seven days following the date of mailing.

(3) A retailer shall be found in violation of this chapter if:

(a) The retailer or any salesperson sells vape products to any person under the age of 21 years.

(b) The retailer fails to post signage and license as required.

(c) The retailer fails to pay any fines imposed in accordance this chapter.

(d) The retailer or any salesperson sells or uses on the premises any narcotic substance or any controlled drug as defined in § 21a-242 of the Connecticut General Statutes, as amended from time to time.

(e) The retailer fails to maintain standards prescribed by the Connecticut Department of Public Health or the Bristol-Burlington Health District, or their respective successors.

(f) The retailer or any salesperson refuses to submit to the City Clerk any reports or make available any records required in investigating the establishment for the purpose of ensuring compliance with this chapter.

(g) The retailer or any salesperson fails or refuses to submit to an investigation by persons authorized by law to conduct fire, building, health, or law enforcement related inspections.

(h) The retailer or any salesperson violates state or local vape products sales and use laws.

(i) The retailer or any salesperson violates any of the provisions of this chapter, or any rules and regulations established by the City Clerk, pursuant to this chapter.

(j) The retailer or any salesperson furnishes or makes any misleading or false statements or reports in relation to this chapter, including in connection with an application for an initial or renewal license or an inspection under this chapter.

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(k) Upon suspension or revocation of a license, the retailer fails to remove all vape products from the premises.

B. Penalties.

(1) If the Chief of Police finds that a retailer is in violation of this chapter, it shall be punishable by a fine, suspension, and/or revocation of the license as follows:

(a) Upon the first violation of this chapter, the Chief of Police, or their respective designees, shall impose a fine of \$250, which shall be payable to the City of Bristol.

(b) If a second violation of this chapter is issued within a twelve-month period following the first violation, the retailer's license shall be suspended for six months by the City Clerk. Upon suspension of a license, all vape products shall be removed from the premises. Failure to remove shall constitute a separate violation for each and every day of noncompliance.

(c) If a third violation of this chapter is issued within a twenty-four-month period following the first violation, the retailer's license shall be revoked by the City

ARTICLE IV. Hearings

§ 13-147. Notification of revocation or suspension; hearing.

The City Clerk may revoke or suspend any license issued pursuant with this chapter in accordance with the following procedure:

A. The City Clerk may revoke or suspend any license issued under this chapter by notifying the retailer in writing of such revocation or suspension, and the reasons therefor, and informing the retailer of their right to request a hearing before the Vape Retailer Hearings Officer and the procedure for such hearing, including all procedural deadlines.

B. Notice of revocation or suspension shall be sent to the retailer by certified mail to the retailer's residence or place of business. Said notification shall be deemed complete seven days following the date of mailing.

C. A request for hearing must be delivered to the City Clerk within 20 days following the date of mailing of the notice of revocation or suspension.

D. A hearing shall be scheduled to commence within 60 days following the date of actual receipt by the City Clerk of the request for a hearing.

E. The City Clerk shall schedule the hearing on behalf of the Vape Retailer Hearings Officer, and shall notify the retailer by certified mail addressed to the retailer's residence and business addresses, of the date, time and place of the hearing, not less than 20 days prior to the hearing.

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F. At any hearing held under this section, the City Clerk and the retailer may present any pertinent and material written and testimonial evidence, and shall have the right to cross-examine all witnesses. Witnesses shall testify under oath or affirmation.

G. The City Clerk shall have the burden of proving the facts and circumstances that warrant the revocation or suspension of a license.

H. The Vape Retailer Hearings Officer shall render a written decision on the appeal within 20 days following the conclusion of the hearing. Said decision shall state whether the appeal is dismissed or sustained, the facts and circumstances found to support the decision, and shall state the relief ordered, if any.

I. A request for a hearing under this section shall stay any revocation or suspension until such time as a hearing has been held and a decision rendered thereon; provided, however, that if the Vape Retailer Hearings Officer finds that the public health, safety, or welfare requires emergency action and incorporates a finding to that effect in the notice of revocation or suspension, the retailer may be suspended immediately, pending a hearing thereon, which hearing shall be promptly instituted and all facts and issues promptly determined.

J. The criminal arrest for a felony, on or off the premises, of the retailer, if a natural person, or any shareholder, director, officer, member, or partner of the retailer, if the retailer is not a natural person, shall constitute an emergency requiring the immediate suspension of a license pending a hearing.

§ 13-148. Hearing on denial of license or renewal.

A. An applicant aggrieved by the denial of a license to operate an establishment that sells vape products or by the denial of renewal of such license may request, in writing, a hearing before the Vape Retailer Hearings Officer, at which hearing such person shall be afforded the opportunity to present evidence and argument on all facts or issues involved.

B. The City Clerk shall, upon receiving a request for a hearing under this section, schedule a hearing not later than 60 days from the date of actual receipt of the request and shall notify all parties of the time and place thereof.

C. The applicant shall have the burden of proving that the requirements for the issuance of a license has been met.

D. The Vape Retailer Hearings Officer shall be appointed by the City Council and shall serve without pay to conduct such appeals of revocations or suspensions or other violations in accordance with this section. Said Vape Retailer Hearings Officer shall not be a police officer or work for the City of Bristol. No person shall be appointed to the position of Vape Retailer Hearings Officer unless such person is:

(a) At least eighteen (18) years of age, and

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(b) In the opinion of the City Council, a person capable of fairly administering the applicable provisions of this ordinance based upon such person's background and experience, including, but not limited to, the person's education, special skill and training.

Any appointed hearing officer whose personal interests do or may give the appearance of conflict with the Hearings Officer official responsibilities herein enumerated shall remove themselves from presiding over any such hearing, and in such case the City Council shall appoint a substitute hearing officer for the hearing. Any Hearings Officer appointed under this section may be removed at any time by the City Council for whatever reason the City Council deems sufficient.

E. The Board of Health shall render a decision within 35 days of the date of said hearing and shall notify the applicant party and the City Clerk by certified mail.

§ 13-149. Appeal.

Any person aggrieved by any order or decision under this chapter may, within 10 days of such order or decision, appeal therefrom to the Superior Court judicial district at New Britain.

§ 13-150. Effective date.

The provisions of this section shall become effective on September 1, 2026. If any provision or portion of the foregoing is deemed by a Court of competent jurisdiction to be invalid, void, or otherwise unenforceable, the remaining provisions shall remain enforceable to the fullest extent permitted by law.

9. RESIGNATIONS

Linda Roberts Arbesman – City Cemetery Commission

On motion of Council Member Hahn and seconded by Council Member Dickau, it was unanimously voted: To accept the resignations and send letters of thanks.

10. Appointments

a. The following appointments were presented:

Fair Rent Commission

Ryan Carrier – Reappointment, representing “Landlords” – term to 5/29.

Confirming motion by Council Member Hahn.

Motion passed in voice vote.

Anthony Lozier – Appointment, representing “Tenants” – term to 5/29.

Replaced Timothy Gamache.

Confirming motion by Council Member Rosengren.

Motion passed in voice vote.

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Brian Brady – Appointment as regular member, representing “Homeowners” – term to 5/29.
 Replaced Jon Fitzgerald.
 Confirming motion by Council Member Rosengren.
 Motion passed in voice vote.

Kimberly Gendron –Appointment as alternate member, representing “Tenants”– term to 5/29.
 Replaced Camerin Crowal.
 Confirming motion by Council Member Rosengren.
 Motion passed in voice vote.

On motion of Council Member Hahn and seconded by Council Member Dickau, it was unanimously voted: To send a letter of thanks to Mr. Fitzgerald and Mr. Gamache.

Inland Wetland Commission

Greg Klimek – Reappointment – term to 5/29.
 Confirming motion by Council Member Rosengren.
 Motion passed in voice vote.

Michael Robinson – Reappointment – term to 5/29.
 Confirming motion by Council Member Hahn.
 Motion passed in voice vote.

11. CONTRACTS

a. Contract 2P26-054 Architectural Services for Roof Replacement at Bristol Central High School

Communication received from BOE Schools Project Manager Landon.

On motion of Council Member Rosengren and seconded by Council Member Seymour, it was unanimously voted: To award Contract 2P26-054 Architectural Services for Roof Replacement at Bristol Central High School to Silver, Petrucelli & Associates in the amount of \$76,700 and to authorize the Mayor or Acting Mayor to execute any and all documents necessary to effectuate said contract.

b. Contract 2P26-051 Construction Management at Risk – Renovation of Edgewood Pre-K Academy

Communication received from BOE Schools Project Manager Landon.

On motion of Council Member Seymour and seconded by Council Member Rosengren, it was unanimously voted: To award Contract 2P26-051 Construction Management at Risk for the Renovation of Edgewood Pre-K Academy to D'Amato+Downes Joint Venture in the amount of \$1,655,394.88 and to authorize the Mayor or Acting Mayor to execute any and all documents necessary to effectuate said contract.

c. Contract 2C26-057 Roadway Reconstruction/Drainage and Miscellaneous Work

Communication received from Purchasing Agent Haynes.

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On motion of Council Member Hahn and seconded by Council Member Dickau, it was unanimously voted: To award Contract 2C26-057 Roadway Reconstruction/Drainage and Miscellaneous Work to Tabacco & Son Builders, Inc. in the amount of \$687,780.00, and to authorize the Mayor or Acting Mayor to execute any and all documents necessary to effectuate said contract.

d. Contract 2C26-056 Video Surveillance System Improvements and Expansion (Phase 1 and 2)

Communication received from Purchasing Agent Haynes.

On motion of Council Member Hahn and seconded by Council Member Dickau, it was unanimously voted: To award Contract 2C26-056 Video Surveillance System Improvements and Expansion (Phase 1 and 2) to American Total Protection in the amount of \$1,462,050.20, and to approve a Letter of Intent for Phase 3 in the amount of \$651,320.04 contingent upon City Council approval of the 2027 Capital Budget, and to authorize the Mayor or Acting Mayor to execute any and all documents necessary to effect said contract.

e. Contract 2C26-055 HVAC Improvements at the Bristol Police Department

Communication received from Purchasing Agent Haynes.

On motion of Council Member Tyler and seconded by Council Member Seymour, it was unanimously voted: To award Contract 2C26-055 HVAC Improvements at the Bristol Police Department to Pro-Mech Inc. in the amount of \$4,486,000.00 and to authorize the Mayor or Acting Mayor to execute any and all documents to effect said contract.

12. GRANTS

a. 2026 Neighborhood Assistance Act Applications

Communication received from Grants Administrator Ledger.

On motion of Council Member Semour and seconded by Council Member Kelley, it was voted: To approve the organizations that applied for the 2026 Neighborhood Assistance Program and forward these applications to the CT Department of Revenue Services for consideration. The 2026 applicants are: *(Mayor Zoppo-Sassu recused herself from the vote due to a conflict of interest.)*

The Agape House Inc. - Heating & Cooling Updgrade to Day Center \$30,000
 Bristol Boys & Girls Club Association, Inc. – Energy Efficiency \$120,200
 Bristol Historical Society – Energy/Masonry Repairs \$150,000
 BristolWORKS! – Empowered to Work Program \$150,000
 The Family Center, Inc. dba ImagineNation – Imagining Healthy Futures \$111,600
 Nutmeg Symphony Orchestra – Concert Series/Educational Children’s Concerts \$64,460.

b. CDBG Annual Action Plan for Program Year 52, 2026-2027

Communication received from Grants Administrator Ledger.

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On motion of Council Member Dickau and seconded by Council Member Rosengren, it was voted: To approve the Community Development Block Grant (CDBG) Annual Action Plan for the City of Bristol for Program Year 52, 2026-2027, as recommended by the Economic and Community Development Board, and to refer this recommendation to the Board of Finance for action. (Council Member Tyler recused herself from the vote due to a conflict of interest.)

2026-2027 Recommended CDBG Allocations

Public Service Grants	Recommended Award
Bristol Boys & Girls Club / ImagineNation STEAM	\$20,000
BristolWORKS!	\$3,000
Grace Community Food Pantry	\$1,233
Prudence Crandall - Shelter services	\$10,000
Salvation Army Bristol Corps	\$17,100
Shepard Meadows Therapeutic Riding	\$2,000
St. Vincent DePaul Homeless Shelter	\$23,000
YWCA New Britain - SACS	\$3,000
Fair Housing	\$2,000
Total Public Service allocations Yr 52:	\$81,333
Housing Rehab Program	\$272,423
Planning & Administration	\$103,440
Support Staff	\$129,320
CDBG Allocation Total:	\$505,183
Including program income & reprogram funds:	\$44,290
Grand Total:	\$586,516

13. AMBLER ROAD

a. Acceptance of Portions of Ambler Road and Grassy Road

Communication received from Public Works Director Rogozinski.

On motion of Council Member Hahn and seconded by Council Member Seymour, it was unanimously voted: To approve and formally accept portions of Ambler Road and Grassy Road extending from the intersection of Ambler Road and Crescent Drive to the paved terminus of Grassy Road (approximately 1,480 feet). Acceptance will be limited to the paved portion of the existing roadway, which will be classified as a City street, and is not intended to otherwise increase existing property encumbrance. This approval will also formalize the Department's responsibility to provide roadway maintenance, solid waste collection, and snow removal and treatment services for the roadway.

Mayor Zoppo-Sassu responded to comments made during Public Participation. Public Works Director Rogozinski and Corporation Counsel Clift explained that accepting the paved sections of

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Ambler Road and Grassy Road is simply formalizing the acceptance of roads that the City has already been maintaining for an extended period of time.

b. Discontinuance of Unpaved Section of Ambler Road

Communication received from Public Works Director Rogozinski.

On motion of Council Member Hahn and seconded by Council Member Tyler, it was unanimously voted: To approve the discontinuance of the unpaved section of Ambler Road from the intersection of Grassy Road and Ambler Road, 660 ft to the northeast to Lot 60-15 and abutting Lots 20-221, 20-219, 20-218 and 215.

14. Executive Session

At 8:16 p.m., on motion of Council Member Rosengren and seconded by Council Member Hahn, it was unanimously voted: To convene into Executive Session to discuss items a. and b. below.

a. Present to discuss and take any action as necessary on litigation matter: Superior Court Docket Number HHB-CV-25-6097418-S, Bristol Neighborhood Development Corporation v. City of Bristol: Mayor Zoppo-Sassu; Council Members Dickau, Hahn, Kelley, Rosengren, Seymour, and Tyler; Corporation Counsel Clift; Assistant Corporation Counsels Conlin and Steeg; Tax Assessor Tom DeNoto.

b. Present to discuss and take any action as necessary on litigation matter: Superior Court Docket Number HHB-CV-25-6096931-S, Housing Authority of the City of Bristol v. City of Bristol: Mayor Zoppo-Sassu; Council Members Dickau, Hahn, Kelley, Rosengren, Seymour, and Tyler; Corporation Counsel Clift; Assistant Corporation Counsels Conlin and Steeg; Tax Assessor Tom DeNoto.

Discussion was held. No votes were taken.

At 8:31 p.m., on motion of Council Member Hahn and seconded by Council Member Rosengren it was unanimously voted: To reconvene into Public Session.

On motion of Council Member Rosengren and seconded by Council Member Dickau, it was unanimously voted: That the litigation matter Superior Court Docket Number HHB-CV-25-6097418-S, Bristol Neighborhood Development Corporation v. City of Bristol be resolved in accordance with the attached Tax Fixing Agreement. It was further moved that the City Assessor be authorized to adjust the City's Grand List for 2023 in accordance with said Tax Fixing Agreement, and that the Mayor or Acting Mayor is authorized to execute the Agreement on behalf of the City of Bristol.

On motion of Council Member Seymour and seconded by Council Member Tyler, it was unanimously voted: That the litigation matter Superior Court Docket Number HHB-CV-25-6096931-S, Housing Authority of the City of Bristol v. City of Bristol be resolved in accordance with the attached Tax Fixing Agreement. It was further moved that the City Assessor be authorized to

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adjust the City's Grand List for 2023 in accordance with said Tax Fixing Agreement, and that the Mayor or Acting Mayor is authorized to execute the Agreement on behalf of the City of Bristol.

15. OTHER BUSINESS – None.

16. ADJOURNMENT

At 8:33 p.m., on motion of Council Member Tyler and seconded by Council Member Dickau, it was unanimously voted: To adjourn.

ATTEST: _____
Erica Cabiya
Town & City Clerk