

**JUNE 8, 2021**

The regular meeting of the City Council was held on June 8, 2021 in the City Hall Council Chambers, 111 North Main Street at 7:06 p.m. Present: Mayor Zoppo-Sassu; Council Members Barney, Fortier, Hahn, Kelley, Preleski, and Rosado.

**1. MOMENT OF REFLECTION FOR LGBTQ+ COMMUNITY.**

Mayor Zoppo-Sassu requested a Moment of Reflection for the LGBTQ+ Community who have suffered indignities or have not felt inclusive where they live.

**2. APPROVAL OF MINUTES OF REGULAR CITY COUNCIL MEETING ON MAY 11, 2021, PUBLIC HEARING ON MAY 13, 2021, AND SPECIAL CITY COUNCIL MEETING ON MAY 17, 2021.**

On motion of Council Member Preleski and seconded, it was unanimously voted: To approve the minutes of the regular City Council meeting on May 11, 2021, the Public Hearing on May 13, 2021, and the special City Council meeting on May 17, 2021.

**3. PUBLIC PARTICIPATION.**

Tamara Bross, Chief Executive Officer of Bristol Boys & Girls Club introduced Brianna Parker as the Youth of the Year.

Brianna Parker explained her platform and why she advocates for the prevention of drug abuse and drug addiction.

Thomas Lepito, 707 Redstone Hill Road commented on the truck traffic and speeding on Redstone Hill Road.

**4. ALL-HEART AWARDS PRESENTATION BY MAYOR ZOPPO-SASSU TO DENNIS MALONE AQUATICS CENTER LIFEGUARDS.**

Joshua Medeiros, Superintendent of the Parks, Recreation, Youth and Community Services explained that a pool member suffered a cardiac emergency at the Dennis Malone Aquatics Center. The staff activated the facilities emergency action plan and began CPR. They saved the man's life by utilizing the automated external defibrillator (AED).

Mayor Zoppo-Sassu presented Nadine Masayda, Lindsey Majors, Sophia Gomez, Raelynne Andrews, Madison Shea, Grace Alling, Madison Laprise, and Jill Power with plaques and All-Heart pins.

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**5. PROCLAMATION PRESENTED TO RONETTA STOKES FOR CHRONIC MIGRAINE AWARENESS DAY ON JUNE 29, 2021.**

Ronetta Stokes stated that June 21, 2021 was Shades for Migraine Day for migraine awareness.

Mayor Zoppo-Sassu presented a Proclamation to Ronetta Stokes for her advocacy on this matter and declared June 29, 2021 Migraine Awareness Day.

**6. ADOPTION OF CONSENT CALENDAR.**

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

**7. NEW HIRE REPORT FOR MAY, 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 May, 2021.

**8. MOTOR VEHICLE, REAL ESTATE, CODE ENFORCEMENT, AND INCOME & EXPENSE TAX REFUNDS IN AMOUNT OF \$81,066.12, 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	\$ 80,106.77
Real Estate	762.55
Code Enforcement	145.43
Income & Expense	<u>51.37</u>
Total	\$ 81,066.12

**9. CONTRACT 2C21-074 WEST BRISTOL K-8 SCHOOL ENTRANCE REHABILITATION AWARDED TO MARTIN LAVIERO CONTRACTOR, INC. FOR \$208,013.**

Communication from the Purchasing Agent regarding work associated with the entrances at West Bristol K-8 School.

As part of the Consent Calendar adoption and on motion of Council Member Fortier and seconded, it was unanimously voted: To award Contract 2C21-074 West Bristol K-8 School Entrance Rehabilitation to Martin Laviero Contractor, Inc. for \$208,013 and to authorize the Mayor or Acting Mayor to execute any and all documents necessary to effectuate said Contract.

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**10. SIDEWALK DEFERRAL FOR LOT 263-2 MINOR STREET REFERRED TO BOARD OF EDUCATION AND BOARD OF PUBLIC WORKS FOR REVIEW.**

Communication from a representative of Christopher Armstrong requesting a deferral of sidewalks at Lot 263-2 Minor Street.

As part of the Consent Calendar adoption and on motion of Council Member Fortier and seconded, it was unanimously voted: To refer the sidewalk deferral on Lot 263-2 Minor Street to the Board of Education and Board of Public Works for review.

**11. CONTRACT 2C21-087 REPLACEMENT OF AIR HANDLING EQUIPMENT AT BRISTOL CENTRAL HIGH SCHOOL AWARDED TO ALL STATE CONSTRUCTION, INC. FOR \$155,840.**

Communication from the Purchasing Agent regarding the replacement of the air handling equipment at Bristol Central High School.

As part of the Consent Calendar adoption and on motion of Council Member Fortier and seconded, it was unanimously voted: To award Contract 2C21-087 Replacement of Air Handling Equipment at Bristol Central High School to All State Construction, Inc. for \$155,840 and to authorize the Mayor or Acting Mayor to execute any and all documents necessary to effectuate said Contract.

**12. EXTERIOR TRIM SPECIALTIES, LLC ALLOWED TO SUBMIT REQUIRED MATERIALS TO ASSESSOR FOR STATE OF CONNECTICUT URBAN JOBS TAX ABATEMENT PROGRAM.**

Communication from Exterior Trim Specialties, LLC regarding the State of Connecticut Urban Jobs Tax Abatement program.

As part of the Consent Calendar adoption and on motion of Council Member Fortier and seconded, it was unanimously voted: To allow Exterior Trim Specialties, LLC to submit required materials associated with the State of Connecticut Urban Jobs Tax Abatement Program to the Assessor following the established deadline.

**13. APPROVAL OF GRANT APPLICATION TO CONNECTICUT DEPARTMENT OF EDUCATION FOR AN ACCELERATECT SUMMER PROGRAM GRANT FOR \$75,000 FOR PARKS, RECREATION, YOUTH AND COMMUNITY SERVICES.**

Communication from the Superintendent of Parks, Recreation, Youth and Community Services regarding the AccelerateCT Summer Program Grant application with the Connecticut Department of Education.

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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 submission of an AccelerateCT Summer Program Grant application with the Connecticut Department of Education for \$75,000 to support transportation for families in need, a before and after care program, and camper scholarships for Parks, Recreation, Youth, and Community Services, to authorize the Mayor, Acting Mayor or Superintendent of Parks, Recreation, Youth and Community Services to execute any and all documents necessary to submit the grant/ application, and to refer to the Board of Finance for appropriation.

**14. AUTHORIZATION FOR MAYOR TO SIGN EVERSOURCE YEAR 10 RFP BID CERTIFICATION FORM IN CONJUNCTION WITH CTEC SOLAR, LLC PROJECT AT BRISTOL LANDFILL & TRANSFER STATION, APPROVED.**

Communication from Assistant Corporation Counsel Conlin regarding the CTEC Solar, LLC project at the Bristol Landfill & Transfer Station.

As part of the Consent Calendar adoption and on motion of Council Member Fortier and seconded, it was unanimously voted: To authorize the Mayor to sign the Eversource Year 10 RFP Bid Certification Form, in conjunction with the CTEC Solar, LLC project at Bristol Landfill & Transfer Station.

**15. AMENDMENTS TO BRISTOL CODE OF ORDINANCES SEC. 3-32 THROUGH SEC. 3-39 PERTAINING TO PUBLIC DANCES, 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 Sec. 3-32 through Sec. 3-39 pertaining to Public Dances. It will be effective upon the expiration of fourteen days of its newspaper publication, and reads as follows –

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

[ARTICLE III. PUBLIC DANCES

Sec. 3-32. Definition.

The term "public dance," as used in this article, shall mean any dance to which admission can be had by the purchase, possession or presentation of a ticket or token for which a charge is made for caring for clothing or other property, or any other dance to which the public generally may gain admission with or without payment of a fee.

Cross reference(s)—Rules of construction and definitions generally, § 1-3

Sec. 3-33. Permit—Required.

No person shall conduct a public dance in the city without first procuring a permit pursuant to this article.

Cross reference(s)—Licenses and miscellaneous business regulations, Ch. 13

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Sec. 3-34. Same—Application.

Applications for the permit required by section 3-33 shall be made to the chief of police, and shall state the location of the proposed dance.

(Code 1960, § 45-2; Ord. of 5-2-67)

Sec. 3-35. Same—Chief of police designated issuing authority.

Under the provisions of this article, the chief of police is designated as the issuing authority for permits to hold public dances.

(Code 1960, § 45-1; Ord. of 5-2-67)

Cross reference(s)—Police, Ch. 19.

Sec. 3-36. Same—Fee.

The fee for the permit required by section 3-33 will be determined by the cost of police protection as provided in section 3-37 at prevailing rates and will be paid in advance of issuance of the permit.

(Code 1960, § 45-3; Ord. of 5-2-67)

Sec. 3-37. Police protection.

Upon an application to the chief of police for the permit required by section 3-33, the chief will determine the number of policemen required to protect both the dance premises and private property that may be affected in the immediate area.

(Code 1960, § 45-2; Ord. of 5-2-67)

Sec. 3-38. Exemptions.

This article shall in no way limit private clubs, organizations or associations who were in existence before May 2, 1967.]

(Code 1960, § 45-4)

Sec. 3-39. Reserved.

Editor's note(s)—An ordinance adopted Sept. 9, 1985, provided for the repeal of § 3-39 Editor's note(s)—, recreational, tourist and convention commission as derived from an ordinance adopted Dec. 7, 1976.

**16. AMENDMENTS TO BRISTOL CODE OF ORDINANCES SEC. 11-31 THROUGH SEC. 11-37 PERTAINING TO AIR POLLUTION CONTROL, 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 Sec. 11-31 through Sec. 11-37 pertaining to Air Pollution Control. 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 III. AIR POLLUTION CONTROL*<sup>1</sup>

Sec. 11-31. Definitions.

As used in this article, the following terms shall have the meanings indicated, unless the context clearly indicates otherwise:

*Air pollution* means the presence in the outdoor atmosphere of one or more air contaminants or any combination thereof in such quantities and of such characteristics and duration as is, or is likely to be, injurious to human health or welfare, animal or plant life, or property, or would unreasonably interfere with the enjoyment of life or property.

*Emission* means a release into the outdoor atmosphere of air contaminants.

(Code 1960, § 50-1; Ord. of 3-10-72)

Cross reference(s)—Rules of construction and definitions generally, § 1-3

Sec. 11-32. Statement of purposes.

The purposes for the adoption of this article are as follows:

- (1) Recognizing the direct relationship between polluted air and an unhealthful environment; recognizing further that air pollution is presently affecting the lives and health of the citizens of the city and damaging or destroying their property; it is hereby declared to be the public policy of the city to preserve, protect and improve the air resources of the city so as to promote the health, safety and welfare of the city's inhabitants and to the greatest degree practicable, facilitate the enjoyment of the natural attractions of the city;
- (2) To provide a comprehensive program for the prevention and control of air pollution in the city;
- (3) To aid in promoting the health, safety and welfare of the city's inhabitants; and
- (4) To facilitate the enjoyment of the natural attractions of the community.

(Code 1960, § 50-1; Ord. of 3-10-72)

Sec. 11-33. Director of health's powers and duties.

The director of health of the city, in addition to any other powers vested in him by law, shall have and may exercise the following powers and duties in accordance with the provisions of this article and pursuant to rules and regulations adopted hereunder:

- (1) Develop a comprehensive program for the prevention and control of air pollution in the city;

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<sup>1</sup>Cross reference(s)—Water pollution control, § 22-94Cross reference(s)—.

State law reference(s)—Authority to adopt rules and regulations for air pollution control, G.S. § 19-520a.

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- (2) Pursuant to rules and regulations adopted by the board of health, subject to section 11-34 of this article, require any person to submit to him for approval (and/or a permit) any plans, specifications and other data related to construction, modification or use of any article, machine, equipment, facility or installation which has caused, may cause, or is intended primarily to prevent or control the emission of air pollutants. Should such approval (and/or permit) be denied, the director of health may prohibit the installation, alteration or use of such article, machine, equipment, facility or installation;
- (3) Issue, modify, revoke or enforce orders requiring compliance with this article or rules or regulations promulgated hereunder, subject to section 11-34 of this article, by the board of health;
- (4) Enforce compliance with the laws of the state and rules or regulations promulgated thereunder related to air pollution;
- (5) Advise, consult and cooperate with other agencies of the city, political subdivisions of the state, industries, agencies of the state, the federal government and affected groups and persons in furtherance of the purposes of this article;
- (6) Encourage and conduct studies and research relating to air pollution and conservation of the air resources of the city;
- (7) Investigate complaints about air pollution and secure abatement of the cause thereof;
- (8) Collect and disseminate information relating to air pollution; and
- (9) Encourage voluntary cooperation by people, industries, other agencies of the city and others in preventing and controlling air pollution in the city;
- (10) In the event of any written complaints or upon his own initiative, the authority to enter and inspect any building or place, except a private residence, for the purpose of investigating conditions relating to air pollution and ascertain compliance with the provisions of the laws of the state and rules and regulations promulgated thereunder related to air pollution, and to investigate compliance with this article, and rules and regulations adopted hereunder. He and/or his deputies shall have the authority to inspect such premises to determine compliance with the provisions of the laws of the state and rules and regulations promulgated thereunder related to air pollution and compliance with the provisions of this article, and rules and regulations adopted hereunder by the board of health. All information gained by such inspection shall be kept confidential except as it relates directly to air pollution;
- (11) Accept, receive and administer funds, grants or gifts from public or private agencies, including the federal government, for the purpose of carrying out any of the functions provided in this article. Such funds received by the director of health shall be deposited with the comptroller of the city and held in a special account established for air pollution control activities of the department of health;
- (12) Represent the city in any and all matters relating to air pollution;

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- (13) Appoint, convene and dissolve special advisory groups to consider and report on any matters relating to air pollution;
- (14) Employ personnel, purchase equipment, supplies and materials and enter into contracts to carry out the purposes of this article in conformance with any practices of the city applicable to the department of health;
- (15) Carry out all other activities as may be necessary to enforce this article and the rules and regulations promulgated hereunder by the board of health;
- (16) Designate a member or members of his staff to inspect, investigate, prepare reports and perform any other duties required to carry out the purpose of this article or to enforce the rules and regulations of the board of health adopted pursuant to the authority herein granted.

(Code 1960, § 50-2; Ord. of 3-10-72)

Cross reference(s)—Director of health generally, § 11-18.

**Sec. 11-34. Board of health's powers and duties.**

In addition to any other duties and powers vested in it by law, the board of health shall have the following powers and duties:

- (1) To adopt, promulgate, amend and repeal all rules and regulations for the prevention, control and abatement of air pollution subject to approval by the city council of the board's recommendations for such regulations. Any such regulations enacted under this subparagraph, as well as any changes, shall be consistent with state and federal air pollution control statutes, rules and regulations.
- (2) To promulgate a system of alerts to prevent and reduce the risk of situations in which there may be imminent and serious danger to the public health and welfare of the community from air pollution.
- (3) To adopt rules and regulations whereby the director of health shall be empowered to provide for the issuance, suspension and revocation and renewal of any permits that it may require pursuant to this article, and rules and regulations adopted hereunder, subject to approval by the city council of its recommendations for such rules and regulations.

(Code 1960, § 50-3; Ord. of 3-10-72)

Cross reference(s)—Board of health generally, § 11-17.

**Sec. 11-35. Public hearings on proposed rules; notice of adoption.**

The city council shall hold a public hearing with respect to the adoption, repeal or amendment of any rule or regulation relating to the control of air pollution, notice of which hearing shall be published in a newspaper having a general circulation in the city at least seven (7) days before such hearing. A copy of the proposed rules and regulations shall be filed with the town clerk not less than seven (7) days prior to the date of such public hearing. Such rules and regulations shall become effective on such day as the board of health shall prescribe provided that a notice setting forth the fact of their adoption and their effective date



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shall have been published twice consecutively in a newspaper having a general circulation in the city at least two (2) weeks prior to the effective date and provided, further, that a copy of such rules and regulations as adopted shall have been filed with the town clerk prior to their effective date and that such filing shall have been noted in such notice.

(Code 1960, § 50-3; Ord. of 3-10-72)

Sec. 11-36. Appeal from orders of director of health.

- (a) Any person who is aggrieved by an order of the director of health issued in connection with any alleged violation of this article or of applicable rules and regulations issued pursuant hereto may apply to the board of health in writing for a reconsideration and review of such order within ten (10) days after issuance on forms supplied by the director of health.
- (b) The completed form shall state the name and address of the aggrieved party and shall set forth in brief the reasons for objecting to the action of the director of health, and such other pertinent information as may be required by the board.
- (c) Upon receipt of an appeal from any action of the director of health as provided in subsection (b) of this section, the board of health shall set the time and date for a hearing on such appeal. This hearing shall be held within ten (10) days of the receipt of such an appeal by the board of health; provided, until such time as a decision is rendered by the board of health, the appellant shall not be compelled to comply with the order appealed from; provided, further, that the chairman of the board of health may, without such an appeal and hearing, require the immediate compliance with such order upon the certification of the director of health that continuance of the activity referred to in such order will or may result in great harm to the public health, safety or welfare.
- (d) At such hearing the appellant shall be given an opportunity to be heard in person and/or with counsel and to show why such notice ought to be modified or withdrawn.
- (e) After such hearing the board of health may affirm the decision or action of the director of health and order immediate compliance with his order, or it may modify or revoke the same, or allow additional time for compliance therewith.
- (f) Any person who fails to appeal from a legally issued order of the director of health, issued in connection with any alleged violations of this article or applicable rules and regulations issued pursuant thereto, will be said to have waived his right to appeal, and the board of health will then order immediate compliance with the order of the director of health.
- (g) Any person aggrieved by the final decision of the board of health may seek review thereof by an appeal to the proper state court having jurisdiction to review such decisions; provided, the filing of such an appeal shall not act as a stay of the order unless and until specifically decreed by the court appealed to. Any person who violates any order which has been confirmed by the board of health before any such stay is granted will be subject to the penalties of section 11-37.

(Code 1960, § 50-4; Ord. of 3-10-72)

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Sec. 11-37. Penalty.

Any person who willfully violates an order of the director of health, legally issued in accordance with this article or rules and regulations issued pursuant thereto, shall be subject to a fine not in excess of one thousand dollars (\$1,000.00), or imprisonment of not more than six (6) months, or both. Intentional violation of a legally issued order of the director of health that has been confirmed by the board of health shall be deemed a misdemeanor.

(Code 1960, § 50-5; Ord. of 3-10-72)]

**17. AMENDMENTS TO BRISTOL CODE OF ORDINANCES SEC. 9-16 THROUGH SEC. 9-43 PERTAINING TO LICENSING OF FOOD VENDORS, 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 Sec. 9-16 through Sec. 9-43 pertaining to licensing of food vendors. It will be effective upon the expiration of fourteen days of its newspaper publication, and reads as follows –

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

**ARTICLE II. [LICENSING OF FOOD VENDORS]**

Sec. 9-16. Definition; scope.

The term "food vendor" as used herein is defined to mean any place where food or beverages, including any milk, milk products, cream or frozen desserts, are served to the public as well as kitchens in which food or beverages, including milk or milk products, are prepared for sale elsewhere to the public. All of the following named establishments, drug-stores, bakeries, markets and deli counters, luncheonettes, restaurants, grill, hot dog stands, tea rooms, dairies and frozen dessert vendors, shall be considered to be included within the provisions hereof.

(Ord. of 2-4-75)

Sec. 9-17. License—Required.

No person, firm or corporation shall operate or maintain within the City of Bristol any establishment as defined by section 9-16 until licensed to do so.

(Ord. of 2-4-75)

Sec. 9-18. Same—Application.

Each application for a license shall be in writing, in duplicate, upon blank forms provided by the health department. One of said application forms shall be filed with the health department and the other shall be kept by the applicant. Said application forms shall contain the name and address of the applicant, the location of his place of business or general description thereof; and in the case of a dealer who does not produce all or any of the food, beverages, milk, milk products, cream or frozen desserts sold or delivered for sale by him, such

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application shall include the name and address of each producer from whom such applicant procures any such food, beverages, milk, milk products, cream or frozen desserts from any person, firm or corporation other than those named in the application for such license, then, in that event, the name of such person, firm or corporation shall be filed forthwith with the health department by such dealer, and the health department of the City of Bristol.

(Ord. of 2-4-75)

Sec. 9-19. Investigation of premises by health department.

The director of health or an agent of the health department shall investigate and examine an applicant's place of business, specifically where food, beverages, milk, milk products, cream or frozen desserts are sold or offered for sale, including an inspection of any vehicle, container or appliance used in the handling, selling and delivering of food, beverages, milk, milk products, cream or frozen desserts by any applicant or licensee hereunder; and if he is satisfied that the applicant for a license delivers or sells, as the case may be, pure and wholesome food, beverages, pasteurized milk, milk products, cream or frozen desserts, he shall endorse his approval upon such duplicate application. In those cases where it is not feasible for the director of health or his agent to make a personal inspection and investigation, he may accept the report of any state agency recognized by the state in the matter.

(Ord. of 2-4-75)

Sec. 9-20. License to be in effect.

No person, firm or corporation shall offer, keep or expose for sale, sell or deliver for sale within the City of Bristol, any food, beverages, milk, milk products, cream or frozen desserts, when the license held by such person, firm or corporation, for such purpose is suspended or revoked.

(Ord. of 2-4-75)

Sec. 9-21. License fee; display of license.

Each license shall be numbered, and each applicant for such license shall, at the time such license is issued, pay to the health department fifteen dollars (\$15.00) for the use of the city, therefor, no license shall be issued for a term longer than one year. Said fee shall be returned in the event the license is not granted. Each license shall expire on the last day of June in each year. Each licensee shall display his license in a conspicuous location in the place in which he sells, or offers or exposes for sale any food, beverages, milk, milk products, cream or frozen desserts.

(Ord. of 2-4-75; Ord. of 10-3-78)

Sec. 9-22. Premises to comply with public health code; inspections.

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The premises described in each application shall be inspected by the health department and if the same are maintained and equipped in accordance with the rules and regulations governing sanitation of places dispensing food or beverages prescribed in the public health code of the State of Connecticut, shall grant the license which shall be signed by the health officer. Such license must be framed and posted in a conspicuous location within easy reading distance of patrons within the licensed premises. The health department shall inspect all licensed premises from time to time and if found that any such licensed premises maintained and operated by any person, firm or corporation licensed hereunder is not being operated, maintained or equipped in accordance with the provisions of this article, shall revoke or suspend such license.

(Ord. of 2-4-75)

Sec. 9-23. Rules specifically governing milk, milk products, cream or frozen desserts.

(a) Bottling; quality. No person shall bottle any milk or cream in any vehicle, upon any street nor in any place other than the plant or place where the same is produced or within the plant, store or room where the same is kept for sale, and all milk or cream produced, sold or offered for sale shall be of the standard quality prescribed by the General Statutes of Connecticut and shall be produced, handled, cared for, sold and delivered in accordance with the provisions of the General Statutes and the rules and regulations of this state and the provisions of this article.

(b) Frozen desserts generally. Frozen desserts sold or produced, offered, kept, exposed or delivered for sale shall conform with the requirements of the General Statutes of the state having to do with the manufacture of frozen desserts, and with the sanitary requirements of the local board of health; and the handling, delivering and vending of the same shall be in conformity with the rules and regulations drafted by the board of health and approved by the city council.

(c) Definitions. The following definitions shall apply in the interpretation and the enforcement of this section:

*Milk*: Milk is hereby defined to be the lacteal secretion practically clear from colostrum, obtained by complete milking of one or more healthy cows, which contain not less than three and one-fourth (3¼) per cent milkfat.

*Milkfat*: Milkfat, or butterfat, is the fat of milk.

*Cream*: Cream is a portion of milk which contains not less than eighteen (18) per cent milkfat.

*Milk products*: Milk products shall be taken to mean and to include cream, sour cream, whipped cream, flavored milk, buttermilk, skim milk, cottage cheese and any other product made by the addition of any substance to milk, or any of these milk products used for similar purposes, and designated as a milk product by the director of health.

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*Pasteurization:* The term "pasteurization," "pasteurized," shall be taken to refer to the process of heating every particle of milk or milk products to at least one hundred forty-three (143) degrees Fahrenheit and holding it at such temperature continuously for at least thirty (30) minutes, or at least one hundred sixty-one (161) degrees Fahrenheit and holding it at such temperature continuously for at least fifteen (15) seconds, in approved and properly operated equipment.

*Labeling:* All bottles, cans, packages and other containers milk or any milk product as defined in this ordinance shall be plainly labeled or marked with name of the contents as given in the definition in this article.

*Homogenized milk:* Homogenized milk is milk which has been treated in such a manner as to insure break-up of the fat globules to such an extent that after forty-eight (48) hours of quiescent storage, no visible cream separation occurs on the milk, and the fat percentage of the top one hundred (100) milliliters of milk in a quart bottle, or of proportionate volumes in containers of other sizes, does not differ by more than ten (10) per cent of itself from the fat percentage of the remaining milk as determined after thorough mixing.

*Milk producer:* A milk producer is any person who owns or controls one or more cows, a part or all of the milk or milk products from which is sold or offered for sale.

*Milk distributor:* A milk distributor is any person who offers for sale or sells to another any milk or milk products for human consumption as such.

(Ord. of 2-4-75)

Sec. 9-24. Violation of article.

Whenever any person shall have been notified in writing by the board of health or by the director of health that he is violating any of the provisions of this article, each day shall constitute a separate offense, and, in addition thereto, such violation shall be caused for revocation of his license to sell or otherwise dispose of food, beverages, milk or cream in this city.

(Ord. of 2-4-75)]

Secs. [9-25]9-16—9-43. Reserved.

**18. AMENDMENTS TO BRISTOL CODE OF ORDINANCES SEC. 16-5  
PERTAINING TO PARK AMBASSADORS, 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 Sec. 16-5 pertaining to Park Ambassadors. It will be effective upon the expiration of fourteen days of its newspaper publication, and reads as follows –

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

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Sec. 16-5. Enforcement.

Members of the City of Bristol's Police Department and the Parks, Recreation, Youth and Community Services Park Ambassadors shall be charged with the enforcement of this chapter. Such officers [of the department] shall inform the violator of this chapter and take enforcement action when a violation has occurred.

(Ord. of 2-11-20)

**19. AUTHORIZATION FOR MAYOR OR ACTING MAYOR TO EXECUTE SECOND AMENDMENT TO PURCHASE & SALE AGREEMENT BETWEEN CITY OF BRISTOL AND BROWN HOLDINGS, LLC FOR LOT #2 SOUTHEAST BRISTOL BUSINESS PARK, APPROVED.**

Communication from Assistant Corporation Counsel Conlin regarding the Second Amendment to the Purchase & Sale Agreement for Lot 2 Southeast Bristol Business Park.

On motion of Council Member Hahn and seconded, it was unanimously voted: To authorize the Mayor or Acting Mayor to execute the Second Amendment to the Purchase & Sale Agreement between the City of Bristol and Brown Holdings, LLC for the sale of Lot #2 Southeast Bristol Business Park.

**20. AUTHORIZATION FOR MAYOR OR ACTING MAYOR TO EXECUTE DOCUMENTS OR CONTRACTS FOR BJA FY21 CASSA GRANT FOR \$300,000 WITH U.S. DEPARTMENT OF JUSTICE, APPROVED.**

Mayor Zoppo-Sassu stated there was a grant to address opioid, stimulant, and substance abuse. The grant funding was \$100,000 annually for a total of \$300,000 for three years. There was no City match required.

On motion of Council Member Fortier and seconded, it was unanimously voted: To bring to the table an item regarding the BJA FY21 Comprehensive Grant.

On motion of Council Member Hahn and seconded, it was unanimously voted: To authorize the Mayor or Acting Mayor to execute any and all documents or contracts associated with an application for a BJA FY21 Cassa grant for three years for \$300,000 with the U.S. Department of Justice and to refer the grant to the Board of Finance for any necessary action. The grant is for opioid, stimulant, and substance abuse and is \$100,000 annually for three years. There is no City match required.

**21. RESIGNATION.**

The following resignation was presented:

*Michelle L. Crowley, Bristol Historic District Commission.*

**22. APPOINTMENTS.**

The following appointments were presented:

**JUNE 8, 2021**ACTING MAYOR

Gregory Hahn – Appointment – 3 month term to September, 2021.  
Mayor’s Appointment – No confirming motion required.

COMMISSION FOR PERSONS WITH DISABILITIES

Joseph Krolkowski – Reappointment – term to June, 2024.  
Confirming motion by Council Member Fortier.  
Motion passed in voice vote.

Daniel Micari – Reappointment – term to June, 2024.  
Confirming motion by Council Member Fortier.  
Motion passed in voice vote.

Kristen Granatek – Reappointment – term to June, 2024.  
Confirming motion by Council Member Fortier.  
Motion passed in voice vote.

YOUTH COMMISSION

Corey Nagle, private youth member – Reappointment – term to June, 2024.  
Confirmation motion by Council Member Barney.  
Motion passed in voice vote.

Deborah Ahl, citizen member – Reappointment – term to June, 2024.  
Confirmation motion by Council Member Barney.  
Motion passed in voice vote.

Karen Hintz, citizen member – Reappointment – term to June, 2024.  
Confirmation motion by Council Member Barney.  
Motion passed in voice vote.

Ryan Broderick, school system member – Reappointment – term to June, 2024.  
Confirmation motion by Council Member Barney.  
Motion passed in voice vote.

ZONING COMMISSION

David White – Reappointment – term to June, 2024.  
Confirmation motion by Council Member Barney.  
Motion passed in voice vote.

BOARD OF FINANCE

Orlando Calfe – Reappointment – term to June, 2025.  
Confirmation motion by Council Member Fortier.  
Motion passed in voice vote.

Glenn Heiser – Appointment – term to June, 2025.  
Replaced Cheryl Thibeault.  
Confirmation motion by Council Member Hahn.  
Motion passed in voice vote.

**JUNE 8, 2021**

**23. APPROVAL TO ENTER INTO EMPLOYMENT AGREEMENT WITH COMPTROLLER DIANE WALDRON.**

On motion of Council Member Preleski and seconded, it was unanimously voted: That the City of Bristol enter into a written employment agreement with the Comptroller Diane Waldron, for a four year term as outlined in the Employment Agreement, and that the Mayor Ellen A. Zoppo-Sassu or Acting Mayor is authorized to sign said Agreement. It was also voted to refer this matter to the Board of Finance and Retirement Board of informational purposes.

**24. APPROVAL OF ORGANIZATIONS THAT APPLIED FOR 2021 NEIGHBORHOOD ASSISTANCE ACT TAX CREDIT PROGRAM AND FORWARD APPLICATIONS TO CONNECTICUT DEPARTMENT OF REVENUE SERVICES.**

Communication presented from the Grants Administrator regarding the 2021 Neighborhood Assistance Act applications.

On motion of Council Member Barney and seconded, it was unanimously voted: To approve the organizations that applied for the 2021 Neighborhood Assistance Act Tax Credit Program and to forward the applications to Connecticut Department of Revenue Services for consideration.

**25. RESOLUTION REGARDING APPROVAL OF REVISED 2021-2022 ANNUAL ACTION PLAN FOR COMMUNITY DEVELOPMENT BLOCK GRANT, ADOPTED.**

Communication presented from the Grants Administrator regarding the revised 2021-2022 Annual Action Plan for the City of Bristol due to an increase of \$9,637 in the Year 47 allocation.

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 revised 2021-2022 Annual Action Plan for the Community Development Block Grant, as approved by the Economic & Community Development Board on June 3, 2021 is hereby approved, reflecting an increase in the U.S. Department of Housing & Urban Development (HUD) allocation in the amount of \$9,637 to be added to the funding for the Residential Rehabilitation Program; and that the Mayor or Acting Mayor is hereby authorized to execute any and all documents relating to this grant including final agreements; and to submit all required documents to the U.S. Department of Housing and Urban Development for its approval and allocation of funds;

BE IT FURTHER RESOLVED that the Annual Action Plan be referred to the Board of Finance for action regarding the appropriation of funds, subject to final approval by HUD.



**JUNE 8, 2021**

A roll call vote was taken.

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

RESOLUTION ADOPTED: YES – 6; NO – 0; ABSTAIN – 1.

*(Council Member Preleski recused himself and “Abstained” from voting on this item.)*

**26. RESOLUTION REGARDING APPROVAL OF GRANT APPLICATION UNDER U.S. DEPT. OF JUSTICE 2021 COPS HIRING PROGRAM TO HIRE FIVE NEW POLICE OFFICERS, ADOPTED.**

Communication from Police Chief Gould regarding the 2021 COPS Hiring Program grant application to hire new police officers.

Mayor Zoppo-Sassu explained that the funding would hire five new officers in the department.

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 U.S. Department of Justice 2021 COPS Hiring Program, to hire five new police officer positions 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		
“ ” Rosado		
Mayor Zoppo-Sassu		

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

**JUNE 8, 2021**

**27. RESOLUTION AUTHORIZING MAYOR OR ACTING MAYOR TO EXECUTE 2021 BULLETPROOF VEST PARTNERSHIP GRANT TO U.S. DEPARTMENT OF JUSTICE, ADOPTED.**

Communication presented from Police Chief Gould regarding the 2021 Bulletproof Vest Partnership grant for \$31,800 and a City match of \$15,900.

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

BE IT HEREBY RESOLVED that the filing of an application for the 2021 Bulletproof Vest Partnership Grant to the U.S. Department of Justice 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 funding/grant, including but not limited to any final funding/grant documents, and that the previous execution and filing of said application by the Chief of Police are hereby ratified.

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		
“ ” Rosado		
Mayor Zoppo-Sassu		

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

**28. CONTRACT 2P21-036B OWNERS REPRESENTATIVE/PROJECT MANAGER FOR RENOVATIONS AT BRISTOL CITY HALL AWARDED TO COLLIERS PROJECT LEADERS USA NE, LLC FOR \$474,700.**

Communication from the Purchasing Agent regarding the Owners Representative/Project Manager for Renovations at Bristol City Hall.

On motion of Council Member Fortier and seconded, it was unanimously voted: To award Contract 2P21-036B Owners Representative/Project Manager for Renovations at Bristol City Hall to Colliers Project Leaders USA NE, LLC for \$474,700, to refer to Corporation Counsel for Contract review, and to authorize the Mayor or Acting Mayor to execute any and all documents necessary to effectuate said Contract.

**JUNE 8, 2021**

**29. CONTRACT 2C21-079 RETAINING WALL REPLACEMENT AT MEMORIAL BOULEVARD AWARDED TO TRADEMARK CONTRACTORS, LLC FOR \$1,508,140.**

Communication from the Public Works Director regarding replacement of the retaining wall along the Pequabuck River.

On motion of Council Member Hahn and seconded, it was unanimously voted: To award Contract 2C21-079 Retaining Wall Replacement at Memorial Boulevard to Trademark Contractors, LLC in the amount of \$1,508,140 and to authorize the Mayor or Acting Mayor to execute any and all documents necessary to effectuate said Contract.

**30. APPROVAL TO AMEND CONTRACT 2P15-041 PROFESSIONAL SERVICES – REPLACEMENT OF MEMORIAL BOULEVARD BRIDGE WITH WENGELL, MCDONNELL & COSTELLO, INC. AMENDED FOR \$254,481.33 FOR A REVISED CONTRACT VALUE OF \$554,481.33.**

Communication from the Public Works Director regarding replacement of the Memorial Boulevard Bridge.

On motion of Council Member Fortier and seconded, it was unanimously voted: To amend Contract 2P15-041 Professional Services Toward Replacement of Memorial Boulevard Bridge with Wengell, McDonnell & Costello, Inc. in the amount of \$254,481.33 for a revised Contract value of \$554,481.33, and to authorize the Mayor or Acting Mayor to execute any and all documents necessary to effectuate said Amendment.

**31. EXECUTIVE SESSIONS TO DISCUSS MATTERS OF JAMES WALONOSKI VS. CITY OF BRISTOL, WCC#W001217671, WCC#W001746771, WCC#W000192256, WCC#W000272408, WCC#W000432789, WCC#W002223022, WCC#W890940865, WCC#W910452985, WCC#W910536576, WCC#W910543498, WCC#W910645117; AND DOCKET NO. X07-HHD-6084696-S, CITY OF BRISTOL VS. TSKP STUDIO, LLC, ET AL (HVAC SYSTEM AT GREENE HILLS SCHOOL).**

Mayor Zoppo-Sassu stated the Executive Session regarding the matters of James Walonoski should be removed from the agenda as they were not ready to go forward.

At 8:22 p.m. on motion of Council Member Preleski and seconded, it was unanimously voted: To convene into Executive Sessions to discuss Docket No. X07-HHD-6084696-S, City of Bristol vs. TSKP Studio, LLC, et al (HVAC System at Greene Hills School).

Present to discuss Docket No. X07-HHD-6084696-S, City of Bristol vs. TSKP Studio, LLC, et al (HVAC System at Greene Hills School): Mayor Zoppo-Sassu; Council Members Barney, Fortier, Hahn, Kelley, Preleski, and Rosado; Corporation Counsel Clift; Assistant Corporation Counsel Lacey, Assistant Corporation Counsel Steeg, and Assistant Corporation Counsel Conlin.

**JUNE 8, 2021**

Discussion was held. No votes were taken.

At 8:33 p.m., on motion of Council Member Hahn and seconded, it was unanimously voted: To reconvene into Public Session.

**32. FULL AND FINAL SETTLEMENT IN MATTER OF DOCKET NO. X07-HHD-6084696-S, CITY OF BRISTOL VS. TSKP STUDIO, LLC, ET AL (HVAC SYSTEM AT GREENE HILLS SCHOOL), APPROVED.**

Council Member Fortier stated the offer to settle was insufficient to compensate the City for the repairs already undertaken at significant cost and the inconvenience to the teachers and students of Greene Hills School. She noted further that an appeal would take several years, but it would be worth the gamble.

Council Member Preleski stated that extra money spent on an appeal would likely exceed a future settlement.

On motion of Council Member Hahn and seconded, it was voted: That that the City of Bristol approve a full and final settlement in the matter of City of Bristol vs. TSKP Studio, LLC, et al, Docket No. X07-HHD-6084696-S (HVAC System at Greene Hills School) for the sum of \$1,200,000, and that the Corporation Counsel Wyland Dale Clift, or his designee, execute any and all documents necessary to effect the purposes of this settlement.

*(Council Member Fortier voted "No".)*

**33. ADJOURNMENT.**

At 8:37 p.m., on motion of Council Member Hahn and seconded, it was voted: To adjourn.

*(Council Member Barney voted "No".)*

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

**Therese Pac  
Town & City Clerk**