

STATE OF NORTH DAKOTA
PUBLIC SERVICE COMMISSION
600 EAST BOULEVARD AVE, DEPT 408
BISMARCK ND 58505-0480

SOLICITATION AMENDMENT 2

March 18, 2022

Solicitation Number: 408.22.02.002
Title: 2022 Morton County Phase 3 AML Project
Deadline for Questions: March 17, 2022, 5:00 p.m. CT
Deadline for Receipt of Bids: March 24, 2022, 11:00 a.m. CT
Solicitation Issued: February 28, 2022

Bid Response Form

The solicitation is amended to correct an error on the Bid Response Form as follows. On Item Number 12 Quantity: delete 2,650 and replace it with 3,300. Attachment 1 is the corrected Bid Response Form.

Mandatory Pre-Bid, On-Site Conference

A mandatory pre-bid, on-site conference was held on March 15, 2022. All prospective bidders were required to attend this meeting to bid. This requirement was stated in the Invitation for Bid (IFB).

Attachment 2 is the list of attendees at the mandatory pre-bid, on-site meeting. Only bidders who attended the meeting may bid on this solicitation.

Answers to Questions

The solicitation established a deadline for receipt of written questions. The written questions received by the deadline and their answers are provided below. They do not change the solicitation except where noted.

1. **QUESTION:** "Can you please provide additional information on the erosion control blanket? Is there a material type or ND DOT Type (i.e. ECB 1 or ECB 2) that you prefer?"

ANSWER: See the amendment below for detailed specifications.

AMENDMENT: Section 6: Specific Provisions & Attachments, Section 300.K.2. Construction Requirements (page 32) is amended as follows: After "Erosion control blankets with a minimum of 16 feet in width must be installed along the full length of the channel after the channel has been seeded." Insert "The erosion control blanket shall meet the ECB 2 specifications from Table 856-01 on page 447 of the 2020 North Dakota Department of Transportation Standard Specifications for Road and Bridge Construction."

2. **QUESTION:** "What is the correct manure amount to be hauled, 4000 yards or 1500 yards?"

ANSWER: The correct amount is 1,500 yards on the bid submittal form on page 46.

AMENDMENT: Section 6: Specific Provisions & Attachments, Section 300.I.1. Scope of Work is amended as follows. In the first sentence, delete "4,000" and replace it with "1,500".

3. **QUESTION:** Which geotextile weave product is required, Tensar Triax (TX) Geogrid has two different products.“

ANSWER: Section 6: Specific Provisions & Attachments, Section 300.G.2.a.v. (page 30) states, “Place 16-foot-wide geotextile weave fabric (Tensar Triax (TX) Geogrid or equivalent) and secure it in place.” The brand name of Tensar Triax (TX) is only given as an example of acceptable geotextile fabric. The preferred equivalent would be similar to Tensar Triax (TX160).

AMENDMENT: Section 6: Specific Provisions & Attachments, Section 300.G.2.a.v. is amended as follows. Replace “(TX)” with “(TX160)”.

4. **QUESTION:** “What is the engineering estimate of spoil to be moved on the SE ¼ Section 19.

ANSWER: Section 6: Specific Provisions & Attachments, Section 300.H.2. Construction Requirements (page 30) states, “The estimated volume of soil to be excavated at each location is:

East Youngtown Tract 35,500 Yd³
West Youngtown Tract 11,500 Yd³”

No amendment necessary.

5. **QUESTION:** “Does the state have an agreement with locals for straw?”

ANSWER: No.

No amendment necessary.

6. **QUESTION:** “Will the big trees be cut down?”

ANSWER: Yes.

No amendment necessary.

7. **QUESTION:** “Do the stumps need to be disposed of off-site?”

ANSWER: Section 6: Specific Provisions & Attachments, Section 300.B.2. Construction Requirements (page 27) states, “ Prior to removing topsoil, the site must be cleared of all inert waste, trees, brush, and nuisance material. The material must be disposed in accordance with all applicable laws and guidelines. Material may be buried on site according to the North Dakota Department of Environmental Quality Guideline 38 – Beneficial Use of Inert Wastes and must have a minimum cover of 10 feet of spoil material.”

No amendment necessary.

8. **QUESTION:** “Will the topsoil on the steep slopes need to be stripped?”

ANSWER: Section 6: Specific Provisions & Attachments, Section 300.F.1. Scope of Work (page 29) states, “All available topsoil must be removed, stockpiled and re-spread as directed by the Commission’s Project Manager. Section 6: Specific Provisions & Attachments, Section 300.P.1. c. states, “F. Topsoil Salvage and G. Low Water Crossing approval must be given prior to H. Earthwork.” The contractor is expected to make a reasonable effort to salvage all topsoil material.

No amendment necessary.

9. QUESTION: "Along the highwall, can the water be moved by squeezing it out with fill out?"

ANSWER: Yes.

No amendment necessary.

10. QUESTION: "Do you have the address of the guy who has the manure?"

ANSWER: Mr. David Wolding
3620 50TH AVE
New Salem, ND 58563

No amendment necessary.

11. QUESTION: "How many manure lots will there be and when was the last time they were cleaned?"

ANSWER: It is unknown at this time.

No amendment necessary.

12. QUESTION: "Do we leave the ten inches of class 5 in place?"

ANSWER: Yes.

No amendment necessary.

13. QUESTION: "I attended the pre-bid meeting for the Morton County Phase 3 AML project in New Salem on Tuesday. Would it be possible to get a copy of the sign-in sheet or a list of attendees?"

ANSWER: Yes. Please see Attachment 2.

The amendment is provided on the first page of this document.

Questions regarding this amendment must be submitted in writing to the Procurement Officer.

Mike Howe
Procurement Officer
E-mail: pscprocurement@nd.gov
Telephone: 701-328-4188
TTY Users call: 7-1-1

AMENDMENT ACKNOWLEDGEMENT

Solicitation Number: 408.22.02.002
Title: 2022 Morton County Phase 3 AML Project
Deadline for Receipt of Bids: March 24, 2022, 11:00 a.m. CT
Solicitation Issued: February 28, 2022
Solicitation Amendment Number: 2

By my signature below, I hereby acknowledge receipt of and compliance with this amendment.

COMPANY NAME
SIGNATURE
PRINTED NAME
TITLE
DATE

Attachment 1
BID RESPONSE FORM

SPECIFICATIONS

Morton County Phase 3 AML Project. See Section 6 – Specific Provisions and Attachments for full specifications

ITEM NO.	QTY	UNIT	DESCRIPTION	UNIT PRICE	TOTAL PRICE
1	1	L.S.	Mobilization – Not to exceed 10% of total contract bid	\$	\$
2	1	L.S.	Site Preparation	\$	\$
3	1	L.S.	Water Management	\$	\$
4	3,750	L.F.	Silt Fencing	\$	\$
5	2,700	L.F.	Temporary Fencing	\$	\$
6	4,000	Yd ³	Topsoil Handling	\$	\$
7	47,000	Yd ³	Earthwork	\$	\$
8	500	L.F.	Constructed Low Water Crossing	\$	\$
9	1,500	Yd ³	Manure Hauling	\$	\$
10	10.7	Acre	Fertilizing, Seeding, and Mulching	\$	\$
11	900	L.F.	Erosion Control Blanket	\$	\$
12	3,300	L.F.	Straw Wattles	\$	\$
13	1,700	L.F.	Permanent Fencing	\$	\$
14	1	L.S.	Clean Up	\$	\$
15	1	L.S.	Force Account	\$50,000	\$50,000
TOTAL (IN NUMBERS)					

Written Total:

Affirm your ability to meet the period of performance	YES	NO
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Also enclosed in this package is a bind bond, certified check or cashier's check in the amount of:

PROJECT MANAGER: The CONTRACTOR must provide a dedicated project manager to support this contract. During the contract term, the CONTRACTOR shall notify the Procurement Officer if CONTRACTOR's project manager changes.	
Project Manager Name:	
Address:	
City & State & ZIP:	
Phone Number:	
Cell Phone Number:	
Toll Free Number:	
E-Mail Address:	
Fax Number:	

BIDDER INFORMATION AND SIGNATURE

By submitting a Bid Response, the Bidder agrees to sell, furnish, and deliver to the STATE all commodities and services contained in this Invitation for Bid for which a contract is awarded by the STATE. The Bidder shall fully perform the contract in accordance with all the specifications, requirements, terms, and conditions, and shall comply with all applicable provisions of the North Dakota Century Code, including chapters 54-44.4, 46-02, and 44-08, and North Dakota Administrative Code Chapter 4-12, made part of the Invitation for Bid and resultant contract by reference.

Written acceptance of the Bid Response by the STATE constitutes a binding contract made and entered into by and between the State of North Dakota, acting through the Purchasing Agency, and the Bidder named below. Written acceptance may be made by execution of a contract, purchase order, or order using a state purchasing card.

NOTICE. All notices or other communications required under this Contract must be given by registered or certified mail and are complete on the date postmarked when addressed to the parties identified herein. Notice provided under this provision does not meet the notice requirements for monetary claims against the STATE found at N.D.C.C. § 32-12.2-04.

By signing below, I acknowledge that I have reviewed all documents associated with this IFB.

Bidder/Contractor Name:	
Contractor Federal Employer Identification Number (FEIN)	
Bidder Street Address/ P.O. Box:	
City, State ZIP:	
Contact Name:	
Contact Title:	
Telephone Number:	
Email:	
Authorized Representative Signature:	
Date:	

