

# PUBLIC SERVICE COMMISSION

## Abandoned Mine Lands Division

### Memorandum

TO: Commissioners Kroshus, Fedorchak, and Christmann  
Steve Kahl, Interim Executive Secretary  
John Schuh, General Counsel

From: <sup>DKM</sup> Dean K. Moos and <sup>JMB</sup> Joan Breiner

Date: June 6, 2019

Subject: Contract for the 2019 Williams County Road 9 Phase 7 and Noonan Material Testing AML Project, Case No. AM-19-81

In March, the AML Division issued an Invitation for Bid (IFB) for material testing services and associated work for the 2019 Williams County Road 9 Phase 7 and Noonan Material Testing AML Project at abandoned underground mines. This project involves providing material testing services in support of the 2019 Williams County Road 9 Phase 7 and Noonan AML Project. The larger project involves drilling to locate mine workings and pumping cementitious grout or foamed sand to fill subsurface voids.

Competitive sealed bidding procedures were used with notices issued to registered vendors through the State Procurement Office. The public bid opening was held on April 18, and two bids were received. The low bid was from Material Testing Services, Inc. (MTS) of Minot, ND in the amount of \$38,400. The other bid was for \$70,650. The AML Division's cost estimate for this project was \$43,625.

A Notice of Intent to Award a contract to MTS was issued on April 23. The other bidder did not appeal the Intent to Award and on May 14 the contract was sent to MTS to execute. The signed contract has been returned. We have also received performance and payment bonds, a certificate of liability insurance and other materials that were 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 2019.

I recommend the Commission execute the contract with Material Testing Services, Inc. in the amount of \$38,400 for material testing and related services associated with the 2019 Williams County Road 9 Phase 7 and Noonan Material Testing AML Project. Attached is a motion to execute the contract at the June 12<sup>th</sup> Commission meeting.

Minedata/AML/2019/WilliamsCounty/MT/MTS\_Contract\_memo\_6-6-19

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Public Service Commission Staff

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