



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

Brenda Sisco

David L. Guay, Temporary Worker Retiree

1. Call to order

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

2. Approve the Minutes of the November 4, 2022, meeting

Alfred Bertoline motioned to approve the Minutes of the November 4, 2022, meeting, and Albert Ilg seconded the motion. All voted in favor, and the Minutes are approved.

3. Approve 2023 Meeting Dates

Robert Rinker motioned to approve the proposed 2023 Meeting Dates; Alfred Bertoline seconded. All voted in favor. The 2023 meeting dates were approved.

State Contracting Standards Board

2023 Regular Meeting Schedule

2023 Privatization Contract Committee Meeting Schedule

2023 Audit Work Group Meeting Schedule

(Usually, the second Friday of the month)

January 13, 2023

February 10, 2023

March 10, 2023

April 14, 2023

May 12, 2023

June 9, 2023

July 14, 2023

August 11, 2023

September 8, 2023

October 13, 2023

November 3, 2023

December 8, 2023

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.

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.

CEUI, SEIU Local 511 filed the petition upon the University of Connecticut outsourcing custodial work currently being performed by members of the union.

Chair Fox had hoped the Committee would be able to give a full report on both issues today, but the Committee needs more time.

6. Report on AAG conversation on Opinion requests

Bruce Buff reported the Connecticut Port Authority subcommittee of the SCSB met with AAG Josh Perry on December 2, 2022. We discussed the question of the Connecticut Port Authority's ability to enter into public private. partnerships via their enabling statutes. Attorney Perry indicated that the AG would provide a formal opinion sometime in mid-January, 2023.

Additionally, we discussed the subject of the \$523,000 "Success Fee" included in the CPA contract with Seabury. The "Success Fee" was in addition to the \$220,000 fee Seabury was paid for financial and procurement consulting services. We noted that if the "Success Fee" was a finder's fee, it would have been illegal under Connecticut law. The question was asked, if the "Success Fee was not a finder's fee, what was it? It was clearly a bad business practice, probably unethical and perhaps illegal. Attorney Perry indicated that he was unable to provide an opinion on this question.

The subcommittee and Attorney Perry will conduct additional discussions on the issue of Public-private partnerships after issuance of the AG's formal opinion. Additionally, Attorney Perry expressed a willingness to have a discussion with the Board's newly hired Attorney regarding the assistance his office could provide to that individual.

7. Other Business

David Guay reported that the Board had received two communications concerning recent reporting on subcontracting at the Connecticut Port Authority. First a letter from Senator Heather Somers, 18th District and the second an email from Kevin Blacker.

Discussion held on the various allegations. Chair Fox recommended keeping the same current ongoing working group to investigate the issues raised.

Chair Fox asked that the minutes reflect that we are going to get into this in a big way, because it is very important.

8. Public Comment

Kevin Blacker addressed the Board.

8. 9. Update on the FY23 Hiring of Board Staff

David Guay provided an update on the hiring process.

10. Executive Session per C.G.S. §§ 1-231 and 1-200(6) Discussion concerning the appointment of a Chief Procurement Officer

Chair Fox motioned to go into executive session per C.G.S. §§ 1-231 and 1-200(6) Discussion concerning the appointment of a Chief Procurement Officer and invited David Guay to join the executive session. Donna Karnes seconded the motion. All voted in favor. The Board entered executive session at 10:48 A.M.

Motion made by Donna Karnes and seconded by Lauren Gauthier to exit executive session and return regular session. All voted in favor. Regular session resumed at 11:18 A.M.

11. Appointment of Chief Procurement Officer

Motion made by Bruce Buff and seconded by Lauren Gauthier to appoint Jonathan M. Longman as Chief Procurement Officer. All voted in favor. By unanimous vote, Jonathan M. Longman was appointed Chief Procurement Officer.

Discussion with and congratulations offered to Mr. Longman.

8. Adjournment

Donna Karnes motioned to adjourn; Lauren Gauthier seconded. All voted in favor. Meeting adjourned at 11:28 A.M.

Respectfully submitted: David Guay, Temporary Worker Retiree