

MARCH 14, 2023

The regular meeting of the City Council was held on Tuesday, March 14, 2023 in Meeting Room 1, City Hall West, 131 North Main Street at 7:00 p.m. Present: Mayor Caggiano; Council Members Howe, Lusitani, Olsen, Panioto, Thibeault, and Tyler.

1. A moment of silence was observed for the passing of Antonina “Ann” Uccello, Connecticut’s first female mayor.
2. **APPROVAL OF MINUTES OF REGULAR CITY COUNCIL MEETING HELD ON FEBRUARY 14, 2023**

On motion of Council Member Olsen and seconded, it was unanimously voted: To approve the minutes of the regular City Council meeting held on February 14, 2023.

3. **PUBLIC PARTICIPATION** – None.
4. **ANNOUNCEMENTS**

Council members reported on committees, activities, and events.

5. **ADOPTION OF CONSENT CALENDAR**

On motion of Council Member Tyler and seconded, it was unanimously voted: To remove from the Consent Calendar the item to include the parcel known as Map 58 Lot 9 Hart Street, consisting of 32.5 acres, on the list of Open Space properties for future grant applications.

On motion of Council Member Howe and seconded, it was unanimously voted: To adopt thirteen matters as part of the Consent Calendar.

- a. **New Hire Report For February 2023**

Communication received from the Human Resources Department.

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

- b. **Motor Vehicle, Personal Property, and Real Estate Tax Refunds In Amount Of \$149,785.55**

Request presented from the Tax Collector.

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

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Motor Vehicle	\$ 4,077.49
Personal Property	200.96
Real Estate	<u>145,507.10</u>
Total	\$149,785.55

c. Grant application for \$7,578 to the Main Street Community Foundation for the Bristol Police Dept.

Communication received from Dr. Dawn Leger, Grants Administrator, regarding Main Street Community Foundation Grant for Bristol Police Department Emergency Preparedness Upgrades.

As part of the Consent Calendar adoption and on motion of Council Member Howe and seconded, it was unanimously voted: To approve the submission of a grant application for \$7,578 to the Main Street Community Foundation, to authorize the Mayor or Acting Mayor to execute any and all documents related to this grant, and to refer the matter to the Board of Finance for any necessary action.

d. Grant application for \$5,000 to the Main Street Community Foundation for members of the Bristol Senior Center

Communication received from Dr. Dawn Leger, Grants Administrator, regarding Main Street Community Foundation Grant for members of the Bristol Senior Center.

As part of the Consent Calendar adoption and on motion of Council Member Howe and seconded, it was unanimously voted: To approve submission of a grant application to the Main Street Community Foundation to establish an Emergency Assistance Fund and a SNAP Qualified Toiletry Program for members of the Bristol Senior Center, to authorize the Mayor or Acting Mayor to execute any and all documents associated with the grant application, and to refer the matter to the Board of Finance for any necessary action.

e. Grant application for \$7,500 to the Thomaston Savings Bank Foundation for members of the Bristol Senior Center

Communication received from Dr. Dawn Leger, Grants Administrator, regarding Thomaston Savings Bank Foundation Grant for members of the Bristol Senior Center.

As part of the Consent Calendar adoption and on motion of Council Member Howe and seconded, it was unanimously voted: To approve submission of a grant application to the Thomaston Savings Bank Foundation to establish an Eversource Utility Assistance Fund for members of the Bristol Senior Center, to authorize the Mayor or Acting Mayor to execute any and all documents associated with the grant application, and to refer the matter to the Board of Finance for any necessary action.

MARCH 14, 2023**f. Map 58 Lot 9 Hart Street consideration for Open Space designation**

Communication received from Real Estate Committee regarding Planning Commission's positive referral of Map 58 Lot 9 Hart Street to be designated as open space.

Mayor Caggiano stated that this did not pass through the Real Estate Committee unanimously. Council Member Thibeault voiced her concerns about the location, topography, and lack of potential use and accessibility of this site. Council Member Tyler spoke in favor of acquiring this portion of land based on the positive referral from the Planning Commission, to acquiring this amount of land at no cost, and its potential use.

On motion of Council Member Tyler and seconded, it was voted: To include the parcel known as Map 58 Lot 9 Hart Street, consisting of 32.5 acres, on the list of Open Space properties for future grant applications. 4 aye, 2 nay; Motion passed.

g. Contract 2023-055 Curbing and Sidewalk Repair Program

Communication received from Roger Rousseau, Purchasing Agent, regarding Contract 2023-055 Curbing and Sidewalk Repair Program.

As part of the Consent Calendar adoption and on motion of Council Member Howe and seconded, it was unanimously voted: To award Contract 2023-055 Curbing and Sidewalk Repair Program to Martin Laviero Contractor, Inc. in the amount of \$140,410.00 and to authorize the Mayor or Acting Mayor to execute any and all documents necessary to effect said contract.

h. School Readiness Continuation Grant Application from the CT Office of Early Childhood for July 1, 2023 – June 30, 2024

Communication received from Donna Osuch, School Readiness Liaison, regarding the School Readiness Continuation Grant Application for the period of July 1, 2023 – June 30, 2024.

As part of the Consent Calendar adoption and on motion of Council Member Howe and seconded, it was unanimously voted: To authorize the Mayor or Acting Mayor to execute any and all documents related to the application, funding, and grant for the School Readiness Continuation Grant Application from the CT Office of Early Childhood for the period of July 1, 2023 – June 30, 2024, and to refer the matter to the Board of Finance for any necessary action.

i. Agreement between the City of Bristol and the Bristol Rotary Club for the Bristol Farmers Market 2023 Season

Communication received from Dawn Nielsen, Marketing & Public Relations Specialist, regarding the agreement between the City of Bristol and Bristol Rotary Club.

As part of the Consent Calendar adoption and on motion of Council Member Howe and seconded, it was unanimously voted: To approve the Bristol Farmers Market agreement between

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the City of Bristol and the Bristol Rotary Club for the 2023 season and to authorize the Mayor or Acting Mayor to execute the necessary document(s).

j. Administrative Wetlands Permit for Pigeon Hill Preserve

Communication received from the Parks Department regarding removal of material, installation of concrete footing, installation of stone façade sign, and erosion control measures.

As part of the Consent Calendar adoption and on motion of Council Member Howe and seconded, it was unanimously voted: To authorize the Mayor or Acting Mayor to execute the Bristol Conservation Commission Inland Wetlands Agency Administrative Wetlands Permit.

k. Modification of Electric Distribution Easement

Communication received from Corporation Counsel regarding an easement modification for Hope Street, Parcel 9, Centre Square in favor of Eversource.

As part of the Consent Calendar adoption and on motion of Council Member Howe and seconded, it was unanimously voted: To authorize the Mayor or Acting Mayor to execute an Electric Distribution Easement Modification in favor of Eversource for Parcel 9 Centre Square.

l. Contract 2C23-058A Roadway Reconstruction / Drainage and Miscellaneous Work

Communication received from Roger Rousseau, Purchasing Agent, regarding Contract 2C23-058A Roadway Reconstruction/Drainage and Miscellaneous Work in the amount of \$1,077,068.00.

As part of the Consent Calendar adoption and on motion of Council Member Howe and seconded, it was unanimously voted: To award Contract 2C23-058A Roadway Reconstruction/Drainage and Miscellaneous Work to Tobacco & Son Builders, Inc. in the amount of \$1,077,068.00, contingent upon successful resolution of information relevant to filings for the Department of Administrative Services and the Commission on Human Resources and Opportunities, and to authorize the Mayor or Acting Mayor to execute any and all documents necessary to effectuate said contract.

m. Contract 2C23-058B Roadway Reconstruction / Drainage and Miscellaneous Work

Communication received from Roger Rousseau, Purchasing Agent, regarding Contract 2C23-058B Roadway Reconstruction/Drainage and Miscellaneous Work in the amount of \$414,388.00.

As part of the Consent Calendar adoption and on motion of Council Member Howe and seconded, it was unanimously voted: To award Contract 2C23-058B Roadway Reconstruction/Drainage and Miscellaneous Work to Martin Laviero Contractor, Inc. in the amount of \$414,388.00, contingent upon successful resolution of information relevant to filings for the Department of Administrative Services and the Commission on Human Resources and

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Opportunities, and to authorize the Mayor or Acting Mayor to execute any and all documents necessary to effectuate said contract.

n. Contract 2P23-037 Architectural/Engineering Services Relative to Construction of New Firehouse

Communication received from Roger Rousseau, Purchasing Agent, regarding Contract 2P23-037 Architectural/Engineering Services Relative to Construction of New Firehouse in an amount not exceeding \$306,800.00.

As part of the Consent Calendar adoption and on motion of Council Member Howe and seconded, it was unanimously voted: To award Contract 2P23-037 Architectural/Engineering Services Relative to Construction of New Firehouse to Silver, Petrucelli & Associates, Inc. in an amount not exceeding \$306,800.00, 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 effectuate said contract.

6. REPORTS AND COMMITTEE REPORTS

a. Ordinance Committee

Recommendation of Ordinance Committee to publish amendments and additions to Sec. 17-22 of the Bristol Code of Ordinances.

On motion of Council Member Tyler and seconded, it was unanimously voted: To waive the reading of the amended ordinance.

On motion of Council Member Tyler and seconded, it was unanimously voted: To adopt amendments to the Bristol Code of Ordinances Sec. 17-22, Registration for Exemption; exemption for certain sales at public farmers' market; exemption for veterans, that City Clerk publish said amendments and 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.

b. Ordinance Committee

Recommendation of Ordinance Committee to publish amendments and additions to Sec. 21-21.10 of the Bristol Code of Ordinances.

On motion of Council Member Tyler and seconded, it was unanimously voted: To waive the reading of the amended ordinance.

On motion of Council Member Tyler and seconded, it was unanimously voted: To adopt amendments to the Bristol Code of Ordinances Sec. 21-21.10, Shopping carts, that City Clerk publish said amendments and 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.

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c. Ordinance Committee

Recommendation of Ordinance Committee to hold a public hearing on Secs. 15-80 through 15-84 of the Bristol Code of Ordinances.

On motion of Council Member Tyler and seconded, it was unanimously voted: To waive the reading of the proposed amendments to this ordinance.

On motion of Council Member Tyler and seconded, it was unanimously voted: To introduce the proposed amendments and to set a public hearing thereon by the Ordinance Committee for Tuesday, April 4, 2023 at 4:45 p.m. in the Police Complex Center, 131 North Main Street, Second Floor, Bristol, Connecticut and that the City Clerk publish notice of said public hearing and the proposed amendments to the Bristol Code of Ordinances, Sec. 15-80 through Sec. 15-84, as required by City Charter.

d. Ordinance Committee

Recommendation of Ordinance Committee to hold a public hearing on Article XII Fair Rent Commission Secs. 12-180 through 12-189 of the Bristol Code of Ordinances.

On motion of Council Member Tyler and seconded, it was unanimously voted: To waive the reading of the proposed amendments to this ordinance.

On motion of Council Member Tyler and seconded, it was unanimously voted: To introduce the proposed amendments and to set a public hearing thereon by the Ordinance Committee for Tuesday, April 4, 2023 at 4:55 p.m. in Meeting Room 1, 131 North Main Street, Second Floor, Bristol, Connecticut and that the City Clerk publish notice of said public hearing and the proposed amendments to the Bristol Code of Ordinances, Article XII Fair Rent Commission Sec. 12-180 through 12-189, as required by City Charter.

7. OLD BUSINESS – None.

8. NEW BUSINESS – None.

9. RESIGNATIONS

The following resignations were presented:

Cynthia Bombard, ARPA Task Force

Jolene Lusitani, District 1 City Council Member

10. APPOINTMENTS

The following appointments were presented:

COMMISSION ON AGING

Ellen McCusker – Reappointment – term to 3/26

Confirming motion by Council Member Panioto.

Motion passed in voice vote.

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Hilary Zbikowski – Reappointment – term to 3/26
 Confirming motion by Council Member Panioto.
 Motion passed in voice vote.

Cathy Duck – Reappointment – term to 3/26
 Confirming motion by Council Member Panioto.
 Motion passed in voice vote.

CITY CEMETERY COMMITTEE

Linda Arbesman – Reappointment – term to 3/26
 Confirming motion by Council Member Panioto.
 Motion passed in voice vote.

Stanley Piotrowski – Reappointment – term to 3/26
 Confirming motion by Council Member Panioto.
 Motion passed in voice vote.

BOARD OF ETHICS

Bruce Barton – Reappointed – term to 3/2026
 Confirming motion by Council Member Olsen.
 Motion passed in voice vote.
 Reappointed by Council Member Olsen

John K. Bellemare – Reappointed – term to 3/2026
 Confirming motion by Council Member Olsen.
 Motion passed in voice vote.
 Reappointed by Council Member Lusitani

MEMORIAL BLVD. COMMITTEE

Eric Carlson was appointed.
 No term expiration.

STORM WATER TRUST COMMISSION

Derek Jones – Appointed – term to 7/23
 Replaced Sean Dunn.
 Confirming motion by Council Member Olsen.
 Motion passed in voice vote.

HUMAN RESOURCES DIRECTOR

Mark Penney– Reappointment – term to 3/27.
 Confirming motion by Council Member Thibeault.
 Motion passed in voice vote.

11. MEADOW ST. / KELLY ST. PARKING GARAGE UTILITY EASEMENT

Communication received from Public Works Director Rogozinski.

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On motion of Council Member Thibeault and seconded, it was unanimously voted: To authorize the Mayor or Acting Mayor to sign any and all documents required to execute an easement with Eversource on the City property identified as Lot 26-A-1 Kelly Street and an easement with Immanuel Evangelical Lutheran for the property identified as Lot 26-67 Kelly Street. Authorization shall include any and all documents associated with the purchase of said easement from Immanuel Evangelical Lutheran (Lot 26-67) in the amount of \$6,000 and the assignment of said easement to Eversource.

**12. MEADOW ST. / KELLY ST. PARKING GARAGE CONTRACT 2C23-025
AMENDMENT– D’AMATO CONSTRUCTION**

Communication received from Public Works Director Rogozinski.

On motion of Council Member Panioto and seconded, it was unanimously voted: To authorize the Mayor or Acting Mayor to execute a contract amendment to 2C23-025 Meadow St./Kelly St. Parking Garage in the amount of \$82,741.00 increasing the contract from \$5,854,706.00 to \$5,937,447.00.

**13. AMENDMENT TO CONTRACT 2P22-010 RENOVATIONS &
IMPROVEMENTS AT PAGE PARK**

Communication received from Dr. Medeiros, Superintendent of Parks, Recreation, Youth & Community Services.

On motion of Council Member Howe and seconded, it was unanimously voted: To Amend Contract 2P22-010 Page Park Renovations and Improvements with Weston & Sampson Engineers, Inc. for a revised amount of \$13.5 million and to authorize the Mayor or Acting Mayor to execute any and all necessary documents.

14. PREPARED LIVE – BRISTOL POLICE DEPARTMENT

Communication received from Lt. Lang Mussen, Bristol Police Department.

Council Member Thibeault requested a demonstration of the system when it is available.

On motion of Council Member Panioto and seconded, it was unanimously voted: To authorize the Mayor or Acting Mayor to execute the contract for Prepared Live.

**15. AMENDMENT TO CONTRACT 2P21-031B DPW CITY HALL RENOVATION /
ADDITION**

Communication received from Public Works Director Rogozinski.

This amendment will increase the contract value from \$28,629,132.70 to \$28,795,182.30.

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On motion of Council Member Tyler and seconded, it was unanimously voted: To amend contract 2P21-031B with D'Amato+Downes Joint Venture in the amount of \$166,049.58 and to authorize the Mayor to execute said amendment.

16. OTHER BUSINESS – None.

17. ADJOURNMENT

At 7:48 p.m., on motion of Council Member Olsen and seconded, it was unanimously voted: To adjourn.

ATTEST: _____

Erica Cabiya
Town & City Clerk