

# PUBLIC SERVICE COMMISSION

## Abandoned Mine Lands Division

### Memorandum

TO: Commissioners Christmann, Fedorchak, and Kroshus  
Darrell Nitschke  
Illona A. Jeffcoat-Sacco and Jack Schuh

From: *DKM*  
Dean K. Moos, Director - AML Division

Date: May 24, 2017

Subject: Contract for AML's 2017-18 Sinkhole Filling Project, Case No. AM-17-84

In early 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. This sinkhole filling project will occur over the 2017 and 2018 construction seasons and the contract will have an end date of December 31, 2018.

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 \$200,000. The low bidder was determined by the contractor who will be able to fill the most sinkholes based on the total number of cubic yards of fill material specified in the bid. The public bid opening occurred on April 17<sup>th</sup> and six bids were received.

The low bid was received from Pleasant and Sons Construction of Greenville, KY. They bid 20,685.7 cubic yards of fill material at \$8.75 per cubic yard, plus \$15,000 for mobilizing equipment to fifteen different sites with mine sinkholes, or \$1,000 for each mobilization. The next lowest bid was 20,284 cubic yards of material at \$8.80 per cubic yard, plus \$13,500 for the fifteen mobilizations, or \$900 for each mobilization. The AML Division's estimate for fill material was \$10.00 per cubic yard for 15,000 cubic yards, plus \$30,000 for the fifteen mobilizations, or \$2,000 for each mobilization.

A notice of Intent to Award a contract to Pleasant and Sons Construction was issued on April 19<sup>th</sup>. None of the other bidders appealed the Intent to Award and on May 1<sup>st</sup> a contract was sent to Pleasant and Sons to sign. 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 and Sons Construction in the amount of \$199,999.96 for sinkhole filling at numerous abandoned underground mines in western North Dakota. Attached is a motion for the May 31<sup>st</sup> Commission meeting.

Attachment