

FEBRUARY 11, 2020

The regular meeting of the City Council was held on February 11, 2020 in the City Hall Council Chambers, 111 North Main Street at 7:03 p.m. Present: Mayor Zoppo-Sassu; Council Members Barney, Fortier, Hahn, Kelley, and Preleski. Absent: Council Member Rosado.

1. MOMENT OF REFLECTION FOR TROOPS SERVING AT HOME AND ABROAD.

Mayor Zoppo-Sassu requested a Moment of Reflection for troops serving at home and abroad.

2. APPROVAL OF MINUTES OF REGULAR CITY COUNCIL MEETING ON JANUARY 14, 2020.

On motion of Council Member Hahn and seconded, it was voted: To approve the minutes of the regular City Council meeting on January 14, 2020.

(Council Member Preleski "Abstained" from voting on this matter.)

3. PUBLIC PARTICIPATION.

Orlando Calfe, 64 Leslie Court questioned whether there was a benefit in hiring consultants to review the entire City Charter.

4. ADOPTION OF CONSENT CALENDAR.

On motion of Council Member Fortier and seconded, it was unanimously voted: To remove the item regarding a Historic Restoration Fund Grant from the Consent Calendar.

On motion of Council Member Barney and seconded, it was unanimously voted: To remove the item regarding the award of Contract 2C20-049 to CONN ACOUSTICS, INC. from the Consent Calendar.

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

5. APPROVAL TO SUBMIT GRANT APPLICATION TO CONNECTICUT STATE HISTORIC PRESERVATION OFFICE FOR HISTORIC RESTORATION FUND GRANT FOR BRISTOL PUBLIC LIBRARY.

Communication presented from the Grants Administrator regarding a Historic Restoration Fund Grant to repair and paint walls at the Bristol Public Library.

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Mayor Zoppo-Sassu stated this Consent Calendar item was removed to correct correspondence from the Grants Administrator which referenced painting the ceilings instead of walls.

On motion of Council Member Barney and seconded, it was unanimously voted: To approve the submission of an application to the Connecticut State Historic Preservation Office for a Historic Restoration Fund Grant of \$17,500, to authorize the Mayor or Acting Mayor to execute any and all documents associated with the application, contract, and closeout documents, and to refer the matter to the Board of Finance for any necessary action.

6. CONTRACT 2C20-049 REPLACEMENT OF CEILING TILE GRID AT NORTHEAST MIDDLE SCHOOL TO CONN ACOUSTICS, INC. FOR \$477,325, APPROVED.

Communication from the Purchasing Agent regarding the replacement of ceiling tiles at Northeast Middle School.

For the benefit of the boy scout troop in the audience, this item was removed from the Consent Calendar so the troop could witness an example of conflict on a City Council matter.

On motion of Council Member Barney and seconded, it was unanimously voted: To award Contract 2C20-049 Replacement of Ceiling Tile Grid at Northeast Middle School to CONN ACOUSTICS, INC. in the amount of \$477,325 and to authorize the Mayor or Acting Mayor to execute any and all documents necessary to effect said Contract.

7. NEW HIRE REPORT FOR JANUARY, PLACED ON FILE.

Communication presented from the Human Resources Department.

As part of the Consent Calendar adoption and on motion of Council Member Fortier and seconded, it was unanimously voted: To place on file the New Hire Report for the month of January, 2020.

8. MOTOR VEHICLE, PERSONAL PROPERTY AND REAL ESTATE TAX REFUNDS IN AMOUNT OF \$24,087.77, APPROVED.

Request presented from the Tax Collector.

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

Motor Vehicle	\$ 15,883.20
Personal Property	1,038.52
Real Estate	<u>7,166.05</u>
Total	\$ 24,087.77

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9. MAYOR AUTHORIZED TO EXECUTE RELEASE OF MORTGAGE TO 38 PROSPECT, INC. REGARDING MORTGAGE IN BRISTOL LAND RECORDS VOLUME 912 PAGE 400.

Communication presented from the Asst. Corporation Counsel Conlin regarding an unreleased mortgage dated March 31, 1988 which was extinguished by virtue of time in 1997.

As part of the Consent Calendar adoption and on motion of Council Member Fortier and seconded, it was unanimously voted: To authorize the Mayor or Acting Mayor to execute a Release of Mortgage from the City of Bristol to 38 Prospect, Inc. dated March 31, 1988 and recorded in the Bristol Land Records in Volume 912 at Page 400.

10. CONTRACT 2P19-062B BRIDGE REPLACEMENT DESIGN SERVICES-CULVERT REPLACEMENT AT LAKE AVENUE OVER CUSSGUTTER BROOK TO WSP USA INC. FOR \$78,400, APPROVED.

Communication from the Purchasing Agent regarding the culvert replacement over Cussgutter Brook.

As part of the Consent Calendar adoption and on motion of Council Member Fortier and seconded, it was unanimously voted: To award Contract 2P19-062B Bridge Replacement Design Services-Culvert Replacement at Lake Avenue over Cussgutter Brook to WSP USA Inc. in the amount of \$78,400, 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.

11. AUTHORIZATION FOR MAYOR OR ACTING MAYOR TO SIGN FIRST SUPPLEMENTAL AGREEMENT WITH BL COMPANIES CONNECTICUT, INC. FOR ENGINEERING SERVICES FOR REPLACEMENT OF LOUISIANA AVENUE BRIDGE OVER COPPERMINE BROOK, APPROVED.

Communication from the Director of Public Works regarding a supplemental agreement with BL Companies Connecticut.

As part of the Consent Calendar adoption and on motion of Council Member Fortier and seconded, it was unanimously voted: To to authorize the Mayor or Acting Mayor to sign the First Supplemental Agreement between the City of Bristol and BL Companies Connecticut, Inc. for Engineering Services required in conjunction with the replacement of the Louisiana Avenue Bridge over Coppermine Brook.

12. RECOMMENDATION FROM PLANNING COMMISSION REGARDING STREET ACCEPTANCE OF GRAHAM STREET BETWEEN WEST STREET (RT. 69) AND SUMMIT STREET, PLACED ON FILE.

Recommendation presented from the Planning Commission regarding the approval of Graham Street.

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As part of the Consent Calendar adoption and on motion of Council Member Fortier and seconded, it was unanimously voted: To approve the street acceptance of Graham Street, described as, 15 feet in width and connecting West Street (Route 69) from the western side of West Street (CT Route 69) in an westerly direction approximately 330 feet to Summit Street, intersecting with Summit Street (eastern side) as a public highway.

13. APPROVAL TO SUBMIT GRANT APPLICATION NOT TO EXCEED \$102,005 TO FEDERAL EMERGENCY MANAGEMENT AGENCY FOR ASSISTANCE TO FIREFIGHTERS GRANT PROGRAM.

Communication presented from the Grants Administrator regarding the application to the Federal Emergency Management Agency for an Assistance to Firefighters Grant to cover the cost of training classes, textbooks and overtime for firefighters to attend the CT Fire Academy.

As part of the Consent Calendar and on motion of Council Member Fortier and seconded, it was unanimously voted: To approve the submission of an application not to exceed \$102,005 in funds to the Federal Emergency Management Agency, the Assistance to Firefighters Grant Program, and to authorize the Mayor to execute any and all documents associated with the application and contract. It was also voted to refer the matter to the Board of Finance for any necessary action.

14. APPROVAL OF CONNECTICUT STATE OPIOID RESPONSE INITIATIVE – COMMUNITY MINI GRANT FROM CONNECTICUT DEPARTMENT OF MENTAL HEALTH AND ADDICTION SERVICES AND FEDERAL SUBSTANCE ABUSE AND MENTAL HEALTH SERVICES ADMINISTRATION.

Communication presented from the Deputy Superintendent of Parks, Recreation, Youth and Community Services regarding the Connecticut State Opioid Response Initiative – Community Mini Grant.

As part of the Consent Calendar and on motion of Council Member Fortier and seconded, it was unanimously voted: To approve the Connecticut State Opioid Response Initiative – Community Mini Grant from the Connecticut Department of Mental Health and Addiction Services and Federal Substance Abuse and Mental Health Services Administration and authorization for the Mayor or Acting Mayor to execute said Grant.

15. AMENDMENT TO BRISTOL CODE OF ORDINANCES SECS. 18-180 THROUGH 18-204, BRISTOL DEVELOPMENT AUTHORITY, ADOPTED.

As recommended by the Ordinance Committee and on motion of Council Member Preleski, Chrm., and seconded, it was unanimously voted: To amend and adopt the Bristol Code of Ordinances Secs. 18-180 through 18-204, pertaining to the Bristol Development Authority. It will be effective upon the expiration of fourteen days of its newspaper publication, and reads as follows –

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

ARTICLE XIII. – [BRISTOL DEVELOPMENT AUTHORITY AND BRISTOL DOWNTOWN DEVELOPMENT CORPORATION] ECONOMIC AND COMMUNITY DEVELOPMENT DEPARTMENT

Sec. 18-180. - Repeal of prior agency.

[[Former Article XIII, Bristol Redevelopment Agency,]] [s]Sections 18-180 through 18-186, inclusive, of the Code of Ordinances of the City of Bristol in effect up to the adoption of this article, are repealed and the Bristol Redevelopment Agency therein established and the appointment of members thereto are terminated.

Sec. 18-181. - Establishment.

In accordance with the Connecticut General Statutes, Section 8-126, Section 8-188, Section 7-136, and Section 7-137, there is hereby established the [Bristol Development Authority] Economic and Community Development Department to perform all duties, functions and responsibilities and exercise the power under Connecticut General Statutes, Chapter 130 and 132 as amended or as the same may be amended in the future, [except for those duties, functions, responsibilities and powers assigned to the Bristol Downtown Development Corporation hereunder,] and exercise the powers under Connecticut General Statutes, Sections 7-136 and 7-137 as amended or as the same may be amended in the future. Said [Bristol Development Authority] Economic and Community Development Department shall perform all duties, functions and responsibilities previously performed by or delegated to the Bristol Economic Development Commission, the Bristol Redevelopment Agency, the office of community development, and the former Bristol Development Authority.

Sec. 18-182. - Powers and duties.

The purposes and powers of the [Bristol Development Authority] Economic and Community Development Department shall be:

- (a) To have the duties and exercise the powers granted pursuant to Chapters 130 and 132 of the Connecticut General Statutes as amended or as the same may be amended in the future[, except for those duties, functions, responsibilities and powers assigned to the Bristol Downtown Development Corporation hereunder];
- (b) To have the duties and exercise the powers granted pursuant to Sections 7-136 and 7-137 of the Connecticut General Statutes as amended or as the same may be amended in the future;
- (c) To perform all duties and responsibilities concerned with the supervision and disposition of Redevelopment Projects, Conn. R-38, Conn. R-63, Conn. R-73 and 229 Technology Park (Middle Street Extension Project), and any other project assigned to it by the city council;
- (d) To function as the successor agency to the Bristol Redevelopment Agency and the former Bristol Development Authority in all dealings with the United States Department of Housing and Urban Development and the State Department of Economic and Community Development in connection with any urban renewal project in the City of Bristol;
- (e) To function as the successor agency to the former office of community development and the former Bristol Development Authority in the implementation and

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- administration of the Community Development Block Grant Program after annual approval by the city council, and with the State Department of Economic and Community Development in the City of Bristol, and in all dealings with the U.S. Department of Interior and the Connecticut Department of Environmental Protection in connection with any open space and land acquisition project;
- (f) To function as the successor agency to the former Bristol Economic Development Commission, the former office of community development, and the former Bristol Development Authority in all dealings with the Connecticut Department of Economic and Community Development in connection with any industrial and business development project;
- (g) To manage, plan and supervise the planned Northwest Industrial Park and to dispose of property therein;
- (h) To have general supervisory powers, management and control over any project previously undertaken or supervised by the former economic development commission, the former Bristol Redevelopment Agency, the former office of community development, and the former Bristol Development Authority;
- (i) To coordinate, plan, supervise and manage all future city industrial/commercial development projects[, except for those duties, functions, responsibilities and powers assigned to the Bristol Downtown Development Corporation hereunder]. A development project means any project conducted by a municipality for the assembly, improvement and disposition of land or buildings or both to be used principally for industrial or business purposes and includes vacated commercial plants which are buildings formerly used principally for business or industrial purposes of which more than fifty (50) percent of the usable floor space is, or which is anticipated, within eighteen (18) months, shall be, unused or substantially underutilized;
- (j) To seek appropriation for its necessary expenses, appoint, hire and employ employees necessary for the discharge of its duties, in accordance with the usual personnel and financial practices of the City of Bristol[. Current personnel of the abolished and consolidated agency shall remain as employees under the direction of the Bristol Development Authority until said authority establishes a permanent organizational structure];
- (k) To dispose of any real property transferred to it or acquired by it. It shall be exempt from competitive bidding purchasing procedures of the city as said procedures relate to the sale of real property by the city;
 The [Bristol Development Authority] Economic and Community Development Department shall solicit proposals for the sale, lease or transfer of any building and/or real property, and shall advertise the availability of any parcel in a newspaper of general circulation in the City of Bristol and a newspaper of general circulation in the State of Connecticut. The [authority] Economic and Community Development Department shall be required to inquire into the financial status of any firm or individual selected to purchase land, and shall transmit the financial data to the city council.
- (l) To acquire real property by purchase, lease, exchange or gift or by eminent domain with the approval of the City Council pursuant to the provisions of Sections 8-128 and 8-193 of the Connecticut General Statutes[, except for those acquisitions by the Bristol Downtown Development Corporation hereunder];

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- (m) To function as a housing site development agency in dealings with the State Department of Economic and Community Development;
- (n) To function as the successor agency to the Bristol Redevelopment Agency and the former Bristol Development Authority.

Sec. 18-183. - Appointment.

The [Bristol Development Authority] Economic and Community Development Department shall be composed of nine (9) resident electors of the city, to be appointed by the mayor with approval of the city council. The mayor and one (1) member of the city council shall be members, whose term of appointment to the [Bristol Development Authority] Economic and Community Development Department shall coincide with the member's council term. Two (2) of the remaining members shall be initially appointed to serve a one-year term, two (2) shall be initially appointed to serve a three-year term, two (2) shall be initially appointed to serve a four-year term and one (1) shall be initially appointed to serve a five-year term. After initial appointment, all appointments of noncouncil members shall be for five (5) years. Any vacancy shall be filled for the unexpired term by the appointment of the mayor with the approval of the city council.

Sec. 18-184. - Director.

There shall be an executive director of the [Bristol Development Authority] Economic and Community Development Department, who shall be nominated by the mayor and appointed by the city council. The director shall serve for a four-year term. During the course of any term, the director may only be removed for cause by majority vote of the city council and by the affirmative vote of the [Bristol Development Authority] Economic and Community Development Department in accordance with section 18-185.

Sec. 18-185. - Voting.

Action by the [Bristol Development Authority] Economic and Community Development Department shall be taken only on a majority vote of all members of the authority. Five (5) members shall constitute a quorum of the board.

Sec. 18-186. - Compensation.

Members of the [Bristol Development Authority] Economic and Community Development Department shall serve without compensation, but may be reimbursed for necessary expenses in accordance with city ordinances and regulations.

Sec. 18-187. - Officers.

A chairperson, vice-chairperson and a secretary shall be elected by the members of the [Bristol Development Authority] Economic and Community Development Department from among their members.

Sec. 18-188. - Meetings.

The [Bristol Development Authority] Economic and Community Development Department is empowered to determine the time and place of its meetings and agenda.

Sec. 18-189. - Partisan representation.

No more than six (6) members of the [Bristol Development Authority] Economic and

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Community Development Department shall be members of the same political party. The mayor and city council person who are members of the [Bristol Development Authority] Economic and Community Development Department shall not be from the same political party unless the mayor and all council persons are members of the same political party.

Sec. 18-190. - Removal of member for absenteeism.

Absence of members from regularly scheduled meetings of the [Bristol Development Authority] Economic and Community Development Department shall be cause for removal in accordance with section 2-9 of the Code of Ordinances of the City of Bristol, or as the same may be amended in the future. The resulting vacant position shall be filled by appointment of the mayor with approval of the city council, in accordance with the provisions of section 18-183, within forty-five (45) days of removal.

Sec. 18-191. - Financial reports.

The [Bristol Development Authority] Economic and Community Development Department shall submit quarterly financial reports to the city council, detailing the status of each development project.

Sec. 18-192. - Downtown Bristol Tax Increment Financing District.

- (a) *Purpose.* The Connecticut General Statutes Chapter 105b (the "Act") authorizes municipalities in Connecticut to create tax increment financing ("TIF") districts for the purpose of incentivizing economic development and infrastructure, and supporting employment, housing, economic growth and other projects.
- (b) *Findings and determinations.* The city council hereby finds and determines that:
- (1) The establishment of the Downtown Bristol Tax Increment Financing District (the "district"), the boundaries of which are included in the Downtown Bristol Tax Increment District Master Plan ("district master plan") in the form submitted to the city council, and as on file with the [Bristol Development Authority] Economic and Community Development Department, will not be in conflict with the provisions of the City Charter;
 - (2) The creation of the district and the district master plan will contribute to the economic growth and well-being of the city;
 - (3) The real property within the district is suitable for commercial, residential, mixed use, retail and downtown development; and
 - (4) As shown in the district master plan, the original assessed value of the taxable real property within the district does not exceed ten (10) percent of the total value of taxable real property within the city as of October 1, 2017.
- (c) The city council hereby authorizes creation of the Downtown Bristol Tax Increment Financing District, the boundaries of which are included in the Downtown Bristol Tax Increment District Master Plan ("District Master Plan"), and adopts the district master plan in the form submitted to the city council, and as on file with the [Bristol Development Authority] Economic and Community Development Department.
- (d) The city council hereby authorizes that seventy-five (75) percent of the future increased assessed property values within the district shall be retained as captured assessed value in accordance with the district master plan and up to one hundred (100) percent of the real property tax revenues generated from such captured assessed value may be used to fund the various costs and improvements set forth in the district master plan.

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- (e) The mayor of the City of Bristol is hereby authorized and may enter into, in the name and on behalf of the city, such credit enhancement agreements as may be contemplated by the district master plan with such property owners and applicants as may fall within the scope and policies outlined in the district master plan, such agreements to be in such form and to contain such terms and provisions, not inconsistent with the district master plan, as the city council may approve.
- (f) The district master plan may be amended from time to time by the city council as the legislative body of the city.

Secs. 18-193—18-199. - Reserved.

ARTICLE XIV. - ENTERPRISE ZONE ASSESSMENTS

Sec. 18-200. - Fixing of residential assessments in enterprise zones.

- (a) Assessments on all residential real property which is improved and which is located in an enterprise zone as designated by the city and approved by the commissioner of economic development, shall be fixed during the period when such area is designated as an enterprise zone. Such fixed assessment shall be for a period of seven (7) years from the time of such improvement and shall defer any increase in assessment attributable to such improvements according to the following schedule:

Percentage of Year increase deferred

First	100
Second	100
Third	50
Fourth	40
Fifth	30
Sixth	20
Seventh	10

- (b) There shall be a benefit floor. Only projects meeting minimum expenditures or scope of work for that zoning or use designation shall receive the assessment benefit herein.

Single-family residential. Thirty-five thousand dollars (\$35,000.00) spent or the complete retrofitting of the home and bringing all aspects up to code, whichever is less. Retrofitting and code improvements are defined in section 18-202(c).

Multifamily residential. Twenty thousand dollars (\$20,000.00) per unit with all units being upgraded or the complete retrofitting of the apartments, improved or retrofitted, whichever is less.

Sec. 18-201. - Fixing and deferral of commercial assessments on real property within the enterprise zone and the rehabilitation areas.

- (a) In accordance with provisions of Connecticut General Statutes [[Section]] 32-71, the assessments on all commercial real property in the said enterprise zone which is improved during the period when such area is designated as an enterprise zone, shall be fixed each year in accordance with a seven-year assessment deferral schedule dating from the time of such improvements with increases in assessments attributable to such improvements deferred as per the following schedule:

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Percentage of Year increase deferred

First	100
Second	100
Third	50
Fourth	40
Fifth	30
Sixth	20
Seventh	10

- (b) There shall be a benefit floor. Only projects meeting minimum expenditures or scope of work for that zoning or use designation shall receive the assessment benefit herein.

Commercial. The cost of complete renovation of a facade to [BDA] Economic and Community Development Department standards including siding and roofing (to be approved in advance by the [BDA] Economic and Community Development Department staff), or one hundred seventy-five thousand dollars (\$175,000.00) spent. Eligible improvements are defined in section 18-202(c).

Sec. 18-202. - Fixing and deferral of industrial assessments on real property within the enterprise zone and the rehabilitation areas.

- (a) Improvements of any real property which qualifies as a manufacturing facility under Section 32-9p(d) of the General Statutes shall be eligible for any fixed assessment pursuant to Section 32-9p-5.

- (b) There shall be a benefit floor. Only projects meeting minimum expenditures or scope of work for that zoning or use designation shall receive the assessment benefits herein.

Industrial. The cost of renovation necessary to bring manufacturing buildings to code and ready for substantial use, or one hundred thousand dollars (\$100,000.00) spent, or two hundred fifty thousand dollars (\$250,000.00), spent in demolition and/or environmental review and remediation by the owner.

- (c) Eligible improvements include repair, upgrade, or replacement of:

- (1) Roofing; siding (except external insulation systems at grade level such as Drivet or other brand names, or that which obscures the architectural detail of a building); windows; flooring; painting; porches; decks; kitchen replacement; wiring; heating, ventilation and cooling; insulation; paving (except sidewalks); lead paint or asbestos abatement or removal; masonry and foundations; plumbing; and bathrooms.
- (2) The [Bristol Development Authority] Economic and Community Development Department or its designee shall be the final arbiter of qualifications of work to be performed.
- (3) Individuals and companies seeking abatements shall submit plans with their enterprise zone application to the [BDA] Economic and Community Development Department within thirty (30) days of submitting their building permit application. Along with a site plan, there should be drawings of elevations or improvements. A narrative of work to be performed should include a description of current conditions and all work to be performed including materials to be used. The need for professional drawings may be waived if a written description and photographs can clearly illustrate work to be performed. Any project issued a building permit on or after November 1, 1994 and before final state designation shall have until September 30, 1995 to apply.

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- (4) Revisions to the dollar value of the benefit floors contained herein should be reviewed periodically and may be changed by a majority resolution of the city council.

Sec. 18-203. - Termination of said fixed residential and commercial assessments or adjustments thereto.

- (a) Any such fixed assessment shall cease as to:
 - (1) Any residential rental property, in any dwelling unit if such property is rented to any person whose income exceeds two hundred (200) percent of the median family income of the city; or
 - (2) Any conversion condominium declared after the designation of the enterprise zone if any unit is sold to any person whose income exceeds two hundred (200) percent of the median family income of the city.
- (b) In the event of a general revaluation by the city in the year in which such improvement is completed, resulting in any increase in the assessment on such property, only that portion of the increase resulting from such improvement shall be deferred. In the event of a general revaluation in any year after the year in which such improvement is completed, such deferred assessment shall be increased or decreased in proportion to the increase or decrease in the total assessment on such property as a result of such revaluation.
- (c) No improvements of any real property which qualifies as a manufacturing facility under Section 32-9p(d) of the General Statutes shall be eligible for any fixed assessment pursuant to sections 18-200 and 18-201 of this article.
- (d) If the taxes on the property are not paid within sixty (60) days of payment due date, any remaining exemption granted under this article shall cease.
- (e) Assessment deferral shall only be granted after confirmation of expenditures and/or completion of work by the [BDA] Economic and Community Development Department and other applicable entities.
- (f) Failure of residential property owner to maintain the property in accordance with the standards of the housing code in the city shall constitute reason to cease deferral under this section. Owners of residential rental property or condominium conversions must submit to the city, an affidavit for each rental or condominium unit the occupants (rental property) or owner's (condominium) full name and gross income in the previous tax year. In order to maintain eligibility rental property owners must submit income affidavits annually before September 1.
- (g) Any owner of real property who agrees to rehabilitate such property or construct new multi-family rented housing or cooperative housing on such property located in the rehabilitation area herein designated may, in accordance with provisions of Section 12-65e of General Statutes, make application to the city for an agreement to fix the assessment on the property, during the period not to exceed three (3) years of rehabilitation or construction and for a deferral of any increase in assessment attributable to such rehabilitation or construction for a period not to exceed ten (10) years, after completion of such rehabilitation and/or construction. Such agreements shall be subject to all conditions and constraints contained in Sections 12-65d, 12-65e, and 12-65f of the Connecticut General Statutes.
- (h) The municipality may provide any additional tax abatements or deferrals as it deems necessary for any property located in such an enterprise zone.

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- (i) Benefits available under other abatement programs under the City-Town Development Act shall not be combined with this program.
- (j) When a property is transferred, any remaining abatement made under provisions of this article shall remain with the property.

Sec. 18-204. - Administration of the enterprise zone and rehabilitation area attendant thereto.

- (a) The mayor is hereby authorized and empowered to:
 - (1) Designate the appropriate city officers, appointees, agencies and departments to administer the provision of the article and applicable state law and regulations.
 - (2) To enter into contracts, in accordance with Section 12-65e of the Connecticut General Statutes with appropriate parties for the fixing of tax assessments on the improvements to qualifying properties in keeping with the intent of the state statutes.
 - (3) To request, petition and appeal to local governing bodies, to the State of Connecticut and the U.S. Government for the suspension or waiver of local, state or federal regulations or rules affecting residents or enterprises located within the enterprise zones when he determines that such suspension or waiver is consistent with intent of state law and this article and the suspension or waiver does not contravene the statutory authority of that body.
 - (4) To enter into contracts subject to the approval of the city council with appropriate third party agencies, non-profit developers, and consultants and to engage employees and agents to enter into inter-agency agreements in accordance with the charter, ordinances, rules and regulations of the city for the efficient and timely prosecution of the intent of this enactment.
 - (5) Recommend that the [Bristol Development Authority] Economic and Community Development Department, zoning, inland wetlands and the planning commissions, develop and adopt design standards appropriate to downtown/residential development and to designate types of qualifying improvements to better effect the goals of the enterprise zone.
 - (6) The provisions of this article as it deals with the enterprise zone in Bristol as designated shall be deemed effective as of November 1, 1994.

16. AMENDMENT TO BRISTOL CODE OF ORDINANCES SECS. 16-3 THROUGH 16-15, TOBACCO PRODUCTS PROHIBITED IN CITY PARKS AND RECREATIONAL PROPERTIES, ADOPTED.

Dr. Medeiros, Director of Parks, Recreation, Youth and Community Services, stated the purpose was to reduce smoking in the parks, including vaping. He noted the Parks Department was working toward accreditation with the National Recreation and Park Association and an ordinance prohibiting smoking in the parks was one of the standards.

As recommended by the Ordinance Committee and on motion of Council Member Preleski, Chrm., and seconded, it was unanimously voted: To amend and adopt the Bristol Code of Ordinances Secs. 16-3 through 16-15, Tobacco products prohibited in city parks and recreational properties. It will be effective upon the expiration of fourteen days of its newspaper publication, and reads as follows –

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

[Sec. 16-3. - Penalties.

Any person violating any provision of this article shall be guilty of an infraction and be penalized ninety dollars (\$90.00) as provided for in section 1-11 of this Code.]

Sec. 16-3. Tobacco Products Prohibited in City Parks and Recreational Properties

It shall be prohibited, at all times, for an individual to smoke and/or use any tobacco product in any form while at a city park or recreational property.

Sec. 16-4. Signage.

City parks or recreational properties, where smoking and/or tobacco use has been banned pursuant to this chapter shall be so designated by posted signs.

Sec. 16-5. Enforcement.

Members of the City of Bristol's Police Department shall be charged with the enforcement of this chapter. Such officer of the department shall inform the violator of this chapter and take enforcement action when a violation has occurred.

Sec. 16-6. [Penalty] Citations.

Law enforcement officers may issue a citation for violation of this chapter pursuant to Section 1-11 of the City of Bristol Code of Ordinances.

Sec. 16-7. Definitions.

As used in this chapter, the following terms shall have the meaning indicated:

"ENFORCEMENT." All law enforcement officers of the City of Bristol.

"PARK OR RECREATIONAL PROPERTY." Property owned or operated by the City of Bristol and used in connection with recreational programs or purposes, including, but not limited to, sports or athletic fields and facilities, parks, pocket parks, parking lots, pools, playgrounds, bike or walking paths, dog parks, bleachers, gardens, passive recreation areas, tennis courts, trails and other areas where people may assemble for recreational purposes, and any community, recreation or building located on park or recreation property.

"TOBACCO PRODUCT." The use of any substance containing tobacco or any tobacco product in all of its forms, including, but not limited to a lighted cigarette, cigar, pipe, or similar device, such as all electronic cigarettes (e-cig, e-hookah, vape pen, electronic nicotine delivery system), as well as chew tobacco, snus and snuff, as well as any product of formulation of matter containing biologically active amounts of nicotine that is manufactured, sold or offered for sale or otherwise distributed with the expectation that the

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product or matter will be introduced into the human body but does not include any product specifically approved by the United States Food and Drug Administration for use in treating nicotine or tobacco dependence.

Sec. 16-8. - Penalty.

Any person violating any provision of this article shall be guilty of an infraction and be penalized ninety dollars (\$90.00) as provided for in section 1-11 of this Code.

Secs. 16-[4] 9—16-15. - Reserved.

17. PUBLIC HEARING SCHEDULED FOR MARCH 3, 2020 REGARDING PROPOSED AMENDMENTS TO BRISTOL CODE OF ORDINANCES SEC. 15-25, REGARDING PENALTIES AND ENFORCEMENT FOR NOISE.

Council Member Barney questioned whether the proposed ordinance applies to both individuals and businesses. She also asked how the noise levels were measured.

Council Member Preleski clarified that the ordinance would pertain to both individuals and businesses.

Mayor Zoppo-Sassu responded that the Police Department had decibel readers to measure the noise.

As recommended by the Ordinance Committee and on motion of Council Member Preleski, Chrm., and seconded, it was unanimously voted: To authorize a Public Hearing on Tuesday, March 3, 2020 at 4:50 p.m. in the First Floor Meeting Room, City Hall, 111 North Main Street, Bristol, CT on proposed amendments to the Bristol Code of Ordinances Sec. 15-25 regarding penalties and enforcement for noise and to waive the reading of the proposed amendments, but to include them as part of the minutes. The ordinance reads as follows:

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

Sec. 15-25. Penalties; enforcement.

- (a) Any person responsible for any noise source that fails to meet the requirements set forth in this article or who violates any other provision of this article [commits a misdemeanor and upon conviction] shall be fined ninety dollars (\$90.00).

[(b) Whenever a Bristol police officer determinates that any noise fails to meet the requirements set forth in this article, said police officer, in accordance with existing police department procedure, may arrest the person responsible. In lieu of arrest and issuance of a summons said police officer may issue and serve upon the violator an infraction that is designated a “noise ticket.” Payment of the fine prescribed by said noise ticket within fifteen (15) days of its issuance shall constitute a plea of nolo contendere (no contest) and shall save the violator harmless from prosecution for the offense cited.]

(b) [(c)] Each day a violation continues after [arrest or] issuance of a noise ticket shall constitute a continuing violation, and the amount of the fine for the second day shall be

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two hundred dollars (\$200.00), increasing to four hundred dollars (\$400.00) for each and every day said violation continues thereafter.

(c)[(d)] The provisions and remedies under this section are not exclusive and shall be in addition to any other provisions and remedies provided for in any section of the Connecticut General Statutes or common law.

18. APPROVAL OF LEASE AGREEMENT BETWEEN CITY OF BRISTOL AND BRISTOL-BURLINGTON HEALTH DISTRICT FOR PORTION OF DOUGLAS A. BEALS SENIOR COMMUNITY CENTER.

As recommended by the Real Estate Committee and on motion of Council Member Hahn, Chrm., and seconded, it was unanimously voted: To approve the Lease Agreement by and between the City of Bristol (“Landlord”) and the Bristol-Burlington Health District (“Tenant”) for a portion of the property located at Douglas A. Beals Senior Community Center, Bristol, Connecticut for a three year term commencing January 1, 2020 through December 31, 2022. This represents an increase of 1% per year. The total rent paid by the Tenant shall be \$52,459.61 per year or \$4,371.63 per month for each month beginning January 1, 2020 through December 31, 2020 which is based on the rental of 3,136 square feet at \$16.7281 per square foot. The total rent paid by the Tenant shall be \$52,984.20 per year of \$4,415.35 per month for each month beginning January 1, 2021 through December 31, 2021 which is based on the rental of 3,136 square feet at \$16.8954 per square feet. The total rent paid by the Tenant shall be \$53,514.04 per year of \$4,459.50 per month for each month beginning January 1, 2022 through December 31, 2022 which is based on the rental of 3,136 square feet at \$17.0644 per square feet. It was also voted to refer this matter to the Corporation Counsel to prepare and/or review any necessary documents and to authorize the Mayor or Acting Mayor to execute any necessary documents to effectuate the same.

19. APPROVAL OF LEASE AGREEMENT BETWEEN CITY OF BRISTOL AND POLICE MUTUAL AID OF BRISTOL, INCORPORATED FOR PROPERTY LOCATED ON BASEMENT FLOOR OF 131 NORTH MAIN STREET.

As recommended by the Real Estate Committee and on motion of Council Member Hahn, Chrm., and seconded, it was unanimously voted: To approve the Lease Agreement by and between the City of Bristol (“Landlord”) and The Police Mutual Aid of Bristol, Incorporated (“Tenant”) for a portion of the property located at 131 North Main Street, Basement Floor, Bristol, Connecticut to be used for the purposes of an exercise, fitness and shower room facility, for the term of two years commencing January 1, 2021 through December 31, 2022 for the annual rent of One (\$1.00) Dollar per year. It was also voted to refer this matter to the Corporation Counsel to prepare and/or review any necessary documents and to authorize the Mayor or Acting Mayor to execute any necessary documents to effectuate the same.

FEBRUARY 11, 2020**20. PUBLIC HEARING SCHEDULED FOR MARCH 17, 2020 REGARDING LEASE AGREEMENT WITH BRISTOL HOSPITAL, INC. AND/OR ITS ASSIGNS FOR CITY OWNED PROPERTY AT 51 HIGH STREET.**

As recommended by the Real Estate Committee and on motion of Council Member Hahn, Chrm., and seconded, it was unanimously voted: That pursuant to Connecticut General Statutes Sec. 7-163e a public hearing date was set for March 17, 2020 at 4:45 p.m. in the City Council Chambers, City Hall, 111 North Main Street, Bristol to authorize the Mayor or Acting Mayor to enter into a lease agreement with Bristol Hospital, Inc. and/or its assigns for City owned property located at 51 High Street, Bristol, Connecticut and for the City Clerk to publish said notice in accordance with the statute. It was also voted to refer this matter to the Planning Commission pursuant to the requirements of Connecticut General Statutes Sec. 8-24.

21. APPROVAL FOR TEMPORARY, PARTIAL FUNDING OF ONE BOARD OF EDUCATION TECHNICAL SUPPORT POSITION.

Council Member Fortier noted that this position was necessary due to the number of technology devices at the Board of Education.

As recommended by the Salary Committee and on motion of Council Member Fortier, Chrm., and seconded, it was unanimously voted: To approve a temporary, partial funding of one Board of Education technical support position and to refer to the Board of Finance for funding.

22. APPROVAL TO ELIMINATE PART-TIME PRINCIPAL CLERK – TAX POSITION (LOCAL #233 – SALARY CODE 4A) EFFECTIVE IMMEDIATELY.

Council Member Fortier stated that the tax office was automated so they were able to do more with less employees.

As recommended by the Salary Committee and on motion of Council Member Fortier, Chrm., and seconded, it was unanimously voted: To eliminate the part-time Principal Clerk – Tax position (Local #233 – Salary Code 4A), effective immediately and to refer to the Board of Finance for informational purposes.

23. APPROVAL TO CREATE POSITION OF ADMINISTRATIVE ASSISTANT - FIRE (LOCAL #233 – SALARY CODE 7) EFFECTIVE APRIL 1, 2020.

Council Member Fortier explained that this position replaces a non-bargaining position with a bargaining position for less cost.

As recommended by the Salary Committee and on motion of Council Member Fortier, Chrm., and seconded, it was unanimously voted: To approve the creation of a position of Administrative Assistant – Fire, (Local #233, Salary Code 7), effective April 1, 2020 and to refer to the Board of Finance for funding.

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24. APPROVAL TO ELIMINATE POSITION OF ADMINISTRATIVE ASSISTANT - FIRE (NON-BARGAINING SALARY LEVEL 5) EFFECTIVE JULY 1, 2020.

As recommended by the Salary Committee and on motion of Council Member Fortier, Chrm., and seconded, it was unanimously voted: To approve the elimination of a position of Administrative Assistant – Fire, (non-bargaining salary level 5), effective July 1, 2020 and to refer to the Board of Finance for informational purposes.

25. CITY OF BRISTOL TO ENTER INTO AN ACCESS AND USE AGREEMENT WITH SUPERIOR ELECTRIC HOLDING GROUP, LLC FOR ENVIRONMENTAL REMEDIATION AND MONITORING ACTIVITIES AT PINE LAKE PARK, APPROVED.

On motion of Council Member Fortier and seconded, it was unanimously voted: To move up on the agenda the item regarding the Access and Use Agreement for Environmental Remediation at Pine Lake with Superior Electric Holding Group, LLC.

Communication presented from Asst. Corporation Counsel Lacey regarding the Access and Use Agreement for environmental remediation work at Pine Lake Park.

Dr. Medeiros, Director of Parks, Recreation, Youth and Community Services explained there were pollutants in the wetlands area that lead toward Pine Lake. This was a multi-year remediation project to excavate the pollutants contaminating the eco-system. It would disturb trees in that area and impact the Pine Lake Adventure Challenge Course. Superior Electric Holding Group, LLC would replant some trees.

On motion of Council Member Fortier, and seconded, it was unanimously voted: That the City of Bristol enter into an Access and Use Agreement with Superior Electric Holding Group, LLC to perform environmental remediation and monitoring activities at Pine Lake Park identified as Lot No. 38 on Assessor's map 3, subject to review and approval by the Corporation Counsel and the Parks Superintendent. It was also voted to authorize the Mayor or Acting Mayor to execute any necessary documents.

26. SUGGESTED TOPIC TO BE CONSIDERED BY CHARTER REVISION COMMISSION.

Mayor Zoppo-Sassu stated that the recommendation to change the treasurer from elected to appointed was on the 2019 ballot and failed. If it passes in 2020 it would eliminate having a candidate for City Treasurer in the 2021 election. Once the Charter Revision Commission submits their final report they will be empaneled again to review the Charter for the 2021 election.

On motion of Council Member Fortier and seconded, it was unanimously voted: To recommend that the following item of the Charter be reviewed for amendment by the Charter Revision Commission. It was further recommended that the Charter Revision Commission

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limit its review to this item solely, and issue its final report in time so as to allow the question to appear on the November 2020 ballot.

Sec. 18. City treasurer. It is the City Council's recommendation that the position be changed from an elected official to an appointed official.

27. CONTRACT 2C20-038 RIVERSIDE AVENUE ROAD DIET & STREETScape PROJECT INCLUSIVE OF CHANGE ORDER 01 TO MARTIN LAVIERO CONTRACTOR INC. FOR \$577,267.20, APPROVED.

Communication from the Purchasing Agent regarding the streetscape improvements on Riverside Avenue between North Main Street and Main Street.

On motion of Council Member Fortier and seconded, it was unanimously voted: To award Contract 2C20-038 Riverside Avenue Road Diet & Streetscape Project inclusive of Change Order 01 to Martin Laviero Contractor Inc. in the amount of \$577,267.20 and to authorize the Mayor or Acting Mayor to execute any and all documents necessary to effect said Contract.

28. AUTHORIZATION FOR MAYOR OR ACTING MAYOR TO SIGN FIRST AMENDMENT TO MUNICIPAL VIRTUAL METERING CREDIT SERVICES AGREEMENT, APPROVED.

On motion of Council Member Kelley and seconded, it was unanimously voted: To bring to the table an item regarding the SunJet Virtual Net Metering Agreement.

Corporation Counsel Clift stated the effective date of the Amendment would be when the solar installation begins to generate virtual net metering credits. It would also extend the term 10 years for a total of 30 years.

On motion of Council Member Kelley and seconded, it was unanimously voted: To approve an amendment entitled FIRST AMENDMENT TO THE MUNICIPAL VIRTUAL METERING CREDIT SERVICES AGREEMENT, subject to approval by the Corporation Counsel, and to authorize the Mayor Ellen A. Zoppo-Sassu, or Acting Mayor to sign any and all documents necessary to effect said First Amendment.

29. RESIGNATION.

The following resignation was presented:

Timothy Gamache, Zoning Commission.

On motion of Council Member Hahn and seconded, it was unanimously voted: To place on file the resignation and send a letter of thanks.

FEBRUARY 11, 2020**30. APPOINTMENTS.**

The following appointments were presented:

ACTING MAYOR

Gregory Hahn – Appointment – 3 month term to May, 2020.

Mayor's Appointment – No confirming motion required.

BRISTOL HISTORIC DISTRICT COMMISSION

Colleen Nicastro – Appointment – term to January, 2025.

Replaced Robert Boudreau.

Confirming motion by Council Member Preleski.

Motion passed in voice vote.

Larry Nelson, alternate member – Appointment – unexpired term to January, 2021.

Replaced Daniel Mike.

Confirming motion by Council Member Hahn.

Motion passed in voice vote.

HOUSING AUTHORITY OF CITY OF BRISTOL

Ada Aviles, as tenant representative – Appointment – unexpired term to December 31, 2024.

Replaced David Godin.

Appointment by Housing Authority Board.

PINE LAKE AREA STUDY COMMITTEE

Kim Adamski – Appointment – no term.

Replaced Brittany Barney.

Confirming motion by Council Member Hahn.

Motion passed in voice vote.

Michael Vito Montelli – Appointment – no term.

Confirming motion by Council Member Hahn.

Motion passed in voice vote.

David Calhoun – Appointment – no term.

Confirming motion by Council Member Hahn.

Motion passed in voice vote.

(Council Member Barney "Abstained" from voting since the appointee was her husband.)

BOARD OF PUBLIC WORKS

Frank Stawski – Reappointment – term to February, 2023.

Confirming motion by Council Member Fortier.

Motion passed in voice vote.

FEBRUARY 11, 2020**ZONING COMMISSION**

Susan Tyler, alternate member – Appointment – unexpired term to December, 2022.

Replaced Timothy Gamache.

Confirming motion by Council Member Barney.

Motion passed in voice vote.

31. SEWER COMMISSION APPOINTMENTS.

Mayor Zoppo-Sassu stated the last Charter Revision change moved the Sewer Committee from the Public Works Department to the Water Department. The members of the Board of Water Commissioners would serve on the Sewer Commission with the same terms of office.

On motion of Council Member Preleski and seconded, it was unanimously voted: That pursuant to Bristol City Charter Section 48A, a Sewer Commission is established and comprised of the Board of Water Commissioners, and entrusted with the general supervision of water pollution control for the City. It was also voted to appoint the following persons as Sewer Commissioners:

SEWER COMMISSION

Kathleen Ferrier

Robert Badal

Ramiro Suarez

Elizabeth Phelan

Sean Dunn

32. APPROVAL TO RESCIND ACTION BY CITY COUNCIL ON JULY 20, 1983 REGARDING REQUIREMENTS FOR FORMATION OF A SELECTION COMMITTEE.

Communication from the Purchasing Agent regarding the requirements for a selection committee and to allow the Board of Finance to make modifications.

Mayor Zoppo-Sassu explained as a response to political involvement in awarding contracts during the 1980's, selection committees were created which included Council Members. The process has become burdensome and Council Members may not have the expertise, time, or knowledge to serve. Rescinding the motion would provide more flexibility to the Purchasing Department to conduct the process in a more efficient and professional manner, and allow this matter to be forwarded to the Board of Finance to review the purchasing requirements.

On motion of Council Member Fortier and seconded, it was unanimously voted: To rescind the action taken by the City Council at its meeting on July 20, 1986, regarding requirements for the formation of a selection committee and to refer the matter to the Board of Finance for appropriate action.

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33. RESOLUTION AUTHORIZING PREPARATION OF SCHEMATIC DRAWINGS AND OUTLINE SPECIFICATIONS FOR SOLAR PANELS AND MECHANICAL UPGRADES AT STAFFORD SCHOOL, ADOPTED.

Recommendation presented from the Board of Education regarding the authorization for the preparation of schematic drawings and outline specifications for the Stafford School Roof Replacement Project to include Solar Panels and Mechanical Upgrades at the Stafford School.

Council Member Fortier moved and it was seconded: That the following Resolution be adopted –

Resolved, that the Bristol City Council authorizes at least the preparation of schematic drawings and outline specifications for the Stafford School Roof Replacement Project to include Solar Panels and Mechanical Upgrades at the Stafford School located at 212 Louisiana Avenue in Bristol, Connecticut.

A roll call vote was taken.

<u>YES</u>	<u>NO</u>	<u>ABSTAIN</u>
Council Member Barney		
“ ” Fortier		
“ ” Hahn		
“ ” Kelley		
“ ” Preleski		
Mayor Zoppo-Sassu		

RESOLUTION ADOPTED: *YES – 6; NO – 0; ABSTAIN – 0.*

34. RESOLUTION APPROVING EDUCATION SPECIFICATIONS FOR STAFFORD SCHOOL ROOF REPLACEMENT PROJECT AT 212 LOUISIANA AVENUE, ADOPTED.

Recommendation presented from the Board of Education regarding approving the Education Specifications for the Stafford School Roof Replacement Project.

Council Member Fortier moved and it was seconded: That the following Resolution be adopted –

Resolved, that the Bristol City Council approves the Education Specifications for the Stafford School Roof Replacement Project located at 212 Louisiana Avenue, Bristol.

A roll call vote was taken.

<u>YES</u>	<u>NO</u>	<u>ABSTAIN</u>
Council Member Barney		
“ ” Fortier		
“ ” Hahn		
“ ” Kelley		
“ ” Preleski		
Mayor Zoppo-Sassu		

RESOLUTION ADOPTED: *YES – 6; NO – 0; ABSTAIN – 0.*

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35. RESOLUTION AUTHORIZING MAYOR OR ACTING MAYOR TO EXECUTE STATE OF CONNECTICUT DEPARTMENT OF TRANSPORTATION HIGHWAY SAFETY FY2020 DISTRACTED DRIVING HIGH VISIBILITY ENFORCEMENT GRANT, ADOPTED.

Communication presented from Police Chief Gould regarding the FY2020 Distracted Driving High Visibility Enforcement Grant which would help fund overtime expenses.

Council Member Hahn moved and it was seconded: That the following Resolution be adopted –

BE IT HEREBY RESOLVED by the City Council of the City of Bristol, Connecticut that the filing of a grant application under the State of Connecticut, Department of Transportation Highway Safety, FY2020 Distracted Driving High Visibility Enforcement Grant is hereby approved and that the Mayor Ellen Zoppo-Sassu, or Acting Mayor, and the Chief of Police or Acting Chief of Police are hereby authorized to execute such application and any and all other documents relating to this application/funding/grant, including but not limited to any final funding/award/grant documents.

BE IT FURTHER RESOLVED that this matter be referred to the Board of Finance for any necessary action.

A roll call vote was taken.

<u>YES</u>	<u>NO</u>	<u>ABSTAIN</u>
Council Member Barney		
“ ” Fortier		
“ ” Hahn		
“ ” Kelley		
“ ” Preleski		
Mayor Zoppo-Sassu		

RESOLUTION ADOPTED: *YES – 6; NO – 0; ABSTAIN – 0.*

36. RESOLUTION REGARDING APPROVAL OF GRANT APPLICATION UNDER U.S. DEPT. OF JUSTICE 2020 COPS HIRING PROGRAM TO HIRE FIVE NEW POLICE OFFICERS, ADOPTED.

Communication from Police Chief Gould regarding the 2020 COPS Hiring Program grant application to hire five new police officer positions for three years.

Police Chief Gould commented that this grant was competitive and if awarded would increase the roster from 122 to 127 sworn officers. Completion of this grant would include identifying the problem areas which the grant would be used for, such as violent crimes and school initiatives. He also mentioned that a City of our size usually has a staffing in the 130 range in order to adequately satisfy the City's needs.

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Council Member Fortier moved and it was seconded: That the following Resolution be adopted –

BE IT HEREBY RESOLVED by the City Council of the City of Bristol, Connecticut that the filing of a grant application under the U.S. Department of Justice 2020 COPS Hiring Program, to hire five new police officer position is hereby approved and that the Mayor, Ellen Zoppo-Sassu, or Acting Mayor, and the Chief of Police or Acting Chief of Police are hereby authorized to execute such application and any and all other documents relating to this application/funding/grant, including but not limited to any final funding/award/grant documents.

BE IT FURTHER RESOLVED that this matter be referred to the Board of Finance for any necessary action.

A roll call vote was taken.

<u>YES</u>	<u>NO</u>	<u>ABSTAIN</u>
Council Member Barney		
“ ” Fortier		
“ ” Hahn		
“ ” Kelley		
“ ” Preleski		
Mayor Zoppo-Sassu		

RESOLUTION ADOPTED: *YES – 6; NO – 0; ABSTAIN – 0.*

37. EXECUTIVE SESSIONS TO DISCUSS LITIGATION MATTER OF EHDOC ANTHONY DELORENZO TOWERS, LTD. PARTNERSHIP VS. CITY OF BRISTOL, SUPERIOR COURT DOCKET NO. HHB-18-6044209-S AND LITIGATION MATTER OF CONNECTICUT CVS PHARMACY, LLC VS. CITY OF BRISTOL, SUPERIOR COURT DOCKET NO. HHB-CV-18-6044352-S.

At 8:29 p.m., on motion of Council Member Hahn and seconded, it was unanimously voted: To convene into Executive Sessions regarding the litigation matter of EHDOC Anthony DeLorenzo Towers, Ltd. Partnership vs. City of Bristol, Superior Court Docket Number HHB-18-6044209-S and the litigation matter of Connecticut CVS Pharmacy, LLC vs. City of Bristol, Superior Court Docket Number HHB-CV-18-6044352-S.

Present to discuss the litigation matter of EHDOC Anthony DeLorenzo Towers, Ltd. Partnership vs. City of Bristol, Superior Court Docket Number HHB-18-6044209-S: Mayor Zoppo-Sassu; Council Members Barney, Fortier, Hahn, Kelley, and Preleski; Corporation Counsel Clift; Assistant Corporation Counsel Conlin, Assistant Corporation Counsel Lacey, and Assistant Corporation Counsel Steeg.

Present to discuss the litigation matter of Connecticut CVS Pharmacy, LLC vs. City of Bristol, Superior Court Docket Number HHB-CV-18-6044352-S: Mayor Zoppo-Sassu; Council Members Fortier, Hahn, Kelley, and Preleski; Corporation Counsel Clift; Assistant

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Corporation Counsel Conlin, Assistant Corporation Counsel Lacey, and Assistant Corporation Counsel Steeg.

(Council Member Barney recused herself from the Executive Session since she was a CVS health employee.)

Discussion was held. No votes were taken.

At 8:38 p.m., on motion of Council Member Fortier and seconded, it was unanimously voted: To reconvene into Public Session.

38. APPROVAL OF STIPULATION TO JUDGMENT IN MATTER OF EHDOC ANTHONY DELORENZO TOWERS, LTD. PARTNERSHIP VS. CITY OF BRISTOL, SUPERIOR COURT DOCKET NO. HHB-CV-18-6044209-S.

On motion of Council Member Barney and seconded, it was unanimously voted: That the litigation matter EHDOC Anthony DeLorenzo Towers, Ltd. Partnership vs. City of Bristol, Superior Court Docket Number HHB-CV-18-6044209-S is resolved by Stipulation to Judgment which adjusts the 2017 Grand List value of the real property at 284 North Main Street at \$6,300,000 and to authorize the Assessor to make this adjustment. It was also voted to authorize the Corporation Counsel to execute the Stipulation to Judgment on behalf of the City of Bristol.

39. APPROVAL OF STIPULATION TO JUDGMENT IN MATTER OF CONNECTICUT CVS PHARMACY, LLC VS. CITY OF BRISTOL, SUPERIOR COURT DOCKET NO. HHB-CV-18-6044352-S.

On motion of Council Member Hahn and seconded, it was voted: That the litigation matter Connecticut CVS Pharmacy, LLC vs. City of Bristol, Superior Court Docket Number HHB-CV-18-6044352-S is resolved by Stipulation to Judgment which adjusts the 2017 Grand List value of the real property at 839 Farmington Avenue at \$3,500,000 and to authorize the Assessor to make this adjustment. It was also voted to authorize the Corporation Counsel to execute the Stipulation to Judgment on behalf of the City of Bristol.

(Council Member Barney "Abstained" from voting on this matter since she was a CVS health employee.)

40. ADJOURNMENT.

At 8:40 p.m., on motion of Council Member Hahn and seconded, it was unanimously voted: To adjourn.

ATTEST: _____

**Therese Pac
Town & City Clerk**