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THE STATE OF NEW HAMPSHIRE
DEPARTMENT OF TRANSPORTATION



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William Cass, P.E.
Commissioner

David Rodrigue, P.E.
Assistant Commissioner
Andre Briere, Colonel, USAF (RET)
Deputy Commissioner

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

Bureau of Construction
June 7, 2023

REQUESTED ACTION

1. Authorize the Department of Transportation to enter into a contract with Annseal, Inc. (Vendor 160681) of Johnson City, NY on the basis of a single bid of \$340,431.61, for crack sealing of 17.9 miles of pavement on four sections of roadway in seven towns in Districts 2 and 4: Sunapee, New London, Jaffrey, Peterborough, Fitzwilliam, Troy and Temple (Project: Statewide Crack Seal (West) #44046), from the date of Governor and Council approval through September 29, 2023, unless amended by the Department in accordance with the Standard Specifications. 100% Federal Funds.

Funding is available in State Fiscal Year 2023, and is anticipated to be available in Fiscal Year 2024 as follows, with the ability to adjust encumbrances through the Budget Office between State Fiscal Years if needed and justified:

Funding is available as follows:	<u>FY 2023</u>	<u>FY 2024</u>
04-96-96-963515-3054		
Consolidated Federal Aid		
400-500870 Highway Contract Payments	\$110,640.27	\$229,791.34

2. Further authorize that a contingency in the amount of \$34,043.16 be approved for payment of latent conditions, which may appear during the construction of the project. The contingency requested is 10% of the contract amount.

Funding is available as follows:	<u>FY 2024</u>
04-96-96-963515-3054	
Consolidated Federal Aid	
400-500870 Highway Contract Payments	\$34,043.16

EXPLANATION

This project is part of the State's Ten-Year Transportation Improvement Plan. This project is part of the Calendar Year 2023 Federal Resurfacing program and involves 17.9 miles of pavement crack seal on four (4) sections in seven (7) towns in Maintenance Districts 2 and 4.

- 23223 – Sunapee – New London, NH 11, Crack Seal Full Width, 1.8 Miles
- 23420 – Jaffrey – Peterborough, US 202, Crack Seal Full Width, 4.9 Miles
- 23422 – Fitzwilliam – Troy, NH 12, Crack Seal Full Width, 4.1 Miles
- 23424 – Peterborough – Temple, NH 101, Crack Seal Full Width, 7.1 Miles

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This project will extend the pavement lifespan through sealing cracks formed by age and temperature change, delaying costlier improvements.

The proposed contingency amount is 10% of the contract amount. This is to account for the risks associated with the unknown extent of unanticipated traffic control, field conditions will vary, and that the sections will need to endure one (1) additional winter season (from when they were measured) before the proposed work takes place.

Although the bid costs exceeded the Department's estimate by 3.38%, the sole bid received is felt to be reasonable for the work involved. There was one item, 413.1 Hot Poured Crack Sealant, that caused the higher than estimated project cost. Re-advertising this project would result, in our opinion, in higher prices and prevent the completion of the work in a timely manner. The Department considers it to be in the best interest of the State to accept this bid to accomplish these needed repairs.

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 and the bid reasonably conforms to the engineer's estimate in accordance with State procedure. 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.

This project funding is: 80% Federal funds (Pave-T2-Resurf), with anticipated utilization of Turnpike Toll Credits for the State's 20% match, effectively using 100% Federal Funds.

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.

Your approval of this resolution is respectfully requested.

Sincerely,



William Cass
Commissioner

WC/pcj

Department Estimate:	\$329,308.10
Contract Amount:	<u>\$340,431.61</u>
Over Estimate:	\$ 11,123.51
Attachments	



ABC Bid Data

STATEWIDE CRACK SEAL (WEST)
44046
X-A005(297)

PROJECT:	STATEWIDE CRACK SEAL (WEST)	Awarded To:	ANNSEAL, INC.	Certified by:	<u>WILLIAM J. OLDENBURG</u>
STATE PROJECT NUMBER:	44046		130 MAIN STREET		Director of Project Development
FED. PROJECT NUMBER:	X-A005(297)		JOHNSON CITY, NY 13790		
DATE BIDS OPEN:	May 11, 2023, 2:00 PM	Amount:	\$340,431.61		
SCOPE OF WORK:	Crack sealing various Tier 1 and 2 roads on the Western half of the State.	Award Date:			
COMPLETION DATE:	September 29, 2023				
LOCATION:	District 4, Sullivan, Merrimack, District 2, Cheshire, Hillsborough				

Summary of Bidders

Contractor	Bid Amount	Rank
ANNSEAL, INC. 130 MAIN STREET, STE 3, JOHNSON CITY NY 13790	\$340,431.61	A

ABC Bid Data

STATEWIDE CRACK SEAL (WEST)

44046

X-A005(297)

Item No.	Description	Unit	Quantity	P&E		ARISEAL, INC. 130 MAIN STREET JOHNSON CITY, NY 13790		Unit Price	Total
				Unit Price	Total	Unit Price	Total		

Items

413.1	HOT-POURED CRACK SEALANT	LB	68,881.00	\$2.10	\$144,608.10	\$3.01	\$207,271.61		
618.61	UNIFORMED OFFICERS WITH VEHICLE	\$	10,000.00	\$1.00	\$10,000.00	\$1.00	\$10,000.00		
618.7	FLAGGERS	HR	660.00	\$45.00	\$29,700.00	\$33.00	\$21,780.00		
619.1	MAINTENANCE OF TRAFFIC	U	1.00	\$90,000.00	\$90,000.00	\$83,815.00	\$83,815.00		
619.25	PORTABLE CHANGEABLE MESSAGE SIGN	U	2.00	\$3,500.00	\$7,000.00	\$800.00	\$1,600.00		
619.279	AUTOMATED TRAILER-MOUNTED SPEED LIMIT SIGN	U	2.00	\$3,000.00	\$6,000.00	\$650.00	\$1,300.00		
619.63	TRUCK-MOUNTED IMPACT ATTENUATOR, TEST LEVEL 3	U	1.00	\$10,000.00	\$10,000.00	\$1,250.00	\$1,250.00		
892.	MOBILIZATION	U	1.00	\$30,000.00	\$30,000.00	\$11,415.00	\$11,415.00		
1010.15	FUEL ADJUSTMENT	\$	2,000.00	\$1.00	\$2,000.00	\$1.00	\$2,000.00		

Totals:					\$329,308.10		\$340,431.61		
Alt. Totals:									
Totals:					\$329,308.10		\$340,431.61		



PS&E Comparison

STATEWIDE CRACK SEAL (WEST)

44046

X-A005(297)

Item No.	Description	Unit	Quantity	A-Bidder		PS&E		A-PS&E Difference
				Unit Price	Total	Unit Price	Total	
Items								
413.1	HOT-POURED CRACK SEALANT	LB	68,861.00	\$3.01	\$207,271.61	\$2.10	\$144,608.10	\$62,663.51
618.61	UNIFORMED OFFICERS WITH VEHICLE	\$	10,000.00	\$1.00	\$10,000.00	\$1.00	\$10,000.00	\$0.00
618.7	FLAGGERS	HR	660.00	\$33.00	\$21,780.00	\$45.00	\$29,700.00	(\$7,920.00)
619.1	MAINTENANCE OF TRAFFIC	U	1.00	\$83,815.00	\$83,815.00	\$90,000.00	\$90,000.00	(\$6,185.00)
619.25	PORTABLE CHANGEABLE MESSAGE SIGN	U	2.00	\$800.00	\$1,600.00	\$3,500.00	\$7,000.00	(\$5,400.00)
619.279	AUTOMATED TRAILER-MOUNTED SPEED LIMIT SIGN	U	2.00	\$650.00	\$1,300.00	\$3,000.00	\$6,000.00	(\$4,700.00)
619.63	TRUCK-MOUNTED IMPACT ATTENUATOR, TEST LEVEL 3	U	1.00	\$1,250.00	\$1,250.00	\$10,000.00	\$10,000.00	(\$8,750.00)
692.	MOBILIZATION	U	1.00	\$11,415.00	\$11,415.00	\$30,000.00	\$30,000.00	(\$18,585.00)
1010.15	FUEL ADJUSTMENT	\$	2,000.00	\$1.00	\$2,000.00	\$1.00	\$2,000.00	\$0.00
Total:					\$340,431.61		\$329,308.10	\$11,123.51

April 3, 2023

SUPPLEMENTAL PROJECT INFORMATION SHEET

DESCRIPTION: This project is part of the Calendar Year 2023 Federal Resurfacing program and involves 17.9 miles of pavement crack seal on four (4) sections in seven (7) towns in Maintenance Districts 2 and 4.

23223	Sunapee-New London, NH 11, Crack Seal Full Width, 1.8 Miles
23420	Jaffrey-Peterborough, US 202, Crack Seal Full Width, 4.9 Miles
23422	Fitzwilliam-Troy, NH 12, Crack Seal Full Width, 4.1 Miles
23424	Peterborough-Temple, NH 101, Crack Seal Full Width, 7.1 Miles

FEDERAL FUNDING: Pave-T2-Resurf (80%)/ Turnpike Toll Credits Match (20%)

CONTINGENCY: The proposed contingency amount is 10% of the contract amount. This is to account for the risks associated with the unknown extent of unanticipated traffic control, field conditions will vary, and that the sections will need to endure one (1) additional winter season (from when they were measured) before the proposed work takes place.

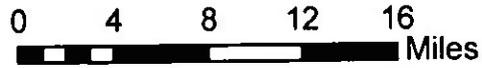
PROJECT INITIATED: This project was initiated through the State's Ten-Year Transportation Improvement Program, Paving-Tier-2-Resurfacing.

PROJECT EXPLANATION: This project will extend the pavement lifespan through sealing cracks formed by age and temperature change, delaying costlier improvements.

TRAFFIC IMPLICATION: This project will use one-lane, alternating two-way traffic, lane shifts, and shoulder closures where necessary to complete the work, supplemented with flaggers and officers. Schools are present near the work. Traffic will be restored to normal patterns at the end of each work period.

FINAL COMPLETION DATE: September 29, 2023

STATEWIDE CRACK SEAL (WEST) - 44046

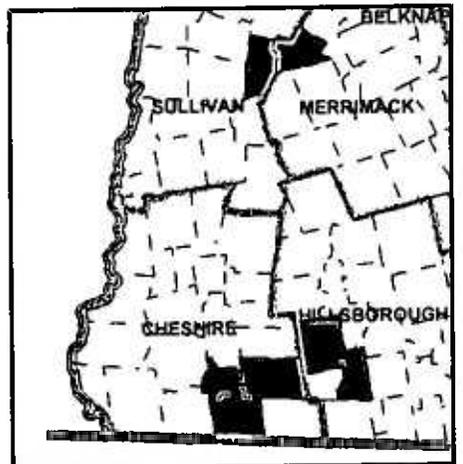


LEGEND

- 44046
- Turnpikes
- Interstates
- US Routes
- State Routes
- Unnumbered Routes
- Urban Compacts



State #: 44046
 Federal #: X-A005(297)
LOCATION MAP



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 ANNSEAL, INC. is a New York Profit Corporation registered to transact business in New Hampshire on June 26, 2002. 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: 406366

Certificate Number: 0006228485



IN TESTIMONY WHEREOF,
I hereto set my hand and cause to be affixed
the Seal of the State of New Hampshire,
this 12th day of May A.D. 2023.

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

David M. Scanlan
Secretary of State

Certificate of Authority # 1

(Corporation, Non-Profit Corporation)

Corporate Resolution

I, Georgia Cooper, hereby certify that I am duly elected Clerk/Secretary/Officer of
(Name)
AnnSeal, Inc.. I hereby certify the following is a true copy of a vote taken at
(Name of Corporation)

a meeting of the Board of Directors/shareholders, duly called and held on June 8, 2023
at which a quorum of the Directors/shareholders were present and voting.

VOTED: That Nancy O'Brien (may list more than one person) is
(Name and Title)

duly authorized to enter into contracts or agreements on behalf of

AnnSeal, Inc. with the State of New Hampshire and any of
(Name of Corporation)

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

I hereby certify that said vote has not been amended or repealed and remains in full force
and effect as of the date of the 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: June 8, 2023

ATTEST:

Georgia Cooper, Asst Sec.
(Name & Title)

