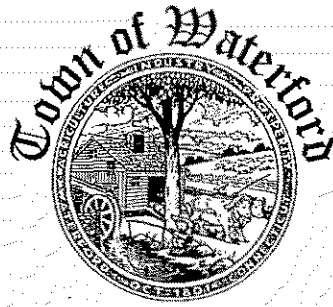


FIFTEEN ROPE FERRY ROAD
WATERFORD, CT 06385-2886



PHONE: 860-442-0553
www.waterfordct.org

AGENDA
BOARD OF SELECTMEN SPECIAL MEETING

Tuesday, March 11, 2025

4:00 PM

Waterford Town Hall – Auditorium

RECEIVED FOR RECORD
WATERFORD, CT
2025 MAR - 1 P 3:17
ATTEST: [Signature]
TOWN CLERK

1. **Call to Order & Roll Call:**
2. **Pledge of Allegiance:**
3. **Public Comment:**
4. **Library and Public Works:** To consider and act on a request for a FY25 additional appropriation from the Director of Public Works, Gary Schneider, and the Director of the Library, Chris Johnson in the amount of \$505,078, for construction (\$377,179), cooling (\$48,000), and 5% contingency (\$79,899) to line #20536-57848 (Library HVAC Upgrade) and forward on to the Board of Finance if approved.
5. **Library:** To consider and act on a recommendation from Shea Davy, Purchasing Agent, on behalf of the Director of the Library, Chris Johnson, to award the bid to Action Air Systems Inc., in the amount of \$1,579,987. Funds will be available from line #20536-57848 (Library HVAC Upgrade).
6. **Adjournment:**

INTER-OFFICE MEMORANDUMTOWN OF WATERFORD

To: Robert Brule, First Selectman

From: Gary J. Schneider, Director of Public Works

Cc: Kimberly Allen, Finance Director
Christine Johnson, Library Director

Date: March 5, 2025

Re: Library HVAC Project



Bids were received on February 11, 2025 to replace the HVAC at the Library. The goal was to renovate the entire building. The bid was broken into 3 areas, the base bid to complete the work on the main level, the level where the last A/C unit failed last summer and where temporary units were installed to provide cooling and dehumidification, and alternate bids for the basement meeting rooms and the office areas.

Available funding (Town and State Library grant) is \$1,220,808 million. Only one contractor submitted a bid. This may be due to the State Board of Education funding school HVAC projects that have a completion date of the end of this year. That has flooded the market with projects for the contractors to bid on. We are not the only town to receive just one bid.

With the total bid of \$2,329,500, after conferring with the Purchasing Agent, and with approval by the State Library's grant administrator, I directed the engineer to meet with the contractor to discuss their base bid (\$1,893,500) and determine if it could be reduced. The contractor asked his subcontractors for new numbers and reached out to other subcontractors that they have worked with on previous projects to propose new numbers. That effort resulted in a reduction to \$1,597,987 million, a reduction of \$295,513, but still greater than the available funding.

The options are few. The remaining roof top unit that both provides the heating and cooling failed leaving just the heating mode working. That caused the main floor of the building to be without A/C last summer. The temporary solution was the installation of temporary units costing \$12,000 per month. That remaining rooftop unit has held together for this heating season. It may not for the next.

The Library Board met on Tuesday, February 27, 2025 to discuss the results. They are supportive of continuing with project, completing only the base bid. The two alternatives will be addressed in future capital projects.

Time is critical. The Contractor needs to start the project in March in order to get the equipment ordered. The lead times have already increased to 16 weeks from 12 weeks for the major units.

To continue with the project, an additional appropriation is required in the amount of \$505,078. The breakdown is \$377,179 for construction, \$48,000 for cooling (estimate of \$12,000/month, 4 months) and a 5% contingency \$79,899

I would recommend a request for a special meeting of the Board of Selectmen be held before the Board of Finance meeting on March 12, 2025 and the April 6th meeting of the RTM.

Memo

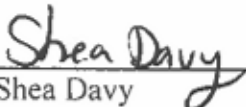
To: The Board of Selectmen
From: Shea Davy
Date: March 5, 2025
Re: Award-Bid#24-009 Waterford Public Library HVAC Replacement

Dear Mr. Brule:

Proposals for the above mentioned project were opened on February 11, 2025 by Waterford Public Library Director, Christine Johnson and I with the attached results. After careful review of the proposal and a meeting between our Engineer and the contractor, which was approved by the State Library's grant administrator, there was an agreeance to award the contract to Action Air Systems Inc. for the reduced base bid amount of \$1,579,987.00.

I therefore respectfully seek the Board's approval to award the contract to Action Air Systems Inc. in the amount of \$1,579,987.00 pending the approval of the additional appropriation.

Funds will be available in line acct #20536-57848 (Library HVAC Upgrade).



Shea Davy
Purchasing Agent,
Town of Waterford



131 Adams Street
Manchester, CT. 06042
Phone (860)645-8838
Fax (860)645-0226
www.actionairsystems.com

February 20, 2025

Mr. Ken Hipsky
RZ Design Associates, Inc.
750 Old Main Street, Ste 202
Rocky Hill, CT 06067

RE: Town of Waterford Public Library
HVAC Replacement Project – V.E. Best & Final

Dear Ken,

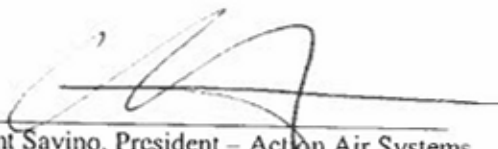
In regards to our conversation of V.E. items and coming up with best and final pricing for the above referenced project, we offer the following pricing:

Base Bid	\$1,579,987.00
Alternate #1	\$ 299,853.00
Alternate #2	\$ 118,975.00

If this meets your understanding and approval, please indicate by signing below and return a copy to our office.

If you have any further questions, please reach out to my office.

Sincerely,


Vincent Savino, President – Action Air Systems

Ken Hipsky – RZ Design Associates, Inc.

TOWN OF WATERFORD PUBLIC LIBRARY-HVAC PROPOSAL 022025

CT: Lic#303447 – RI: Lic#00008228 – MA: Lic#504-SM-B – CT: MCO.0903707
An Affirmative Action Equal Opportunity Employer
S/M/W/DIS-BE & DAS Certified Companies Are Encouraged to Participate

INTER-OFFICE MEMORANDUMTOWN OF WATERFORD

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From: Gary J. Schneider, Director of Public Works

Cc: Kimberly Allen, Finance Director
Christine Johnson, Library Director

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I would recommend a request for a special meeting of the Board of Selectmen be held before the Board of Finance meeting on March 12, 2025 and the April 6th meeting of the RTM.

Shea Davy

From: Gary Schneider
Sent: Wednesday, March 5, 2025 2:08 PM
To: Shea Davy
Cc: Sandy Kenniston
Subject: FW: Waterford library
Attachments: Town of Waterford Public Library - HVAC Replacement Proposal.pdf

These are the results from the discussion with the low bidder. We will only be accepting the base bid. The Department is requesting the Action Air be awarded the project for the base bid of \$1,579,987.

Gary J Schneider
Director of Public Works
Town of Waterford
Public Works Department

From: Kenneth Hipsky <khipsky@rzdesignassociates.com>
Sent: Thursday, February 20, 2025 3:23 PM
To: Gary Schneider <gschneider@waterfordct.org>
Subject: Waterford library

| **CAUTION: This email originated from outside of the organization.** |
| **Do not click links or open attachments unless you recognize the sender's email address and know the** |
content is safe.

Hi Gary.

See attached and below.

Let me know when you and Christine are available to meet to discuss.

ken

From: Vinny Savino <vinny@actionairsystems.com>
Sent: Thursday, February 20, 2025 1:27 PM
To: Kenneth Hipsky <khipsky@rzdesignassociates.com>
Subject: [WARNING-EXT]Waterford library

Hi Ken,

Please review our quote for the project as we were able to move a little more from our VE meeting. Also as a side note if you want to stay with the 10 diffusers in the

area we spoke about you can save an additional \$1,500.00 if you prefer to stay with the existing diffusers. Let me know if there is anything else you need from me.

Vinny Savino

Vincent Savino
President
Action Air Systems
o-860-645-8838
c-860-982-1793



131 Adams Street
Manchester, CT. 06042
Phone (860)645-8838
Fax (860)645-0226
CT. Lic. # 303447
AA/EOE

JOB REFERENCES

O&G Industries for Lillie Haynes School
Joe Vetro
860-601-9104

All Phase Enterprises for UConn Health Center
Al Seagrave
860-982-2308

Silver Petrocelli for Gallup Hill School
Marty Cashin
203-230-9007 ext. 225

Fuss & O'Neill
Charlie Ahles
860-966-1972

O&G Industries
Scott Macey
860-670-0543

Bemis Associates for Hanlon Elementary School
Lucian Dragulski
860-321-7001

More References available upon request



VENDOR REFERENCES

Independent Pipe Jim Covill	7A Old Windsor Road Bloomfield, CT 06002	(860-243-8500) Phone (860-286-8386) Fax
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Buckley Associates Tom Buckley	15 Progress Circle Newington, CT 06111	(860-666-0555) Phone (860-666-3035) Fax
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Northeastern Sheetmetal Inc Pat Boon	31 Depot Street Goffstown, NH 03045	(603-497-4166) Phone (603-497-8518) Fax
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Nefco Corp. Mike Mullaney	P.O. Box 280186 East Hartford, CT 06128	(860-289-0285) Phone (860-528-3923) Fax
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Bidder Name: ACTION AIR SYSTEMS INC

This firm consists of the following members:

Full Name

Residence

The officers are:

Full Name

Residence

President: VINCENT SAVINO

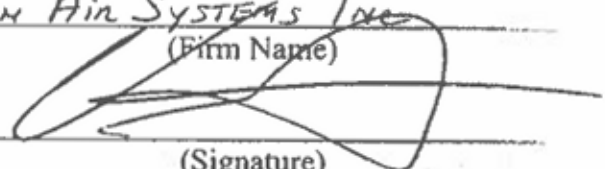
Treasurer: CHANDRA BUTLER

Directors: _____

Respectfully Submitted:

SEAL: (If bid is by a Corporation)

ACTION AIR SYSTEMS INC
(Firm Name)

By: 
(Signature)

VINCENT SAVINO - PRESIDENT
(Typed Name and Title)

131 ADAMS STREET

MANCHESTER CT 06042
(Business Address)

860 645 8838
(Telephone)

860 645 0226
(Fax)

VINNY @ ACTION AIR SYSTEMS. COM
(Email)

(ACKNOWLEDGMENT OF PRINCIPAL, IF A CORPORATION)

STATE OF CONNECTICUT

SS:

COUNTY OF HARTFORD

ON THIS 11 DAY OF FEBRUARY, 2025, BEFORE ME PERSONALLY CAME AND APPEARED VINCENT SAVING TO ME KNOWN, WHO, BEING BY ME DULY SWORN, DID DEPOSE AND SAY THAT HE/SHE RESIDES AT ELLINGTON, CT, THAT HE/SHE IS THE PRESIDENT OF ACTION AIR SYSTEMS, THE CORPORATION DESCRIBED IN AND WHICH EXECUTED THE FOREGOING INSTRUMENT THAT HE/SHE KNOWS THE SEAL OF SAID CORPORATION - THAT ONE OF THE IMPRESSIONS AFFIXED TO SAID INSTRUMENT IS AN IMPRESSION OF SUCH SEAL - THAT IT WAS SO AFFIXED BY ORDER OF THE DIRECTORS OF SAID CORPORATION, AND THAT HE/SHE, BEING DULY AUTHORIZED TO DO SO, SIGNED HIS/HER NAME THERETO BY LIKE ORDER AS THE FREE ACT AND DEED OF THE CORPORATION

(NOTARY PUBLIC)

(ACKNOWLEDGMENT OF PRINCIPAL, IF A PARTNERSHIP/LLC)

STATE OF _____

SS:

COUNTY OF _____

ON THIS _____ DAY OF _____, 20__, BEFORE ME PERSONALLY CAME AND APPEARED _____, TO ME KNOWN AND KNOWN TO ME TO BE ONE OF THE MEMBERS/PARTNERS OF THE FIRM OF _____ DESCRIBED IN AND WHO EXECUTED THE SAME, BEING DULY AUTHORIZED SO TO DO, AS AND FOR THE ACT AND DEED OF SAID FIRM.

(SEAL) _____

(NOTARY PUBLIC)

(ACKNOWLEDGMENT OF PRINCIPAL, IF AN INDIVIDUAL)

STATE OF _____

SS:

COUNTY OF _____

ON THIS _____ DAY OF _____, 20__, BEFORE ME PERSONALLY CAME AND APPEARED _____ TO ME KNOWN AND KNOWN TO ME TO BE THE PERSON DESCRIBED IN AND WHO EXECUTED THE SAME AS HIS/HER FREE ACT AND DEED.

(NOTARY PUBLIC)

Document A310™ - 2010

Conforms with The American Institute of Architects AIA Document 310

Bid Bond

CONTRACTOR:

(Name, legal status and address)

Action Air Systems Inc.
131 Adams Street
Manchester, CT 06042

OWNER:

(Name, legal status and address)

Town of Waterford
15 Rope Ferry Road
Waterford, CT 06385

SURETY:

(Name, legal status and principal place of business)

Endurance Assurance Corporation

4 Manhattanville Road

Purchase, NY 10577

Mailing Address for Notices

Same as above

This document has important legal consequences. Consultation with an attorney is encouraged with respect to its completion or modification.

Any singular reference to Contractor, Surety, Owner or other party shall be considered plural where applicable.

BOND AMOUNT: 10%

Ten Percent of Amount Bid

PROJECT:

(Name, location or address, and Project number, if any)

Waterford Public Library HVAC Replacement Town of Waterford 49 Rope Ferry Road, Waterford, CT 06385, ITB 24-009

The Contractor and Surety are bound to the Owner in the amount set forth above, for the payment of which the Contractor and Surety bind themselves, their heirs, executors, administrators, successors and assigns, jointly and severally, as provided herein. The conditions of this Bond are such that if the Owner accepts the bid of the Contractor within the time specified in the bid documents, or within such time period as may be agreed to by the Owner and Contractor, and the Contractor either (1) enters into a contract with the Owner in accordance with the terms of such bid, and gives such bond or bonds as may be specified in the bidding or Contract Documents, with a surety admitted in the jurisdiction of the Project and otherwise acceptable to the Owner, for the faithful performance of such Contract and for the prompt payment of labor and material furnished in the prosecution thereof; or (2) pays to the Owner the difference, not to exceed the amount of this Bond, between the amount specified in said bid and such larger amount for which the Owner may in good faith contract with another party to perform the work covered by said bid, then this obligation shall be null and void, otherwise to remain in full force and effect. The Surety hereby waives any notice of an agreement between the Owner and Contractor to extend the time in which the Owner may accept the bid. Waiver of notice by the Surety shall not apply to any extension exceeding sixty (60) days in the aggregate beyond the time for acceptance of bids specified in the bid documents, and the Owner and Contractor shall obtain the Surety's consent for an extension beyond sixty (60) days.

If this Bond is issued in connection with a subcontractor's bid to a Contractor, the term Contractor in this Bond shall be deemed to be Subcontractor and the term Owner shall be deemed to be Contractor.

When this Bond has been furnished to comply with a statutory or other legal requirement in the location of the Project, any provision in this Bond conflicting with said statutory or legal requirement shall be deemed deleted herefrom and provisions conforming to such statutory or other legal requirement shall be deemed incorporated herein. When so furnished, the intent is that this Bond shall be construed as a statutory bond and not as a common law bond.

Signed and sealed this 11th day of February, 2025.

(Witness)

(Witness) Liz Mosca

Action Air Systems Inc.

(Principal)

VINCENT SAVINO

(Seal)

By:

(Title)

PRESIDENT

Endurance Assurance Corporation

(Surety)

(Seal)

By:

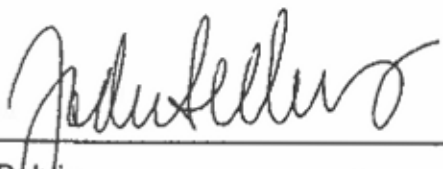
(Title) William T. Krumm, Attorney-in-Fact



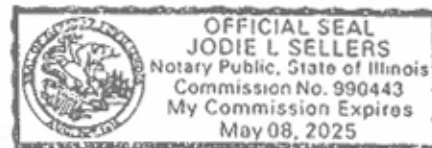
State of Illinois
County of Cook

I, Jodie L Sellers Notary Public, in the State of Illinois, do hereby certify that
William T Krumm Attorney-in-Fact, of the Endurance Assurance Corporation who is
personally known to me to be the same person whose name is subscribed to the foregoing
instrument, appeared before me this day in person, and acknowledged that he signed, sealed
and delivered said instrument, for and on behalf of the Endurance Assurance Corporation
for the uses and purposes therein set forth.

Given under my hand and notarial seal at my office in the City of Rolling Meadows in said
County, this 11th day of February, 2025.



Notary Public Jodie L Sellers
My Commission expires: 5/8/2025





KNOW ALL BY THESE PRESENTS, that Endurance Assurance Corporation, a Delaware corporation ("EAC"), Endurance American Insurance Company, a Delaware corporation ("EAIC"), Lexion Insurance Company, a Texas corporation ("LIC"), and/or Bond Safeguard Insurance Company, a South Dakota corporation ("BSIC"), each, a "Company" and collectively, "Sompo International," do hereby constitute and appoint: William T. Krumm

as true and lawful Attorney(s)-in-Fact to make, execute, seal, and deliver for, and on its behalf as surety or co-surety; bonds and undertakings given for any and all purposes, also to execute and deliver on its behalf as aforesaid renewals, extensions, agreements, waivers, consents or stipulations relating to such bonds or undertakings provided, however, that no single bond or undertaking so made, executed and delivered shall obligate the Company for any portion of the penal sum thereof in excess of the sum of One Hundred Million Dollars (\$100,000,000.00).

Bond No.: Bid Bond
Principal: Action Air Systems Inc
Obligee: Town of Waterford

Such bonds and undertakings for said purposes, when duly executed by said attorney(s)-in-fact, shall be binding upon the Company as fully and to the same extent as if signed by the President of the Company under its corporate seal attested by its Corporate Secretary.

This appointment is made under and by authority of certain resolutions adopted by the board of directors of each Company by unanimous written consent effective the 30th day of March, 2023 for BSIC and LIC and the 17th day of May, 2023 for EAC and EAIC, a copy of which appears below under the heading entitled "Certificate".

This Power of Attorney is signed and sealed by facsimile under and by authority of the following resolution adopted by the board of directors of each Company by unanimous written consent effective the 30th day of March, 2023 for BSIC and LIC and the 17th day of May, 2023 for EAC and EAIC and said resolution has not since been revoked, amended or repealed.

RESOLVED, that the signature of an individual named above and the seal of the Company may be affixed to any such power of attorney or any certificate relating thereto by facsimile, and any such power of attorney or certificate bearing such facsimile signature or seal shall be valid and binding upon the Company in the future with respect to any bond or undertaking to which it is attached.

IN WITNESS WHEREOF, each Company has caused this instrument to be signed by the following officers, and its corporate seal to be affixed this 25th day of May, 2023.

Endurance Assurance Corporation
By: *Richard M Appel*
Richard Appel, SVP & Senior Counsel



Endurance American Insurance Company
By: *Richard M Appel*
Richard Appel, SVP & Senior Counsel



Lexion Insurance Company
By: *Richard M Appel*
Richard Appel, SVP & Senior Counsel



Bond Safeguard Insurance Company
By: *Richard M Appel*
Richard Appel, SVP & Senior Counsel



ACKNOWLEDGEMENT

On this 25th day of May, 2023, before me, personally came the above signatories known to me, who being duly sworn, did depose and say that he/she is an officer of each of the Companies; and that he executed said instrument on behalf of each Company by authority of his office under the by-laws of each Company.

By: *Amy Taylor*
Amy Taylor, Notary Public - My Commission Expires 3/31/27



CERTIFICATE

I, the undersigned Officer of each Company, DO HEREBY CERTIFY that:

1. That the original power of attorney of which the foregoing is a copy was duly executed on behalf of each Company and has not since been revoked, amended or modified; that the undersigned has compared the foregoing copy thereof with the original power of attorney, and that the same is a true and correct copy of the original power of attorney and of the whole thereof;
2. The following are resolutions which were adopted by the board of directors of each Company by unanimous written consent effective 30th day of March, 2023 for BSIC and LIC and the 17th day of May, 2023 for EAC and EAIC and said resolutions have not since been revoked, amended or modified.

*RESOLVED, that each of the individuals named below is authorized to make, execute, seal and deliver for and on behalf of the Company any and all bonds, undertakings or obligations in surety or co-surety with others: RICHARD M. APPEL, MATTHEW E. CURRAN, MARGARET HYLAND, SHARON L. SIMS, CHRISTOPHER L. SPARRO,

and be it further

RESOLVED, that each of the individuals named above is authorized to appoint attorneys-in-fact for the purpose of making, executing, sealing and delivering bonds, undertakings or obligations in surety or co-surety for and on behalf of the Company.

- 3 The undersigned further certifies that the above resolutions are true and correct copies of the resolutions as so recorded and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal this 11th day of February, 2025

By: *Daniel S. Kline*
Daniel S. Kline, Secretary

NOTICE: U.S. TREASURY DEPARTMENT'S OFFICE OF FOREIGN ASSETS CONTROL (OFAC)

No coverage is provided by this Notice nor can it be construed to replace any provisions of any surety bond or other surety coverage provided. This Notice provides information concerning possible impact on your surety coverage due to directives issued by OFAC. Please read this Notice carefully.

The Office of Foreign Assets Control (OFAC) administers and enforces sanctions policy, based on Presidential declarations of "national emergency". OFAC has identified and listed numerous foreign agents, front organizations, terrorists, terrorist organizations, and narcotics traffickers as "Specially Designated Nationals and Blocked Persons". This list can be located on the United States Treasury's website - <https://www.treasury.gov/resource-center/sanctions/SDN-List>

In accordance with OFAC regulations, if it is determined that you or any other person or entity claiming the benefits of any coverage has violated U.S. sanctions law or is a Specially Designated National and Blocked Person, as identified by OFAC, any coverage will be considered a blocked or frozen contract and all provisions of any coverage provided are immediately subject to OFAC. When a surety bond or other form of surety coverage is considered to be such a blocked or frozen contract, no payments nor premium refunds may be made without authorization from OFAC. Other limitations on the premiums and payments may also apply.

Any reproductions are void.

Surety Claims Submission: LexionClaimsAdministration@sompo-intl.com

Telephone: 815-553-8500 Mailing Address: Sompo International; 12890 Lebanon Road; Mount Juliet, TN 37122-2875

CONNECTICUT DEPARTMENT OF LABOR
WAGE AND WORKPLACE STANDARDS DIVISION

CONTRACTORS WAGE CERTIFICATION FORM
Construction Manager at Risk/General Contractor/Prime Contractor

I, CHARLOTTE SUTOR of ACTION AIR SYSTEMS INC
Officer, Owner, Authorized Rep. Company Name

do hereby certify that the ACTION AIR SYSTEMS INC
Company Name
131 ADAMS STREET
Street
MANCHESTER CT 06042
City

and all of its subcontractors will pay all workers on the

WATERFORD PUBLIC LIBRARY HVAC REPLACEMENT
Project Name and Number
49 ROPEFERRY ROAD WATERFORD CT
Street and City

the wages as listed in the schedule of prevailing rates required for such project (a copy of which is attached hereto).

[Signature]
Signed

Subscribed and sworn to before me this 11 day of FEBRUARY, 2025.

[Signature]
Notary Public

Return to:

Connecticut Department of Labor
Wage & Workplace Standards Division
200 Folly Brook Blvd.
Wethersfield, CT 06109

Rate Schedule Issued (Date): 1/16/25