


PUBLIC SERVICE COMMISSION

Abandoned Mine Lands Division

Memorandum

TO: ^{ZAB} Zanna Brinkman, Director, Abandoned Mine Lands Division

From: Joan Breiner ^{JB} and Michael Howe 

Date: June 9, 2022

Subject: 2022 Morton County Phase 3 AML Project, Case No. AM-22-25
Contract No. AM-866-22

On February 28, 2020, the AML Division issued an Invitation for Bid (IFB) for the 2022 Morton County Phase 3 AML Project. This project is for reclaiming an abandoned surface coal mine northwest of New Salem, ND. The AML Division estimates the project will require moving 51,000 yards of material to reclaim the abandoned coal mine.

Competitive sealed bidding procedures were used with notices issued to registered vendors through the State Procurement Office. The bid opening was held on March 24th, and eight bids were received. The bids were from Earth Energy and Water System, Inc. of New Salem, ND for \$532,297.50, Baranko Bros., Inc. of Dickinson, ND for \$374,636.81, Young Guns Construction LLC of Ludlow, SD for \$448,462.60, MMI Excavation, LLC of Bismarck, ND for \$315,487.00, Hanson's Excavating, Inc. of Des Lacs, ND for \$315,605.00, Wilson Construction, Inc. from Scranton, ND for \$273,154.55, Wm. D. Scepaniak, Inc. of Holdingford, MN for \$378,877.00, and Martin Construction, Inc. of Dickinson, ND for \$315,982.50.

The Notice of Intent to Award a contract to Wilson, Inc. was issued to all bidders on March 30, 2022. No protests were received. On April 20th a contract was sent to Wilson Construction, Inc. 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 the current OSM grants for this and other projects planned for 2022.

We recommend the Executive Director execute the contract with Wilson Construction, Inc. for the reclamation of an abandoned coal mine at the 2022 Morton County Phase 3 AML Project site near New Salem ND.