



William Cass, P.E.
Commissioner

THE STATE OF NEW HAMPSHIRE
DEPARTMENT OF TRANSPORTATION

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David Rodrigue, P.E.
Assistant Commissioner

Her Excellency, Governor Kelly A. Ayotte
and the Honorable Council
State House
Concord, New Hampshire 03301

Bureau of Highway Design
August 12, 2025

REQUESTED ACTION

Authorize the Department of Transportation to amend Contract #4005306 with GM2 Associates, Inc., Concord, Vendor #163283, for final design and associated environmental services to replace a red-listed bridge in the Town of North Hampton, by increasing the fee from \$1,301,601.52 to \$1,426,749.19 in the amount of \$125,147.67, effective upon Governor and Council approval. The original Agreement was approved by Governor and Council on July 10, 2024. Fee-increase only, no additional time required. 100% Federal Funds.

Funds are available in the following account for Fiscal Year 2026:

04-096-96-963515-3054	<u>FY 2026</u>
Consolidated Federal Aid	
046-500464 Gen Consultants Non-Benefit	\$125,147.67

EXPLANATION

On July 10, 2024, the Governor and Council authorized the subject agreement (Item # 19; copy of Resolution attached) in the amount of \$1,301,601.52 for final design and associated environmental services to replace a red-listed bridge . The objective of the project is to perform Final Design services including project final design, permit applications, contract plans, specifications, special provisions, and estimates of quantities and costs, and construction services for the North Hampton 24457 project, which involves replacement of the red-listed bridge (Br. No. 148/132) carrying US Route 1 over former B&M Railroad and improvements to the two adjacent intersections of North Road and US 1.

The purpose of this amendment is to allow the consultant sufficient funds for additional preliminary design and environmental services for efforts associated with approximately 550' of US Route 1 between the North Hampton 24457 and North Hampton 43938 projects. The additional roadway reconstruction will be incorporated into the North Hampton 24457 construction project and no additional time is requested. The work is approximately 35% complete and of the original \$1,301,601.52 amount for this contract there is a balance of approximately \$865,000 remaining (100% Federal Funds).

This Agreement (North Hampton 24457) has been approved by the Attorney General as to form and execution. The Department has verified that the necessary funds are available. Copies of the fully executed Agreement are on file at the Secretary of State's Office and the Department of Administrative Services, and subsequent to Governor and Council approval will be on file at the Department of Transportation.

The Department of Transportation has determined that the Consultant is in good standing with the Secretary of State's Office, has secured the required levels of insurance, and has provided evidence of authority to execute and be bound by the contract. Documents supporting these assertions are available at the agency, for review upon request.

It is respectfully requested that authority be given to amend this Agreement for consulting services as outlined above.

Sincerely,

A handwritten signature in cursive script that reads "William J. Cass".

William J. Cass, P.E.
Commissioner

Attachments



THE STATE OF NEW HAMPSHIRE
DEPARTMENT OF TRANSPORTATION



William Cass, P.E.
Commissioner

David Rodrigue, P.E.
Assistant Commissioner

NORTH HAMPTON
X-A002(909)
24457
Fee Amendment
(Agreement Dated JUNE 5, 2024,
Contract No. 4005306)

Bureau of Highway Design
Room 200
Tel. (603) 271-2230
Fax: (603) 271-1592

August 1, 2025

Mr. Darren L. Blood, PE
Executive Vice President
GM2 Associates, Inc.
197 Loudon Road, Suite 310
Concord, NH 03301

Dear Mr. Blood:

This letter amends Article II, Section A (General Fee) of the subject Agreement to increase the total amount payable under this Agreement by \$125,147.67 as payment for additional services by GM2 Associates, Inc. for effort associated with approximately 550' of US Route 1 between the North Hampton 24457 and North Hampton 43938 projects. The additional roadway reconstruction will be incorporated into the North Hampton 24457 construction project.

The portion of Article II, Section A (General Fee) specifying the rates for the fee and manhour estimates are being amended to read as follows:

“The total amount to be paid under this AGREEMENT shall not exceed \$1,426,749.19, the sum of the amounts shown in Article II, Section A (which amount is based on the CONSULTANT’S fee and manhour estimates of APRIL 19, 2024, and JUNE 4, 2025),...”

Furthermore, this fee increase revises the amounts in Article II, Section A (General Fee) as follows:

- Increases the estimated amount of (1) actual CONSULTANT’S salaries and costs applicable to actual salaries by \$39,029.19, from \$363,399.20 to \$402,428.39.
- Increases the estimated amount of (2) estimated CONSULTANT’S costs applicable to salary burden (direct and indirect) and administrative costs attributable to overhead by \$73,257.77, from \$682,100.31 to \$755,358.08.
- Does not change the amount of (3) fixed fee to cover profit and non-reimbursed costs, which remains at \$104,549.95.

- Increases the estimated amount of (4) reimbursement for direct, out-of-pocket expenses, subconsultants costs, and construction services by \$2,800.00, from \$151,552.06 to \$154,352.06.
- Adds an Indirect Cost Rate Reconciliation provision to the General Fee of \$10,060.71 to allow for reimbursement of potential unpaid indirect costs, calculated at 2.5% of the direct labor total, should the DEPARTMENT owe the CONSULTANT, and the negotiated funds have been exhausted at the time of reconciliation. These funds are added after profit and shall not be reallocated for any reason.

Also, the first sentence in paragraph 1 of Article II, Section B (Limitation of Costs) is being amended to read as follows:

"Costs incurred against this AGREEMENT shall not exceed \$1,426,749.19, unless otherwise authorized."

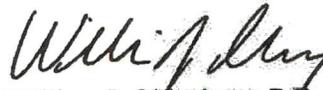
The above additional work revises the total amount payable under this Agreement, which increases by \$125,147.67, from \$1,301,601.52 to \$1,426,749.19 by this amendment.

This amendment becomes effective upon approval by the Governor and Council.

Sincerely,



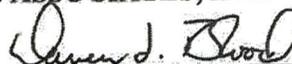
Jason M. Ayotte, PE
Project Manager



Approved: William J. Oldenburg, P.E.
Director of Project Development

We concur in the above Amendment.

GM2 ASSOCIATES, INC.

By: 
Darren L. Blood, P.E.

Title: Executive Vice President

JMA/kgm

AGREEMENT AMENDMENT

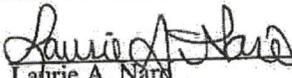
NORTH HAMPTON, X-A002(909), 24457

GM2 ASSOCIATES, INC.

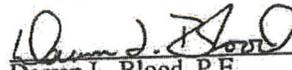
IN WITNESS WHEREOF the parties hereto have executed this amended AGREEMENT on the day and year first above written.

Consultant

WITNESS TO THE CONSULTANT

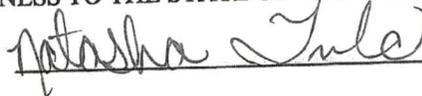
By: 
Laurie A. Nard
Witness
Dated: 8-11-25

CONSULTANT

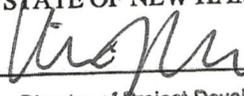
By: 
Darren L. Blood, P.E.
Executive Vice President (Title)
Dated: 8-11-2025

Department of Transportation

WITNESS TO THE STATE OF NEW HAMPSHIRE

By: 
Dated: 8/19/25

THE STATE OF NEW HAMPSHIRE

By: 
Director of Project Development
Sec DOT COMMISSIONER
Dated: 8/19/25

Attorney General

This is to certify that the above-amended AGREEMENT has been reviewed by this office and is approved as to form and execution.

Dated: 9/11/25

By: 
Assistant Attorney General

Secretary of State

This is to certify that the GOVERNOR AND COUNCIL on _____ approved this amended AGREEMENT.

Dated: _____

Attest:

By: _____
Secretary of State

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William Cass, P.E.
Commissioner

THE STATE OF NEW HAMPSHIRE
DEPARTMENT OF TRANSPORTATION

G&C #19
DATE 7/10/24

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

Bureau of Highway Design
May 29, 2024

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

REQUESTED ACTION

Authorize the Department of Transportation to enter into an Agreement with GM2 Associates, Inc., Concord, NH, Vendor #163283, for an amount not to exceed \$1,301,601.52, for final design and associated environmental services to replace a red-listed bridge in the Town of North Hampton, NH, effective upon Governor and Council approval through December 1, 2028. 100% Federal Funds.

Funds to support this request are available in the following account in State FY 2025 and is contingent upon the availability of funds in State FY 2026, with the ability to adjust encumbrances between State Fiscal Years through the Budget Office if needed and justified:

	<u>FY 2025</u>	<u>FY 2026</u>
04-096-96-963515-3054		
Consolidated Federal Aid		
046-500464 Gen Consultants Non-Benefit	\$800,000	\$501,601.52

EXPLANATION

The Department requires final design services including professional engineering and environmental consulting services for the replacement of a red-listed bridge in North Hampton, NH. This agreement is included in the State's Ten-Year Transportation Improvement Plan (North Hampton 24457).

On December 3, 2014, the Governor and Executive Council authorized the Preliminary Agreement (Item 34, copy attached) to address the Red List bridge carrying US Route 1 over former B&M Railroad and determine the improvements to the two adjacent intersections of North Road and US Route 1 in the Town of North Hampton. The Department reserved the right to either negotiate a scope and fee for the Final design services or terminate the contract. Since the firm of GM2 Associates, Inc. has satisfactorily completed the preliminary design services for this project, the Department proposes to continue with this firm to perform the final design.

Final Design services include project final design, permit applications, contract plans, specifications, special provisions, and estimates of quantities and costs, and construction services for the North Hampton 24457 project, which involves replacement of the red-listed bridge (Br. No. 148/132) carrying US Route 1

over the former Pan Am railroad corridor and improve the intersections of North Road to the east and west of US Route 1 in the town of North Hampton, NH.

Based on the successful performance to date, the Bureau of Highway Design requested and received approval to continue with the Consultant for Final Design and Construction Services. The Consultant Committee met on February 22, 2018, and after considering their past performance, current workload with the Department, and suitability for this assignment, the Committee voted to recommend that the Consultant be retained to continue with Final Design for this project.

GM2 Associates, Inc., has agreed to furnish the professional engineering services for an amount not to exceed \$1,301,601.52 for the Final Design effort. This is a reasonable fee and is commensurate with the complexity of the project and the scope of the engineering and technical services to be furnished. This project funding is 80% Federal funds with 20% State match. Turnpike toll credit is being utilized for New Hampshire's match requirement, effectively using 100% federal funds.

This Agreement has been approved by the Attorney General as to form and execution. The Department has verified that the necessary funds are available. Copies of the fully executed Agreement are on file at the Secretary of State's Office and the Department of Administrative Services, and after Governor and Council approval will be on file at the Department of Transportation.

It is respectfully requested that authority be given to enter into an Agreement for consulting services as outlined above.

Sincerely,

A handwritten signature in cursive script that reads "William Cass".

William J. Cass, PE
Commissioner

Attachments