

POLICE STATION CONSTRUCTION COMMITTEE UPDATE

TUESDAY, OCTOBER 22, 2019

ROBERT CONNORS, CHAIR

ERIC SVAHN, VICE CHAIR

JOHN KELLAR, SECRETARY/CLERK

CHIEF MICHAEL REILLY

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TAB "1"



**Town of Newbury
Building Project Construction Committee**

LETTER FROM POLICE STATION CONSTRUCTION COMMITTEE

October 18, 2019

Chairman JR Colby;
Members of the Board of Selectmen

Dear Members:

On behalf of the Police Station Construction Committee, I am submitting herewith an update regarding schedule, revised estimate of probable costs and committee reorganization.

As the "design phase" of the project has closed out and the "construction phase" is now underway, the committee recommends adding deputy chief Lucey, Chief Reilly and Martha Taylor, town planner as voting members.

Currently the committee's "estimate of probable cost" based on available information as follows;

Base bid construction costs per 10-10-19 bid results;	\$6,086,314
Alternate Bid items cost per 10-10-19 bid results;	331,987
Project Costs (Designer, OPM & testing costs);	1,007,500
FF&E, Security, Card Access, com tower & AV;	550,000
Subtotal:	\$7,975,801
Project contingency	321,000
Estimate of Probable cost total;	\$8,296,801

Current market conditions and labor costs have escalated 20% over the spring of 2019 bid results. The committee's spring update dated April 23, 2019 projected \$7,564,000. (Copy attached for reference". The committee recommends inclusion of all alternate bid items in order to complete this project in a first class manner.

Project Schedule:

- October 18, 2019 building committee final bid review & finalize BOS memo;
- October 22, 2019 Board of Selectmen's meeting/project update;
- November 12, 2019 Special Town Meeting & project update;
- November 15, 2019 Contract Signed (tentative);
- November 20, 2019 Notice to Proceed (tentative);
- November 20, 2020 Substantial Completion (tentative);

Respectfully submitted,

**ROBERT CONNORS, CHAIR;
ERIC SVAHN, VICE CHAIR;
JOHN KELLAR, SECRETARY /CLERK
CHIEF MICHAEL REILLY**



**Town of Newbury
Building Project Construction Committee**

LETTER FROM POLICE STATION CONSTRUCTION COMMITTEE

April 23, 2019

Chairman JR Colby;
Members of the Board of Selectmen

Dear Members:

On behalf of the Police Station Construction Committee, I am submitting herewith an update regarding schedule, revised estimate of probable costs, proposed building location and sample exterior renderings.

Currently the committee's "estimate of probable cost" based on available information as follows;

Construction costs based on \$550.00 per square foot;	\$5,170,000
Project Costs (Designer, OPM & testing costs);	973,500
FF&E, Security, Card Access, com tower & AV;	<u>759,000</u>
Subtotal:	\$6,902,000
Project contingency	662,000
Estimate of Probable cost total;	\$7,564,000

The project is currently working through the design development phase. At the conclusion of this phase, project architect (Context) will provide an updated and detailed project estimate at which time the above mentioned estimated costs will be revised. The committee is working on a schedule of "alternate bid items" which may be added to or subtracted from the quoted price if alternate methods and materials are chosen.

Project Schedule:

- August 2019 date for release of drawings for construction Bids;
- September 2019 is the target date for awarding contract and "Notice to proceed".

Respectfully submitted,

ROBERT CONNORS, CHAIR;
ERIC SVAHN, VICE CHAIR;
JOHN KELLAR, SECRETARY /CLERK
CHIEF MICHAEL REILLY

TAB "2"



**Town of Newbury
Building Project Construction Committee**

Project Schedule:

- **October 10, 2019 GC Bids Due, CTX/OPM check bid results;**
- **October 11, 2019 building committee meeting;**
- **October 18, 2019 building committee final bid review & finalize BOS update/memo;**
- **October 22, 2019 Board of Selectmen's Meeting/project update;**
- **November 12, 2019 Special Town Meeting & project update;**
- **November 15, 2019 Contract Signed (tentative)**
- **November 20, 2019 Notice to Proceed(tentative)**
- **November 20, 2020 Substantial Completion(tentative)**

TAB "3"

07 October 2019

Bob Connors, Committee Chair
Town of Newbury, Police Station Building Committee
12 Kent Way
Byfield, MA 01922

RE: Filed Sub-Bid result for Section 14 20 00 Elevator

Dear Bob,

As was requested and discussed by the Committee and prior to the issuance of the Construction Documents for the proposed Police Station, the Elevator (a filed-sub bid category) was to be listed as Alternate # 1 in the Bid Documents. During the bidding phase, no questions or clarifications regarding the Elevator Section were received by our office.

Following the Filed Sub-Bid Results, posted on September 26, it was discovered that the Bid by Delta/Beckwith Elevator was submitted as being part of the Base Bid of the project, with only a minor additional fee noted as being part of Alternate # 1. This was confusing and we spent some time in tracking down how the documents were interpreted to lead to the bidder listing the Elevator as part of the Base Bid. We did eventually speak with a local sales representative who informed us that there was a descriptive line item in the work scope of the Elevator section that referenced a 2 stop elevator as the base bid with the attic level being the additional stop as the Alternate. This was a left over notation from the 50% Cost Estimate Set that amounted to a typographical error that was not removed, but should have been. Considering that in the Alternate # 1 description, the whole elevator including all components and equipment for 3 stops was clear, the Sub Bid as submitted, in our opinion was not valid.

In order to be sure our opinion was correct and prior to rejecting the Elevator Filed Sub bid, a discussion was initiated with the State Attorney General's office to confirm our findings. Participating in the call were Jon Lemieux, of Vertex (the project OPM) and Jeff Shaw of our office. The final recommendation made by the AGs office was that the Bid should be rejected and that the General Contractors bidding the project should be advised to carry a cost for the elevator (based on the total value of the bid) as Alternate # 1 and proceed with the submission of the GC Bids. Following the Contract Award, the GC would proceed to solicit bid prices from qualified manufacturers and adjust the final cost of Alternate #1, so that it can be considered for possible acceptance by the Awarding Authority. The Re-Bidding of the Elevator section as a Filed Sub-Bid was not required.

Our office has formally rejected the Filed Sub Bids for the Elevator Section and issued Addenda items describing the process which is to be followed by the General Contractors bidding this project. Since there is no re-bid of the Elevator section, the due date for the GC Bids remained as stated in the Invitation to Bid.

Please let us know if you have any questions or concerns regarding the above.



Sincerely,

Zel Tonic, AIA
Project Manager, Context Architecture

cc: Jeff Shaw, John Kellar, Eric Svahn, Jon Lemieux

09 October 2019

Bob Connors, Committee Chair
Town of Newbury, Police Station Building Committee
12 Kent Way
Byfield, MA 01922

RE: Filed Sub-Bids Results and Acceptance

Dear Bob,

This letter is intended to document the review process and decision to approve the Field Sub Bids for the Police Station Project and move ahead with the General Bids. We have discussed the rejection of the Elevator Filed Sub Bid in previous correspondence.

Following the Filed Sub-Bid Results, posted on September 26, Context provided the Bid Tabulation of the low FSBs in comparison with the Final A.M. Fogarty Cost Estimate. On average, the total FSB price was 18% above the Cost Estimate. Only three of the FSBs were below the estimate numbers. This result presented us with the problem of trying to resolve the question of why this was the case and making the decision to move forward with the bids.

Context and Vertex took the following steps prior to deciding to approve the bids on line and proceed with the general bids without any delay:

- The low bids were reviewed for compliance with requirements;
- Our Engineers conducted interviews with some of the HVAC bidders to get their feedback on why that Bid was approx. 30% over the estimate, and the consensus was that the current labor costs of sheet metal ductwork and market conditions were driving up that cost significantly;
- Context had discussions with you and our MEP engineers regarding the possibility of changing the HVAC system to reduce the amount of ductwork and re-bid that category, but it was determined that the re-design, delay in bidding and potential escalation may not result in significant total savings;
- Context had discussions with our Cost Estimator regarding the large variation between the estimate and the low bids. Our estimator has not seen this level of variation in any of the other projects they estimated and that have been recently bid. They cannot account for the variation and their opinion is that this is an anomaly due to the current market trend and the contractors being very busy and not hungry enough to be competitive in their pricing.

Based on our investigations and discussions with you, the decision was reached to approve the Filed Sub Bids and move ahead with the General Bids as scheduled.

Please let us know if you have any questions or concerns regarding the above.

Sincerely,



Zel Tonic, AIA
Project Manager, Context Architecture

cc: Jeff Shaw, John Kellar, Eric Svahn, Jon Lemieux

TAB "4"

TAB "5"

TAB "6"



The Commonwealth of Massachusetts
 Executive Office for Administration and Finance
 Division of Capital Asset Management and Maintenance

One Ashburton Place

Boston, Massachusetts 02108

Tel: (617) 727-4050

Fax: (617) 727-5363

CHARLES D. BAKER
GOVERNOR

KARYN E. POLITO
LIEUTENANT GOVERNOR

MICHAEL J. HEFFERNAN
SECRETARY, ADMINISTRATION &
FINANCE

CAROL W. GLADSTONE
COMMISSIONER

Prime/General Certificate of Contractor Eligibility

CONTRACTOR IDENTIFICATION NUMBER: 0879

This Certificate Shall Be Used for Submitting Prime/General Bids Only

- CERTIFICATION PERIOD:** This Certificate is valid from 6/11/2019 to 6/10/2020
- CONTRACTOR'S NAME:** B.C. Construction Co., Inc.
- CONTRACTOR'S ADDRESS:** 3 Washington Street, North Reading, MA 01864
- WORK CATEGORIES:** This Contractor is certified to file bids under Massachusetts General Laws Chapter 149, Chapter 149A and Chapter 25A in the following checked Categories of Work:

- | | | | |
|--|---|--|--|
| <input type="checkbox"/> Alarm Systems | <input type="checkbox"/> Elevators | <input type="checkbox"/> Historical Masonry | <input type="checkbox"/> Painting |
| <input type="checkbox"/> Asbestos Removal | <input type="checkbox"/> Energy Management Systems | <input type="checkbox"/> Historical Painting | <input type="checkbox"/> Plumbing |
| <input type="checkbox"/> Deleading | <input type="checkbox"/> Exterior Siding | <input type="checkbox"/> Historical Roofing | <input type="checkbox"/> Pumping Stations |
| <input type="checkbox"/> Demolition | <input type="checkbox"/> Fire Protection Sprinkler Systems | <input type="checkbox"/> HVAC | <input type="checkbox"/> Roofing |
| <input type="checkbox"/> Doors & Windows | <input type="checkbox"/> Floor Covering | <input type="checkbox"/> Masonry | <input type="checkbox"/> Sewage & Water Treatment Plants |
| <input type="checkbox"/> Electrical | <input checked="" type="checkbox"/> General Building Construction | <input type="checkbox"/> Mechanical Systems | <input type="checkbox"/> Telecommunication Systems |
| <input type="checkbox"/> Electronic Security Systems | <input type="checkbox"/> Historical Building Restoration | <input type="checkbox"/> Modular Construction/Prefab | <input type="checkbox"/> Waterproofing |

- EVALUATIONS:**
 - Number of Projects Evaluated: 13
 - Average Project Evaluation Rating: 91
 - Number of Projects Below Passing Score: 0

- PROJECT LIMITS:**
 - Single Project Limit (SPL): \$13,697,000.00
 - Aggregate Work Limit (AWL): \$30,000,000.00
 - General Building Construction Limit: \$13,697,000.00

- SUPPLIER DIVERSITY OFFICE CERTIFICATION:** N/A


 Brian McPherson, Director of Access and Opportunity,
 for Carol W. Gladstone, Commissioner

6/11/2019
Approval Date

NOTE TO CONTRACTORS: Complete Applications for Renewal of Contractor Eligibility are due no later than three months PRIOR to the Expiration Date of the Certification Period shown above. Failure to submit Completed Applications timely may result in a gap in Certification or a lapse in Certification altogether for your company.

Reviewer's Initials MR

BC Construction, Jeff Vicente - PM
Oct 10, 2019 13:19:23

FORM FOR GENERAL BID

TO THE AWARDING AUTHORITY:

- A. The undersigned proposes to furnish all labor and materials required for **Newbury Police Station [BDO #4143]** for the Town of Newbury in Newbury Massachusetts in accordance with Contract Documents prepared by Context Architecture
- B. This bid includes addenda numbered: 1, 2, 3, 4
- C. The proposed contract price is:

Six million eighty-six thousand three hundred fourteen dollars **\$ 6,086,314.00**

For alternate No 1	Add \$ 215,591.00	Subtract \$.00
For alternate No 2	Add \$ 25,265.00	Subtract \$.00
For alternate No 3	Add \$ 14,560.00	Subtract \$.00
For alternate No 4	Add \$ 5,512.00	Subtract \$.00
For alternate No 5	Add \$ 16,888.00	Subtract \$.00
For alternate No 6	Add \$ 18,293.00	Subtract \$.00
For alternate No 7	Add \$ 5,553.00	Subtract \$.00
For alternate No 8	Add \$ 30,325.00	Subtract \$.00

TOTAL OF ITEM 1 **\$ 3,340,171.00**

ITEM 2. Sub-bids as follows:

Sub-trade	Name of Filed Sub-bidder	Sub-Bid Amount	Bond Required
Masonry	Marmelo Bros. Construction Co., Inc.	\$186,000.00	No
Metal Fabrications	Needham Certified Welding Corp.	\$178,925.00	No
Waterproofing Dampproofing & Sealants	P.J. Spillane Co., Inc.	\$95,400.00	No
Roofing and Flashing	Belcour Corp	\$94,000.00	No
Glass & Glazing	Aluminum & Glass Concepts, Inc.	\$59,983.00	No
Resilient Flooring	Capital Carpet & Flooring Specialists, Inc	\$57,735.00	No
Painting	Keltic Painting	\$57,270.00	No
Tiling Ceramic and Stone	Joseph Cohn & Son Tile & Terrazzo, LLC	\$54,870.00	No
Acoustical Ceiling Systems	The Cheviot Corporation	\$29,960.00	No
Fire Protection	Xcel Fire Protection, Inc.	\$153,400.00	No
Plumbing	LaPan Mechanical inc.	\$297,000.00	No
HVAC	Ambient Temperature Corporation	\$605,600.00	No
Electrical	Brothers Electrical Corporation	\$876,000.00	No

TOTAL OF ITEM 2 **\$ 2,746,143.00**

BC Construction, Jeff Vicerie
 Oct 10, 2019 13:19:23

The undersigned agrees that each of the above named sub-bidders will be used for the work indicated at the amount stated, unless a substitution is made. The undersigned further agrees to pay the premiums for the performance and payment bonds furnished by sub-bidders as requested herein and that all of the cost of all such premiums is included in the amount set forth in Item 1 of this bid.

The undersigned agrees that if he is selected as general contractor, he will promptly confer with the awarding authority on the question of sub-bidders; and that the awarding authority may substitute for any sub-bid listed above a sub-bid filed with the awarding authority by another sub-bidder for the sub-trade against whose standing and ability the undersigned makes no objection; and that the undersigned will use all such finally selected sub-bidders at the amounts named in their respective sub-bids and be in every way as responsible for them and their work as if they had been originally named in this general bid, the total contract price being adjusted to conform thereto.

E. The undersigned agrees that, if he is selected as general contractor, he will within five days, Saturdays, Sundays and legal holidays excluded, after presentation thereof by the awarding authority, execute a contract in accordance with the terms of this bid and furnish a performance bond and also a labor and materials or payment bond, each of a surety company qualified to do business under the laws of the Commonwealth and satisfactory to the awarding authority and each in the sum of the contract price, the premiums for which are to be paid by the general contractor and are included in the contract price; provided, however, that if there is more than 1 surety company, the surety companies shall be jointly and severally liable.

The undersigned hereby certifies that he is able to furnish labor that can work in harmony with all other elements of labor employed or to be employed on the work; that all employees to be employed at the worksite will have successfully completed a course in construction safety and health approved by the United States Occupational Safety and Health Administration that is at least 10 hours in duration at the time the employee begins work and who shall furnish documentation of successful completion of said course with the first certified payroll report for each employee; and that he will comply fully with all laws and regulations applicable to awards made subject to section 44A.

The undersigned further certifies under the penalties of perjury that this bid is in all respects bona fide, fair and made without collusion or fraud with any other person. As used in this subsection the word "person" shall mean any natural person, joint venture, partnership, corporation or other business or legal entity. The undersigned further certifies under penalty of perjury that the said undersigned is not presently debarred from doing public construction work in the Commonwealth under the provisions of section twenty-nine F of chapter twenty-nine, or any other applicable debarment provisions of any other chapter of the General Laws or any rule or regulation promulgated thereunder.

BC Construction, Jeff Vicente - PM
Oct 10, 2019 13:19:23

BC Construction

NAME OF BIDDER



BC Construction, Jeff Vicente - PM

Oct 10, 2019

SIGNATURE & TITLE OF PERSON SIGNING BID

3 Washington St, North Reading, MA 01864

BUSINESS ADDRESS

Document A310™ – 2010

Conforms with The American Institute of Architects AIA Document 310

Bid Bond

CONTRACTOR:

(Name, legal status and address)

B.C. Construction Co., Inc.
3 Washington Street
North Reading, MA 01864

SURETY:

(Name, legal status and principal place of business)

International Fidelity Insurance Company
One Newark Center
Newark, NJ 07102-5207
Mailing Address for Notices

This document has important legal consequences. Consultation with an attorney is encouraged with respect to its completion or modification.

Any singular reference to Contractor, Surety, Owner or other party shall be considered plural where applicable.

OWNER:

(Name, legal status and address)

Town of Newbury
12 Kent Way
Newbury, MA 01922

BOND AMOUNT: 5% Five Percent of Amount Bid

PROJECT:

(Name, location or address, and Project number, if any)

Newbury Police Station, 7 Morgan Ave, Newbury, MA 01951

The Contractor and Surety are bound to the Owner in the amount set forth above, for the payment of which the Contractor and Surety bind themselves, their heirs, executors, administrators, successors and assigns, jointly and severally, as provided herein. The conditions of this Bond are such that if the Owner accepts the bid of the Contractor within the time specified in the bid documents, or within such time period as may be agreed to by the Owner and Contractor, and the Contractor either (1) enters into a contract with the Owner in accordance with the terms of such bid, and gives such bond or bonds as may be specified in the bidding or Contract Documents, with a surety admitted in the jurisdiction of the Project and otherwise acceptable to the Owner, for the faithful performance of such Contract and for the prompt payment of labor and material furnished in the prosecution thereof; or (2) pays to the Owner the difference, not to exceed the amount of this Bond, between the amount specified in said bid and such larger amount for which the Owner may in good faith contract with another party to perform the work covered by said bid, then this obligation shall be null and void, otherwise to remain in full force and effect. The Surety hereby waives any notice of an agreement between the Owner and Contractor to extend the time in which the Owner may accept the bid. Waiver of notice by the Surety shall not apply to any extension exceeding sixty (60) days in the aggregate beyond the time for acceptance of bids specified in the bid documents, and the Owner and Contractor shall obtain the Surety's consent for an extension beyond sixty (60) days.

If this Bond is issued in connection with a subcontractor's bid to a Contractor, the term Contractor in this Bond shall be deemed to be Subcontractor and the term Owner shall be deemed to be Contractor.

When this Bond has been furnished to comply with a statutory or other legal requirement in the location of the Project, any provision in this Bond conflicting with said statutory or legal requirement shall be deemed deleted herefrom and provisions conforming to such statutory or other legal requirement shall be deemed incorporated herein. When so furnished, the intent is that this Bond shall be construed as a statutory bond and not as a common law bond.

Signed and sealed this 4th day of October, 2019.

Marilyn Drohan
(Witness)

B.C. Construction Co., Inc.
(Principal) _____ (Seal)
By: [Signature]
(Title)

Diane Moraski
(Witness) Diane Moraski

International Fidelity Insurance Company
(Surety) _____ (Seal)
By: [Signature]
(Title) Adam Martin, Attorney-in-Fact

BC Construction, Jeff Vicente - PM
Oct 10, 2019 13:19:23

POWER OF ATTORNEY
INTERNATIONAL FIDELITY INSURANCE COMPANY
ALLEGHENY CASUALTY COMPANY

Bond # _____ Bid Bond _____

One Newark Center, 20th Floor, Newark, New Jersey 07102-5207 PHONE: (973) 624-7200

KNOW ALL MEN BY THESE PRESENTS: That **INTERNATIONAL FIDELITY INSURANCE COMPANY**, a corporation organized and existing under the laws of the State of New Jersey, and **ALLEGHENY CASUALTY COMPANY** a corporation organized and existing under the laws of the State of New Jersey, having their principal office in the City of Newark, New Jersey, do hereby constitute and appoint

JESSICA L. PICCIRILLO, ADAM MARTIN, DIANE MORASKI, VICTORIA P. PARKERSON, S.E. SUSANIN, RUSSELL CANTERBURY, JOANN DOMBROWSKI
Farmington, CT

their true and lawful attorney(s)-in-fact to execute, seal and deliver for and on its behalf as surety, any and all bonds and undertakings, contracts of indemnity and other writings obligatory in the nature thereof, which are or may be allowed, required or permitted by law, statute, rule, regulation, contract or otherwise, and the execution of such instrument(s) in pursuance of these presents, shall be as binding upon the said **INTERNATIONAL FIDELITY INSURANCE COMPANY** and **ALLEGHENY CASUALTY COMPANY**, as fully and amply, to all intents and purposes, as if the same had been duly executed and acknowledged by their regularly elected officers at their principal offices.

This Power of Attorney is executed, and may be revoked, pursuant to and by authority of the By-Laws of **INTERNATIONAL FIDELITY INSURANCE COMPANY** and **ALLEGHENY CASUALTY COMPANY** and is granted under and by authority of the following resolution adopted by the Board of Directors of **INTERNATIONAL FIDELITY INSURANCE COMPANY** at a meeting duly held on the 20th day of July, 2010 and by the Board of Directors of **ALLEGHENY CASUALTY COMPANY** at a meeting duly held on the 10th day of July, 2015 :

"RESOLVED, that (1) the Chief Executive Officer, President, Executive Vice President, Vice President, or Secretary of the Corporation shall have the power to appoint, and to revoke the appointments of, Attorneys-in-Fact or agents with power and authority as defined or limited in their respective powers of attorney, and to execute on behalf of the Corporation and affix the Corporation's seal thereto, bonds, undertakings, recognizances, contracts of indemnity and other written obligations in the nature thereof or related thereto; and (2) any such Officers of the Corporation may appoint and revoke the appointments of joint-control custodians, agents for acceptance of process, and Attorneys-in-fact with authority to execute waivers and consents on behalf of the Corporation; and (3) the signature of any such Officer of the Corporation and the Corporation's seal may be affixed by facsimile to any power of attorney or certification given for the execution of any bond, undertaking, recognizance, contract of indemnity or other written obligation in the nature thereof or related thereto, such signature and seals when so used whether heretofore or hereafter, being hereby adopted by the Corporation as the original signature of such officer and the original seal of the Corporation, to be valid and binding upon the Corporation with the same force and effect as though manually affixed."

IN WITNESS WHEREOF, **INTERNATIONAL FIDELITY INSURANCE COMPANY** and **ALLEGHENY CASUALTY COMPANY** have each executed and attested these presents on this 31st day of December, 2017



STATE OF NEW JERSEY
County of Essex

George R. James
Executive Vice President (International Fidelity Insurance Company) and
Vice President (Allegheny Casualty Company)



On this 31st day of December, 2017, before me came the individual who executed the preceding instrument, to me personally known, and, being by me duly sworn, said he is the therein described and authorized officer of **INTERNATIONAL FIDELITY INSURANCE COMPANY** and of **ALLEGHENY CASUALTY COMPANY**; that the seals affixed to said instrument are the Corporate Seals of said Companies; that the said Corporate Seals and his signature were duly affixed by order of the Boards of Directors of said Companies.

IN TESTIMONY WHEREOF, I have hereunto set my hand affixed my Official Seal, at the City of Newark, New Jersey the day and year first above written.



Cathy Cruz a Notary Public of New Jersey
My Commission Expires April 16, 2019

CERTIFICATION

I, the undersigned officer of **INTERNATIONAL FIDELITY INSURANCE COMPANY** and **ALLEGHENY CASUALTY COMPANY** do hereby certify that I have compared the foregoing copy of the Power of Attorney and affidavit, and the copy of the Sections of the By-Laws of said Companies as set forth in said Power of Attorney, with the originals on file in the home of said companies, and that the same are correct transcripts thereof, and of the whole of the said originals, and that the said Power of Attorney has not been revoked and is now in full force and effect.

IN TESTIMONY WHEREOF, I have hereunto set my hand on this day, October 4, 2019

Maria H. Branco, Assistant Secretary

BC Construction, Jeff Vicente - PM
Oct 10, 2019 13:19:23

TAB "7"



CHARLES D. BAKER
GOVERNOR

KARYN E. POLITO
LIEUTENANT GOVERNOR

The Commonwealth of Massachusetts
Executive Office for Administration and Finance
Division of Capital Asset Management and Maintenance

One Ashburton Place, 15th Floor
Boston, Massachusetts 02108
Tel: 857-204-1305
Fax: 617-727-8284
Email: Certification.DCAMM@state.ma.us

MICHAEL J. HEFFERNAN
SECRETARY ADMINISTRATION &
FINANCE

CAROL W. GLADSTONE
COMMISSIONER

Prime/General
Certificate of Contractor Eligibility

CONTRACTOR IDENTIFICATION NUMBER: **1129**

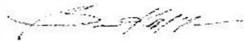
This Certificate Shall be Used for Submitting Prime/General Bids Only

- 1. **CERTIFICATION PERIOD** This Certificate is valid from 10/20/2018 to 10/19/2019*
- 2. **CONTRACTOR'S NAME:** G.V.W., Inc.
- 3. **CONTRACTOR'S ADDRESS:** 1200 Bennington Street, East Boston, MA 02128
- 4. **WORK CATEGORIES:** This Contractor is certified to file bids under Massachusetts General Laws Chapter 149, Chapter 149A and Chapter 25A in the following checked Categories of Work:

- | | | | |
|---|---|--|---|
| <input type="checkbox"/> Alarm Systems | <input type="checkbox"/> Energy Management System | <input type="checkbox"/> Historical Painting | <input type="checkbox"/> Pumping Stations |
| <input type="checkbox"/> Asbestos Removal | <input type="checkbox"/> Exterior Siding | <input type="checkbox"/> Historical Roofing | <input type="checkbox"/> Roofing |
| <input type="checkbox"/> Deleading | <input type="checkbox"/> Fire Protection Sprinkler Systems | <input checked="" type="checkbox"/> Masonry | <input type="checkbox"/> Sewage and Water Treatment Plants |
| <input checked="" type="checkbox"/> Demolition | <input checked="" type="checkbox"/> Floor Covering | <input type="checkbox"/> Mechanical Systems | <input type="checkbox"/> Telecommunications Systems |
| <input checked="" type="checkbox"/> Doors and Windows | <input checked="" type="checkbox"/> General Building Construction | <input type="checkbox"/> Modular Construction/Prefab | <input checked="" type="checkbox"/> Waterproofing |
| <input type="checkbox"/> Electrical | <input type="checkbox"/> HVAC | <input checked="" type="checkbox"/> Painting | <input type="checkbox"/> Special (for DCAMM pre-approved projects only) |
| <input type="checkbox"/> Electronic Security Systems | <input checked="" type="checkbox"/> Historical Building Restoration | <input type="checkbox"/> Plumbing | |
| <input type="checkbox"/> Elevators | <input type="checkbox"/> Historical Masonry | | |

- 5. **EVALUATIONS:**
 - Number of Projects Evaluated: 41
 - Average Project Evaluation Rating: 92
 - Number of Projects Below Passing: 0
- 6. **PROJECT LIMITS:**
 - Single Project Limit (SPL): \$17,315,000
 - Aggregate Work Limit (AWL): \$69,491,000
 - General Building Construction Limit: \$17,315,000

7. **SUPPLIER DIVERSITY OFFICE CERTIFICATION:** No



Brian K. McPherson, Director of Access & Opportunity, for
Carol W. Gladstone, Commissioner

10/16/2018

Approval Date

*** NOTE TO CONTRACTORS:** Complete Applications for Renewal of Contractor Eligibility are due no later than three months PRIOR to the Expiration Date of the Certification Period shown above. Failure to submit Complete Application timely may result in a gap in Certification or a lapse in Certification altogether for your Company.

Reviewer's Initials: RB

G.V.W., Inc., Joseph V. Tibbetts - Vice President
Oct 10, 2019 12:44:22

FORM FOR GENERAL BID

TO THE AWARDING AUTHORITY:

A. The undersigned proposes to furnish all labor and materials required for **Newbury Police Station [BDO #4143]** for the Town of Newbury in Newbury Massachusetts in accordance with Contract Documents prepared by Context Architecture

B. This bid includes addenda numbered: 1, 2, 3, 4

C. The proposed contract price is:

Six million two hundred thirty-nine thousand one hundred forty-five dollars **\$ 6,239,145.00**

For alternate No 1	Add \$ 190,000.00	Subtract \$.00
For alternate No 2	Add \$ 58,400.00	Subtract \$.00
For alternate No 3	Add \$ 15,000.00	Subtract \$.00
For alternate No 4	Add \$ 5,500.00	Subtract \$.00
For alternate No 5	Add \$ 20,000.00	Subtract \$.00
For alternate No 6	Add \$ 13,000.00	Subtract \$.00
For alternate No 7	Add \$ 8,000.00	Subtract \$.00
For alternate No 8	Add \$ 30,500.00	Subtract \$.00

D. The subdivision of the proposed contract price is as follows:

ITEM 1. The work of the general contractor, being all work other than that covered by **ITEM 2.**

TOTAL OF ITEM 1 **\$ 3,501,550.00**

ITEM 2. Sub-bids as follows:

Sub-trade	Name of Filed Sub-bidder	Sub-Bid Amount	Bond Required
Masonry	G.V.W., Inc.	\$199,000.00	No
Metal Fabrications	Needham Certified Welding Corp.	\$178,925.00	No
Waterproofing Dampproofing & Sealants	P.J. Spillane Co., Inc.	\$95,400.00	No
Roofing and Flashing	Belcour Corp	\$94,000.00	No
Glass & Glazing	G.V.W., Inc.	\$49,000.00	No
Resilient Flooring	G.V.W., Inc.	\$65,000.00	No
Painting	Keltic Painting	\$57,270.00	No
Tiling Ceramic and Stone	G.V.W., Inc.	\$35,000.00	No
Acoustical Ceiling Systems	G.V.W., Inc.	\$32,000.00	No
Fire Protection	Xcel Fire Protection, Inc.	\$153,400.00	No
Plumbing	LaPan Mechanical inc.	\$297,000.00	No
HVAC	Ambient Temperature Corporation	\$605,600.00	No
Electrical	Brothers Electrical Corporation	\$876,000.00	No

TOTAL OF ITEM 2 **\$ 2,737,595.00**

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The undersigned agrees that each of the above named sub-bidders will be used for the work indicated at the amount stated, unless a substitution is made. The undersigned further agrees to pay the premiums for the performance and payment bonds furnished by sub-bidders as requested herein and that all of the cost of all such premiums is included in the amount set forth in Item 1 of this bid.

The undersigned agrees that if he is selected as general contractor, he will promptly confer with the awarding authority on the question of sub-bidders; and that the awarding authority may substitute for any sub-bid listed above a sub-bid filed with the awarding authority by another sub-bidder for the sub-trade against whose standing and ability the undersigned makes no objection; and that the undersigned will use all such finally selected sub-bidders at the amounts named in their respective sub-bids and be in every way as responsible for them and their work as if they had been originally named in this general bid, the total contract price being adjusted to conform thereto.

- E. The undersigned agrees that, if he is selected as general contractor, he will within five days, Saturdays, Sundays and legal holidays excluded, after presentation thereof by the awarding authority, execute a contract in accordance with the terms of this bid and furnish a performance bond and also a labor and materials or payment bond, each of a surety company qualified to do business under the laws of the Commonwealth and satisfactory to the awarding authority and each in the sum of the contract price, the premiums for which are to be paid by the general contractor and are included in the contract price; provided, however, that if there is more than 1 surety company, the surety companies shall be jointly and severally liable.

The undersigned hereby certifies that he is able to furnish labor that can work in harmony with all other elements of labor employed or to be employed on the work; that all employees to be employed at the worksite will have successfully completed a course in construction safety and health approved by the United States Occupational Safety and Health Administration that is at least 10 hours in duration at the time the employee begins work and who shall furnish documentation of successful completion of said course with the first certified payroll report for each employee; and that he will comply fully with all laws and regulations applicable to awards made subject to section 44A.

The undersigned further certifies under the penalties of perjury that this bid is in all respects bona fide, fair and made without collusion or fraud with any other person. As used in this subsection the word "person" shall mean any natural person, joint venture, partnership, corporation or other business or legal entity. The undersigned further certifies under penalty of perjury that the said undersigned is not presently debarred from doing public construction work in the Commonwealth under the provisions of section twenty-nine F of chapter twenty-nine, or any other applicable debarment provisions of any other chapter of the General Laws or any rule or regulation promulgated thereunder.

G.V.W., Inc., Joseph V. Tibbetts - Vice President
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G.V.W., Inc.

NAME OF BIDDER



G.V.W., Inc., Joseph V. Tibbetts - Vice President

Oct 10, 2019

SIGNATURE & TITLE OF PERSON SIGNING BID

1200 Bennington Street, East Boston, MA 02128

BUSINESS ADDRESS

Document A310™ – 2010

Conforms with The American Institute of Architects AIA Document 310

Bid Bond

CONTRACTOR:

(Name, legal status and address)

G.V.W., Incorporated
1200 Bennington Street
East Boston, MA 02128

SURETY:

(Name, legal status and principal place of business)

Travelers Casualty and Surety Company of America

One Tower Square
Hartford, CT 06183

This document has important legal consequences. Consultation with an attorney is encouraged with respect to its completion or modification.

Any singular reference to Contractor, Surety, Owner or other party shall be considered plural where applicable.

OWNER:

(Name, legal status and address)

Town of Newbury
12 Kent Way
Byfield, MA 01922

BOND AMOUNT: \$ 5%

Five Percent of Amount Bid

PROJECT:

(Name, location or address, and Project number, if any)

Newbury Police Station

The Contractor and Surety are bound to the Owner in the amount set forth above, for the payment of which the Contractor and Surety bind themselves, their heirs, executors, administrators, successors and assigns, jointly and severally, as provided herein. The conditions of this Bond are such that if the Owner accepts the bid of the Contractor within the time specified in the bid documents, or within such time period as may be agreed to by the Owner and Contractor, and the Contractor either (1) enters into a contract with the Owner in accordance with the terms of such bid, and gives such bond or bonds as may be specified in the bidding or Contract Documents, with a surety admitted in the jurisdiction of the Project and otherwise acceptable to the Owner, for the faithful performance of such Contract and for the prompt payment of labor and material furnished in the prosecution thereof; or (2) pays to the Owner the difference, not to exceed the amount of this Bond, between the amount specified in said bid and such larger amount for which the Owner may in good faith contract with another party to perform the work covered by said bid, then this obligation shall be null and void, otherwise to remain in full force and effect. The Surety hereby waives any notice of an agreement between the Owner and Contractor to extend the time in which the Owner may accept the bid. Waiver of notice by the Surety shall not apply to any extension exceeding sixty (60) days in the aggregate beyond the time for acceptance of bids specified in the bid documents, and the Owner and Contractor shall obtain the Surety's consent for an extension beyond sixty (60) days.

If this Bond is issued in connection with a subcontractor's bid to a Contractor, the term Contractor in this Bond shall be deemed to be Subcontractor and the term Owner shall be deemed to be Contractor.

When this Bond has been furnished to comply with a statutory or other legal requirement in the location of the Project, any provision in this Bond conflicting with said statutory or legal requirement shall be deemed deleted herefrom and provisions conforming to such statutory or other legal requirement shall be deemed incorporated herein. When so furnished, the intent is that this Bond shall be construed as a statutory bond and not as a common law bond.

Signed and sealed this 10th day of October, 2019

G.V.W., Inc., Joseph V. Tibbetts - Vice President
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Gina Marie DiCenso
(Witness) Gina Marie DiCenso

Holly Tallone
(Witness) Holly Tallone

G.V.W., Incorporated
(Principal) _____ (Seal)

By: Joseph V. Tibbetts, V.P.
(Title) Joseph V. Tibbetts, V.P.

Travelers Casualty and Surety Company of America
(Surety) _____ (Seal)

By: Kathleen M. Coen
(Title) Kathleen M. Coen Attorney-in-Fact

Surety Phone No. 860-277-0111





**Travelers Casualty and Surety Company of America
Travelers Casualty and Surety Company
St. Paul Fire and Marine Insurance Company**

POWER OF ATTORNEY

KNOW ALL MEN BY THESE PRESENTS: That Travelers Casualty and Surety Company of America, Travelers Casualty and Surety Company, and St. Paul Fire and Marine Insurance Company are corporations duly organized under the laws of the State of Connecticut (herein collectively called the "Companies"), and that the Companies do hereby make, constitute and appoint **Kathleen M. Coen**, of **Farmington, Connecticut**, their true and lawful Attorney-in-Fact to sign, execute, seal and acknowledge any and all bonds, recognizances, conditional undertakings and other writings obligatory in the nature thereof on behalf of the Companies in their business of guaranteeing the fidelity of persons, guaranteeing the performance of contracts and executing or guaranteeing bonds and undertakings required or permitted in any actions or proceedings allowed by law.

IN WITNESS WHEREOF, the Companies have caused this instrument to be signed, and their corporate seals to be hereto affixed, this 3rd day of February, 2017.



State of Connecticut

City of Hartford ss.

By:
Robert L. Raney, Senior Vice President

On this the 3rd day of February, 2017, before me personally appeared **Robert L. Raney**, who acknowledged himself to be the Senior Vice President of Travelers Casualty and Surety Company of America, Travelers Casualty and Surety Company, and St. Paul Fire and Marine Insurance Company, and that he, as such, being authorized so to do, executed the foregoing instrument for the purposes therein contained by signing on behalf of the corporations by himself as a duly authorized officer.

In Witness Whereof, I hereunto set my hand and official seal.

My Commission expires the 30th day of June, 2021



Marie C. Tetreault, Notary Public

This Power of Attorney is granted under and by the authority of the following resolutions adopted by the Boards of Directors of Travelers Casualty and Surety Company of America, Travelers Casualty and Surety Company, and St. Paul Fire and Marine Insurance Company, which resolutions are now in full force and effect, reading as follows:

RESOLVED, that the Chairman, the President, any Vice Chairman, any Executive Vice President, any Senior Vice President, any Vice President, any Second Vice President, the Treasurer, any Assistant Treasurer, the Corporate Secretary or any Assistant Secretary may appoint Attorneys-in-Fact and Agents to act for and on behalf of the Company and may give such appointee such authority as his or her certificate of authority may prescribe to sign with the Company's name and seal with the Company's seal bonds, recognizances, contracts of indemnity, and other writings obligatory in the nature of a bond, recognizance, or conditional undertaking, and any of said officers or the Board of Directors at any time may remove any such appointee and revoke the power given him or her; and it is

FURTHER RESOLVED, that the Chairman, the President, any Vice Chairman, any Executive Vice President, any Senior Vice President or any Vice President may delegate all or any part of the foregoing authority to one or more officers or employees of this Company, provided that each such delegation is in writing and a copy thereof is filed in the office of the Secretary; and it is

FURTHER RESOLVED, that any bond, recognizance, contract of indemnity, or writing obligatory in the nature of a bond, recognizance, or conditional undertaking shall be valid and binding upon the Company when (a) signed by the President, any Vice Chairman, any Executive Vice President, any Senior Vice President or any Vice President, any Second Vice President, the Treasurer, any Assistant Treasurer, the Corporate Secretary or any Assistant Secretary and duly attested and sealed with the Company's seal by a Secretary or Assistant Secretary; or (b) duly executed (under seal, if required) by one or more Attorneys-in-Fact and Agents pursuant to the power prescribed in his or her certificate or their certificates of authority or by one or more Company officers pursuant to a written delegation of authority; and it is

FURTHER RESOLVED, that the signature of each of the following officers: President, any Executive Vice President, any Senior Vice President, any Vice President, any Assistant Vice President, any Secretary, any Assistant Secretary, and the seal of the Company may be affixed by facsimile to any Power of Attorney or to any certificate relating thereto appointing Resident Vice Presidents, Resident Assistant Secretaries or Attorneys-in-Fact for purposes only of executing and attesting bonds and undertakings and other writings obligatory in the nature thereof, and any such Power of Attorney or certificate bearing such facsimile signature or facsimile seal shall be valid and binding upon the Company and any such power so executed and certified by such facsimile signature and facsimile seal shall be valid and binding on the Company in the future with respect to any bond or understanding to which it is attached.

I, **Kevin E. Hughes**, the undersigned, Assistant Secretary of Travelers Casualty and Surety Company of America, Travelers Casualty and Surety Company, and St. Paul Fire and Marine Insurance Company, do hereby certify that the above and foregoing is a true and correct copy of the Power of Attorney executed by said Companies, which remains in full force and effect.

Dated this 10th day of October 2019



Kevin E. Hughes, Assistant Secretary

**To verify the authenticity of this Power of Attorney, please call us at 1-800-421-3880.
Please refer to the above-named Attorney-in-Fact and the details of the bond to which the power is attached.**

G.V.W., Inc., Joseph V. Tibbetts - Vice President Oct 10, 2019 12:44:22

TAB "8"

NEWBURY POLICE STATION, CC PROJECT REFERENCES

Trn stamp	Email Address	Your Name	Your Company Name	Name of Contractor you are Rating you to	Name of Project Worked with Contractor	1) Did you find personal management personnel and staff well qualified?	2) Did you find in article advertised and staff well qualified?	3) Did this contractor complete drawings, etc. in a timely manner?	4) Were changes in scope of work, etc. handled in a timely manner, and reasonably priced?	5) Did this contractor adhere to project schedule?	6) Did the contractor comply with and support requirements?	7) Did this contractor provide adequate materials as requested?	8) Did this contractor work in compliance with all other contract requirements?	9) Please rate the contractor's quality of work.	10) Did this contractor complete project in a timely manner?	11) Would you recommend this contractor?	12) Would you work with this contractor again?	Any additional comments on your experience with this contractor?
10/16/2019 15:38:18	patrick@newb.com	Patrick Bozzo	ICON Architecture	ICON	Highgate Woods - Virginia Highlands and Adams MS (2)	10	10	9	8	10	9	9	8	8	7	9	9	
10/16/2019 15:42:23	ken@abcsresearch.com	Elizabeth Lewis	Habib and Associates LLC	ICON	Highgate Woods - Virginia Highlands and Adams MS (2)	9	9	10	10	10	10	9	10	9	10	10	10	
10/16/2019 15:54:19	hmc@abcsresearch.com	Mary McCarty	Friedrich Alexander Architects	BC Construction	Barnstable Superior Court, Local Improvements	9	9	9	9	6	10	8	7	8	8	9	9	The contractor made this project after the original contractor was dropped. They did a very admirable job picking up the project and the building was completed on time. The contractor had a great working relationship with the owner and the contractor had a great working relationship with the contractor. Our only concern was schedule and overall good to work with. Our only concern was schedule and communicating when work would occur. This was in part due to the contractor's schedule.
10/16/2019 16:07:52	WYB@DLER@BHPUS.COM	Wendy Tiger	BH+A	BC Construction	2 Bayshore Blvd, Boston MA	4	4	4	2	1	7	1	6	2	2	1	1	
10/16/2019 16:47:05	twilson@bhp.com	Elm Wilson	BH+A Inc.	GW Inc.	Falmouth Senior Center	9	10	10	9	10	9	9	10	9	9	10	10	Very pleased with the contractor and the team. Professional and proactive in most cases.