

Charles M. Arlinghaus Commissioner (603) 271-3201

# State of New Hampshire

DEPARTMENT OF ADMINISTRATIVE SERVICES 25 Capitol Street – Room 100 Concord, New Hampshire 03301 <u>Office@das.nh.gov</u>



Catherine A. Keane Deputy Commissioner (603) 271-2059

Sheri L. Rockburn Assistant Commissioner (603) 271-3204

Division of Public Works Design and Construction Project No. 81121– Contract B

July 6, 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), Manchester, New Hampshire for a total price not to exceed \$1,296,939, for State House A/C for First Floor and Basement, Concord, New Hampshire. This contract is effective upon Governor and Council approval through November 1, 2023, unless extended in accordance with the contract terms. **100% Capital - State Funds.** 

2). Further authorize that a contingency in the amount of \$150,000 be approved for unanticipated site expenses for State House A/C for First Floor and Basement, Concord, New Hampshire, bringing the total to \$1,446,939. 100% Capital - State Funds.

3). Further authorize the amount of \$40,000 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 \$1,486,939. 100% Capital - State Funds.

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

## <u>FY 2023</u>

01-14-14-140030-15030000 17-228:1-II:B4 – State owned buildings 034-500162 – Repair/Renovation Buildings \$ 1,486,939 His Excellency, Governor Christopher T. Sununu and the Honorable Council Page 2 of 2

#### **EXPLANATION**

Per Chapter 228:1, II:B4, Laws of 2017, State Owned Buildings – Security Upgrades. The project includes installing a new variable refrigerant flow air conditioning system in the basement level and first floor exterior rooms. Also, the basement level windows with existing window air conditioners will be removed and replaced with new windows to match existing, and have new security grates installed.

The current air conditioning system in the State House consists of residential window units in various locations around the building. These units are noisy and inefficient and pose a security risk as they are easily dislodged and have allowed people to enter the building after hours. The new system will provide quiet, efficient air conditioning for the first floor and basement levels. Further, the new system will be connected to the building management system to maximize efficiency throughout the building. Removing the window air conditioning units and installing the security grates will provide additional protection from intruders.

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,

"In and

Charles M. Arlinghaus, Commissioner

Department estimate:	\$ 1,504,180
Low bid:	<u>\$ 1,296,939</u>
Under estimate:	\$ 207,241

## CONTRACT SUPPLEMENTAL INFORMATION SHEET

#### PROJECT: DPW Project No. 81121, Contract B State House A/C for First Floor and Basement, Concord NH

- DESCRIPTION: The project involves installing a new variable refrigerant flow air conditioning system in the basement level and first floor exterior rooms. Also, the basement level windows with existing window air conditioners will be removed and replaced with new windows to match existing, and have new security grates installed.
- EXPLANATION: The current air conditioning system in the State House consists of residential window units in various locations around the building. These units are noisy and inefficient and pose a security risk as they can be easily dislodged and have allowed people to enter the building after hours. The new system will provide quiet, efficient air conditioning for the first floor and basement levels. Further, the new system will be connected to the building management system to maximize efficiency throughout the building. Removing the window air conditioning units and installing the security grates will provide additional protection from intruders.

## UNDER ESTIMATE

EXPLANATION: The low bid is approximately 14% below the Department estimate. This is possibly due to the materials and/or manpower being readily available to the contractor to accomplish this work.

DEPARTMENT ESTIMATE:	\$	1,504,180
LOW BID:	<u>\$</u>	1,296,939
UNDER ESTIMATE:	\$	207,241

## **ABC Bid Data**



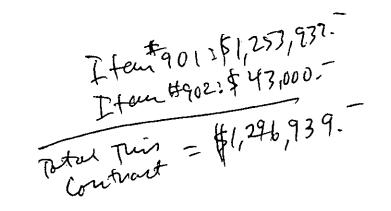
CONCORD 81121B NON-FEDERAL

PROJECT:	CONCORD	Awarded To:	
STATE PROJECT NUMBER;	81121B	Awarded TV.	
FED. PROJECT NUMBER:	NON-FEDERAL		
DATE BIDS OPEN:	April 13, 2022, 2:00		
SCOPE OF WORK:	State House A/C for First Floor and Basement	Amount: \$0.00 Certified by	
COMPLETION DATE:	November 01, 2023	Award Date:	Director of Project Development
LOCATION:	Merrimack		

### **Summary of Bidders**

Contractor	Bid Amount	Rank
BROOKSTONE BUILDERS, INC.	·· \$1,296,939.00	Ą
600 HARVEY ROAD, MANCHESTER NH 03103-3320	ິຍ <u>ສ</u>	· · ·
D. L. KING & ASSOCIATES INC.	\$1,789,000.00	В
D. L. KING & ASSOCIATES INC.	\$1,789,000.00	

27 TANGLEWOOD DRIVE, NASHUA NH 03062-1044



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## **ABC Bid Data**



CONCORD

81121B

NON-FEDERAL

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Item No.	Description	Unit	Quantity	Unit Price	Total	Unit Price	Total	Unit Price	Total

Items

<b>9</b> 01	PROVIDE AND INSTALL NEW A/C EQUIPMENT		1.00	\$1,461,180.00	\$1,461,180,00	\$1,253,939.00	\$1,253,939.00	\$1,746,000.00	\$1,746,000.00
802 ALLOWANCE FOR OWNER-INITIATED CHANGES AND UNFORESEEN CONDITIONS		\$	43,000.00	\$1.00	\$43,000.00	\$1.00	\$43.000.00	\$1.00	\$43,000.00
totals:					\$1,504,180.00		\$1,296,939,00		\$1,789,000.00
AR. Totals:									
Totats:					\$1,594,180.00		\$1,296,939.00		\$1,789,000.00

## **PS&E** Comparison



CONCORD 81121B NON-FEDERAL

(\$207,241.00)

\$1,504,180.00

				A-Bid	der .	PS8		
Item No.	Description	Ünit	Quantity	Unit Price	Total	Unit Price	Total	A-PS&E Difference

Items

901	PROVIDE AND INSTALL NEW A/C EQUIPMENT	U	1.00	\$1,253,939.00	\$1,253,939.00	\$1,461,180.00	:\$1,461,180.00	(\$207,241.00)
902	ALLOWANCE FOR OWNER-INITIATED CHANGES AND UNFORESEEN CONDITIONS	\$	43,000.00	\$1.00	\$43,000.00	\$1.00	\$43,000.00	\$0:00

\$1,296,939.00

Total:

# 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, <u>Albert A.</u> Scales , hereby certify that I am a duly elected Clerk/Secretary/Office of Brookstone Builders, Inc. \_\_\_\_\_. I hereby certify that the following is a true copy of a vote taken at a meeting of the Board of Directors/Shareholders, duly called and held on May 20, 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.

**DATED:** May 20, 2022



## CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY)

_	<u> </u>								/11/2022			
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.												
	IMPORTANT: If the certificate holder is an ADDITIONAL INSURED, the policy(les) 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).											
	ertificate holder in lieu of such endors Ducer	emen	t(s).		CONTA				-			
1	C ROWLEY AGENCY INC.				NAME:	Letter 2	killings	FAX				
I I	Constitution Avenue				E-MAIL	p. Ext): <sup>1</sup> (603)	224-2562	(A/C, No): (603)22	4-8012			
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	X Contractual per CG0001			CPA5071222-19		1/1/2022	1/1/2023	MED EXP (Any one person) \$	10,000			
	·							PERSONAL & ADV INJURY \$	1,000,000			
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	OTHER:											
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A	X ANY AUTO							BODILY INJURY (Per person) \$				
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	AND EMPLOYERS' LIABILITY Y/N			3A STATES: NH/MA/ME								
A	ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED?	N/A		WPA5071226-19		1/1/2022	1/1/2023	E.L. EACH ACCIDENT \$	1,000,000			
	If yes, describe under	ľ	'	#FAD0/11210-19		1/1/2022	1/1/2023	E.L. DISEASE - EA EMPLOYEE \$	1,000,000			
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# CERTIFICATE OF PROPERTY INSURANCE

DATE (MM/0D/YYYY) 5/18/2022

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	lf th	is certificate in	being prepare	d for a party who has an insurable int		rest in the property, do not use this form. Use ACORD 27 or ACORD 28.							
	DUCE				CONTACT Ren	ee Skillings							
		OWLEY AGENO			PHONE (A/C. No. Ext): (	PHONE (603) 224-2562 FAX (A/C, No): (603) 224-6012							
-		nstitution Box 511	Avenue		E-MAIL ISK.	illingstrowle	yag	ency.com					
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60	) Ha	srvey Road			INSURER D :								
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1		SPECIAL						RENTAL VALUE	\$				
		EARTHQUAKE		]				BLANKET BUILDING	\$				
		WIND						BLANKET PERS PROP	\$				
		FLOOD						BLANKET BLOG & PP	5				
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## COMMENTS/REMARKS

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



## CERTIFICATE OF LIABILITY INSURANCE

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DATE (MM/DD/YYYY) 05/18/2022

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.												
IMPORTANT: If the certificate holder is an ADDITIONAL INSURED, the policy(ies) 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 endor							NTACT Danas Skillings					
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45 Constitution Avenue						(A/C, No, Ext): (000/124 1002 (A/C, No): (000/124 0002						
ł	. Box 511	ADDRESS:										
Concord NH 03302-0511						INSURER(S) AFFORDING COVERAGE						
INSURED						INSURER A : Acadia insurance Company INSURER 6 :						
State of NH Dept of Admin Svcs (OWNER)						INSURER C :						
c/o Brookstone Builders, Inc. (CONTRACTOR)					INSURER D :							
600 Harvey Road					INSURER E :							
Manchester NH 03103					INSURER F :							
COVERAGES CERTIFICATE NUMBER: OCP State Ho												
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		POLICY NUMBER		POLICY EFF (MM/DD/YYYY)	(MM/DD/YYYY)	LIMITS				
	COMMERCIAL GENERAL LIABILITY					1		EACH OCCONNENCE	2,000	000,		
						1		DAMAGE TO RENTED PREMISES (Ea occurrence) \$				
	Owners & Contractors Protective					1		MED EXP (Any one person) \$				
A		-		OCP06152022		06/15/2022	11/01/2023	PERSONAL & ADV INJURY \$				
	GEN'L AGGREGATE LIMIT APPLIES PER:	-				1		GENERAL AGGREGATE \$	3,000	000,		
						1		PRODUCTS - COMP/OP AGG \$				
								\$				
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	If yes, describe under DESCRIPTION OF OPERATIONS below					i		E.L. DISEASE - POLICY LIMIT \$				
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	CRIPTION OF OPERATIONS / LOCATIONS / VEHIC		ORD 1	01, Additional Remarks Schedule,	may be a	ttached if more sp	ace is required)					
Stat	e House A/C for First Floor & Basement #	31121B										
CERTIFICATE HOLDER												
State of New Hampshire Dept of Administrative Services						SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, NOTICE WILL BE DELIVERED IN ACCORDANCE WITH THE POLICY PROVISIONS.						
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