

APPENDIX

DATE: 12-3-08  
[Signature]

**MOTION**

**December 3, 2008**

**Columbus  
2008 Phase 9 Construction  
Project**

**Case No. AM-08-09**

I move the Commission award a contract to the Burke County Soil Conservation District for tree and shrub planting at the Columbus Phase 9 abandoned mine land site in Burke County.

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# PUBLIC SERVICE COMMISSION

## State of North Dakota

### Memorandum

**TO:** Commissioners Wefald, Cramer and Clark  
Darrell Nitschke, Executive Secretary

**From:** Jim Deusch, Director - AML Division

**Date:** November 25, 2008

**Subject:** Award of contract for tree and shrub planting at the Columbus Phase 9 abandoned mine land site in Burke County

At the request of Mark Knell, Project Manager for the Columbus Phase 9 AML project, the Burke County Soil Conservation District submitted a proposal for tree and shrub planting at the Columbus Phase 9 abandoned mine land site. The proposal is for planting approximately 24,000 feet of trees and shrubs on spoils that were graded this year southwest of Columbus. The proposed cost of planting, including the trees and shrubs, site preparation and installation of fabric weed barrier is \$18,480. Under procurement rules, state agencies are allowed to enter into contracts with another governmental agency without using the competitive bidding process. In addition, local soil conservation districts are the primary entities that do tree and shrub plantings of this size.

Also attached is a motion for the December 3, 2008 Commission meeting to award a contract to the Burke County Soil Conservation District for the 2009 tree and shrub planting.

#### Attachments

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