

FEBRUARY 13, 2024

The regular meeting of the City Council was held on Tuesday, February 13, 2024 in the City Hall Council Chambers, 111 North Main Street at 7:20 p.m. Present: Mayor Caggiano; Council Members Olsen, Panioto, Rosengren, Thibeault, and Tyler. Absent: Council Member Howe.

1. OPENING CEREMONIES

Mayor Caggiano announced that the City received a Certificate from the State of Connecticut Department of Public Health, Office of Emergency Medical Services recognizing Bristol as a “HEARTSafe Community.”

2. APPROVAL OF MINUTES OF REGULAR CITY COUNCIL MEETING HELD ON JANUARY 9, 2024

On motion of Council Member Panioto and seconded by Council Member Thibeault, it was unanimously voted: To approve the minutes of the regular City Council meeting held on January 9, 2024.

3. PUBLIC PARTICIPATION – None.**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 Thibeault, it was unanimously voted: To adopt nine matters as part of the Consent Calendar.

a. New Hire Report For January 2024

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 January, 2024.

b. Motor Vehicle and Real Estate Tax Refunds In the Amount of \$24,533.41

Request presented from the 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 –

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Motor Vehicle	\$ 13,283.55
Real Estate	+ <u>11,249.86</u>
Total	\$ 24,533.41

c. Dollar General Literacy Foundation Grant

Communication received from Grants Administrator Leger.

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 any and all documents associated with the application for a grant from Dollar General Literacy Foundation, and to refer the matter to the Board of Finance for any necessary action.

d. Contract 2024-074 Remediation of Brownfield Property at 234 Riverside Avenue

Communication received from Purchasing Agent Rousseau.

As part of the Consent Calendar adoption and on motion of Council Member Rosengren and seconded, it was unanimously voted: To approve Contract 2024-074 Remediation of Brownfield Property at 234 Riverside Avenue with ReNew Riverside LLC in the amount of \$26,150.00 and to authorize the Mayor or Acting Mayor to execute any and all documents necessary to effect said contract.

e. Amend Contract 2P24-010 Assessment Revaluation Inspection Services

Communication received from Tax Assessor DeNoto.

As part of the Consent Calendar adoption and on motion of Council Member Rosengren and seconded, it was unanimously voted: To amend Contract 2P24-010 Assessment Revaluation Inspection Services for invoicing purposes.

f. Place on File Board of Water Commissioners Letter Not to Purchase Land on Prospect Street

Communication received from Water and Sewer 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 a letter stating that the Board of Water Commissioners voted not to purchase Lot R4-1, Map 30 Prospect Street.

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g. Place on File the Training Report for Land Use Boards and Commissions

Communication received from City Planner Flanagan.

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 Training Report for Land Use boards and commissions pursuant to C.G.S. Section 8-4c.

h. Authorization to Execute Easement – Wolcott Street (Peck Lane to Witches Rock Road)

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 any and all documents associated with procuring an easement from Pierce Street Associates (Map 10, Lot 42-13 in the amount of \$21,000) to reconstruct Wolcott Street (Peck Lane to Witches Rock Road). City cost of procuring said easements shall be funded through the LotCip grant, funding construction of the project.

i. Energy Consulting Agreement – NRES Program Development

Communication received from Purchasing Agent Rousseau.

As part of the Consent Calendar adoption and on motion of Council Member Rosengren and seconded, it was unanimously voted: To approve a contract for consulting services relative to NRES program development to Titan Energy – New England Inc., subject to review by the Office of Corporation Counsel and to authorize the Mayor or Acting Mayor to execute any and all documents necessary to effect said contract.

6. REPORTS AND COMMITTEE REPORTS

Council Member Tyler stated that Code Enforcement complaints (blight) can now be entered online. Council Member Thibeault spoke about the April closure of the Jerome Avenue bridge. Council Member Rosengren reported that the Board of Education budget will be voted on in March. Council Member Olsen stated that according to the Water Department, City water is tested weekly and meets or exceeds state and federal regulations. Council Member Panioto stated that Covanta is working on remediating the noise originating from their facility.

7. OLD BUSINESS – None.

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8. NEW BUSINESS

- a.** Council Member Tyler introduced a fixed stipend for Citation Hearing Officers.

On motion of Council Member Tyler and seconded by Council Member Panioto, 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 \$2,500 per year instead of being compensated on a case by case basis. Currently, there are two Citation Hearing Officers. In addition to saving some funds from the Code Enforcement budget, it will save administration time and should eliminate any errors in processing. This stipend for the hearing officers shall go into effect in the new fiscal year on July 1, 2024 with each hearing officer being paid on a monthly basis or \$208.33 per month. It was further voted that this matter be referred to the Board of Finance, the Comptroller's Office and the Corporation Counsel's Office to effectuate this motion.

- b.** Council Member Tyler provided an update on 208 Louisiana Ave.

After discussion and amendment, on motion of Council Member Tyler and seconded by Council Member Thibeault, it was unanimously voted to approve the following amended motion: That the City Council direct the Purchasing Agent to issue an RFP (Requests For Proposals) placing public notices and to notify abutting property owners of the city's intention to sell a portion of (.56 acre) of city owned property known as 208 Louisiana Avenue (Stafford School property, Map 48, Lot #190B + 31/4); and to include in the RFP that any and all costs of moving the walking path, and any and all costs associated with selling this .56 acre of land be on the person purchasing this property, and that no cost be on the City of Bristol. Original request having already been approved by the Board of Education and Planning Commission.

9. RESIGNATIONS

The following resignations were presented:

Tracy D. Beland – Commission for Persons with Disabilities

Craig Kazemekas – Board of Finance

Diane Salmoiraghi – Library Board of Directors

Susan L. Tyler – Diversity Council

Joseph Wasta – Transportation Commission

On motion of Council Member Thibeault and seconded by Council Member Panioto, it was unanimously voted: To accept the resignations and send letters of thanks to those who served.

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10. APPOINTMENTS

The following appointments were presented:

Animal Control Building Committee

Chris Hayden – Appointment – No term.
Confirming motion by Council Member Thibeault.
Motion passed in voice vote.

Board of Finance

Michael Massarelli Sr. – Appointment – term to 6/25.
Replaced Craig Kazemekas
Confirming motion by Council Member Panioto.
Motion passed in voice vote.

Commission for Persons with Disabilities

Diane Salmoiraghi – Appointment – term to 6/26.
Replaced Tracy Beland
Confirming motion by Council Member Olsen.
Motion passed in voice vote.

Economic and Community Development

Thomas Hick – Reappointment – term to 2/29.
Confirming motion by Council Member Thibeault.
Motion passed in voice vote.

Board of Fire Commissioners

Harold Kilby – Reappointment – term to 1/27.
Confirming motion by Council Member Olsen.
Motion passed in voice vote.

Board of Library Directors

Thomas Jensen – Appointment – term to 1/25.
Replaced Diane Salmoiraghi
Confirming motion by Council Member Panioto.
Motion passed in voice vote.

Board of Public Works

Michael Dumas – Reappointment – term to 2/27.
Confirming motion by Council Member Thibeault.
Motion passed in voice vote.

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Youth Commission

Miguel Salguero – Appointment – term to 3/25.

Replaced Ramon Peters Jr.

Confirming motion by Council Member Rosengren.

Motion passed in voice vote.

Municipal Agent for the Elderly

Jason Krueger – Appointment – term to 1/28.

Replaced Executive Director Patty Tomascak

Confirming motion by Council Member Tyler.

Motion passed in voice vote.

11. CONTRACT 2P24-030 OWNERS REPRESENTATIVE / CONSTRUCTION OVERSIGHT FOR CONSTRUCTION OF NEW FIREHOUSE 3

- a.** Communication received from Purchasing Agent Rousseau.

On motion of Council Member Thibeault and seconded by Council Member Tyler, it was unanimously voted: To award Contract 2P24-030 Owners Representative / Construction Oversight for Construction of New Firehouse 3 to Downes Construction Company, LLC in the amount of \$193,686.00, and to refer to the Office of Corporation Counsel for contract review, and to authorize the Mayor or Acting Mayor to execute any and all documents necessary to effect said contract.

12. REFERRALS FROM THE BRISTOL PLANNING COMMISSION PURSUANT TO C.G.S. 8-24

- a.** Communication received from Bristol Planning Commission.

On motion of Council Member Olsen and seconded by Council Member Thibeault, it was unanimously voted: To place on file a positive referral from the Bristol Planning Commission for the proposed sale of municipal property of .56 acres of land, depicted on a sketch map dated 3/31/23 drawn by Robert Green Associates, to be taken from the Stafford School property located at 208 Louisiana Avenue, Assessor's Map 48, Lot 190B & 31-4.

- b.** Communication received from Bristol Planning Commission.

On motion of Council Member Tyler and seconded by Council Member Olsen, it was unanimously voted: To place on file a positive referral from the Bristol Planning Commission for the proposed sale of municipal property across Mix Street, at Prospect Street Map 30, Lot 4-1, excluding the easternmost section of approximately 300 (+ -) linear feet as well as any means of access to residential properties along the easternmost portion.

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13. PUBLIC WORKS DEPARTMENT PROPERTY REFERRAL – MAP 30, LOT R4-1 PROSPECT STREET

- a.** Communication received from Public Works Director Rogozinski.

On motion of Council Member Rosengren and seconded by Council Member Tyler, it was unanimously voted: To maintain possession of the eastern 300 ft. section of Map 30, Lot R4-1 Prospect Street for City use per recommendation of the Board of Public Works.

14. RESOLUTION – NOMINATION OF SUCCESSOR TRUSTEE TO THE CITY’S 457 PLAN TRUST

- a.** Communication received from Assistant Corporation Counsel Conlin.

On motion of Council Member Panioto and seconded by Council Member Thibeault, it was unanimously voted: To adopt the Resolution appointing Diane Waldron, Comptroller, as the Successor Trustee of the Plan Trust.

The Resolution reads as follows:

BE IT RESOLVED, that pursuant to Section Thirteen of the City of Bristol section 457 Plan Trust dated January 1, 2006, The City hereby appoints Diane Waldron as the Successor Trustee of the Plan Trust, replacing Glen Klocko, effective this date, February 9, 2024.

A roll call vote was taken:

YES

NO

ABSTAIN

Council Member Olsen

“ ” Panioto

“ ” Rosengren

“ ” Thibeault

“ ” Tyler

Mayor Caggiano

MOTION ADOPTED: YES – 6; NO – 0; ABSTAIN – 0.

FEBRUARY 13, 2024**15. CONTRACTS**

- a.** Communication received from Public Works Director Rogozinski.

On motion of Council Member Tyler and seconded by Council Member Olsen, it was unanimously voted: To authorize the Mayor to sign any and all documents required to execute a contract amendment to Contract 2P20-046 The Design & Preparation of Construction Documents for the Jerome Avenue Bridge across the Freeman Hill Brook to include construction administration and inspection services. Said contract amendment will increase the contract \$266,274.49 from \$176,628.50 to \$442,902.99.

- b.** Communication received from Purchasing Agent Rousseau.

On motion of Council Member Thibeault and seconded by Council Member Panioto, it was unanimously voted: To award Contract 2C24-061 Replacement of Bridge 04091 Jerome Avenue over Freeman Hill Brook to PJF Construction Corp. in the amount of \$2,615,311.16 and to authorize the Mayor or Acting Mayor to execute any and all documents necessary to effect said contract.

- c.** Communication received from Purchasing Agent Rousseau.

On motion of Council Member Rosengren and seconded by Council Member Thibeault, it was unanimously voted: To award Contract 2C24-062 Exterior Glulam Beam Repairs at Page Pavilion to L.R.M. Construction Services LLC in the amount of \$307,993.00 and to authorize the Mayor or Acting Mayor to execute any and all documents necessary to effect said contract.

- d.** Communication received from Purchasing Agent Rousseau

On motion of Council Member Olsen and seconded by Council Member Panioto, it was unanimously voted: To award Contract 2C24-033 Construction of Hope Street Parking Garage Facility to D'Amato Construction Company, Inc. in the amount of \$7,830,141.45 and to authorize the Mayor or Acting Mayor to execute any and all documents necessary to effect said contract.

16. GRANTS

- a.** Communication received from Grants Administrator Leger.

On motion of Council Member Olsen and seconded by Council Member Panioto, it was unanimously voted: To approve submission of a grant application in the amount of \$1,930,000 to the CT Department of Energy and Environmental Protection's Outdoor Recreation and Legacy Partnership Program, with a City match of \$1,930,000; to authorize the Mayor or Acting Mayor

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to execute any and all documents related to this grant, and to refer the matter to the Board of Finance for any necessary action.

b. Communication received from Grants Administrator Leger.

On motion of Council Member Panioto and seconded by Council Member Tyler, it was unanimously voted: To approve submission of an application to the FEMA Assistance to Firefighters Grant Program, for up to \$600,000 with a requested City match of up to \$60,000 for a total project cost of up to \$660,000; to authorize the Mayor to execute any and all documents associated with the application, contract, and regular reporting to FEMA if awarded; and to refer the matter to the Board of Finance for any necessary action.

c. Communication received from Assistant Corporation Counsel.

On motion of Council Member Thibeault and seconded by Council Member Olsen, it was unanimously voted: To approve a grant agreement between the City of Bristol and Bristol Health in the amount of \$124,000 to fund the Bristol Health Safety and Security Infrastructure for Enhanced Treatment of Substance Misuse.

d. Communication received from Public Works Director Rogozinski.

On motion of Council Member Olsen and seconded by Council Member Rosengren, it was unanimously voted: To authorize the Mayor or Acting Mayor to sign a contract amendment with NRCS associated with an Emergency Watershed Protection Floodplain Easement (EWPP - FPE) Grant increasing NRCS funding from \$21,450 to \$383,543.

17. MAINTENANCE OF AMBLER ROAD, GRASSY ROAD, ARNOLD COURT, AND BURLINGTON AVENUE

a. Communication received from Public Works Director Rogozinski.

On motion of Council Member Tyler and seconded by Council Member Thibeault, it was unanimously voted: To authorize the Department of Public Works to continue in perpetuity the current policy of providing full Department of Public Works services to Ambler Road, Grassy Road, Arnold Court, and Burlington Avenue (house numbers 131 to 149).

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18. EXECUTIVE SESSION TO DISCUSS AND TAKE ANY ACTION AS NECESSARY ON MATTER OF DANIEL DZIS VS. CITY OF BRISTOL, WCC FILE #: 601092757

At 8:10 p.m., on motion of Council Member Olsen and seconded by Council Member Rosengren, it was unanimously voted: To convene into Executive Session to review Daniel Dzis v. City of Bristol, WCC File #: 601092757.

Present to discuss the matter of Daniel Dzis v. City of Bristol: Mayor Caggiano; Council Members Olsen, Panioto, Rosengren, Thibeault, and Tyler; Corporation Counsel Krawiecki; and Assistant Corporation Counsels Conlin, Steeg, and Matney.

Discussion was held. No votes were taken.

At 8:20 p.m., on motion of Council Member Thibeault and seconded by Council Member Rosengren, it was unanimously voted: To reconvene into Public Session.

On motion of Council Member Tyler and seconded by Council Member Olsen, it was unanimously voted: To enter into a full and final settlement in the matter of Daniel Dzis v. City of Bristol, WCC File #: 601092757 for any and all workers' compensation claims filed by Daniel Dzis for the total amount of One Hundred & Thirty Five Thousand (\$135,000) Dollars. The dates of these claims are listed below, but are not limited to the following:

January 15, 2004	April 3, 2007	December 3, 2010
October 26, 2004	October 24, 2007	November 3, 2013
April 13, 2005	October 31, 2008	June 22, 2016
May 20, 2005	May 12, 2009	October 3, 2018
December 12, 2005	August 21, 2009	February 27, 2020

It was further voted that the Mayor, Acting Mayor, Corporation Counsel or Assistant Corporation Counsel be authorized to execute the Full and Final Settlement.

19. OTHER BUSINESS – None.

20. ADJOURNMENT

At 8:22 p.m., on motion of Council Member Tyler and seconded by Council Member Rosengren, it was unanimously voted: To adjourn.

ATTEST:_____

Erica Cabiya
Town & City Clerk