


PUBLIC SERVICE COMMISSION

Abandoned Mine Lands Division

Memorandum

TO: Commissioners Clark, Kalk and Cramer
Darrell Nitschke
Ilona A. Jeffcoat-Sacco

From: Jim  Deutsch, Director - AML Division

Date: June 11, 2012

Subject: Contract for the Beulah/Zap Phase 13 AML project, Case No. AM-12-81

In February the AML Division issued an Invitation for Bids for drilling and pressurized grouting at the 2012 Beulah/Zap, Phase 13, AML project. This project involves drilling and the injection of pressurized grout into abandoned underground mine workings, primarily along public roads north of Beulah. Competitive sealed bidding procedures were used with notices issued to specified registered vendors through the State Procurement Office. The public bid opening occurred on April 23rd and only one responsive bid was received for the drilling and grouting part of this project in response to the solicitation. The bid came from B & C Concrete Pumping, Inc. of Williston, ND, in the amount of \$689,675. The staff estimate for this work was \$616,850.

The Commission is allowed to award a contract when there is only one bidder if the bidder is responsible and the price submitted is fair and reasonable. Although B & C's bid was higher than the estimate, the AML Division determined the bid is fair and reasonable and they have done work for the Commission in the past.

A notice of intent to award a contract to B & C was issued on April 27th and a contract was sent to them for signing on May 7th. The signed contract has been returned and properly executed performance and payment bonds, liability insurance documents, and other materials were also submitted by B & C as requested. The contract is now ready for execution by the Commission. The AML Division has sufficient funds in current OSM grants for this and other projects planned for 2012.

I recommend the Commission execute the contract with B & C Concrete Pumping, Inc. in the amount of \$689,675 for drilling and pressurized grouting at the Beulah/Zap, Phase 13, AML project. Attached is a motion for the June 14th Commission meeting for executing the contract.

Attachment

Minedata\AML\2012\Beulah-Zap Ph13\memo_execute_D&G_contract.docx

10 AM-12-81 Filed: 6/11/2012 Pages: 1
Memorandum

Public Service Commission Staff

Jim Deutsch