



**DATE:** August 29th, 2021

**TO:** Interested Contractors

**FROM:** Julie Annear, Project Manager

**RE:** Southeast Gravel Pit Bond Forfeitures Project

Enclosed is a brief description and bid schedule for the Southeast Gravel Pit Bond Forfeitures Project.

## **PROJECT LOCATION**

This project includes three gravel pits which are located in the counties of: Huerfano (Smith Gravel Pit-M 1982-184), Las Animas (Blasi Gravel Pit M-1996-039) and Bent (Tamarack Gravel Pit M-2001-066). The permits for these gravel pits were revoked and the financial warranties were forfeited. The Division of Reclamation, Mining and Safety will reclaim the sites using the forfeited bond money in accordance with the approved reclamation plans.

## **WORK SUMMARY**

The Southeast Gravel Pit Bond Forfeitures Project include three gravel pits located in the southeast portion of the State. (See attached maps)

Altogether, the pits encompass more than 25 acres of rangeland that was disturbed during gravel mining operations. The work includes removing and disposing of Tamarisk, weed control, grading of product stockpiles and revegetation.

## **PRE-BID MEETING AND SITE SHOWING**

The contractor will be shown the site on Monday, August 30<sup>th</sup>, 2021

## **BID SUBMISSION AND EVALUATION**

Bidders are cautioned that, notwithstanding any remarks or clarifications given at this meeting and site showing, all terms and conditions of the contract documents remain



unchanged unless they are changed by written amendment issued by the OWNER. If the answers to questions, or any amendment to the contract documents create ambiguities, it is the responsibility of the bidder to seek clarification prior to submitting a bid.

## **BID SUBMITTAL DATE**

The Deadline for all bids to be submitted is no later than **4:00 p.m. on Friday, September 17<sup>th</sup>, 2021**. All bids need to be submitted via email to the Project Manager at [julie.annear@state.co.us](mailto:julie.annear@state.co.us).

A responsive bid must include a properly completed **Bid Schedule**. **No bids submitted via FAX are permitted.**

## **PROJECT DATES**

A portion of the project is scheduled for construction between Monday, October 18<sup>th</sup>, 2021 and November 8<sup>th</sup>, 2021. Additional work will be completed in June 10<sup>th</sup> of 2022 and June 20<sup>th</sup>, 2022. These dates are tentative and may change due to weather or other unforeseen factors.

## **TIME OF COMPLETION**

The time of completion allowed for the project is **thirty (30)** calendar days after receipt of the Notice to Proceed.

## **BID AWARD**

Award will be made with reasonable promptness, by written notice to the low responsive and responsible bidder whose bid meets the requirements and criteria set forth in the Invitation for bid. These criteria will include, but not be limited to the lowest GRAND TOTAL PRICE, corrected if necessary for errors in price extension and/or addition, on the Bidder's equipment if a List of Equipment Offered is required with the bid, and capability to meet the performance time requirements. The GRAND TOTAL PRICE will be used for comparing bids only.

To be considered responsive and responsible, bidders may not have a Below Standard "(1)", OVERALL (averaged) performance rating in the Colorado Contract Management System (CMS), for any construction project completed for Colorado in the last five years, per C.R.S. 24-105-1(2)

## **NOTICE OF AWARD AND EXECUTION OF DOCUMENTS**

*NOTE: As of 4/15/2018 all Vendors are now required to complete & return an EFT form unless they currently have a valid form on file.*

A Notice of Award will be sent to the apparent low bidder within a reasonable time following the bid opening. The Division of Reclamation, Mining and Safety must receive the following by the date specified in the award letter:

- (a) Fully-executed Performance and Payment Bonds, accompanied by appropriate Power of Attorney, effectively dated, if required;
- (b) Certificates of Insurance showing proof of required coverage and Additional Insured Endorsement;
- (c) *AML Contractor Ownership and Control Form*;
- (d) *Minority (MBE)/women (WBE) Business Participation form*;
- (e) Completed W-9 forms, if required;
- (f) Project Schedule
- (g) Completed EFT Form

If the above documents are not submitted properly by the date specified in the award letter, the Division of Reclamation, Mining and Safety may elect to award the project to the next lowest bidder.

### **THREE-WAY AGREEMENT**

A three way "Agreement for Reclamation Activities" **is not required** for this job. Please see Article 4 of the *General Conditions* for the applicable insurance requirements.

### **INSURANCE**

- A. The contractor shall obtain at his own expense, and maintain at all times during the term of this contract, insurance listed below. Proof of insurance must be submitted on certificates showing the following minimum coverage:
  - 1) Worker's Compensation Insurance as required by state statute, and Employer's Liability Insurance covering all of contractor's employees acting within the course and scope of their employment.
  - 2) Commercial General Liability Insurance written on ISO occurrence form CG 0001

10/93 or equivalent, covering premises operations, fire damage, independent contractors, products and completed operations, blanket contractual liability, personal injury, and advertising liability with minimum limits as follows:

- a. \$1,000,000 each occurrence;
- b. \$1,000,000 general aggregate;
- c. \$1,000.00 products and completed operations aggregate; and
- d. \$50,000.00 any one fire.

If any aggregate limit is reduced below \$1,000,000 because of claims made or paid, the contractor shall immediately obtain additional insurance to restore the full aggregate limit and furnish to the State a certificate or other document satisfactory to the State showing compliance with this provision.

- 3) Automobile Liability Insurance covering any auto (including owned, hire and non-owned autos) with a minimum limit as follows: \$1,000,000 each accident combined single limit.

The Certificates of Insurance and insurance policies required above shall be subject to the following stipulations:

- B. The State of Colorado shall be named as additional insured on the Commercial General Liability Policy (leases and construction contracts will require the additional insured coverage for completed operations on endorsements CG 2010 11/85, CG 2037 or equivalent). Coverage required of the contract will be primary over any insurance or self-insurance program carried by the State of Colorado.
- C. The Insurance shall include provisions preventing cancellation or non-renewal without at least forty-five (45) days prior notice to the State by certified mail.
- D. The contractor will require all insurance policies in any way related to the contract and secured and maintained by the contractor to include clauses stating that each carrier will waive all rights of recovery, under subrogation or otherwise, against the State of Colorado, its agencies, institutions, organizations, officers, agents, employees and volunteers.

- E. All policies evidencing the insurance coverages required hereunder shall be issued by insurance companies satisfactory to the State.
- F. The contractor shall provide certificates showing insurance coverage required by this contract to the State within ten days of the notice of award. No later than 15 days prior to the expiration date of any such coverage, the contractor shall deliver the State certificates of insurance evidencing renewals thereof. At any time during the term of this contract, the State may request in writing, and the contractor shall thereupon within 10 days supply to the State, evidence satisfactory to the State of compliance with the provisions of this section.
- G. Subrogation Waiver: All insurance policies secured or maintained by Contractor or its Subcontractors in relation to this Contract shall include clauses stating that each carrier shall waive all rights of recovery under subrogation or otherwise against Contractor or the State, its agencies, institutions, organizations, officers, agents, employees, and volunteers.

**Bidders are advised to consult with their insurance carrier concerning these requirements. Submit a bid only if you are prepared to complete these requirements.**

## **LIQUIDATED DAMAGES**

The liquidated damages for this project will be \$400.00 per day. Please see *General Bid Specifications 2009*, Article 39.

## **PROJECT FUNDING**

This project is funded 100% through monies made available to the State of Colorado through revocation of bond monies retained by the Division of Reclamation, Mining and Safety for reclamation of these previously permitted mining operations and Severance Tax collected by the State of Colorado.

## **CORA DISCLOSURE**

To the extent not prohibited by federal law, this Contract and the performance measures and standards under CRS 24-103.5-101, if any, are subject to public release through the Colorado Open Records Act, CRS 24-72-101, et.seq.

## **INDEMNIFICATION**

Contractor shall indemnify, save and hold harmless the State, its employees and agents, against any and all claims, damages, liability and court awards including costs, expenses and attorney fees and related costs, incurred as a result of any act or omission by Contractor or its employees, agents, subcontractors, or assignees pursuant to the terms of this contract.

## **GENERAL BID SPECIFICATIONS**

The Colorado Inactive Mine Reclamation Program *General Bid Specifications 2009*, which include General Conditions, Standard Work Specifications, and Standard Drawings and Figures are intended to complement this Documented Quote. The Documented Quote combined with the *General Bid Specifications 2009* form the complete Invitation and Bid document. Please refer to the Standard Work Specifications for all applicable types of work required in the Documented Quote. Copies of the General Bid Specifications are available at the Pre-Bid Meeting or from the Division of Reclamation, Mining and Safety (CDRMS), 1313 Sherman Street, Room 215, Denver, Colorado 80203 (303) 866-3567.

### **Work Description**

The attached *General Conditions of the Contract* and *Purchase Order Terms and Conditions* apply to all work.

## **TASK 1.0 MOBILIZATION/DEMOBILIZATION**

This item includes those measures necessary and incidental to move equipment and supplies onto the Project Area, to move equipment within the Project Area, and to complete any other requirements necessary to accomplish the goals of this Project. This item also includes all labor, equipment, and costs associated with demobilization and clean-up of the work site following completion of the Project. Please see Specification 1.0, Mobilization / Demobilization of the General Bid Specifications, 2009.

The tasks listed below will be completed at different times of the year. The Mobilization and Demobilization sum reflected on the bid schedule should incorporate all costs associated with multiple mobilizations and demobilizations to three sites in the fall of 2021 and the spring of 2022. This item should include all costs associated with mobilizing and demobilizing to complete the tasks listed below at the appropriate times.

### **Measurement and Payment**

Payment for **TASK 1.0** shall be reflected in a lump sum quote price under **TASK 1.0** on the Bid Schedule. Payment shall include all the **CONTRACTOR'S** expenses for mobilization of equipment to the site, transportation of the equipment within the project area, employee time, labor and materials necessary to accomplish the requirements of this item, compliance with the conditions and requirements described in this item description, and final clean-up of the work place.

## **TASK 2.0 PROJECT SAFETY, HEALTH, AND ENVIRONMENTAL ACTION PLAN (SHEAP)**

The job will involve working around inactive mine features and hazards, and it is the responsibility of the **CONTRACTOR** to be aware of all OSHA regulations which apply to this contract. This task includes all the Contractors expenses for employee time, labor, materials, and safety equipment and safety training necessary for preparing and executing a job safety plan. The Successful Bidder will be required to prepare the Project Safety Plan (SHEAP) and submit it for review and approval to the DRMS. The **CONTRACTOR** is required to develop and implement a Project Safety Plan in conjunction with project implementation. **PROJECT MANAGER** must receive the Project Safety Plan within five (5) working days of Notice to Proceed date. It is expected that the Project Safety Plan will be comprehensive and sufficiently detailed so that every member of the work crew (including sub-contractors) on site understands their responsibilities and the responsibilities of **CONTRACTOR** to ensure a safe and injury free work place.

The Project Safety Plan must be submitted to:

Project Manager: Julie Annear  
[Julie.annear@state.co.us](mailto:Julie.annear@state.co.us)

At a minimum, the plan **MUST** provide specific, detailed responses to the following list of safety concerns that are likely to present themselves during the course of Project completion. When developing the Project Safety Plan, please list specific types of equipment to be provided by **CONTRACTOR**, including subcontractor(s), in order to address the safety concern, or specifically state the actions to be taken by **CONTRACTOR**, including crew and subcontractor(s) order to address the safety concern.

### **Measurement and Payment**

There will be no measurement for payment. Payment for this item will be reflected in a lump sum quote under **TASK 2.0** on the Bid Schedule. This lump sum quote will cover

all costs for developing and implementing the Project Safety Plan or SHEAP, including writing and revising the plan as required, provision and maintenance of safety equipment, conduct of daily safety meetings and all other items necessary and incidental to meeting the specifications of this item and of the Project Safety Plan or SHEAP. Payment shall be made as this item is completed and approved by the **PROJECT MANAGER**. Payment for this item will be made only on the final (before retainage) invoice.

**Note:** If unusually dry conditions exist at or during the execution of the project, or as directed by the **PROJECT MANAGER**, a 20-pound fire extinguisher and a large round-pointed shovel with an overall length of at least forty-eight (48) inches or equivalent will be required to be on site at all times.

### **SMITH PIT**

#### **TASK 3.0 REVEGETATE DISTURBED AREAS-SMITH PIT (Fall 2021)**

Vegetation in some areas of the pit, such as product stockpiles, the pit wall, and the area near the access road is sparse. These areas will be fertilized and hand broadcast with seed in the fall of 2021. Such work will be completed according to the specifications outlined in certified. Mulch is not required. The PROJECT MANAGER will provide the seed. A total of **one and one half (1.5) acres** will be revegetated at the Smith Pit.

#### **Measurement and Payment**

The area will be measured to the nearest tenth (0.1) acre and paid at the unit price per acre bid on the Bid Schedule **Task 3.0** and are not guaranteed. Payment for this task will be made only for the unit prices shown under **Task 3.0** of the Bid Schedule. Payment shall be as this task is completed approved by PROJECT MANAGER.

#### **TASK 4.0 WEED CONTROL- SMITH PIT (Spring 2022)**

Contractor will spray individual Scotch thistle and Russian thistle plants with herbicide such as Milestone or equivalent. This work will take place in the spring of 2022. Care will be taken to protect surrounding vegetation from the herbicide. It is estimated that a combined total area of **100 square feet (100 sq. ft.)** will be treated with herbicide.

#### **Measurement and Payment**

There will be no measurement for payment. Payment for this item will be reflected in a lump sum quote under **TASK 4.0** on the Bid Schedule. Payment shall include all the



**CONTRACTOR'S** expenses for mobilization of equipment to the site, transportation of the equipment within the project area, employee time, labor and materials necessary to accomplish the requirements of this item, compliance with the conditions and requirements described in this item description, and final clean-up of the work place.

### **BLASI PIT**

#### **TASK 5.0 TAMARISK REMOVAL AND GRADING OF STOCKPILES-BLASI PIT (Fall 2021)**

The Blasi Pit contains several patches of Tamarisk and product stockpiles are scattered throughout the site. The locations of the Tamarisk patches and the stockpiles are shown on the attached map. CONTRACTOR will remove the Tamarisk using a small excavator or equivalent and dispose of the Tamarisk in an authorized disposal facility. Care will be taken to preserve the existing trees and shrubs while removing the Tamarisk.

Following the removal of the Tamarisk, the adjacent product stockpiles will be graded and contoured to blend in with the surrounding topography. It is estimated that approximately **fifty (50) cubic yards** of material will be graded and contoured.

#### **Measurement and Payment**

There will be no measurement for payment. Payment for this item will be reflected in a lump sum quote under **TASK 5.0** on the Bid Schedule. Payment shall include all the **CONTRACTOR'S** expenses for mobilization of equipment to the site, transportation of the equipment within the project area, employee time, labor and materials necessary to accomplish the requirements of this item, compliance with the conditions and requirements described in this item description, and final clean-up of the work place.

#### **TASK 6.0 REVEGETATE DISTURBED AREAS-Blasi Pit (Fall 2021)**

Following the removal of the Tamarisk and the grading of the product stockpiles, all disturbed areas will be fertilized and hand broadcast with seed. Such work will be completed in the fall of 2021 in accordance with the specifications outlined in Section 20.0, of the *General Bid Specifications 2009*. The PROJECT MANAGER will supply the seed. Mulch is not required. A total of **one and one half acres (1.5 acs.)** will be revegetated at the Blasi Pit.

#### **Measurement and Payment**

The area will be measured to the nearest tenth (0.1) acre and paid at the unit price per acre bid on the Bid Schedule **Task 6.0** and are not guaranteed. Payment for this task will be made only for the unit prices shown under **Task 6.0** of the Bid Schedule. Payment shall be as this task is completed approved by PROJECT MANAGER.

## **TAMARACK PIT**

### **TASK 7.0 BACKFILL TRENCH-Tamarack Pit (Fall 2021)**

A **four (4) foot** deep **one hundred eighty (180) foot** long trench is located on the North portion of the pit adjacent to the abandoned railroad grade. The trench will be backfilled with adjacent material. Approximately **seventy five cubic yards (75 CY)** of material will be used to backfill the trench.

#### **Measurement and Payment**

There will be no measurement for payment. Payment for this task will be reflected in a lump sum quote under **TASK 7.0** on the Bid Schedule. This lump sum quote will cover all costs for weed mowing and disposal including equipment, maintenance, and operator costs. Payment shall be made as this task is completed and approved by the PROJECT MANAGER and disposal receipts are provided.

### **TASK 8.0 MOW AND DISPOSE OF ANNUAL WEEDS-Tamarack Pit (Fall 2021)**

Annual weeds such as Kochia and Russian thistle are present on the Tamarack site and will need to be mowed prior to revegetating the disturbed areas. The CONTRACTOR shall mow the area north of County Road GG and west of the site access road to a height no greater than six (6) inches. The CONTRACTOR shall collect and appropriately dispose of the cut weeds at a designated landfill or as approved by PROJECT MANAGER. Due to anticipated fire hazards, weed burning will NOT be permitted. Receipts for weed disposal shall be provided to the PROJECT MANAGER. It is estimated that **three (3) acres** will need to be mowed for weeds. The remainder of the site will not be mowed.

#### **Measurement and Payment**

There will be no measurement for payment. Payment for this task will be reflected in a lump sum quote under **TASK 8.0** on the Bid Schedule. This lump sum quote will cover all costs for weed mowing and disposal including equipment, maintenance, and operator costs. Payment shall be made as this task is completed and approved by the PROJECT MANAGER and disposal receipts are provided.

### **TASK 9.0 REVEGETATE ALL DISTURBED AREAS-Tamarack Pit (Fall 2021)**

Following weed mowing, disturbed areas at the Tamarack site shall be fertilized and hand broadcast with seed. Such work will be completed in the fall of 2021 in accordance with the specifications outlined in Section 20.0, of the *General Bid Specifications 2009*. The PROJECT MANAGER will supply the seed. Mulch is not required. A total of **one and one half acres (1.5 acs.)** will be revegetated at the Tamarack Pit.

### **Measurement and Payment**

The area will be measured to the nearest tenth (0.1) acre and paid at the unit price per acre bid on the Bid Schedule **Task 9.0** and are not guaranteed. Payment for this task will be made only for the unit prices shown under **Task 9.0** of the Bid Schedule. Payment shall be as this task is completed approved by PROJECT MANAGER.

### **TASK 10.0 ADDITIONAL WEED MOWING AND REMOVAL (NOT GUARANTEED)**

Up to **one (1) acre** of additional weed mowing and removal will be used as directed by the PROJECT MANAGER. This Task conforms to the same specifications as **Task 8.0** above. This task is not guaranteed.

### **Measurement and Payment**

Additional mowing shall be directed by the PROJECT MANAGER. Additional mowing areas will be measured to the nearest tenth (0.1) acre and paid at the unit price per acre bid on the Bid Schedule **Task 10.0** and are not guaranteed. Payment for this task will be made only for the unit prices shown under **Task 10.0** of the Bid Schedule. Payment shall be as this task is completed approved by PROJECT MANAGER.

### **TASK 11.0: ADDITIONAL REVEGETATION (NOT GUARANTEED)**

Additional revegetation may be required by the PROJECT MANAGER. This Task conforms to the same specifications as Tasks 3, 6 and 9. This item shall include application of fertilizer and hand broadcast of seed. An additional **one quarter acre (.25 ac)** of revegetation may be required by the PROJECT MANAGER. Seed will be supplied by PROJECT MANAGER. This task is not guaranteed.

### **Measurement and Payment**

Revegetated areas will be measured to the nearest tenth (0.1) acre and paid at the unit price per acre bid on the Bid Schedule **Task 11.0** and are not guaranteed. The prices bid shall include all costs for labor, materials, equipment and all other items necessary and incidental for the revegetation within the Project Area as described in these specifications. Payment shall be as this task is completed approved by PROJECT MANAGER.

## **TASK 12.0 ADDITIONAL EQUIPMENT TIME, EXCAVATOR WITH OPERATOR (NOT GUARANTEED)**

Up to **two hours (2 hrs.)** of additional excavator time (Caterpillar 304 ER or equivalent), will be used as directed by the **PROJECT MANAGER** for various reclamation activities onsite in accordance with Standard Work Specifications, Section 19.0 of the *General Bid Specifications, 2009*.

All equipment shall be of the type and equipped as specified above. Equipment must be in good operating condition and must be maintained in good operating condition by the **CONTRACTOR** throughout the life of the contract. The **PROJECT MANAGER** shall be the sole judge of whether equipment is or is not in "good operating condition".

The equipment shall be furnished complete with competent operating personnel. Operators shall be qualified to perform all work under this specification in a skillful and professional manner. The **OWNER** may, in writing, require the **CONTRACTOR** to remove from the work any employee the **OWNER** deems incompetent or careless. The **OWNER** will be the sole judge of the acceptability of any employee. The **CONTRACTOR** shall be responsible for the supervision of all mechanical operations of the equipment including proper maintenance. Equipment maintenance, fueling and repairs shall be done so that spilling of lubricants and fuel is minimized.

All operations under this section will be under the direct supervision of the **PROJECT MANAGER** and work under this section shall be performed only as ordered and directed by the **PROJECT MANAGER**. The **PROJECT MANAGER** will designate the work to be performed and the order in which it is to be done, and WILL inspect all work. The **PROJECT MANAGER** will maintain documentation of the work.

"Operation" means that time spent in performing work as well as time necessary for moving equipment around the work site when directed by the **PROJECT MANAGER**. However, "operation" does not include that time spent in transporting the equipment to the initial work site, removing the equipment when all work has been completed, transporting the equipment away from and returning it to the work site in the event of a temporary or seasonal suspension of operation, maintenance of the equipment, any time during which the equipment is "bogged down" or otherwise not working, nor for any periods when operations are suspended by the **PROJECT MANAGER**.

### **Measurement and Payment**

The number of hours each piece and type of equipment used as directed by the **PROJECT MANAGER** under this specification will be counted to the nearest one half hour (1/2 hr.). Payment will be made at the unit price established in **TASK 12.0** of the Bid Schedule. Such payment shall include the cost of all materials, accessories, labor, maintenance, operating supplies, salaries of operators, and any other expenses incidental to the operation of the equipment in the performance of work in accordance with this specification and bid item(s). No extra payment will be made for the use of the same equipment while performing work on other bid items on the Invitation and Bid Sheet or Bid Schedules. No additional payment will be made for hauling equipment to or away from the work site except as may be proper under Mobilization/Demobilization.

## **PROJECT OBSERVATION**

The **PROJECT MANAGER** will be at the project site periodically to monitor construction activities and ensure that each work item is completed and constructed to design specifications. The **PROJECT MANAGER** will be available during regular business hours (8:00 A.M. to 5:00 P.M.) on weekdays. Inspections will not be scheduled on weekend days or holidays without prior approval of the **PROJECT MANAGER**. It is the **CONTRACTOR'S** responsibility to schedule inspections with the **PROJECT MANAGER** so as not to delay the work. The following items must be observed and approved by the **PROJECT MANAGER** before proceeding with additional work:

1. Final grading of Blasi stockpiles prior to revegetation
2. Final backfill of Tamarack trench prior to revegetation.

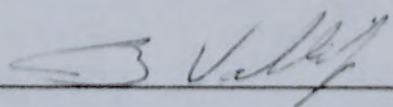
The attached Bid Schedule form must be submitted. Award will be made to the apparent low bidder if the low quote is within the project budget estimate, and if the **CONTRACTOR'S** equipment and proposed schedule are deemed sufficient by the Division to accomplish the project within the specified time of completion.

Return by **Friday, September 17th, 2021 at 4:00PM**

Bids must be submitted via email to Project Manager at [Julie.annear@state.co.us](mailto:Julie.annear@state.co.us)

**Southeast Gravel Pit Bond Forfeiture  
Bid Schedule**

TASK	DESCRIPTION	QTY	UNIT	UNIT PRICE	AMOUNT
1.0	Mobilization/Demobilization	1	Job	NA	\$ 7000 <sup>00</sup>
2.0	SHEAP	1	Job	NA	\$ 1000 <sup>00</sup>
3.0	Revegetate Disturbed Areas— <b>Smith Pit</b>	1.5	Acres	\$1000 <sup>00</sup> /acre	\$ 1500 <sup>00</sup>
4.0	Weed Control— <b>Smith Pit</b>	1	Job	NA	\$ 1000 <sup>00</sup>
5.0	Tamarisk Removal/Grading of Stockpiles— <b>Blasi Pit</b>	1	Job	NA	\$ 7000 <sup>00</sup>
6.0	Revegetate Disturbed Areas— <b>Blasi Pit</b>	1.5	Acres	\$1000 <sup>00</sup> /acre	\$ 1500 <sup>00</sup>
7.0	Backfill Trench— <b>Tamarack Pit</b>	1	Job	NA	\$ 2700 <sup>00</sup>
8.0	Mowing Annual Weeds — <b>Tamarack Pit</b>	1	Job	NA	\$ 600 <sup>00</sup>
9.0	Revegetate Disturbed Areas — <b>Tamarack Pit</b>	1.5	Acres	\$1000 <sup>00</sup> /acre	\$ 1500 <sup>00</sup>
ADDITIONAL TASKS – NOT GUARENTEED					
10.0	Additional Weed Mowing	1	Acre	\$200 <sup>00</sup> /Acre	\$ 200 <sup>00</sup>
11.0	Additional Revegetation	0.25	Acre	\$1000 <sup>00</sup> /Acre	\$ 250 <sup>00</sup>
12.0	Additional Equipment Time	2	Hours	\$220 <sup>00</sup> /Hour	\$ 440 <sup>00</sup>
<b>GRAND TOTAL</b>					<b>\$ 24690<sup>00</sup></b>

**Contractor** Butte VALLEY CONSTRUCTION/ BVC LLC      **Date** 9-8-21  
**Signature**       **Phone** (719) 214-3536  
**Address** PO Box 146  
Walsenburg CO. 81089





# STATE OF COLORADO

## Department of Natural Resources

Page 1 of 2

ORDER		*****IMPORTANT*****				
<b>Number:</b>	PO,PKAA,202200004669	The order number and line number must appear on all invoices, packing slips, cartons, and correspondence.				
<b>Date:</b>	9/14/21	<b>BILL TO</b>				
<b>Description:</b>	Southeast Gravel Pit Bond Forfeitures Project	DIVISION OF RECLAMATION, MINING AND SAFETY 1313 SHERMAN STREET, ROOM 215 Denver, CO 80203				
<b>Effective Date:</b>	10/18/21	<b>SHIP TO</b> DIVISION OF RECLAMATION, MINING AND SAFETY 1313 SHERMAN STREET, ROOM 215 Denver, CO 80203				
<b>Expiration Date:</b>	06/20/22					
<b>BUYER</b>		<b>SHIPPING INSTRUCTIONS</b>				
<b>Buyer:</b>		<b>Delivery/Install Date:</b> -				
<b>Email:</b>		<b>FOB:</b>				
<b>VENDOR</b>						
BVC llc						
PO BOX 146						
WALSENBURG, CO 81089						
<b>Contact:</b>	John Vallejos					
<b>Phone:</b>	719-214-3536					
<b>VENDOR INSTRUCTIONS</b>						
<b>EXTENDED DESCRIPTION</b>						
This project is funded 100% through monies made available to the State of Colorado through revocation of bond monies retained by the Division of Reclamation, Mining and Safety for reclamation of these previously permitted mining operations and Severance Tax collected by the State of Colorado.						
<b>Line Item</b>	<b>Commodity/Item Code</b>	<b>UOM</b>	<b>QTY</b>	<b>Unit Cost</b>	<b>Total Cost</b>	<b>MSDS Req.</b>
1	96273		0	0.00	\$3,135.00	<input type="checkbox"/>
Description: Elk Valley-Smith Pit						
The Southeast Gravel Pit Bond Forfeitures Project include three gravel pits located in the southeast portion of the State. (See attached maps) Altogether, the pits encompass more than 25 acres of rangeland that was disturbed during gravel mining operations. The work includes removing and disposing of Tamarisk, weed control, grading of product stockpiles and revegetation. Reference attached bid schedule.						
Service From: 10/18/21		Service To: 06/20/22				
<b>Line Item</b>	<b>Commodity/Item Code</b>	<b>UOM</b>	<b>QTY</b>	<b>Unit Cost</b>	<b>Total Cost</b>	<b>MSDS Req.</b>
2	96273		0	0.00	\$3,800.00	<input type="checkbox"/>







**For this Record...**  
Filing history and documents  
Get a certificate of good standing  
File a form  
Subscribe to email notification  
Unsubscribe from email notification

Business Home  
Business Information  
Business Search

FAQs, Glossary and Information

Summary

Details			
Name	butte valley construction llc		
Status	Good Standing	Formation date	02/27/2006
ID number	20061085863	Form	Limited Liability Company
Periodic report month	February	Jurisdiction	Colorado
Principal office street address	231 co. rd. 640, walsenburg, CO 81089, United States		
Principal office mailing address	p.o. box 146, walsenburg, CO 81089, United States		

Registered Agent	
Name	John Batista Vallejos III
Street address	231 co. rd. 640, walsenburg, CO 81089, United States
Mailing address	PO Box 146, 232 Cr 640, Walsenburg, CO 81089, United States

- [Filing history and documents](#)
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**COLORADO**

**Division of Reclamation,  
Mining and Safety**

Department of Natural Resources

October 10<sup>th</sup>, 2021

Butte Valley Construction  
P.O. Box 146  
Walsenburg CO, 81046

Re: Southeast Gravel Pits Bond Forfeitures Project

Dear Sir or Madam:

This is to advise you that the requisite insurance policy and bonds have been approved and that the agreement covering the above named project has been fully executed. In accordance with the contract, you are hereby authorized to begin work on the Southeast Gravel Pits Bond Forfeitures Project as of October 11th, 2021. The work shall be completed within 30 calendar days-on or before Nov 10th, 2021.

The Division of Reclamation, Mining and Safety will be sole provider of information about the project work to area residents and special districts, county, state and federal agencies and individuals from the media. Any contact with these groups by the contractor must be cleared through the Division.

STATE OF COLORADO, acting by and through:

By: *Julie Annear*

Division of Reclamation, Mining and Safety Project Manager



# SUSPEND AND RESUME WORK ORDER

COLORADO DIVISION OF  
RECLAMATION, MINING & SAFETY  
1313 Sherman St. Rm 215  
Denver, CO 80203 2273  
(303) 866-3567

Project Name: Southeast Gravel Pit Bond Forfeiture	Bid#
Contractor Address: Butte Valley Construction P.O. Box 146 Walsenburg CO 81089	Notice to Proceed Date: 10/11/2021  Time of Completion: 11/10/2021

S & R #	AM/PM	You are hereby instructed to <b>Suspend</b> Resume	Date 11/9/21	New Completion Date: Pending
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ITEM #	WORK OR MATERIAL	REASON
4.0	Weed Control Smith Pit	Spraying of weeds must be conducted in the Spring of 2022

Contractor Signature: John Vallejos Project Manager: Julie Annear

S & R #	AM/PM	You are hereby instructed to Suspend Resume	Date	New Completion Date:
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ITEM #	WORK OR MATERIAL	REASON

Contractor Signature: \_\_\_\_\_

Project Manager Signature: \_\_\_\_\_

		✓		

# SUSPEND AND RESUME WORK ORDER

COLORADO DIVISION OF  
RECLAMATION, MINING & SAFETY  
1313 Sherman St. Rm 215  
Denver, CO 80203 2273  
(303) 866-3567

Project Name: Southeast Gravel Pit Bond Forfeiture	Bid#
Contractor Address: Butte Valley Construction P.O. Box 146 Walsenburg CO 81089	Notice to Proceed Date: 10/11/2021
	Time of Completion: 11/10/2021

S & R #	AM/PM	You are hereby instructed to <b>Suspend</b> Resume	Date 11/9/21	New Completion Date: Pending
ITEM #	WORK OR MATERIAL	REASON		
4.0	Weed Control Smith Pit	Spraying of weeds must be conducted in the Spring of 2022		

Contractor Signature: John Vallejos Project Manager: Julie Annear

S & R #	AM/PM	You are hereby instructed to <b>Suspend</b> <b>Resume</b>	Date 5/19/22	New Completion Date: 5/19/22
ITEM #	WORK OR MATERIAL	REASON		
4.0	Weed Control Smith Pit	Spraying of weeds		

Contractor Signature: John Vallejos

Project Manager Signature: Julie Annear

		✓		

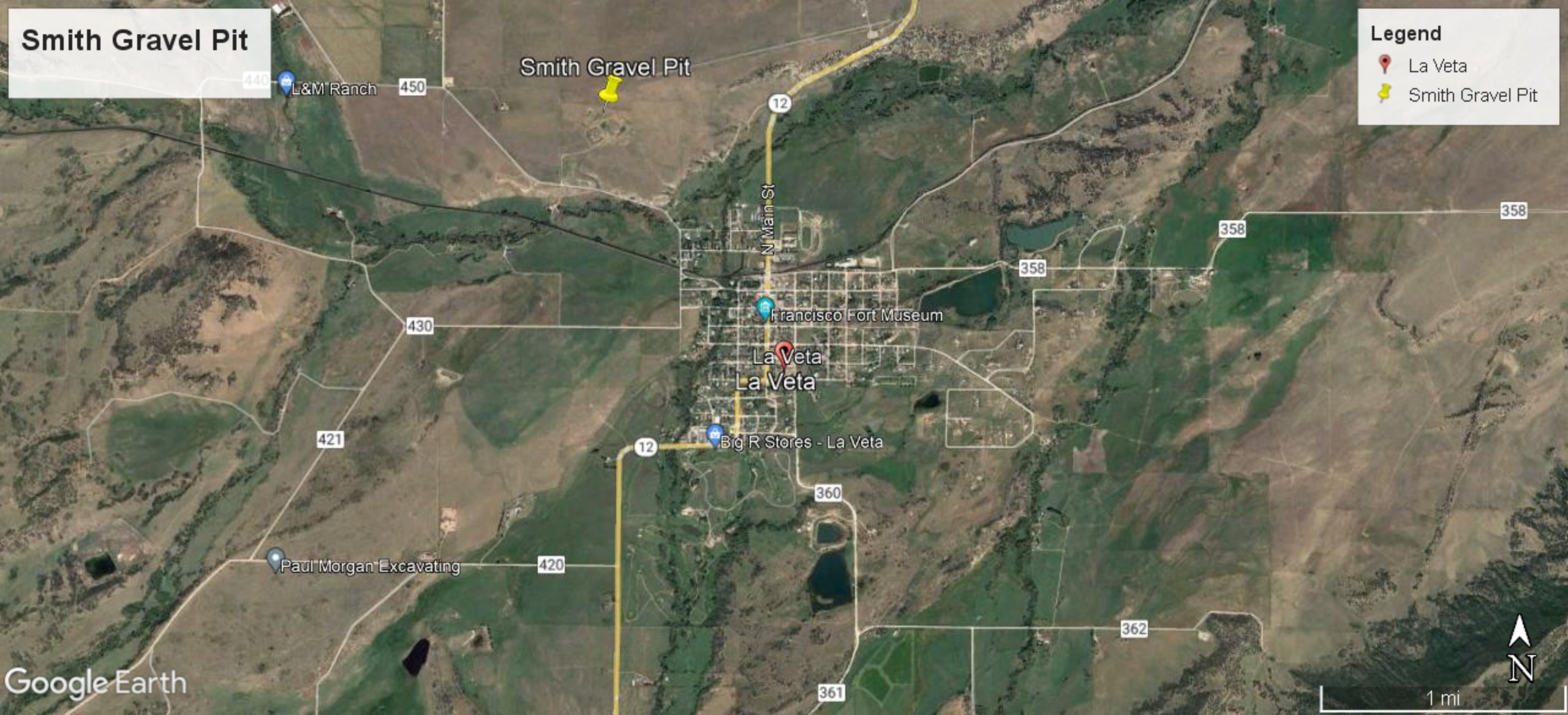


# Smith Gravel Pit

Legend

 La Veta

 Smith Gravel Pit



## Seed Mix-Smith and Blasi Pits

<u>Seed Mix</u>	<u>Rate/Pounds Per Acre</u>
Sand Drop seed	.13
Pubescent Wheatgrass (Luna)	2.10
Yellow Sweet Clover (Madrid)	.70
Thick Spike Wheatgrass (Critana)	2.75
<u>Western Wheatgrass (Barton)</u>	<u>4.0</u>
<b>Total</b>	<b>9.68 Lbs./Acre</b>



**Smith Pit**  
**Scotch Thistle (Pre-Reclamation)**





J.B. VALLEJOS  
B.V.C.  
P.O. BOX 146  
WALSENBURG, CO 81089

# Southeast Gravel pit Bond Forfeiture Daily Log

10-11-21 Seed Smith pit and FERTILIZER

10-12-21 Cut and chip Tamarisk  
Spray stumps / Blasipit

10-13-21 Mobilization, Dozer  
Level out piles  
Seed and Fertilize Blasipit  
Demobilize

11-8-21 mobilization to Lamar  
Tamarack pit  
Backfill trench  
Seed disturbed areas  
Demobilize



Colorado Inactive Mine Reclamation Program  
CLOSEOUT REPORT  
Southeast Gravel Pit Bond Forfeiture Project

**Introduction:** This project includes three gravel pits which are located in the counties of: Huerfano (Smith Gravel Pit-M 1982-184), Las Animas (Blasi Gravel Pit M-1996-039) and Bent (Tamarack Gravel Pit M-2001-066). The permits for these gravel pits were revoked and the financial warranties were forfeited. The Division of Reclamation, Mining and Safety reclaimed the sites using the forfeited bond money and severance tax funds in accordance with the approved reclamation plans. The majority of the work was completed at these sites in October and November of 2021. The final work, weed spraying at the Smith Pit, was completed in May of 2022.

<u>Mine Name</u>	<u>Permit Number</u>	<u>Operator</u>	<u>Landowner</u>	<u>Legal Description</u>
Smith Mine	M1982-184	Elk Valley Land and Trading Company	GLD Ltd. 319 N Aspen La Veta, CO 81055	Section 17, Township 29 South, Range 68
Blasi Pit	M 1996-039	Diamond B. Enterprises	Mr. Ryan Coberly 16751 CR 350 Trinidad CO, 81082	Section 26, Township 32 South, Range 63 West
Tamarack Pit	M-2001-066	Carder Inc.	Ms. Bonnie Carter Tamarack LLLP 28175 County Rd GG Hasty, CO 81044-9715	Section 12, Township 23 South, Range 49 West

Type of Mines –Sand and Gravel

Commodity Mined- Aggregate

**Pre-Reclamation Site Conditions and Construction Work Description**

**Smith Pit-** Vegetation in some areas of the pit, such as product stockpiles, the pit wall and the area near the access road was sparse. In the fall of 2021, a total of one and one half acres (1.5 ac.) were hand broadcast with a custom seed mix (See attached). Fertilizer was not applied. Also, there were discrete areas at the site that contained Russian and Scotch Thistle. These areas were sprayed with Milestone and Habitat herbicides on May 19<sup>th</sup>, 2022. It is estimated that a combined total area of 100 square feet (100 sq. ft.) were treated with herbicide.

**Blasi Pit-** The Blasi Pit contained several patches of tamarisk and product stockpiles were scattered throughout the site. The locations of the tamarisk patches and the stockpiles are shown on the attached map. In the fall of 2021, the tamarisk plants were removed using a small excavator and disposed of in an authorized disposal facility. Care was taken to preserve the existing trees and shrubs while removing the tamarisk.

Following the removal of the tamarisk, the adjacent product stockpiles were graded and contoured to blend in with the surrounding topography. It is estimated that approximately fifty cubic yards (50 CY) of material were graded. Following completion of grading, all disturbed areas were hand broadcast with a custom seed mix (See attached). Fertilizer was not applied. A total of one and one half acres (1.5 ac.) were revegetated at the Blasi Pit.

Tamarack Pit-A four foot (4 ft.) deep one hundred eighty foot (180 ft.) long trench was located on the north portion of the pit adjacent to the abandoned railroad grade. The trench was backfilled with adjacent material. Approximately seventy five cubic yards (75 CY) of material were used to backfill the trench.

Annual weeds such as Kochia and Russian thistle were present on the Tamarack site. Approximately three acres (3 ac.) were mowed in the fall of 2021.

Following mowing, approximately one and one half acres (1.5 ac.) were hand broadcast with a custom native seed mix. (See Attached) Fertilizer was not applied.

#### Bidding/Construction Information

The project was shown to one contractor on August 30th, 2021. Construction work began on October 11<sup>th</sup>, 2021. All of the project work was completed by November 8<sup>th</sup>, 2021, with the exception of weed spraying at the Smith Pit. The project was suspended on November 9<sup>th</sup>, 2021. The project was resumed on May 19<sup>th</sup>, 2022 and the weed spraying at the Smith Pit was completed by May 19th, 2022.

Type of Bid:		Discretionary Purchase	
<u>Project Number</u> PO-2022-4669	<u>Contractor Name &amp; Address</u> Butte Valley Construction P.O. Box 146 Walsenburg CO, 81089	<u>Construction Dates</u>  Start: October 11 <sup>th</sup> , 2021; June 19 <sup>th</sup> , 2022  End: November 8 <sup>th</sup> , 2021; May 19 <sup>th</sup> , 2022	<u>Bond Amount</u> Smith Pit \$3,135.00 Blasi Pit \$ 3,800.00 Tamarack Pit \$9,254.90 Severance Tax \$ 8,500.10  Project Cost \$24,690
<u>Project Manager</u>  Julie Annear			
<u>PO Date</u> 9/10/2021			

#### Remaining Reclamation Requirements and Estimated Cost

There are no further reclamation requirements for the site.

1)  
Julie Annear  
Project Manager

3)  
\_\_\_\_\_  
Senior Project Manager

Date  
2)

\_\_\_\_\_  
Grants Officer

Date  
4)

\_\_\_\_\_  
a) AMLIS (Deb)/ b) BrassCap (Yvonne; then to Kristin for filing)

---

Date

---

Date

# FINAL INSPECTION AND CERTIFICATE OF COMPLETION

COLORADO DIVISION OF  
RECLAMATION, MINING AND SAFETY  
1313 Sherman St., Rm. 215  
Denver, CO 80203-2273  
(303) 866-3567

Project Name Southeast Gravel Pit Bond Forfeiture Project

Date  
5/20/2022

Contractor Name Butte Valley Construction

Bid # PO-2022-4669

Contractor Address  
P.O. Box 146  
Walsenburg CO 81089

Project #

PO or Contract #

Project Manager Julie Annear

This is to certify that all work under the above Agreement was ready for final inspection on (date) 5/19/2022; that the work was completed in accordance with the requirements of the agreement **with the following exceptions:**

None

(attach additional pages, if required)

and it is recommended that, upon completion of the exceptions listed above, the work under this Agreement be accepted.

DRMS Project Manager Signature

Julie Annear

The above exceptions were completed on (date): N/A

DRMS Project Manager



May 26, 2022

AR or Judy Miller  
5012 92<sup>nd</sup> Street  
Lubbock, TX 79424

**RE: Permit No. M-1982-124, Elk Valley Land & Trading Co., Ltd.; Smith Gravel Pit  
Completion of Reclamation at the Smith Gravel Pit**

To Whom It May Concern,

This letter is in regard to the Smith Gravel Pit, File No. M-1982-124. On September 26, 2018, the Colorado Mined Land Reclamation Board revoked the Smith Gravel Pit Permit and forfeited the financial warranty. The Division of Reclamation, Mining and Safety used the bond money to reclaim the site in 2022. Attached is a closeout report detailing how the forfeited funds were administered to reclaim the site.

If you have any questions, please do not hesitate to call Julie Annear at 303-866-3567.

Sincerely,

TC Wait  
Environmental Protection Specialist

Enclosure(s)



	Project Name	Southeast Gravel Pits Bond Forfeiture Project				As of: 9/10/2021				
	Butte Valley Construction/BVC LLC.									
	PO Box 146									
	Walsenburg, CO 81089									
	719-214-3536									
	PO-2022-4669									
	Project Manager: Julie Annear	Proc Folder #	1162308							
		Original PO	CO #1	CO #2	Contract Total					
BF	2700 PKAA 5000 PC0103080 (Elk Valley-Smith Pit)	\$ 3,135.00	\$ -	\$ -	\$ 3,135.00	No exp. Spend All				
BF	2700 PKAA 5000 PC0103060 (Diamond B- Blasi Pit)	\$ 3,800.00			\$ 3,800.00	No exp. Spend All				
BF	2700 PKAA 5000 PC0103010 (Carder Inc.-Tamarack Pit)	\$ 9,254.90			\$ 9,254.90	No exp. Spend All				
BF SEV TAX	2700 PKAA 5000 PCAADFM20 (Bond Forfeiture Sev Tax)	\$ 8,500.10	\$ -	\$ -	\$ 8,500.10	6/30/2022 Spend Last				
	Total	\$ 24,690.00	\$ -	\$ -	\$ 24,690.00					
						11/9/2021	5/24/2022			
						IN 2022*0164	IN 2022*0306			
Item	Feature	Original PO	CO#1	CO#2	Total Item Cost	Inv# 10547	Inv # 11017	Inv #	Total Invoiced	Amt Remaining
1	Mobilization/Demobilization	\$ 7,000.00	\$ -	\$ -	\$ 7,000.00	\$ 7,000.00	\$ -	\$-	\$ 7,000.00	\$ -
2	Prepare and Implement SHEAP	\$ 1,000.00	\$ -	\$ -	\$ 1,000.00	\$ 1,000.00	\$ -	\$-	\$ 1,000.00	\$ -
3	Revegetate Distured Areas- Smith Pit	\$ 1,500.00	\$ -	\$ -	\$ 1,500.00	\$ 1,500.00	\$ -	\$-	\$ 1,500.00	\$ -
4	Weed Control- Smith Pit	\$ 1,000.00	\$ -	\$ -	\$ 1,000.00	\$ -	\$ 1,000.00	\$-	\$ 1,000.00	\$ -
5	Tamarisk Removal/Grading of Stockpiles- Blasi Pit	\$ 7,000.00	\$ -	\$ -	\$ 7,000.00	\$ 7,000.00	\$ -	\$-	\$ 7,000.00	\$ -
6	Revegetate Distured Areas- Blasi Pit	\$ 1,500.00	\$ -	\$ -	\$ 1,500.00	\$ 1,500.00	\$ -	\$-	\$ 1,500.00	\$ -
7	Backfill Trench- Tamarack Pit	\$ 2,700.00	\$ -	\$ -	\$ 2,700.00	\$ 2,700.00	\$ -	\$-	\$ 2,700.00	\$ -
8	Mowing Annual Weeds- Tamarack Pit	\$ 600.00	\$ -	\$ -	\$ 600.00	\$ 600.00	\$ -	\$-	\$ 600.00	\$ -
9	Revegetate Disturbed Areas- Tamarack Pit	\$ 1,500.00	\$ -	\$ -	\$ 1,500.00	\$ 1,500.00	\$ -	\$-	\$ 1,500.00	\$ -
10	Additional Weed Mowing (1 acrea @ \$200/ac)	\$ 200.00	\$ -	\$ -	\$ 200.00	\$ 200.00	\$ -	\$-	\$ 200.00	\$ -
11	Additional Revegetation (0.25 acres @ \$1,000/ac)	\$ 250.00	\$ -	\$ -	\$ 250.00	\$ 250.00	\$ -	\$-	\$ 250.00	\$ -
12	Additional Equipment Time (2 hrs @ \$220/hr)	\$ 440.00	\$ -	\$ -	\$ 440.00	\$ 440.00	\$ -	\$-	\$ 440.00	\$ -
	Total	\$ 24,690.00	\$ -	\$ -	\$ 24,690.00	\$ 23,690.00	\$ 1,000.00	\$-	\$ 24,690.00	\$ -