

**JUNE 9, 2026**

The regular meeting of the City Council was held on Tuesday, June 9, 2026 in the City Hall Council Chambers, 111 North Main Street at 7:02 p.m. Present: Mayor Zoppo-Sassu; Council Members Dickau, Hahn, Kelley, Rosengren, Seymour, and Tyler.

**1. CALL TO ORDER**

- a. Marcus Patton, Interim Chairman of the Diversity Council, presented a mosaic clock to the City. It was created using pictures of many people, places, and things that represent Bristol's diverse community.
- b. In acknowledgment of Pride Month, Corey Nagle, President of Bristol Pride, spoke about the nonprofit's goal of building understanding between people.
- c. Participants in the Citizen's Academy were acknowledged for the time they spent learning about the roles and processes of various City departments.

**2. APPROVAL OF MINUTES**

On motion of Council Member Dickau and seconded by Council Member Rosengren, it was unanimously voted: To approve the minutes of the regular City Council meeting held on May 12, 2026.

**3. PUBLIC PARTICIPATION**

Mathew Biadun, 53 Buff Road – Mr. Biadun spoke in opposition of speed cameras being included in the Automated Traffic Enforcement Safety Devices ordinance. He provided examples of issues with automatic license plate readers.

Cheryl Thibeault, 73 Yarde Drive – Ms. Thibeault stated that she would like the results of the police commission's research on red light cameras and that the speed cameras be removed from the Automated Traffic Enforcement Safety Devices ordinance.

**4. ANNOUNCEMENTS**

Council members reported on committees, activities, and events.

Mayor Zoppo-Sassu explained the fiscal controls of Purchase Card (P-Card) usage and tuition reimbursement. She also stated that there has been no severance for the previous four mayors, but explained that healthcare coverage is extended six weeks for the outgoing mayor and his or her staff to carry them to the January enrollment elsewhere.

**5. ADOPTION OF CONSENT CALENDAR**

On motion of Council Member Hahn and seconded by Council Member Tyler, it was unanimously voted: To adopt 11 items (a. – k.) as part of the Consent Calendar.

- a. **New Hire Report for May 2026**

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Communication received from the Human Resources Department.

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

**b. Tax Refunds in the Amount of \$7,513.59**

Request presented from Deputy Tax Collector Cole.

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

|                   |                   |
|-------------------|-------------------|
| Motor Vehicle     | \$ 5,804.68       |
| Personal Property | 272.51            |
| Real Estate       | <u>+ 1,436.40</u> |
| <b>Total</b>      | <b>\$7,513.59</b> |

**c. Positive Referral – Stafford Avenue, Map 45, Lot 37-2**

Communication received from the Bristol Planning Commission.

As part of the Consent Calendar adoption and on motion of Council Member Hahn 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 Stafford Avenue, Map 45, Lot 37-2 to sell the property.

**d. Positive Referral – 81 Church Avenue, Map 43, Lot 22**

Communication received from the Bristol Planning Commission.

As part of the Consent Calendar adoption and on motion of Council Member Hahn 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 81 Church Avenue, Map 43, Lot 22 for a gas distribution easement for Eversource.

**e. Contract 2P24-001 Amendment for Broad Street Retaining Wall**

Communication received from Public Works Director Rogozinski.

As part of the Consent Calendar adoption and on motion of Council Member Hahn and seconded, it was unanimously voted: To authorize the Mayor or Acting Mayor to execute an amendment to Contract 2P24-001 in the amount of \$44,716.97 with WMC Consulting Engineers for construction engineering and inspection services associated with the Broad Street retaining wall project.

**f. Acceptance of Funding from the Bill & Janet Brownstein Charitable Fund**

Communication received from Bristol Early Childhood Collaborative Liaison Osuch.

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As part of the Consent Calendar adoption and on motion of Council Member Hahn and seconded, it was unanimously voted: To accept funding from the Bill & Janet Brownstein Charitable Fund from the Main Street Community Foundation in the amount of \$410 to support Family Fun Day on June 27, 2026; and to refer to the Board of Finance for necessary action.

**g. Acceptance of Grant from Bike Bus World**

Communication received from Bristol Early Childhood Collaborative Liaison Osuch.

As part of the Consent Calendar adoption and on motion of Council Member Hahn and seconded, it was unanimously voted: To accept a grant from Bike Bus World in the amount of \$250 to purchase several tricycles for preschool-aged children; and to refer to the Board of Finance for any necessary action.

**h. Acceptance of Funding from Shine Early Learning**

Communication received from Bristol Early Childhood Collaborative Liaison Osuch.

As part of the Consent Calendar adoption and on motion of Council Member Hahn and seconded, it was unanimously voted: To accept additional funding from Shine Early Learning in the amount of \$475 to support Bristol Parent Ambassadors working for the Bristol Early Childhood Collaborative through June 30, 2027; and to refer to the Board of Finance for any necessary action.

**i. Extension of License Agreement with Eversource for 780 Willis Street**

Communication received from Corporation Counsel, Atty. Clift.

As part of the Consent Calendar adoption and on motion of Council Member Hahn and seconded, it was unanimously voted: To approve a five-year extension of the City's existing License Agreement with Eversource for property known as 780 Willis Street, Bristol, CT. The new term will be from February 1, 2024 through January 31, 2029 at no cost to the City.

**j. DCF JRB/YDT Support and Enhancement Grant**

Communication received from PRYCS Deputy Superintendent Larson.

As part of the Consent Calendar adoption and on motion of Council Member Hahn and seconded, it was unanimously voted: To approve the submission by the Parks, Recreation, Youth & Community Services Department for a DCF JRB/YDT Support and Enhancement Grant and to authorize the Mayor or Acting Mayor to execute any necessary documents to effectuate said grant.

**k. Amplify Underage Nicotine Prevention Program (UNPP) – Community Mini Grant**

Communication received from PRYCS Deputy Superintendent Larson.

As part of the Consent Calendar adoption and on motion of Council Member Hahn and seconded, it was unanimously voted: To accept grant funds from Amplify's Underage Nicotine

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Prevention Program and to authorize the Mayor or Acting Mayor to execute any necessary documents associated with the award.

### **I. 2023 Neighborhood Assistance Act Extension**

Communication received from Grants Administrator Leger.

On motion of Council Member Tyler and seconded by Council Member Rosengren, it was voted: To remove this item from the Consent Agenda.

On motion of Council Member Dickau and seconded by Council Member Seymour, it was voted: To approve the proposed amendment to the 2023 Neighborhood Assistance Act agreement for the Bristol Historical Society, from September 30, 2024 to September 30, 2025, to allow for the inclusion of expenses related to repair of the existing furnace system, and to forward this request to the Department of Revenue Services for action. (*Mayor Zoppo-Sassu recused herself from the vote on this item.*)

## **6. REPORTS AND COMMITTEE REPORTS**

### **a. Code Enforcement Committee**

On recommendation of the Code Enforcement Committee and on motion of Council Member Tyler and seconded by Council Member Dickau, it was unanimously voted: That the Procedures Concerning the Removal of Abandoned Motor Vehicles be approved by the Bristol City Council. These procedures will enable the Building Department and Code Enforcement to remove abandoned motor vehicles off of privately owned property in accordance with Connecticut General Statute Section 14-150a. It was further moved that this matter be referred to the Corporation Counsel's Office to effectuate this motion.

Mayor Zoppo-Sassu explained that there has been issues with vehicles left on abandoned and investment properties.

### **b. Code Enforcement Committee**

On recommendation of the Code Enforcement Committee and on motion of Council Member Hahn and seconded by Council Member Tyler, it was unanimously voted: That the matter regarding citation fines be referred to the Ordinance Committee to review increasing the Municipally-Assessed Civil Penalties the city can impose under Connecticut General Statute Section 7-148.

### **c. Code Enforcement Committee**

On recommendation of the Code Enforcement Committee and on motion of Council Member Tyler and seconded by Council Member Dickau, it was unanimously voted: That the Citation Hearing Officers, who hear and decide appeals on citation tickets, each be compensated on a fixed stipend of \$208.33 per conducted hearing instead of receiving a flat fee of \$2,500 per year per hearing officer. This change in compensation to the Citation Hearing Officers shall result in cost savings in the Code Enforcement budget. This change shall be in effect for the new fiscal year commencing on July 1, 2026. It was further moved that this matter be referred to the Board of Finance, the Comptroller's Office and the Corporation Counsel's Office to effectuate this motion.

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**d. Ordinance Committee**

On recommendation of the Ordinance Committee and 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 21 of the Code of Ordinances being introduced this date.

On motion of Council Member Dickau and seconded by Council Member Tyler, it was unanimously voted: To introduce the following amendments to Chapter 4 Animals and Fowl, Section 4-8 Roosters – Penalty, of the Bristol Code of Ordinances; to set Tuesday, July 7, 2026 at 4:50 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.

Council Member Hahn asked for a summary of reasons for the proposed changes. Council Member Dickau explained about crowing waking the neighbors at various hours, and Council Member Tyler spoke to this change in the ordinance being more humane.

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

**Sec. 4-8. Roosters—Penalty.**

(a) If a valid and verified noise complaint is received by the [city] Zoning Enforcement Officer, Code Enforcement Officer, Animal Control Officer or police officer regarding any rooster, the city will require [the rooster to wear a noise reduction collar, vocal constriction collar or other noise reduction device or method] removal of the rooster by the property owner.

(b) Any person required to [place a noise reduction collar, vocal constriction collar or other noise reduction device or method on the rooster] remove the rooster who fails to do so after a ten-day period shall be guilty of an infraction and fined fifty dollars (\$50.00) for each day [any rooster is without said noise reduction collar, vocal constriction collar or other noise reduction device or method] a rooster exists on the property.

(c) [If more than three (3) complaints are received by the city regarding the same rooster the city may require removal of that rooster.

(d)] The provisions of this section shall not apply to roosters owned and maintained on premises owned or leased by any farm, charitable, eleemosynary or educational organization.

**e. 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 adopt additions to Chapter 13 Licenses and Miscellaneous Business Regulations, Article IX Vape Products and Retailers, Sections 13-135 through 13-150 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.

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Council Member Dickau provided a summary of the ordinance. Council Member Hahn reiterated that if a vape retailer did not comply with the ordinance, that their license could be revoked. Mayor Zoppo-Sassu explained that this topic is also being discussed by the Zoning Commission and the legislature has also created protections from a public health standpoint.

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.

§ 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.

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For vape product retailers in existence and operating within the City of Bristol prior to September 1, 2026 no application fee shall be due. After September 1, 2026, any and all vape product retailers in existence and operating within the City of Bristol shall file an application with the City Clerk and Chief of Police and pay a filing fee of \$250.00. Such fee is due and payable at the time of filing the application and is not refundable. Licenses to sell vape products shall be valid for one year.

§ 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.

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.

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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. New Applications; notification of denial.

A new vape product 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 as stated in the application. 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.

(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.

(7) The applicant has paid all City of Bristol taxes which are due and payable.

B. Upon issuance, the license shall be valid for a period of one year from the date of its issuance. It shall be the applicant's responsibility to renew its license each year, without prior notification by the City Clerk or any other City entity, 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

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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 \$250.00 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 has supplied insufficient funds for the license fee;

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

(4) The applicant/retailer has any outstanding taxes due to the City of Bristol;

(5) 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

(6) 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 proven 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.

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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.

#### § 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 as stated in this application. 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.

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(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.

(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.

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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 as stated in this application. 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 as stated in this application, of the date, time and place of the hearing, not less than 20 days prior to the hearing.

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

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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

(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 Vape Retailer Hearings Officer 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.

#### **f. Ordinance Committee**

On recommendation of the Ordinance Committee and on motion of Council Member Dickau and seconded by Council Member Hahn, it was voted 5 - 2: To adopt additions 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 read as follows; that the City Clerk publish said additions to the Code of

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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. (*Council Members Rosengren and Tyler voted "No."*)

Council Member Hahn commented that the speed camera language is in there to be inclusive of anything that may come in the future and that speed cameras would have to pass the Police Commission and City Council before being implemented in the City. Mayor Zoppo-Sassu explained the process of installing red light cameras from choosing a vendor to determining their locations and the use of signage. Council Member Tyler explained her opposition to the speed camera language in the ordinance. Council Member Rosengren explained that he voted no on behalf of his constituents who want the speed camera language removed.

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.

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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.

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 device shall receive a written warning instead of a citation.

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**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:

(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.

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(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.

(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:

(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 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.

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(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.

(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

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(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.**

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.

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

7. **OLD BUSINESS** – None.

8. **NEW BUSINESS**

On motion of Council Member Tyler and seconded by Council Member Rosengren, it was unanimously voted: To bring Councilman Kelley's motion for an agreement with BusPatrol America, LLC, to the table.

On motion of Council Member Kelley and seconded by Council Member Hahn, it was unanimously voted: That the School Bus Stop Arm Program agreement between the City of Bristol, the Bristol Board of Education and BusPatrol America, LLC, be approved subject to review by the Corporation Counsel, and that the Mayor or Acting Mayor be authorized to execute the agreement on behalf of the City of Bristol.

On motion of Council Member Rosengren and seconded by Council Member Dickau, it was unanimously voted: To bring a motion from the Economic & Community Development Department to the table.

On motion of Council Member Tyler and seconded by Council Member Rosengren, it was unanimously voted: To waive the reading of the letter from Economic & Community Development Director to Assistant Corporation Counsel Steeg.

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On motion of Council Member Tyler and seconded by Council Member Dickau, it was unanimously voted: To refer the sale of municipally owned property known as North Main Street, Parcel 30-3, to the Planning Commission for completion of a C.G.S. 8-24 Report; and to the City Council Real Estate Committee for completion of a C.G.S. 7-163e Public Hearing for the sale of municipally owned property.

Council Member Hahn reported that the offer for Firehouse 3 was rescinded.

## **9. RESIGNATIONS**

*Maria Pirro Simmons – Board of Education*

*Jason Broyles – Bristol Parking Authority*

*Jennifer St. John – Bristol Historic District Commission*

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

## **10. Appointments**

### **a. The following appointments were presented:**

#### *Commission for Persons w/Disabilities*

Diane Salmoiraghi – Reappointment - term to 6/29.

Confirming motion by Council Member Tyler.

Motion passed in voice vote.

Gloria Ewings – Reappointment - term to 6/29.

Confirming motion by Council Member Tyler.

Motion passed in voice vote.

Deborah Reed – Reappointment - term to 6/29.

Confirming motion by Council Member Tyler.

Motion passed in voice vote.

#### *Fair Rent Commission*

Kimberly Ploszaj – Appointment as alternate, representing “Homeowners” – term to 5/29.

Replaced Brian Brady.

Confirming motion by Council Member Rosengren.

Motion passed in voice vote.

#### *Board of Finance*

David Maikowski – Reappointment – term to 6/30.

Confirming motion by Council Member Rosengren.

Motion passed in voice vote.

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*Bristol Historic District Commission*

Jodi Maro – Appointment as alternate – term to 8/29.

Replaced Keith Elder.

Confirming motion by Council Member Tyler.

Motion passed in voice vote.

*Board of Park Commissioners*

Stacey Rudnick – Appointment – term to 12/28.

Replaced Robert Parenti.

Confirming motion by Council Member Dickau.

Motion passed in voice vote.

*Zoning Commission*

Richard Goodwin – Reappointment – term to 6/29.

Confirming motion by Council Member Dickau.

Motion passed in voice vote.

Sara Mangiafico – Reappointment – term to 6/29.

Confirming motion by Council Member Seymour.

Motion passed in voice vote.

*Board of Education*

Jennifer Tagariello – Appointment – term to 11/27

Replaced Maria Pirro Simmons.

Confirming motion by Council Member Hahn.

Motion passed in voice vote.

It was noted that Ms. Tagariello cannot run for election in 2027 per Charter Sec. 54.

## **11. CONTRACTS**

### **a. Contract 2C26-063 Shrub Road Sidewalks**

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 2C26-063 Shrub Road Sidewalks to Martin Laviero Contractor, Inc., in the amount of \$2,660,140.80, and to authorize the Mayor or Acting Mayor to execute any and all documents necessary to effectuate said contract.

### **b. Contract 2P26-067 Phone System Replacement**

Communication received from Purchasing Agent Haynes.

On motion of Council Member Seymour and seconded by Council Member Dickau, it was unanimously voted: To approve a Letter of Intent for Contract 2P26-067 Phone System Replacement to BlackHawk Data LLC in the amount of \$639,603.91, to approve contract award effective July 1, 2026, and to authorize the Mayor or Acting Mayor to execute any and all documents necessary to effect said contract.

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**c. Contract 2P26-060 CMr for Edgewood Pre-K Academy**

Communication received from Purchasing Agent Haynes.

On motion of Council Member Rosengren and seconded by Council Member Seymour, it was unanimously voted: To amend the motion previously adopted at the May 12, 2026 meeting to correct the contract number and name by substituting "Contract 2P26-060 CMr for Edgewood Pre-K Academy" for "Contract 2P26-051 Construction Management at Risk for the Renovation of Edgewood Pre-K Academy" so that it will read: To award Contract 2P26-060 CMr for 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.

**d. Resolution**

Communication received from Chief Information Officer Evans.

On motion of Council Member Hahn and seconded by Council Member Dickau, it was unanimously voted: To approve a resolution authorizing the Mayor of the City of Bristol to execute a lease agreement with PNC Bank, National Association on behalf of the Board of Education for data storage; and to waive the reading of said resolution.

The Resolution reads as follows –

WHEREAS, the Customer is a political subdivision of the State in which the Customer is located (the “State”) and is duly organized and existing pursuant to the Constitution and laws of the State;

WHEREAS, pursuant to applicable law, the governing body of the Customer (“Governing Body”) is authorized to purchase, acquire and lease personal property for the benefit of the Customer and to enter into contracts with respect thereto necessary to the functions or operations of the Customer;

WHEREAS, the Customer desires to purchase, acquire, finance and lease certain property with a cost not to exceed the amount set forth above constituting personal property necessary for the Customer to perform essential governmental functions (the “Products”);

WHEREAS, the Customer has taken the necessary steps, including those relating to any applicable legal bidding requirements, to arrange for the acquisition of the Equipment; and

WHEREAS, the Customer proposes to enter into that certain Installment Purchase Agreement (the “Agreement”), with PNC Bank, National Association, the form of which has been available for review by the governing body of the Customer prior to this meeting.

NOW, THEREFORE, Be It Ordained by the Governing Body of the Customer:

Section 1. The Mayor or Acting Mayor of the City of Bristol (each an “Authorized Representative”), acting on behalf of the Customer, is hereby authorized to negotiate, enter into, execute, and deliver the IPA. Each Authorized Representative acting on behalf of the Customer is hereby authorized to negotiate, enter into, execute, and deliver such other documents relating to the IPA as the Authorized Representative deems necessary and appropriate in connection with the foregoing. All other related contracts and agreements necessary and incidental to the IPA are hereby authorized.

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Section 2. By a written instrument signed by any Authorized Representative, said Authorized Representative may designate specifically identified officers or employees of the Customer to execute and deliver agreements and documents relating to the IPA on behalf of the Customer.

Section 3. The aggregate original principal amount of the IPA shall not exceed the amount stated above and shall bear interest as set forth in the IPA and the IPA shall contain such options to prepay or purchase by the Customer as set forth therein.

Section 4. The Customer's obligations under the IPA shall be subject to annual appropriation or renewal by the Governing Body as set forth in IPA and the Customer's obligations under the IPA shall not constitute general obligations of the Customer or indebtedness under the Constitution or laws of the State.

Section 5. This resolution shall take effect immediately upon its adoption and approval.

A roll call vote was taken.

| <u>YES</u>            | <u>NO</u> | <u>ABSTAIN</u> |
|-----------------------|-----------|----------------|
| Council Member Dickau |           |                |
| “ ” Hahn              |           |                |
| “ ” Kelley            |           |                |
| “ ” Rosengren         |           |                |
| “ ” Seymour           |           |                |
| “ ” Tyler             |           |                |
| Mayor Zoppo-Sassu     |           |                |

RESOLUTION ADOPTED: YES – 7; NO – 0; ABSTAIN – 0.

**12. OTHER BUSINESS** – None.

**13. ADJOURNMENT**

At 8:17 p.m., on motion of Council Member Rosengren and seconded by Council Member Seymour, it was unanimously voted: To adjourn.

**ATTEST:** \_\_\_\_\_

**Erica Cabiya**  
**Town & City Clerk**