



PURCHASING DIVISION (GSD)

<p>BIDDER: Name: Address: Phone: E-mail:</p>
<p>PROJECT: HARDING PEGMATITE MINE SAFEGUARD PROJECT – PHASE II TAOS COUNTY, NEW MEXICO PROJECT NO.: EMNRD-MMD-2022-02</p>
<p>ARCHITECT/ENGINEER OF RECORD James Joseph, P.E. Telephone: (505) 264-3847 Email: jjoseph@intera.com</p>
<p>OWNER/POINT OF CONTACT: Abandoned Mine Land Program Mining and Minerals Division State of New Mexico, Energy, Minerals and Natural Resources Department 1220 S. St. Francis Drive Santa Fe, New Mexico 87505 Telephone: (505) 629-9872</p>

INVITATION TO BID CONSTRUCTION CONTRACT

BID NUMBER: 30-52100-22-06089

Sealed bid opening FORMAL
NM STATE PURCHASING DIVISION

**BID DUE DATE: Friday, September 23, 2022
AND TIME of 2:00 PM MDT**

Procurement Officer: **Michael Saavedra**

Contact Number: Michael.Saavedra@state.nm.us or
505-372-8489

IMPORTANT

**ONLY ELECTRONICALLY SUBMITTED BIDS
WILL BE ACCEPTED.** No hardcopy, faxed or
emailed bids will be accepted.

FOR ELECTRONICALLY UPLOADED BIDS: such
bids will be time-stamped in the system when Bidder
clicks “OK” after “Review and Submit.” You will
receive a confirmation email of the submission for
your records. Such electronic submissions will be
considered sealed bids in conformance with statute.
To register as a Supplier with the State of New
Mexico, or to log in if already registered go to:
<https://suppliers.scquest.com/StateOfNewMexico>

THIS BID IS SUBJECT TO THE REQUIREMENTS OF THE BIDDING DOCUMENTS AS DEFINED IN THE "INSTRUCTIONS TO BIDDERS."

THE BID PROPOSAL FORM MUST BE ACCOMPANIED BY A SURETY BOND, SUBCONTRACTOR LISTING FORM, AND DOCUMENTS SPECIFIED IN THE "INSTRUCTIONS TO BIDDERS."

This mailing contains five pages

INVITATION TO BID page 2

Bidding Documents: Bidding documents, plans, specifications, drawings etc. may be obtained at the office of the Architect / Engineer of Record at no charge for each complete set. Incomplete sets will not be issued.

Bidding Documents may be obtained / reviewed at the following location:

Meghan J. McDonald, P.E.
New Mexico Abandoned Mine Land Program
Telephone: (505) 629.9872
Meghan.McDonald@state.nm.us
<http://www.emnrd.state.nm.us/MMD/AML/AML-ConstructionProjects.html>

The Bidding Documents contain a time for completion of the work and further impose liquidated damages for failure to complete the work within that time period.

Bids shall be presented in the form of a total Base Bid proposal under a Lump Sum Contract plus any additive or deductive alternates that are selected by the Owner. A bid must be submitted on all bid items and alternates; segregated bids will not be accepted.

NOTE: Base Bid price shall not include state gross receipts or local options taxes. Taxes will be included in the Contracted Amount at prevailing rates as a separate item to be paid by Owner.

In submitting this bid, each Bidder must satisfy all terms and conditions of the Bidding Documents. No Bidder may withdraw his bid for **NINETY (90) DAYS** after the actual date of the opening thereof.

Wage Rates & Workforce Solutions Registration: Pursuant to the Public Works Minimum Wage Act, Section 13-4-10 to 13-4-17 NMSA 1978, all work covered by this Invitation to Bid shall be in accordance with applicable state laws and, if the bid amount is sixty thousand dollars (\$60,000) or more, is subject to the minimum wage rate determination issued by the New Mexico Department of Workforce Solutions, Labor Relations Division, Public Works Unit. Section 13-4-13.1 *requires* Contractors when their bid is over sixty thousand dollars (\$60,000) and subcontractors of all tiers when their portion of the work is over sixty thousand dollars (\$60,000), to be registered with the Labor Relations Division of the Department of Workforce Solutions. This registration is available under the “Contractor Registration” section at the following website:

<http://www.dws.state.nm.us/LaborRelations/LaborInformation/PublicWorks>

There may be some administrative delay in processing your registration. Pursuant to Section 13-4-13.1 NMSA 1978, the State Purchasing Division **cannot accept your bid if you are not registered at the time of bid opening**. Please direct all questions concerning registration to DWS at (505) 841-4400.

INVITATION TO BID page 3**Bidder Instructions for Invitation to Bid (ITB)****Viewing ITB:**

Bidders can access active procurements at the following sites:

- <https://www.generalservices.state.nm.us/statepurchasing/active-procurements.aspx>
- <https://bids.scquest.com/apps/Router/PublicEvent?CustomerOrg=StateOfNewMexico>

Complete bid documents as required by the ITB Specifications, and submit any required documentation, supporting materials, certificates, etc. in addition to the bid documents.

Submitted Bids:

Bidders have one option to submit bids to the State Purchasing Division (SPD):

- Electronic submissions through eProNM at the following site:
<https://bids.scquest.com/apps/Router/PublicEvent?CustomerOrg=StateOfNewMexico>
- Bids will be time-stamped in the system when Bidder clicks “OK” after “Review and Submit.” The bidder will receive a confirmation email of the submission for their records. Such electronic submissions will be considered sealed bids in conformance with statute.
- Bids must be received by the due date and time listed on the front page of this ITB or as amended. Bids submitted electronically within 2 hours of the close time cannot be guaranteed to upload successfully.
- If an amendment is processed after you submit your bid, you must resubmit your bid in order for your bid to be considered fully submitted.

Formal Sealed Bid Opening, to occur immediately following due date/time:

Place: https://teams.microsoft.com/l/meetup-join/19%3ameeting_NDBmNmQzMDUtNzNjYi00YzUyLTkyOGEtMTE5ZDZiMGRhOGE2%40thread.v2/0?context=%7b%22Tid%22%3a%2204aa6bf4-d436-426f-bfa4-04b7a70e60ff%22%2c%22Oid%22%3a%2217362856-1f15-4445-851c-d0a4af6e7161%22%7d

Bonds: Bid Security in the form of a surety bond executed by a surety company authorized to do business in the state of New Mexico in the amount of five percent (**5%**) of the total bid, or the equivalent in cash by means of a cashier's check or in a form satisfactory to the Owner, must accompany each bid in accordance with the Instructions to Bidders.

A one hundred percent (100%) Performance Bond and a one hundred percent (100%) Payment and Materials Bond for the total contract amount, including appropriate New Mexico Gross Receipts Tax, executed by a surety company authorized to do business in the state of New Mexico shall be required from the successful Bidder prior to award of contract. A subcontractor shall provide performance and payment bonds if the subcontractor's contract (to the Contractor) for work to be performed is one hundred twenty five thousand dollars (\$125,000) or more. Failure of a subcontractor to provide the required bonds shall not subject owner to any increase in cost due to approved substitution of subcontractor.

The Owner intends to award this Project to the lowest responsible Bidder. The Owner reserves the right to reject any and all bids, to waive technical irregularities, and to award the contract to the Bidder whose bid it deems to be in the best interest of the Owner.

Preferences: Because this project is one hundred percent (100%) federally funded, none of the resident preferences will be accepted nor applied.

New Mexico Employees Health Coverage

- A. If Contractor has, or grows to, six (6) or more employees who work, or who are expected to work, an average of at least 20 hours per week over a six (6) month period during the term of this Agreement, Contractor certifies, by signing this agreement, to have in place, and agree to maintain for the term of the Agreement, health insurance for those employees and offer that health insurance to those employees if the expected annual value in the aggregate of any and all contracts between Contractor and the State exceed \$250,000 dollars.
- B. Contractor agrees to maintain a record of the number of employees who have (a) accepted health insurance; (b) declined health insurance due to other health insurance coverage already in place; or (c) declined health insurance for other reasons. These records are subject to review and audit by a representative of the state.
- C. Contractor agrees to advise all employees of the availability of State publicly financed health care coverage programs by providing each employee with, as a minimum, the following web site link to additional information: <https://bewellnm.com>.

Pre-Bid Meeting: A Mandatory Pre-Bid Meeting will be held as follows:

A virtual pre-bid meeting will be held at the date and time listed below. Prospective Bidders are required to attend the pre-bid meeting to familiarize themselves with the work to be conducted and the existing conditions that may affect the performance of the contract work. Subcontractors and suppliers are not required to attend the pre-bid conference; however, failure to participate in the virtual pre-bid meeting will not relieve subcontractors and suppliers from the responsibility of properly estimating the difficulty and cost of performing their portion of the work.

DATE: Wednesday September 14, 2022

TIME: 10:00 AM MDT

LOCATION: Microsoft Teams Meeting https://teams.microsoft.com/l/meetup-join/19%3ameeting_ZGU3ZmI2YmQtNmZiMS00M2M3LTk4NGQtMGYxYmE4ZmU4ODg2%40thread.v2/0?context=%7b%22Tid%22%3a%2204aa6bf4-d436-426f-bfa4-04b7a70e60ff%22%2c%22Oid%22%3a%2231075152-c777-45d3-b63e-76dc922a7f38%22%7d

Meeting ID: 265 164 624 827

Passcode: RRqMes

Optional Site Visit: An optional site visit will be held as follows:

DATE: Thursday September 15, 2022

TIME: 10:00 AM MDT

Meeting Location: Dixon Cooperative Market, 215 NM-75, Dixon, NM 87527

Directions: From Española, head north on NM-68 for 20 miles. Turn right onto NM-75 toward Dixon and travel 2 miles to the Dixon Cooperative Market parking lot. From the meeting place, the group will travel 6 miles east on NM-75 to the Harding Mine turnoff.

Details: The site visit is expected to take approximately two (2) hours, including travel to and from the meeting site. Prospective Bidders must provide their own transportation to the site.

The site is accessed via a maintained dirt road and is usually accessible with a low clearance two-wheel drive vehicle except when the road is muddy or during snow events.

Access to the mine features will involve mild to moderate hiking. The mine features are located below a mine highwall with a rockfall hazard; hard hats are required. Mine features are also located in active subsidence zones.

Please wear appropriate field gear and bring supplies for the terrain and weather conditions. This includes but is not limited to long sleeves and pants, hiking boots, sun hat, hard hat, sunscreen, insect repellent, and water.

Restrictions: Please minimize the number of vehicles due to site access constraints. The site visit will follow all current Covid restrictions required by the State of New Mexico.

SITE VISIT POINT OF CONTACT: Meghan McDonald, Project Engineer, New Mexico Abandoned Mine Land Program, 505.629.9872, Meghan.McDonald@state.nm.us

Additional Deadlines:

Questions Deadline: **Friday, September 16, 2022 at 5 pm MDT**
Answers Deadline **Wednesday, September 21, 2022**

Last Amendment Deadline: **Wednesday, September 21, 2022**

END OF INVITATION TO BID