

COPY RECEIVED
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TOWN CLERK'S OFFICE

MINUTES

Special Board of Selectmen Meeting
Thursday, April 23, 2015 – 7:15 PM
Seymour High School Auditorium

Members Present: Kurt Miller, Nicole Klarides-Ditria, Al Bruno, Paul Roy and Karen Stanek

Members Absent: Len Green Jr. and Annmarie Drugonis

Others Present: Town Counsel Brian LeClerc, Town Engineer Jim Galligan, Rory Burke

1) Call meeting to order

The meeting was called to order at 7:15 PM

2) Pledge of Allegiance

All present stood and recited the Pledge of Allegiance.

3) Public comment

There was no public comment.

4) Discussion and take possible action regarding forwarding Town budget to referendum

Brian: I recommend the following resolution:

BE IT RESOLVED, in accordance with the Town Charter the referendum on the budget in the amount of \$55,946,702.00 resulting in a mill rate of 34.67 mills known as the adjourned Town meeting will be held on Thursday, April 30, 2015 at the Community Center, 20 Pine Street from 6 AM to 8 PM; and

BE IT FURTHER RESOLVED, if additional referendums known as the adjourned town meetings will have to be held the tentative dates will be as follows: Thursday, May 14, 2015, Thursday May 28, 2015, Thursday, June 11, 2015 and Thursday, June 25, 2015.

Motion: Nicole **Second:** Al

Vote: 5-0

5) Award bid for road work

Jim: I made a recommendation that the first of the five contracts but I know there were concerns so I'm here to address them.

Paul: Cocchiola had the job for Derby Avenue and that was disastrous. People were bottoming out their cars on exposed manholes and it took longer than it should have for the apron work to be done

Jim: I can't argue with any of that. My job is to ensure the bid is correct and that he was the low bidder. It would not be right for me to not make that decision. That's up to the Board. I can't make the decision to choose a second bidder for you.

Kurt: Do you have any experience with Cocchiola outside of Derby Avenue or outside Seymour?

Jim: On Derby Avenue, the schedule that was followed was unfortunately State procedure. They have to do core samples and send them for analysis and that causes delays. We have 5 of these

projects coming up. You can choose not to select them tonight but this type of project is their specialty. They'll bid on every one of them and you'll find some resistance from the contractor and their counsel if we tell them they cannot bid on any of the jobs. You'll get into restraint of trade and that kind of thing and that's dangerous for the Town. A & J did Patton Avenue and they were very responsive. We've used Cocchiola in Beacon Falls and have had reasonably good success with them. I think some of the blame goes with the DOT schedule.

Paul: I'm not recommending that we don't allow them to bid I just cannot support them.

Nicole: If they bid each project and we do not select them, will that be an issue?

Brian: It depends if they're found to be responsible bidder. Based on the Town Engineer's experience and if he determines they're not responsible, there would be no problem. If he finds they're not the lowest responsible bidder than you can select another vendor.

Nicole: You saw the problems on Derby Avenue, Jim. Have they had issues on any other projects? They weren't perfect projects?

Jim: Every project has issues. Cocchiola is declared a responsible bidder by DOT in terms of their general qualifications in spite of their poor performance on Derby Avenue.

Karen: We received a proposal for three phases. What specifically are we talking about tonight?

Jim: They do the mechanical reclaiming, very similar to what was done on Patton Avenue. They wouldn't bid on the heat-in-place, but they do the pipe work that was involved in that.

Al: In past jobs that are similar, how has Cocchiola performed.

Jim: I define it as mixed. On Derby Avenue there was a continuous problem. By the same token, they've done jobs where it went very smooth.

Al: And A & J?

Jim: They were very good.

Al: What's the difference between the bids?

Jim: About \$30,000.

Kurt: Do we open ourselves to any legal exposure by bypassing the lowest bidder for the second?

Brian: You do.

Nicole: Even with our past experience?

Brian: Yes. You're tied to the lowest qualified bidder.

Al: To Paul's point, that was a fiasco. I can't put my vote to that company.

Kurt: How quickly could you do a deeper analysis of the bidders qualifications?

Jim: A matter of days.

Kurt: So you could have it ready for our May 5th meeting and have it more focused on their qualifications rather than their price?

Jim: Yes.

A motion was made to table.

Motion: Karen **Second:** Nicole

Vote: 5-0

6) **Set special Town meeting for Thursday, May 7, 2015 at 6:45 PM in the Norma Drummer Room at Seymour Town Hall to discuss transfer controls numbers 10 for \$87,530.95 & 11 for \$85,894.87 as approved by the Board of Selectmen on April 21, 2015.**

Motion: Nicole **Second:** Al

Discussion: Kurt: I would like to move the Board of Selectmen meeting to that day as well as long as no one on the Board has any objections.

Vote: 5-0

7) **Adjournment**

Motion: Nicole **Second:** Al

Vote: 5-0

The meeting was adjourned at 7:31 PM

Submitted by,



Rory Burke
Recording Secretary

Reviewed by,



W. Kurt Miller
First Selectman