

PUBLIC SERVICE COMMISSION

Abandoned Mine Lands Division

Memorandum

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

From: Dean K. Moos and Ross Edison

Date: May 26, 2020

Subject: Contract for the 2020 Williams County Road 9 Phase 8 Material Testing AML Project, Case No. AM-20-181

In March, the AML Division issued an Invitation for Bid (IFB) for material testing services and associated work for the 2020 Williams County Road 9 Phase 8 Material Testing AML Project at abandoned underground mines. This project involves providing material testing services in support of the 2020 Williams County Road 9 Phase 8 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 23, and only one bid was received. The bid was from Material Testing Services, Inc. (MTS) of Minot, ND in the amount of \$27,725.00. The AML Division's cost estimate for this project was \$28,500.

A Notice of Intent to Award a contract to MTS was issued on April 27. On May 5 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 2020.

We recommend the Commission execute the contract with Material Testing Services, Inc. in the amount of \$27,725.00 for material testing and related services associated with the 2020 Williams County Road 9 Phase 8 Material Testing AML Project. Attached is a motion to execute the contract at the May 27 Commission meeting.