



COMMONWEALTH OF MASSACHUSETTS

Town of Southwick

Park and Recreation Commission

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Park and Recreation Meeting Minutes

December 13, 2017

6:30 pm

Members in Attendance: Jeanne Reed-Waldron, Mike Massarelli, John Whalley David DeiDolori, Mike Sheil and Cara Cartello

Guests: Jason Larochelle, Rob Levesque

The meeting was opened by Commissioner Jeanne Reed-Waldron at 6:30 pm. The next meeting of the Park and Recreation will December 27, 2017 at 6:30pm.

Public Comment

There was no public comment.

Review Minutes and Bills

Bills were reviewed and approved. Minutes were reviewed and approved.

Whalley Park

Jason Larochelle asked who instructed Eric from Down Under Irrigation to fix the irrigation damages at the park. John said Jason did. Jason said he strongly disagrees. Jason said Eric told him he would do the work and bill Park & Recreation. Jason said he told Eric to contact P&R before he does the work. Mike M. asked why doesn't Jason want to pay what was damaged by JL Construction employees? Jason has issue with Eric's bills. He said they are inflated and Eric charged 20% margins on his invoices. Jason asked why he is allowed to do this. He stated Eric charged \$20 for rotary heads and Jason can get them for \$5. Jason had his sprinkler contractor look at the bill and he stated he could have done the same work for \$5,000 instead of \$8,912.17. Jason said Eric made a big mistake doing all the work without authorization. Jason said the ability to fix the irrigation himself was taken away from him. Jason said he would be willing to pay \$5,000. Rob stated Jason signed a contract stating JL Construction is responsible for the damages to irrigation. Jason stated the irrigation wasn't marked out by Eric. Mike M. asked how can he dig up and ruin irrigation lines and not fix it. Jeanne asked if you didn't agree with the markings why did you start the work. Jason said Eric stated there isn't ability to mark all the irrigation lines at the park. Rob stated any damage is the responsibility of JL. Rob stated liquidated damages for 28 days past contract date are \$14,400. Electrical demand fee is \$1,115.40, Irrigation repairs \$8912.17, retainage left is \$9,557.82, and credit of \$4,810.32 for the lights that weren't going to be installed. Mike asked Rob what the best way to approach this is. Rob said a change order associated with irrigation would need to be made. P&R can vote to hold back on payment. P&R needs to make a decision what is fair and equitable. Rob recommended splitting the difference. Jason stated he needs to get paid by P&R to pay Eric. Rob said a change order to change the contract amount would need to be put together and

P&R can approve at the next meeting. Mike S. asked if it was a possibility to go to Eric and have him lower fees. Rob stated that isn't fair to Eric and a sticky situation. John Whalley motioned to withhold \$8,912.17 from Jason's contract payment; Mike Sheil seconded and the motion was unanimously approved. John Whalley motioned to approve payment to Eric of Down Under Irrigation \$8,912.17 for irrigation repairs due to damage done by JL Construction; Mike Massarelli seconded and the motion was unanimously approved. John Whalley motioned to withhold the \$1,115.40 for the Eversource bill from JL Construction testing the lights. Nobody was in favor, there was no vote. John Whalley motioned hold back \$14,000 in liquidated damages as a result of JL Construction running 28 days past the contract finish date; Mike Sheil seconded and the motion was approved with three in favor, 1 not in favor, and one abstained. Mike Sheil motioned to not charge JL Construction for the Eversource bill of \$1,115.40 and Park & Recreation pay; Mike Massarelli seconded and the motion was approved with three in favor, one not in favor and one abstained. Rob requested Jason let us know the status on the electrical work to be completed. Jason said he will get a hold of the electrical inspector and move forward with the work. Review Tinkergarden request to use the park for a small child-parent nature play class. The classes are limited to 12 children and their parents. It is open to the public for children 18 month to 5 years old. They meet once a week from 10-11:15am. Do they have insurance? They will need to fill out all paperwork and would not be able to hold on weekends during peak summer season as the pavilion is being rented out.

Rail Trail

The Friends of the Southwick Rail Trail would like to have concrete slabs poured under the five new benches they installed over the summer. DPW mowed trail with arm mower late November.

New Business

Discuss budget for next fiscal year. Items are needed such as leaf blower, bagger for mower, playground mulch and bark mulch. Jeanne discussed a rail trail grant that might be a good way to pay for the root damage on the rail trail.

Meeting called to a close

8:08 pm Mike Massarelli motioned to adjourn the meeting; Mike Sheil seconded the motion. The meeting was called to a close.

Submitted by:_____

Jeanne Reed-Waldron_____

John Whalley _____

David DeiDolori_____

Mike Massarelli_____

Mike Sheil_____