

# PUBLIC SERVICE COMMISSION

Abandoned Mine Lands Division

## Memorandum

TO: Commissioners Kalk, Christmann and Fedorchak  
Darrell Nitschke  
Illona Jeffcoat-Sacco

From: Jim  Deutsch, Director - AML Division

Date: May 27, 2014

Subject: Contract for the Scranton\Bowman AML Phase 2 project, Case No. AM-14-42

In early March the AML Division issued an Invitation for Bids for rotary drilling and pressurized grouting at the 2014 Scranton/Bowman Phase 2 project. This project involves drilling and the injection of pressurized grout into abandoned underground mine workings, primarily along public roads on the east side of Scranton, north of Bowman, and near a farmstead south of Reeder. Competitive sealed bidding procedures were used with notices issued to the appropriate registered vendors through the State Procurement Office. Newspaper notices for the bid opportunity were also published in six daily newspapers around the State. The public bid opening occurred on April 22<sup>nd</sup> 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 \$751,175. The staff estimate for this work was \$778,500.

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. Since B & C's bid was slightly lower than our estimate, we determined the bid is fair and reasonable.

A notice of intent to award a contract to B & C was issued on April 25<sup>th</sup> and a contract was sent to them for signing on May 8<sup>th</sup>. 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 2014.

I recommend the Commission execute Contract Mo. 697-14 with B & C Concrete Pumping, Inc. in the amount of \$751,175 for drilling and pressurized grouting at the Scranton/Bowman Phase 2 project. Attached is a motion for the May 28<sup>th</sup> Commission meeting for executing the contract.

Attachment

AML\2014\ScrantonBowman\B&C\_contract\_memo\_5-27-14.docx

10 AM-14-42 Filed: 5/27/2014 Pages: 1  
Memorandum

Public Service Commission Staff

Jim Deutsch