

**Michigan Department of Transportation (MDOT)  
Candidate Application for Dispute Review Board (DRB)**

**A. Contact Information**

Name: Thomas Hesmond		Date: 09/26/2014
City: Avon	State: OH	Zip Code: 44011
Phone #: 440-670-7584	Email Address: thesmond@aol.com	

**B. Professional Licenses/Registrations** (Please provide name/type of license, state, expiration date and number.)

Name/Type of License/Registration	State and Number	Expiration Year
Professional Engineer & Surveyor	Ohio PE41680 PS6335	12/31/2015
Professional Engineer	West Virginia PE 11978	6/30/2015
Professional Engineer	Indiana PE 17882	6/30/2015

**C. Education/Related Training** (Please list degree, college/other school and dates. Please indicate the location and date of your training.)

University/College/Organization/Trade School	Degree/Certificate	Date/Year
Indiana Institute of Technology	BSCE	1971
Cleveland State University	MSCE	1978
DRBF	Administration & Practice Workshop Advanced/Chairing Workshop	2013

**D. Construction Experience Summary**

I have construction experience working in the following capacities:

<input checked="" type="checkbox"/>	Civil Engineer	<input type="checkbox"/>	Architect	<input type="checkbox"/>	Builder/Developer
<input type="checkbox"/>	Structural Engineer	<input type="checkbox"/>	Electrical Engineer	<input type="checkbox"/>	Designer/Planner
<input type="checkbox"/>	Geologist	<input checked="" type="checkbox"/>	Land Surveyor	<input type="checkbox"/>	Mechanical Engineer
<input checked="" type="checkbox"/>	General Contractor	<input type="checkbox"/>	Accountant	<input type="checkbox"/>	Chemical Engineer
<input checked="" type="checkbox"/>	Construction Manager	<input type="checkbox"/>	Supplier/Manufacturer	<input type="checkbox"/>	Environmental Engineer
<input checked="" type="checkbox"/>	Sub/Specialty Contractor	<input type="checkbox"/>	Owner Representative	<input type="checkbox"/>	Landscape Architect
<input type="checkbox"/>	Other (Describe) →				

I have substantial experience in the following types of construction:

<input checked="" type="checkbox"/>	Bridge (Concrete)	<input checked="" type="checkbox"/>	Bridge (Steel)	<input type="checkbox"/>	Buildings
<input checked="" type="checkbox"/>	Earth Retaining Systems	<input type="checkbox"/>	Electrical Systems	<input type="checkbox"/>	Environmental
<input checked="" type="checkbox"/>	Foundation	<input checked="" type="checkbox"/>	Highway	<input type="checkbox"/>	Landscaping
<input checked="" type="checkbox"/>	Marine	<input type="checkbox"/>	Mechanical	<input type="checkbox"/>	Tunnel
<input type="checkbox"/>	Other (Describe) →				

**E. Qualification Statement**

Candidates shall have substantial experience in or directly related to public agency highway and bridge construction projects with or on behalf of federal, state, or local government agencies, particularly MDOT. Experience shall be a minimum of 10 years in active involvement, supervision, or management of public agency highway and bridge construction contracts preferably with an emphasis in resolution of disputes arising out of said contracts. Lawyers, attorneys, and/or legal counsel are not permitted to be DRB candidates nor are they permitted to serve on a DRB panel in any capacity.

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Provide a 500 word or less statement of your qualifications that explain how you meet the aforementioned criteria:

My 40+ years of construction and engineering experience, including 29 plus years with National Engineering and Contracting Co. provides me with the special expertise to assist in and facilitate the timely and equitable resolution of disputes and claims.

National Engineering & Contracting Co. was a heavy-highway bridge contractor based in Strongsville, Ohio. At National I was involved with a number of major bridge and highway projects in Ohio, West Virginia and Kentucky. Throughout my career at National I served as Project Superintendent, Project Engineer, Purchasing Agent, and VP Area Manager. All these positions involved knowing the work involved in the project, understanding and interpreting the contract documents and dealing with owners, suppliers and subcontractors in the successful completion of the project. The knowledge and experience gained in resolving potential disputes at the Project level or putting together and managing a claim at the upper management level provides me with the knowledge and skills to serve on a DRB panel.

**F. General Experience Summary**

Please provide a brief description of your experience in 25 words or less. If you are approved to be a DRB candidate, this information will be included next to your name on the Dispute Review Board Candidates List posted on MDOT's website.

Description:

My 40+ years of construction experience provides me with the expertise to assist in and facilitate the timely and equitable resolution of disputes and claims.

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**G. DRB Experience** (include past and current experience if applicable)

Experience	MDOT	Other Public Agencies	Private Construction	Total
# of Jobs as DRB Member		Ohio DOT		2
# of Jobs as DRB Chair		Ohio DOT Dispute Resolution Advisor - One person board		1

**H. Conflict of Interest and Ethics Statement**

I will provide a conflict of interest statement and a disclosure statement describing past, present, anticipated, and planned relationships, including indirect relationships through my present employer, to other parties involved in a construction project, including but not limited to, relevant construction engineering and inspection (CEI) firms, contractors, or suppliers to the parties, parties' principals, or parties' counsel. Furthermore, I will disclose any close professional or personal relationships with all key members in the project. This will be completed prior to accepting a nomination to serve on a DRB panel for any construction project.

<input checked="" type="checkbox"/> I agree	<input type="checkbox"/> I do not agree
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**I. Compensation**

I agree that I will be fully compensated in accordance with the terms and conditions of the contract and Dispute Review Board Agreement. This will be full compensation for on site time, review time, travel expenses, transportation, lodging, time for travel and incidentals for each day, or portion thereof that I am at an authorized DRB hearing. In addition, I will be paid the appropriate rate specified in the Dispute Review Board Agreement for additional days necessary to conduct a hearing that has been authorized.

<input checked="" type="checkbox"/> I agree	<input type="checkbox"/> I do not agree
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**J. Professional References**

Provide the following information for at least two references to attest to your professional experience as depicted in this application. In addition, these references should be able to attest to your suitability to perform as a DRB member and provide additional information about you.

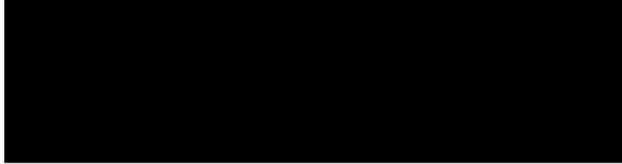
Name:	Phone:
Marty Cohen	216-509-6888
Thomas McCafferty	440-227-0243
Walter Gratz	440-552-3584

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**Certification and Acknowledgement**

The information in this application is true and accurate to the best of my knowledge, information, and belief. Moreover, I acknowledge that submittal of this application is not a guarantee of work as a DRB panel member. I further acknowledge that there is a selection and approval process that must occur in order to be a part of a project specific DRB panel. (Must be checked to submit form).

Signature of Applicant:



Send Completed Form to: R. Jason Clark, P.E.  
Construction Contracts Engineer  
8885 Ricks Rd  
PO Box 30049  
Lansing, MI 48909  
[ClarkJ25@michigan.gov](mailto:ClarkJ25@michigan.gov)

# Thomas Hesmond

Avon, Ohio 44011

440-934-5714 (Home) 440-670-7584 (Cell) thesmond@aol.com

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## Professional Summary

- Seasoned veteran in heavy construction industry, having performed a broad spectrum of functions and responsibilities both in the office and on the job site
- Managed National's Mediation and Binding Arbitration settlement effort with the City of Charlotte, North Carolina on a seven million dollar claim.
- Twenty-nine plus years with National provided the solid experience and stability upon which National Engineering moved into the 21st century.
- Served on National's Board of Directors until the purchase of National Engineering by Balfour Beatty

## Dispute Resolution

- |  |      |
|--|------|
| - DRB Administration & Practice Workshop                 | 2013 |
| - DRB Advanced/Chairing Workshop                         | 2013 |
| - DRB Member for ODOT Project 130314 (ODOT member)       | 2013 |
| - DRB Member for ODOT Project 140123 (contractor member) | 2014 |
| - Dispute Resolution Advisor for ODOT Project 140237     | 2014 |

## Professional Registration

- Registered Professional Engineer in Ohio, West Virginia & Indiana
- Registered Surveyor in Ohio

## Education

- |   |      |
|---|------|
| - Master of Science Civil Engineering - Cleveland State University        | 1978 |
| - Bachelor of Science Civil Engineering - Indiana Institute of Technology | 1971 |

## Hesmond Consulting Services, LLC

Avon, Ohio

### Owner

Jan. 2011 – Present  
Feb. 2005 – Apr. 2008

- Provide project management, scheduling, procurement, cost control, change order, budgeting, claims management, quality control/quality assurance, equipment management and corporate management services to the construction industry.

**Brayman Construction Company**  
Saxonburg, Pa.

**Senior Project Manager/Estimator**

Apr. 2008 – Dec. 2010

- Pursued contracting opportunities in Ohio.
- Prepared estimates for various construction projects in Ohio and West Virginia.

**National Engineering & Contracting Company**  
Strongsville, Ohio

**Board of Director**

Apr. 1995 – Aug. 2001

- Participated in the selection of a new president from outside the corporation.
- Participated in the asset sale of a non-agreement subsidiary located in North Carolina. Responsible for evaluation and negotiation for sale of equipment, tooling, materials, and other owned assets.
- Establishment of an incentive pay program to motivate field, office, and yard personnel.
- Instrumental in the preparation of a seven million dollar claim brought against the City of Charlotte, North Carolina for delay/disruption and changed conditions on a large water treatment plant intake project.
- Integral in the establishment of an option plan to retain, reward, and incent key corporate personnel.
- Worked with counsel, investment bankers, and potential purchasers throughout the advertisement, due diligence, and negotiation phases for the purchase of National Engineering.
- Participated in creation of a Standard Operations Manual identifying corporate protocol for all major facets including: safety, EEO, internal cost accounting, pay estimate compilation, equipment usage and maintenance, etc.

**Yard Manager**

Sept. 2001 – Jan. 2004

- Managed the operation of National's equipment and fabrication yard which included the repair and maintenance of National's equipment fleet, fabrication of formwork and various steel projects, trucking of equipment and material to and between jobsites.
- Responsible for the yard operations budget and National's equipment Capital Expenditure Program. Implemented a program to charge equipment usage to each construction project.
- Responsible for completion of current contracts and closedown of National's Telecommunication subsidiary.

**Vice President Area Manager**

Feb. 1998 – Aug. 2001

- Responsible for oversight of all field operations for numerous projects in assigned geographical regions. Duties included safety management, determination of employed means and methods, long range project planning, determination and fulfillment of project staffing and equipment requirements, training of corporate personnel, resolution of labor and contractor disputes, and liaison with owner's representatives.
- Responsible for oversight of project administration. Areas of responsibility included project scheduling; change order identification, compilation and negotiation; claim identification and formulation; internal cost accounting; coordination of vendor and subcontract selection.
- Responsible for internal coordination of corporate resources including safety, engineering, estimating, accounting, purchasing, and yard facility personnel.

**Vice President Special Assignment**

July 1997 – Jan. 1998

- Responsible for managing the completion and closeout of on-going projects and the sale of assets of a National subsidiary company in Charlotte, North Carolina.

**Vice President Purchasing Agent  
Purchasing Agent**

Apr. 1995 – June 1997  
May 1986 – Mar. 1995

- Responsible for all purchasing for large general contractor performing 30 to 75 million dollars per year of heavy/highway construction work.
- Negotiated purchase orders and subcontracts from less than \$1,000 to over \$10,000,000.

**Superintendent / Project Engineer**

Apr. 1983 – Apr. 1986

- Front line experience in the Heavy Highway Construction Industry building bridges, retaining walls, roadways, foundations, waste water treatment plants, etc. in Ohio.
- Responsible for daily liaison with owner's representatives, consultants, and engineers.

**Quality Assurance Manager / Quality Control Manager**

Apr. 1976 – Mar. 1983

- Developed National's Quality Assurance Manual and wrote National's Quality Control Procedures and Construction and Operation Procedures for work on the Perry Nuclear Power Plant.
- Responsible for managing the on site QA/QC functions for National Engineering at the Perry Nuclear Power Plant. National was responsible for placing over 100,000cy of reinforced concrete at Perry.
- Based on education and experience passed the ACI Level III Inspection Engineer examination and can be certified as a Level III Inspection Engineer per ACI 359.

**Civil Engineer**

Sept. 1974 – Mar. 1976

- Performed construction layout and miscellaneous design for various projects.
- Prepared estimates for various construction projects.

**Alex Kanareff & Associates**

North Olmsted, Ohio

**Civil Engineer**

Sept. 1971 – Aug 1974

- Performed subdivision design, highway design, sanitary and storm sewer design and waterline design. Work included site plan and drainage for Great Northern Mall, Master Sewer Plan for City of Avon, and specifications for new City of Avon Water Tower.
- Performed boundary and construction surveying along with plat and deed work.

**Ohio Department of Transportation**

Ashland, Ohio

**College Intern**

Summers 1968, 1969 & 1970

- Performed inspection for construction of I-90 in Lorain County.