



State of New Hampshire

DEPARTMENT OF ADMINISTRATIVE SERVICES

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Concord, New Hampshire 03301
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m-c

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Division of Public Works Design &
Construction
December 12, 2021

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

REQUESTED ACTION

Authorize the Department of Administrative Services, Division of Public Works Design and Construction to enter into an agreement with Barton & Loguidice, LLC (Vendor Code 385900) 33 US Route 1, Suite 2A, Scarborough, ME., 04074, and corporate address of: 443 Electronics Parkway, Liverpool, N. Y. 13088; for Mechanical Engineering Services required for planning, design and construction of various Public Works' Projects as necessary and required by the Department. The contract is effective from the date of Governor and Council approval through June 30, 2025. The amount expended under this agreement shall not exceed \$500,000.00.

EXPLANATION

The Department proposes to retain the private consulting firm of Barton & Loguidice, LLC to expedite the current project workload and provide appropriate technical expertise as required for specific projects. This is one (1) of six (6) open-ended agreements for Mechanical Engineering Services that will be presented for approval. The agreement will enable the Department to respond quickly to unscheduled project requests and possible emergencies regarding mechanical issues. The decision as to which projects will be assigned will be made on a case-by-case basis depending on the particular expertise required and the firm's current workload.

This type of consulting agreement will be funded from the monies for each project. The majority of projects needing this type of mechanical consultant work are maintenance and capital funded projects.

This agreement is a proposed contract with the Mechanical Engineering Services firm selected to provide on-call Mechanical Engineering Services. It is anticipated that Mechanical Engineering Services can be handled by six (6) Mechanical firms through the contract period.

The consultant selection process employed by the Department for this project is in accordance with RSAs 21-I:22, 21-I:22-c, and 21-I:22-d, all applicable Federal Laws and the Department's procedures for "Selection of Engineers, Architects and Surveyors" dated July 28, 2005. Consensus scoring was used in this selection process in order to assure that the perspective of each committee member received proper consideration during scoring deliberations. Each committee member, which included Theodore Kupper, Michelle Juliano, and David Goulet, which brings different strengths and knowledge to the table. This allows thorough discussion and weighing of the different perspectives during the scoring process. This process also makes follow-up explanations to the unselected firms easier.

In June 2021, the Division of Public Works Design & Construction advertised in the Union Leader, the Division of Public Works Design & Construction website and email notification soliciting interest in providing on-call Mechanical Engineering Services. Seventeen (17) consultant firms submitted letters of interest and were considered for this assignment. The firms were then rated on the basis of comprehension of the assignment, clarity of the proposal, capacity to perform in a timely manner, quality and experience of the project manager and team, and overall suitability for the assignment.

Barton & Loguidice, LLC
CHA
CSI Engineering, LLC
Dubois & King
Fitzemeyer & Tocci Assoc., Inc.
Harriman Associates
McFarland Johnson
NV5
Oak Point Associates

Engineering, P. C. (RFS Engineering)
SMRT, Inc.
Stantec Consulting Services, Inc.
STV
The H. L. Turner Group
Weston & Sampson
WV Engineering Associates
Yeaton Associates, Inc.

These firms were evaluated based on years of experience, experience on relative projects and past experience with the Division of Public Works, if any. The eight (8) rated firms listed below, were sent a Request for Technical Proposals:

Barton & Loguidice, LLC
CSI Engineering, LLC
Dubois & King
Harriman Associates

McFarland Johnson
NV5
SMRT, Inc.
Weston & Sampson

It is now the Department's intent to enter into Statewide Consultant Service Agreements with the six (6) highest rated firms as their legal documentation and Certificate of Insurance become available.

Barton & Loguidice, LLC
Dubois & King
Harriman Associates

McFarland Johnson
NV5
SMRT, Inc.

A copy Barton & Loguidice, LLC's Statement of Qualifications is provided, herewith, for your information and convenience.

The subject agreement has been approved by the Attorney General as to form and execution. Copies of the fully executed agreement are on file at the Secretary of State's Office and the Department of Administrative Services, Division of Public Works Design & Construction.

Respectfully submitted,



Charles M. Arlinghaus,
Commissioner

CMA/mak

Attachments

cc: Theodore Kupper, P. E.,
Administrator

Explanation of Statewide Consultant Committee Selection

Members are selected using the approved guidelines for the Department of Public Works Design and Construction "Selection of Engineering, Architects, and Surveyor Services". Per these guidelines, the Committee should consist of the Department Administrator plus to other Project Managers.

The **Administrator** is a member of all the Selection Committees, serving to provide the larger perspective of the consultant capabilities that are desired, also bringing knowledge of the quantity of work and various types of anticipated projects the consultant may be called on to perform. He brings the perspective of achieving agency goals, using a balance of those consultants who have performed excellent work in the past, along with bringing in new consultant firms.

The **Assistant Administrator** manages the day-to-day oversight of the Consultant assignments, and is the second member of all the selection committees. Her job description specifically outlines her involvement in the management of consultants. She brings the expertise of the day-to-day working with consultants. Her past and present experience involves request interaction with consultants, including review of consultants' proposals and their engineering work.

The **Discipline Head** for the specific type of work the consultant is being hired for (i.e. Mechanical, Civil, Architectural, Electrical etc.), brings additional expertise concerning the capabilities of various consultants they have worked with. Their years of project management experience provide the more detailed perspective about the various consultants' strengths or weaknesses and how they would fit with the project need.

Administrator PM7	Theodore Kupper – 7 years state service 35 year private sector
Assistant Administrator PM5	Michelle Juliano – 33 years state service
Civil Engineer PM4	Roger Dionne – 35 years state service
Architectural PM4	Gary Brown – 9 years state service 34 years private sector
Mechanical Engineer PM3	David Goulet – 36 years state service

Interview/Selection date: 3-Sep-21

**COMMITTEE PROPOSAL RATING FOR
MECHANICAL STATEWIDE**

Consultant Name	Comprehension of Assignment	Clarity of Proposal	Capacity to Perform in a Timely Manner	Quality and Experience of PM/Team	Overall Suitability for the Assignment	Total Score	Cumulative Score	
Barton & Loguidice							64.0	<----- Highest Rating
Ted Kupper	4	4	4	4	4	20		
Michelle Juliano	4	4	4	4	4	20		
Dave Goulet	5	5	4	5	5	24		
						0		
CSI Engineering							42.0	
Ted Kupper	3	3	3	3	3	15		
Michelle Juliano	3	4	3	3	3	16		
Dave Goulet	2	3	2	2	2	11		
						0		
DuBois & King							70.0	<----- Highest Rating
Ted Kupper	5	4	4	5	5	23		
Michelle Juliano	5	5	5	5	5	25		
Dave Goulet	4	4	4	5	5	22		
						0		
Harriman							68.0	<----- Highest Rating
Ted Kupper	4	4	5	5	4	22		
Michelle Juliano	5	5	5	5	5	25		
Dave Goulet	4	4	5	4	4	21		
						0		
McFarland Johnson							74.0	<----- Highest Rating
Ted Kupper	5	4	5	5	5	24		
Michelle Juliano	5	5	5	5	5	25		
Dave Goulet	5	5	5	5	5	25		
						0		
NV5							61.0	<----- Highest Rating
Ted Kupper	4	4	5	4	4	21		
Michelle Juliano	4	4	4	4	4	20		
Dave Goulet	4	4	4	4	4	20		
						0		
SMRT							68.0	<----- Highest Rating
Ted Kupper	5	4	5	4	5	23		
Michelle Juliano	5	5	5	5	5	25		
Dave Goulet	4	4	4	4	4	20		
						0		
Weston & Sampson	DID NOT RESPOND TO REQUEST FOR PROPOSAL						0.0	
Ted Kupper						0		
Michelle Juliano						0		
Dave Goulet						0		
						0		

CERTIFICATE OF VOTE
(Corporation with Seal)

I, Matthew J. Schooley, Secretary of the
(Corporation Representative Name) (Corporation Representative Title)

Barton & Loguidice, LLC, do hereby certify that:
(Corporation Name)

(1) I am the duly elected and acting Secretary of the
(Corporation Representative Title)

Barton & Loguidice, LLC, a Connecticut corporation (the
"Corporation");
(Corporation Name) (State of Incorporation)

(2) I maintain and have custody of and am familiar with the Seal and minute books of the Corporation;

(3) I am duly authorized to issue certificates;

(4) the following are true, accurate and complete copies of the resolutions adopted by the Board of Directors of the Corporation at a meeting of the said Board of Directors held on the

12th day of January, 2022, which meeting was duly held in accordance with

Connecticut law and the by-laws of the Corporation:
(State of Incorporation)

RESOLVED: That this Corporation enter into a contract with the State of New Hampshire, acting by and through the Department of Administrative Services, providing for the performance by the Corporation of certain Professional services, and that the President (any Vice President) (and the Treasurer) (or any of them acting singly) be and hereby (is) (are) authorized and directed for and on behalf of this Corporation to enter into the said contract with the State and to take any and all such actions and to execute, seal, acknowledge and deliver for and on behalf of this Corporation any and all documents, agreements and other instruments (and any amendments, revisions or modifications thereto) as (she) (he) (any of them) may deem necessary, desirable or appropriate to accomplish the same;

RESOLVED: That the signature of any officer of this Corporation affixed to any instrument or document described in or contemplated by these resolutions shall be conclusive evidence of the authority of said officer to bind this Corporation thereby;

The forgoing resolutions have not been revoked, annulled or amended in any manner whatsoever, and remain in full force and effect as of the date hereof, and the following person(s) (has) (have) been duly elected and now occupy the office(s) indicated below

See attached President Name

See attached Vice President Name

See attached Treasurer Name

BARTON & LOGUIDICE, LLC

OFFICERS

John F. Brusa Jr., P.E.	President & CEO, Treasurer
Richard A. Straut, P.E.	Executive Vice President, Chairman
Matthew J. Schooley, P.E.	Executive Vice President, Secretary
Kenneth M. Knutsen, P.E.	Sr. Vice President
Scott D. Nostrand, P.E.	Sr. Vice President
Donald H. Fletcher, P.E.	Sr. Vice President
Eric A. Pond, P.E.	Sr. Vice President
Anthony P. DaRin, P.E.	Sr. Vice President
Mark M. Zessin, P.E.	Sr. Vice President
Dean G. Mason, P.E.	Vice President
Timothy W. Bolan, P.E.	Vice President
Matthew C. Fuller, P.E.	Vice President
Matthew N. Brown, P.E.	Vice President

IN WITNESS WHEREOF, I have hereunto set my hand as the Secretary
(Title)

of the Corporation and have affixed its corporate seal this 12th day of January, 2022.



Matthew J. Schooley
Matthew J. Schooley, Secretary

STATE OF New York

COUNTY OF Onondaga

On this the 12th day of January, 2022, before me, Matthew J. Schooley, the undersigned officer,

personally appeared Matthew J. Schooley, who acknowledge her/himself to be the

Secretary, of Barton & Loguidice, LLC, a corporation, and that:
she/he, is (Title) (Name of Corporation)

such Secretary being authorized to do so, executed the foregoing instrument for the
(Title)

purposes therein contained, by signing the name of the corporation by her/himself as

Secretary

IN WITNESS WHEREOF I hereunto set my hand and official seal.

Joseph J. Balduzzi
Notary Public/Justice of the Peace

My Commission expires: 1/24/2023

Joseph J. Balduzzi
Notary Public, State of New York
No. 0123A6231753
Qualified in Onondaga County
Commission Expires 1/24/2023

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 BARTON & LOGUIDICE, LLC is a Connecticut Limited Liability Company registered to transact business in New Hampshire on December 30, 2020. 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: 859026

Certificate Number: 0005472784



IN TESTIMONY WHEREOF,

I hereto set my hand and cause to be affixed
the Seal of the State of New Hampshire,
this 30th day of November A.D. 2021.

A handwritten signature in black ink, appearing to read "William M. Gardner".

William M. Gardner

Secretary of State



BARTO-4

OP ID: SM

CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY)
11/29/2021

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 endorsement(s).

PRODUCER Poole Professional B&B of MA 107 Audubon Rd, #2, Ste 305 Wakefield, MA 01880 Mary-Beth Rumble	781-245-5400	CONTACT NAME: PHONE (A/C, No, Ext): 781-245-5400 FAX (A/C, No): 781-245-5463 E-MAIL ADDRESS: smiller@poole-ny.com
	INSURER(S) AFFORDING COVERAGE	
INSURED Barton & Loguidice, LLC 443 Electronics Parkway Liverpool, NY 13088	INSURER A:	National Fire Ins. Co. NAIC # 20478
	INSURER B:	Valley Forge Insurance Company 20508
	INSURER C:	Continental Insurance Company 35289
	INSURER D:	Berkley Insurance Company 32603
	INSURER E:	
INSURER F:		

COVERAGES **CERTIFICATE NUMBER:** **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 INSD	SUBR WVD	POLICY NUMBER	POLICY EFF (MM/DD/YYYY)	POLICY EXP (MM/DD/YYYY)	LIMITS
A	<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 OTHER:	X	X	6017222821	04/24/2021	04/24/2022	EACH OCCURRENCE \$ 2,000,000 DAMAGE TO RENTED PREMISES (Ea occurrence) \$ 1,000,000 MED EXP (Any one person) \$ 15,000 PERSONAL & ADV INJURY \$ 2,000,000 GENERAL AGGREGATE \$ 4,000,000 PRODUCTS - COM/PROP AGG \$ 4,000,000
B	AUTOMOBILE LIABILITY <input checked="" type="checkbox"/> ANY AUTO <input checked="" type="checkbox"/> OWNED AUTOS ONLY <input checked="" type="checkbox"/> SCHEDULED AUTOS <input checked="" type="checkbox"/> HIRED AUTOS ONLY <input checked="" type="checkbox"/> NON-OWNED AUTOS ONLY	X	X	6017222852	04/24/2021	04/24/2022	COMBINED SINGLE LIMIT (Ea accident) \$ 1,000,000 BODILY INJURY (Per person) \$ BODILY INJURY (Per accident) \$ PROPERTY DAMAGE (Per accident) \$
C	<input checked="" type="checkbox"/> UMBRELLA LIAB <input checked="" type="checkbox"/> OCCUR <input checked="" type="checkbox"/> EXCESS LIAB <input type="checkbox"/> CLAIMS-MADE DED <input checked="" type="checkbox"/> RETENTION \$ 10000	X	X	6017222849	04/24/2021	04/24/2022	EACH OCCURRENCE \$ 10,000,000 AGGREGATE \$ 10,000,000
A	WORKERS COMPENSATION AND EMPLOYERS' LIABILITY ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? (Mandatory in NH) If yes, describe under DESCRIPTION OF OPERATIONS below			617222835	04/24/2021	04/24/2022	<input checked="" type="checkbox"/> PER STATUTE <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
D	Prof. Liability Pollution Liability		X	AEC-9046201-03	07/20/2021	07/20/2022	PER CLAIM \$ 5,000,000 AGGREGATE 10,000,000

DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES (ACORD 101, Additional Remarks Schedule, may be attached if more space is required)

See attached note pad
Re: ON-SITE OBSERVATION, AND INSPECTION SERVICES FOR VARIOUS PROJECTS

CERTIFICATE HOLDER NHDEP-3 New Hampshire Department of Administrative Services-Div of Public Works Design & Construct 7 Hazen Drive - Room 250 Concord, NH 03302-0483	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 

over

NOTEPAD:

HOLDER CODE NHDEP-3
INSURED'S NAME Barton & Loguidice, LLC

BARTO-4
OP ID: SM

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Date 11/29/2021:

The State of New Hampshire, THE STATE OF NEW HAMPSHIRE DEPARTMENT OF ADMINISTRATIVE SERVICES DIVISION OF PUBLIC WORKS DESIGN & CONSTRUCTION and all others required are included as additional insured on a primary non-contributory basis to the extent allowed on the blanket additional insured endorsements included in the above listed policies. Includes 30-day notice of cancellation & waiver of subrogation.

PL Deductible \$75,000