



Town of Colchester, Connecticut

127 Norwich Avenue, Colchester, Connecticut 06415

**Board of Selectmen Minutes
Meeting Minutes
Thursday, March 7, 2019
Colchester Town Hall @ 7:00pm**

MEMBERS PRESENT: First Selectman Art Shilosky, Selectman Stan Soby, Selectman Rosemary Coyle, and Selectman Denise Mizla

MEMBERS ABSENT: none

OTHERS PRESENT: Town Clerk G Furman, Registrar L Grzeika, Public Works Director J Paggioli, BOF R Tarlov and A Bisbikos, D Turner, E Evans, D Bates, T Rudko, D Bouchard, I Rudko and clerk T Dean

First Selectman A Shilosky read the rules for Citizen's Comments

1. Call to Order

A Shilosky called the meeting to order at 7:00 pm.

2. Additions to the Agenda

A Shilosky asked to add #9 Discussion and Possible Action on RFP 2019-01 Town Hall Roof Repair, and #10 Discussion and Possible Action on Open Colchester, renumber remaining items accordingly.

S Soby moved to add the agenda items as presented, seconded by R Coyle. Unanimously approved. MOTION CARRIED.

3. Citizen's Comments

D Bouchard regarding Charter and stated her hope that tonight's decision restores the Board of Finance's power. Regarding data breach and the necessity to know if any resident's personal information was breached.

N Negron – correspondence attached

4. Consent Agenda

a. Tax Abatements

b. Approve Minutes of the February 21, 2019 Board of Selectmen Meeting

c. Approval of Senior Services Submission of Title III Grant Renewal Application for the Making Memories Program FY 2019-2020

D Mizla moved to approve the consent agenda, seconded by R Coyle. Unanimously approved. MOTION CARRIED

5. Board and Commissions – Interviews and/or Possible Appointments

a. Economic Development – Lisandro Suarez possible appointment as a member to expire 10/1/2023

S Soby moved to appoint Lisandro Suarez as a member to the Economic Development Commission for a term to expire on 10/1/2023, seconded by R Coyle. Unanimously approved. MOTION CARRIED.

b. Housing Authority – Cathy Forcier Kosmo possible appointment as a member to expire 5/30/2023

R Coyle moved to appoint Cathy Forcier Kosmo a member to the Housing Authority for a term to expire on 5/30/2023, seconded by S Soby. Unanimously approved. MOTION CARRIED

c. Youth Services Advisory Board – Russell Melmed to be interviewed – was interviewed

6. Approve Minutes of the February 20, 2019 Joint Board of Selectmen and Board of Finance Meeting

R Coyle moved to approve the minutes of the February 20, 2019 Joint Board of Selectmen and Board of Finance meeting, seconded by S Soby. Unanimously approved, with one abstention by D Mizla. MOTION CARRIED

7. Discussion and Possible Action on Munis Financial Software Contract Renewal

S Soby moved to approve the amendment to the contract with Tyler Technologies – Munis Division for an additional three-year term through June 30, 2022 for a total fee of \$232,443 and authorize the First Selectman to sign all necessary documents related to the amendment to the agreement, seconded by R Coyle. Unanimously approved. MOTION CARRIED

8. Discussion and Possible Action on Lawrence Green 3 Lot Subdivision #96-273 Bond Release

S Soby moved that the Town of Colchester release the balance of TD Bank Passbook Savings Account #030555143 plus

all accrued interest to the Estate of Lawrence Green in care of Attorney Peter Alter as recommended by the Town Engineer, seconded by D Mizla. Unanimously approved. MOTION CARRIED

9. Discussion and Possible Action on RFP 2019-01 Town Hall Roof Repair

J Paggioli stated the repair is to address portions of the roof that currently have leaks. The portion of the roof is the top center that has had difficulty over the last few years. Six bidders received. This is a bonded project and is well within the selected bidders limit. (contract attached)

R Coyle moved that the RFP 2019-01 Town Hall Roof Repair be awarded to Scholar Painting, LLC for the Base Bid of \$15,320.00 with a total amount not to exceed \$31,507.50, and hereby authorize the First Selectman, enter into a contract with Scholar Painting, LLC and to sign and deliver said agreement and any necessary documents required, seconded by D Mizla. Unanimously approved. MOTION CARRIED.

10. Discussion and Possible Action on Open Colchester

A Shilosky stated that at the last meeting they were waiting for items to be complete. All work has since been done and vetted through January 2019. He recommends that they move forward.

S Soby moved that based on the report of the First Selectman that Open Colchester go live to the public, seconded by D Mizla. Unanimously approved. MOTION CARRIED

11. Discussion and Possible Action on Charter Revision

S Soby moved to establish a bi-partisan dual Board subcommittee to develop the joint Board of Finance, Board of Selectmen policy to specify the process for preparing the town budget this year, as recommended by town counsel, seconded by R Coyle. Unanimously approved. MOTION CARRIED

S Soby and R Coyle will serve for the BOS. A Shilosky stated that they need to establish guidelines. This will be fast tracked to be done before they get into the meat of the budget. R Coyle stated that this will solve an immediate issue, then will decide later for the long term fix for the Charter.

12. Citizen's Comments

D Bouchard asked for confirmation that the transparency software is called Open Colchester and not Open Gov as she thought the name Open Colchester was for a calendar on the website. The Board confirmed Open Colchester is the name of the transparency software being launched on the website soon. D Bouchard thanked the Board for moving forward with a resolution to the Charter issue. Also stated concern with student safety on the sidewalks on the corner of Chestnut Hill Rd and Norwich Ave by the high school. Also stated the sidewalks are an issue from Country Place to the center of town. E Evans stated there is an Eagle Scout candidate, his son, doing sidewalk clearance for no cost for those in need. Also stated that if an attorney is not part of the review of the Charter before referendum, that he recommends in the future that it be part of the attorneys state of duty.

13. First Selectman's Report

A Shilosky stated at the last Park & Recreation Commission meeting they discussed the current contract with a software vendor. He had J Ford review the contract to give his opinion. J Ford stated that it does not look to be a legal contract since the contract was signed by the previous Recreation Director, and not the First Selectman. Only the First Selectman is authorized to sign contracts. R Coyle suggested checking the BOS minutes to see if the contract was voted on in 2012. Then contact the attorney to resolve the issue. An organization approached the Senior Center to do a presentation on medical marijuana. A Shilosky would like the organization to do a presentation on the program to the Board first. S Soby suggested the Board get a copy of the organizations literature to review first before making a decision. A Shilosky met with Officer Owens, the candidate for the School Resource Officer. He is requesting to do an MOA from the Union to request that the police vehicle be taken home by Officer Owens so that she can go directly from home to the school vs going to the police station first to switch vehicles. The Board concurred. New Construction on 149 and 16 will be a combined Dunkin Donuts, gas station and convenience store. Construction abutting Starbucks will be a multi-purpose commercial building. The fuel cell natural gas proposal is still in the works, and would benefit the town as well as be a revenue source.

14. Liaison Reports

R Coyle reported on the Building Committee – finalizing and dealing with any remaining issues. Fields and paving will be done in the spring. Presentation by students on a butterfly garden.

Chatham Health – interviewed four candidates for a new director. Next Tuesday the full board will chose from the selection to move forward.

S Soby reported on Planning & Zoning – P&Z staff have been working on sign regulations for about two years now. Last night they passed the new regulations after significant input from the business community and the CBA, which was reflected in the new regulations. New regulations go into effect October 1, 2019 which will give staff time to do necessary education so that people can understand what is required and be in compliance going forward.

D Mizla reported on the Park & Recreation Commission – three vacancies. Raffle moving forward, goal is to sell 800 tickets at \$50 each. The town website is up and running. There is a subscribe option that people can choose to get agendas sent via email when they are uploaded to the site.

Youth & Social Services – 4/28 Kids wellness and mental health fair at Town Hall. The survey given to students in 6-12 grade results were presented by SERAC. Ultimately they want to bring onboard BOS, BOE, BOF and the community to read the results and get feedback and recommendations on what the town can do.

15. Adjourn

R Coyle moved to adjourn at 7:45 p.m., seconded by S Soby. Unanimously approved. MOTION CARRIED.


Attachment: RFP 2019-01 Town Hall Roof Repair
N Negron correspondence

Respectfully submitted,



Tricia Dean, Clerk

Town of Colchester Interoffice Memorandum

To: Art Shilosky, First Selectman
From: James Paggioli, L.S., Director of Public Works 
CC:
Date: March 1, 2019
Re: Award recommendation RFP 2019 – 01 Town Hall Roof Repair

The Town Hall Roof repair bid RFP 2019-01 responses were opened on 2/22/2019. There were 6 respondents. The bid was listed as a base bid of the roofing area to be stripped and replaced, with a per sheet addition for any of the plywood that may be required to be replaced once inspected after the shingles have been stripped off. The results of the bid are as follows:

<u>Company</u>	<u>Base Bid</u>	<u>Per Sheet cost (if required)</u>	<u>Maximum</u>
1) Young Developers, LLC	\$27,761.00	\$6,434 (\$73.53 per/sht)	\$34,195
2) Eagle Rivet & Roof Service	\$22,900.00	\$ 96.00 per/sht	\$31,300
3) G.L. Capasso, Inc	\$63,400.00	\$165.00 per/sht	\$77,821
4) Scholar Painting, LLC	\$15,320.00	\$185.00 per/sht	\$31,507.50
5) Silktown Roofing	\$26,420.00	\$123.20 per/sht	\$37,200
6) Advanced Improvements	\$32,249.00	\$100.00 per/sht	\$40,999

The apparent lower bidder was identified as Scholar Painting, LLC. I contacted referenced previous similar work conducted:
Town of Brookfield Town Hall Roof – PW Director – Bonded project approx. \$300,000. Good Recommendation
Town of Farmington Salt Shed Roof – PW Director – Not Bonded project \$39,320. Good Recommendation
Town of North Haven Pavilion Roof – PW Director – Not Bonded project \$13,250. Good Recommendation
Their submittal also included several other referenced jobs. I also contacted the company and reviewed their submittal, the RFP requirements and bonding capabilities. They were entirely familiar with each portion.
I would therefor recommend that the RFP 2019-01 Town Hall Roof Repair be awarded to Scholar Painting, LLC for the Base Bid of \$15,320.00 and a total not to exceed \$31,507.50.

Proposed Motion: That the RFP 2019-01 Town Hall Roof Repair be awarded to Scholar Painting, LLC for the Base Bid of \$15,320.00 with a total amount not to exceed \$31,507.50, and hereby authorize the First Selectman, enter into a contract with Scholar Painting, LLC and to sign and deliver said agreement and any necessary documents required.

Town of Colchester
And
Colchester Public Schools
127 NORWICH AVENUE, SUITE 201 & 202
COLCHESTER, CT., 06415-1260

Art Shilosky
First Selectman

(860) 537 - 7220
FAX: 537 - 0547

Jeffrey E. Burt
Superintendent of Schools

(860) 537 - 7208
FAX: 537 - 1252

CONTRACT

THIS AGREEMENT made this ___th day of March, 2019, by and between
Scholar Painting, LLC, herein after called the "Contractor", and the Town of Colchester.

WITNESSETH, that the Contractor and the Town of Colchester for the bid sum of Fifteen Thousand Three Hundred Twenty Dollars (\$ 15,320.00) with a maximum amount not to exceed Thirty One Thousand Five Hundred Seven Dollars and Fifty cents (\$31,507.50) and considerations stated herein mutually agree to provide for roofing services as described in RFP 2019-01 Request for Proposals Town of Colchester Roof Repair – Town Hall and submitted response by the contractor. :

Article 1. Statement of Work. The Contractor shall furnish all supervision, technical personnel, labor, materials, machinery, tools, equipment and service, including utility and transportation service, and perform and complete in an efficient and workmanlike manner all work required for the Professional services in strict accordance with the Contract Documents, including all Addenda, thereto, all as prepared by the Town of Colchester. It is recognized that the general and specific scope of the project is outlined within the Proposal documents.

Article 2. The Contract Price. The Town of Colchester will pay the Contractor for the performance of the Contract in current funds for the total quantities of work performed at the unit prices or lump sum prices stipulated in the Bid for the several respective items of work completed subject to additions and deductions as provided in the section.

Article 3. Contract Documents: The executed contract documents shall consist of the following:

- | | |
|---------------------------|------------------------------------|
| a. This Agreement & Bonds | g. Supplemental Conditions |
| b. Addenda | h. Special Provisions |
| c. Invitations for Bids | i. Technical Specifications |
| d. Instruction to Bidders | j. Drawings |
| e. Signed Copy of Bid | k. Notice of Award |
| f. General Conditions | j. Proposal Submitted by XXXXXXXXX |

THIS AGREEMENT, together with other documents enumerated in this Article 3, which said other documents are as fully a part of the Contract as if thereto attached or herein repeated, form the Contract between the parties thereto. In the event that any provision in any component part of this Contract conflicts with any other component part, the provision of the component part first enumerated in this Article 3, shall govern, except as otherwise specifically stated.

Town of Colchester
And
Colchester Public Schools
127 NORWICH AVENUE, SUITE 201 & 202
COLCHESTER, CT., 06415-1260

Art Shilosky
First Selectman

(860) 537 - 7220
FAX: 537 - 0547

Jeffrey E. Burt
Superintendent of Schools

(860) 537 - 7208
FAX: 537 - 1252

IN WITNESS WHEREOF, the parties hereto have caused this Agreement to be executed in four (4) original copies on the day and year first above written.

TOWN OF COLCHESTER:

Attest: _____ By: _____
(Name)

(Title)

CONTRACTOR: Scholar Painting, LLC

Attest _____ By: _____
(Name)

(Title)

Certification of Corporate Contractor

I, _____, certify that I am the _____
of the corporation named as Contractor herein; that _____ who
signed this Agreement on behalf of the contractor, was then _____ of said corporation;
that said Agreement was duly signed for and on behalf of said corporation by authority of its
governing body, and is within the scope of its corporate powers.

Corporate
Seal

(Signature)

(Corporation)

From: Nilda Negron
Sent: Thursday, March 7, 2019 4:59 PM
To: Robert Tarlov
Subject: Additional Question - Legal Memo regarding the Charter

Hi Rob,

Can you give these two questions to Art before tonight's meeting?

Does the general statutes or case law address the issues regarding a section of a Charter that violates the intent of the voters by creating a technical error in Section 601(c) which jeopardizes or compromises the 30 year historical role of the Board of Finance in performing the duties as stated therein?

What avenues, if any, temporary or long term, are available to rectify an apparent "technical error", designated as a clarification, in Section 601 (c) of the Charter, which can be done in an expedited manner? (Can there be an addendum to the Charter? Can a legal history of the section be inserted to explain the clarification?)

Just some thoughts,

Nilda

PS In my opinion, this is such a serious issue that needs to be addressed immediately or it will jeopardize the existence and duties of the BOF.