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# State of New Hampshire

DEPARTMENT OF ADMINISTRATIVE SERVICES  
25 Capitol Street – Room 100  
Concord, New Hampshire 03301  
(603) 271-3201 | [Office@das.nh.gov](mailto:Office@das.nh.gov)

Charles M. Arlinghaus  
Commissioner

Catherine A. Keane  
Deputy Commissioner

Sheri L. Rockburn  
Assistant Commissioner

Division of Public Works  
Design and Construction  
Project No. 81208– Contract B

February 8, 2023

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 RTH Mechanical Contractors, Inc. (VC#277973), Portsmouth, New Hampshire for a total price not to exceed \$1,650,495 for Boiler Replacements (2) Concord Prison for Men, Concord, New Hampshire. This contract is effective upon Governor and Council approval through September 15, 2024, unless extended in accordance with the contract terms. **100% Capital Fund.**
- 2) Further authorize that a contingency in the amount of \$200,000 be approved for unanticipated site expenses for Boiler Replacements (2) Concord Prison for Men, Concord, New Hampshire, bringing the total to \$1,850,495. **100% Capital Fund.**
- 3) Further authorize the amount of \$21,000 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 \$1,871,495. **100% Capital Fund.**

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

	<u>FY 2023</u>
02-46-46-460030-92970000 L21:1III4-Boiler Replacements	
034-500162 – Capital Projects	\$ 1,650,495
034-500162 – Capital Projects - Contingency	\$ 200,000
034-500162 – Capital Projects - DPW Fees	<u>\$ 21,000</u>
<b>Grand Total</b>	<b>\$ 1,871,495</b>

### EXPLANATION

Per Chapter 107:1, III, 4, Laws of 2021, for boiler replacements at the State Prison for Men in Concord. This contract will remove and replace two steam boilers and associated piping and valves. The two (2) existing, large 350HP boilers are 40 years old and typically have a life expectancy of approximately 30 years. The existing boilers require constant maintenance and repairs to keep them operational. The boilers operate on a daily basis, 365 days a year. They supply steam for laundry and food services all year long and additional steam in the winter to provide heat for the entire facility. The new boilers will be much more reliable and provide more energy efficiencies.

A public bid opening was held on November 16, 2022. Three (3) bid proposals were received and the contract was awarded to the lowest qualified bidder. The low bid was approximately 17% under the Department estimate. The estimate was increased slightly to account for additional costs related to working within the prison environment. In the past, contractors unfamiliar with the prison security protocols have increased their bids substantially. The low bidder, in this case, is familiar with working within the State Prison for Men and, therefore, did not over-escalate their bid to account for the required security measures.

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.

Respectfully submitted,



Charles M. Arlinghaus,  
Commissioner

Department estimate:	\$ 2,000,000
Low bid:	<u>\$ 1,650,495</u>
Under estimate:	\$ 349,505



# ABC Bid Data

CONCORD  
81208B  
NON-FEDERAL

PROJECT: CONCORD  
STATE PROJECT NUMBER: 81208B  
FED. PROJECT NUMBER: NON-FEDERAL  
DATE BIDS OPEN: November 16, 2022,  
SCOPE OF WORK: BOILER REPLACEMENTS (2) CONCORD PRISON FOR MEN  
COMPLETION DATE: September 15, 2024  
LOCATION: Merrimack

Awarded To:

Amount: \$0.00

Award Date:

Certified by:

Director of Project Development

## Summary of Bidders

Contractor	Bid Amount	Rank
RTH MECHANICAL CONTRACTORS INC 17 PRODUCTION DRIVE DOVER NH 03820	\$1,650,495.00	A
NORTHERN PEABODY LLC 25 DEPOT STREET, MANCHESTER NH 03101	\$1,870,000.00	B
ENGINEERED CONSTRUCTION SERVICES INC DBA ENGINEERED CONSTRUCTION SERVICES 326 ROUTE 125 BRENTWOOD NH 03833	\$1,999,308.00	C

Item # 901: \$ 1,450,495.  
# 902: \$ 200,000.  
Total this Contract: \$ 1,650,495

### BUREAU OF PUBLIC WORKS

Award to RTH Mechanical Cont. Inc  
 Hold for Negotiation  
 Cancel Contract

User Agency: NH DOC

Authorized by: [Signature]

Date: 11/17/2022

13:47 pm



Division of Public Works

# ABC Bid Data

CONCORD  
81208B  
NON-FEDERAL

Item No.	Description	Unit	Quantity	P&A		RTH MECHANICAL CONTRACTORS INC 17 PRODUCTION DRIVE DOVER, NH 03829		NORTHERN PEABODY LLC 35 DEPOT STREET MANCHESTER, NH 03101	
				Unit Price	Total	Unit Price	Total	Unit Price	Total

**Items**

901	REMOVE AND REPLACE TWO BOILERS, PIPES AND VALVES	U.	1.00	\$1,800,000.00	\$1,800,000.00	\$1,450,495.00	\$1,450,495.00	\$1,670,000.00	\$1,670,000.00
902	ALLOWANCE #1 OWNERS'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
<b>Totals:</b>					<b>\$2,000,000.00</b>		<b>\$1,650,495.00</b>		<b>\$1,670,000.00</b>
<b>Alt. Totals:</b>									
<b>Totals:</b>					<b>\$2,000,000.00</b>		<b>\$1,650,495.00</b>		<b>\$1,670,000.00</b>



Division of Public Works

# ABC Bid Data

CONCORD  
81208B  
NON-FEDERAL

Item No.	Description	Unit	Quantity	PS&E		ENGINEERED CONSTRUCTION SERVICES INC DBA ENGINEERED CONSTRUCTION SERVICES 120 ROUTE 125 BRENTWOOD, NH 03833		Unit Price	Total
				Unit Price	Total	Unit Price	Total		

Items

901	REMOVE AND REPLACE TWO BOILERS, PIPES AND VALVES	U	1.00	\$1,800,000.00	\$1,800,000.00	\$1,799,308.00	\$1,799,308.00		
902	ALLOWANCE #1 OWNERS'S CHANGES FOR UNKNOWN, LATENT OR DIFFERING EXISTING CONDITIONS	\$	200,000.00	\$1.00	\$200,000.00	\$1.00	\$200,000.00		
<b>Totals:</b>					<b>\$2,000,000.00</b>		<b>\$1,999,308.00</b>		
<b>Alt. Totals:</b>									
<b>Totals:</b>					<b>\$2,000,000.00</b>		<b>\$1,999,308.00</b>		



# PS&E Comparison

CONCORD  
81208B  
NON-FEDERAL

Item No.	Description	Unit	Quantity	A-Bidder		PS&E		A-PS&E Difference
				Unit Price	Total	Unit Price	Total	
<b>Items</b>								
901	REMOVE AND REPLACE TWO BOILERS, PIPES AND VALVES	U	1.00	\$1,450,495.00	\$1,450,495.00	\$1,800,000.00	\$1,800,000.00	(\$349,505.00)
902	ALLOWANCE #1 OWNERS'S CHANGES FOR UNKNOWN, LATENT OR DIFFERING EXISTING CONDITIONS	\$	200,000.00	\$1.00	\$200,000.00	\$1.00	\$200,000.00	\$0.00
<b>Total:</b>					\$1,650,495.00		\$2,000,000.00	(\$349,505.00)

# State of New Hampshire

## Department of State

### CERTIFICATE

I, David M. Scanlan, Secretary of State of the State of New Hampshire, do hereby certify that RTH MECHANICAL CONTRACTORS, INC. is a New Hampshire Profit Corporation registered to transact business in New Hampshire on May 19, 2008. 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: 596733

Certificate Number: 0005779406



IN TESTIMONY WHEREOF,  
I hereto set my hand and cause to be affixed  
the Seal of the State of New Hampshire,  
this 18th day of May A.D. 2022.

A handwritten signature in black ink, appearing to read "David M. Scanlan".

David M. Scanlan  
Secretary of State

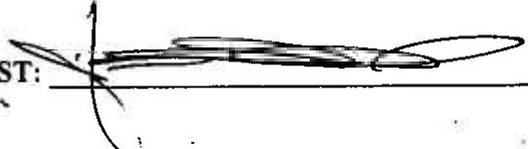
**Corporate Resolution**

I, Richard T Hansell, hereby certify that I am a duly elected Clerk/Secretary/Office of RTH Mechanical Contractors, 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 November 23, 2022, at which a quorum of the Directors/Shareholders were present and voting.

**VOTED:** That: Richard T Hansell is duly authorized to enter into contracts or agreements on behalf of RTH Mechanical Contractors, 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:** November 23, 2022

**ATTEST:** 



RTHMECH-01

NLABRECQUE

# CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY)

2/1/2023

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 License # 1780862  
HUB International New England  
275 US Route 1  
Cumberland Foreside, ME 04110

CONTACT NAME  
PHONE (A/C, No, Ext): (207) 829-3450 FAX (A/C, No): (207) 829-6350

E-MAIL ADDRESS:

INSURED  
RTH Mechanical Contractors, Inc  
17 Production Drive  
Dover, NH 03820

INSURER(S) AFFORDING COVERAGE	NAIC #
INSURER A: Hanover Insurance Company	22292
INSURER B: Hanover American Insurance	36064
INSURER C: MEMIC Indemnity Company	11030
INSURER D:	
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 type="checkbox"/> PROJECT <input type="checkbox"/> LOC OTHER:	X		ZBPH511290	2/20/2023	2/20/2024	EACH OCCURRENCE \$ 1,000,000 DAMAGE TO RENTED PREMISES (EA OCCURRENCE) \$ 100,000 MED EXP (Any one person) \$ 10,000 PERSONAL & ADV INJURY \$ 1,000,000 GENERAL AGGREGATE \$ 2,000,000 PRODUCTS - COM/PROP AGG \$ 2,000,000
B	<input checked="" type="checkbox"/> AUTOMOBILE LIABILITY <input checked="" type="checkbox"/> ANY AUTO OWNED AUTOS ONLY <input type="checkbox"/> Hired AUTOS ONLY <input type="checkbox"/> SCHEDULED AUTOS <input type="checkbox"/> NON-OWNED AUTOS ONLY	X		AWPH511319	2/20/2023	2/20/2024	COMBINED SINGLE LIMIT (EA accident) \$ 1,000,000 BODILY INJURY (Per person) \$ BODILY INJURY (Per accident) \$ PROPERTY DAMAGE (Per accident) \$
A	<input checked="" type="checkbox"/> UMBRELLA LIAB <input type="checkbox"/> EXCESS LIAB <input checked="" type="checkbox"/> OCCUR <input type="checkbox"/> CLAIMS-MADE DED <input checked="" type="checkbox"/> RETENTION \$ 0		X	UHPH511291	2/20/2023	2/20/2024	EACH OCCURRENCE \$ 10,000,000 AGGREGATE \$ Aggregate \$ 10,000,000
C	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	5101800158	2/20/2023	2/20/2024	PER STATUTE <input type="checkbox"/> OTH-ER <input type="checkbox"/> E.L. EACH ACCIDENT \$ 1,000,000 E.L. DISEASE - EA EMPLOYEE \$ 1,000,000 E.L. DISEASE - POLICY LIMIT \$ 1,000,000

DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES (ACORD 101, Additional Remarks Schedule, may be attached if more space is required)  
State of NH Project 81208-B Boiler Replacements, Concord Prison for Men  
Richard T Hansell is Excluded from Worker's Compensation coverage

State of NH, Dept of Administrative Services and its agents and employees has additional insured status under on the policies indicated in the column above as required by written contract but only to the extent that the named insured is performing ongoing operations on behalf of the additional insured. Primary, non-contributory basis is for General Liability. Umbrella follows form. 30 days notice of non-renewal or 10 days notice for non-payment. Waiver of Subrogation applies on the policies indicated in the column above as required by written contract. No WC WOS for NH

### CERTIFICATE HOLDER

State of NH, Dept of Administrative Services  
7 Hazen Drive Room 250  
Concord, NH 03302

### 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



RTHMECH-01

SBAKER3

# CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY)  
11/23/2022

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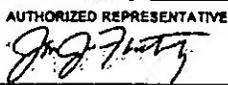
PRODUCER License # 1780862: HUB International New England 275 US Route 1 Cumberland Foreside, ME 04110		CONTACT NAME: PHONE (A/C, No, Ext): (207) 829-3450      FAX (A/C, No): (207) 829-6350 ADDRESS:	
INSURED State of New Hampshire Dept. of Administrative Services c/o RTH Mechanical Contractors, Inc. 17 Production Drive Dover, NH 03820		INSURER(S) AFFORDING COVERAGE      NAIC # INSURER A: Hanover Insurance Company      22292 INSURER B: INSURER C: INSURER D: 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	ADOL	SUBR	POLICY NUMBER	POLICY EFF (MM/DD/YYYY)	POLICY EXP (MM/DD/YYYY)	LIMITS
A	COMMERCIAL GENERAL LIABILITY <input type="checkbox"/> CLAIMS-MADE <input type="checkbox"/> OCCUR  GEN'L AGGREGATE LIMIT APPLIES PER: <input type="checkbox"/> POLICY <input checked="" type="checkbox"/> SUBJECT <input type="checkbox"/> LOC <input checked="" type="checkbox"/> OTHER    OCIP	X	X	LHP J257719 00	11/23/2022	11/23/2023	EACH OCCURRENCE \$ 2,000,000 DAMAGE TO RENTED PREMISES (Ea occurrence) \$ MED EXP (Any one person) \$ PERSONAL & ADV INJURY \$ GENERAL AGGREGATE \$ 3,000,000 PRODUCTS - COMPOP AGG \$ \$
	AUTOMOBILE LIABILITY <input type="checkbox"/> ANY AUTO OWNED AUTOS ONLY <input type="checkbox"/> SCHEDULED AUTOS <input type="checkbox"/> HIRED AUTOS ONLY <input type="checkbox"/> NON-OWNED AUTOS ONLY						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    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    OTH-ER 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)  
State of NH Project 01200-D Boiler Replacements, Concord Prison for Men  
Richard T Hansell is Excluded from Worker's Compensation coverage

<b>CERTIFICATE HOLDER</b>  State of New Hampshire Dept of Administrative Services 7 Hazen Drive Room 250 Concord, NH 03302	<b>CANCELLATION</b>  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 
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**ADDITIONAL REMARKS SCHEDULE**

AGENCY <b>HUB International New England</b>		License # 1780862	NAMED INSURED State of NH Dept of Administrative Services any and all subs, and all other employed on the premises 7 Hazen Drive Room 250 Concord, NH 03301
POLICY NUMBER <b>SEE PAGE 1</b>			
CARRIER <b>SEE PAGE 1</b>	NAC CODE <b>SEE P 1</b>	EFFECTIVE DATE: <b>SEE PAGE 1</b>	

**ADDITIONAL REMARKS**

THIS ADDITIONAL REMARKS FORM IS A SCHEDULE TO ACORD FORM,  
 FORM NUMBER: ACORD 24 FORM TITLE: Certificate of Property Insurance

Description of Property:  
 Location: 281 N State St. Concord NH 03301- Concord Prison for Men Boiler Replacement

Waiver of Subrogation Included