

Charles M. Arlinghaus Commissioner (603) 271-3201 State of New Hampshire 2:56 RCVD

DEPARTMENT OF ADMINISTRATIVE SERVICES 25 Capitol Street – Room 120 Concord, New Hampshire 03301

Catherine A. Keane Deputy Commissioner

Sheri L. Rockburn Assistant Commissioner

Division of Public Works Design and Construction Project No. 81247R- Contract C

August 1, 2022

His Excellency, Governor Christopher T. Sununu and the Honorable Council State House Concord, New Hampshire 03301

REQUESTED ACTION

1). Authorize the Division of Public Works Design and Construction to enter into a contract with Brookstone Builders, Inc. (VC #155834), 600 Harvey Rd, Manchester, New Hampshire 03103 for a total price not to exceed \$3,457,475, for ARPA – 2^{nd} Rebid H&HS and DES Mechanical Replacements and Controls, Concord, New Hampshire. This contract is effective upon Governor and Council approval through November 1, 2024 unless extended in accordance with the contract terms. 63% Capital – State Funds, 37% Federal Funds.

2). Further authorize that a contingency in the amount of 500,000 be approved for unanticipated expenses for the ARPA – 2nd Rebid H&HS and DES Mechanical Replacements and Controls, bringing the total to 33,957,475. 100% Federal Funds.

3). Further authorize the amount of \$100,000 be approved for payment to the Department of Administrative Services, Division of Public Works Design and Construction (VC# 311152), for engineering services provided, bringing the total to \$4,057,475. 100% Federal Funds.

Funding is available in account titled Department of Administrative Services, as follows:

01-14-14-140030-71870000 19-146:11IB8 – HHS and DES Mechanical	
034-500161– Capital Projects	

\$ 994,573

01-14-14-146030-92780000 L21:11D2-HHS/DES Mech Rep & Control 034-500161 – Capital Projects

1,173,600

and the Honorable Council Page 2 of 2			· /
01-14-14-141510-24810000 ARP FRP DEF Maint HVAC Covid	` ' 、		1
048-500226 – Contractual Maint Build-Grn	·	<u>\$</u>	1,289,302
Sub Total		\$	3,457,475
01-14-14-141510-24810000 ARP FRP DEF Maint HVAC Covid			
048-500226 – Contractual Maint Build-Grn - Contingency	1	\$	500,000
048-500226 - Contractual Maint Build-Grn - DPW Fees		<u>\$</u>	100,000
Grand Total		\$	4,057,475

EXPLANATION

Per Chapter 146:1, II, B, 8, Laws of 2019, HHS and DES Mechanical Replacements, as amended by Chapter 107:16, 9, Laws of 2021; and Chapter 107:1, I, D, 2, Laws of 2021, HHS/DES Mechanical Replacements and Controls. This project will remove and replace nineteen (19) Air Handling Units (AHU's) throughout the HHS/DES facility located on 29 Hazen Drive. Four (4) of the AHU's will be converted from steam to hot water heating by providing a new heat exchanger, trim and pumping system. The controls for all of the new AHU's will be replaced. Four (4) roof mounted condensing units will be replaced and the existing chilled water system will be extended to serve four (4) of the replacement AHU's.

The replacement of the 29 Hazen Drive Core Penthouse and Lower Level air handlers and affected ductwork is necessary to improve airflow reliability and quality. The ductwork internal insulation is deteriorating and blowing fibers into the workspace. The air handler components (coils) are failing with increased frequency, causing loss of heating and cooling.

The contractor has been pre-qualified by the Department of Transportation. The contract has been approved by the Attorney General as to form and execution; and the Department of Administrative Services has certified that the necessary funds are available. Copies of the fully executed contract are on file at the Secretary of State's Office and the Department of Administrative Services, Division of Public Works Design and Construction.

Attached please find a copy of the tabulation of bids for this project along with the contract supplemental information sheet.

Respectfully submitted,

Charles M. Arlinghaus, Commissioner

Department Estimate:	\$	3,600,000
Contract Amount:	<u>\$</u>	<u>3,457,475</u>
Under Estimate:	\$	142,525

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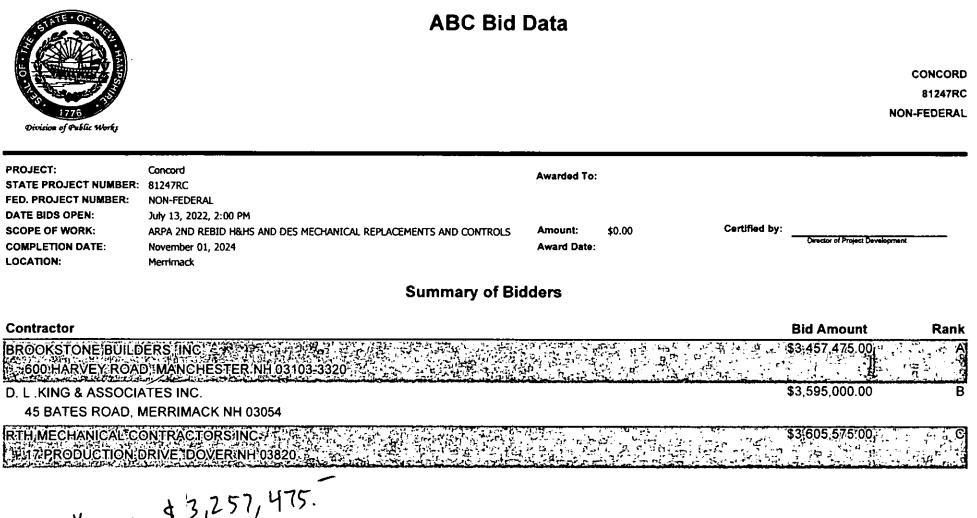
CONTRACT SUPPLEMENTAL INFORMATION SHEET

- PROJECT: DPW Project No. 81247R, Contract C ARPA 2nd Rebid H&HS and DES Mechanical Replacements and Controls, Concord NH
- DESCRIPTION: This project will remove and replace nineteen (19) Air Handling Units (AHU's) throughout the facility. Four (4) of the AHU's will be converted from steam to hot water heating by providing a new heat exchanger, trim and pumping system. The controls for all the new AHU's will be replaced. Four (4) roof-mounted condensing units will be replaced and the existing chilled water system will be extended to serve four (4) of the replacement AHU's.
- EXPLANATION: The replacement of the 29 Hazen Drive Core Penthouse and Lower Level air handlers and affected ductwork is necessary to improve airflow reliability and quality. The ductwork internal insulation is deteriorating and blowing fibers into the workspace. The air handler components (coils) are failing with increased frequency, causing loss of heating and cooling.

UNDER ESTIMATE

EXPLANATION: The bid was within 4% of the Department estimate and considered within industry standards.

DEPARTMENT ESTIMATE:	\$	3,600.000
LOW BID:	<u>\$</u>	3,457,475
UNDER ESTIMATE:	\$	142,525



Item # 901: \$ 3,257,475. #902: \$ 200,000. Totul This Contract: \$ 3,457, 475.

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Award to	· Brookstorie	Blars, Inc.
	Negotiation	
User Agency Authorized by Date	Contract HDAS 22 07152022 C7:41An	 1

ABC Bid Data



			CONCORD
		~	81247RC
1776 Division of Public Works			NON-FEDERAL

					9162	800 HAJ	BROOKSTONE BUILDERS, INC. 500 HARVEY ROAD MANCHESTER, INI 63163-3320		NEBOCIATEB BIC. TES ROAD CK, NH 53054
Item No.	Description	Unit	Quantity	Unit Price	Total	Unit Price Total		Unit Price	Total

Items

901	REMOVE AND REPLAE 19 AIR HANDLER UNITS AND COMMISSIONING	U	1.00	\$3,400,000.00	\$3,400,000.00	\$3,257,475.00	\$3,257,475.00	\$3,395,000.00	\$3,395,000.00
902	OWNDER'S CHANGES FOR UNKNOWN, LATENT OR DIFFERING EXISTING CONDITIONS	\$	200,000.00	\$1,00	\$200,000.00	\$1,00	\$200,000.00	\$1.00	\$200,000,00
			Totais:		\$3,600,000.00		\$3,457,475.00		\$3,595,000.00
			Alt, Totals:						
			Totals:	· · · · ·	\$3,600,000.00		\$3,457,475.00		\$3,595,000.00

ABC Bid Data



Division of Public Works

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CONCORD

81247RC

NON-FEDERAL

				PSLE		PS&E RTH MECHANICA 17 PROD DOVE			
Item No.	Description	Unit	Quantity	Unit Price	Total	Unit Price	Total	Unit Price	Total

Items

901	REMOVE AND REPLAE 19 AIR HANDLER UNITS AND COMMISSIONING	U	1.00	\$3,400,000.00	\$3,400,000.00	\$3,405,575.00	\$3,405,575.00	
902	OWNDER'S CHANGES FOR UNKNOWN, LATENT OR DIFFERING EXISTING CONDITIONS	5	200,000.00	\$1,00	\$200,000.00	\$1.00	\$200,000.00	
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		Totais:			\$3,600,000,00		\$3,605,575.00	

PS&E Comparison



CONCORD 81247RC NON-FEDERAL

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Item No.	Description	Unit	Quantity	Unit Price	Total	Unit Price	Total	A-PS&E Difference

items

901	REMOVE AND REPLAE 19 AIR HANDLER UNITS AND COMMISSIONING	υ	1.00	\$3,257,475.00	\$3,257,475.00	\$3,400,000.00	\$3,400,000.00	(\$142,525.00)
902	OWNDER'S CHANGES FOR UNKNOWN, LATENT OR DIFFERING EXISTING CONDITIONS	\$	200,000.00	\$1.00	\$200,000.00	\$1.00	\$200,000.00	\$0.00

Total:

\$3,457,475.00

(\$142,525.00)

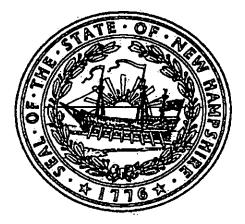
\$3,600,000.00

State of New Hampshire Department of State

CERTIFICATE

I, William M. Gardner, Secretary of State of the State of New Hampshire, do hereby certify that BROOKSTONE BUILDERS, INC. is a New Hampshire Profit Corporation registered to transact business in New Hampshire on August 09, 1984. I further certify that all fees and documents required by the Secretary of State's office have been received and is in good standing as far as this office is concerned.

Business ID: 78746 Certificate Number: 0005744793



IN TESTIMONY WHEREOF,

I hereto set my hand and cause to be affixed the Seal of the State of New Hampshire, this 1st day of April A.D. 2022.

William M. Gardner Secretary of State

Corporate Resolution

I, Albert A. Scales _____, hereby certify that I am a duly elected Clerk/Secretary/Office of a vote taken at a meeting of the Board of Directors/Shareholders, duly called and held on July 15, 2022 , at which a quorum of the Directors/Shareholders were present and voting.

VOTED: That: Paula L. Scales, President is duly authorized to enter into contracts or agreements on behalf of Brookstone Builders, Inc.

with the State of New Hampshire and any of its agencies or departments and further is authorized to execute any documents which may in his/her judgement be desirable or necessary to effect the purpose of this vote.

I hereby certify that said vote has been amended or repealed and remains in full force and effect as of the date of this contract to which this certificate is attached. This authority remains valid for thirty (30) days from the date of this Corporate Resolution. I further certify that it is understood that the State of New Hampshire will rely on this certificate as evidence that the person(s) listed above currently occupy the position(s) indicated and that they have full authority to bind the corporation. To the extent that there are any limits on the authority of any listed individual to bind the corporation in contracts with the State of New Hampshire, all such limitations are expressly stated herein.

Japan DATED: July 15, 2022 ATTEST:

ACORD

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A	ACORD [®] CERTIFICATE OF LIABILITY INSURANCE							DATE (MM/DD/YYYY)			
_									7/18/2022		
	THIS CERTIFICATE IS ISSUED AS A CERTIFICATE DOES NOT AFFIRMAT BELOW. THIS CERTIFICATE OF INS REPRESENTATIVE OR PRODUCER,	URAN	CED	DES NOT CONSTITUTE A		AITED THE	COVEDACE	AFFORDED BY THE DO			
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	the terms and conditions of the polic certificate holder in lieu of such end	Y. LUT		ulicies may regivire an end	dorseme	nt. A statem	ent on this c	ertificate does not confe	, subjer er righti	st to to the	
	ODUCER				CONTA	CT Renee 5	Skillings		· · · · ·	····	
TH	E ROWLEY AGENCY INC.				NAME: PHONE	1602	224-2562	FAX			
45	Constitution Avenue				E-MAIL			yagency.com	(603)2	24-8012	
₽.	0. Box 511				ADDRE	<u>88: 1561111</u>	Ingserowie	yagency.com			
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		- ·						MED EXP (Any one person)	\$	10,000	
	GEN'L AGGREGATE LIMIT APPLIES PER:	-						PERSONAL & ADV INJURY	5	1,000,000	
	POLICY X PRO- X LOC							GENERALAGGREGATE	5	2,000,000	
	OTHER:							PRODUCTS - COMP/OP AGG	5	2,000,000	
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	OFFICER/MEMBER EXCLUDED?			3A STATES: NH/MA/HE				E.L. EACH ACCIDENT	\$	1,000,000	
A	(Mandatory in NH) If yes, describe under	-1		WPA5071226-19		1/1/2022		E.L. DISEASE - EA EMPLOYEE	\$	1,000,000	
	DESCRIPTION OF OPERATIONS below		\square						\$	1,000,000	
A	LEASED/RENTED EQUIPMENT			CPA5071222-19	T	1/1/2022	1/1/2023				
c	POLLUTION/PROFESSIONAL LIAB	í		SEE ATTACHED	ł					300,000	
										1	
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ces)	pect to General Liability f	or or	goin	o operations perfor	med by	or on be	balf of B	nai insureds with rockstone Buildere			
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		-			SHOU	DANY OF TH	E ABOVE DES	CRIBED POLICIES BE CANO	ELLED	BEFORF	
	State of New Hampshire				SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, NOTICE WILL BE DELIVERED IN						
	Department of Administr	ativ	e Se	rvices	ACCO	ACCORDANCE WITH THE POLICY PROVISIONS.					
	7 Hazen Drive										
	Room 250				AUTHORIZED REPRESENTATIVE						

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Renee Skillings/RLS

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Concord, NH 03301

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COMMENTS/REMARKS

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POLLUTION/PROFESSIONAL LIABILITY Carrier: C Eff: 10/01/2021 - 10/01/2022 POLICY AGGREGATE: \$2,000,000 EACH POLLUTION CONDITION: \$1,000,000 Deductible: \$10,000 PROFESSIONAL LIABILITY: \$1,000,000 (Claims Made - 10/1/2015 Retro Date) Deductible: \$10,000

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CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY)

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_ (_		U								.07	/21/2022	
THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AFFIRMATIVELY OR NEGATIVELY AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW. THIS CERTIFICATE OF INSURANCE DOES NOT CONSTITUTE A CONTRACT BETWEEN THE ISSUING INSURER(S), AUTHORIZED REPRESENTATIVE OR PRODUCER, AND THE CERTIFICATE HOLDER.													
lf s	IMPORTANT: If the certificate holder is an ADDITIONAL INSURED, the policy(les) must have ADDITIONAL INSURED provisions or be endorsed. If SUBROGATION IS WAIVED, subject to the terms and conditions of the policy, certain policies may require an endorsement. A statement on this certificate does not confer rights to the certificate holder in lieu of such endorsement(s).												
PROD							CONTA		tillings				
THE	RO	WLEY AGENCY INC.					RHONE (802) 004 0580 FAX (802) 224 8012						
45 C	ons	titution Avenue					ADORE	ss: rskillings(growleyagency		•		
P.O.	Box	c 511							SURER(S) AFFOR	IDING COVERAGE		NAIC #	
Cone	cord	ł				NH 03302-0511	INSURE	Acadia I	surance Com			31325	
INSUF	₹Đ	-					INSURE						
		State of NH D	ept of Admin Svcs	(OW	NER)		INSURE						
		c/o Brookston	e Builders, Inc. (C	ONTF	ACTO	OR)	INSURE	RD:		<u></u>			
		600 Harvey R	oad				INSURE	RE:					
		Manchester				NH 03103	INSURE	R.F :					
		AGES			_	NUMBER: OCP ARPA-81				REVISION NUMBER:			
THIS IS TO CERTIFY THAT THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED. NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS.													
INSR LTR		TYPE OF INSUF		ADDL	SUBR			POLICY EFF (MIM/DD/YYYY)	POLICY EXP (MM/DO/YYYY)	LIN	TŚ		
		COMMERCIAL GENERA		·						EACH OCCURRENCE	\$ 2,00	0,000	
										DAMAGE TO RENTED PREMISES (En occurrence)	\$		
[×	Owners & Contracto	ors Protective							MED EXP (Any one person)	8		
^ [OCP08172022	0	08/17/2022	11/01/2024	PERSONAL & ADV INJURY			
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		OTHER:		<u> </u>		-				COMBINED SINGLE LIMIT	8		
ŀ	AUI	ANY AUTO								(Ea socident) BODILY INJURY (Per person)	5		
		OWNED) SCHEDULED							BODILY INJURY (Per accident)			
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ł		AUTOS ONLY	AUTOS ONLY							(Per accident)	\$		
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(Mandatory in NH)									E.L. DISEASE - EA EMPLOYEE				
	DÉS	CRIPTION OF OPERATION	NS below							E.L. DISEASE - POLICY LIMIT	\$		
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DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES (ACORD 191, Additional Remarks Schedule, may be attached if more space is required) ARPA-2nd Rebid H&HS & DES Mechanical Replacements & Controls (Contract C) (81247R)													
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CERTIFICATE HOLDER CANCELLATION													
		State of New F	Hampshire Dept of	Admi	inistra	tive Services	THE		ATE THEREOF	SCRIBED POLICIES BE CA , NOTICE WILL BE DELIVE , PROVISIONS.		BEFORE	
		7 Hazen Dr.					A117140	NZED REPRESEN					
		Room 250					AUTINU	VLEU REPRESEN		ODLM: ADV	,		
	Concord NH 03301							Rence & Stellings, CRIS					

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THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AFFIRMATIVELY OR NEGATIVELY AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW. THIS CERTIFICATE OF INSURANCE DOES NOT CONSTITUTE A CONTRACT BETWEEN THE ISSUING INSURER(S), AUTHORIZED REPRESENTATIVE OR PRODUCER, AND THE CERTIFICATE HOLDER.													
	If this certificate is being prepared for a party who has an insurable interest in the property, do not use this form. Use ACORD 27 or ACORD 28.												
PRODUCER CONTACT Rense Skillings													
		WLEY AGENC			PHONE (603) 224-2562 FAX (603) 234-8012 (AIC, No): (603) 234-8012								
		stitution iox 511	Avenue		E-MAIL AODRESS; ISK:	illings@rowley	agency.com						
Con			NH	03302-0511	EVSTOMER ID:	00006540		-	<u> </u>				
INSURER(S) AFFORDING COVERAGE NAIC &													
INSU				and a strength of bands for	INSURER A ; ACE	INSURERA; Acadia Insurance Company							
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Rai	Cne	BLWI	All	03203	INSURER E :	<u></u> .		_					
			·	ACATC NUMBER AND	INSURER F:	<u> </u>	REVISION NUMBER:		<u> </u>				
	COVERAGES CERTIFICATE NUMBER: BR-ARPA- 81247RC REVISION NUMBER: LOCATION OF PREMISES / DESCRIPTION OF PROPERTY (Attach ACORD 191, Additional Remarks Schedule, If more space is required) REVISION NUMBER:												
	LOCATION OF PREMISES / DESCRIPTION OF PROPERTY (Attach ACORD 191, Additional Remarks Schedule, If more space is required) Loc#: 00001/Bldg#: 00001, 29 Haxen Dr, Concord, NH, 03301 THIS IS TO CERTIFY THAT THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED. NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS.												
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		PROPERTY					PERSONAL PROPERTY	\$	<u> </u>				
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1		BROAD	CONTENTS	1			RENTAL VALUE	s '					
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^	-	INLAND MARINE		Builders Risk			Temporary Storage	\$	500,00				
		NAMED PERILS		POLICY NUMBER			X in Transit	\$	500,000				
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SPECIAL CONDITIONS / OTHER COVERAGES (Attach ACORD 101, Additional Remarks Schedule, & more space is required) ARPA-2nd Rebid H&HS & DES Mechanical Replacements & Controls (Contract C) (81247R)													
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