



STATE OF CONNECTICUT
OFFICE OF GOVERNMENTAL ACCOUNTABILITY

STATE CONTRACTING STANDARDS BOARD

Draft Minutes

Friday, November 4, 2022 - 10:00 A.M. Meeting of the State Contracting Standards Board

Virtual Meeting

Via Microsoft Teams

Members Present:

Lawrence Fox, Chair

Alfred Bertoline

Bruce Buff

Lauren Gauthier

Albert Ilg

Donna Karnes

Salvatore Luciano

Stuart Mahler

Jean Morningstar

Robert Rinker

Danial Rovero

David L. Guay, Temporary Worker Retiree

Jing Liang, Intern

1. Call to order

Chair Fox called the meeting to order at 10:03 AM.

2. Approve the Minutes of the October 14, 2022 meeting

Alfred Bertoline motioned to approve the Minutes of the October 14, 2022 meeting, and Danial Rovero seconded the motion. All voted in favor, and the Minutes are approved.

3. Update on the FY23 Hiring of Board Staff

David Guay provided an update on the hiring process.

- 20 applications were received for the Chief Procurement Officer.
- 10 applications were received for the Attorney one.
- 6 applications were received for the Accounts Examiner.
- 6 applications were received for the Research Analyst.
- 4 applications were received for the Trainer.

Chair Fox, Robert Rinker and David Guay formed a screening committee to determine the interview candidates. Seven of the twenty applicants for Chief Procurement Officer were selected for an interview.

All applicants for the positions of Attorney One, Accounts Examiner, Research Analyst and Trainer will be interviewed.

Mr. Guay listed the Interview Teams

Chief Procurement Officer

- Lawrence Fox
- Robert Rinker
- Brenda Sisco
- Bruce Buff
- David Guay

Staff Attorney 1

- Robert Rinker
- Albert Ilg
- Lauren Gauthier
- David Guay

Accounts Examiner

- Bruce Buff
- Albert Bertoline
- Lauren Gauthier
- David Guay

Research Analyst

- Alfred Bertoline
- Bruce Buff
- Donna Karnes

· David Guay

Trainer

- Alfred Bertoline
- Bruce Buff
- Donna Karnes
- David Guay

Mr. Guay provided the interview schedule.

- Accounts Examiner: Thursday, 11/10/22
- Research Analyst: Wednesday, 11/16/22
- Trainer: Thursday, 11/17/22
- Chief Procurement Officer: Friday, 11/18/22
- Staff Attorney 1: Wednesday, 11/30/22

Mr. Guay reported that he is preparing a package in addition to the one expected from DAS for each interviewer. The package will contain the list of Preferred Qualifications, a copy of the DAS approved questions, a copy of the application and essentially a Q & A from the questions he's asked of DAS and their response.

4. Sec.4e-36 Contested Solicitations and Awards Subcommittee Report

Subcommittee Chair Robert Rinker reported that there are no matters pending before the Subcommittee.

5. Privatization Contract Committee Report

Committee Chair Fox reported on two pending petitions.

The union representing workers at the UConn Health Center, University Health Professionals, Local 3837 AFT/AFT-CT/AFL-CIO filed the petition upon the UConn Health Center forming an entity to do radiologic services, which the union believes is privatization.

In both cases the UCONN - UHP Petition & the UCONN - CEUI Petition Management does not believe that privatization covered by our law.

In the case of the UConn Health, the University claims to be doing a joint venture by the UConn Health Center Finance Corporation with a for profit company and the UConn Health Center

Finance Corporation is not covered by the State Contracting Standards Board law on privatization of government services. Therefore, not required to perform a cost-benefit-analysis.

The Union's counter argument is that the UConn Health Center Finance Corporation enabling statute provides for different kinds of activities that will lower costs for the hospital. It is a creature of UConn, and all the employees of the Corporation are employees of the State. The Corporation's intent is not harming the integrity of the bargaining units. A further argument is that when the State Contracting Standards Board Statutes were passed, it clearly stated which entities are not covered, the UConn Health Center Finance Corporation is not one of those and the statute states who is covered and the University of Connecticut is and its constituent units. Another argument is that the decision about the privatization was made by the University and not the Health Corporation. Implementation of the decision is by the Corporation.

Chair Fox summarized the questions into one question; did the University follow the law on privatization?

The union representing workers at the athletic facilities at the University of Connecticut Storrs Campus, CEUI, SEIU Local 511 filed the petition upon the University of Connecticut outsourcing custodial work currently being performed by members of the union. The current focus is on the athletic facilities. UConn has a history of privatization of custodial services at the Storrs Campus. The Union contends that the contractor in question does not have that long history. The University argues that they are not covered by our privatization statutes, C.G.S. Sec. 4e-16(a).

The Union contends that the University is covered by C.G.S. Sec. 4e-16(p) which requires the filing of a Cost-Effectiveness-Evaluation with the Office of Policy and Management to determine whether it is appropriate and cost-effective. Current understanding is that the University has not completed the cost-effectiveness-evaluation as required by C.G.S. Sec. 4e-16(p).

Chair Fox proposed to hold a special meeting of the Privatization Committee on December 2nd. Chair Fox noted that UConn Health is covered under SCSB's jurisdiction.

Chair Fox hopes we will be able to give a full report on both issues and report something to the board at the December 9, 2022 Board meeting.

6. Other Business

Stuart Mahler raised a question on the two requests for a formal opinion from the Attorney General. Mr. Mahler suggested Chair Fox refer the questions to the Office of Legislative Research (OLR).

Chair Fox reported the next meeting with Attorney General is on November 18, 2022. We will have an update at the December meeting.

7. Public Comment

No public comment.

8. Adjournment

Salvatore Luciano motioned to adjourn; Albert Ilg seconded. All voted in favor. Meeting adjourned at 10:45 A.M.

Respectfully submitted: Jing Liang, Intern