



THE STATE OF NEW HAMPSHIRE
DEPARTMENT OF TRANSPORTATION



WILLIAM CASS, P.E.
ASSISTANT COMMISSIONER

Bureau of Construction
July 22, 2015

Her Excellency, Governor Margaret Wood Hassan
and the Honorable Council
State House
Concord, New Hampshire 03301

REQUESTED ACTION

1. Authorize the Department of Transportation to enter into a contract with D.L. King & Associates, Inc. (Vendor 168979) of Nashua, NH on the basis of a single bid of \$559,840.00 for a new fueling facility at the Littleton Shed, from the date of Governor and Council approval through November 20, 2015, unless extended by the Department in accordance with the Standard Specifications. 100% Capital Budget Funds.

Funds to support this request are anticipated to be available in the following account in FY 2016 upon the availability and continued appropriate of funds in the future operating budget.

Table with 2 columns: Account Number and Amount. Row 1: 04-96-96-960030-7986, 13-195:2-II-A Underground Fuel Tanks, 034-500161 Capital Budget Funds, \$559,840.00

2. Further authorize that a contingency in the amount of \$27,992.00 be approved for payment of latent conditions, which may appear during the construction of the project. The contingency requested is 5% of the contract amount.

Table with 2 columns: Account Number and Amount. Row 1: 04-96-96-960030-7986, 13-195:2-II-A Underground Fuel Tanks, 034-500161 Capital Budget Funds, \$27,992.00

EXPLANATION

This is a Capital Budget funded project as part of the Tank Replacement Program. This project consists of constructing a new vehicle fueling facility at the Littleton Shed (PS 125). The work at this facility includes the installation of two underground storage tanks (UST), dispensers and fueling pad with lighted canopy, and all other associated fueling system equipment and appurtenances. The existing gasoline/diesel fuel system will be removed by the Department of Transportation and the Department will seek reimbursement for this effort through the MTBE mitigation fund. The Department will comply with all applicable local, State, and Federal rules relative to installation, removal, and closure of USTs.

This project replaces the last remaining Department owned and operated single walled underground storage tank. NH Code of Administrative Rules, Env-Wm-1401 dated 2/1/2005 (Readopted as Env-Or-400 Underground Storage Tank Facilities 9/1/2013) requires that every underground component of every underground storage system in New Hampshire be equipped with secondary containment prior to December 22, 2015. Due to this impending deadline for private, as well as public facilities, the limited number of qualified contractors have been exceptionally busy and therefore prices for this specialized work are higher than we have seen historically. If the site is not compliant by December 22, 2015, the tanks must be shut down until such time that improvements are made to bring it into compliance. Shutting down this site would introduce undue hardship and increased costs as operational adjustments for our maintenance forces would be necessary, especially during the winter months, causing our plow drivers to travel further to fuel their vehicles with the next closest facility in Twin Mountain (14 miles) or Franconia (12 miles). Extensive coordination with the NH Army National Guard, the land steward, and lack of adequate funding did not allow this project to be designed and advertised sooner.

The contingency amount is proposed to be 5% of the contract amount. This site has experienced high groundwater and requires relocation of the existing electrical service to the building. Latent conditions at older patrol sheds have caused additional, more involved work for Contractors in the past and may become an issue here with multiple contractors working at the site.

The Contractor has been prequalified by this Department. The Contract has been approved by the Attorney General as to form and execution, and the Department 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 Service's Office, and subsequent to Governor and Council approval will be on file at the Department of Transportation.

A copy of the Tabulation of Bids received for this project is attached along with the Contract Supplemental Sheet and a map indicating the location of the project.

Sincerely,


William Cass, P.E.
Commissioner

WJC/md

Department Estimate: \$443,610.00
Contract Amount: \$559,840.00
Over Estimate: \$116,230.00

Attachments

June 5, 2015

SUPPLEMENTAL PROJECT INFORMATION SHEET

DESCRIPTION: This project consists of constructing a new vehicle fueling facility at the Littleton Shed (PS 125). The Contractor shall provide all labor and materials to complete the work. The scope of work at the facility will include the installation of one Department supplied (1) 15,000-gallon diesel underground storage tank (UST), one (1) 15,000-gallon Department supplied gasoline UST, two (2) dual pump suction dispensers and fueling pad with lighted canopy, and all other associated fueling system equipment and appurtenances. The existing gasoline/diesel fuel system will be removed by the Department. Engineered shoring for the tank excavation will be required. Installation of a new standby power generator and system is included in the scope.

FEDERAL FUNDING: 0% (Non-Federal)

CONTINGENCY: The contingency amount is proposed to be 5% of the contract amount. This site has experienced high groundwater and requires relocation of the existing electrical service to the building. The work includes replacement of substandard underground fuel storage tanks and typically has higher risks of cost overruns due to the potential for contaminated soils and groundwater to remediate. Until the existing tank is removed and soil and water testing completed, the true extent of the dewatering and remediation efforts is only an estimate.

PROJECT INITIATED: To meet Department of Environmental Services (DES) requirements for the replacement of single walled Underground Storage Tanks (UST).

PROJECT EXPLANATION: The Department of Transportation is required to comply with all DES rules relative to the testing and removal of all UST's. All single walled tanks are required to be removed by 2015.

TRAFFIC IMPLICATIONS: All the required work will be performed within the limits of the Patrol Shed yards.

COMPLETION DATE: November 20, 2015.

Sign in



Getting around

Show Traffic - Bicycling - Terrain



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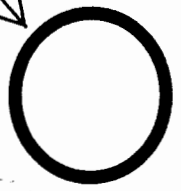
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Littleton 40292



W Main St
St Rose Cemetery

Delis Pond

Ice Pond

Delis Rd

Delis Rd

Delis Park

Auto Emporium

W Main St

Styles Bridges Hwy

Meadow St

Sunoco Gas Station

Walgreens

ATM

Burger King

Subway

Pizza Hut

Wilma V. Buckm



Satellite

Dunkin' Donuts

Google

Map data ©2015 Google Terms Privacy Report a problem 200 ft

100%

**State of New Hampshire
Department of Transportation**

40292.01

Project: LITTLETON N/A 40292

County and Code: GRAFTON COUNTY 009

Date Bids Open: July 16, 2015

Scope of Work: CONSTRUCTING A NEW VEHICLE FUELING FACILITY

Location: LITTLETON SHED

Completion Date: November 20, 2015

A. D. L. KING & ASSOCIATES, INC.
27 TANGLEWOOD DRIVE, NASHUA, NH 03062

\$559,840.00

Item No:	Description	Unit	Quantity	Unit Price	Total	Unit Price	Total	Unit Price	Total
206.19	COMMON STRUCTURE EXCAVATION EXPLORATORY	CY	200.00	\$5.00	\$1,000.00				
206.2	ROCK STRUCTURE EXCAVATION	CY	500.00	\$15.00	\$7,500.00				
214	FINE GRADING	U	1.00	\$2,500.00	\$2,500.00				
304.301	CRUSHED GRAVEL	CY	350.00	\$39.00	\$13,650.00				
403.12	HOT BITUMINOUS PAVEMENT, HAND METHOD	TON	250.00	\$155.00	\$38,750.00				
628.2	SAWED BITUMINOUS PAVEMENT	LF	180.00	\$8.00	\$1,440.00				
670.111	UST SYSTEM INSTALLATION	U	1.00	\$397,500.00	\$397,500.00				
670.121	CANOPY INSTALLATION	U	1.00	\$46,000.00	\$46,000.00				
670.161	OBTAIN TEMPORARY GROUNDWATER DISCHARGE PERMIT	U	1.00	\$1,000.00	\$1,000.00				
670.171	FILE NOTICE OF INTENT - RGP	U	1.00	\$500.00	\$500.00				
1008.11	ALTERATIONS AND ADDITIONS AS NEEDED - UNANTICIPATED WORK	\$	10,000.00	\$1.00	\$10,000.00				
1009.21	TREATMENT OR DISPOSAL OF CONTAMINATED GROUNDWATER (FRAC TANK)	\$	30,000.00	\$1.00	\$30,000.00				
1009.51	REMOVAL/STORAGE OF FUEL	\$	5,000.00	\$1.00	\$5,000.00				
1010.15	FUEL ADJUSTMENT	\$	5,000.00	\$1.00	\$5,000.00				\$559,840.00

A - PS&E Comparison

PS&E = NHDOT Cost Estimate

Item No.	Description	Unit	Quantity	A-Bidder		PS&E		A-PS&E Difference
				Unit Price	Total	Unit Price	Total	
206.19	COMMON STRUCTURE EXCAVATION EXPLORATORY	CY	200.00	\$5.00	\$1,000.00	\$7.50	\$1,500.00	(\$500.00)
206.2	ROCK STRUCTURE EXCAVATION	CY	500.00	\$15.00	\$7,500.00	\$12.50	\$6,250.00	\$1,250.00
214	FINE GRADING	U	1.00	\$2,500.00	\$2,500.00	\$7,500.00	\$7,500.00	(\$5,000.00)
304.301	CRUSHED GRAVEL	CY	350.00	\$39.00	\$13,650.00	\$35.00	\$12,250.00	\$1,400.00
403.12	HOT BITUMINOUS PAVEMENT, HAND METHOD	TON	250.00	\$155.00	\$38,750.00	\$125.00	\$31,250.00	\$7,500.00
628.2	SAWED BITUMINOUS PAVEMENT	LF	180.00	\$8.00	\$1,440.00	\$2.00	\$360.00	\$1,080.00
670.111	UST SYSTEM INSTALLATION	U	1.00	\$397,500.00	\$397,500.00	\$272,000.00	\$272,000.00	\$125,500.00
670.121	CANOPY INSTALLATION	U	1.00	\$46,000.00	\$46,000.00	\$55,000.00	\$55,000.00	(\$9,000.00)
670.161	OBTAIN TEMPORARY GROUNDWATER DISCHARGE PERMIT	U	1.00	\$1,000.00	\$1,000.00	\$2,500.00	\$2,500.00	(\$1,500.00)
670.171	FILE NOTICE OF INTENT - RGP	U	1.00	\$500.00	\$500.00	\$5,000.00	\$5,000.00	(\$4,500.00)
1008.11	ALTERATIONS AND ADDITIONS AS NEEDED - UNANTICIPATED WORK	\$	10,000.00	\$1.00	\$10,000.00	\$1.00	\$10,000.00	\$0.00
1009.21	TREATMENT OR DISPOSAL OF CONTAMINATED GROUNDWATER (FRAC TANK)	\$	30,000.00	\$1.00	\$30,000.00	\$1.00	\$30,000.00	\$0.00
1009.51	REMOVAL/STORAGE OF FUEL	\$	5,000.00	\$1.00	\$5,000.00	\$1.00	\$5,000.00	\$0.00
1010.15	FUEL ADJUSTMENT	\$	5,000.00	\$1.00	\$5,000.00	\$1.00	\$5,000.00	\$0.00
					\$559,840.00		\$443,610.00	\$116,230.00



CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY)

7/23/2015

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.

IMPORTANT: If the certificate holder is an **ADDITIONAL INSURED**, the policy(ies) must 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).

PRODUCER THE ROWLEY AGENCY INC. 139 Loudon Road P.O. Box 511 Concord NH 03302-0511	CONTACT NAME: Renee Skillings PHONE (A/C No. Ext): (603) 224-2562 FAX (A/C No.): (603) 224-8012 E-MAIL ADDRESS: rskillings@rowleyagency.com	
	INSURER(S) AFFORDING COVERAGE	
INSURED D.L. King & Associates, Inc. 27 Tanglewood Drive Nashua NH 03062	INSURER A: Arbella Protection Ins Co NAIC # 41360	
	INSURER B:	
	INSURER C:	
	INSURER D:	
	INSURER E:	
	INSURER F:	

COVERAGES **CERTIFICATE NUMBER:** 14-15 All Lines **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 INSURANCE	ADDL INSR	SUBR WVD	POLICY NUMBER	POLICY EFF (MM/DD/YYYY)	POLICY EXP (MM/DD/YYYY)	LIMITS
A	<input checked="" type="checkbox"/> GENERAL LIABILITY <input checked="" type="checkbox"/> COMMERCIAL GENERAL LIABILITY <input type="checkbox"/> CLAIMS-MADE <input checked="" type="checkbox"/> OCCUR GEN'L AGGREGATE LIMIT APPLIES PER: <input type="checkbox"/> POLICY <input checked="" type="checkbox"/> PROJECT <input type="checkbox"/> LOC			8500062916	9/3/2014	9/3/2015	EACH OCCURRENCE \$ 1,000,000 DAMAGE TO RENTED PREMISES (Ea occurrence) \$ 300,000 MED EXP (Any one person) \$ 15,000 PERSONAL & ADV INJURY \$ 1,000,000 GENERAL AGGREGATE \$ 2,000,000 PRODUCTS - COMP/OP AGG \$ 2,000,000
	B	<input checked="" type="checkbox"/> AUTOMOBILE LIABILITY <input type="checkbox"/> ANY AUTO ALL OWNED AUTOS <input type="checkbox"/> HIRED AUTOS <input type="checkbox"/> SCHEDULED AUTOS <input type="checkbox"/> NON-OWNED AUTOS			1020032951	9/3/2014	9/3/2015
A	<input checked="" type="checkbox"/> UMBRELLA LIAB <input checked="" type="checkbox"/> OCCUR <input type="checkbox"/> EXCESS LIAB <input type="checkbox"/> CLAIMS-MADE DED <input checked="" type="checkbox"/> RETENTION \$ 10,000			4600062918	9/3/2014	9/3/2015	EACH OCCURRENCE \$ 2,000,000 AGGREGATE \$ 2,000,000
B	WORKERS COMPENSATION AND EMPLOYERS' LIABILITY ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? (Mandatory in NH) If yes, describe under DESCRIPTION OF OPERATIONS below		N/A	9126050914 3A States: NH Officers Excluded: Donna & Arthur King Jr.	9/3/2014	9/3/2015	<input checked="" type="checkbox"/> WC STATUTORY LIMITS <input type="checkbox"/> OTHER E.L. EACH ACCIDENT \$ 1,000,000 E.L. DISEASE - EA EMPLOYEE \$ 1,000,000 E.L. DISEASE - POLICY LIMIT \$ 1,000,000
A	LEASED/RENTED EQUIPMENT			8500062916	9/3/2014	9/3/2015	LIMIT: 30,000 DEDUCTIBLE: 500

DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES (Attach ACORD 101, Additional Remarks Schedule, if more space is required)
 Project #40292; Construction of a new vehicle fueling facility at the Littleton Shed, Littleton, NH
 It is agreed and understood The State of NH DOT is included as additional insured with regard to general liability when required by written contract.

CERTIFICATE HOLDER (603) 271-6758 mdrouin@dot.state.nh.us State of New Hampshire Department of Transportation 7 Hazen Drive PO Box 483 Concord, NH 03301	CANCELLATION SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, NOTICE WILL BE DELIVERED IN ACCORDANCE WITH THE POLICY PROVISIONS.
	AUTHORIZED REPRESENTATIVE Renee Skillings/RLS <i>Renee L. Skillings</i>



CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY)

7/23/2015

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IMPORTANT: If the certificate holder is an ADDITIONAL INSURED, the policy(ies) must 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).

PRODUCER THE ROWLEY AGENCY INC. 139 Loudon Road P.O. Box 511 Concord NH 03302-0511	CONTACT NAME: Renee Skillings PHONE (A/C, No, Ext): (603) 224-2562 FAX (A/C, No): (603) 224-8012 E-MAIL ADDRESS: rskillings@rowleyagency.com													
	<table border="1"> <tr> <th>INSURER(S) AFFORDING COVERAGE</th> <th>NAIC #</th> </tr> <tr> <td>INSURER A: Great American</td> <td></td> </tr> <tr> <td>INSURER B:</td> <td></td> </tr> <tr> <td>INSURER C:</td> <td></td> </tr> <tr> <td>INSURER D:</td> <td></td> </tr> <tr> <td>INSURER E:</td> <td></td> </tr> <tr> <td>INSURER F:</td> <td></td> </tr> </table>	INSURER(S) AFFORDING COVERAGE	NAIC #	INSURER A: Great American		INSURER B:		INSURER C:		INSURER D:		INSURER E:		INSURER F:
INSURER(S) AFFORDING COVERAGE	NAIC #													
INSURER A: Great American														
INSURER B:														
INSURER C:														
INSURER D:														
INSURER E:														
INSURER F:														
INSURED State of NH Dept of Transportation c/o D.L. King & Associates, Inc. 27 Tanglewood Drive Nashua NH 03062														

COVERAGES **CERTIFICATE NUMBER: OCP #40292** **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 INSURANCE	ADD'L SUBR INSD WVD	POLICY NUMBER	POLICY EFF (MM/DD/YYYY)	POLICY EXP (MM/DD/YYYY)	LIMITS
A	COMMERCIAL GENERAL LIABILITY <input type="checkbox"/> CLAIMS-MADE <input checked="" type="checkbox"/> OCCUR <input checked="" type="checkbox"/> Owners & Contractors GEN'L AGGREGATE LIMIT APPLIES PER: <input type="checkbox"/> POLICY <input type="checkbox"/> PRO-JECT <input type="checkbox"/> LOC <input type="checkbox"/> OTHER:		R03289-071415-49942-A	7/23/2015	1/23/2016	EACH OCCURRENCE \$ 1,000,000 DAMAGE TO RENTED PREMISES (Ea occurrence) \$ MED EXP (Any one person) \$ PERSONAL & ADV INJURY \$ GENERAL AGGREGATE \$ 2,000,000 PRODUCTS - COMP/OP AGG \$ \$
	AUTOMOBILE LIABILITY <input type="checkbox"/> ANY AUTO <input type="checkbox"/> ALL OWNED AUTOS <input type="checkbox"/> HIRED AUTOS <input type="checkbox"/> SCHEDULED AUTOS <input type="checkbox"/> NON-OWNED AUTOS					COMBINED SINGLE LIMIT (Ea accident) \$ BODILY INJURY (Per person) \$ BODILY INJURY (Per accident) \$ PROPERTY DAMAGE (Per accident) \$ \$
	UMBRELLA LIAB <input type="checkbox"/> OCCUR EXCESS LIAB <input type="checkbox"/> CLAIMS-MADE DED <input type="checkbox"/> RETENTION \$					EACH OCCURRENCE \$ AGGREGATE \$ \$
	WORKERS COMPENSATION AND EMPLOYERS' LIABILITY ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? (Mandatory in NH) If yes, describe under DESCRIPTION OF OPERATIONS below	Y/N	N/A			PER STATUTE <input type="checkbox"/> OTH-ER <input type="checkbox"/> E.L. EACH ACCIDENT \$ E.L. DISEASE - EA EMPLOYEE \$ E.L. DISEASE - POLICY LIMIT \$

DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES (ACORD 101, Additional Remarks Schedule, may be attached if more space is required)
 Project #40292 - Construction of new vehicle fueling facility at the Littleton Shed, Littleton, NH

CERTIFICATE HOLDER (603) 271-6758 State of New Hampshire Department of Transportation 7 Hazen Drive PO Box 483 Concord, NH 03301	CANCELLATION SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, NOTICE WILL BE DELIVERED IN ACCORDANCE WITH THE POLICY PROVISIONS. AUTHORIZED REPRESENTATIVE Renee Skillings/RLS <i>Renee H. Skillings</i>
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