


PUBLIC SERVICE COMMISSION

Abandoned Mine Lands Division

Memorandum

TO: Commissioners Kalk, Christmann and Fedorchak
Darrell Nitschke, Illona A. Jeffcoat-Sacco and Ryan Norrell

From: Jim  Deutsch, Director - AML Division

Date: June 12, 2013

Subject: Contract for AML's 2013 Sinkhole Filling Project, Case No. AM-13-96

In February the AML Division issued an Invitation for Bids (IFB) for sinkhole filling at numerous locations in western North Dakota. This project involves the excavation and filling of sinkholes that have formed due to the collapse of abandoned underground coal mines. Competitive sealed bidding procedures were used with notices issued to specified registered vendors through the State Procurement Office. The IFB for this project set a maximum bid price of \$100,000. The low bidder was determined based on the contractor who submitted the lowest unit price, on a cubic yard basis, for earthen materials used to fill the sinkholes. Also, if all of the sinkhole filling work is not completed this year, the project will be continued in 2014 since the contract will have an end date of December 31, 2014. The public bid opening occurred on April 22nd and four bids were received.

The low bid was from Pleasant & Sons Construction, Inc. of Greenville, KY. They bid \$10.00 per cubic yard for 9,000 cubic yards of fill material, plus \$10,000 for mobilizing equipment to ten different sites with mine sinkholes, or \$1,000 for each mobilization. The next lowest bid was \$13.33 per cubic yard for 6,000 cubic yards of material, plus \$20,000 for the ten mobilizations. The AML Division's estimate for fill material was \$16.00 per cubic yard for 5,000 cubic yards, plus \$20,000 for the ten mobilizations or \$2,000 for each mobilization.

A notice of Intent to Award a contract to Pleasant & Sons Construction was issued on April 24th. None of the other bidders appealed the Intent to Award and a contract was sent to Pleasant & Sons for signing on May 9th. The signed contract has been returned and liability insurance documents and other materials that were requested have been received. The contract is now ready for execution by the Commission.

I recommend the Commission execute the contract with Pleasant & Sons Construction, Inc. in the amount of \$100,000 for sinkhole filling at numerous abandoned underground mines in western North Dakota. Attached is a motion for the June 19th Commission meeting.

Attachment

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