

JANUARY 9, 2024

The regular meeting of the City Council was held on Tuesday, January 9, 2024 in the City Hall Council Chambers, 111 North Main Street at 7:05 p.m. Present: Mayor Caggiano; Council Members Howe, Olsen, Panioto, Rosengren, Thibeault, and Tyler.

1. OPENING CEREMONIES

Mayor Caggiano held a moment of silence for Law Enforcement Appreciation Day.

2. APPROVAL OF MINUTES OF REGULAR CITY COUNCIL MEETING HELD ON DECEMBER 12, 2023

On motion of Council Member Olsen and seconded by Council Member Tyler, it was unanimously voted: To approve the minutes of the regular City Council meeting held on December 12, 2023.

3. PUBLIC PARTICIPATION

Marvin “Mickey” Goldwasser, 171 Diane Lane – Spoke in favor of the sale of alcohol at the Rockwell Theater at BAIMS. Mr. Goldwasser feels concessions are a large part of the theater experience.

Deborah “Deb” Schur, 6 Pilgrim Road – Spoke in favor of the sale of alcohol at the Rockwell Theater at BAIMS. Ms. Schur stated that the theater is a huge piece of the development and draw of Downtown.

Andrea Adams, 67 Bayberry Drive – Spoke in favor of the sale of alcohol at the Rockwell Theater at BAIMS. Ms. Adams likened the Rockwell Theater to the Palace Theater in Waterbury.

Walter Lewandoski, 76 Bellevue Avenue – Spoke in favor of the sale of alcohol at the Rockwell Theater at BAIMS. Mr. Lewandoski feels the Rockwell Theater could be a destination theater.

Ellen Slipski, 80 Melcon Drive, Southington – Spoke of the impact the noise from the Covanta company is having on her personally and on her neighborhood.

Christine Bravo, 9 Farmhill Drive, Plainville – Urged Council to do something about the noise from Covanta.

4. ANNOUNCEMENTS

Council members reported on committees, activities, and events.

JANUARY 9, 2024

5. ADOPTION OF CONSENT CALENDAR

On motion of Council Member Thibeault and seconded by Council Member Tyler, it was unanimously voted: To adopt three matters as part of the Consent Calendar.

a. New Hire Report For December 2023

Communication received from the Human Resources Department.

As part of the Consent Calendar adoption and on motion of Council Member Thibeault and seconded, it was unanimously voted: To place on file the New Hire Report for the month of December, 2023.

b. Motor Vehicle and Real Estate Tax Refunds In the Amount of \$8,913.79

Request presented from the Tax Collector.

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

Motor Vehicle	\$ 7,766.06
Real Estate	+ <u>1,147.73</u>
Total	\$ 8,913.79

c. Approval of Change Order for Sav-Mor Cooling & Heating Inc.

As part of the Consent Calendar adoption and on motion of Council Member Thibeault and seconded, it was unanimously voted: To approve the change order for Sav-Mor Cooling & Heating Inc., totaling \$170,996.36 as recommended by the Greene-Hills HVAC Project Committee.

6. REPORTS AND COMMITTEE REPORTS**a. Salary Committee**

Recommendation of Salary Committee to approve a second position of Civil Engineer and to provide opportunity for promotion of Civil Engineers to Assistant City Engineers.

On motion of Council Member Thibeault and seconded by Council Member Howe, it was unanimously voted: To approve a second position of Civil Engineer effective immediately; and to provide an opportunity for promotion of Civil Engineers to Assistant City Engineers upon attainment of Professional Engineer licensing; and to refer to the Board of Finance for informational purposes.

JANUARY 9, 2024

b. Real Estate Committee

Recommendation of Real Estate Committee to refer Map 30, Lot R4-1, Prospect Street, to the Planning Commission, Water and Sewer Department, and Public Works Department.

On motion of Council Member Tyler and seconded by Council Member Rosengren, it was unanimously voted: To refer Map 30, Lot R4-1, Prospect Street, to the Planning Commission for a C.G.S. Sect. 8-24 report; to refer this matter to the Water and Sewer Department and Public Works to determine if there is a need for the property; to refer this matter to Corporation Counsel to prepare and/or review any necessary documents, and that the Mayor or Acting Mayor be authorized to execute any necessary documents to effectuate the same.

c. Ordinance Committee

Recommendation of Ordinance Committee to adopt amendments to Bristol Code of Ordinances, Chapter 15 Offenses and Miscellaneous Provisions, Article III Alcoholic Liquor, Sec. 15-48 Exception.

On motion of Council Member Panioto, Chrm., and seconded by Council Member Olsen, it was unanimously voted: To adopt amendments to the Bristol Code of Ordinances Chapter 15 Offenses and Miscellaneous Provisions, Article III Alcoholic Liquor, Sec. 15-48, Exception, and that the City Clerk publish said addition to the Code of Ordinances, and that it become effective upon the expiration of 14 days from the date of its publication in a newspaper of general circulation in the City of Bristol. It reads as follows –

Underscored text is to be added.

ARTICLE III. ALCOHOLIC LIQUOR

Sec. 15-48 Exception

Consumption of alcoholic liquor and possession of an open container of alcoholic liquor by a person who has attained the age of twenty-one (21) years is permitted during any City sponsored and permitted events held in conjunction with the Rockwell Theater at the Bristol Arts and Innovation Magnet School (BAIMS) or any function, festival, event, or celebration conducted on or within a public highway, public area, or parking area pursuant to any law, statute, ordinance, resolution or permit authorizing the sale and consumption of liquor in or upon such public highway, public area or parking area. (Ord. of 4-12-05)

Council Members expressed their opinions about passing this ordinance and shared emails from constituents both for and against this ordinance.

JANUARY 9, 2024

7. OLD BUSINESS – None.

8. NEW BUSINESS

a. Council Member Tyler introduced a referral back to the Planning Commission for .56 acres of Assessor's Map 48, Lot 190B, R-15.

On motion of Council Member Tyler and seconded by Council Member Olsen, it was unanimously voted: To refer back to the Planning Commission a request to clarify its August 28, 2023 motion "To send a positive referral to the City Council for: 208 Louisiana Avenue Assessor's Map 48, Lot 190B; R-15 (Single Family Residential) zone." At its August 8, 2023 meeting, the City Council unanimously voted to refer the aforementioned property to the Planning Commission for a C.G.S. Section 8-24 report, specifically, to address the recent request of a neighbor to purchase a portion (.56 acre) of this property.

The Planning Commission's report did not address the .56 acre request. In addition, the current pathway from Morris Avenue to Stafford School has now been proposed to be relocated closer to the Louisiana Avenue/Morris Avenue intersection. The Planning Commission should be made aware of this proposed relocation and to render a report on this change

b. Mayor Caggiano briefly introduced a Memorandum of Understanding with the Greater Hartford Regional Auto Theft Task Force.

On motion of Council Member Tyler and seconded by Council Member Panioto, it was unanimously voted: To authorize the Mayor or Acting Mayor to sign the Memorandum of Understanding for 2024 for Bristol Police Department's continued involvement with the Greater Hartford Regional Auto Theft Task Force.

9. RESIGNATIONS – None.

10. APPOINTMENTS

The following appointments were presented:

City Arts and Culture Commission

Maria Salice – Appointment – term to 4/26.

Replaced Samantha Buonafede

Confirming motion by Council Member Panioto.

Motion passed in voice vote.

Energy Commission

Greg Klimek – Appointment – term to 1/27.

Confirming motion by Council Member Olsen.

Motion passed in voice vote.

JANUARY 9, 2024*Board of Fire Commissioners*

Anthony Benvenuto – Reappointment – term to 1/27.

Confirming motion by Council Member Howe.

Motion passed in voice vote

Housing Authority of the City of Bristol

Rickey Bouffard – Reappointment – term to 12/28.

Motion to correct Mr. Bouffard's term by Council Member Panioto.

Motion passed in voice vote.

Housing Code of Appeals

Thomas Marra – Reappointment – term to 1/27.

Confirming motion by Council Member Tyler.

Motion passed in voice vote.

Inland/Wetlands Commission

Faye Duquette – appointment as a regular member – term to 9/25.

Replaced Rich Ministro

Confirming motion by Council Member Rosengren.

Motion passed in voice vote.

Anthony Pellerin – reappointment as an alternate member – term to 1/27.

Confirming motion by Council Member Olsen.

Motion passed in voice vote.

Board of Library Directors

Eric Frenette – reappointment – term to 1/27

Confirming motion by Council Member Panioto.

Motion passed in voice vote.

Kimberly Ploszaj – reappointment – term to 1/27

Confirming motion by Council Member Panioto.

Motion passed in voice vote.

School Readiness Council

Yesenia Fuentes – appointment – term to 8/24

Confirming motion by Council Member Howe.

Motion passed in voice vote.

Transportation Commission

Joseph Wasta – reappointment – term to 1/27

Confirming motion by Council Member Thibeault.

Motion passed in voice vote.

JANUARY 9, 2024

Ramon Peters Jr. – appointment – term to 1/27
Confirming motion by Council Member Olsen.
Motion passed in voice vote.

Zoning Commission

Peter D. Caruso – appointment as an alternate – term to 6/26.
Replaced John Lafreniere
Confirming motion by Council Member Thibeault.
Motion passed in voice vote.

11. CONTRACT 2C24-042 STREETSCAPE IMPROVEMENTS AT NORTH MAIN STREET FROM SCHOOL STREET TO CENTER STREET

Communication received from Purchasing Agent Rousseau.

On motion of Council Member Olsen and seconded by Council Member Tyler, it was unanimously voted: To award Contract 2C24-042 Streetscape Improvements at North Main Street from School Street to Center Street to Martin Laviero Contractor, Inc. in the amount of \$2,175,251.50 and to authorize the Mayor or Acting Mayor to execute any and all documents necessary to effect said contract.

12. CONTRACT 2C24-027 BRISTOL LANDFILL EROSION REPAIRS

Communication received from Purchasing Agent Rousseau.

On motion of Council Member Thibeault and seconded by Council Member Olsen, it was unanimously voted: To award Contract 2C24-027 Bristol Landfill Erosion Repairs to Yield Industries, LLC in the amount of \$944,285.00 and to authorize the Mayor or Acting Mayor to execute any and all documents necessary to effect said contract.

13. CONTRACT 2024-064 INSTALLATION OF TRAFFIC SIGNAL AT FARMINGTON AVENUE AND SHEILA COURT

Communication received from Purchasing Agent Rousseau.

On motion of Council Member Olsen and seconded by Council Member Howe, it was unanimously voted: To approve Contract 2024-064 Installation of Traffic Signal at Sheila Court with Targeted Endurance Bristol LLC in the amount of \$500,000.00 and to authorize the Mayor or Acting Mayor to execute any and all documents necessary to effect said contract.

JANUARY 9, 2024

14. EXECUTIVE SESSION TO DISCUSS AND TAKE ANY ACTION AS NECESSARY ON MATTER OF ANN MARIE BARROS VS. CITY OF BRISTOL, WCC FILE #: 601089653

At 8:30 p.m., on motion of Council Member Rosengren and seconded by Council Member Panioto, it was unanimously voted: To convene into Executive Session to review Ann Marie Barros v. City of Bristol, WCC File #: 601089653.

Present to discuss the matter of Ann Marie Barros vs. City of Bristol: Mayor Caggiano; Council Members Howe, Olsen, Panioto, Rosengren, Thibeault, and Tyler; Corporation Counsel Krawiecki; Assistant Corporation Counsels Conlin and Steeg; and outside counsel Erik Bartlett of McGann, Bartlett, & Brown Law.

Discussion was held. No votes were taken.

At 8:46 p.m., on motion of Council Member Olsen and seconded by Council Member Panioto, it was unanimously voted: To reconvene into Public Session.

On motion of Council Member Olsen and seconded by Council Member Panioto, it was unanimously voted: To enter into a full and final settlement in the matter of Ann Marie Barros v. City of Bristol, WCC File #: 601095274 for any and all workers' compensation claims filed by Ann Marie Barros (f/k/a Ann Marie Mayer) for the total amount of Two Hundred & Eighty Eight Thousand (\$288,000) Dollars. The dates of these claims are listed below, but are not limited to the following:

September 22, 2009

November 20, 2013

February 8, 2019

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

15. OTHER BUSINESS – None.

16. ADJOURNMENT

At 8:48 p.m., on motion of Council Member Olsen and seconded by Council Member Panioto, it was unanimously voted: To adjourn.

ATTEST:_____

Erica Cabiya
Town & City Clerk