



30 Main Street, Suite 500 | P.O. Box 1489 | Burlington, VT 05402-1489

March 17, 2022

SENT ELECTRONICALLY - *donna.jerry@vermont.gov*

Donna Jerry
Senior Health Policy Analyst
Green Mountain Care Board
144 State Street
Montpelier, VT 05602

**Re: Docket No. GMCB-018-21con
Rutland Regional Medical Center Temporary Use of Mobile MRI**

Dear Ms. Jerry:

We are writing on behalf of Rutland Regional Medical Center (“RRMC”) in connection with the above matter to disclose a change in the cost of the project. We do not believe the additional cost changes the outcome of the Green Mountain Care Board’s previous jurisdictional determination, but acknowledge the obligation to make this disclosure to update the previous scope of the project.

On September 10, 2021, we requested a jurisdictional determination by the Green Mountain Care Board (the “Board”) with respect to RRMC’s need to secure a temporary mobile MRI unit (the “Mobile Unit”). In a letter dated September 17, 2022, the Board confirmed that the project was not subject to certificate of need review under 18 V.S.A. § 9434(b)(2) (3). At that time, the Board directed RRMC to contact the Board if any changes in type, scope, duration or cost of the project were to arise.

RRMC is writing to disclose a change in the cost of the project due to an unanticipated cost associated with a necessary component that was determined to be more extensive than originally identified.

RRMC did not include the costs associated with an outdoor walkway for the Mobile Unit in the 10 September 2021 jurisdictional determination letter. At that time, RRMC anticipated using an existing canopy that it owned and used from time-to-time for various projects. The plan was to use the canopy for the temporary, outdoor walkway that would be required to protect patients from the elements when transported from inside RRMC’s Radiology Department to the temporary Mobile Unit located outside the building .

Once the Mobile Unit was delivered, RRMC made the determination that the scope of the protected walkway was more significant than originally identified. RRMC went from using an existing canopy, at no cost, to having to incorporate the same into a larger walkway, with significant infrastructural needs.

First, the distance from the Radiology Department point of egress to the Mobile Unit’s entrance is greater than originally anticipated because the trailer housing the Mobile Unit is larger than originally expected.

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Second, because of the need to construct a walkway for use during an extended period of time, the Vermont Department of Public Safety, Division of Fire Safety, demanded increased safety requirements for the temporary walkway, including the installation of a sprinkler system, a horn strobe, lighting, lighted exit signs, fire extinguishers, an exit door, and making a 5-inch fire hose available on site for the fire department. A copy of the permit that was issued on February 9, 2022 is submitted with this letter. Third, when RRMC tried to install the original sides for its existing canopy, the hospital discovered that the sides had deteriorated to the point that they could not be attached to the frame and were no longer useable. RRMC had to purchase a more durable rigid fabric to replace the sidewalls. Finally, RRMC also identified the need to heat the space, given the distance a patient would need to be transported by stretcher to the temporary trailer.

The final cost of the walkway was \$39,961.00, with the costs detailed in this letter. Additionally, there are regular operational costs associated with heating the space via propane heaters, with costs fluctuating based on ambient air temperatures. At this time, the only potential future expense that has been identified is the potential for cooling the walkway in the summer months. RRMC expects that any such expenses would cost no more than \$5,000.00.

Based on the financial information previously submitted, and even with the additional expenses identified in this letter, including the potential need to cool the walkway this coming summer, this project does not trigger the Board's jurisdiction under 18 V.S.A. § 9434(b)(2) ("The purchase, lease, or other comparable arrangement of a single piece of diagnostic and therapeutic equipment for which the cost, or in the case of a donation the value, is in excess of \$1,500,000.00. . .").

Based on the foregoing, RRMC respectfully seeks the Board's determination that these additional costs to secure and operate the Mobile Unit do not trigger the Board's jurisdiction.

Thank you and the Board for your time and consideration.

Respectfully submitted,

/s/ Shireen T. Hart

Shireen T. Hart

Enclosures

TO OWNER: **RRMC**
RUTLAND, VT

PROJECT: **MRI TRAILER CANOPY**

APPLICATION NO.: **3**
PERIOD TO: **02/01/2022**
PROJECT NOS.: **02/28/2022**

Distribution to:
 OWNER
 ARCHITECT
 CONTRACTOR

FINAL

FROM CONTRACTOR: **H.P. Cummings Constr. Co.,** VIA ARCHITECT:
5 High St., P.O. Box 269
Woodsville, NH 03785

CONTRACT DATE:

CONTRACT FOR: **B0-072**

CONTRACTOR'S APPLICATION FOR PAYMENT

Application is made for payment, as shown below, in connection with the Contract. Continuation Sheet, AIA Document G703, is attached.

- 1. ORIGINAL CONTRACT SUM\$ 66,339
- 2. Net change by Change Orders\$ 0
- 3. CONTRACT SUM TO DATE (Line 1 + 2)\$ 66,339
- 4. TOTAL COMPLETED & STORED TO DATE\$ 39,961
(Column G on G703)
- 5. RETAINAGE:
 - a. _____% of Completed Work\$ 0
(Columns D + E on G703)
 - b. _____% of Stored Material\$ 0
(Column F on G703)
 - Total Retainage (Line 5a + 5b or
Total in Column I of G703)\$ 0
- 6. TOTAL EARNED LESS RETAINAGE\$ 39,961
(Line 4 less Line 5 Total)
- 7. LESS PREVIOUS CERTIFICATES FOR PAYMENT
(Line 6 from prior Certificate)\$ 27,048
- 8. CURRENT PAYMENT DUE\$ 12,913
- 9. BALANCE TO FINISH, INCLUDING RETAINAGE
(Line 3 less Line 6)\$ 26,378

| CHANGE ORDER SUMMARY | ADDITIONS | DEDUCTIONS |
|--|-----------|------------|
| Total changes approved in previous months by Owner | 0 | 0 |
| Total approved this Month | 0 | 0 |
| TOTALS | 0 | 0 |
| NET CHANGES by Change Order | 0 | |

The undersigned Contractor certifies that to the best of the Contractor's knowledge, information and belief the Work covered by this Application for Payment has been completed in accordance with the Contract Documents, that all amounts have been paid by the Contractor for Work for which previous Certificates for Payment were issued and payments received from the Owner, and that current payment shown herein is now due.

CONTRACTOR:

By: Dan Smith

Date: 03/08/2022

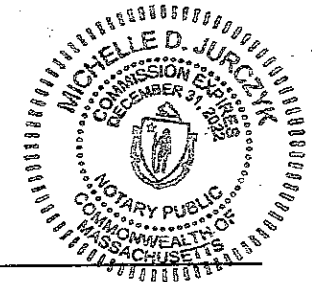
State of: Massachusetts

County of: Hampshire

Subscribed and sworn to before
me this 8th day of March 2022

Notary Public: Michelle Jurczyk

My Commission expires: December 31, 2022



ARCHITECT'S CERTIFICATE FOR PAYMENT

In accordance with the Contract Documents, based on on-site observations and the data comprising this application, the Architect certifies to the Owner that to the best of the Architect's knowledge, information and belief the Work has progressed as indicated, the quality of the Work is in accordance with the Contract Documents, and the Contractor is entitled to payment of the AMOUNT CERTIFIED.

AMOUNT CERTIFIED\$ _____

(Attach explanation if amount certified differs from the amount applied for. Initial all figures on this Application and on the Continuation Sheet that are changed to conform to the amount certified.)

ARCHITECT:

By: _____ Date: _____

This Certificate is not negotiable. The AMOUNT CERTIFIED is payable only to the Contractor named herein. Issuance, payment and acceptance of payment are without prejudice to any rights of the Owner or Contractor under this Contract.



CONTINUATION SHEET

AIA DOCUMENT G703

Detail page 2 of 2

Project: RRM C

CONTRACT #B0-072

Invoice # 3

Period Ending: 2/28/2022

| A ITEM ID | B DESCRIPTION | C TOTAL CONTRACT AMOUNT | D WORK COMPLETED | | F MATERIALS PRESENTLY STORED (NOT IN D OR E) | G COMPLETED AND STORED TO DATE (D+E+F) | H % COMP (G/C) | I BALANCE TO FINISH (C-G) | RETAINAGE |
|-----------------|------------------------------|----------------------------------|---|---------------------------------------|--|--|-------------------------|---------------------------------------|-----------|
| | | | D PREVIOUSLY COMPLETED WORK (D + E) | E WORK COMPLETED THIS PERIOD | | | | | |
| | | | | | | | | | |
| 1 | GENERAL & SPECIAL CONDITIONS | 21,307 | 15,740 | 3,342 | | 19,082 | 89.6% | 2,225 | |
| 3 | CONCRETE | 2,000 | 716 | | | 716 | 35.8% | 1,284 | |
| 7 | THERMAL & MOISTURE CONTROL | 17,467 | 0 | 3,510 | | 3,510 | 20.1% | 13,957 | |
| 8 | DOORS, WINDOW | 833 | 833 | | | 833 | 100.0% | 0 | |
| 9 | FINISHES | 9,300 | 6,112 | 1,886 | | 7,998 | 86.0% | 1,302 | |
| 21 | FIRE SUPPRESSION | 2,000 | 1,188 | | | 1,188 | 59.4% | 812 | |
| 26 | ELECTRICAL | 3,955 | 0 | | | 0 | 0.0% | 3,955 | |
| 70 | CONTINGENCY | 2,843 | 0 | | | 0 | 0.0% | 2,843 | |
| | FEE | 6,634 | 2,459 | 4,175 | | 6,634 | 100.0% | 0 | |
| | GRAND TOTAL | 66,339 | 27,048 | 12,913 | 0 | 39,961 | 60.2% | 26,378 | 0 |

**** SUMMARY ****

| | |
|--|-----------------|
| WORK COMPLETED & STORED TO DATE | \$39,961 |
| LESS: RETAINAGE | \$0 |
| LESS: PREVIOUS REQUISITIONS | \$27,048 |
| AMOUNT DUE THIS REQUISITION | \$12,913 |