

GENERAL SERVICES DEPARTMENT

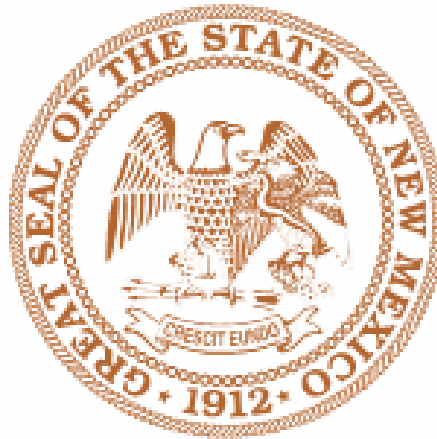
FACILITIES MANAGEMENT DIVISION

**THE STATE OF NEW MEXICO, ENERGY, MINERALS AND NATURAL
RESOURCES DEPARTMENT, MINING AND MINERALS DIVISION,
ABANDONED MINE LAND PROGRAM**

REQUEST FOR PROPOSALS (RFP)

**Abandoned Mine Land Program
Professional Engineering Services**

AMENDMENT ONE



RFP 30-521-23-06106

Amendment Release Date: May 19, 2023

Proposal Due Date: June 15, 2023

4:00 PM MDT via e-mail Martin.Kuziel@gsd.nm.gov

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RFP # 30-521-23-06106 is amended as described herein:

Procurement Manager will provide email receipt with date/time for received proposals.

Attached is the list of attendees for the mandatory meeting on May 15th at 1:00 pm.

Use the following website link for additional information:

<https://www.emnrd.nm.gov/mmd/public-notice/>

Questions:

1. *Are out-of-state firms eligible for this contract?*

Response: Yes, out-of-state firms are eligible for this contract. No New Mexico preference will be given. As described in the Proximity/Familiarity scoring criteria described in the RFP, please “indicate the Offeror’s and subconsultants’ proximity and familiarity with related Projects in the southwestern United States.”

2. *If multiple contracts are awarded as a result of this RFP, will task orders be competed amongst all of the contractors? Or are they to be issued separately under each contract?*

Response: A task order is issued under the contract of the contractor. The AML Program intends to award multiple contracts under this RFP. Task orders will not be competed between successful offerors. Rather, the AML Program intends to award work to each of the successful offerors. The AML Program will consider each successful offeror’s areas of expertise, capacity, capability, and availability when assigning task orders.

3. *The RFP document states on page 9 that “Proposals must be Sealed and labeled on the outside of the package to clearly indicate that they are in response to the RFP with the RFP name and number shown. Proposals submitted by facsimile, or other electronic means will not be accepted.” However, on page 17 it states “Potential Offerors shall submit their proposals electronically in PDF format to Martin Kuziel at Martin.Kuziel@gsd.nm.gov no later than 4:00 p.m. MDT on June 15, 2023.” Can you please clarify is the proposal is to be submitted physically or electronically?*

Response: All proposals are due to be submitted electronically via email to Martin Kuziel at Martin.Kuziel@gsd.nm.gov (20MB size limit). The following paragraph under Section II.6 “Submission of Proposal” on Page 9 of the RFP shall be deleted:

“Proposals must be addressed and delivered to the Procurement Manager. Proposals must be Sealed and labeled on the outside of the package to clearly indicate that they are in response to the RFP with the RFP name and number shown. Proposals submitted by facsimile, or other electronic means will not be accepted.”

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4. *Can a company submit a proposal and also be a subconsultant or subcontractor on another proposal?*

Response: Yes.

5. *Is it sufficient for drones to be NDAA compliant?*

Response: All Unmanned Aircraft Systems (UAS) equipment used on AML work must be listed on the Blue UAS Cleared Drone List: <https://www.diu.mil/blue-uas-cleared-list>. UAS equipment shall be remote ID compliant. OSMRE requires drones flown on DOI lands to be selected from the Blue UAS list.

6. *How can we confirm receipt of Appendix A - Acknowledgement of Receipt Form?*

Response: Martin Kuziel, Facilities Management Staff Architect and the Procurement Manager for this RFP, will email back confirmation of receipt once he receives Appendix A via e-mail.

7. *The RFP states, "Offerors shall submit only one proposal in response to this RFP". Does this mean you cannot be a subcontractor on one team and a prime at the same time?*

Response: There is no prohibition against a company being a prime on one proposal and a subcontractor on another proposal. However, subcontractors must be competitively procured in accordance with 2 CFR Sections 200.318 through 200.126.

8. *Do you only need to submit one proposal if you are going after all three services listed on the RFP (Specialized AML, Ecological Design, and Photogrammetry and Mapping Services)?*

Response: Yes, this is correct.

9. *Will the Amendments be posted on the General Services Department Site?*

Response: No. All amendments will be posted on the EMNRD website: <https://www.emnrd.nm.gov/mmd/public-notices/>. Amendments will also be emailed to potential bidders who have submitted Appendix A - Acknowledgement of Receipt Form.

10. *Is Appendix E – Project Listing Form for EMNRD projects only, or all projects with the State of New Mexico?*

Response: This form is just for projects with EMNRD.

11. *If the Prime Offeror lists several subconsultants within their proposal, are these subconsultants considered approved and do not have to go through the competitive procurement process listed in 2 C.F.R. 200.318 through 200.326?*

Response: We are still waiting for further guidance from OSMRE.

12. *Does AML have an idea of the procedure to award services for the three work Categories described in Appendix C (Specialized AML, Ecological Design, and Photogrammetry and Mapping Services)? Will you make decisions on each category separately, or will you look at them as a whole?*

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Response: Each proposal will be scored as a whole. Points will not be deducted if an offeror chooses not to submit in each of the three categories (*Specialized AML, Ecological Design, and Photogrammetry and Mapping Services*). AML intends to award in each of the three categories, so successful offerors may be assigned task orders in any of the categories they submitted in their proposal.

13. *In Appendix E: Project Listing Form, should offerors show work only on contract for the Mining and Minerals Division or the entire agency?*

Response: Please list all active awarded projects your company has with the Energy, Minerals, and Natural Resources Department (EMNRD), not just the Mining and Minerals Division. This would include any contracts your agency has with the State of New Mexico Energy Conservation and Management Division, Forestry Division, Mining and Minerals Division, Oil Conservation Division, State Parks Division, and other EMNRD associated programs. Offerors do not have to include work that has been completed and is no longer under contract with EMNRD.

14. *The language in the RFP's Technical Evaluation Factors, A(5), Volume of Work, suggests that if an offeror has a project 75% complete or higher, then it would be counted against the offeror. Please clarify.*

Response: The RFP states, "Offeror must thoroughly describe the volume of work previously done for the agency requesting proposals which is not seventy-five percent complete. Five points will be awarded to Offerors who have no contracts or all contracts are at least 75% complete in respect to professional design services. No points will be awarded if the Offeror has any Project that is less than 75% complete in respect to professional design services.

15. *How does the Record of Past Performance Relate to the Volume of Work?*

Response: For Record of Past Performance, please describe relevant work you've done for AML Programs (not just New Mexico's), government agencies, or private industry. This includes showing how you controlled costs, the quality of work, your ability to meet schedules, and a client reference. The past projects should relate to the Scope of Work, but do not have to be exactly AML work since AML work is quite specialized.

16. *Will the AML Program publish the pre-proposal virtual meeting attendee list?*

Response: Yes, the list has been posted at the following location:
<https://www.emnrd.nm.gov/mmd/public-notices/>

17. *Does a proposal need to have a New Mexico CRS tax ID number?*

Response: If an offeror is successful, they will need to indicate their New Mexico CRS tax ID number on their contract with EMNRD.

18. *Will the pre-proposal virtual meeting presentation be posted to the AML Program website?*

Response: Yes, the presentation has been posted at the following location:
<https://www.emnrd.nm.gov/mmd/public-notices/>

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19. Previously, as part of the on-call contract our team was subcontracting the drillers which used a large portion of the project budgets. Should we expect to subcontract drilling companies under the new on-call contract?

Response: The AML Program is currently working on an On-Call Construction Invitation to Bid which will include drilling services. The AML Program recognizes that drilling can be a significant project cost, so we hope to conserve professional engineering budgets by using the On-Call Construction ITB. However, the On-Call Construction ITB has not been fully procured at this time, so the AML Program may choose to use engineering contracts to complete geotechnical exploration drilling at its discretion.