



The State of New Hampshire.
DEPARTMENT OF ENVIRONMENTAL SERVICES



Robert R. Scott, Commissioner

May 7, 2026

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

REQUESTED ACTION

Authorize the Department of Environmental Services (NHDES) to execute a **SOLE SOURCE** amendment to an agreement (POs #7003409 and #1089261) with GEi Consultants, Inc., (VC #174528-R00I), Woburn, MA, by increasing the contract by \$1,300,000 to \$4,330,940 from \$3,030,940 for dam engineering services anticipated at Horn Pond Dam in Wakefield and Pittsfield Mill Dam in Pittsfield, an-d to extend the end date of the contract to December 31, 2028 from December 31, 2026, effective upon Governor and Council approval through December 31, 2028. The original contract was approved by Governor and Council on October 19, 2022 (Item #73) and amended on June 28, 2023 (Item #157). Funding is 60% Capital (General) funds and 40% Federal funds.

Funding is available in the following accounts:

	<u>FY 2026</u>
03-44-44-440030-2573-034-500161 Dept. of Environmental Services, L25-IV1 Dam Repairs and Reconstruction, Capital Projects	\$780,000
03-44-44-442010-8867-046-500463 Dept. of Environmental Services, Dam Rehabilitation, Consultants	\$520,000

EXPLANATION

This amendment is **Sole Source** because the proposed increase in the Agreement exceeds ten percent of the original contract value. NHDES anticipates that work under this amendment will primarily involve dam engineering and design services at the Horn Pond Dam in Wakefield and the Pittsfield Mill Dam in Pittsfield. GEi Consultants has extensive familiarity with the State's dam safety program, regulatory requirements, and high-hazard dam rehabilitation processes, having supported NHDES on multiple complex dam projects. Their existing contract positions them to continue work on Horn Pond Dam without delays while also ensuring timely progress toward federal funding deadlines associated with work on Pittsfield Mill Dam. Their experience delivering federally compliant analyses and pre-construction design products at other high-hazard projects demonstrates their ability to meet FEMA's High Hazard Potential Dam (HHPD) program objectives efficiently and in full alignment with NHDES expectations.

This amendment is to complete the design of Horn Pond Dam in Wakefield. The structure is a high-hazard dam rated in poor condition and is projected to overtop by more than four feet during its design storm, with its failure likely to cause overtopping and failure of two downstream dams and three downstream bridges resulting in severe impacts to residential properties, commercial buildings, and roads in the communities of Wakefield and Milton, New Hampshire and Acton and Lebanon, Maine. GEi Consultants has completed extensive technical evaluations, using American Rescue Plan Act (ARPA) funds, including hydrologic and hydraulic analysis, alternatives development, geotechnical investigations, and preparation of preliminary design documents for dam rehabilitation. Continued engineering support under this amendment is required to advance the project through final design and bidding.

This amendment is to evaluate and determine the best remedial action for the high-hazard Pittsfield Mill Dam in Pittsfield. Pittsfield Mill Dam is a high hazard dam rated in poor condition and is projected to overtop by more than five feet during its design storm, with failure likely to cause severe downstream impacts to residential properties, commercial buildings, NH Route 28, and multiple communities along the Suncook River. Under this amendment, GEi will carry out a full suite of technical tasks, from site investigation and modeling to organizing a full bid package to rehabilitate or remove the dam. These proposed tasks directly fulfill the pre-construction engineering needs described in the HHPD grant awarded to NHDES for work on Pittsfield Mill Dam. This project will mirror the type of federally aligned engineering support GEi previously provided for the HHPD effort completed for the Milton Three Ponds Dam in Milton.

GEi Consultants has agreed to amend the current agreement to increase the not-to-exceed amount by \$1,300,000 using the original approved rates of the agreement. To date, \$2,548,476 has been spent from the total contract amount of \$3,030,940.

This amendment has been approved by the Attorney General's Office as to form, substance and execution.

We respectfully request your approval.



Robert R. Scott, Commissioner

**AMENDMENT #2
TO
AGREEMENT BETWEEN THE
NEW HAMPSHIRE DEPARTMENT OF ENVIRONMENTAL SERVICES
AND
GEI CONSULTANTS, INC.**

**PROFESSIONAL SERVICES -AS-NEEDED ENGINEERING AND
TECHNICAL SUPPORT SERVICES**

WHEREAS the State of New Hampshire Department of Environmental Services ("NHDES") has entered into an Agreement with GEi Consultants, Inc., in the amount of \$2,750,000 for professional as-needed engineering and technical support services for repair/reconstruction projects on dams owned by the State of New Hampshire through December 31, 2026, which was approved by Governor and Council on October 19, 2022, as Item #73.

WHEREAS NHDES and GEi Consultants, Inc., executed an Amendment 1 to the Agreement to provide an additional \$280,940 in federal funds from the Federal Emergency Management Agency (FEMA) under the High Hazard Potential -Dam (HHPD) grant program to provide assistance for rehabilitation engineering design services for Milton Three Ponds Dam in Milton, which was approved by Governor and Council on June 28, 2023, as Item #157.

WHEREAS NHDES wishes to continue technical support services, data collection, engineering and environmental analysis, and design work for Milton Three Ponds Dam and two additional state-owned dams including Horn Pond Dam in Wakefield and Pittsfield Mill Dam in Pittsfield.

WHEREAS GEi Consultants, Inc., has already provided critical engineering analyses, design services, and construction oversight under the original Agreement and Amendment 1, demonstrating extensive knowledge of state-owned dam systems and specifically at the aforementioned dams, and given their familiarity with ongoing work and proven ability to manage multiple large-scale projects NHDES deems GEi Consultants, Inc., to be the most qualified firm to continue this effort.

WHEREAS NHDES is executing an Amendment #2 to the original Agreement to increase the not-to-exceed amount of the Agreement by \$1,300,000 to \$4,330,940 from \$3,030,940 to help cover data collection and design costs for rehabilitation of state-owned dams, and to extend the end date of the contract to December 31, 2028 from December 31, 2026, effective upon approval by Governor and Council.

WHEREAS GEi Consultants, Inc., has agreed to amend the current Agreement using the original approved rates assigned in Table B-1 of the Agreement.

NOW THEREFORE, amend the original Agreement between NHDES and GEi Consultants, Inc., as approved by Governor and Council on October 19, 2022 as Item #73, and amended on June 28, 2023 as Item #157, in the following manner:

Change section 1.6 (Account Number) in the General Provisions of the Agreement to read:

03-44-44-440010-2657-046-500463

03-44-44-440030-9309-034-500161

03-44-44-440030-2573-034-500161

03-44-44-442010-8867-046-500463

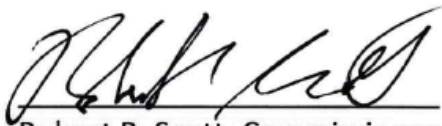
Change section 1.7 (Completion Date) in the General Provisions of the Agreement to read: December 31, 2028.

Change section 1.8 (Price Limitation) in the General Provisions of the Agreement to read: \$4,330,940.

Change the last sentence in EXHIBIT C, paragraph 1.1, Program Costs, to read, "The total charges for all scopes of services agreed to under this Agreement shall not exceed \$4,330,940."

Insert in EXHIBIT C, a new paragraph 1.6, ARPA Costs and Payment to read, "The American Rescue Plan Act (ARPA) funds included as part of this Agreement shall be fully expended no later than October 1, 2026. Final request for reimbursement of ARPA funds shall be submitted no later than 30 days after the October 1, 2026, completion date."

All other conditions outlined in the contract shall remain in effect.



Robert R. Scott, Commissioner
Department of Environmental Services



James Nickerson, P.E., CFM, Vice President
GEI Consultants, Inc.



Assistant Attorney General
Department of Justice
as to form, substance and execution

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 GEi CONSULTANTS, INC. is a Massachusetts Profit Corporation registered to transact business in New Hampshire on November 02, 1983. 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: **73667**

Certificate Number: **0007918290**



IN TESTIMONY WHEREOF,

I hereto set my hand and cause to be affixed
the Seal of the State of New Hampshire,
this 28th day of April A.D. 2026.

A handwritten signature in black ink, appearing to read "David M. Scanlan", is written over a vertical line.

David M. Scanlan
Secretary of State

CORPORATE RESOLUTION



I, Kelly Stanton, hereby certify that I am the duly elected and acting Secretary and Clerk of GEi Consultants, Inc., (the Corporation), a corporation organized and existing under the laws of the Commonwealth of Massachusetts, and do hereby certify that the Board of Directors of the Corporation authorized James Nickerson, as a Project Manager, to sign contracts, including agreements on behalf of the Corporation under the Management Approval Matrix approved unanimously by the Board on May 16, 2018, and that execution of such contract or obligation in the Corporation's name on its behalf by James Nickerson shall be valid and binding upon the Corporation.

And I do further certify that James Nickerson is a Senior Vice President and Project Manager for the Corporation and that the above authorization has not been in any way altered, amended, or repealed and is now in full force and effect.

IN WITNESS WHEREFORE, I hereunto attest, set my hand, and affix the corporate seal of the Corporation, this 4th day of May 2026.

(Affix Corporate Seal Below)



Kelly Stanton
Clerk, GEi Consultants, Inc.
100 Quannapowitt Parkway
Wakefield, MA 01880


SIGNATURE FILE



CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY)
04/28/2026

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 MARSH USA LLC. 1166 Avenue of the Americas New York, NY 10036-2774 CN102051728-GEI10-GAWUP-26-	CONTACT NAME: Christopher Freund
	PHONE: 973 401 5110 FAX No.: ADDRESS: Christopher.M.Freund@marsh.com
INSURER(S) AFFORDING COVERAGE	
INSURER A: Arch Insurance Comoanv	NAIC# 11150
INSURER B: N/A	N/A
INSURER C: A.eh Indemnity Insurance Comoanv	30830
INSURER D: r"nnHOY II Inv of London\	N/A
INSURER E:	
INSURER F:	

COVERAGES **CERTIFICATE NUMBER:** NYC-011345030-12 **REVISION NUMBER:** 1

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 SUBR	POLICY NUMBER	MI	POLICY EXP IMM/DD/YYYY	LIMITS
A	<input checked="" type="checkbox"/> COMMERCIAL GENERAL LIABILITY CLAIMS-MADE <input type="checkbox"/> OCCUR GEN'L AGGREGATE LIMIT APPLIES PER POLICY <input type="checkbox"/> ,m?r <input type="checkbox"/> LOC OTHER:		11PKG1998002 SIR: \$500,000	MI	01/01/2026	01/01/2027 EACH OCCURRENCE \$ 1,000,000 DAMAGES TO RENTED PREMISES (Ea occurrence) \$ 1,000,000 MED EXP (Any one person) \$ 10,000 PERSONAL & ADV INJURY \$ 1,000,000 GENERAL AGGREGATE \$ 2,000,000 PRODUCTS • COMP/OP AGG \$ 2,000,000
A	<input checked="" type="checkbox"/> AUTOMOBILE LIABILITY <input checked="" type="checkbox"/> ANY AUTO <input checked="" type="checkbox"/> OWNED AUTOS ONLY <input checked="" type="checkbox"/> SCHEDULED AUTOS NON-OWNED AUTOS ONLY <input checked="" type="checkbox"/> HIRED AUTOS ONLY		11PKG1998002 (AOS) 11CAB1998102 (MA)		01/01/2026 01/01/2026	01/01/2027 COMBINED SINGLE LIMIT (Ea accident) \$ 1,000,000 BODILY INJURY (Per person) \$ BODILY INJURY (Per accident) \$ PROPERTY DAMAGE (Per accident) \$ Como / Coll Ded \$ 5,000
	<input checked="" type="checkbox"/> UMBRELLA LIAB EXCESS LIAB <input type="checkbox"/> OCCUR <input type="checkbox"/> CLAIMS-MADE DED <input type="checkbox"/> 1 RETENTIONS \$					EACH OCCURRENCE \$ AGGREGATE \$
C	<input checked="" type="checkbox"/> WORKERS COMPENSATION AND EMPLOYERS' LIABILITY ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? <input type="checkbox"/> Y/N (Mandatory in NH) If yes, describe under DESCRIPTION OF OPERATIONS below		14WCI1998902		01/01/2026	01/01/2027 STATUTE <input checked="" type="checkbox"/> <input type="checkbox"/> PER- E.L. EACH ACCIDENT \$ 1,000,000 E.L. DISEASE - EA EMPLOYEE \$ 1,000,000 E.L. DISEASE - POLICY LIMIT \$ 1,000,000
D	<input checked="" type="checkbox"/> CONTRACTORS PROFESSIONAL AND POLLUTION LIABILITY		FINPA2650054 SIR: \$1,500,000		05/01/2026	05/01/2027 EACH CLAIM 3,000,000 AGGREGATE 3,000,000

DESCRIPTION OF OPERATIONS/ LOCATIONS/ VEHICLES (ACORD 101, Additional Remarks Schedule, may be attached if more space is required)
GEI Proposal #2200904 (J. Nickerson) As-Needed Engineering Support for State-Owned Dams

CERTIFICATE HOLDER NH Dept of Environ Services - Dam Bur. 29 Hazen Drive Concord, NH 03302-0095	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 of Marsh USA LLC



ADDITIONAL REMARKS SCHEDULE

AGENCY MARSH USA LLC.		NAMED INSURED GEI Consultants, Inc 100 Quannapowitt Parkway, Suite 300 Wakefield, MA 01880
POLICY NUMBER		
CARRIER	NAIC CODE	EFFECTIVE DATE:

ADDITIONAL REMARKS

THIS ADDITIONAL REMARKS FORM IS A SCHEDULE TO ACORD FORM,
 FORM NUMBER: 25 FORM TITLE: Certificate of Liability Insurance