All Persons requesting RFP Info Packet

Kathleen O'Day 505/986-0218
- none -
151 East Barcelona
Santa Fe NM 87501
3/31 - Hand received

Patrick Josey 505/473-7842
- none -
4211 Roadrunner Lane
Santa Fe NM 87505
3/31 - Certified P 108 733 981

Arturo Torres 505/699-5299
- none -
P.O. Box 4351
Espanola NM 87532
4/13 - Certified P 108 734 233

Victoria Carter 703/ unknown
- unknown -
6201 Everglades Drive
Alexandria VA 22312
4/10 - FedEx #5239665502

Connie Walker 303/572-6175
A. T. Kearney
1200 17th Street, Suite 950
Denver CO 80202
3/30 - FedEx #3453134160 bid 4/25

Bob Henderson 505/884-0950
Agra Earth Environmental
4700 Lincoln Road NE
Albuquerque NM 87109
3/31 - Certified P 108 733 977

Pamela Galaid 617/498-5000
Arthur D. Little, Inc. - Gov't Business Serv.
20 Acorn Park
Cambridge MA 02140-2390
4/25 - FedEx #5286715814

Kevin Flanigan 505/247-2000
Balleau Groundwater Inc.
423 6th Street NW
Albuquerque NM 87102
3/31 - Certified P 108 733 979

Steve Irish 505/262-1800
Belfort Engineering
1720 Louisana Blvd NE, Suite 400
Albuquerque NM 87110
4/ 5 - Certified P 108 734 189 bid 4/25

Cindi Byrns 702/795-4776
Bell Environmental Consultants, Inc.
2200 East Patrick Lane, Suite 25
Las Vegas NV 89119
4/13 - FedEx #5239665885 at meeting

David Smith 505/822-1968
Beta Corporation, International
6719 Academy Road NE
Albuquerque NM 87109
4/ 5 - Hand delivered to Rita Cordova at meeting

951234

Richard Cassin 505/989-3340
Bioremediation Inc.
Route 3, Box 107-SG
Santa Fe NM 87505
4/ 4 - Certified P 108 733 975

Susan Gunnels 501/758-6290
Biotechnical Services, Inc.
4610 West Commercial Drive
North Little Rock AR 72116-7059
4/11 - FedEx #5239665723

Kathy Allen 505/247-4933
Brown & Root Environmental
2300 Buena Vista SE, Suite 110
Albuquerque NM 87106
4/ 5 - Certified P 108 733 969 at meeting

Steve Brewer 505/881-3077
Camp Dresser & McKee, Inc.
2400 Louisiana Blvd NE, Bldg 5 Suite 740
Albuquerque NM 87110
4/11 - Certified P 108 734 198 bid 4/25

Robert Weeks 505/988-4143
CERL Environmental Consultants, Inc.
1808 2nd Street, Suite D
Santa Fe NM 87505
4/25 - Certified P 108 734 204 at meeting

Lana Leiding 206/438-0115
Coe-Truman Technologies, Inc.
669 Woodland Square Loop SE, Suite C
Lacey WA 98503-1045
4/10 - FedEx #5239665605

RFP Department 509/946-7111
Columbia Energy & Environmental Services, Inc
1204 George Washington Way, Suite 22
Richland WA 99352
4/13 - FedEx #5239665900 no bid

Scott Lawrence 509/783-5571
Columbia Environmental Sciences, Inc.
8300 W. Gage Boulevard, #114
Kennewick WA 99336
4/11 - FedEx #5239665760

Roger Taul 505/622-2872
Compliance Services, Inc.
714 East College Blvd
Roswell NM 88201
4/ 4 - Certified P 108 733 974

Janine Arvizu 505/881-2338
Consolidated Technical Services, Inc.
7309 Indian School Road NE
Albuquerque NM 87110
4/12 - Certified P 108 734 193 at meeting

Denise Gonzales 505/884-2611
Dames & Moore, Inc.
6301 Indian School Road NE, Suite 700
Albuquerque NM 87110
4/11 - Certified P 108 734 199

Arian Gonzales 505/822-9400
Daniel B. Stephens & Associates, Inc.
6020 Academy Blvd, Suite 100
Albuquerque NM 87109
4/ 4 - Certified P 108 733 972 at meeting

Richard Seltzer 913/539-3565
DPRA
200 Research Drive, P. O. Box 727
Manhattan KS 66502
4/ 4 - FedEx #4561902192

Renee Riley 406/652-9382
E. J. Riley, Inc.
1001 South 24th Street West, Suite 302
Billings MT 59102
4/10 - FedEx #5239665535

Ray Connors 801/561-1555
EarthFax Engineering Inc.
7324 S. Union Park Avenue, Suite 100
Midvale UT 84047
4/19 - FedEx #5286715744

John Montgomery 505/764-9780
Ecology & Environment
2021 Girard Blvd SE, Suite 203
Albuquerque NM 87106
3/30 - Certified P 108 733 998

Tug Sweeda 801/966-8288
El Dorado Engineering Inc.
2964 West 4700 South, Suite 109
Salt Lake City UT 84118
4/10 - FedEx #5239665594

Al Larson 708/241-2901
EMCON
850 Warrenville Road, Suite 106
Lisle IL 60532-4326
4/11 - FedEx #5239665701

Timothy Dart 804/547-4078
Engineering Technical Services, Inc.
804 Seabrooke Point
Chesapeake VA 23320
5/ 1 - FedEx #5286715836

Margaret Lamb Merrens 206/525-3362
Environment International
10334 48th Avenue NE
Seattle WA 98125
4/19 - FedEx #5286715770

A. Azim Khan 509/332-0666
Environmental & Ecological Engineers, Inc.
NE 2345 Hopkins Court
Pullman WA 99163
4/13 - FedEx #5239665896

Betsy Kraus 505/828-1003
Environmental Evaluation Group
7007 Wyoming Blvd, NE, Suite F2
Albuquerque NM 87109
4/11 - Certified P 108 734 194

Robin Barre 303/494-4067
Environmental Information Services, Inc.
4790 Shawnee Place, Suite 102
Boulder CO 80303-3818
4/10 - FedEx #5239665572

Ryan Zintgraff 800/460-0362
Environmental Management Corporation
16500 San Pedro Avenue, Suite 245
San Antonio TX 78232-2215
4/12 - FedEx #5239665874

Brad Morello 409/273-1774
Epcon Industrial Systems, Inc.
P.O. Box 7060
The Woodlands TX 77387-9974
4/11 - Certified P 108 734 196

? ? 505/?
ERM
2201 Buena Vista SE, Suite 205
Albuquerque NM 87106
4/10 - Certified P 108 734 168

Patricia McAdams 610/524-3900
ERM Program Management Company
855 Springdale Drive
Exton PA 19341
4/13 - FedEx #5239665911

John Smith 505/662-3700
ERM Program Management Company
555 Oppenheimer, Suite 100
Los Alamos NM 87544
4/10 - Certified P 108 734 171

Thomas Flack 303/320-4400
ERO Resources Corporation
1740 High Street
Denver CO 80218
4/10 - FedEx #5239665561

Mark Atwood 303/425-6021
Evergreen Analytical, Inc.
4036 Youngfield Street
Wheat Ridge CO 80033-3862
4/11 - FedEx #5239665734 no bid

John Fowler 702/794-5487
Evergreen Environmental
1612 Leaning Pine Way
Las Vegas NV 89128
5/ 5 - FedEx #5286716175

V. Ann Strickland 505/986-6700
Foster Wheeler Environmental Corporation
300 Paseo de Peralta, Suite 200
Santa Fe NM 87501-5501
4/24 - Picked up

Lori Horowitz 800/637-2237
G.C.A.S., Inc.
120 South Olive Avenue, 7th Floor
West Palm Beach FL 33401-5536
4/19 - FedEx #5286715722

Mike Malloy 505/265-8468
Gannett Fleming
4501 Indian School Road NE, Suite 101
Albuquerque NM 87110
4/ 5 - Certified P 108 734 188

Carl Gentilcore 410/290-2471
General Physics Corporation
6700 Alexander Bell Drive, M.S. 2-3
Columbia MD 21046
4/11 - FedEx #5239665664

Tina Alarid 505/842-0001
Geoscience Consultants, Ltd. (GCL)
505 Marquette NW, Suite 1100
Albuquerque NM 87102
3/31 - Certified P 108 734 165 at meeting

Clyde Yancey 505/881-7660
Geraghty & Miller, Inc.
6400 Uptown Blvd. NE, Suite 330-W
Albuquerque NM 87110
4/10 - Certified P 108 734 170 no bid

Michael Bone 505/867-4244
GFI International
#5 Arroyo Venada
Placitas NM 87043
3/31 - Certified P 108 733 980

Mark Sheppard 505/757-2899
Gila Earth Sciences
P.O. Box 23421
Santa Fe NM 87502
4/ 4 - Certified P 108 733 976

Walter Cunningham 602/234-0696
GPI Environmental, Inc.
2922 West Clarendon Avenue
Phoenix AZ 85017
4/ 7 - FedEx #5239665966 at meeting

Doug Hambley 312/399-0112
Graef, Anhalt, Schloemer & Assoc Inc.
8501 W. Higgins Road, Suite 280
Chicago IL 60631-2801
3/30 - FedEx #3269223090

John Getty 505/299-1282
Gram, Inc.
8500 Menaul NE, Suite B295
Albuquerque NM 87112
3/30 - Certified P 108 733 996

Jane Rutter 314/882-0780
Grants Link, Inc.
5650A South Sinclair Road
Columbia MO 65203
4/ 4 - FedEx #4561902214

David Angelo 318/625-5966
H.P. & Associates
P.O. Box 1885
Sulpher LA 70664
4/11 - Certified P 108 734 181

Sarah Basile 505/661-5200
ICF Kaiser Engineers
1900 Diamond Drive
Los Alamos NM 87544
3/31 - Certified P 108 734 187 at meeting

John Petterson 619/459-0142
Impact Assessment, Inc.
2160 Avenida de la Playa, Suite A
La Jolla CA 92037
4/11 - FedEx #5239665756

Curtis Ahrendsen 303/914-1700
Industrial Compliance
165 South Union Blvd, Suite 1000
Lakewood CO 80228
3/31 - FedEx #4561902155

Philip Lowe 301/670-8973
Intech, Inc.
845 J Quince Orchard Blvd.
Gaithersburg MD 20878-1676
4/10 - FedEx #5239665491

Janet Moody 615/482-1999
Integrated Computer Systems
215 South Rutgers Avenue
Oak Ridge TN 37830
4/10 - FedEx #5239665513

Randy Roberts 505/246-1600
INTERA, Inc.
1650 University Blvd NE, Suite 300
Albuquerque NM 87102
4/13 - Certified P 108 734 238

Ken Walters 505/262-8808
IT Corporation
5301 Central Avenue NE, Suite 700
Albuquerque NM 87108
4/10 - Certified P 108 734 169

Sherri Carson 402/697-0701
Jacobson Helgoth Consultants, Inc.
10838 Old Mill Road, Suite 1
Omaha NE 68154
4/17 - FedEx #5286716201

John Purvis 513/436-6022
Labyrinth Group
3131 Newmark Drive, Suite 227
Dayton OH 45342
5/16 - Disqualify, conflict of interest no bid

Roberta Tassey 916/649-2424
Law Companies
2710 Gateway Oaks, Suite 150 N
Sacramento CA 95833
3/30 - FedEx #3269223101

Barry Millman 301/216-0664
Louis Berger & Associates, Inc.
814 West Diamond Avenue, Suite 101
Gaithersburg MD 20878
4/10 - FedEx #5239665480

Louis Martinez 505/843-7714
LRL Sciences, Inc.
616 Central Avenue, Suite 205
Albuquerque NM 87102
4/19 - Picked up at RFP meeting at meeting

Lisa Negri 303/433-9788
LT Environmental, Inc.
2150 West 29th Avenue, Suite 310
Denver CO 80211
4/10 - FedEx #5239665550

Marie Wood 210/828-6060
Malcolm Pirnie, Inc.
3737 Broadway
San Antonio TX 78209
3/31 - FedEx #3269223112 at meeting

Peter Olszewski 520/629-9982
Malcolm Pirnie, Inc.
1 South Church Ave, Suite 540
Tuscon AZ 85701
3/31 - FedEx #4561902144

Larry Bennett 915/772-4975
Management Assistance Corporation of America
8600 Boeing
El Paso TX 79925
4/ 4 - Certified P 108 733 973

Chuck Craven 703/243-3608
Maria Elena Torano Associates, Inc.
2000 North 14th Street, Suite 450
Arlington VA 22201
4/19 - FedEx #5286715792

Steven Gladstone 201/292-0300
MDS Environmental Services, Inc.
5 Century Drive
Parsippany NJ 07054
4/12 - FedEx #5239665841

Robyn Whitely-Greaves 203/796-5231
NES, Inc.
44 Shelter Rock Road
Danbury CT 06810
4/11 - FedEx #5239665631 no bid

Gilbert Trujillo 505/884-9146
NFT, Inc.
6200 Uptown Blvd. NE, Suite 310
Albuquerque NM 87110
4/11 - Certified P 108 734 197 at meeting

Charles Wood 505/646-5696
NM State University, Eng Research Center
Box 30001, Department 3449
Las Cruces NM 88003
3/30 - Certified P 108 733 995

Yingzhong Lu 615/483-0666
PAI Corporation
116 Milan Way
Oak Ridge TN 37830
4/12 - FedEx #5239665852

Terry Blankenship 505/662-7246
Parsons Engineering Science, Inc.
1475 Central Avenue, Suite 220
Los Alamos NM 87544
4/19 - Picked up at RFP meeting at meeting

Paula Doboski 301/816-0700
PEER Consultants, P.C.
12300 Twinbrook Parkway, Suite 410
Rockville MD 20852
4/11 - FedEx #5239665653

Kristie Hamlet 804/979-3700
Perrin Quarles Associates, Inc.
501 Faulconer Drive, Suite 2-D
Charlottesville VA 22903
4/11 - FedEx #5239665686

Ann Lewis 505/521-9569
Physical Science Laboratory
P.O. Box 30002, Anderson Hall
Las Cruces NM 88003
3/30 - Certified P 108 733 999

Azita Yazdani 714/255-1650
Pollution Prevention International, Inc.
471 West Lambert Road, Suite 105
Brea CA 92621
4/19 - FedEx #5286715755

Nick Stanisich 208/528-6608
Portage Environmental, Inc.
220 Fieldstream
Idaho Falls ID 83404
4/13 - FedEx #5239665933

Adrienne Holek 505/345-8732
Prindle - Hinds Envrionmental, Inc.
7208 Jefferson NE
Albuquerque NM 87109
3/30 - Certified P 108 734 000 at meeting

Steve Gunther 505/883-9042
Professional Analysis, Inc.
2155 Louisana NE, Suite 2100
Albuquerque NM 87110
5/ 4 - FedEx #5286716186 at meeting

Clyde Morell 713/488-3028
Quality Service Associates
2007 Redway Lane
Clear Lake TX 77062
4/19 - FedEx #5286715781

Bob Hanisch 303/421-6611
Quanterra Environmental, Inc.
4955 Yarrow Street
Arvada CO 80002
4/19 - FedEx #5286715733

Mary Lynn Wilson 210/699-9090
Raba-Kistner Consultants, Inc.
12821 W. Golden Lane
San Antonio TX 78269-0287
5/ 1 - FedEx #5286715851

Jeffrey Miller 505/672-0018
Radian Corporation
115 Longview Drive
White Rock NM 87544
4/12 - Certified P 108 734 192 at meeting

J. Craig Erickson 303/678-9603
Recom Applied Solutions, Inc.
2919 West 17th Street, Suite 207
Longmont CO 80503
4/10 - FedEx #5239665583

Rene Colbert 412/688-9913
Red Earth Environmental, Inc.
4357 Schenley Farms Terrace
Pittsburgh PA 15213
4/19 - FedEx #5286715803

Brett Jensen 801/298-2401
REDCON, Inc.
655 E. Medical Drive, Suite 150
Bountiful UT 84010
4/11 - FedEx #5239665745

Gary Lewis 703/698-2000
Resource Applications, Inc.
2980 Fairview Park Drive North, Suite 1000
Falls Church VA 22042
4/ 4 - FedEx #4561902170

Francis Gonzales 505/345-3115
Resource Technology, Inc.
2129 Osuna Road NE, Suite 200
Albuquerque NM 87113
4/ 4 - Certified P 108 733 971

Edward Jennrich 801/263-1600
Rogers & Associates Engineering Corp.
P.O. Box 330
Salt Lake City UT 84110-0330
4/ 4 - FedEx #4561902181 no bid

Sharon Fry 610/701-5134
Roy F. Weston, Inc.
1 Weston Way
West Chester PA 19380-1499
4/ 4 - FedEx #4561902166

Brenda Bannowsky 505/255-6200
S. M. Stoller Corporation
1717 Louisana Blvd NE, Suite 209
Albuquerque NM 87110
3/31 - Certified P 108 733 978

Robin Kemper 703/893-6600
Sanford Cohen & Associates, Inc.
1355 Beverly Road, Suite 250
McLean VA 22101
4/11 - FedEx #5239665675

Rodney Crawford 405/672-9446
Sanford Cohen & Associates, Inc.
4104 Laverne
Oklahoma City OK 73135
4/12 - FedEx #5239665863

Jim Channell 505/837-2342
Sanford Cohen & Associates, Inc.
7101 Carriage Road, NE
Albuquerque NM 87109
3/30 - Certified P 108 733 997 at meeting

Bryan Williams 314/349-8399
Schreiber Grana & Yonley, Inc.
271 Wolfner Drive
Saint Louis MO 63026
4/11 - FedEx #5239665712

Gilliam Carpenter 205/971-9700
Science & Technology, Inc.
654 Discovery Drive
Huntsville AL 35806
5/ 1 - FedEx #5286715840

James Nicolosi 615/376-8208
Scientific Ecology Group, Inc.
628 Gallaher Road
Kingston TN 37763
3/30 - FedEx #3269223123

Robert Hass 803/641-6705
Sonalysts, Inc.
35 Varden Drive, Suite 4-G
Aiken SC 29803
4/11 - FedEx #5239665690 no bid

Jopseph Muskey 301/353-0031
SRA Technologies, Inc.
12850 Middlebrook Road, Suite 304
Germantown MD 20874
4/19 - FedEx #5286715711

Steve Wells 713/486-1943
SSCI
17041 El Camino Real
Houston TX 77058-2623
4/26 - FedEx #5286715825

Michael Thomas 803/259-5766
Tauran Engineering
2119 Main Street
Barnwell SC 29812
4/13 - FedEx #5239665922

Carlos Tamayo 303/770-0654
TECHLINK Environmental
6660 East Heritage Place North
Englewood CO 80111
4/10 - FedEx #5239665546

Dimitri Cavander 617/266-5400
Tellus Institute
11 Arlington Street
Boston MA 02116
4/10 - FedEx #5239665616

Colin Smith 510/832-2233
Uribe & Associates
2930 Lakeshore Avenue, Suite 200
Oakland CA 94610-3614
4/19 - FedEx #5286715766

Mary Beth Sepper 303/296-9700
URS Consultants
1099 18th Street, Suite 700
Denver CO 80202
4/12 - FedEx #5239665955

Barbara Trenchak 208/523-9195
WASTREN, Inc.
477 Shoup Avenue, Suite 205
Idaho Falls ID 83402
4/ 4 - FedEx #4561902203 at meeting

Scott Sawyer 505/646-7854
WERC
Box 30001, Dept WERC
Las Cruces NM 88003-8001
4/ 4 - Certified P 108 733 970

Dee Schofield 301/251-1500
WESTAT
1650 Research Blvd.
Rockville MD 20850-3129
4/11 - FedEx #5239665642

Tracy Lemar 515/284-1616
Williams & Company Consulting, Inc.
1000 Illinois Street, Suite B
Des Moines IA 50314-3047
4/10 - FedEx #5239665524

BID LETTERS

(PROPOSALS IN LIBRARY)

**CDM** Camp Dresser & McKee Inc.

*environmental services*

American Financial Center, Building 5
2400 Louisiana Boulevard, N.E., Suite 740
Albuquerque, New Mexico 87110
Tel: 505 881-3077 Fax: 505 881-6169

WIPP File

May 25, 1995

Mr. Cliff Hawley, Chief
Personnel Services Bureau
New Mexico Environment Department
P.O. Box 26110
1190 St. Francis Drive
Santa Fe, New Mexico 87502-6110

RE: Proposal to Provide RCRA Part B Permit Application Review and Evaluation

Dear Mr. Hawley:

Camp Dresser & McKee Inc. (CDM) is pleased to submit this proposal for the review of the Resource Conservation and Recovery Act (RCRA) Part B Permit application and other technical documents as directed by the State of New Mexico for the Department of Energy's (DOE) Waste Isolation Pilot Plant (WIPP). CDM will provide the NMED with comprehensive and cost-effective services for an accurate and complete review of the RCRA Part B Permit application. CDM will also determine if notices of deficiencies exist in the current permit applicationin the permit and respond to any comments received from the permit applicant.

There are three critical success factors which we have incorporated into our approach:

- Technical expertise: The proposed project team has the experience necessary to meet the objectives of this project.
- Timeliness: CDM will conduct the project scope of work in a timely and cost-effective manner to the benefit of the New Mexico Environment Department (NMED).
- Teamwork: CDM will work closely with NMED staff throughout the duration of this project.

CDM has assembled a project team to complete the required scope of work consisting of various professional scientists and engineers. Each individual has extensive experience in RCRA hazardous waste work, with a significant group focus on the preparation, review and evaluation of Part A and B Permit applications. Supplemental CDM staff members, with superior experience in fields related to this project, will be available upon request throughout the duration of this scope of work.

453-ltr.037/95 5/24 pm sb

proposal in WIPP Library

CDM appreciates the opportunity to submit this proposal and we look forward to working with the NMED on this important project. If selected, we are prepared to begin immediately. Please do not hesitate to contact us at (800) 880-3077 with any questions or if the NMED requires additional information.

Sincerely,

CAMP DRESSER & McKEE INC.

Scott H. Weislow
Project Hydrogeologist

John D. Drafts
Staff Geologist

Steven L. Brewer, C.P.G.S.
Project Scientist

WIPP file

A.T. Kearney, Inc.
One Tabor Center, Suite 950
1200 Seventeenth Street
Denver, Colorado 80202
303 572 6175
Facsimile 303 572 6181

Management
Consultants

May 25, 1995

AT KEARNEY

Mr. Cliff Hawley, Chief
Personnel Services Bureau
New Mexico Environment Department
P.O. Box 26110
Santa Fe, NM 87502-6110

Dear Mr. Hawley:

A.T. Kearney, Inc. and it's subcontractor, ICF Kaiser Engineering, Inc. (ICF KE) is pleased to provide you with five copies of the Kearney Team proposal. This proposal is in response to the New Mexico Environment Department's (NMED) solicitation for assistance with the WIPP Disposal Phase Part B permit application. The proposal consists of two volumes. Volume I contains the technical proposal with all associated technical appendices. Volume II contains confidential cost information and information on liability insurance, conflict of interest and bonding information.

The Kearney Team has a proven record in successfully fulfilling NMED's needs. Through our previous contract with the State of New Mexico and our EPA RCRA Implementation contract, we are extremely knowledgeable regarding the WIPP site. The Kearney Team has evaluated over 1,000 Part B permits under the EPA RCRA implementation contract and have developed a proven approach to the review and evaluation of Part B permit applications.

The Kearney Team has a dedicated staff of career professionals who have been proposed for this assignment. All key personnel have direct experience with WIPP. These individuals also understand the Agency support role with these types of assignments, and realize that our involvement is to provide assistance to the State of New Mexico.

We are confident that we can provide NMED the highest quality deliverable. Since we are so familiar with the WIPP site and the type of work, the proposed staff can "hit the road running" with no need to learn the ropes at New Mexico's expense.

Proposal in WIPP Library

If we receive this assignment, the Kearney Team will look forward to once again working closely with the State of New Mexico.

Sincerely,

John G. Darabaris
Program Director

cc: L. Knapp
C. Walker
J. Dreith
D. Walker
G. Starkebaum
J. Grieve

WIPP File

BELFORT ENGINEERING & ENVIRONMENTAL SERVICES, INC.
A SCIENTECH, Inc. Subsidiary

BEL/HQ-95
May 25, 1995

Cliff Hawley, Chief
Personnel Services Bureau
New Mexico Environment Department
P.O. Box 26110
1190 St. Francis Drive
Santa Fe, New Mexico 87502-6110

Subject: NMED Request for Proposals For Professional Services

Dear Mr. Hawley:

Belfort Engineering & Environmental Services, Inc. (Belfort Engineering), of Albuquerque, New Mexico, is pleased to submit this proposal on behalf of the New Mexico Environment Department's (NMED) March 29, 1995, Request For Proposals For Professional Services - "Waste Isolation Pilot Plant Resource Conservation And Recovery Act Permit Application Review."

As requested in the RFP, we are submitting one (1) original and (5) copies of our proposal. Belfort Engineering acknowledges receipt of the April 28, 1995 revisions to the original RFP.

To simplify the review process for NMED personnel, checklists following this letter correspond with key documents supplied with the RFP packet. These include: (1) "Required Components For Proposals" and (2) "Proposal Evaluation Criteria." The checklists indicate where in the proposal (page number, paragraph number and/or appendix) requested or required information can be found, e.g., "Proof Of Liability Insurance" is in Appendix A.1. If you have any questions, please feel free to contact me.

Belfort Engineering and its teaming partner, Parsons Engineering Science, Inc., realize the importance of this effort and feel we have the technical expertise to provide NMED with the necessary services to complete this scope-of-work in a timely and cost-effective manner.

Sincerely,

Stephen L. Irish
Marketing Manager

Attachments:
As noted

Proposal in WIPP Library

1720 Louisiana Boulevard N.E., Suite 400 • Albuquerque, New Mexico 87110 • 505/262-1800 Fax 505/262-1809
recycled paper

NO BID LETTERS

# Columbia Energy & Environmental Services, Inc.

1207 George Washington Way, Suite 22
Richland, Washington 99352
(509) 946-7111 • Fax (509) 946-9365


May 16, 1995

No Bid

Barbara Hoditschek
Hazardous & Radioactive Materials Bureau
New Mexico Environment Department
525 Camino de Los Marquez
PO Box 26110
Santa Fe, New Mexico 87502-6110

**Reference: REVIEW OF RESOURCE CONSERVATION AND RECOVERY ACT PERMIT APPLICATION AND OTHER TECHNICAL DOCUMENTS**

Dear Madame:

Our company has reviewed the Request for Proposal (RFP) referenced above, and has determined that Columbia Energy and Environmental Services, Inc. will **NOT** submit a bid on this particular solicitation.

Our firm appreciates the opportunity to review this solicitation and looks forward to receiving future RFPs from your company.

Sincerely,

Dennis F. Brendel, Ph.D.
President

DFB:tjw

cc: C. Thompson


RECEIVED
MAY 23 1995

Evergreen

April 18, 1995

Ms. Barbara Hoditschek
Hazardous & Radioactive Materials Bureau
New Mexico Environmental Department
525 Camino de Los Marquez
P.O. Box 26110
Santa Fe, NM 87502-6110

Dear Ms. Hoditschek:

Thank you for submitting the information packet on "Hazardous and Radioactive Materials Bureau-Request for Proposals for Professional Services." We will decline to bid on this request due to our limited background in radiochemistry and in hydro-geology.

Very truly yours,

Mark T. Atwood, PhD
Client Services

JJ

RECEIVED
APR 20 1995

RECEIVED
APR 20 1995

Evergreen Analytical, Inc. 4036 Youngfield St. Wheat Ridge, CO 80033-3862 (303) 425-6021 FAX (303) 425-6854

GERAGHTY
& MILLER, INC.
*Environmental Services*

May 2, 1995

RECEIVED
MAY 4 1995

Ms. Barbara Hoditschek
RCRA Permits Program Manager
New Mexico Environment Department
525 Camino De Los Marquez
P. O. Box 26110
Santa Fe, New Mexico 87502

RE: RFP for Review of WIPP Part B Permit Application

Dear Ms. Hoditschek:

Geraghty & Miller appreciated the opportunity to review the above referenced RFP documents. However, after careful review of the information, Geraghty & Miller has determined that they will be unable to respond to the RFP.

Thank you again for providing the information, and please feel free to call if you have any questions.

Sincerely,

**GERAGHTY & MILLER, INC.**

Clyde L. Yancey

Clyde L. Yancey, P.G.
Senior Scientist/Operations Manager
Albuquerque, New Mexico

CLY/dam

6400 Uptown Boulevard, NE - Suite 330-W • Albuquerque, New Mexico 87110 • (505) 881-7660 • FAX (505) 881-7665

LABYRINTH Group
A Division of PATHFINDER Corp.

RECEIVED
MAY 15 1995

May 12, 1995

Ms. Barbara Hoditschek
Hazardous & Radioactive Materials Bureau
New Mexico Environment Department
525 Camino de Los Marquez
P. O. Box 26110
Santa Fe, New Mexico 87502-6110

Ref: Review of Resource Conservation and Recovery Act Permit Application and Other Technical Documents

Dear Ms. Hoditschek:

Please include us in your distribution list of prospective offerors for the "Review of Resource Conservation and Recovery Act Permit Application and Other Technical Documents." We are a Small Disadvantaged Business (SDB) doing work under SIC codes 8711, 8712, 8744, and 8728.

Thank you for your consideration in this matter. If you need any other information, please call our Technical Director, Mr. John Purvis at (513) 436-6022.

Sincerely,

E. Thomas Watts

E. Thomas Watts
General Operations Manager

ETW:jo

5/16 12:10 PM
Self-disqualified because of conflict of interest. Perform Pt B work for DOE at Fernal, waste characterization
SOE

3131 Newmark Drive, Suite 227, Dayton OH 45342 ; (513) 436-9922 ; Fax (513) 436-5202

**NES, Inc.**

44 Shelter Rock Road
Danbury, CT 06810
(203) 796-5000

- Integrated Environmental Services
- Engineering & Consulting Services
- Engineered Products

May 5, 1995
Refer to: ESP-0600

Ms. Barbara Hoditschek
Hazardous & Radioactive Materials Bureau
New Mexico Environment Department
525 Camino de Los Marquez
P. O. Box 26110
Santa Fe, New Mexico 87502-6110

Subject: Solicitation for Review of Resource Conservation and Recovery Act Permit Application and Other Technical Documents

Dear Ms. Hoditschek:

With regard to the subject request for proposal we regretfully inform you that we must decline to bid.

We appreciate the opportunity to propose our services, and wish to remain as a considered bidder for future projects. If we can be of any other assistance please feel free to contact me at (203) 796-5231.

Sincerely,

Robyn Whiteley-Greaves

Robyn Whiteley-Greaves
Proposal Specialist

Forward to Stephanie Kruse in HRMB. NL

# Rogers & Associates Engineering Corporation

Post Office Box 330
Salt Lake City, Utah 84110-0330
(801) 263-1600 • FAX (801) 262-1527

April 7, 1995

RECEIVED
APR 11 1995
GROUND WATER BUREAU

Mr. Cliff Hawley, Chief
Personnel Services Bureau
New Mexico Environment Department
P.O. Box 26110
Santa Fe, NM 87502-6110

G-2

Re: Request for Proposals, "Review of Resource Conservation and Recovery Act Permit Application and Other Technical Documents"

Dear Mr. Hawley:

After careful review, Rogers & Associates Engineering Corporation has decided not to submit a proposal in response to the above referenced request for proposal. We appreciate receiving a copy of the request for proposals, and request that Rogers & Associates remain on your mailing lists for any future solicitations.

Very truly yours,

Edward A. Jennrich
Vice President

EAJ:csd

RECEIVED
APR 17 1995

# Sonalysts, Inc.

Steve Z

35 Varden Drive • Suite 4-G Aiken, SC 29803 (803) 641-6705 • Fax: (803) 641-4886

To Benito Garcia, Esq

April 13, 1995

Cliff Hawley, Chief
Personnel Services Bureau
New Mexico Environment Department
PO Box 26110
1190 St. Francis Drive
Santa Fe, New Mexico 87502-6110

Dear Mr. Hawley,

I reference Request for Proposal (RFP) from New Mexico Environment Department Hazardous and Radioactive Materials Bureau for Professional Services, dated March 29, 1995.

We appreciate your kind invitation to submit a proposal concerning this RFP. We regretfully submit a No Bid for this solicitation. However, we do want to remain on the New Mexico Environment Department Hazardous and Radioactive Materials Bureau bidder's list for future solicitations.

Respectfully,

Robert A. Hass

Robert A. Hass

RECEIVED
[redacted] 18 1995

REQUESTS FOR RFP

INFO PACKET

(RED TAG INDICATES REQUEST FOR ADDITIONAL INFO)

A.T. Kea
One Tab
1200 Se
Denver,
303 572
Facsimil

MAR 1995
RECEIVED
HAZARDOUS WASTE
PROGRAM

March

KEARNEY

Ms. B
Hazar
New M
P.O. Box 26110
525 Camino De Los Marquez
Santa Fe, New Mexico 87502-6110

Reference: Request for Proposal published in the CBD, March 29, 1995

Dear Ms. Hoditschek:

A.T. Kearney is very interested in responding to your request for proposals published in the March 29, 1995 CBD regarding permit application review support for the Waste Isolation Pilot Plant (WIPP). Please provide a copy of the RFP application packet to:

Ms. Connie Walker
A.T. Kearney
1200 17th Street, Suite 950
Denver, CO 80202

We look forward to receiving the packet and responding to the RFP. For your convenience, please find enclosed a self-addressed Federal Express envelope for the RFP packet.

Sincerely,

Connie Walker

Connie Walker
Manager, A.T. Kearney

Entered # 8

# FAX TRANSMITTAL

**Law Companies**
**2710 Gateway Oaks, Suite 150 N**
**Sacramento, CA 95833**
**(916) 649-2424 Telephone**
**(916) 649-8100 FAX**

DATE: March 29, 1995

TO: Barbara Hoditschek FAX NUMBER: (505)827-4361

FROM: Roberta Tassey

SUBJECT: Request for RFP RCRA Permit Application Review

NUMBER OF PAGES (including cover): 1

MESSAGE:

I would like to request a copy of the RFP for the review of the DOE's WIPP permit application. I can be reached at (916) 649-2424. Please mail to the address above.

Thanks
Roberta Tassey

Entered # 2

John Montgomery
Ecology & Environment

- Steve Rqst. Cora Proposals Appl Bckt
RCRA Permit review for WIPP
(505) 764-9700

---

RFP

WIPP Proposal

Entered #4

We need to tell
Lydia / Chika
about RFP's

GCL
Environmental Science and Engineering
A BDM International Company

50 Marquette NW, Ste. 1100 • Albuquerque, NM 87102
(505) 842-0001 • FAX: (505) 842-0595

March 29, 1995

Barbara Hoditschek
Hazardous & Radioactive Materials Bureau
New Mexico Environment Department
525 Camino de Los Marquez
P.O. Box 26110
Santa Fe, NM 87502-6110

RE: Request for Proposal

GCL would like a copy of the advanced acquisition package for the following project as announced in the *Commerce Business Daily*.

Heading: Review of Resource Conservation and Recovery Act Permit Application and Other Technical Documents

Date: 03/29/95

Sincerely,
Geoscience Consultants, Ltd. (GCL)

Tina Alarid
Manager, Communications

RECEIVED
MAR 30 1995

Entered # 11

Roy F. Weston, Inc.
1 Weston Way
West Chester, Pennsylvania 19380-1499
610-701-3000 • Fax 610-701-3186

March 29, 1995

RECEIVED
APR 4 1995

Hazardous & Radioactive Materials Bureau
New Mexico Environment Department
525 Camino de Los Marquez
P.O. Box 26110
Santa Fe, New Mexico 87502-6110

Re: Solicitation No. Whipp
REVIEW OF RESOURCE CONSERVATION AND RECOVERY ACT PRMIT APPLICATION AND OTHER TECHNICAL DOCUMENTS
cbd dated 3-29-95

Attention: Barbara Hoditschek

Roy F. Weston, Inc. (WESTON®) is very interested in the above referenced RFP, as reported in the Commerce Business Daily.

Please forward a copy of this RFP to my attention as soon as it becomes available. If additional information is required, please contact me at 610/701-5134.

Very truly yours,

ROY F. WESTON, INC.

Sharon M. Fry

Sharon M. Fry
Vice President
Program Development

SMF/bjm

**Resource Applications, Inc.**
Engineers • Scientists • Planners

Tara Singh, Ph.D., P.E., DEE
President

March 29, 1995

RECEIVED
APR 4 1995

NEW MEXICO ENVIRONMENT DEPARTMENT
Hazardous & Radioactive Materials Bureau
Attn: Barbara Hoditschek
525 Camino de Los Marquez,
P. O. Box 26110
Santa Fe, NM 87502-6110

Subject: SOFTSHARE Order Number: 950329-0053PROCURE

Dear Ms. Hoditschek:

In response to your notice for the subject solicitation (REVIEW OF RESOURCE CONSERVATION AND RECOVERY ACT PERMIT APPLICATIONS AND OTHER TECHNICAL DOCUMENTS) in the *Commerce Business Daily* dated March 29, 1995, Resource Applications, Inc. (RAI) is forwarding this letter, with a mailing label. We request that a copy of the solicitation be sent to us as soon as it is available.

Please enter the following address into your mailing list for future information:

RESOURCE APPLICATIONS, INC.
Attn: Mr. Gary A. Lewis
2980 Fairview Park Drive North
Suite 1000
Falls Church, VA 22042

If you have any questions or require any other information please feel free to call me at (703) 698-2000. Thank you.

Sincerely,

RESOURCE APPLICATIONS, INC.

Gary A. Lewis

Gary A. Lewis
Deputy Program Manager

Attachment: a/s

cc: Chron File
g:\ltrs\lewis\epacinc10.sol

☒ 2980 Fairview Park Drive, Suite 1000 • Falls Church, VA 22042 • Tel: (703) 698-2000 • Fax: (703) 698-2030
☐ 9291 Old Keene Mill Road • Burke, VA 22015 • Tel: (703) 644-0401 • Fax: (703) 644-0404
☐ 1465 Northside Dr., N.W., Suite 221 • Atlanta, GA 30318 • Tel: (404) 352-8236 • Fax: (404) 352-8504
☐ 150 South Wacker Dr., Suite 1900 • Chicago, IL 60606 • Tel: (312) 332-2230 • Fax: (312) 332-7869
☐ 141 Union Blvd., Suite 290 • Lakewood, CO 80228 • Tel: (303) 969-9300 • Fax: (303) 969-0669
☐ 142 Schibanoff Road, P.O. Box 6381 • Freehold, NJ 07728 • Tel: (908) 780-3535 • Fax: (908) 780-5008
☐ 750 N. St. Paul Street, Suite 1350 • Dallas, TX 75201 • Tel: (214) 871-3003 • Fax: (214) 871-0628

# Rogers & Associates Engineering Corporation

Post Office Box 330
Salt Lake City, Utah 84110-0330
(801) 263-1600 • FAX (801) 262-1527


March 31, 1995

RECEIVED
APR 4 1995

Ms. Barbara Hoditschek
Hazardous and Radioactive Materials Bureau
New Mexico Environmental Department
P.O. Box 26110
Santa Fe, NM 87502-6110

G-2

Re: "Review of Resource Conservation and Recovery Act Permit Application and Other Technical Documents" (Commerce Business Daily, March 29, 1995)

Dear Ms. Hoditschek:

Rogers & Associates Engineering Corporation is interested in receiving a copy of the above-referenced solicitation. Please send the information to:

Mr. Edward A. Jennrich
Vice President
Rogers & Associates Engineering Corp.
P.O. Box 330
Salt Lake City, UT 84110-0330

If you require any further information, please call.

Sincerely yours,

Connie S. Drury
Office Manager

csd

cc: E.A. Jennrich

**WASTREN, Inc.**

477 Shoup Ave., Suite 209
Idaho Falls, ID 83402
Office (208) 523-9195
FAX (208) 523-9111

March 29, 1995
In Reply Refer to: BHT/010/0395

Barbara Hoditschek
Hazardous and Radioactive Materials Bureau
New Mexico Environment Department
525 Camino de Los Marquez
P. O. Box 26110
Santa Fe, New Mexico 87502-6110

RECEIVED
APR 4 1995

Dear Ms. Hoditschek:

SUBJECT: Review of Resource Conservation and Recovery Act Permit Application and Other Technical Documents

This letter serves as a communication to formally request all solicitation materials and the request for proposal package for the subject referenced procurement.

Please send this material to me at the following address:

Barbara J. Trenchak
*WASTREN, Inc.*
477 Shoup Ave., Suite 205
Idaho Falls, Idaho 83402

Sincerely,

Barbara J. Trenchak

Barbara J. Trenchak

bht

DPRA

RECEIVED
HAZARDOUS WASTE
PROGRAM

March 30, 1995

New Mexico Environment Department
Hazardous & Radioactive Materials Bureau
525 Camino de Los Marquez
P.O. Box 26110
Santa Fe, NM 87502-6110

Attn: Barbara Hoditschek

Dear Ms. Hoditschek:

We would appreciate receiving a copy of the Request for Proposal application packet as described in the March 29 issue of the Commerce Business Daily.

| |
|---|
| Review of Resource Conservation and Recovery Act Permit Application and Other Technical Documents. |

Thank you for your attention to our request.

Sincerely,

Richard Seltzer

Richard E. Seltzer
President
DS

mh/adm

209 Research Drive P.O. Box [illegible] Manhattan, Kansas [illegible] Telephone [illegible] FAX [illegible]
Other offices: Charlotte, Dallas, [illegible] Milwaukee, St. Paul [illegible]

Walter Cunningham 602/234-0696
GPI Environmental, Inc.
2922 West Clarendon Avenue
Phoenix AZ 85017

John Smith
~~ERM Inc.~~
555 Oppenheimer, Suite 100 662-3700
Los Alamos, NM 87544 662-1398

ERM
2201 Buena Vista, SE
Suite 205
ABQ NM 87106

Dr. Carlos Tamayo 303/770-0654
TECHLINK Enviro tal
6660 E. Heritate Place, North
Englewood, CO 80111

4/6 request for RFB

Ken Walters
IT Corp.

5301 Central Ave NE
Suite 700
Albq 87108
ph 505 262-8808
fax 262-8893 (8855)

EL DORADO ENGINEERING INC.
DESIGNERS/CONSULTANTS

April 3, 1995

Ms. Barbara Hoditschek
Hazardous & Radioactive Materials Bureau
New Mexico Environment Department
525 Camino de Los Marquez
P.O. Box 26110
Santa Fe, NM 87502-6110

Dear Ms. Hoditschek:

El Dorado Engineering Inc., a small business, is interested in your announcement "Review of Resource Conservation and Recovery Act Permit Application and Other Technical Documents" that was announced in the March 29, 1995, issue of the Commerce Business Daily. Please send the Request For Proposal application packet.

Thank you.

Sincerely,

Tug Sweeda

Tug Sweeda
Secretary

RECEIVED
APR 6 1995

2964 WEST 4700 SOUTH, SUITE 109 • SALT LAKE CITY, UTAH 84118 • (801) 966-8288 • (FAX (801) 966-8499

**LOUIS BERGER & ASSOCIATES, INC.**

*Engineers • Scientists • Economists • Planners*

814 West Diamond Avenue, Suite 101
Gaithersburg, MD 20878
Telephone: (301) 216-0664
Telefax: (301) 216-0618

March 29, 1995

Barbara Hoditschek
Hazardous & Radioactive Materials Bureau
New Mexico Environment Department
525 Camino de Los Marquez
P.O. Box 26110
Sante Fe, NM 97502-6110

RE: Review of Resource Conservation and Recovery Act Permit Application and Other Technical Documents

Dear Ms. Hoditschek:

Please send me a copy of the solicitation package that was noticed in the Commerce Business Daily on March 29, 1995.

Louis Berger & Associates (Berger) is part of the Berger Group. Berger's professionals offer expertise in engineering, program management, environmental sciences, risk assessments, and information services.

If there are any questions, please call me at (301) 216-0664.

Thank you,

LOUIS BERGER & ASSOCIATES, INC.

Barry Millman

Barry Millman, P.E.
Senior Chemical Engineer

RECEIVED
[redacted] 6 1995

**LT ENVIRONMENTAL, INC.**
Compliance ◆ Risk Analysis ◆ Remediation

2150 West 29th Avenue, Suite 310
Denver, Colorado 80211
(303) 433-9788
FAX (303) 433-1432

April 3, 1995

Ms. Barbara Hoditschek
Hazardous and Radioactive Materials Bureau
New Mexico Environmental Department
525 Camino de Los Marquez
P.O. Box 26110
Santa Fe, New Mexico 87502-6110

RE: RFP to Review Resource Conservation and Recovery Act Permit Application and Other Technical Documents

Dear Ms. Hoditschek:

Please send one copy of the referenced RFP as detailed in the March 29, 1995 Commerce Business Daily to:

Lisa M. Negri
LT Environmental, Inc.
2150 West 29th Avenue, Suite 310
Denver, Colorado 80211

Thank you.

Sincerely,

LT ENVIRONMENTAL, INC.

Lisa M Negri

Lisa M. Negri, P.E.
President

RECEIVED
APR 6 1995

# Environmental Information Services, Incorporated

4790 Shawnee Place, Suite 102, Boulder, Colorado 80303-3818 (303) 494-4067 Fax (303) 494-1575


April 3, 1995

Ms. Barbara Hoditschek
Hazardous & Radioactive Materials Bureau
New Mexico Environment Department
525 Camino de Los Marquez
P.O. Box 26110
Santa Fe, NM 87502-6110

Phone: (505) 827-4308

RE: RFP, Review of Resource Conservation and Recovery Act Permit Application and Other Technical Documents

Dear Ms. Hoditschek:

Please send Environmental Information Services, Inc. (EIS) a copy of the RFP referenced above to the following address:

Environmental Information Services, Inc.
4790 Shawnee Place, Suite 102
Boulder, CO 80303-3818

Please put the solicitation to my attention.

EIS is a small woman-owned environmental service firm which has served both the private and public sectors since 1987. Our main areas of expertise are environmental assessments, radioactive and hazardous waste management, and industrial hygiene services .

If you have any questions, please call me at (303) 494-4067.

Sincerely,

Robin E. Barre
Marketing Assistant


RECEIVED
APR 6 1995

# INTECH, INC.

845 J QUINCE ORCHARD BLVD., GAITHERSBURG, MD 20878-1676 • (301) 670-8973 • FAX (301) 670-8979


March 29, 1995

Barbara Hoditschek
Hazardous & Radioactive Materials Bureau
New Mexico Environment Department
525 Camino de Los Marquez
P.O. Box 26110
Santa Fe, New Mexico 87502-6110

RE: REVIEW OF RESOURCE CONSERVATION AND RECOVERY ACT PERMIT APPLICATION AND OTHER TECHNICAL DOCUMENTS (WIPP).

Please forward the subject solicitation documents. INTECH is a small business.

Sincerely,

Phillip Lowe


RECEIVED
APR 6 1995

WILLIAMS
&
COMPANY
CONSULTING, INC.

SERVICES

| | | |
|---|---|---|
| Business Advisory | Information Services | Human Resources |
| Tax Planning | Financial Institutions | Health Care |
| Estate Planning | Insurance & Risk Management | Investment Advisory |

April 3, 1995

Ms. Barbara Hoditschek
Hazardous & Radioactive Materials Bureau
New Mexico Environmental Department
525 Camino de Los Marquez
P.O. Box 26110
Santa Fe, New Mexico 87502-6110

Dear Ms. Hoditschek:
Please provide our firm with a copy of the solicitation documents for solicitation entitled "Review of Resources Conversation and Recovery Act Permit Application and Other Technical Documents." Please direct the document to the following address:

Tracy S. Lemar, P.E.
Project Engineer
Williams & Company Consulting, Inc.
1000 Illinois Street - Suite B
Des Moines, Iowa 50314-3047
Phone: (515) 284-1616
Fax: (515) 285-0017

We appreciate your assistance in this matter.

Sincerely,

Tracy S. Lemar, P.E.
Project Engineer

F:\HOME\PUBLIC\TSL\WPDOCS\WP_TEMPS\LETCBD06.DOC

RECEIVED
APR 6 1995

1000 Illinois Street, Suite B Des Moines, Iowa 50314-3047
515-284-1616 FAX 515-284-0017

ERO
RESOURCES CORPORATION
Consultants in Natural Resources and the Environment

April 3, 1995

Ms. Barbara Hoditschek
Hazardous & Radioactive Materials Bureau
New Mexico Environment Department
525 Camino de Los Marquez
P.O. Box 26110
Santa Fe, NM 87502-6110

Dear Ms. Hoditschek:

I would appreciate your mailing to me at the address indicated below the Request for Proposals application packet for Review of Resource Conservation and Recovery Act Permit Application and Other Technical Documents I. Thank you!

Sincerely,

Tom Flack

Thomas E. Flack

TEF:mlc

RECEIVED
APR 6 1995

1740 High Street, Denver, Colorado 80218 (303) 320-4400 FAX (303) 320-4491

**Integrated Computer Systems**

April 3, 1995

Barbara Hoditschek
Hazardous & Radioactive Materials Bureau
New Mexico Environment Department
525 Camino de Los Marquez
P.O. Box 26110
Sante Fe, New Mexico 87502-6110

ATTN: Barbara Hoditschek

Dear Ms. Barbara Hoditschek:

Please send a copy of the RFP application packet listed above as advertised in the Commerce Business Daily Issue No. PSA-1313. Your cooperation would be greatly appreciated.

Thank you,

Janet M. Moody

Janet M. Moody

RECEIVED
APR 6 1995

215 South Rutgers Avenue Oak Ridge, Tennessee 37830 (615) 482-1999 FAX: (615) 481-0921

no company name
or phone #.

March 31, 1995

Barbara Hoditschek
Hazardous & Radioactive Materials Bureau
New Mexico Environment Department
525 Camino de Los Marquez
P.O. Box 26110
Santa Fe, NM 87502-6110

Subject: Review of Resource Conservation and Recovery Act Permit Application and other Technical Documents

Please send the solicitation for Review of RCRA Permit Application and other Technical Documents to the following address:

Victoria Carter
6201 Everglades Dr.
Alexandria, VA 22312

Thank you,

Victoria Carter

Victoria Carter
Technical Services Coordinator

RECEIVED
MAR 6 1995

GERAGHTY
& MILLER, INC.
*Environmental Services*

April 5, 1995

Ms. Barbara Hoditschek
Hazardous & Radioactive Materials Bureau
New Mexico Environment Department
525 Camino de Los Marquez
P. O. Box 26110
Santa Fe, New Mexico 87502-6110

RE: Request for Proposal Application Packet
RCRA Permit Application Review

Dear Ms. Hoditschek:

I'm writing to request the proposal application packet for the review of the Resource Conservation and Recovery Act (RCRA) permit application and other technical documents submitted to the State of New Mexico for the Department of Energy's Waste Isolation Pilot Plant.

If you should have any questions, please do not hesitate to call.

Very truly yours,

GERAGHTY & MILLER, INC.

Clyde L. Yancey

Clyde L. Yancey
Operations Manager
Albuquerque, New Mexico

CLY/dam

RECEIVED
APR 6 1995

6400 Uptown Boulevard, NE - Suite 330-W • Albuquerque, New Mexico 87110 • (505) 881-7660 • FAX (505) 881-7665

**Coe-Truman Technologies, Inc.**

April 3, 1995

Barbara Hoditschek
Hazardous & Radioactive Materials Bureau
New Mexico Environment Department
525 Camino de Los Marquez
P.O. Box 26110
Santa Fe, New Mexico 87502-6110

Dear Ms. Hoditschek:

Coe-Truman Technologies is interested in obtaining the Request for Proposals application packet for "Review of Resource Conservation and Recovery Act Permit Application and Other Technical Documents." Please send a copy to:

Coe-Truman Technologies, Inc.
669 Woodland Square Loop SE, Ste C
Lacey, WA 98503-1045

Sincerely,

Lana Leiding
Technical Writer

RECEIVED
APR 6 1995

**Northwest Operations** 669 Woodland Sq. Loop SE, Suite C Lacey, Washington 98503-1045 Facsimile 206/438-0205 206/438-0115

RECOM
APPLIED SOLUTIONS

1035 Pearl Street
West End Plaza, Suite 202
Boulder, Colorado 80302 USA
(303) 440-6060 or 440-6058
(303) 440-6099 (FAX)

(see new address below)

*from the desk of*
J. Craig Erickson,
President

March 31, 1995
RAS-CE-95278

RECEIVED
APR 7 1995

Hazardous & Radioactive Materials Bureau
New Mexico Environment Department
525 Camino de Los Marquez
Post Office Box 26110
Santa Fe, New Mexico 87502-6110

Att: Barbara Hoditschek

Reference: Review of Resource Conservation and Recovery Act Permit Application and Other Technical Documents

Dear Ms. Hoditschek:

Recom Applied Solutions, Incorporated, would like to request the above solicitation. We are a small business totally focused in many environmental areas, including source reduction/pollution prevention. Please send the solicitation to the following address:

Mr. J. Craig Erickson
Recom Applied Solutions, Incorporated
2919 West 17th Street, Suite 207
Longmont, Colorado 80503
(303) 678-9603
(303) 678-9606 FAX

Please do not hesitate to call the undersigned if you have any questions. Thank you.

Very truly yours,

J. Craig Erickson

*Please note our new address: 2919 West 17th Street, Suite 207, Longmont, Colorado 80503 • (303) 678-9603, (303) 678-9606 FAX*

E. J. Riley, Inc.
Creekside 3 • Suite 302
1001 South 24th St. West
Billings, MT 59102
(406) 652-9382 • Fax (406) 652-9329

Management and Technical Consulting

April 3, 1995
EJR-95-0125

RECEIVED APR 7 1995

Barbara Hoditschek
Hazardous & Radioactive Materials Bureau, NMED
525 Caminio de Los Marquez
P.O. Box 26110
Santa Fe, New Mexico 87502-6110

***SUBJECT: Request for application packet for "Review of Resource Conservation and Recovery Act Permit Application and Other Technical Documents"***

Please send us an application packet for "Review of Resource Conservation and Recovery Act Permit Application and Other Technical Documents.

**E. J. Riley, Incorporated is a certified minority and woman-owned small** management and technical consulting corporation, whose second corporate principle is a Vietnam Era Disabled American veteran, providing professional manpower support with capabilities in environmental compliance, waste management, quality assurance, and safety analysis with superior knowledge of the DOE Orders/DOD Directives/Instructions.

If you have additional questions, please call our office at 406-652-9382 or fax at 406-652-9329. Point of contact is:

**Renee S. Riley**
E. J. Riley, Incorporated
Creekside 3, Suite 302
1001 South 24th Street West
Billings, Montana 59102

Thanking you in advance,

Renee S. Riley
President

ddc

FILE: cbd\rcra.nm

NES, Inc.

44 Shelter Rock Road
Danbury, CT 06810
(203) 796-5000

- Integrated Environmental Services
- Engineering & Consulting Services
- Engineered Products

RECEIVED
APR 10 1995

April 3, 1995
Refer to: ESP-0558

Ms. Barbara Hoditschek
Hazardous & Radioactive Materials Bureau
New Mexico Environment Department
525 Camino de Los Marquez
P. O. Box 26110
Santa Fe, New Mexico 87502-6110

Subject: Solicitation for Review of Resource Conservation and Recovery Act Permit Application and other Technical Documents

Dear Ms. Hoditschek:

Please send to my attention the above referenced solicitation, along with a list of other vendors who requested this package. This solicitation was originally announced in the *Commerce Business Daily* on March 29, 1995.

Should you have any questions about my request, I can be reached at the above address or at (203) 796-5231.

Sincerely,

Robyn Whiteley-Greaves

Robyn Whiteley-Greaves
Proposal Specialist

WESTAT
An Employee-Owned Research Corporation
1650 Research Blvd. • Rockville, MD 20850-3129 • 301 251-1500 • FAX 301 294-2040

March 29, 1995

Barbara Hoditschek
Hazardous & Radioactive Materials Bureau
New Mexico Environment Department
525 Camino de Los Marquez
P.O. Box 26110
Santa Fe, New Mexico 87502-6110

RECEIVED [redacted] 10 [redacted]

Dear Ms. Hoditschek:

Please send a copy of the RFP entitled "Review of Resource Conservation and Recovery Act Permit Application and Other Technical Documents," as announced in the March 29, 1995 edition of the **Commerce Business Daily**.

Sincerely,

Dee Schofield

Dee Schofield
Marketing Coordinator

DS:kw

Barbara Hoditschek, Hazardous & Radioactive Materials Bureau, New Mexico Environment Department, 525 Camino de Los Marquez, P.O. Box 26110, Santa Fe, New Mexico 87502-6110, (505) 827-4308

REVIEW OF RESOURCE CONSERVATION AND RECOVERY ACT PERMIT APPLICATION AND OTHER TECHNICAL DOCUMENTS I. The New Mexico Environment Department is soliciting proposals from qualified firms to provide the following services: Expertise in the review of the Resource Conservation and Recovery Act permit application and other technical documents submitted to the State of New Mexico for the Department of Energy's Waste Isolation Pilot Plant. The review process will entail a completeness determination, technical evaluation, evaluation of responses from the applicant, decision analysis and administrative support of general permitting activities and technical evaluation of WIPP-related documents. II. This request is to provide professional services for two (2) years from the date of the contract award with an option to extend the contract for up to a total of four (4) years. Proposals should include the qualifications of all personnel to be used in permit review activities and define what the role of each person will be in satisfying the scope of work of the proposed contract. III. Tentative Schedule: March 29, 1995 - RFP released. April 19, 1995 - Interim proposal bid review conference. May 10, 1995 - Proposals due no later than 4:00 pm MDT. June 9, 1995 - Notice of proposed award(s) begin contract negotiations. IV. To obtain the Request for Proposals application packet, contact: address above. V. An original and five (5) typed copies of the proposal must be received by registered mail or hand delivered to: Cliff Hawley, Chief, Personnel Services Bureau, New Mexico Environment Department, P.O. Box 26110, 1190 St. Francis Drive, Santa Fe, New Mexico 87502-6110 by 4:00 pm, MDT, May 10, 1995. (086)

PERRIN QUARLES ASSOCIATES, INC.
501 FAULCONER DRIVE, SUITE 2-D
CHARLOTTESVILLE, VIRGINIA 22903
TEL: 804-979-3700 • FAX: 804-296-2860

April 6, 1995

Ms. Barbara Hoditschek
Hazardous & Radioactive Materials Bureau
New Mexico Environment Department
525 Camino de Los Marquez
P.O. Box 26110
Santa Fe, NM 87502-6110

RECEIVED
APR 10 1995

Dear Ms. Hoditschek:

Perrin Quarles Associates, Inc. (PQA) requests a copy of the following RFP, please send it to me at the address listed above:

- Review of Resource Conservation and Recovery Act Permit Application and Other Technical Documents.

If you have any questions or need additional information, please contact me.

Sincerely,

Kristie Hamlet

Kristie Hamlet
Contract Administrator

/kh

Evergreen

April 5, 1995

Ms. Barbara Hoditschek
Hazardous and Radioactive Materials Bureau
New Mexico Environmental Department
525 Camino de Los Marquez
P.O. Box 26110
Santa Fe, NM 87502-6110

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APR 10 1995

Dear Ms. Hoditschek:

Please send a copy of "Review of Resource Conservation and Recovery Act Permit Applications and Other Technical Documents."

Very truly yours,

Mark T. Atwood, PhD
Client Services

JJ

Evergreen Analytical, Inc. 4036 Youngfield St. Wheat Ridge, CO 80033-3862 (303) 425-6021 FAX (303) 425-6854

BSI

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April 5, 1995

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APR 10 1995

Ms. Barbara Hoditschek
Hazardous & Radioactive Material Bureau
New Mexico Environment Department
525 Camino de Los Marquez
P.O. Box 26110
Santa Fe, New Mexico 87502-6110

Dear Ms. Hoditschek

Ref: Commerce Business Daily March 24, 1995 through; March 30, 1995
RCRA Permit Application and Other Technical Documents I

In response to the announcement in the above referenced issue of the CBD, we would like to request a copy of the referenced subject. Biotechnical Services, Inc. is a woman-owned small business providing professional services in support of research in the life sciences. We provide a wide range of documentation, quality assurance, and data management and statistical services.

Thank you for your prompt attention to this request.

Sincerely,

Susan Gunnels
Project Manager

BIOTECHNICAL SERVICES, INC. 4610 West Commercial Drive • North Little Rock, AR 72116-7059
(501) 758-6290 • FAX (501) 753-5963

MAILING ADDRESS
P.O. Box 7060
The Woodlands, Texas 77387
Phone: (409) 273-1774

EPCON INDUSTRIAL SYSTEMS INC.

PLANT ADDRESS
7745 I-45 South
Conroe, Texas 77385
FAX: (409) 273-4600

April 4, 1995

Hazardous & Radioactive Materials Bureau
New Mexico Environment Department
525 Camino de Los Marquez
P. O. Box 26110
Santa Fe, New Mexico 87502-6110

ATTN: Barbara Hoditschek

REFERENCE: REVIEW OF RESOURCE CONSERVATION AND RECOVERY ACT PERMIT APPLICATION AND OTHER TECHNICAL DOCUMENTS.

Dear Ms. Hoditschek:

Please forward a copy of the subject solicitation. We are manufactures of this equipment.

We are also a Small Business corporation. Our DUNS Number is 08-356-5275. Our FSCM Number is 6S726, CODE Number 1BN14.

Please forward a copy of the above-referenced solicitation to the following address:

EPCON Industrial Systems, Inc.
P.O. Box 7060
The Woodlands, TX 77387-9974

Thank you for your prompt and courteous attention.

Sincerely yours,

**EPCON INDUSTRIAL SYSTEMS, INC.**

Brad D. Morello
Sales Engineer

BDM/kjt2

Al Larson
EPCON
850 Warrenville Rd
Suite 106
Lisle Ill 60532-4326
708/241-2901
708/241-2601

Stan F


# PEER
**Consultants, P.C.** ENGINEERS • SCIENTISTS • MANAGEMENT CONSULTANTS

12300 Twinbrook Parkway • Suite 410 • Rockville, MD 20852 • (301) 816-0700 • FAX (301) 816-9291

*Pollution, Environment, Energy and Resources*


APR 7 1995

April 4, 1995

Hazardous & Radioactive Materials Bureau
New Mexico Environment Department
525 Camino de Los Marquez
PO Box 26110
Santa Fe, New Mexico 87502-6110

ATTN: Barbara Hoditschek

REF: Review of Resource Conservation and Recovery Act Permit Application and Other Technical Documents

Dear Ms. Hoditschek:

PEER Consultants, P.C. is interested in your advertisement on page 7 in the Wednesday, March 29, 1995, CBD Issue No. PSA-1313.

Please send a copy of the above referenced solicitation (RFP) to:

PEER Consultants, P.C.
12300 Twinbrook Parkway
Suite 410
Rockville, MD 20852

Thank you for your attention to this request.

Sincerely,

PEER Consultants, P.C.

Paula L. Doboski

Paula L. Doboski
Assistant to the President

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APR 10 1995

SCHREIBER GRANA & YONLEY
INCORPORATED
ENVIRONMENTAL ENGINEERS

271 Wolfner Drive ▪ Saint Louis, Missouri 63026
314/349-8399 ▪ Fax 314/349-8384

Steve N

APR 7 1995

April 4, 1995

Mr. Benito Garcia
New Mexico Environmental Department
Bureau Chief
Hazardous Waste Bureau
1190 St. Francis Drive
Santa Fe, New Mexico 87502

Dear Mr. Garcia:

I am writing to solicit a Request for Proposal that was released for Review of Resource Conservation and Recovery Act Permit Application and Other Technical Documents, Softshare Order Number 950329-0053PROCURE.

Please send the RFP to the attention of Mr. Bryan Williams at the above address. If you have any questions, please do not hesitate to contact me at (314) 349-8399. Thank you for your assistance.

Regards,

SCHREIBER, GRANA & YONLEY, INC.

Tina Manley

Tina Manley
Sales & Marketing

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[redacted] 10 1995

GENERAL PHYSICS CORPORATION

6700 Alexander Bell Drive
Columbia, MD 21046

(410) 290-2300

April 4, 1995
GP-L-71195221

Ms. Barbara Hoditschek
Hazardous and Radioactive Materials Bureau
New Mexico Environment Department
515 Camino de Los Marquez
P.O. Box 26110
Santa Fe, NM 87502-6110

**Review of Resource Conservation and Recovery Act**
**Permit Application and Other Technical Documents**

Dear Ms. Hoditschek:

General Physics Corporation's Environmental Engineering Division requests that a copy of the referenced solicitation and related material, including a source of firms requesting this solicitation, if available, be sent to the following address:

General Physics Corporation
Attn: Carl Gentilcore, M.S. 2-3
6700 Alexander Bell Drive
Columbia, MD 21046
Telephone: (410) 290-2471
Fax: (410) 290-2455

Thank you for your consideration in this matter. We look forward to working with the New Mexico Environment Department.

Sincerely,

Carl Gentilcore

Carl Gentilcore, P.E.
Business Development Manager
Environmental Engineering and
Applied Sciences

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APR 10 1995

CG/kb

CESI

Columbia Environmental Sciences, Inc.
8300 W. Gage Blvd. #114
Kennewick, WA 99336
(509) 783-5571
(509) 783-7938 (Fax)

Hillview Office
3370 Old Highway 25
Hartsville, TN 37074

Puget Sound Office
5134 SW 324th Place
Federal Way, WA 98023

April 5, 1995

Ms. Barbara Hoditschek
New Mexico Environment Dept.
Hazardous & Radioactive Materials Bureau
525 Camino de Los Marques, P.O. Box 26110
Santa Fe, NM 87502-6110

Dear Ms. Hoditschek:

This letter is to request a copy of the Request For Proposals entitled "Review of Resource Conservation and Recovery Act Permit Application and Other Technical Documents" when it becomes available. The original announcement was published in the March 29, 1995 issue of the Commerce Business Daily. Please send the RFP to:

Scott R. Lawrence
Columbia Environmental Sciences, Inc
8300 W. Gage Blvd., #114
Kennewick, WA 99336

If you have any questions concerning this request, please contact me at 509-783-5571. Thank you.

Sincerely yours,

Scott R. Lawrence
Columbia Environmental Sciences, Inc.

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APR 10 1995

655 East Medical Drive
Bountiful, Utah 84010
Tel 801 298-2401
Fax 801 298-2024

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R E D C O N

April 7, 1994

Ms. Barbara Hoditschek
Hazardous & Radioactive Materials Bureau,
New Mexico Environmental Department
P.O. Box 26110
Santa Fe, New Mexico 87502-6110

**Re: Review of Resource Conservation and Recovery Act Permit Application and other Technical Documents**

Dear Ms. Hoditschek:

REDCON, Inc. requests a copy of the proposal packet for permit application review concerning the Department of Energy's Waste Isolation Plant (notice published in CBD, March 29, 1995, Section R, page 7). Please send the documentation to:

REDCON, Inc.
Attn: Brent Jensen
655 E. Medical Dr., Suite 150
Bountiful, Utah 84010

We appreciate your time and the opportunity to receive a copy of the solicitation.

Sincerely,

Brent W. Jensen

Brent W. Jensen, P.E.
Environmental Division Manager

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APR 10 1995

# IMPACT ASSESSMENT, INC.

2160 AVENIDA DE LA PLAYA, SUITE A • LA JOLLA, CALIFORNIA 92037

TELEPHONE (619) 459-0142 • FACSIMILE (619) 459-9461 • MODEM/BBS (619) 459-9468


April 5, 1995

Ms. Barbara Hoditschek
Hazardous & Radioactive Materials Bureau
New Mexico Environment Department
525 Camino de Los Marquez
PO Box 26110
Santa Fe, NM 87502-6110

RE: Review of Resource Conservation and Recovery Act Permit Application and other Technical Documents

Dear Ms. Hoditschek:

Please send a copy of the above referenced RFP to the following:

John Petterson, Ph.D.
Impact Assessment, Inc.
2160 Avenida de la Playa, Suite A
La Jolla, CA 92037

We are a small business and would also like to receive a list of the other RFP requesters for purposes of proposal teaming or subcontractual relationships.

If you have any questions or need further information please call. Your assistance is appreciated.

Sincerely,

Robin E. Johnson
Office Administrator


RECEIVED
[redacted] 10 1995

ENVIRONMENT • ECONOMY • ENGINEERING
GEOSCIENCE CONSULTING

# EARTH RESOURCE ASSOCIATES, INC.

125 Cedar Creek Drive • Athens, Georgia 30605-3356

Telephone / FAX
(706) 353-2165

April 4, 1995

Ms. Barbara Hoditschek
Hazardous & Radioactive Materials Bureau
New Mexico Environmental Department
525 Camino de Los Marquez
P. O. Box 26110
Santa Fe, NM 87502-6110

Dear Ms. Hoditschek:

This letter deals with your agency's published Request for Proposals as contained in the March 30, 1995 edition of the Carlsbad Current-Argus newspaper. The RFP specifically is in reference to the review of the Resource Conservation and Recovery Act (RCRA) permit application and associated technical documents for the U. S. Department of Energy Waste Isolation Pilot Plant (WIPP).

Our small, minority-owned geotechnical consulting firm would appreciate being sent a single RFP applications packet and being placed upon your mailing list for any followup announcements, etc. Should your agency plan to compile a list of responding firms with pertinent location/telephone/contact person information, we would further appreciate receiving a copy of that listing and any updates. Any information available from the planned April 19, 1995 bid review conference would lastly be welcome as it is unlikely that a representative from our firm can attend.

Thank you for your attention to these requests and for the materials eventually forwarded to us.

Very truly yours,

EARTH RESOURCE ASSOCIATES, INC.

Serge Gonzales, PhD/P.G.
President

SG/spg

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APR 10 1995

# Sonalysts, Inc.

35 Varden Drive • Suite 4-G Aiken, SC 29803 (803) 641-6705 • Fax: (803) 641-4886


April 5, 1995

Ms. Barbara Hoditschek
Hazardous and Radioactive Materials Bureau
New Mexico Environment Department
525 Camino de Los Marquez
PO Box 26110,
Santa Fe, New Mexico 87502-6110

Dear Ms. Hoditschek,

I am writing to request a copy of SOL "Review Of Resource Conservation And Recovery Act Permit Application And Other Technical Documents", as listed in the March 29, 1995, Commerce Business Daily (CBD). The Sonalysts, Inc., DUNS number is 07-731-7766.

Two mailing labels are enclosed for your use. Please forward a copy of the solicitation at your earliest convenience. I appreciate your attention to this matter.

Sincerely,

Robert A. Hass


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APR 10 1995

Sanford Cohen & Associates, Inc.

April 5, 1995

Ms. Barbara Hoditschek
Hazardous & Radioactive Materials Bureau
New Mexico Environment Department
525 Camino de Los Marquez
P.O. Box 26100
Santa Fe, NM 87502-6110

RE: Solicitation No.

Dear Ms. Hoditschek:

S. Cohen & Associates, Inc. would like to receive a copy of the solicitation to provide the following services:

> *"Expertise in the review of the Resource Conservation and Recovery Act permit application and other technical documents submitted to the State of New Mexico for the Department of Energy's Waste Isolation Pilot Plant. The review process will entail a completeness determination, technical evaluation, evaluation of responses from the applicant, decision analysis and administrative support of general permitting activities and technical evaluation of WIPP-related documents."*

Please mail the solicitation to the address listed below. If you have any questions, please feel free to contact me.

Sincerely,

Robin L. Kemper

Robin L. Kemper
Office Manager

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APR 10 1995

1355 Beverly Road • Suite 250 • McLean, Virginia 22101 • 703-893-6600 • 703-821-8236 (Fax)

**PAI**

**PAI CORPORATION**

116 Milan Way
Oak Ridge, Tennessee 37830

*Telephone (615) 483-0666 • Fax: (615) 481-0003*

April 6, 1995

Ms. Barbara Hoditschek
Hazardous & Radioactive Materials Bureau
New Mexico Environmental Department
P.O. Box 26110
525 Camino de Los Marquez
Santa Fe, New Mexico 87502-6110

Subject: Request for Proposal: Review of Resource Conservation and Recovery Act Permit Application and Other Technical Documents

Ref: CBD Announcement, dated March 29, 1995

Dear Ms. Hoditschek:

We would appreciate receiving the above referenced solicitation. PAI Corporation is an 8(a) small, disadvantaged, and woman-owned business with capabilities we believe are pertinent to your needs.

Sincerely;

Yingzhong Lu
Proposal Director

RFPRQ132.HN

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APR 11 1995

MDS

Environmental Specialists

April 07, 1995

Hazardous & Radioactive Materials Bureau
New Mexico Environment Department
525 Camino de Los Marquez
P.O. Box 26110
Santa Fe, New Mexico 87502-6110

ATTN: Barbara Hoditschek

RE: Review of resource Conservation and Recovery Act Permit Application and Other Technical Documents
Project Number:

Dear Sir/Madam,

This Letter serves as a formal request for Proposal and/or a Bidders List for the above mentioned solicitation. MDS Environmental Services is a certified Minority and Women owned business in the states of New Jersey and New York. We at MDS feel we are qualified to perform either all or some of the mentioned services.

Our Mailing Address is:

MDS Environmental Services, Inc.
5 Century Drive
Parsippany, New Jersey 07054

ATTN: Steven J. Gladstone

If you have any questions or comments, do not hesitate to contact me at (201) 292-0300. Thank you for time and consideration in this matter.

Truly yours,

Steven J. Gladstone, CIH, CSP
Director of Occupational Health

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**CONTECH**

**7309 Indian School Rd., N.E., Albuquerque, NM 87110**

NM-95-JA-31
April 10, 1995

New Mexico Environment Department
Hazardous & Radioactive Material Bureau
ATTN: Barbara Hoditschek
525 Camino de Los Marquez
P.O. Box 26110
Santa Fe, NM 87502-6110

Subject: Review of RCRA Permit Application and Other Documents

Dear Ms. Hoditschek:

On behalf of Consolidated Technical Services, Inc. (Contech), I request a copy of the Request for Proposal application packet for Review of RCRA Permit Application and Other Technical Documents for the Department of Energy's Waste Isolation Pilot Plant. Contech is a women-owned small business that provides technical and management consulting services to government and commercial clients in the areas of environmental programs, quality assurance, training, and information systems. Our firm has particular strength in mixed waste characterization, and considerable experience in providing independent technical assessments of complex mixed waste programs. Current projects include chairing an independent advisory panel reviewing characterization of the high level tank wastes at Hanford, and participation on the Red Team review of the environmental restoration program at Los Alamos.

We would welcome the opportunity to support the NMED on this important effort. Please send the subject Request for Proposal to my attention at the following address:

Consolidated Technical Services, Inc.
7309 Indian School Rd NE
Albuquerque, NM 87110

Should you need additional information, please contact me at 881-2338. Thank you for your consideration.

Very truly yours,

Janine S. Arvizu
President
Consolidated Technical Services, Inc.

RECEIVED
APR 11 [redacted]

**RADIAN**
**CORPORATION**

115 Longview Drive
White Rock, New Mexico 87544
(505) 672-0018
FAX: (505) 672-0330

April 9, 1995

Barbara Hoditschek
Hazardous & Radioactive Materials Bureau
New Mexico Environment Department
525 Camino de Los Marquez
P.O. Box 26110
Santa Fe, NM 87502-6110

Subject: Request for Proposal Application Package
CBD Record Number: 1313PRR0003

Dear Ms. Hoditschek:

Please send me a proposal application package for providing support to NMED for the Waste Isolation Pilot Project, Resource Conservation and Recovery Act Permit Application and other related documents. Radian Corporation looks forward to submitting a proposal to you for this support. Thank you.

Sincerely,

Jeffrey R. Miller
Senior Staff Scientist

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APR 11 1995

**ERM Program**
**Management Company**

855 Springdale Drive
Exton, PA 19341
(610) 524-3900
(610) 524-3718 (Fax)

10 April 1995

Ms. Barbara Hoditschek
Hazardous and Radioactive Materials Bureau
New Mexico Environmental Deparrtment
525 Camino de Los Marquez
P.O. Box 26110
Santa Fe, NM 87502-6110

ERM®

**RE: Review of Resource Conservation and Recovery Act Permit Application and other Technical Documents**

Dear Ms. Hoditschek:

I am requesting a copy of the above referenced request for proposal (RFP) **Review of Resource Conservation and Recovery Act Permit Application and other Technical Documents** on behalf of ERM Program Management Company (ERM PMC). This RFP is described in the *Commerce Business Daily* for 29 March 1995.

ERM PMC provides full service environmental consulting services to the public sector. Please send your package to my attention at the address shown above. Thank you for your prompt attention to this request. If you wish additional information, please call me at (610)-524-3521.

Sincerely,

Patricia M. McAdams

Patricia M. McAdams
*Administrative Assistant*

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APR 12 1995

# Columbia Energy & Environmental Services, Inc.

1207 George Washington Way, Suite 22
Richland, Washington 99352
(509) 946-7111 • Fax (509) 946-9365


April 6, 1995

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Hazardous & Radioactive Materials Bureau
New Mexico Environmental Department
525 Camino de Los Marquez
PO Box 26110
Santa Fe, New Mexico 87502-6110
ATTN: Barbara Hoditschek

**Subject: REVIEW OF RESOURCE CONSERVATION AND RECOVERY ACT PERMIT APPLICATION AND OTHER TECHNICAL DOCUMENTS**

Dear Ms. Hoditschek:

Our firm is interested in receiving a copy of your request for proposal (RFP), itemized in the Commerce Business Daily.

Please send a copy of this RFP to the following address:

ATTENTION: RFP DEPT.
Columbia Energy and Environmental Services, Inc.
1207 George Washington Way, Suite 22
Richland, WA 99352
Ph: (509) 946-7111 / Fax: (509) 946-9365

Our firm appreciates the opportunity to review this solicitation and looks forward to receiving future solicitations from your company.

Sincerely,

Dennis F. Brendel/tjw

Dennis F. Brendel, Ph.D.
President

/tjw

cc: RFP File

# $E^3$, INC.

*Environmental & Ecological Engineers*
NE 2345 Hopkins Court
Pullman, WA 99163
Ph: (509)-332-0666 Fax: (509)-332-3202


4/10/95

RECEIVED
[redacted] 1 3 1995

**ATTN: Barbara Hoditschek**
Hazardous and Radioactive Materials Bureau
New Mexico Environment Department
525 Camino de Los Marquez
P.O. Box 26110
Santa Fe, NM 87502-6110

Dear Ms. Hoditschek:

We are interested in responding to your solicitation titled "Review of Resource Conservation and Recovery Act Permit Application and Other Technical Documents". We will appreciate if you could send us a copy of the requisite Request for Proposal application packet at your earliest convenience.

$E^3$, Inc., is the environmental services division of Precision Analytics, Inc., a certified disadvantaged business organization.

Sincerely,

A. Azim Khan
President

GCAS INC. 1-800-637-2237

Date: 4-10-95

TO: Hazardous & Radioactive Materials Bureau

ATTN: Barbra Hoditschek

SOLICITATION#: _____

Please forward the above referenced solicitation number to the attention of:

G.C.A.S. Inc.
Attn: Lori Horowitz
The G.C.A.S. Guaranty Building
120 South Olive Avenue, 7th Floor
West Palm Beach, Florida 33401-5536

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APR 17 1995

In addition, we request that you include with the copy of the solicitation the following information:

The Bidders List
The Name of the Incumbent Contractor
Abstract of Bids of Current Contract
Schedule "B" Pricing of Current Contract

The above referenced information is NOT requested under the Freedom of Information Act (FOIA). If however it is a requirement of your office to request this information under the Freedom of Information Act, please consider this paragraph as a formal request for the above referenced information under the Freedom of Information Act. We are classified as a small business.

Thank You.

Date 3/29 Page# 7

**The GCAS Guaranty Building**
**120 South Olive • West Palm Beach, FL 33401**
**(407) 833-7877 or 1-800-ME SABER • Fax (407) 833-7013**

SRA TECHNOLOGIES, INC.

April 11, 1995

Barbara Hoditschek
Hazardous & Radioactive Materials Bureau
New Mexico Environment Department
525 Camino de Los Marquez
P.O. Box 26110
Santa Fe, New Mexico 87502-6110

Reference:

Ms. Barbara Hoditschek:

In reference to the March 29, 1995 issue of the Commerce Business Daily regarding a "Review of Resource Conservation and Recovery Act Permit Application and Other Technical Documents," will you please send a copy of the RFP to the address below.

Sincerely,

J.P. Muskey

Joseph P. Muskey
Senior Associate

SRA Technologies, Inc.
Attn: J.P. Muskey
Suite 304
12850 Middlebrook Road
Germantown, MD 20874
Phone No. (301-353-0031
Fax No. (301)-353-0809

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APR 17 1995

April 12, 1995

Barbara Hoditschek
Hazardous & Radioactive Materials Bureau
New Mexico Environment Department
525 Camino de Los Marquez
P.O. Box 26110
Santa Fe, New Mexico 87502-6110

Dear Ms. Hoditschek:

Please send a copy of your Request for Proposal (RFP) for R -- Review of Resource Conservation and Recovery Act Permit Application and Other Technical Documents I, to Pollution Prevention International, Inc. (PPI) at the address below.

Pollution Prevention International, Inc. (PPI) is a woman-owned small environmental engineering business, specializing in pollution prevention, process engineering and design, environmental regulatory compliance, air quality, RCRA permit applications, and site investigations.

We have provided services to federal (Air Force, Navy), state (California) and local (Los Angeles, San Bernardino) governments; major environmental consulting firms, such as CH2M Hill and SAIC; and industrial firms, such as Lockheed, Technicolor, Tribune Company and many others.

Sincerely,

Azita Yazdani

Azita Yazdani, P.E.
President

AY:ff

RECEIVED
APR 17 1995

471 W. Lambert Road, Suite 105 • Brea, California 92621
Tel: (714) 255-1650 • Fax: (714) 255-9702

RFP.DOC

ENVIRONMENT INTERNATIONAL

Barbara Hoditschek
Hazardous & Radioactive Materials Bureau
New Mexico Environment Department
525 Camino de Los Marquez
P.O. Box 26110
Santa Fe, New Mexico 87502-6110

Dear Ms. Hoditschek:

Environment International, a small woman-owned environmental consulting business, is responding to the 03/28/95 Commerce Business Daily solicitation for services involving RCRA permit application and document review.

We would be pleased to receive, as soon as possible, a copy of the Request for Proposals application packet at the fax # below or mailing address. Please include with the materials, a list of all other organizations requesting a copy of the RFP.

Thank you.

Sincerely,

Margaret Lamb Merrens

Margaret Lamb Merrens
Senior Analyst

RECEIVED
[redacted] 17 [redacted]

10334 48th Ave NE · Seattle, WA 98125 USA · (206) 525-3362 · FAX (206) 525-0840

URIBE & ASSOCIATES
2930 LAKESHORE AVENUE
SUITE TWO HUNDRED
OAKLAND, CALIFORNIA 94610
510 - 832 - 2233
FAX 510 - 832 - 2237

ENVIRONMENTAL CONSULTING SERVICES

April 12, 1995

Ms. Barbara Hoditschek
Hazardous & Radioactive Materials Bureau
New Mexico Environment Department
525 Camino de Los Marquez, P.O. Box 26110
Santa Fe, New Mexico 87502-6110

*Subject:* ***Request for RFP and planholders list for solicitation, Review of Resource Conservation Recovery Act Permit Application and Other Technical Documents.***

Dear Ms. Hoditschek:

Uribe & Associates (U&A), a full-service environmental consulting firm, is interested in receiving the above-referenced solicitation. U&A is a Hispanic-owned business enterprise with 10 years of experience performing environmental services and is also a participant in the Small Business Administration's 8(a) program. In order to better evaluate potential teaming arrangements U&A requests a comprehensive listing of firms scheduled to receive this solicitation. We look forward to receiving this solicitation and comprehensive planholders list. Please send the requested materials to my attention at the following address:

Colin Smith
Uribe & Associates
2930 Lakeshore Avenue, Suite 200
Oakland, California 94610-3614

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APR 17 1995

Sincerely,

Colin Smith
Marketing Coordinator
URIBE & ASSOCIATES

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EarthFax

EarthFax
Engineering Inc.
Engineers/Scientists
7324 So. Union Park Ave.
Suite 100
Midvale, Utah 84047
Telephone 801-561-1555
Fax 801-561-1861

April 12, 1995

Ms. Barbara Hoditschek
New Mexico Environmental Department
Hazardous & Radioactive materials Bureau
Department 525
Camino de Los Marquez
P.O. Box 26110
Santa Fe, New Mexico 87502-6110

Subject: Review of the Energy Departments Resource Conservation and Recovery Act Permit Application for Waste Isolation Pilot Plant near carlsbad, New Mexico and other WIPP documents

Dear Ms. Hoditschek:

EarthFax Engineering, Inc. is interested in receiving the RFP for the above mentioned project in Carlsbad, New Mexico.

Sincerely,

Ray Connors
Business Development Manager
**EARTHFAX ENGINEERING, INC.**

RECEIVED
APR 17 1995

Steve Z

**META**

2000 North 14th Street, Suite 450
Arlington, Virginia 22201
703-243-3608 Fax 703-243-2317

April 4, 1995

Mr. Cliff Hawley, Personnel Services Bureau
New Mexico Environment Department
P.O. Box 26110
1190 St. Francis Drive
Santa Fe, NM 87502-6110

Please send a copy of **-- R -- Review of Resource Conservation and Recovery Act Permit Application and Other Technical Documents I,** per your announcement in the March 23, Commerce Business Daily.

Our organization is a Hispanic woman-owned, SBA 8(a) certified small and disadvantaged business. Please mail to the following address:

**Chuck Craven, Vice President**
**Maria Elena Torano Associates, Inc.**
**2000 N. 14th Street, Suite 450**
**Arlington, VA. 22201**

RECEIVED
APR 18 1995

Thank you,

Rosana Torres Pz.
Executive Secretary

**Arthur D Little**

**Arthur D. Little, Inc.**
Acorn Park
Cambridge, Massachusetts
02140-2390
USA

Main Number 617.498.5000
Fax 617.498.7200
Telex 921436

DATE: April 14, 1995

TO: Barbara Hoditschek
Hazardous & Radioactive Materials
New Mexico Environmental Department
525 Camino de Los Marquez
P.O. Box 26110
Santa Fe, New Mexico 87502-6110

SUBJECT REQUEST FOR (RFP/SOL. NO.) _____

CBD DATE/PAGE 3-29-95 / page 7

TITLE: Review of Resource Conservation and Recovery Act Permit Application and Other Technical Documents

Please supply me with a copy of the subject document. In addition, please include The Source List (List of Requesters) for the subject RFP.

If any of the above information requested is not releasable otherwise, we request that this information be released under the Freedom of Information Act (FOIA).

Special Notes: _____

Thank you.

Please forward RFP to the following address:

Ms. Pamela D. Galaid
RFP Manager
Government Business Services
Arthur D. Little, Inc.
20 Acorn Park
Cambridge, MA 02140-2390

RECEIVED
[redacted] 21 1995

Amsterdam
Berlin
Brussels
Buenos Aires
Cambridge, U.K.
Cambridge, U.S.A.
Caracas
Gothenburg
Houston
London
Los Angeles
Madrid
Mexico City
Milan
Monterrey
Munich
New York
Paris
Philadelphia
Prague
Riyadh
San Francisco
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São Paulo
Singapore
Stockholm
Sydney
Taipei
Tokyo
Toronto
Vienna
Washington
Wiesbaden
Zurich

# FOSTER WHEELER ENVIRONMENTAL CORPORATION

300 PASEO DE PERALTA . SUITE 200 . SANTA FE, NM 87501-5501 . 505/986-6700 . FAX: 505/986-6733

RECEIVED
APR 26 1995

April 20, 1995
SE-BD-95-025

Chica Ezeamyim
Hazardous and Radioactive Materials Bureau
525 Camino de Los Marquez, Suite 4
P.O. Box 26110
Santa Fe, NM 87502

Re: Registration on NMED Bidder's List

Dear Ms. Ezeamyim:

Per your request, this is to confirm Foster Wheeler Environmental Corporation's request to be included on the New Mexico Environment Department's bidder's list for purposes of receiving information on consulting opportunities and copies of requests for proposals.

Please send documents, as they become available to me at the following address:

V. Ann Strickland
Manager, New Mexico Operations
Foster Wheeler Environmental Corporation
300 Paseo de Peralta, Suite 200
Santa Fe, NM 87501

Thank you for your assistance with this request. If you have any questions, please do not hesitate to call me at (505) 986-6700.

Sincerely,

V. Ann Strickland

V. Ann Strickland
Manager, New Mexico Operations

RECEIVED
APR 26 1995

cc: SE BD File
SE Chron

# SSCI

## *SEPARATION SYSTEMS CONSULTANTS, INC.*

Environmental & Consulting Services

April 18, 1995

Hazardous & Radioactive Materials Bureau
New Mexico Environment Department
525 Camino de Los Marquez
P.O. Box 26110
Santa Fe, New Mexico 87502-6110

Attn: Barbara Hoditschek

Re: Review of Resource Conservation and Recovery Act Permit Application and Other Technical Documents

SSCI would like to request a bid package for the above referenced job published in the 3/29/95 issue of CBD. Please send the information to the following address:

SSCI
Attn: Steve Wells
17041 El Camino Real
Houston, TX 77058-2623

Thank you for your attention to this request.

Sincerely,

Aida Guloy

Aida Guloy
Environmental Engineer

APR 25 1995

17041 El Camino Real, Suite 200 • HOUSTON, TEXAS 77058 • (713) 486-1943 • FAX (713) 486-7415

Engineers, Geologists, Hygienists and Environmental Scientists

Raba-Kistner Consultants, Inc.

12821 W. Golden Lane
P.O. Box 690287, San Antonio, TX 78269-0287
(210) 699-9090 FAX (210) 699-6426

## FACSIMILE TRANSMISSION COVER PAGE

DATE: 28 April 1995

NUMBER OF PAGE(S): 2 (including this cover)

TO: Barbara Hoditschek

FAX #: (505) 827-4361

COMPANY: New Mexico Environment Department, HRM Bureau

FROM: Mary Lynne Wilson, Business Development Mgr., Federal Services

SUBJECT: Request for Proposal Application Packet - Review of Resource Conservation & Recovery Act Permit Application And Other Technical Documents / 29 March CBD Announcement

( ) The original of this transmittal will be sent by:
( ) U.S. Mail ( ) Messenger ( ) Overnight Mail

(xx) This will be the only form of delivery of this transmittal.

**IF YOU DO NOT RECEIVE ALL PAGES, PLEASE CALL 210/699-9090**

Fax transmitted by: MLW

COMMENTS: Please send to attention of Ms. Wilson at 12821 W. Golden Lane, San Antonio, TX 78249. Thank you.

Mary Lynne Wilson

CONFIDENTIALITY NOTICE: The document(s) accompanying this facsimile transmission contain legally privileged and/or confidential and proprietary information of Raba-Kistner Consultants, Inc. The information is intended only for the use of the recipient named herein. If you have received this facsimile in error, please immediately notify us by telephone and arrange for return of the original document(s) to us at the above address. You are hereby notified that any disclosure, copying, distribution or the taking of any action in reliance on the contents of this facsimile information is strictly prohibited.

SCITEK Science & Technology Inc.

654 Discovery Drive ■ Huntsville, Alabama 35806
(205) 971-9700
Fax #: (205) 971-9090

April 11, 1995

Barbara Hoditschek
Hazardous & Radioactive Materials Bureau
New Meixco Environment Department
525 Camino de Los Marquez
P. O. Box 26110
Santa Fe, NM 87502-6110

Dear Ms. Hoditschek:

Please send solicitation package entitled "REVIEW OF RESOURCE CONSERVATION AND RECOVERY ACT PERMIT APPLICATION AND OTHER TECHNICAL DOCUMENTS" as listed in Commerce Business Daily, Issue No. PSA-1313, page 7, dated Wednesday, March 29, 1995 to the attention of the undersigned.

SCITEK is a Small Disadvantaged Business (SDB) with a **SECRET** facility clearance (FSC3N914). Enclosed is a self-addressed label for mailing purposes.

If additional information is needed please contact Gilliam Carpenter at (205) 971-9700.

Sincerely,

Crystal B. Shell

Crystal B. Shell
Administrator

Enclosure

***ENGINEERING TECHNICAL SERVICES, INC.***
804 Seabrooke Point
Chesapeake, Virginia 23320
Phone/Fax 804-547-4078

April 26, 1995

Ms. Barbara Hoditschek
New Mexico Environmental Dept.
525 Camino de Los Marquez
Santa Fe, NM 87502

Dear Ms. Hoditschek:

Please provide Engineering Technical Services (ETS) with the Request For Proposal (RFP) pertaining to "Review of RCRA Permit Application and Other Technical Documents" as noted in the March 29, 1995 edition of *Commerce Business Daily*.

ETS is a small business concern per Title 13 of the *Code of Federal Regulations*, and has been formally authorized by the Idaho State Board of Engineers to practice engineering. The Standard Industrial Classification (SIC) that ETS has historically been associated with is 8711, "Other Engineering Services", with an associated revenue ceiling of $2.5 million per year. Our staff includes personnel with extensive RCRA experience and knowledge of Department of Energy waste management practices. Our senior RCRA engineer was extensively involved in the original design efforts at WIPP.

Thank you.

Sincerely,

Timothy G. Dart
President

CONTRACT NO. 96/667.50/001

**STATE OF NEW MEXICO**
**ENVIRONMENT DEPARTMENT**
**PROFESSIONAL SERVICES CONTRACT**
**AMENDMENT NO. A4**

**THIS AGREEMENT** to amend the above identified Contract is made and entered into by and between the State of New Mexico Environment Department, hereinafter referred to as the "Agency" acting through Peter Maggiore, its Cabinet Secretary, hereinafter referred to as the "Secretary" and TechLaw, Inc., hereinafter referred to as the "Contractor."

**WHEREAS** the Transferor (A.T. Kearney) has entered into an Agreement with the Transferee (Techlaw, Inc.) to transfer its assets involved in performing contracts by virtue of an Asset Purchase Agreement. The Transferee is in a position to perform fully all obligations that may exist under this Contract. It is consistent with the interests of the Department to recognize the Transferee as the successor party to this Contract. Evidence of the above transfer has been conveyed to the U.S. Government, and the State of New Mexico. The official date of transfer is October 1, 1997.

**IT IS MUTUALLY AGREED BETWEEN THE PARTIES:**

DELETE Article 2A. COMPENSATION:

**INSERT** New Article 2A. COMPENSATION.

A. The Department shall pay to the Contractor in full payment for services rendered at the rates specified in Attachment A, not to exceed $1,100,000.

DELETE ARTICLE 2C. COMPENSATION:

**INSERT** New Article 2C. COMPENSATION:

C. The total amount of this contract shall not exceed $1,100,000, including gross receipts tax and expenses.

**ADD New Article 2D.** COMPENSATION

D. Within fifteen days after the date the Agency receives written notice from the Contractor that payment is requested for services or items of tangible personal property delivered on site and received, the Agency shall issue a written certification of complete or partial acceptance or

rejection of the services or items of tangible personal property. If the Agency finds that the services or items of tangible personal property are not acceptable, it shall, within thirty days after the date of receipt of written notice from the contractor that payment is requested, provide to the Contractor a letter of exception explaining the defect or objection to the services or delivered tangible personal property along with details of how the contractor may proceed to provide remedial action. Upon certification by the Agency that the services or items of tangible personal property have been received and accepted, payment shall be tendered to the Contractor within thirty days after the date of certification. If payment is made by mail, the payment shall be deemed tendered on the date it is postmarked. After the thirtieth day from the date that written certification of acceptance is issued, late payment charges shall be paid on the unpaid balance due on the contract to the Contractor at the rate of 0.4% per month. For purchases funded by state or federal grants to local public bodies, if the local public body has not received the funds from the federal or state funding agency, but has already certified that the services or items of tangible personal property have been received and accepted, payments shall be tendered to the Contractor within five working days of receipt of funds from that funding agency.

DELETE ARTICLE 3 TERM

**INSERT** New Article 3 TERM

THIS AGREEMENT SHALL NOT BECOME EFFECTIVE UNTIL APPROVED BY THE DEPARTMENT OF FINANCE AND ADMINISTRATION. This Agreement shall terminate on August 8, 1999.

**ALL OTHER ARTICLES OF THE CONTRACT REMAIN UNCHANGED.**

**IN WITNESS WHEREOF,** the parties have executed this contract.

**STATE OF NEW MEXICO**

**By:** Peter Maggiore
Peter Maggiore, Secretary
Environment Department

**DATE:** 3/15/99

**CONTRACTOR**

**By:**
TechLaw, Inc.

**DATE:** 3/12/99

The Attorney General has reviewed this agreement which is greater than $200,000.

By: _____ Date: 3/4/99
Deputy Attorney General

**TAXATION AND REVENUE DEPARTMENT**

The records of the Taxation and Revenue Department reflect that the Contractor is registered to pay NM gross receipt and compensating taxes under the below listed New Mexico ID number.

Identification No. 02-355881004

By: _____ Date: 3/9/99
**TAXATION & REVENUE DEPARTMENT**

**DEPARTMENT OF FINANCE AND ADMINISTRATION**

This contract amendment is approved and effective the date shown below:

By: _____ Date: 04-01-99
**STATE CONTRACTS OFFICER**

CONTRACT NO. 96/667-50-001 A3

**STATE OF NEW MEXICO**
**ENVIRONMENT DEPARTMENT**
**PROFESSIONAL SERVICES CONTRACT**
**AMENDMENT NO.____A3_____**

**THIS AGREEMENT** to amend the above identified Contract is made and entered into by the **State of New Mexico Environment Department** (hereafter " Department") , acting through Peter Maggiore, its Cabinet Secretary and **TechLaw, Inc.**, herein referred to as the "Contractor."

**IT IS MUTUALLY AGREED** by the parties:

DELETE Article 2A. COMPENSATION

INSERT New Article 2.A COMPENSATION -

A. The total amount of this contract shall not exceed $950,000 including gross receipts tax.

**ALL OTHER TERMS OF THIS CONTRACT SHALL REMAIN UNCHANGED.**

**IN WITNESS THEREOF,** the parties hereto have set their hands.

**NM ENVIRONMENT DEPARTMENT:**

**BY:** Peter Maggiore
**Peter Maggiore, Secretary**
**DATE:** 10/9/98

**CONTRACTOR:**

**BY:** _____
**TECHLAW, INC.**
**DATE:** 10/7/98

**APPROVED AS TO FORM AND LEGAL SUFFICIENCY:**

Richard Martz

**General Counsel, NMED**

**DATE:** 10/7/98

**TAXATION AND REVENUE DEPARTMENT**

The records of the Department reflect that TechLaw, Inc. is registered to pay NM gross receipt and compensating taxes under the above listed New Mexico ID number.

**ID NO.** 02-355881004

**BY:**

**DATE:** 10/13/98

**DEPARTMENT OF FINANCE AND ADMINISTRATION**

This contract amendment is approved and effective the date shown below.

**STATE CONTRACTS OFFICER**

**DATE:** 10-23-98

DFA Administrative Services Division
Bataan Memorial Bldg. - Rm 323
Santa Fe, New Mexico 87503
(505) 827-3880

**PROFESSIONAL SERVICES CONTRACT BRIEF**
CRB 1, Revised 6/97
**(CONTRACT BRIEF MUST BE TYPED)**

| FY | Agency Code | Organization Code | Contract No. | Amend No. |
|---|---|---|---|---|
| 96 | 667 | 5000 | 0001 | A2 |

**Vendor Code:** 840917924

**Contractor Name:** Techlaw, Inc.

**Contractor Address:** 14500 Avion Parkway, Chantilly, VA 20151 **Phone:**

**Agency Contact Person:** Norma Silva **Phone:** 827-1558

**Single-Year Contract:**
☐ $ _____ Total Contract Amount

**Multi-Year Contract:**
☒ $ 650,000.00 Total Contract Amount

**Multi-Year Contract:**
Check Applicable Year
☐ FY-1 ☒ FY-3
☐ FY-2 ☐ FY-4

**Contract or Amendment Amount:**
General Fund $
Other State Funds $ 650,000.00
Federal Funds $
Total $ 650,000.00

**Contract Term:** From 08 - 08 - 1995 (DFA Approval Date To Be Filled in by Contracts Review Bureau) To 06 - 30 - 1999 (Termination Date)

**Retroactive: Y/N** N **Date:** __ - __ - ____

**Documents Enclosed** - *Check one or more of the following:*
☐ Contract ☐ Purchase Document ☒ Contract Amendment ☐ Purchase Document Modification
☐ Sole Source Determination ☐ Retroactive Justification ☐ Other

**BRIEF DESCRIPTION OF SERVICES -**

To provide technical expertise in review of: (1) a permit application for a Resource Conservation and Recovery Act (RCRA) permit and (2) other technical documents on the Dept. of Energy's Waste Isolation Pilot Plant (WIPP).

**PROCUREMENT PROCEDURE** - *Check the applicable citation:*
____ Section 13-1-125 NMSA 1978, small purchase contract (under $20,000 excluding gross receipts tax).
____ Section 13-1-98 NMSA 1978, exempt from the procurement code.
____ Section 13-1-120 NMSA 1978, competitive proposal for architect/engineer/landscape/architect/surveyor.
X Section 13-1-111 NMSA 1978, competitive sealed proposal (contract over $20,000).
____ Section 13-1-126 NMSA 1978, sole source procurement (requires written determination and DFA approval).

**REQUIREMENTS** - *Enter Y (yes) to certify the following mandatory requirements:*
Y The agency certifies to DFA that all relevant requirements of the Procurement Code have been followed.
Y The agency certifies to DFA that the contractor will perform at all times as an independent contractor for purposes of IRS tax compliance and is not performing services as an employee of the agency.
Y The agency certifies to DFA that the agency has performed a legal review and the contract is in compliance with all federal and state laws, rules or regulations.

**OTHER REQUIREMENTS** - *Enter Y (yes), N (no), or N/A (not applicable) to each of the following:*
N/A The agency certifies to DFA that the requirements of the Governmental Conduct Act, Section 10-16-1 NMSA 1978 regarding conflict of interest with public officers or state employees have been followed.
Y The agency certifies to DFA that the contract complies with GSD rules regarding indemnification and insurance.
N/A The agency certifies to DFA that Chief Information Officer approval has been obtained, if applicable.
N/A The agency certifies to DFA that Attorney General review has been obtained because:
☐ Contract is greater than $200,000 ☐ Contract is with legislator ☐ Contract is with former state employee ☐ Contract is with present employee
N/A The agency certifies to DFA that any required performance bonds have been obtained, Section 13-1-148 NMSA 1978.

* [signature] /Secretary - Environment Dept. 12-8-97
Cabinet Secretary, Agency Head or Designee — Title — Date

**DFA USE ONLY**

| | | | |
|---|---|---|---|
| Category | | Date Logged CRB | / / |
| Status | | Date Received CRB | / / |
| Amendment Type | | Date Resubmitted CRB | / / |
| Staff | | Date Approved CRB | / / |
| | | Status | / / |

**PURCHASE DOCUMENT**

| Number | Amount | Date to FCD | Date From FCD |
|---|---|---|---|
| | | | |
| | | | |
| | | | |

COMMENTS:

*DISTRIBUTION:* WHITE - DFA Files CANARY - DFA Key Entry PINK - Agency Copy GOLDENROD - Agency Suspense

VENDOR CODE: 840917924

VENDOR NAME AND ORDER ADDRESS

TECHLAW INC
14500 AVION PARKWAY
CHANTILLY, VA 20151

STATE OF NEW MEXICO
PURCHASE DOCUMENT

| FISCAL YR | DATE | PAGE |
|---|---|---|
| 98 | 11/17/97 | 1 |

AGENCY CODE: 667

DOC NUMBER: 98-064-601805

| TERMS | DELIVERY DATE | FOB |
|---|---|---|
| NET 30 | | DES |

SHIP TO:
Haz & Rad Materials Bureau
N.M. Environment Department
2044-A Galisteo Street
Santa Fe, NM 87505

BILL TO:
HAZ & RED MATERIALS BUR
PO BOX 26110
SANTA FE, NM 87502

AGENCY CONTACT: Olaechea, Melinda

PHONE NUMBER: Req#: 201761

☐ PURCHASE REQUISITION — BUYER:
(BIDS MUST BE REQUESTED FOR ITEMS OVER $500.00)

RECOMMENDED SOURCE & SPECIAL REMARKS:

☐ ESTABLISH ☐ RENEWAL NO.:

| LN | FUND | AGCY | ORG | OBJECT | AMOUNT | FOR AGENCY USE |
|---|---|---|---|---|---|---|
| 01 | 064 | 667 | 5000 | 0522 | 150000.00 | 520440 5005200 150000.00 |
| TOTAL | | | | | 150000.00 | |

MAXIMUM OF SIX ACCOUNTING DISTRIBUTION LINES PER PURCHASE DOCUMENT

☒ CONTRACT, PRICE AGREEMENT, PURCHASE ORDER OTHER THAN PROFESSIONAL SERVICE CONTRACTS:
(APPROVED VENDORS MUST BE USED FOR ITEMS UNDER CONTRACT)

C/PA /PO# 96 667 5000 0001 EXPIRES: 06 30 99

☐ DIRECT PURCHASE ORDER
(ONLY VALID FOR PURCHASES $500.00 AND UNDER)

☐ EXEMPT FROM THE NM PROCUREMENT CODE
PURSUANT TO SECTION _____ NMSA, 1978

☐ EXCLUDED FROM PROCUREMENT THROUGH STATE PURCHASING
PURSUANT TO SECTION _____ NMSA, 1978

☒ FOR ENCUMBERING PURPOSES ONLY
REASON:

AGENCY APPROVAL - I certify that the proposed purchase represented by this document is authorized by and is made in accordance with all State (and if applicable Federal) legislation, rules and regulations. I further certify that adequate unencumbered cash and budget expenditure authority exists for this proposed purchase and all other outstanding purchase commitments and accounts payable.

AGENCY AUTHORIZED SIGNATURE: Samuel E Mark TITLE: PBA DATE: 11/18/97

| APPROVAL 1 | DATE | APPROVAL 2 | DATE |
|---|---|---|---|
| | | GOL | |

| COMM LN | QUANTITY | UNIT | COMMODITY CODE | ACCT LN | ARTICLE AND DESCRIPTION | UNIT COST | TOTAL COST |
|---|---|---|---|---|---|---|---|
| 1 | ######## | EA | | | 520440-To encumber funds for TechLaw Professional Services Contract. Contract #96 667 5000 0001 A2 Ex:06/30/99 | .01 | 150000.00 |
| | | | | | | TOTAL | 150000.00 |

© 1996 State of NM * NMED IS AN MBE/WBE PROCURING OFFICE *

SPD - 101A (5/96) DISTRIBUTION: WHITE - VENDOR/SPD (PR ONLY) BLUE - DFA GREEN - AGENCY 1 CANARY - AGENCY 2 PINK - AGENCY 3 GOLDENROD - AGENCY4

NC RMT



**STATE OF NEW MEXICO**
**ENVIRONMENT DEPARTMENT**
**PROFESSIONAL SERVICES CONTRACT AMENDMENT**
**AMENDMENT NO. A2**

**THIS AGREEMENT** (the "Agreement") to amend the above identified Contract (the"Contract") is made and entered into by and between the State of New Mexico, Environment Department, (the "Department"), acting through Mark E. Weidler, its Cabinet Secretary, and TechLaw, Inc. ( the ("Transferee") and A. T. Kearney (the "Transferor").

**IT IS MUTUALLY AGREED BETWEEN THE PARTIES:**

WHEREAS the Transferor has entered into an Agreement with the Transferee to transfer its assets involved in performing contracts by virtue of an Asset Purchase Agreement. The Transferee has assumed all liabilities and obligations under this Contract. The Transferee is in a position to perform fully all obligations that may exist under this Contract. It is consistent with the interests of the Department to recognize the Transferee as the successor party to this Contract. Evidence of the above transfer has been conveyed to the U.S. Government, and the State of New Mexico. The official date of transfer is October 1, 1997.

IN CONSIDERATION OF THESE FACTS, THE PARTIES AGREE THAT BY THIS AGREEMENT

1. The Transferor confirms the transfer to the Transferee, and waives any claims and rights against the Department that it now has or may have in the future pursuant to the Contract.

2. The Transferee agrees to be bound by and to perform the Contract in accordance with the conditions contained in the Contract. The Transferee also assumes all obligations and liabilities of and claims against the Transferor under the Contract as if the Transferee were the original party to the contract.

3. The Transferee ratifies all previous actions taken by the Transferor with respect to the Contract, with the same force and effect as if the action had been taken by the Transferee.

4. The Department recognizes the Transferee as the Transferor's successor in interest in and to the Contract. The Transferee by this Agreement becomes entitled to all rights, titles and interests of the Transferor in and to this Contract as if the Transferee were the original party to the contract. Following the effective date of this Agreement, the term "Contractor" as used in the Contract shall refer to the Transferee.

5. Except as expressly provided in this Agreement nothing in it shall be construed as a waiver of any rights of the Department against the Transferor.

6. All payments and reimbursements previously made by the Department to the Transferor, and all previous actions taken by the Department under the Contract, shall be considered to have discharged those parts of the Department's obligations under the Contract. All payments and reimbursements made by the Department after the date of this Agreement in the name of or to the Transferor shall have the same force and effect as if made to the Transferee, and shall constitute a complete discharge of the Department's obligations under the Contract, to the extent of the money paid or reimbursed.

7. The Transferor and Transferee agree that the Department is not obligated to pay or reimburse either of them for, or otherwise give effect to, any costs, taxes, or other expenses, or any related increases, directly or indirectly arising out of or resulting from the transfer or this Agreement, other than those that the Department in the absence of this transfer would have been obligated to pay or reimburse under the terms of the Contract.

8. The Transferor guarantees payment of all liabilities and the performance of all obligations that the Transferee (i)assumes under this agreement or (ii)may undertake in the future should this Contract be modified under the terms and conditions. The Transferor waives notice of, and consents to, any such future modifications.

9. The Contract shall remain in full force and effect, except as modified by this Agreement.

DELETE Article 2.A and 2.C Compensation. Insert New Article 2.A.
The total amount of this contract shall not exceed $650,000 including gross receipts tax.

All other articles of this contract remain the same.

IN WITNESS THEREOF, the parties hereto have set their hands.

**NM ENVIRONMENT DEPARTMENT:**

By: _____
Mark E. Weidler, Secretary

Date: 12/11/97

**CONTRACTOR: TechLaw**

By: _____

Title: COO

Date: 11/3/97

**A.T.Kearney**

By: _____

Title: VICE PRESIDENT

Date: 11/7/97

**APPROVED AS TO FORM AND LEGAL SUFFICIENCY:**

Richard Metz

**General Counsel, NMED**

**DATE:** 10/31/97

**TAXATION AND REVENUE DEPARTMENT**

The records of the Taxation and Revenue Department reflect that the Contractor is registered with the Taxation and Revenue Department of the State of New Mexico to pay gross receipts and compensation taxes.

ID No. 02-355881004

By: Julie Rico

DATE: 12/11/97

**DEPARTMENT OF FINANCE AND ADMINISTRATION**

This contract amendment is approved and effective the date shown below

Evangeline M. Falter

**State Contracts Office**

**DATE:** 12-29-97

State Contracts Review Office (SCRO)
DFA Budget Division
Bataan Memorial Bldg. - Room 194
Santa Fe, New Mexico 87503

# TECHNICAL AND PROFESSIONAL SERVICES CONTRACT BRIEF

SCRO 1, Revised 10/90

*(TYPE OR PRINT FIRMLY USING BLACK BALL-POINT PEN)*

CONTRACTOR: A.T. Kearney Inc.

064/667.50
Dept. No./Div. No.

ADDRESS: One Tabor Center, Suite #950, 1200 17th St. Denver CO 80202

96/667.50/001/~~A2~~ 1
Agcy. Contr./Amend. No.

PHONE: 626-7342 STATE TAX ID: 02-200809-008 FEDERAL ID: 36-6080 235

SOCIAL SECURITY NO.: _____ AGENCY CONTACT PERSON: Melinda Olaechea PHONE: 827-1558

CONTRACT OR AMENDMENT AMOUNT: GENERAL FUND: $ _____

OTHER STATE FUNDS: $ .00

FEDERAL: $ _____

TOTAL: $ .00

CONTRACT TERM - FROM: 08/08/95 TO: 06/30/99

(DFA APPROVAL DATE:)
*TO BE FILLED IN BY STATE CONTRACTS OFFICER*

**BRIEF DESCRIPTION OF SERVICES:** To provide technical expertise in review of (1) a permit application for Resource Conservation and Recovery Act (RCRA) permit and (2) other technical documents on the Dept. of Energy's Waste Isolation Pilot Plant. Expertise not available within NMED.

**PROCUREMENT PROCEDURE** — *PLEASE CHECK ONE OR MORE OF THE FOLLOWING:*

_____ Does not exceed $20,000 (Excluding gross receipt taxes)

_____ Amendment (Requires written justification, if applicable)

X Competitive Proposal ( I certify that the competitive sealed proposal process required by the Procurement Code has been followed.)

_____ Sole Source ( A written determination signed by the Cabinet Secretary, Agency Head, or Designee is attached.)

_____ Exempt procurement from a state agency

**OTHER REQUIREMENTS** — *ENTER* **Y** *(YES),* **N** *(NO), OR* **N/A** *(NOT APPLICABLE) TO EACH OF THE FOLLOWING:*

N Is contract with a state employee, legislator or former state employee employed within the preceding year? If yes, please indicate which: State Employee _____; Legislator _____; or Former State Employee _____. (Conflict of Interest Act, Sections 10-16-7, 10-16-8 or 10-16-9 NMSA 1978).

Y Has contractor earned more than $5,000.00 from one or more state agency professional services contracts within the last 12 months?

Y If yes, has conflict of interest form been filed with the Secretary of State? (Section 10-16-12 NMSA 1978.)

_____ The agency hereby certifies to the DFA that the contractor will perform at all times as an independent contractor for purposes of IRS tax compliance and is not performing services as an employee of the agency.

N/A Architect/Engineer/Land Surveyor selection process has been followed.

N/A Information Systems Council approval has been obtained.

N/A Attorney General review (If contract is greater than $200,000, or may violate the Conflict of Interest Act) has been obtained.

Y Agency is unable to perform services to be provided by contractor.

[signature] (Cabinet Secretary, Agency Head or Designee) | Sec. Title | 5/29/97 Date

**DFA USE ONLY**

CATEGORY: _____ STAFF: _____ KW1: _____ KW2: _____ FY: _____

1ST RECPT: _____ RETURNED/HELD: _____ MO: _____

SUBS RECPT: _____ SENT TO F/C: _____ NO: _____

RET FR F/C: _____ RESUB TO F/C: _____ AM: _____

ENCUMBRANCE # 1: _____ MED #1: _____ Amount # 1: $ _____

ENCUMBRANCE # 2: _____ MED #2: _____ Amount # 2: $ _____

COMMENTS:

*DISTRIBUTION:* **WHITE** - DFA Files **CANARY** - SCRO Key Entry **PINK** - Agency Copy **GOLDENROD** - Agency Suspense

CONTRACT NO. 96/667.50/001 A2

**STATE OF NEW MEXICO**
**ENVIRONMENT DEPARTMENT**
**PROFESSIONAL SERVICES CONTRACT**
**AMENDMENT NO.____A2_____**

**THIS AGREEMENT** to amend the above identified Contract entered into by the **State of New Mexico Environment Department** (hereafter "Department") and **A. T. Kearney, Inc.** (hereafter "Contractor").

**IT IS AGREED** by the parties:

DELETE Article 3 TERM. Insert New

Article 3: **TERM**

This contract shall become effective upon approval upon approval in writing by the Department of Finance and Administration. The contract shall **terminate June 30, 1999,** unless terminated pursuant to paragraph 4 of the contract.

**ALL OTHER TERMS OF THIS CONTRACT SHALL REMAIN UNCHANGED.**

**IN WITNESS THEREOF,** The parties hereto have set their hands.

**NM ENVIRONMENT DEPARTMENT:**

**BY:** _____
**SECRETARY**
**DATE:** 5/20/97

**CONTRACTOR:**

**BY:** _____
**A T. KEARNEY, INC.**

Richard Montoya

**General Counsel**

**DATE** 5/20/97 approved as to form and legal sufficiency.

**TAXATION AND REVENUE DEPARTMENT**

ID NO. 02-200809-008

BY: [illegible]

DATE 5/28/97

**DEPARTMENT OF FINANCE AND ADMINISTRATION**

Evangeline M. Feller

**STATE CONTRACTS OFFICER**

DATE: 5-30-97

08

Environment Department Contract Cover Sheet

TO: Mark E. Weidler, Secretary

CONTRACTOR: A.T. KEARNEY

REVIEWED AND RECOMMENDED [signature] 7/14/95
Bureau Chief Date

Alex Mendiola Date

[signature] 7/19/95
First Legal Review Date

[signature] 7/17/95
Director Date

BUREAU CHIEF COMMENTS

1. Contract is needed because: TO PROVIDE TECHNICAL SUPPORT IN REVIEW OF RCRA PERMIT APPLICATION AND OTHER TECHNICAL DOCUMENTS FOR DISPOSAL OF MIXED TRANSURANIC WASTE AT THE WIPP SITE.

2. Other options to address this issue: NONE

3. Method used to select the Contractor: RFP

4. For contracts between $5,000.00 and $20,000.00, did you contact at least three (3) persons or businesses for written or oral offers before selecting the contractor? N/A

5. Did you examine the State Purchasing Agents current list of potential offerers? N/A

6. Has this Contractor been used in the past? Yes X No ____
Amount of Contract. PREVIOUS CONTRACT AMOUNT WAS NOT TO EXCEED $650,000

7. Sufficient funding is available from Fund/Organization Code:
Federal funds are from: OTHER STATE FUNDS - ORG. CODE 520440
HAZARDOUS WASTE PERMIT FEES

8. Comments: ENCUMBERING DOCUMENT WILL BE PREPARED AFTER CONTRACT NUMBER IS ASSIGNED.

State Contracts Review Office (SCRO)
DFA Budget Division
Bataan Memorial Bldg. - Room 194
Santa Fe, New Mexico 87503

# TECHNICAL AND PROFESSIONAL SERVICES CONTRACT BRIEF

SCRO 1, Revised 10/90

***(TYPE OR PRINT FIRMLY USING BLACK BALL-POINT PEN)***

CONTRACTOR: A.T. Kearney, Inc. — Dept. No./Div. No. 064 667 5000

ADDRESS: One Tabor Center, Suite 950, 1200 17th Street, Denver, CO 80202 — Agcy. Contr./Amend. No. 96-667-50/001

PHONE: 303-572-5175 STATE TAX ID: 02-200009-008 FEDERAL ID: 36-6080 235

SOCIAL SECURITY NO.: _____ AGENCY CONTACT PERSON: Barbara Hoditschek PHONE: 827-4308

CONTRACT OR AMENDMENT AMOUNT: GENERAL FUND: $ _____

OTHER STATE FUNDS: $ 450,000

FEDERAL: $ _____

TOTAL: $ 450,000

CONTRACT TERM - FROM: 8-8-95 TO: 6/30/97

(DFA APPROVAL DATE:)
*TO BE FILLED IN BY STATE CONTRACTS OFFICER*

**BRIEF DESCRIPTION OF SERVICES:** to provide technical expertise in review of (1) a permit application for a Resource Conservation and Recovery Act (RCRA) permit and (2) other technical documents on the Department of Energy's Waste Isolation Pilot Plant. Expertise not available within MED.

**PROCUREMENT PROCEDURE** — *PLEASE CHECK ONE OR MORE OF THE FOLLOWING:*

_____ Does not exceed $20,000 (Excluding gross receipt taxes)

_____ Amendment (Requires written justification, if applicable)

Y Competitive Proposal ( I certify that the competitive sealed proposal process required by the Procurement Code has been followed.)

_____ Sole Source ( A written determination signed by the Cabinet Secretary, Agency Head, or Designee is attached.)

_____ Exempt procurement from a state agency

**OTHER REQUIREMENTS** — *ENTER* **Y** *(YES),* **N** *(NO), OR* **N/A** *(NOT APPLICABLE) TO EACH OF THE FOLLOWING:*

N Is contract with a state employee, legislator or former state employee employed within the preceding year? If yes, please indicate which: State Employee _____ ; Legislator _____ ; or Former State Employee _____ . (Conflict of Interest Act, Sections 10-16-7, 10-16-8 or 10-16-9 NMSA 1978).

Y Has contractor earned more than $5,000.00 from one or more state agency professional services contracts within the last 12 months? If yes, has conflict of interest form been filed with the Secretary of State? (Section 10-16-12 NMSA 1978.)

Y The agency hereby certifies to the DFA that the contractor will perform at all times as an independent contractor for purposes of IRS tax compliance and is not performing services as an employee of the agency.

N/A Architect/Engineer/Land Surveyor selection process has been followed.

N/A Information Systems Council approval has been obtained.

N/A Attorney General review (If contract is greater than $200,000, or may violate the Conflict of Interest Act) has been obtained.

Y Agency is unable to perform services to be provided by contractor.

| (Cabinet Secretary, Agency Head or Designee) | Title | Date |
|---|---|---|
| [signature] | [illegible] | 2/5/95 |

**DFA USE ONLY**

CATEGORY: _____ STAFF: _____ KW1: _____ KW2: _____ FY: _____

1ST RECPT: _____ RETURNED/HELD: _____ MO: _____

SUBS RECPT: _____ SENT TO F/C: _____ NO: _____

RET FR F/C: _____ RESUB TO F/C: _____ AM: _____

ENCUMBRANCE # 1: _____ MED #1: _____ Amount # 1: $ _____

ENCUMBRANCE # 2: _____ MED #2: _____ Amount # 2: $ _____

**COMMENTS:**

*DISTRIBUTION:* **WHITE** - DFA Files **CANARY** - SCRO Key Entry **PINK** - Agency Copy **GOLDENROD** - Agency Suspense

| | |
|---|---|
| | FUND |
| VENDOR NAME AND ORDER ADDRESS<br>W.T. TERRELL, INC.<br>P.O. BOX 9274<br>229 RIVERSIDE PLAZA<br>CHICAGO, IL 60606 | SELLER AGENCY CODE |

**STATE OF NEW MEXICO**

**PURCHASE DOCUMENT**

| PAGE | DATE | | |
|---|---|---|---|
| 1 | [illegible] | | |

| AGENCY CODE | DOC NUMBER | | |
|---|---|---|---|
| 667 | 96-664-4002[illegible] | | |
| TERMS: NET 30 | DELIVERY DATE | FOB: DES | |

| SHIP TO | BILL TO |
|---|---|
| Haz & Rad Materials Bureau<br>N.M. Environment Department<br>525 Camino de los Marquez-84<br>Santa Fe, NM 87502 | Haz & Rad Materials Bureau<br>N.M. Environment Department<br>525 Camino de los Marquez-84<br>Santa Fe, NM 87502 |

AGENCY CONTACT: Essanyism, Chika — PHONE NUMBER: Req#: 9612

| LN | FUND | AGCY | ORG | OBJECT | AMOUNT | FOR AGENCY USE | | |
|---|---|---|---|---|---|---|---|---|
| 01 | 064 | 667 | 5000 | 0522 | 60000.00 | 520440 | 5005200 | 60000.00 |
| TOTAL | | | | | 60000.00 | | | |

MAXIMUM OF SIX ACCOUNTING DISTRIBUTION LINES PER PURCHASE DOCUMENT

[X] **CONTRACT ORDER** *(APPROVED VENDORS MUST BE USED FOR ITEMS UNDER CONTRACT)*

CO/PA NO: EXPIRES:

[ ] **PURCHASE REQUISITION** *(BIDS MUST BE REQUESTED FOR ITEMS OVER $500.00)*

BUYER:

RECOMMENDED SOURCE & SPECIAL REMARKS:

[ ] ESTABLISH [ ] RENEWAL - NO.:

[ ] **DIRECT PURCHASE ORDER** *(ONLY VALID FOR PURCHASES $500.00 AND UNDER)*

[ ] **EXEMPT FROM THE NM PROCUREMENT CODE**
*PURSUANT TO SECTION* _____ *NMSA, 1978.*

[X] **FOR ENCUMBERING PURPOSES ONLY**
*REASON:*

FOR PURCHASE REQUISITIONS THE FOLLOWING APPROVAL & CERTIFICATION OF CASH AND BUDGET AVAILABILITY - PER DFA RULE

| AGENCY AUTHORIZED SIGNATURE | TITLE | DATE | APPROVAL 1 | DATE | APPROVAL 2 | DATE | APPROVAL 3 | DATE | APPROVAL 4 | DATE |
|---|---|---|---|---|---|---|---|---|---|---|
| Margaret Sigillo | | 8/1/95 | | | | | | | | |

| COMM LN | QUANTITY | UNIT | COMMODITY CODE | ACCT LN | ARTICLE AND DESCRIPTION | UNIT COST | TOTAL COST |
|---|---|---|---|---|---|---|---|
| 1 | 600000 | EA | | | To encumber for this contract to provide technical expertise in review of a permit application for a Resource Conservation and Recovery Act<br>96/667.50/001 | .10 | 60000.00 |
| | | | | | | TOTAL | 60000.00 |

* NEED IS AN ABSENCE PROCURING OFFICE *

**SPD - 101A (02/93)** *DISTRIBUTION:* **WHITE** - VENDOR/SPD (PR ONLY) **BLUE** - DFA **GREEN** - STATE PURCHASING (CO'S & DPO'S) **CANARY** - AGENCY 1 **PINK** - AGENCY 2 **GOLDENROD** - AGENCY 3

Contract No. 96/667.50/001

COPY

STATE OF NEW MEXICO
ENVIRONMENT DEPARTMENT
PROFESSIONAL SERVICES CONTRACT

This contract made and entered into by and between the State of New Mexico Environment Department, hereinafter referred to as the "Department" and A.T. Kearney, Inc., hereinafter referred to as the "Contractor."

## I. Scope of Work

The contractor shall provide expertise in the technical review of (1) a permit application for a Resource Conservation and Recovery Act (RCRA) permit and (2) other technical documents on the Department of Energy (DOE) Waste Isolation Pilot Plant (WIPP). The review must compare the applicant's Part B submittals to the permitting requirements and technical standards in the New Mexico Hazardous Waste Management Regulations (20 NMAC 4.1), Subpart IX, 40 CFR Section 270 and Subpart V, Section 264. The other WIPP technical documents for review would include, but not be limited to: hydrogeological reports; waste packaging and placement criteria; waste treatment; explosiveness, gas production and emergency response reports; sampling and statistical programs; radiation standards and protection; long-term impact on public radiation standards and protection; long-term impact on public health, safety and the environment. The contractor shall assist the department in the review of this application for completeness and technical adequacy by accomplishing the following:

A. Technical evaluation reviews to assist the Department in determining whether or not the facility will meet the RCRA permitting standards.

1. Prior to the technical review of the application by the Contractor, the Contractor shall meet with the RCRA Permits Program Manager (RPPM) and determine an adequate and specific time frame within the scope of the Contract for review of the technical evaluation functions of the Part B application.

2. Provide checklist review.

a. Complete checklists provided by the Department and provide a summary of the findings from the review.

b. Upon completion of the checklist review, the Contractor shall schedule a meeting with the RPPM to discus the findings.

c. The Contractor shall furnish the checklist in completed form and a written report of the summary of findings and deficiencies from the review. The Contractor shall provide necessary reports both in written form and on a word processing archive diskette.

d. The Contractor shall be available to conduct task C. (Evaluation of NOD Responses from Applicant) upon notification by the RPPM.

3. Perform technical review of the permit application

a. The Contractor shall review the application for compliance with the technical requirements detailed in 20 NMAC 4.1, Subpart V, 40 CFR Part 264, Subparts A-G, I, S, X, AA and BB, and Part 268.

b. The Contractor shall provide technical expertise in air, soil and water modeling, meteorology, and risk assessment to determine if the standards required under 20 NMAC 4.1, Subpart V, Section 264.601 are met.

c. The Contractor must review the waste analysis plan with particular attention being focused on quality assurance/quality control portions associated with the sampling and analysis functions being performed at a generating site. The review must also determine whether the waste characterization is adequate for all waste packaged for transport to WIPP. A report on the proposed waste analysis plan and the quality assurance/quality control procedures shall be submitted to the Department and a meeting scheduled with the RPPM to discuss the findings in the report.

d. The Contractor shall review the data and the discussion to evaluate the logical progression of the information and the

assumptions involved in the permit application.

e. The Contractor shall review the data contained in the tables, figures, technical drawings and elsewhere and verify the calculations presented in support of the application.

f. The Contractor shall review the applicant's conclusions to ensure compatibility with the data presented and the validity of the proposed conclusions.

g. Upon completion of the technical evaluation, the Contractor shall schedule a meeting with the RPPM to discuss the findings. The RPPM will make the final determination as to whether or not the permit application meets the technical standards.

h. The Contractor shall be available to conduct task C. (Evaluation of NOD Responses from Applicant) upon notification by the RPPM.

B. Evaluation of Notice of Deficiency (NOD) or Other Responses From the Applicant

1. The Contractor shall review any application revisions made in response to the Contractor's or the Department's technical review letters.

2. Support the Department in preparing for and conducting meetings or conference calls with the applicant regarding comments provided by the Contractor to the Department as a result of completeness and/or technical reviews.

3. This support shall include but not be limited to developing agendas for meetings, providing summaries of the major issues to be discussed and review of relevant regulations and guidance that may be discussed at the meeting.

4. The Department will conduct all such meetings, but the Contractor shall be ready to respond to the applicant's comments/questions when directed by the RPPM.

C. Decision Analysis After Completion of Completeness and Technical Reviews

1. The Contractor as a portion of the completeness and technical reviews shall prepare a report which provides a basis for permit denial decisions at that step in the review.

2. The Contractor shall detail in the report whether or not enough information exists to support continuation of the permitting process following a completeness review and whether or not adequate technical information has been provided to support continuation of the permitting process following a technical review.

3. The Contractor shall furnish the report for or against continuation of the permit process at the time of the submission of the completeness review and/or technical report.

4. The Department will make all decisions regarding the permitting process and policies.

D. Administrative Permit Processing

1. The Contractor shall provide assistance to the Department in support of general permitting activities. These activities shall include, but are not limited to the following:

a. Assure that all requests for information go through the RPPM.

b. Prepare draft permits or designated permit modules and supporting materials including statements of basis and fact sheets.

c. Provide support to the Department in furnishing expert witnesses for hearings, in preparing responses to comments submitted by the public and in administrative appeal action during the period of the performance of the contract.

d. Provide support to the Department in coordinating and conducting public hearings, meetings, and other program or community-related activities including preparing, reviewing and assembling all written and verbal materials to be issued

in conjunction with implementation of public involvement plans.

e. The Contractor shall be available to conduct task C. (Evaluation of NOD Responses from Applicant) upon notification by the RPPM.

f. The Contractor shall provide the Department a compliance checklist that will aid the Department in the enforcement of the reviewed permit.

g. The Contractor shall make any necessary corrections to the permit after the Department conducts a quality control review.

E. Contract Requirements Regarding Review of Other Technical Documents

1. The Contractor shall provide assistance to the Department in support of general review of other technical documents. These activities shall include, but are not limited to:

a. The Contractor shall review the data and the discussions to evaluate the logical progression of the information and the assumptions involved in the document.

b. The Contractor shall review the data contained in the tables, figures, technical drawings and elsewhere and verify the calculations presented in the document.

c. The Contractor shall review the conclusions in the document to ensure compatibility with the data presented and the validity of the proposed conclusions.

d. Upon completion of the technical evaluation, the Contractor shall schedule a meeting with the RPPM to discuss the findings. The RPPM will make the final determination regarding any proposed action or conclusions.

e. The Contractor shall be available to evaluate the responses from the DOE upon notification by the RPPM.

II. Compensation

A. The Department shall pay to the Contractor in full payment for services rendered a sum not to exceed $450,000.

Gross Receipts Tax

B. The New Mexico Gross Receipts Tax levied on the amounts payable under this contract shall be paid:

| | | |
|---|---|---|
| _____ | By Contractor | _____ By Agency to Taxation & Revenue and TS-22 |
| ____x____ | By Agency to Contractor | _____ Contractor is exempt from payment |

C. The total amount of this contract shall not exceed $450,000.

D. Payment shall be made upon receipt of a detailed, certified Statement of Account. Such statements shall be submitted to the Hazardous & Radioactive Materials Bureau, c/o RCRA Permit Program Manager, New Mexico Environment Department, P.O. Box 26110, 525 Camino de los Marquez, Santa Fe, New Mexico 87502.

III. **Term**

This contract shall become effective upon approval in writing by the Department of Finance and Administration. This contract shall terminate on June 30, 1997, unless extended, or terminated pursuant to paragraph IV, below.

IV. **Termination**

This contract may be terminated by either of the parties hereto upon written notice delivered to the other party at least thirty (30) days prior to the intended date of termination. By such termination, neither party may nullify obligations already incurred for performance or failure to perform prior to the date of termination.

V. **Status of Contractor**

The Contractor and his agent and employees are independent Contractors performing professional services for the Division and are not employees of the State of New Mexico. The Contractor and his agents and employees shall not accrue leave, retirement, insurance, bonding, use of state vehicles, or any other benefits afforded to employees of the State of New Mexico as a result of this contract.

VI. Assignment

The Contractor shall not assign or transfer any interest in this agreement or assign any claims for money due or to become due under this contract without the prior written approval of the Department.

VII. **Subcontracting**

The Contractor shall not subcontract any portion of the services to be performed under this contract without prior written approval of the Department, which shall not reasonably be withheld. The Contractor may provide either owned or rental equipment. If subcontractors are employed, the Contractor is responsible for ensuring that the subcontractor completes the work and is paid.

VIII. **Records and Audit**

A. The Contractor shall maintain detailed time records which indicate the date, time and nature of services rendered. These records shall be subject to inspection by the Department, the Department of Finance and Administration, and the State Auditor. The Department shall have the right to audit billings both before and after payment; payment under this contract shall not waive the rights of the Department to recover excessive or illegal payments.

B. The Contractor must detail the labor (by identifying staff and hourly rate), equipment, and material rates of frequently used items used in the review of permit applications and related documents. Hourly labor rates appear in Attachment A.

C. Labor rates shall be proposed on an hourly basis. Straight time, weekday overtime, and weekend rates must be proposed. Weekday overtime and weekend rates shall be included in the contract but will not be used for evaluation. Hourly rates for personnel shall include but not be limited to staff benefits and administrative overhead and profit. Travel expenses that the Contractor incurs in performance of this contract shall be at the cost of the Contractor. The Department requires that its designee approve in advance and in writing any travel under this contract.

D. The Contractor shall specify what personnel, equipment and services are contained in-house versus what personnel, equipment and services the Contractor will subcontract or rent. For subcontracts and rentals, the Contractor shall

specify what percentage, if any, is added to the billing.

E. The Contractor staff may be required to testify, in legal proceedings, as to the technical adequacy of their activities pursuant to this contract. Factual testimony is paid in accordance with applicable statutes and regulations; expert testimony will be paid at the staff's regular hourly wage.

F. The Contractor shall provide comprehensive billing itemized so that the Department can easily understand activities and costs.

**IX. Release**

The Contractor, upon final payment of the amount due under this contract, releases the Department, its officers and employees, and the State of New Mexico from all liabilities, claims and obligations whatsoever arising from or under this contract. The Contractor agrees not to purport to bind the State of New Mexico to any obligation not assumed herein by the State of New Mexico, unless the Contractor has express written authority to do so and then only within the strict limits of that authority.

**X. Confidentiality**

Any confidential information provided to or developed by the Contractor in the performance of this contract shall be kept confidential and shall not be made available to any individual or organization by the Contractor without the prior written approval of the Department.

**XI. Product of Service - Copyright**

All materials developed or acquired by the Contractor under this contract shall become the property of the State of New Mexico and shall be delivered to the Department no later than the termination date of this contract. Nothing produced, in whole or part, by the Contractor under this contract shall be the subject of an application for copyright by or on behalf of the Contractor.

**XII. Conflict of Interest**

The Contractor warrants that it does not hold any other contract with the DOE for the writing and review of the Part A and B applications or any other contract with DOE for WIPP activities related to these applications.

XIII. Amendment

This contract shall not be altered, changed or amended except by instrument in writing executed by the parties hereto.

**XIV. Scope of Agreement**

This contract incorporates all the agreements, covenants and understandings between the parties hereto concerning the subject matter hereof, and all such covenants, agreements and understanding have been merged into this written contract. No prior agreement or understanding, verbal or otherwise, of the parties or their agents shall be valid or enforceable unless embodied in this contract.

**XV. Notice**

The Procurement Code, Sections 13-1-28 through 13-1-199 NMSA 1978 imposes civil and criminal penalties for its violation. In addition, the New Mexico criminal statutes impose felony penalties for illegal bribes, gratuities and kickbacks.

**XVI. Equal Opportunity Compliance**

The Contractor agrees to abide by all Federal and State laws and rules and regulations, and executive orders of the Governor of New Mexico, pertaining to equal employment opportunity. In accordance with all such laws and rules and regulations, and executive orders of the Governor of New Mexico, the Contractor agrees to assure that no person in the United States shall on the grounds of race, color, national origin, sex, sexual preference, age or handicap, be excluded from employment with or participation in, be denied by benefits of or otherwise be subjected to discrimination under, any program or activity performed under this agreement. If Contractor is found to be not in compliance with these requirements during the life of this contract, Contractor agrees to take appropriated steps to correct these deficiencies. The Contractor shall also assure that its subcontractors shall follow all pertinent local, state and federal rules and regulations.

**XVII. Applicable Law**

This contract shall be governed by the laws of the State of New Mexico.

**XVIII. Liability Insurance**

A. The Contractor warrants that it shall, at all times during the term of this contract, have and keep in

force liability insurance in at least the amount of the applicable limits in the New Mexico Tort Claims Act, Section 41-4-1 et.seq., NMSA 1978, and any amendments thereto. Such insurance shall be written by an insurance company licensed to do business in New Mexico and shall cover all liability which might arise from the provision of services under this contract.

B. The Contractor shall immediately notify the New Mexico Environment Department upon the cancellation of any insurance for its employees as required by New Mexico law.

C. The Contractor shall provide Workers' Compensation insurance for its employees as required by New Mexico law.

**XIX. Contractor Warrants, Represents,and Covenants**

The Contractor Warrants, represents, and covenants as follows:

A. Capabilities: Contractor has the capability, experience, and means required to perform the services contemplated by this agreement. Services will be performed using personnel, equipment and material qualified and/or suitable to do the work requested.

B. Compliance with Standards; Contractor will perform services hereunder in a diligent and workmanlike manner consistent with: Accepted professional practices (when applicable); federal, state and local laws, regulations, and ordinances; and client's rules as made known to Contractor.

C. Notice of Violation: Contractor shall notify client if (a) Contractor is served with notices of significant violation of any law, regulation, permit or license which relates to its service(s) hereunder; (b) proceedings are commenced which could lead to revocation of permits or licenses which relate to such service(s); (c) permits, licenses, or other governmental authorization relation to such service(s) are revoked; (d) litigation is commenced against Contractor which could affect such service(s); or (e) Contractor becomes aware that its equipment or facilities related to such services are not in compliance with applicable laws, regulations, permits, or licenses.

D. Client's Rules: Contractor will observe client's rules, as the same are made known to Contractor, including those involving health, safety,

environment, and security, when working at any of the client's facilities.

E. Professional Standards: As applicable, for the services performed hereunder, Contractor will apply its best present judgment, use its best level of effort consistent with professional standards in performing the services, and endeavor to enable client to meet its objectives in question as the same shall be disclosed to Contractor by client.

**XX. Release of Contract Information**

Unless the written consent of the Department is first obtained, the Contractor shall not disclose any information relating to the performance of this Contract to any person not authorized by the Department to receive it. The Contractor shall refer all requests for information concerning performance of this Contract to the Department.

IN WITNESS THEREOF, the parties hereto have set their hands.

STATE OF NEW MEXICO

BY: _____
Department Secretary

DATE: 8/3/95

CONTRACTOR

BY: _____
Jerry C. Mailey

TITLE: Director of Contracts

DATE: July 13, 1995

_____
Assistant General Counsel

DATE: July 21, 1995

TAXATION AND REVENUE DEPARTMENT

ID NO. 02-200809-008

BY: P. McElroy

DATE: 8/4/95

DEPARTMENT OF FINANCE AND ADMINISTRATION

Evangeline M. Feller
STATE CONTRACTS OFFICE

DATE: 8-8-95

| HOURLY RATES<br>STRAIGHT TIME | |
|---|---|
| LABOR CATEGORY | |
| SR. ENVIRONMENTAL SCIENTIST | 98.83 |
| MID ENVIRONMENTAL SCIENTIST | 74.40 |
| JR. ENVIRONMENTAL SCIENTIST | 51.92 |
| SR. GEOSCIENTIST | 95.48 |
| MID GEOSCIENTIST | 77.31 |
| JR. GEOSCIENTIST | 35.97 |
| SR. ENGINEER | 99.91 |
| MID ENGINEER | 67.09 |
| JR. ENGINEER | 48.59 |
| SR. HAZ. WASTE MGMT. SPECIALIST | 99.96 |
| MID HAZ. WASTE MGMT. SPECIALIST | 90.06 |
| JR. HAZ. WASTE MGMT. SPECIALIST | 49.28 |
| MID TECHNICAL ASSISTANT | 38.38 |
| CLERICAL SUPPORT | 30.59 |
| PROGRAM DIRECTOR | 106.51 |
| TECHNICAL MANAGER | 94.83 |

| HOURLY RATES<br>WEEKDAY OVERTIME AND WEEKEND RATES | |
|---|---|
| LABOR CATEGORY | |
| SR. ENVIRONMENTAL SCIENTIST | 50.16 |
| MID ENVIRONMENTAL SCIENTIST | 50.14 |
| JR. ENVIRONMENTAL SCIENTIST | 49.23 |
| SR. GEOSCIENTIST | 53.03 |
| MID GEOSCIENTIST | 15.37 |
| JR. GEOSCIENTIST | 35.97 |
| SR. ENGINEER | 47.14 |
| MID ENGINEER | 50.16 |
| JR. ENGINEER | 38.25 |
| SR. HAZ. WASTE MGMT. SPECIALIST | 53.65 |
| MID HAZ. WASTE MGMT. SPECIALIST | 59.06 |
| JR. HAZ. WASTE MGMT. SPECIALIST | 44.59 |
| MID TECHNICAL ASSISTANT | 34.63 |
| CLERICAL SUPPORT | 45.89 |
| PROGRAM DIRECTOR | 44.59 |
| TECHNICAL MANAGER | 58.10 |

*State of New Mexico*
***ENVIRONMENT DEPARTMENT***
***Hazardous & Radioactive Materials Bureau***
***525 Camino De Los Marquez***
***P.O. Box 26110***
***Santa Fe, New Mexico 87502***
***(505) 827-4358***
***Fax (505) 827-4389***

***GARY E. JOHNSON***
***GOVERNOR***

***MARK E. WEIDLER***
***SECRETARY***

***EDGAR T. THORNTON, III***
***DEPUTY SECRETARY***

August 24, 1995

Mr. John Drafts
Camp Dresser & McKee, Inc.
2400 Louisiana Boulevard, Suite 740
Albuquerque, New Mexico 87110

Dear Mr. Drafts:

**RE: Debriefing Request, WIPP RCRA Application Review Contract**

Upon reviewing my files for the WIPP RCRA application review contract, I encountered your fax of June 30, 1995, requesting a debriefing on the decision to evaluate the bids. According to my notes, we discussed cost, scope, and approach, as well as the strengths and weaknesses of your bid. I also agreed to provide you with the score sheet summarizing the review results once the contract had been finalized. Enclosed is a copy of the summary score sheet as promised. If you have any further questions, please call me at (505) 827-1561.

Sincerely,

Steve Zappe, RCRA Permits
Hazardous and Radioactive Materials Bureau

p.s. Please note that we recently moved. Our new street address is 2044-A Galisteo Street, Santa Fe, NM 87505. Our mailing address remains the same as on the letterhead.

BELFORT ENGINEERING & ENVIRONMENTAL SERVICES, INC.
A SCIENTECH, Inc. Subsidiary

June 30, 1995
BEL/HQ-95-FAX

State of New Mexico
Environment Department
Hazardous & Radioactive Materials Bureau
ATTN: Steve Zappe
525 Camino De Los Marquez
PO Box 26110
Santa Fe, New Mexico 87502

SUBJECT: Request For Debriefing

Dear Mr. Zappe:

In a letter dated June 26, 1995, Belfort Engineering was notified by Dr. Ed Kelley, Director, Water & Waste Management Division that the Company was not selected to assist the New Mexico Environment Department (NMED) in its review of the RCRA Part B application for the Waste Isolation Pilot Plant.

This letter is to request a debriefing as to why Belfort Engineering was not selected and what steps can be taken to increase the likelihood of selection for future NMED contracts.

Sincerely,

Stephen L. Irish
Marketing Manager

Called back 6/30 @ 1:30 PM. Discussed general reasons why Belfort was not selected. He asked to be called when contract was signed so he could review the file + documents.

SCZ

8/24 – Informed Mr. Irish the contract has been signed. SCZ



1720 Louisiana Boulevard N.E., Suite 400 • Albuquerque, New Mexico 87110 • 505/262-1800 Fax 505/262-1809
recycled paper

BELFORT® ENGINEERING & ENVIRONMENTAL SERVICES, INC.
A SCIENTECH, Inc. Subsidiary

1720 Louisiana Blvd., NE
Suite 400
Albuquerque, NM 87110

**FAX Transmittal Form**

Facsimile Number: (505) 262-1809
Verification Number: (505) 262-1800

Date: 6/30/95

To: STEVE ZAPPE

Organization/Location: NMED

Facsimile Number: 505/827-4389

Verification Number:

From: STEVE IRISH

Organization/Location:

Comments:

No. of Pages Including This Page: 2 Time Sent (Mountain):

Sent By: Verified By: Time:

**CDM**

*environmental engineers, scientists, planners, & management consultants*

CAMP DRESSER & McKEE INC.

2400 Louisiana Boulevard, N.E., Suite 740
American Financial Center, Building Five
Albuquerque, New Mexico 87110
505 881-3077

DATE: 6/30/95

To: Steve Zappe

Fax No.: (505) 827-4389

From: John Drafts CDM

Project:

Job No.:

Pages sent (Including Transmittal Page): 1

Steve,

I would like to discuss the aspects of the RCRA Part B Permit Review bids with you. A short debrief on costs, scope, and approach will be sufficient. Please contact me at (505) 881-3077 so we can discuss these issues. Thank you,

John Drafts

Called back 6/30 @ 10:25. Discussed all issues to John's satisfaction. He wants a copy of the summary score sheet after contract is signed.

SOZ

WIPP File

State of New Mexico
ENVIRONMENT DEPARTMENT
Hazardous & Radioactive Materials Bureau
525 Camino De Los Marquez
P.O. Box 26110
Santa Fe, New Mexico 87502
(505) 827-4358
Fax (505) 827-4389

GARY E. JOHNSON
GOVERNOR

MARK E. WEIDLER
SECRETARY

EDGAR T. THORNTON, III
DEPUTY SECRETARY

June 26, 1995

Mr. John G. Darabaris
A.T. Kearney, Inc.
One Tabor Center, Suite 950
1200 Seventeenth Street
Denver, Colorado 80202

Dear Mr. Darabaris:

**RE: Contract Award for Technical Review of WIPP RCRA Part B Permit Application**

The New Mexico Environment Department (**NMED**) received bids from three contractors for the technical review of the WIPP RCRA Part B application by the May 25, 1995, deadline. The NMED Hazardous and Radioactive Materials Bureau (**HRMB**) established a contract review committee which used the required components for proposals and the proposal evaluation criteria to rank the submittals. Upon completion of the committee's work, A.T. Kearney has been proposed to be awarded the contract to assist NMED in reviewing the WIPP RCRA Part B application. We would like to schedule a meeting on July 12, 1995, to sign the contract, establish a work schedule, and initiate the completeness determination phase of the project. Please contact me at your earliest convenience at (505) 827-4358.

Sincerely,

Ed Kelley

Ed Kelley, Ph.D.
Director, Water & Waste Management Division

cc: Mark Weidler, Secretary NMED
George Dials, DOE/CAO
Benito J. Garcia, Chief, HRMB
Cliff Hawley, NMED
Barbara Hoditschek, HRMB
File WIPP - Red 1995

WIPP File

State of New Mexico
ENVIRONMENT DEPARTMENT
Hazardous & Radioactive Materials Bureau
525 Camino De Los Marquez
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GARY E. JOHNSON
GOVERNOR

MARK E. WEIDLER
SECRETARY

EDGAR T. THORNTON, III
DEPUTY SECRETARY

June 26, 1995

Mr. Stephen Irish
Belfort Engineering & Enviromental Services, Inc.
1720 Louisiana Boulevard, NE, Suite 400
Albuquerque, New Mexico 87110

Dear Mr. Irish:

**RE: Contract Award for Technical Review of WIPP RCRA Part B Permit Application**

The New Mexico Environment Department (**NMED**) received bids from three contractors for the technical review of the WIPP RCRA Part B application by the May 25, 1995, deadline. The NMED Hazardous and Radioactive Materials Bureau (**HRMB**) established a contract review committee which used the required components for proposals and the proposal evaluation criteria to rank the submittals. Upon completion of the committee's work, Belfort was not selected to assist NMED in reviewing the WIPP RCRA Part B application. We appreciate your submittal, and will keep your company on file for future reference. If you have any questions, please contact Mr. Steve Zappe of my staff at (505) 827-4308. Thank you for your effort in preparing this bid for the Environment Department.

Sincerely,

Ed Kelley

Ed Kelley, Ph.D.
Director, Water & Waste Management Division

cc: Benito J. Garcia, Chief, HRMB
Cliff Hawley, NMED
Barbara Hoditschek, HRMB
File WIPP - Red 1995

WIPP File

State of New Mexico
ENVIRONMENT DEPARTMENT
Hazardous & Radioactive Materials Bureau
525 Camino De Los Marquez
P.O. Box 26110
Santa Fe, New Mexico 87502
(505) 827-4358
Fax (505) 827-4389

GARY E. JOHNSON
GOVERNOR

MARK E. WEIDLER
SECRETARY

EDGAR T. THORNTON, III
DEPUTY SECRETARY

June 26, 1995

Mr. Steven L. Brewer
Camp Dresser & Mckee, Inc.
2400 Louisiana Boulevard, Suite 740
Albuquerque, New Mexico 87110

Dear Mr. Brewer:

**RE: Contract Award for Technical Review of WIPP RCRA Part B Permit Application**

The New Mexico Environment Department (**NMED**) received bids from three contractors for the technical review of the WIPP RCRA Part B application by the May 25, 1995, deadline. The NMED Hazardous and Radioactive Materials Bureau (**HRMB**) established a contract review committee which used the required components for proposals and the proposal evaluation criteria to rank the submittals. Upon completion of the committee's work, CDM was not selected to assist NMED in reviewing the WIPP RCRA Part B application. We appreciate your submittal, and will keep your company on file for future reference. If you have any questions, please contact Mr. Steve Zappe of my staff at (505) 827-4308. Thank you for your effort in preparing this bid for the Environment Department.

Sincerely,

Ed Kelley

Ed Kelley, Ph.D.
Director, Water & Waste Management Division

cc: Benito J. Garcia, Chief, HRMB
Cliff Hawley, NMED
Barbara Hoditschek, HRMB
File WIPP - Red 1995

Proposal Evaluation Sheets

| | A | B | C | D | E | F | G |
|---|---|---|---|---|---|---|---|
| 1 | **CDM** | | | | | | |
| 2 | Reviewer | Group 1 | Group 2 | Group 3 | Group 4 | Group 5 | Total |
| 3 | Barbara | 12.0 | 13.5 | 10.0 | 16.0 | 15.0 | 66.5 |
| 4 | Norma | 12.0 | 11.0 | 13.0 | 16.0 | 15.0 | 67.0 |
| 5 | Benito | 13.0 | 10.5 | 10.0 | 16.0 | 15.0 | 64.5 |
| 6 | Steve | 12.7 | 8.5 | 8.0 | 24.0 | 15.0 | 68.2 |
| 7 | | **12.4** | **10.9** | **10.3** | **18.0** | **15.0** | **66.6** |
| 8 | | | | | | | |
| 9 | **Belfort** | | | | | | |
| 10 | Reviewer | Group 1 | Group 2 | Group 3 | Group 4 | Group 5 | Total |
| 11 | Barbara | 20.0 | 17.5 | 17.0 | 6.0 | 15.0 | 75.5 |
| 12 | Norma | 18.0 | 16.0 | 15.0 | 6.0 | 15.0 | 70.0 |
| 13 | Benito | 14.4 | 14.0 | 13.0 | 6.0 | 15.0 | 62.4 |
| 14 | Steve | 18.6 | 18.0 | 14.0 | 6.0 | 15.0 | 71.6 |
| 15 | | **17.8** | **16.4** | **14.8** | **6.0** | **15.0** | **69.9** |
| 16 | | | | | | | |
| 17 | **Kearney** | | | | | | |
| 18 | Reviewer | Group 1 | Group 2 | Group 3 | Group 4 | Group 5 | Total |
| 19 | Barbara | 18.0 | 20.0 | 20.0 | 22.0 | 10.0 | 90.0 |
| 20 | Norma | 18.0 | 19.0 | 19.0 | 18.0 | 10.0 | 84.0 |
| 21 | Benito | 16.7 | 17.0 | 17.0 | 10.0 | 15.0 | 75.7 |
| 22 | Steve | 18.8 | 20.0 | 20.0 | 22.0 | 10.0 | 90.8 |
| 23 | | **17.9** | **19.0** | **19.0** | **18.0** | **11.3** | **85.1** |

66.5

WIPP PERMIT APPLICATION RFP

PROPOSAL EVALUATION CRITERIA
PAGE 1

BIDDER: CDM
REVIEWER Barbara Hoditschek DATE 6/12/95

1. Qualifications and experience of personnel assigned to project (20 points).

2 a. Education of personnel (4 points). 1 pt -> BS, 2 pt -> MS, 3 pt -> PhD, +1 pt for relevance. Score is averaged for all personnel

18/8

1. Depth and breadth of education of personnel.

2. Is education relevant to the application under review?

Score

b. Experience of staff in reviewing RCRA ~~permit~~ applications (number of areas of expertise related to technical issues listed below under RCRA experience). Full credit for reviewing applications, 1/2 credit for preparing applications. Refer to technical issues on next page.

5 1. 7-10 areas (7 points)

2. 3-6 (5 points)

3. 1-2 (2 points)

CDM
# of doc reviewed/prep not given
see attached comments from Felicia Orth.

c. Experience of staff in nical documents (number of areas of expert echnical issues listed below under RCRA e 2 credit for preparing applications. Refer to technical issu

5 1. 7-10 areas (7 points)

2. 3-6 (5 points)

3. 1-2 (2 points)

0 d. Number of people assigned to the review (adequate or not) (2 points) 1 pt for two individuals with experience (technical/regulatory) in all areas, 2 pt for more than two. (see c)

2. RCRA experience (20 points)

a. Previous experience in reviewing RCRA permit applications.

1. Number of permit applications reviewed. Full credit for reviewing applications, 1/2 credit for preparing applications. Refer to technical issues on next page.

2 a. 15 and over (4 points)
b. 10-14 (3 points)
c. 5-9 (2 points)
d. 1-4 (1 point)
e. none (none)

rev prep 2.5
" ||||| 2
4.5

2. Technical issues addressed in permit applications reviewed (0.5 point for each issue addressed). 1/2(.25)
(5) credit for preparing applications.

   a. Mixed waste
   b. Land disposal
   c. Container storage
   d. Risk assessment
   e. Geology/hydrogeology
   f. Sampling and analysis (QA/QC)
   g. Ground water monitoring waivers
   h. Miscellaneous unit performance standards
   i. Waste characterization
   j. Air, soil, and water modeling

3.5

3. Familiarity with regulations (RCRA)

   a. Approach correlated with regulations (5 points) Preparation or review of documents (by section) as they relate to regulation; explicit use of checklist.
   b. Mention/copy regulations (2 point) No specific correlation, simply state they prepare or review according to regs.
   c. No mention of regulations (no points)

2

4. Approach of proposal

   a. Consistent with experience claimed by bidder (2 points)? Statement by reviewer on abilities of respondent. 2
   b. Thoroughness and clarity?
      1. Issues and regulatory requirements addressed (2 points) See requirements in RFP. 2
      2. Details present (2 points) Address each issue in sufficient detail 2

6

3. Review capabilities (20 points) No points for individual capabilities if not addressed.

   a. Word processing and copying capabilities (2 points).
   b. Document preparation and tracking system (2 points).
   c. Experience in preparing public information meetings.

      1. Preparation of written and visual aides (2 points)

      2. Ability to translate technical issues into lay persons language (2 points).

   d. Experience of personnel as expert witnesses (3 points).
   e. Support staff for review personnel (3 points).
   f. Are proposed time frames for complete review within goal (3 points)? Contract term is for two years.
   g. Are the company's internal structure and review procedures clear (3 points)? Describe chain of custody/command, QA procedures, how they report to us.

10

CDM

WIPP PERMIT APPLICATION RFP

PROPOSAL EVALUATION CRITERIA
PAGE 3

4. Costs (25 points) id who is doing work

a. Reliance on and costs of subcontractors? For capabilities in #3.

9

1. Two or more services in house (9 points)

2. Only one service in house (5 points)

3. Rely on four subcontractors (1 point)

b. How do overhead and administrative costs compare with other respondents

1

1. No markup (9 points)

2. No general charge (7 points)

3. 1-14% markup (1 point) 10%

4. 15% or more markup (no points)

? = low

5. General administrative charge on all fees (no points)

6

? = HIGH

c. Project within estimated budget (7 points) $410,405 Rank and compare actual cost to budget for review of permit application by contractor. see Zappe graph

5. Local (New Mexico) office (15 points)

15

a. Has office; 3 staff or more (15 points)

b. Has office; 2 staff or less (10 points)

c. No office in NM (no points) or zero full time staff.

d. Left off address ( -1 point)

e. Staff not named ( -1 point)

WIPP PERMIT APPLICATION RFP

90

PROPOSAL EVALUATION CRITERIA
PAGE 1

BIDDER: A.T. Kearney, Inc.
REVIEWER Barbara Hadifschek DATE 6/15/95

1. Qualifications and experience of personnel assigned to project (20 points).

   a. Education of personnel (4 points). 1 pt -> BS, 2 pt -> MS, 3 pt -> PhD, +1 pt for relevance. Score is averaged for all personnel

4

      1. Depth and breadth of education of personnel.

      2. Is education relevant to the application under review?

   b. Experience of staff in reviewing RCRA ~~permit~~ 13 core applications (number of areas of expertise related to technical issues listed below under RCRA experience). Full credit for reviewing applications, 1/2 credit for preparing applications. Refer to technical issues on next page.

5

      1. 7-10 areas (7 points)

      2. 3-6 (5 points)

      3. 1-2 (2 points)

   c. Experience of staff in reviewing technical documents (number of areas of expertise related to technical issues listed below under RCRA experience). 1/2 credit for preparing applications. Refer to technical issues on next page.

p 35

7

      1. 7-10 areas (7 points)

      2. 3-6 (5 points)

      3. 1-2 (2 points)

   d. Number of people assigned to the review (adequate or not) (2 points) 1 pt for two individuals with experience (technical/regulatory) in all areas, 2 pt for more than two.

2

2. RCRA experience (20 points)

   a. Previous experience in reviewing RCRA permit applications.

      1. Number of permit applications reviewed. Full credit for reviewing applications, 1/2 credit for preparing applications. Refer to technical issues on next page.

4

         a. 15 and over (4 points)
         b. 10-14 (3 points)
         c. 5-9 (2 points)
         d. 1-4 (1 point)
         e. none (none)

2. Technical issues addressed in permit applications reviewed (0.5 point for each issue addressed). 1/2(.25)
(5) credit for preparing applications.

5

a. Mixed waste
b. Land disposal
c. Container storage
d. Risk assessment
e. Geology/hydrogeology
f. Sampling and analysis (QA/QC)
g. Ground water monitoring waivers
h. Miscellaneous unit performance standards
i. Waste characterization
j. Air, soil, and water modeling

3. Familiarity with regulations (RCRA)

5

a. Approach correlated with regulations (5 points) Preparation or review of documents (by section) as they relate to regulation; explicit use of checklist.
b. Mention/copy regulations (2 point) No specific correlation, simply state they prepare or review according to regs.
c. No mention of regulations (no points)

4. Approach of proposal

6

a. Consistent with experience claimed by bidder (2 points)? Statement by reviewer on abilities of respondent.
b. Thoroughness and clarity?
   1. Issues and regulatory requirements addressed (2 points) See requirements in RFP.
   2. Details present (2 points) Address each issue in sufficient detail

20

3. Review capabilities (20 points) No points for individual capabilities if not addressed.

p116

2 a. Word processing and copying capabilities (2 points).
2 b. Document preparation and tracking system (2 points).
4 c. Experience in preparing public information meetings.

   1. Preparation of written and visual aides (2 points)

   2. Ability to translate technical issues into lay persons language (2 points).

p35 3 d. Experience of personnel as expert witnesses (3 points).
3 e. Support staff for review personnel (3 points).
p95 3 f. Are proposed time frames for complete review within goal (3 points)? Contract term is for two years.
3 g. Are the company's internal structure and review procedures clear (3 points)? Describe chain of custody/command, QA procedures, how they report to us.
p124

A.T. Kearney

WIPP PERMIT APPLICATION RFP

PROPOSAL EVALUATION CRITERIA
PAGE 3

4. Costs (25 points) id who is doing work

a. Reliance on and costs of subcontractors? For capabilities in #3.

9

1. Two or more services in house (9 points)

2. Only one service in house (5 points)

3. Rely on four subcontractors (1 point)

b. How do overhead and administrative costs compare with other respondents

9

1. No markup (9 points)

2. No general charge (7 points)

3. 1-14% markup (1 point)

4. 15% or more markup (no points)

? = low

5. General administrative charge on all fees (no points)

$450,689

? = HIGH 4

c. Project within estimated budget (7 points) Rank and compare actual cost to budget for review of permit application by contractor.

5. Local (New Mexico) office (15 points)

a. Has office; 3 staff or more (15 points)

10

b. Has office; 2 staff or less (10 points) P. Shanley

c. No office in NM (no points) or zero full time staff.

d. Left off address ( -1 point)

e. Staff not named ( -1 point)

WIPP PERMIT APPLICATION RFP

PROPOSAL EVALUATION CRITERIA
PAGE 1

75.5

BIDDER: Belfort/Parsons
REVIEWER Barbara Heditschek DATE 6/13/95

1. Qualifications and experience of personnel assigned to project (20 points).

   a. Education of personnel (4 points). 1 pt -> BS, 2 pt -> MS, 3 pt -> PhD, +1 pt for relevance. Score is averaged for all personnel

4

      1. Depth and breadth of education of personnel.

      2. Is education relevant to the application under review?

   b. Experience of staff in reviewing RCRA permit applications (number of areas of expertise related to technical issues listed below under RCRA experience). Full credit for reviewing applications, 1/2 credit for preparing applications. Refer to technical issues on next page.

17 core

7

      1. 7-10 areas (7 points)

      2. 3-6 (5 points)

      3. 1-2 (2 points)

   c. Experience of staff in reviewing technical documents (number of areas of expertise related to technical issues listed below under RCRA experience). 1/2 credit for preparing applications. Refer to technical issues on next page.

7

      1. 7-10 areas (7 points)

      2. 3-6 (5 points)

      3. 1-2 (2 points)

2 d. Number of people assigned to the review (adequate or not) (2 points) 1 pt for two individuals with experience (technical/regulatory) in all areas, 2 pt for more than two.

2. RCRA experience (20 points)

   a. Previous experience in reviewing RCRA permit applications.

      1. Number of permit applications reviewed. Full credit for reviewing applications, 1/2 credit for preparing applications. Refer to technical issues on next page.

2

         a. 15 and over (4 points) rev prep
         b. 10-14 (3 points) //// ////
         c. 5-9 (2 points)
         d. 1-4 (1 point)
         e. none (none)

2. Technical issues addressed in permit applications reviewed (0.5 point for each issue addressed). 1/2(.25)
(5) credit for preparing applications.

rp a. Mixed waste
rp b. Land disposal
rp c. Container storage
rp d. Risk assessment
rp e. Geology/hydrogeology
rp f. Sampling and analysis (QA/QC)
rp g. Ground water monitoring waivers
rp h. Miscellaneous unit performance standards
rp i. Waste characterization
rp j. Air, soil, and water modeling

4.5

3. Familiarity with regulations (RCRA)

a. Approach correlated with regulations (5 points) Preparation or review of documents (by section) as they relate to regulation; explicit use of checklist.
b. Mention/copy regulations (2 point) No specific correlation, simply state they prepare or review according to regs.
c. No mention of regulations (no points)

5

4. Approach of proposal

a. Consistent with experience claimed by bidder (2 points)? Statement by reviewer on abilities of respondent.
b. Thoroughness and clarity?
   1. Issues and regulatory requirements addressed (2 points) See requirements in RFP.
   2. Details present (2 points) Address each issue in sufficient detail

6

3. Review capabilities (20 points) No points for individual capabilities if not addressed.

2 a. Word processing and copying capabilities (2 points).
2 b. Document preparation and tracking system (2 points).
4 c. Experience in preparing public information meetings.

   1. Preparation of written and visual aides (2 points)

   2. Ability to translate technical issues into lay persons language (2 points).

3 d. Experience of personnel as expert witnesses (3 points).
3 e. Support staff for review personnel (3 points).
f. Are proposed time frames for complete review within goal (3 points)? Contract term is for two years. (29 mos.)
3 g. Are the company's internal structure and review procedures clear (3 points)? Describe chain of custody/command, QA procedures, how they report to us.

17

Belfort/Parsons

WIPP PERMIT APPLICATION RFP

PROPOSAL EVALUATION CRITERIA
PAGE 3

4. Costs (25 points) id who is doing work

   a. Reliance on and costs of subcontractors? For capabilities in #3.

      1. Two or more services in house (9 points)

      2. Only one service in house (5 points)

      3. Rely on four subcontractors (1 point)

5

   b. How do overhead and administrative costs compare with other respondents

      1. No markup (9 points)

      2. No general charge (7 points)

      3. 1-14% markup (1 point) 14.83

      4. 15% or more markup (no points)

      5. General administrative charge on all fees (no points)

1

7 = low

2 = HIGH

   c. Project within estimated budget (7 points) Rank and compare actual cost to budget for review of permit application by contractor. $1,848,892

0

5. Local (New Mexico) office (15 points) see zappe graph

   a. Has office; 3 staff or more (15 points)

   b. Has office; 2 staff or less (10 points)

   c. No office in NM (no points) or zero full time staff.

   d. Left off address ( -1 point)

   e. Staff not named ( -1 point)

15

WIPP PERMIT APPLICATION RFP

PROPOSAL EVALUATION CRITERIA
PAGE 1

86.8 + cost
+4
90.8

BIDDER: A.T. Kearney
REVIEWER SOZ DATE 6/15

1. Qualifications and experience of personnel assigned to project (20 points).

18.8

a. Education of personnel (4 points). 1 pt -> BS, 2 pt -> MS, 3 pt -> PhD, +1 pt for relevance. Score is averaged for all personnel

2.8

1. Depth and breadth of education of personnel.

2. Is education relevant to the application under review?

b. Experience of staff in reviewing RCRA permit applications (number of areas of expertise related to technical issues listed below under RCRA experience). Full credit for reviewing applications, 1/2 credit for preparing applications. Refer to technical issues on next page.

7

1. 7-10 areas (7 points) p73+

2. 3-6 (5 points)

3. 1-2 (2 points)

c. Experience of staff in reviewing technical documents (number of areas of expertise related to technical issues listed below under RCRA experience). 1/2 credit for preparing applications. Refer to technical issues on next page. Exhibit 11

7

1. 7-10 areas (7 points)

2. 3-6 (5 points)

3. 1-2 (2 points)

2

d. Number of people assigned to the review (adequate or not) (2 points) 1 pt for two individuals with experience (technical/regulatory) in all areas, 2 pt for more than two. Cost 6

2. RCRA experience (20 points)

20

a. Previous experience in reviewing RCRA permit applications.

1. Number of permit applications reviewed. Full credit for reviewing applications, 1/2 credit for preparing applications. Refer to technical issues on next page.

4

a. 15 and over (4 points)
b. 10-14 (3 points)
c. 5-9 (2 points)
d. 1-4 (1 point)
e. none (none)

WIPP PERMIT APPLICATION RFP

PROPOSAL EVALUATION CRITERIA
PAGE 2

2. Technical issues addressed in permit applications reviewed (0.5 point for each issue addressed). 1/2 credit for preparing applications. 13, 14, p 73+

   a. Mixed waste
   b. Land disposal
   c. Container storage
   d. Risk assessment
   e. Geology/hydrogeology
   f. Sampling and analysis (QA/QC)
   g. Ground water monitoring waivers
   h. Miscellaneous unit performance standards
   i. Waste characterization
   j. Air, soil, and water modeling

3. Familiarity with regulations p 80, Exhibit 21

   5 a. Approach correlated with regulations (5 points) Preparation or review of documents (by section) as they relate to regulation; explicit use of checklist.
   b. Mention/copy regulations (2 point) No specific correlation, simply state they prepare or review according to regs.
   c. No mention of regulations (no points)

4. Approach of proposal

   2 a. Consistent with experience claimed by bidder (2 points)? Statement by reviewer on abilities of respondent.
   b. Thoroughness and clarity?
      2 1. Issues and regulatory requirements addressed (2 points) See requirements in RFP.
      2 2. Details present (2 points) Address each issue in sufficient detail

3. Review capabilities (20 points) No points for individual capabilities if not addressed.

   20
   a. Word processing and copying capabilities (2 points).
   2 b. Document preparation and tracking system (2 points).
   c. Experience in preparing public information meetings.

   2 1. Preparation of written and visual aides (2 points)

   2 2. Ability to translate technical issues into lay persons language (2 points).

   3 d. Experience of personnel as expert witnesses (3 points).
   3 e. Support staff for review personnel (3 points).
   3 f. Are proposed time frames for complete review within goal (3 points)? Contract term is for two years. Exhibit 26 340-660 days
   3 g. Are the company's internal structure and review procedures clear (3 points)? Describe chain of custody/command, QA procedures, how they report to us.

4. Costs (25 points)

   a. Reliance on and costs of subcontractors? For capabilities in #3.

22 9

      1. Two or more services in house (9 points)

      2. Only one service in house (5 points)

      3. Rely on four subcontractors (1 point)

   b. How do overhead and administrative costs compare with other respondents

9

      1. No markup (9 points)

      2. No general charge (7 points)

      3. 1-14% markup (1 point)

      4. 15% or more markup (no points)

      5. General administrative charge on all fees (no points)

   c. Project within estimated budget (7 points) Rank and compare actual cost to budget for review of permit application by contractor. 1 4 5 2, 6 3

5. Local (New Mexico) office (15 points) p 127

   a. Has office; 3 staff or more (15 points)

10

   b. Has office; 2 staff or less (10 points)

   c. No office in NM (no points) or zero full time staff.

   d. Left off address ( -1 point)

   e. Staff not named ( -1 point)

# [illegible] Personnel

| | | | |
|---|---|---|---|
| 3 | John [illegible] | MS Geo [illegible] | |
| 3 | Joshua [illegible] | MS Geo[illegible] | |
| 2 | [illegible] O'Connor | BS CE | OA/OC |
| 3 | Paul Lotki | MA Chem | OA/OC |
| 3 | Pierre Daval | MS Sol[illegible] | OA/OC |
| 3 | Greg Starkebaum | MS CE | TL/Doc Reviews |
| 2 | Jure [illegible] | BS Envi[illegible] | TL/Admin Supp[illegible] |
| 2 | Paula Gaspin Hoya | BS Chem | TL/PB - waste Chem |
| 2 | David Wilkes | BS Geo[illegible] | TL/PB - Engin, Doc Co |
| 1 | Kathleen Allison | BA Engl[illegible] | Admin Support |
| 3 | Patricia Brown-Sullivan | MS Chem | PL B - waste Chem |
| 3 | Sripriya Narasimamurti | MS Env Mgmt | PLB - waste chem |
| 2 | Jasmine Schlossman-Neave | BS Biol | PLB - operations |
| 3 | Helen Sellers | MS Biol | PLB - operations |
| 3 | Michael Smith | MS ME | PLB - Engin. |
| 3 | Paige Walker | MS Envi[illegible] | PLB - Engin |
| 3 | Sandy Wright | MA Geology | [illegible] |
| 3 | John Johnston | MS Geol | [illegible] |
| 3 | Barbara Dorney | MS Mineral [illegible] | [illegible] |
| 3 | Paul Micken | MS Mineral Economics | [illegible] |
| 3 | John Mann | MS Physics | [illegible] |
| 4 | Raymond [illegible] | PhD Soil [illegible] | [illegible] |

28

71.0
+0
71.6

WIPP PERMIT APPLICATION RFP

PROPOSAL EVALUATION CRITERIA
PAGE 1

BIDDER: Belfort Eng
REVIEWER ZAPPE DATE

13.0

1. Qualifications and experience of personnel assigned to project (20 points).

2.6

a. Education of personnel (4 points). 1 pt -> BS, 2 pt -> MS, 3 pt -> PhD, +1 pt for relevance. Score is averaged for all personnel

1. Depth and breadth of education of personnel.

2. Is education relevant to the application under review?

7 ?

b. Experience of staff in reviewing RCRA permit applications (number of areas of expertise related to technical issues listed below under RCRA experience). Full credit for reviewing applications, 1/2 credit for preparing applications. Refer to technical issues on next page.

1. 7-10 areas (7 points)

2. 3-6 (5 points)

3. 1-2 (2 points)

7

c. Experience of staff in reviewing technical documents (number of areas of expertise related to technical issues listed below under RCRA experience). 1/2 credit for preparing applications. Refer to technical issues on next page.

1. 7-10 areas (7 points)

2. 3-6 (5 points)

3. 1-2 (2 points)

2

d. Number of people assigned to the review (adequate or not) (2 points) 1 pt for two individuals with experience (technical/regulatory) in all areas, 2 pt for more than two.

2. RCRA experience (20 points)

18

a. Previous experience in reviewing RCRA permit applications.

1. Number of permit applications reviewed. Full credit for reviewing applications, 1/2 credit for preparing applications. Refer to technical issues on next page.

a. 15 and over (4 points) p 39
b. 10-14 (3 points)
2 c. 5-9 (2 points)
d. 1-4 (1 point)
e. none (none)

WIPP PERMIT APPLICATION RFP

PROPOSAL EVALUATION CRITERIA
PAGE 2

2. Technical issues addressed in permit applications reviewed (0.5 point for each issue addressed). 1/2 credit for preparing applications.

   a. Mixed waste
   b. Land disposal p 34.
   c. Container storage
   d. Risk assessment
   e. Geology/hydrogeology
   f. Sampling and analysis (QA/QC)
   g. Ground water monitoring waivers
   h. Miscellaneous unit performance standards
   i. Waste characterization
   j. Air, soil, and water modeling

5

3. Familiarity with regulations p 15 +

   a. Approach correlated with regulations (5 points) Preparation or review of documents (by section) as they relate to regulation; explicit use of checklist. p 21
   b. Mention/copy regulations (2 point) No specific correlation, simply state they prepare or review according to regs.
   c. No mention of regulations (no points)

5

4. Approach of proposal

   a. Consistent with experience claimed by bidder (2 points)? Statement by reviewer on abilities of respondent. 2
   b. Thoroughness and clarity?
      1. Issues and regulatory requirements addressed (2 points) See requirements in RFP. 2
      2. Details present (2 points) Address each issue in sufficient detail p 23 + 2

3. Review capabilities (20 points) No points for individual capabilities if not addressed.

   a. Word processing and copying capabilities (2 points). p 29 2
   b. ? Document preparation and tracking system (2 points). 0
   c. Experience in preparing public information meetings.

      1. Preparation of written and visual aides (2 points) p 11 no examples 1
      2. Ability to translate technical issues into lay persons language (2 points). p 11 no examples 1

   d. Experience of personnel as expert witnesses (3 points). 3
   e. Support staff for review personnel (3 points). unclear 2
   f. Are proposed time frames for complete review within goal (3 points)? Contract term is for two years. — 2 1/2 years 2
   g. Are the company's internal structure and review procedures clear (3 points)? Describe chain of custody/command, QA procedures, how they report to us. p 28. 3

4. Costs (25 points)

   a. Reliance on and costs of subcontractors? For capabilities in #3.

      5 1. Two or more services in house (9 points)

      2. Only one service in house (5 points)

      3. Rely on four subcontractors (1 point)

   b. How do overhead and administrative costs compare with other respondents p62

      1. No markup (9 points)

      1 2. No general charge (7 points)

      3. 1-14% markup (1 point) – p62

      4. 15% or more markup (no points)

      5. General administrative charge on all fees (no points)

   0 c. Project within estimated budget (7 points) Rank and compare actual cost to budget for review of permit application by contractor.

5. Local (New Mexico) office (15 points)

   15 a. Has office; 3 staff or more (15 points)

   b. Has office; 2 staff or less (10 points)

   c. No office in NM (no points) or zero full time staff.

   d. Left off address ( -1 point)

   e. Staff not named ( -1 point)

| | | | |
|---|---|---|---|
| 4 ✓ | William Beck | Ph.D. [illegible] | EW |
| 2 ✓ | David Brown | BS, CE | |
| 2 ✓ | Jose Cardoso | BS, [illegible] | |
| 3 ✓ | Rebecca Crupper | MS [illegible] | |
| 3 ✓ | Jack Dallman | MS, [illegible] | |
| 3 ✓ | Michael Glado | MS, CE | |
| 1 ✓ | [illegible] | BS/Mechanical | |
| 2 ✓ | [illegible] | BS/Computer Science | |
| ? 2 | [illegible] | BS [illegible] | |
| 2 ✓ | Edward [illegible] | BS, Pre Med + Biol | |
| 3 ✓ | [illegible] | MS CE | EW |
| 3 ✓ | Michael Neal | MS Envir Eng. | |
| 3 ✓ | Phillip Nixon | MS, Env. Sci | EW |
| 3 ✓ | Gilford Nunna | MS Chem E | |
| 3 ✓ | Norman [illegible] | MS [illegible] | EW |
| 4 ✓ | Ronald Schwermann | [illegible] Gosebrum | EW |
| 2 ✓ | Barry Sims | BS [illegible] | |
| 2 ✓ | Bernard J. Vanverloh | BS CE | |

WIPP PERMIT APPLICATION RFP

PROPOSAL EVALUATION CRITERIA
PAGE 1

622 - 6 = 68.2

BIDDER: CDM
REVIEWER ZAPPE DATE 6/16

1. Qualifications and experience of personnel assigned to project (20 points).

12.7

a. Education of personnel (4 points). 1 pt -> BS, 2 pt -> MS, 3 pt -> PhD, +1 pt for relevance. Score is averaged for all personnel

2.7

1. Depth and breadth of education of personnel.

2. Is education relevant to the application under review?

b. Experience of staff in reviewing RCRA permit applications (number of areas of expertise related to technical issues listed below under RCRA experience). Full credit for reviewing applications, 1/2 credit for preparing applications. Refer to technical issues on next page.

1. 7-10 areas (7 points)

5

2. 3-6 (5 points)

3. 1-2 (2 points)

c. Experience of staff in reviewing technical documents (number of areas of expertise related to technical issues listed below under RCRA experience). 1/2 credit for preparing applications. Refer to technical issues on next page.

1. 7-10 areas (7 points)

5

2. 3-6 (5 points)

3. 1-2 (2 points)

d. Number of people assigned to the review (adequate or not) (2 points) 1 pt for two individuals with experience (technical/regulatory) in all areas, 2 pt for more than two.

0

2. RCRA experience (20 points)

a. Previous experience in reviewing RCRA permit applications.

8.5

1. Number of permit applications reviewed. Full credit for reviewing applications, 1/2 credit for preparing applications. Refer to technical issues on next page.

2

a. 15 and over (4 points) 2 previous
b. 10-14 (3 points) 7 to 3 [illegible]
c. 5-9 (2 points)
d. 1-4 (1 point)
e. none (none)

WIPP PERMIT APPLICATION RFP

PROPOSAL EVALUATION CRITERIA
PAGE 2

2. Technical issues addressed in permit applications reviewed (0.5 point for each issue addressed). 1/2 credit for preparing applications.

1.5

a. Mixed waste
b. Land disposal
c. Container storage
d. Risk assessment
e. Geology/hydrogeology
f. Sampling and analysis (QA/QC)
? g. Ground water monitoring waivers
h. Miscellaneous unit performance standards
i. Waste characterization
j. Air, soil, and water modeling

3. Familiarity with regulations

a. Approach correlated with regulations (5 points) Preparation or review of documents (by section) as they relate to regulation; explicit use of checklist.
2 b. Mention/copy regulations (2 point) No specific correlation, simply state they prepare or review according to regs.
c. No mention of regulations (no points)

4. Approach of proposal

0 a. Consistent with experience claimed by bidder (2 points)? Statement by reviewer on abilities of respondent.
b. Thoroughness and clarity?
2 1. Issues and regulatory requirements addressed (2 points) See requirements in RFP.
1 2. Details present (2 points) Address each issue in sufficient detail

3. Review capabilities (20 points) No points for individual capabilities if not addressed.

2 a. Word processing and copying capabilities (2 points).
1 b. Document preparation and tracking system (2 points).
c. Experience in preparing public information meetings.

1. Preparation of written and visual aides (2 points)

2. Ability to translate technical issues into lay persons language (2 points).

1 d. Experience of personnel as expert witnesses (3 points).
2 e. Support staff for review personnel (3 points).
1 f. Are proposed time frames for complete review within goal (3 points)? Contract term is for two years.
1 g. Are the company's internal structure and review procedures clear (3 points)? Describe chain of custody/command, QA procedures, how they report to us.

4. Costs (25 points)

   a. Reliance on and costs of subcontractors? For capabilities in #3.

9 1. Two or more services in house (9 points) p 7-1

   2. Only one service in house (5 points)

   3. Rely on four subcontractors (1 point)

   b. How do overhead and administrative costs compare with other respondents

9 1. No markup (9 points) p 7-1

   2. No general charge (7 points)

   3. 1-14% markup (1 point)

   4. 15% or more markup (no points)

   5. General administrative charge on all fees (no points)

6 c. Project within estimated budget (7 points) Rank and compare actual cost to budget for review of permit application by contractor.

5. Local (New Mexico) office (15 points)

15 a. Has office; 3 staff or more (15 points)

   b. Has office; 2 staff or less (10 points)

   c. No office in NM (no points) or zero full time staff.

   d. Left off address ( -1 point)

   e. Staff not named ( -1 point)

2.7
16:42.5

CDM

| | | |
|---|---|---|
| 4 | Steve Brewer | BS [illegible] |
| 3 | Mabel Smith | MS [illegible] |
| 2.5 | J. Richard Ka[illegible] | BS [illegible] Engin. |
| 2 | Scott [illegible] | BS [illegible] Pure good scholar |
| 2 | John Dietz | BA Geo |
| 2.5 | Melissa Benedict | BS CE [illegible] in progress |
| 1 | Carl Anderson | BS Animal Science |
| 4 | Roger Olsen | PhD Geology |
| 4 | Linda Brown | PhD Civil Engr |
| 2.5 | Joe LeRoy | MBA - Bus Admin - BS/CE |
| 3 | Jonathan Alai | MS Analy Chem |
| 4 | James Lavelle | PhD Biol |
| 2 | Steve Huddleson | BS Geol [illegible] good and [illegible] |
| 3 | Gary Bandeen | MS Agronomy |
| 4 | Gary Wahl | BS CE |
| 3 | Robert Brunsman | MS Civ Eng. |

Total = 67 pts

WIPP PERMIT APPLICATION RF.

PROPOSAL EVALUATION CRITERIA
PAGE 1

BIDDER: CDM
REVIEWER NORMA SILVA DATE 6/12/95

12 pts 1. Qualifications and experience of personnel assigned to project (20 points).

a. Education of personnel (4 points). 1 pt -> BS, 2 pt -> MS, 3 pt -> PhD, +1 pt for relevance. Score is averaged for all personnel

2 pts

1. Depth and breadth of education of personnel.

2. Is education relevant to the application under review?

5 pts b. Experience of staff in reviewing RCRA permit applications (number of areas of expertise related to technical issues listed below under RCRA experience). Full credit for reviewing applications, 1/2 credit for preparing applications. Refer to technical issues on next page.

1. 7-10 areas (7 points)

2. 3-6 (5 points)

3. 1-2 (2 points)

5 pts c. Experience of staff in reviewing technical documents (number of areas of expertise related to technical issues listed below under RCRA experience). 1/2 credit for preparing applications. Refer to technical issues on next page.

1. 7-10 areas (7 points)

2. 3-6 (5 points)

3. 1-2 (2 points)

can't be sure of reviewing vs preparing

0 pt d. Number of people assigned to the review (adequate or not) (2 points) 1 pt for two individuals with experience (technical/regulatory) in all areas, 2 pt for more than two.

pts

2. RCRA experience (20 points)

a. Previous experience in reviewing RCRA permit applications.

3 1. Number of permit applications reviewed. Full credit for reviewing applications, 1/2 credit for preparing applications. Refer to technical issues on next page.

a. 15 and over (4 points)
b. 10-14 (3 points)
c. 5-9 (2 points)
d. 1-4 (1 point)
e. none (none)

difficulty in "reviewing" applications

3pt

2. Technical issues addressed in permit applications reviewed (0.5 point for each issue addressed). 1/2 credit for preparing applications.

   a. Mixed waste
   b. Land disposal
   c. Container storage
   d. Risk assessment
   e. Geology/hydrogeology
   f. Sampling and analysis (QA/QC)
   g. Ground water monitoring waivers
   h. Miscellaneous unit performance standards
   i. Waste characterization
   j. Air, soil, and water modeling

3. Familiarity with regulations

   2 pts

   a. Approach correlated with regulations (5 points) Preparation or review of documents (by section) as they relate to regulation; explicit use of checklist.
   b. Mention/copy regulations (2 point) No specific correlation, simply state they prepare or review according to regs.
   c. No mention of regulations (no points)

3

4. Approach of proposal

   1 — a. Consistent with experience claimed by bidder (2 points)? Statement by reviewer on abilities of respondent.
   b. Thoroughness and clarity?
      1 — 1. Issues and regulatory requirements addressed (2 points) See requirements in RFP.
      1 — 2. Details present (2 points) Address each issue in sufficient detail

13pts

3. Review capabilities (20 points) No points for individual capabilities if not addressed.

   2 — a. Word processing and copying capabilities (2 points).
   2 — b. Document preparation and tracking system (2 points).
   c. Experience in preparing public information meetings.

      1pt 1. Preparation of written and visual aides (2 points)

      1pt 2. Ability to translate technical issues into lay persons language (2 points).

   2 — d. Experience of personnel as expert witnesses (3 points).
   2 — e. Support staff for review personnel (3 points).
   2 — f. Are proposed time frames for complete review within goal (3 points)? Contract term is for two years.
   1 — g. Are the company's internal structure and review procedures clear (3 points)? Describe chain of custody/command, QA procedures, how they report to us.

16 pts

WIPP PERMIT APPLICATION RFP

PROPOSAL EVALUATION CRITERIA
PAGE 3

4. Costs (25 points)

9 pts

a. Reliance on and costs of subcontractors? For capabilities in #3.

1. Two or more services in house (9 points)

2. Only one service in house (5 points)

3. Rely on four subcontractors (1 point)

1 pt

b. How do overhead and administrative costs compare with other respondents

1. No markup (9 points)

2. No general charge (7 points)

3. 1-14% markup (1 point)

4. 15% or more markup (no points)

5. General administrative charge on all fees (no points)

6 — c. Project within estimated budget (7 points) Rank and compare actual cost to budget for review of permit application by contractor.

5. Local (New Mexico) office (15 points)

15 pts

a. Has office; 3 staff or more (15 points)

b. Has office; 2 staff or less (10 points)

c. No office in NM (no points) or zero full time staff.

d. Left off address ( -1 point)

e. Staff not named ( -1 point)

total 84.0

WIPP PERMIT APPLICATION RFP

PROPOSAL EVALUATION CRITERIA
PAGE 1

BIDDER: A.T. Kearney
REVIEWER [illegible] DATE 6/19/95

18

1. Qualifications and experience of personnel assigned to project (20 points).

2pts a. Education of personnel (4 points). 1 pt -> BS, 2 pt -> MS, 3 pt -> PhD, +1 pt for relevance. Score is averaged for all personnel

1. Depth and breadth of education of personnel.

2. Is education relevant to the application under review?

7 pts b. Experience of staff in reviewing RCRA permit applications (number of areas of expertise related to technical issues listed below under RCRA experience). Full credit for reviewing applications, 1/2 credit for preparing applications. Refer to technical issues on next page.

0 18

(1.) 7-10 areas (7 points)

2. 3-6 (5 points)

3. 1-2 (2 points)

7 pts c. Experience of staff in reviewing technical documents (number of areas of expertise related to technical issues listed below under RCRA experience). 1/2 credit for preparing applications. Refer to technical issues on next page.

(1.) 7-10 areas (7 points)

See Exhibit 12

0 35

2. 3-6 (5 points)

3. 1-2 (2 points)

2 - d. Number of people assigned to the review (adequate or not) (2 points) 1 pt for two individuals with experience (technical/regulatory) in all areas, 2 pt for more than two.

19

2. RCRA experience (20 points)

a. Previous experience in reviewing RCRA permit applications.

1. Number of permit applications reviewed. Full credit for reviewing applications, 1/2 credit for preparing applications. Refer to technical issues on next page.

4 (a.) 15 and over (4 points)
b. 10-14 (3 points)
c. 5-9 (2 points)
d. 1-4 (1 point)
e. none (none)

WIPP PERMIT APPLICATION RFP

PROPOSAL EVALUATION CRITERIA
PAGE 2

5pts

2. Technical issues addressed in permit applications reviewed (0.5 point for each issue addressed). 1/2 credit for preparing applications.

   a. Mixed waste
   b. Land disposal
   c. Container storage
   d. Risk assessment
   e. Geology/hydrogeology
   f. Sampling and analysis (QA/QC)
   g. Ground water monitoring waivers
   h. Miscellaneous unit performance standards
   i. Waste characterization
   j. Air, soil, and water modeling

p. 15

5pts

3. Familiarity with regulations

   a. Approach correlated with regulations (5 points) Preparation or review of documents (by section) as they relate to regulation; explicit use of checklist.
   b. Mention/copy regulations (2 point) No specific correlation, simply state they prepare or review according to regs.
   c. No mention of regulations (no points)

Lee Exh 21

4. Approach of proposal

   2 – a. Consistent with experience claimed by bidder (2 points)? Statement by reviewer on abilities of respondent.
   b. Thoroughness and clarity?
      2 – 1. Issues and regulatory requirements addressed (2 points) See requirements in RFP.
      1 – 2. Details present (2 points) Address each issue in sufficient detail

19pts

3. Review capabilities (20 points) No points for individual capabilities if not addressed.

   2 – a. Word processing and copying capabilities (2 points).
   2 – b. Document preparation and tracking system (2 points).
   2 – c. Experience in preparing public information meetings.

Exh 29

      2 – 1. Preparation of written and visual aides (2 points)

      1 – 2. Ability to translate technical issues into lay persons language (2 points).

Exh 30

   3 – d. Experience of personnel as expert witnesses (3 points).
   3 – e. Support staff for review personnel (3 points).
   3 – f. Are proposed time frames for complete review within goal (3 points)? Contract term is for two years.
   3 – g. Are the company's internal structure and review procedures clear (3 points)? Describe chain of custody/command, QA procedures, how they report to us.

pg 15

WIPP PERMIT APPLICATION RFP

PROPOSAL EVALUATION CRITERIA
PAGE 3

18 pts

4. Costs (25 points)

5 pts

a. Reliance on and costs of subcontractors? For capabilities in #3.

1. Two or more services in house (9 points)

2. Only one service in house (5 points)

3. Rely on four subcontractors (1 point)

b. How do overhead and administrative costs compare with other respondents

9 pts

1. No markup (9 points)

2. No general charge (7 points)

3. 1-14% markup (1 point)

4. 15% or more markup (no points)

5. General administrative charge on all fees (no points)

4 - c. Project within estimated budget (7 points) Rank and compare actual cost to budget for review of permit application by contractor.

10 - 5. Local (New Mexico) office (15 points)

a. Has office; 3 staff or more (15 points)

b. Has office; 2 staff or less (10 points)

c. No office in NM (no points) or zero full time staff.

d. Left off address ( -1 point)

e. Staff not named ( -1 point)

more if they neg. contract

Total = 90 pts

WIPP PERMIT APPLICATION RFP

PROPOSAL EVALUATION CRITERIA
PAGE 1

BIDDER: Belfort Eng + Pro Serv
REVIEWER Norma [illegible] DATE 6/4/98

19 pts

1. Qualifications and experience of personnel assigned to project (20 points).

20

a. Education of personnel (4 points). 1 pt -> BS, 2 pt -> MS, 3 pt -> PhD, +1 pt for relevance. Score is averaged for all personnel

1. Depth and breadth of education of personnel.

2. Is education relevant to the application under review?

7 b. Experience of staff in reviewing RCRA permit applications (number of areas of expertise related to technical issues listed below under RCRA experience). Full credit for reviewing applications, 1/2 credit for preparing applications. Refer to technical issues on next page.

1. 7-10 areas (7 points)

2. 3-6 (5 points)

3. 1-2 (2 points)

7 c. Experience of staff in reviewing technical documents (number of areas of expertise related to technical issues listed below under RCRA experience). 1/2 credit for preparing applications. Refer to technical issues on next page.

1. 7-10 areas (7 points)

2. 3-6 (5 points)

3. 1-2 (2 points)

2 d. Number of people assigned to the review (adequate or not) (2 points) 1 pt for two individuals with experience (technical/regulatory) in all areas, 2 pt for more than two.

6 pts

2. RCRA experience (20 points)

a. Previous experience in reviewing RCRA permit applications.

3

1. Number of permit applications reviewed. Full credit for reviewing applications, 1/2 credit for preparing applications. Refer to technical issues on next page.

a. 15 and over (4 points)
b. 10-14 (3 points)
c. 5-9 (2 points)
d. 1-4 (1 point)
e. none (none)

WIPP PERMIT APPLICATION RFP

PROPOSAL EVALUATION CRITERIA
PAGE 2

5pts 2. Technical issues addressed in permit applications reviewed (0.5 point for each issue addressed). 1/2 credit for preparing applications.

a. Mixed waste .25 brown
b. Land disposal
c. Container storage
d. Risk assessment
e. Geology/hydrogeology
f. Sampling and analysis (QA/QC)
g. Ground water monitoring waivers
h. Miscellaneous unit performance standards
i. Waste characterization
j. Air, soil, and water modeling

3. Familiarity with regulations

no checklist 2.

a. Approach correlated with regulations (5 points) Preparation or review of documents (by section) as they relate to regulation; explicit use of checklist.
b. Mention/copy regulations (2 point) No specific correlation, simply state they prepare or review according to regs.
c. No mention of regulations (no points)

6 4. Approach of proposal

2 a. Consistent with experience claimed by bidder (2 points)? Statement by reviewer on abilities of respondent.
0 b. Thoroughness and clarity?
2 1. Issues and regulatory requirements addressed (2 points) See requirements in RFP.
2 2. Details present (2 points) Address each issue in sufficient detail

15 pts 3. Review capabilities (20 points) No points for individual capabilities if not addressed.

2 a. Word processing and copying capabilities (2 points).
2 b. Document preparation and tracking system (2 points).
3 c. Experience in preparing public information meetings.

2 1. Preparation of written and visual aides (2 points)

1 2. Ability to translate technical issues into lay persons language (2 points).

2 d. Experience of personnel as expert witnesses (3 points).
2 e. Support staff for review personnel (3 points).
2 f. Are proposed time frames for complete review within goal (3 points)? Contract term is for two years.
2 g. Are the company's internal structure and review procedures clear (3 points)? Describe chain of custody/command, QA procedures, how they report to us.

WIPP PERMIT APPLICATION RFP

PROPOSAL EVALUATION CRITERIA
PAGE 3

6 pts

4. Costs (25 points)

5 pts

a. Reliance on and costs of subcontractors? For capabilities in #3.

1. Two or more services in house (9 points)

2. Only one service in house (5 points)

3. Rely on four subcontractors (1 point)

b. How do overhead and administrative costs compare with other respondents

1. No markup (9 points)

2. No general charge (7 points)

1 pt

3. 1-14% markup (1 point)

4. 15% or more markup (no points)

5. General administrative charge on all fees (no points)

0 — c. Project within estimated budget (7 points) Rank and compare actual cost to budget for review of permit application by contractor.

5. Local (New Mexico) office (15 points)

15 pts

a. Has office; 3 staff or more (15 points)

b. Has office; 2 staff or less (10 points)

c. No office in NM (no points) or zero full time staff.

d. Left off address ( -1 point)

e. Staff not named ( -1 point)

WIPP PERMIT APPLICATION RFP

PROPOSAL EVALUATION CRITERIA

PAGE 1

$450,684 71.7

Cost to 40 75.7

BIDDER: A.T. Kearney

REVIEWER Benito J. Garcia DATE 6/14/95

1. Qualifications and experience of personnel assigned to project (20 points).

   a. Education of personnel (4 points). 1 pt -> BS, 2 pt -> MS, 3 pt -> PhD, +1 pt for relevance. Score is averaged for all personnel

      2.7

      1. Depth and breadth of education of personnel.

      2. Is education relevant to the application under review?

   b. Experience of staff in reviewing RCRA permit applications (number of areas of expertise related to technical issues listed below under RCRA experience). Full credit for reviewing applications, 1/2 credit for preparing applications. Refer to technical issues on next page.

      7

      1. 7-10 areas (7 points)

      2. 3-6 (5 points)

      3. 1-2 (2 points)

   c. Experience of staff in reviewing technical documents (number of areas of expertise related to technical issues listed below under RCRA experience). 1/2 credit for preparing applications. Refer to technical issues on next page.

      5

      1. 7-10 areas (7 points)

      2. 3-6 (5 points)

      3. 1-2 (2 points)

   d. Number of people assigned to the review (adequate or not) (2 points) 1 pt for two individuals with experience (technical/regulatory) in all areas, 2 pt for more than two. more than 2

      2

2. RCRA experience (20 points)

   a. Previous experience in reviewing RCRA permit applications.

      1. Number of permit applications reviewed. Full credit for reviewing applications, 1/2 credit for preparing applications. Refer to technical issues on next page.

      4

      a. 15 and over (4 points) 1000 — appr reviewed by ATK
      b. 10-14 (3 points)
      c. 5-9 (2 points)
      d. 1-4 (1 point)
      e. none (none)

20.7

2. Technical issues addressed in permit applications reviewed (0.5 point for each issue addressed). 1/2 credit for preparing applications.

   a. Mixed waste
   b. Land disposal
   c. Container storage
   d. Risk assessment
   e. Geology/hydrogeology
   f. Sampling and analysis (QA/QC)
   g. Ground water monitoring waivers
   h. Miscellaneous unit performance standards
   i. Waste characterization
   j. Air, soil, and water modeling

(5)

P. 73 reviewers have indicated also of these —

3. Familiarity with regulations

   a. Approach correlated with regulations (5 points) Preparation or review of documents (by section) as they relate to regulation; explicit use of checklist.
   b. Mention/copy regulations (2 point) No specific correlation, simply state they prepare or review according to regs.
   c. No mention of regulations (no points)

(5) exhibit 21

4. Approach of proposal

   a. Consistent with experience claimed by bidder (2 points)? Statement by reviewer on abilities of respondent.
   b. Thoroughness and clarity?
      1. Issues and regulatory requirements addressed (2 points) See requirements in RFP.
      2. Details present (2 points) Address each issue in sufficient detail

(2)

(1)

3. Review capabilities (20 points) No points for individual capabilities if not addressed.

   a. Word processing and copying capabilities (2 points). (2)
   b. Document preparation and tracking system (2 points). (2)
   c. Experience in preparing public information meetings.

      1. Preparation of written and visual aides (2 points) (2) appendix H
      2. Ability to translate technical issues into lay persons language (2 points). ?

(17)

   d. Experience of personnel as expert witnesses (3 points). (3)
   e. Support staff for review personnel (3 points). (3).
   f. Are proposed time frames for complete ~~review~~ within goal (3 points)? Contract term is for two years. 0 (cite 4 yrs)
   g. Are the company's internal ~~structure and~~ review procedures clear (3 points)? Describe chain of custody/command, QA procedures, how they report to us. (3)

30/

WIPP PERMIT APPLICATION RFP

PROPOSAL EVALUATION CRITERIA
PAGE 3

4. Costs (25 points)

   a. Reliance on and costs of subcontractors? For capabilities in #3.

      1. Two or more services in house (9 points) ? ICF KE

      2. Only one service in house (5 points)

      3. Rely on four subcontractors (1 point)

   b. How do overhead and administrative costs compare with other respondents

      1. No markup (9 points)

      2. No general charge (7 points)

      3. 1-14% markup (1 point)

      4. 15% or more markup (no points)

      5. General administrative charge on all fees (no points)

   c. Project within estimated budget (7 points) Rank and compare actual cost to budget for review of permit application by contractor.

5. Local (New Mexico) office (15 points)

   a. Has office; 3 staff or more (15 points)

   b. Has office; 2 staff or less (10 points)

   c. No office in NM (no points) or zero full time staff.

   d. Left off address ( -1 point)

   e. Staff not named ( -1 point)

21

21
30
30.7
71.7

A. T. Kearney

Education of personnel

John C. Daubair - M.S./related (3)
Constance M. Walker M.S./related (3)
W. L. O'Connell B.S. related (2)
Paul Letki M.A./related (3)
Phebe Davol M.S. related (3)
Greg Stackebaum M.S./related (3)
June K. Dreith B.S./related (2)
Paula M. Coggin-Hugo B.S./related (2)
David M. Walker B.S./related (2)
Kathleen P. Allison BA/ (1)
Patricia M. Brown-Donohoe M.S. related (3)
Sreipriya Narisimchari MS/related (3)
Jasmine V. Scheilsmann-Moore B.S./related (2)
Helen Sellers M.S./related (3)
Michael S. Smith M.S. related (3)
Paige L. Walter M.S. related (3)
Sandy Wright M.A. related (3)
Julie L. Wanslow M.S./related (3)
Richard J. Fitney M.S./related (3)
Paul C. Mielke M.S./related (3)
John R. Mann MS/related (3)
Raymond Lynn Kidman Ph.D./related (4)

(2.7) 60

Examine of staff in reviewing of RCRA APPS.
Review of over 1000 part B APPS
(7) Coding all points/areas

Experience of staff in reviewing technical comments —
Assume that all areas were covered in the reviews —
~~as stated~~ in general comments
5 points
not all areas specified.

Technical issues addressed in permit application — statements ATK has reviewed all aspects as stated on p. 23.
5 points

Familiarity with regulations
Chapters of application correlated with specific regulatory requirements —
See exhibit 21.
5 points

Approach of proposal
The approach of the bidder is consistent with the abilities of the personnel listed in the proposal
2 points

Thoroughness and clarity — the approach is clear.
1 point

WIPP PERMIT APPLICATION RFP $410,405

58.5
Cost 6.0
64.5

PROPOSAL EVALUATION CRITERIA
PAGE 1

BIDDER: Camp Dresser and McKee
REVIEWER [illegible] DATE 6/13/95

1. Qualifications and experience of personnel assigned to project (20 points).

   a. Education of personnel (4 points). 1 pt -> BS, 2 pt -> MS, 3 pt -> PhD, +1 pt for relevance. Score is averaged for all personnel

      2 Point

      1. Depth and breadth of education of personnel.

      2. Is education relevant to the application under review?

   b. Experience of staff in reviewing RCRA permit applications (number of areas of expertise related to technical issues listed below under RCRA experience). Full credit for reviewing applications, 1/2 credit for preparing applications. Refer to technical issues on next page.

      13

      4 points

      1. 7-10 areas (7 points)

      2. 3-6 (5 points)

      3. 1-2 (2 points)

   c. Experience of staff in reviewing technical documents (number of areas of expertise related to technical issues listed below under RCRA experience). 1/2 credit for preparing applications. Refer to technical issues on next page.

      5 points

      1. 7-10 areas (7 points)

      2. 3-6 (5 points)

      3. 1-2 (2 points)

   d. Number of people assigned to the review (adequate or not) (2 points) 1 pt for two individuals with experience (technical/regulatory) in all areas, 2 pt for more than two.

      2 points

2. RCRA experience (20 points)

   a. Previous experience in reviewing RCRA permit applications.

      1. Number of permit applications reviewed. Full credit for reviewing applications, 1/2 credit for preparing applications. Refer to technical issues on next page.

         a. 15 and over (4 points)
         b. 10-14 (3 points)
         c. 5-9 (2 points)
         d. 1-4 (1 point)
         e. none (none)

         3

16

2. Technical issues addressed in permit applications reviewed (0.5 point for each issue addressed). 1/2 credit for preparing applications.

   a. Mixed waste
   b. Land disposal
   c. Container storage
   d. Risk assessment
   e. Geology/hydrogeology
   f. Sampling and analysis (QA/QC)
   g. Ground water monitoring waivers
   h. Miscellaneous unit performance standards
   i. Waste characterization
   j. Air, soil, and water modeling

2.5

3. Familiarity with regulations

   a. Approach correlated with regulations (5 points) Preparation or review of documents (by section) as they relate to regulation; explicit use of checklist.
   b. Mention/copy regulations (2 point) No specific correlation, simply state they prepare or review according to regs.
   c. No mention of regulations (no points)

7.5

2

4. Approach of proposal

   a. Consistent with experience claimed by bidder (2 points)? Statement by reviewer on abilities of respondent.
   b. Thoroughness and clarity?
      1. Issues and regulatory requirements addressed (2 points) See requirements in RFP.
      2. Details present (2 points) Address each issue in sufficient detail

2

0

1

3. Review capabilities (20 points) No points for individual capabilities if not addressed.

   a. Word processing and copying capabilities (2 points).
   b. Document preparation and tracking system (2 points).
   c. Experience in preparing public information meetings.

      1. Preparation of written and visual aides (2 points)

      2. Ability to translate technical issues into lay persons language (2 points).

   d. Experience of personnel as expert witnesses (3 points).
   e. Support staff for review personnel (3 points).
   f. Are proposed time frames for complete review within goal (3 points)? Contract term is for two years.
   g. Are the company's internal structure and review procedures clear (3 points)? Describe chain of custody/command, QA procedures, how they report to us.

10

17.5

WIPP PERMIT APPLICATION RFP

PROPOSAL EVALUATION CRITERIA
PAGE 3

4. Costs (25 points)

   a. Reliance on and costs of subcontractors? For capabilities in #3.

      1. Two or more services in house (9 points)

      2. Only one service in house (5 points)

      3. Rely on four subcontractors (1 point)

   b. How do overhead and administrative costs compare with other respondents

      1. No markup (9 points)

      2. No general charge (7 points)

      3. 1-14% markup (1 point)

      4. 15% or more markup (no points)

      5. General administrative charge on all fees (no points)

   c. Project within estimated budget (7 points) Rank and compare actual cost to budget for review of permit application by contractor.

5. Local (New Mexico) office (15 points)

   a. Has office; 3 staff or more (15 points)

   b. Has office; 2 staff or less (10 points)

   c. No office in NM (no points) or zero full time staff.

   d. Left off address ( -1 point)

   e. Staff not named ( -1 point)

Camp Dresser & McKee Inc.

① Education of personnel

Steven L. Brewer — ~~no degree mentioned~~ B.S

Inference that a degree necessary to obtain certification as a professional Geologist - 1 point for Bachelor

1 point for Geology (2) points

Mike Smith - ~~no degree cited~~ M.S. Geology (3) points

Scott H. Weidow - ~~no degree cited~~ B.S. related (2) points

John Drafts -- no degree cited (0) points

Melissa Benedick - ~~no degree cited~~ M.S. related (3) points

Carl A. Anderson - ~~no degree cited~~ B.S. related (2) points

~~Rob~~ Roger Olson ph.D. 3 points
Geochemistry 1 point > (4)

J. Richard Kaufman P.E. M.S.
Assumption in bachelor degree based on professional engineer status 2 point
Engineering / related exp. 1 point (3)

Lenda Brown ph.D. 3 points
related ~~unknown discipline~~ 1 > (4)

Joe C. LaFoy, Jr. - ~~no degree cited~~ M.A. unrelated (2)

Jennifer Alai - ~~no degree cited~~ M.S. related (3)

Darren Brown - no degree cited (0)

~~Melissa~~ Benedicte Baez - no degree cited (0)

Mary Bouvette, P.E. - (See Kaufman) 1+1 (2)

Steven M. Hubbleton (see Brewer) 1+1 (2)

Patricia L. Dentler (no degree cited) (0)

~~Bardeen~~

Reid A. Bardeen M.S. related ~~no degree cited~~ - (3)

Robert Brennick P.E. (~~See Kaufman~~ MS 2+1 (3)

James LaVelle PhD 3 points ~~no degree cited~~ related 1 (4)

Mary L. Dahl P.E. (See Kaufman) 1+1 (2)

Thomas D. Parker, P.E. (See Kaufman) 1+1 (2)

Mark Swatek, P.E. (See Kaufman 1+1 (2)

Michael Kuehn - no degree cited (0)

Bill Wheaty - no degree cited (0)

Kent Whiting no degree cited (0)

C. Tyler Irwin - (See Brewer) 1+1 (2) 52 points

26 people

average 2 point

Experience in review or preparation of permit application

John Dragta -

prepared permit application (2 yr) ~~Melissa Benedick~~ (not specific area) (2)

Melissa Benedick

Reviews of RCRA Part A and B permit APPS. not all areas cited

prepared two Part B's all areas (5)

Carl A. Anderson

prepared RCRA Part B 2 apps. (5)

Michael J. Smith

Part B permit app. preparation 3 apps. (5)

Roger L. Olsen

"Contributed" to Part B permits at 15 sites (2)

5 people 19/5 19 points 4 points

Experience of staff in reviewing tech. Documents –

Scott Weirlow – Env. Site assessments
(no other info)
John Drafts – RFI's, Closures
no specific info.
Melissa Benedick – General
statements on tech documents
Michael J Smith (general statements
on technical documents
J. Richard Kaufman – RFA's
all tech. work ~~not~~ products ~~of~~
under previous contract –
Roger L. Olsen general
language on Tech documents
non-specific to list.
J&C. Lotzy – tech. doc.
development for groundwater –
"participated" in RFI & permit prep –
Chart in Section 2 shows
General experience to areas of
differing topics for all individuals
no specific information
provided – assume that the information
provided would rate the individuals
at the midway point

5

Number

permit applications reviewed

Specific ~~ref~~ reference to preparing seven part B apps – "participation" in preparing apps at more than 15 sites – two apps specifically cited for review –

2 points for preparing more than fifteen – 1 point for reviewing 1-4 3 points

Technical issues addressed in permit applications

Assumes all issues to have been addressed in document preparation for permit applications none specifically addressed – .25 points for each issue in preparing permit apps. (2.5 points)

familiarity – with Regulations

no specific correlation of regulations to documents by section – general statements on knowledge of regulations (2 points)

approach of proposal

The proposal appears to provide an approach consistent with better experience. (2 points)

Thoroughness and clarity
Each issue should have been
addressed more specifically and in
a more detailed manner (1 point)

Review capabilities -
were not specifically addressed -
Can only be inferred from the
document - assumption that COM can meet
these capabilities - 1/3 of total awarded
based on assumption - (10 points)

Costs
Reliance on and costs of sub-contractors
no specific reference to in-house
-vs- sub-contractors - can only assume
all will be in house - 9 points

Admin Costs 10%
Overhead Costs not broken out -

WIPP PERMIT APPLICATION RFP

PROPOSAL EVALUATION CRITERIA
PAGE 1

1.8 million / 62.4 / Cost 0 / 62.4

BIDDER: BELFORT Engineering & Env. Services
REVIEWER BENITO J. GARCIA DATE 12/14/95

1. Qualifications and experience of personnel assigned to project (20 points).

   a. Education of personnel (4 points). 1 pt -> BS, 2 pt -> MS, 3 pt -> PhD, +1 pt for relevance. Score is averaged for all personnel

   2.4

      1. Depth and breadth of education of personnel.

      2. Is education relevant to the application under review?

   b. Experience of staff in reviewing RCRA permit applications (number of areas of expertise related to technical issues listed below under RCRA experience). Full credit for reviewing applications, 1/2 credit for preparing applications. Refer to technical issues on next page.

      1. 7-10 areas (7 points)

      5

      2. 3-6 (5 points)

      3. 1-2 (2 points)

   c. Experience of staff in reviewing technical documents (number of areas of expertise related to technical issues listed below under RCRA experience). 1/2 credit for preparing applications. Refer to technical issues on next page.

      1. 7-10 areas (7 points)

      5

      2. 3-6 (5 points)

      3. 1-2 (2 points)

   d. Number of people assigned to the review (adequate or not) (2 points) 1 pt for two individuals with experience (technical/regulatory) in all areas, 2 pt for more than two. — more than 2 —

   2

2. RCRA experience (20 points)

   a. Previous experience in reviewing RCRA permit applications.

      1. Number of permit applications reviewed. Full credit for reviewing applications, 1/2 credit for preparing applications. Refer to technical issues on next page.

      3

         a. 15 and over (4 points)
         b. 10-14 (3 points)
         c. 5-9 (2 points)
         d. 1-4 (1 point)
         e. none (none)

17.4

WIPP PERMIT APPLICATION RFP

PROPOSAL EVALUATION CRITERIA
PAGE 2

2. Technical issues addressed in permit applications reviewed (0.5 point for each issue addressed). 1/2 credit for preparing applications.

   a. Mixed waste
   b. Land disposal
   c. Container storage
   d. Risk assessment
   e. Geology/hydrogeology
   f. Sampling and analysis (QA/QC)
   g. Ground water monitoring waivers
   h. Miscellaneous unit performance standards
   i. Waste characterization
   j. Air, soil, and water modeling

(5)

3. Familiarity with regulations

   a. Approach correlated with regulations (5 points) Preparation or review of documents (by section) as they relate to regulation; explicit use of checklist.
   b. Mention/copy regulations (2 point) No specific correlation, simply state they prepare or review according to regs.
   c. No mention of regulations (no points)

(2)

4. Approach of proposal

   2 a. Consistent with experience claimed by bidder (2 points)? Statement by reviewer on abilities of respondent.
   b. Thoroughness and clarity?
      1 1. Issues and regulatory requirements addressed (2 points) See requirements in RFP.
      1 2. Details present (2 points) Address each issue in sufficient detail

(4)

3. Review capabilities (20 points) No points for individual capabilities if not addressed.

   a. Word processing and copying capabilities -(2 points). (2)
   b. Document preparation and tracking system (2 points). (2)
   c. Experience in preparing public information meetings.

      1. Preparation of written and visual aides (2 points)

      2. Ability to translate technical issues into lay persons language (2 points).

   13 d. Experience of personnel as expert witnesses (3 points). (3)
   e. Support staff for review personnel (3 points). (3)
   f. Are proposed time frames for complete review within goal (3 points)? Contract term is for two years. (0)
   g. Are the company's internal structure and review procedures clear (3 points)? Describe chain of custody/command, QA procedures, how they report to us. (3)

WIPP PERMIT APPLICATION RFP

PROPOSAL EVALUATION CRITERIA
PAGE 3

4. Costs (25 points)

   a. Reliance on and costs of subcontractors? For capabilities in #3.

      1. Two or more services in house (9 points)

      2. Only one service in house (5 points)

      3. Rely on four subcontractors (1 point)

      (5) Appear most tasks by Parsons

   b. How do overhead and administrative costs compare with other respondents

      1. No markup (9 points)

      2. No general charge (7 points)

      3. 1-14% markup (1 point)

      4. 15% or more markup (no points)

      5. General administrative charge on all fees (no points)

      No general charge note! Must be built to hours for costs 14.83% markup

      1

   c. Project within estimated budget (7 points) Rank and compare actual cost to budget for review of permit application by contractor.

      0 almost 2 million dollar

5. Local (New Mexico) office (15 points)

   a. Has office; 3 staff or more (15 points)

   b. Has office; 2 staff or less (10 points)

   c. No office in NM (no points) or zero full time staff.

   d. Left off address ( -1 point)

   e. Staff not named ( -1 point)

   -15

27

27 17.4

67.4 67.4

Belfort

Education of personnel

| | | |
|---|---|---|
| Beck, William C. | Ph.D. related | (4) |
| David P. Boram | B.S. related | (2) |
| Jose A. Cobillos | B.S. related | (2) |
| Rebecca L. Crofter | M.A.S./related | (3) |
| R. Jack Dallman | M.S./related | (3) |
| Michael J. Glade | M.S./related | (3) |
| Chris Hertz | B.S./unrelated | (1) |
| Stephen L. Irish | BS/unrelated | (1) |
| David A. Kennedy | B.S. related | (2) |
| Edward E. Kennedy | B.S. | (1) |
| William C. Moore | M.S./related | (3) |
| R. Michael Neal | M.P.H. | (2) |
| Phillip A. Nixon | M.S./related | (3) |
| Clifford J. Noronha | M.S./related | (3) |
| Norman R. Ricks | M.S. | (2) |
| Ronald L. Schmiermund | Ph.D./related | (4) |
| Barry S. Sein | B.S./related | (2) |
| Bernard J. Vendervoh III | BS/related | (2) |

18 people $\frac{43}{18} = 2.4$ 43 points

Staff experience on reviewing RCRA permit apps

(1) General statement RCRA part B app. reviews at WIPP + Fernley.
(2) checklists for CERCLA projects
(3) No migration petitions

Parsons –
prepared & implemented "a number"
of RCRA part B permits
prepared & RCRA part B apps

Assumption that in preparing
these documents all areas have
been addressed (5) points

Experience of staff in reviewing technical
documents –
General statements on document review
and preparation of numerous technical
documents. The 10 areas listed were
not specifically addressed –
Assumption is that all prepared documents
addressed 7-10 areas but that the
reviews cited in general terms addressed
all areas. (5 points)

RCRA experience
four RCRA staff reviewers cited and
preparation of more than 15 cited
Reviews 1-4 (1 point) prepare (2 points)
3 points total

" Technical reviews addressed in permit
application reviews – assumes that
all areas were addressed in 4 reviews (5 poi

Familiarity with regulations

No preparation or review of document sections as they specifically relate to the regulations –

In general statements – familiarity with the regulations is stated – (2 points)

Approach of proposal

The approach of the bidder is consistent with the abilities cited by the bidder (2) points

Thoroughness and clarity –

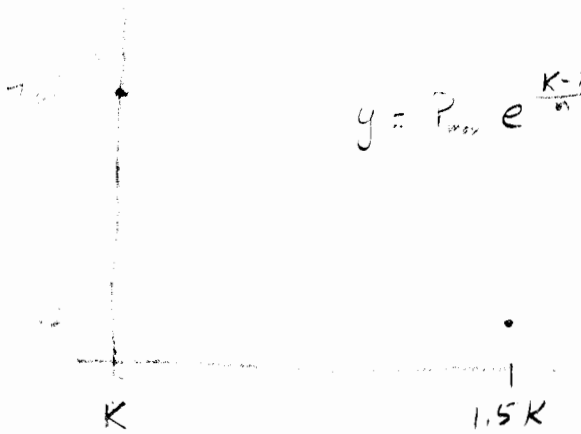
Times and regulatory requirements were addressed. (2 points)

Specific details on ~~[illegible]~~ review of parts were lacking (1 point)

Review capabilities

All there –

K = contract value
x = bid amount
max points for bid = budget
n = scaling constant, such that points for bid = 1.5 x budget is 1




$$y = P_{max}\, e^{\frac{K-x}{n}}$$

$$y = P e^{\frac{K-x}{n}}$$

solve for n

$$\ln y = \ln P + \frac{K-x}{n}$$

$$\frac{K-x}{n} = \ln y - \ln P$$

$$n = \frac{K-x}{\ln y - \ln P}$$

for $x = 1.5K$, $y = 1$

$$n = \frac{K - 1.5K}{\ln(1) - \ln 7}$$

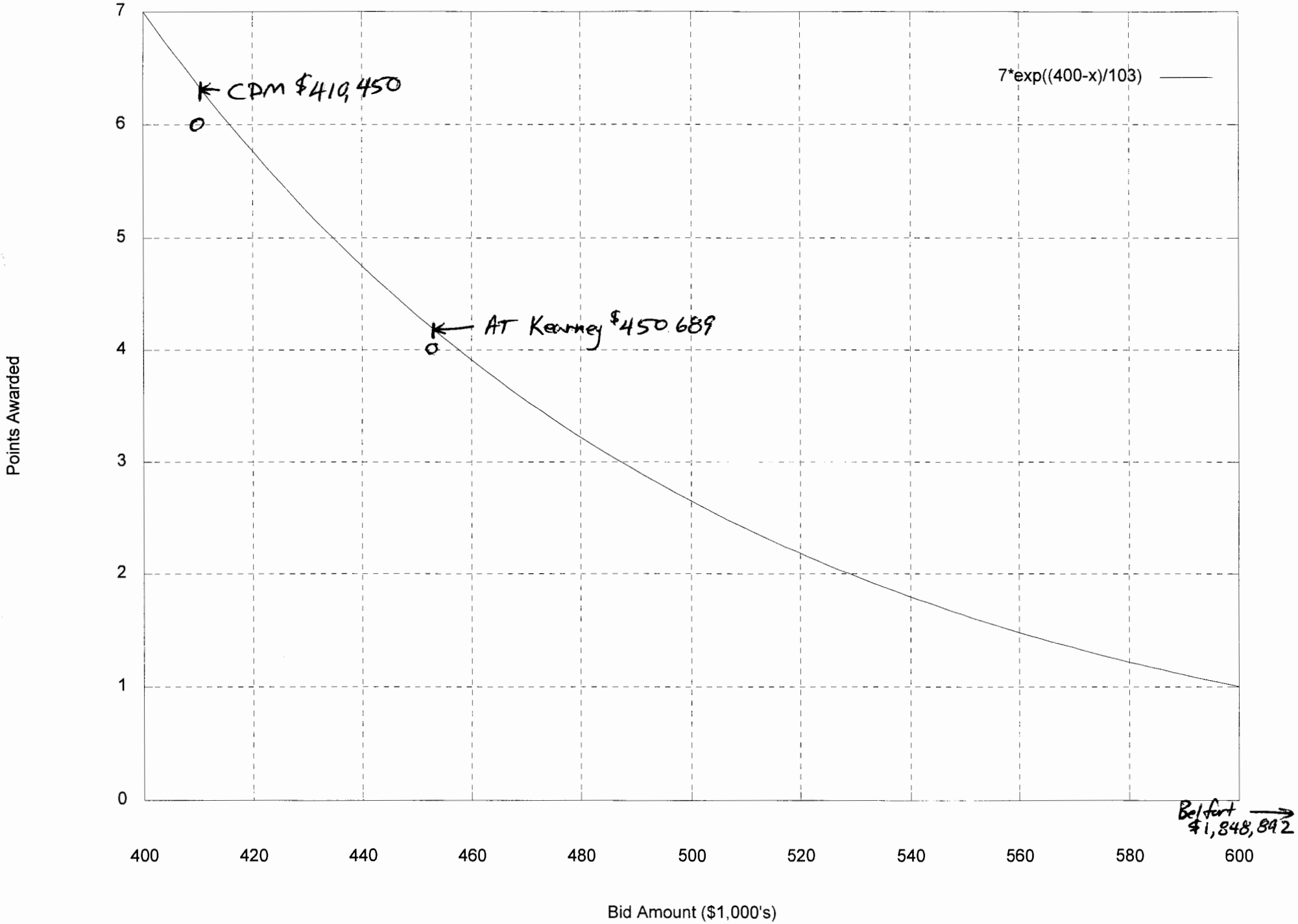
$$= \frac{.5K}{\ln 7 - \ln(1)}$$

$$= \frac{.5K}{1.946}$$

$$n = .257K$$

| K | n |
|---|---|
| 300 | 77 |
| 350 | 90 |
| 400 | 103 |

Points Awarded for WIPP Contract Bids



State of New Mexico
ENVIRONMENT DEPARTMENT
nnels Building
Drive, P.O. Box 26110
w Mexico 87502

NERAL COUNSEL
505-827-2990
05-827-1628

MARK E. WEIDLER
SECRETARY

EDGAR T. THORNTON, III
DEPUTY SECRETARY

| Post-it® Fax Note 7671 | Date 6-14-95 | # of pages ▶ 1 |
|---|---|---|
| To B. Hoditscheck | From F. Orth | |
| Co./Dept. Haz Mtls | Co. | |
| Phone # | Phone # | |
| Fax # 4361 | Fax # | |

**MEMORANDUM**

TO: Barbara Hoditscheck, Hazardous and Radioactive Materials

FROM: Felicia L. Orth, Assistant General Counsel FLO

DATE: April 14, 1995

**RE: PROPOSALS TO PROVIDE PERMIT REVIEW FOR WIPP APPLICATION**

---

The CDM proposal includes a section on their project team's experience with the WIPP site and specifically mentions that team member Dr. Olsen has previously conducted stable isotope analyses of gases and brines in the underground repository. See page 3-1.

Your question is whether this is a conflict that would preclude further evaluation of the proposal or perhaps award of the contract. I have reviewed the remainder of the proposal, and revisited the RFP, and believe that the prior experience does not in and of itself constitute a conflict. Please proceed with the evaluation of the proposal.

The possibility for conflict might exists if the work performed by Dr. Olsen in the brine were submitted in support of the WIPP permit application and Dr. Olsen planned to make a technical evaluation of his own work. We have no reason to believe that they would attempt this, however, and the anticipated contract already precludes this scenario if CDM were to win the award.

As you explained in the April bidders meeting, we cannot have a contractor reviewing its own work; if a contractor has prepared part of the Part B application, they cannot review it for the state. This is already stated in the conflict of interest provision (at least in the present tense) and apart from clarifying that sentence to include past contracts for WIPP application preparation, I do not believe anything else is necessary to prevent a conflict from arising in a contract with CDM.

Incidentally, when I reread the section in the RFP setting out the conflict of interest provision, I found that there is still a reference to NMSA 1978, Section 10-16-12, requiring disclosure of more than five thousand dollars a year received from the state. Remember that this section has been repealed, and this disclosure is no longer necessary. Call me with questions at 7-2854.

CDM Rec'd 5/25/95 @ 3:59 PM
6 Copies

Belfort Eng Rec'd 5/25/95 @ 1:40 PM
6 copies

AT Kearney Rec'd 5/25/95 @ 11 AM
6 Copies

RFP Meeting &
Follow-up letter

WIPP File

State of New Mexico
ENVIRONMENT DEPARTMENT
Hazardous & Radioactive Materials Bureau
525 Camino De Los Marquez
P.O. Box 26110
Santa Fe, New Mexico 87502
(505) 827-4358
Fax (505) 827-4389

GARY E. JOHNSON
GOVERNOR

MARK E. WEIDLER
SECRETARY

EDGAR T. THORNTON, III
DEPUTY SECRETARY

April 28, 1995

**RE: Interim Proposal Bid Review Meeting for the WIPP Part B Permit Application, Response to Questions**

Dear RFP Participant:

NMED appreciates the thoroughness and scope of the questions from all the participants at the meeting on April 19, 1995. This response to questions document will be sent to all participants at the meeting and to anyone who requested a copy of the RFP Information Packet.

The deadline for submitting proposals for professional services to NMED has been extended fifteen (15) calendar days until Thursday, May 25, 1995, at 4:00 pm MDT. Likewise, the notice of proposed award(s) will be June 26, 1995.

This response document provides answers to all questions raised either at the April 19 meeting or to written questions submitted prior to 5:00 pm April 21. NMED will no longer respond to technical questions for the duration of the solicitation period, with the exception of clarifying potential conflicts of interest. Direct all other questions either to Steve Zappe or myself at (505) 827-4308.

Sincerely,

Barbara Hoditschek

Barbara Hoditschek, RCRA Permits Program Manager
Hazardous and Radioactive Materials Bureau

Enclosures:

Attachment A - Responses to Questions at the Interim Proposal Bid Review Meeting
Attachment B - Responses to Written Questions
Attachment C - RFP Mailing List
Attachment D - Sign-in Sheet for Interim Proposal Bid Review Meeting
Attachment E - WIPP Reading Room List
Attachment F - Limits under the New Mexico Tort Claims Act
Attachment G - Current Contract Brief
Attachment H - Example Invoice

Responses to questions raised at the Interim Proposal Bid Review Meeting, Wednesday, April 19, 1995.

1. "Please provide a list of all potential bidders."

*NMED Response*: **Attachment C** is the mailing list (sorted by zip code) for every request for the RFP information packet received by NMED as of 4/26/95. Included on this list is an indication of whether a representative of the company attended the meeting on April 19, 1995, or if the company has informed NMED that it will not bid on this project. **Attachment D** is a copy of the sign-in sheet for the April 19 meeting.

2. "Please provide a list of locations where previous DOE WIPP RCRA applications may be reviewed."

*NMED Response*: **Attachment E** is the list of all WIPP Reading Rooms excerpted from a WIPP Fact Sheet provided by DOE.

3. "Will previous experience at WIPP be considered a plus?"

*NMED Response*: NMED will evaluate all previous technical RCRA experience, including WIPP-related RCRA experience, using the criteria in sections 2.a.1 and 2.a.2 of the Proposal Evaluation Criteria.

4. "The Conflict of Interest form on page 2c of the information package appears to have a typographical error in the first sentence."

*NMED Response*: The first sentence has been corrected to read "The Contractor warrants that it does **not** hold any other contract...", and a revised Conflict of Interest form has been included as a miscellaneous attachment.

5. "What sort of contract structure is NMED looking for?"

*NMED Response*: NMED expects a fee schedule proposal. The final contract will follow the contract structure included in the RFP information packet.

6. "Please provide an estimated budget, as alluded to on the Proposal Evaluation Criteria, 4.c., page 3e."

*NMED Response*: NMED's budget will be based upon the selected bidder's submittal of costs. Criteria 4.c., "Project within estimated budget (7 points)", will be used to rank all bidders from low bid (7 points) to high bid (zero points). No estimated budget will be provided to bidders.

7. "Please clarify whether evaluation criteria 4.b. and 4.c. on page 3e will be applied. How are overhead and administrative costs to be described in the bid?

*NMED Response*: Criteria 4.c. will be applied as described above in the response to question #6. See also the response to question #9 from A.T. Kearney.

8. "Will there be any delay in the submittal deadline to compensate for the time required to answer questions raised at the interim proposal bid review meeting?"

*NMED Response*: NMED will delay the schedule by fifteen (15) calendar days as follows:

| | |
|---|---|
| May 25, 1995 - | Proposals due no later than 4:00 pm MDT |
| June 26, 1995 - | Notice of proposed award(s), begin contract negotiations |

9. "Please clarify the conflict of interest statement, 'The Contractor warrants that it does not hold ... any other contract with DOE for WIPP activities related to these applications.' What constitutes work for DOE on WIPP?"

*NMED Response*: Any work performed for DOE or its contractors in support of the RCRA Part A or B applications for WIPP constitutes a conflict of interest. This includes any work performed for a waste generator that would be in support of the RCRA Part A or B applications.

If any bidders believe they may have a potential conflict of interest, they should contact Barbara Hoditschek prior to submitting a proposal.

10. "What constitutes a local office? Must the staff level be determined by regular staff only, or can it be both prime and subcontract staff combined?"

*NMED Response*: The major reason NMED is requiring the contractor to have an office in New Mexico is to assure that the NMED has ready access to the contractor. The office therefore needs to be an office of the prime contractor. The proposal evaluation criteria on page 3e has been corrected as follows:

5. Local (New Mexico) office (15 points)
   a. Has office; 3 staff or more (15 points)
   b. Has office; 2 staff or fewer (10 points)
   ...

11. "There appear to be conflicting statements in III.A. on page 9a, 'Travel expenses that the contractor incurs in performance of this contract shall be at the cost of the contractor. The NMED <u>may</u> require that its designee approve in advance in writing any travel under this contract.' Please clarify."

*NMED Response*: Anticipated travel should be included in estimated costs for each task, and will be reflected in the total bid cost. Thus, anticipated travel by the contractor is at the cost of the

contractor, and those direct travel expenses are not reimbursable by NMED. Other travel under the contract which was not anticipated must be at the approval of NMED, since those costs would exceed the scope of the contract.

12. "Will there be any preferential consideration for minority- or women-owned small businesses?"

*NMED Response*: This is not a proposal evaluation criteria. NMED does encourage minority- or women-owned small businesses to apply.

Responses to written questions submitted prior to 5:00 PM, Friday April 21, 1995:

**A. T. Kearney Written Questions**

1. "The technical review evaluation criteria specified in Section I.B.3 of the RFP Scope of Work indicates that the application shall be reviewed for compliance with *(40 CFR 264)* Subparts A-E, G, I, S, AA, and BB, part 268, and New Mexico regulations *(20 NMAC 4.1)* Subpart V, 40 CFR part 264*(.601)*. The following questions pertaining to this reference are offered:

    a. "40 CFR Subpart X, which addresses miscellaneous units, was not included in Section I.B.3, although it would appear to apply to WIPP and is discussed as a technical issue to address in the Proposal Evaluation Criteria, Section 2.a.2. Please clarify this omission."

*NMED Response*: This was inadvertently omitted by the typist during the many revisions of this document. 40 CFR Subpart X, which addresses miscellaneous units, will be included in Section I.B.3. See the attached change made to page 3b, I.B.3, as well as page 5a, II.C.1.

    b. "Section 2.a.2 of the Proposal Evaluation Criteria specify groundwater monitoring waivers as a criteria to be evaluated. However, 40 CFR Subpart F, which discusses groundwater exemptions, is not included in Section I.B.3 of the RFP Statement of Work. Since groundwater waivers are addressed in Subpart F it may be desirable to include this subpart in the technical review section."

*NMED Response*: This also was inadvertently omitted by the typist during the many revisions of this document. See the attached change made to page 3b, I.B.3, as well as page 5a, II.C.1.

2. "Please clarify whether support materials, such as public meeting materials, fact sheets, public hearing notes, should be prepared in both English and Spanish."

*NMED Response*: Support materials, such as public meeting materials, fact sheets, public hearing notes, will be required to be prepared in both English and Spanish.

3. "Will WIPP-related experience that poses no conflict of interest be included as part of the Technical Evaluation Criteria?"

*NMED Response*: Yes. WIPP-related technical experience will be evaluated as RCRA experience in sections 2.a.1 and 2.a.2 of the Proposal Evaluation Criteria. See also the response to question #3 raised at the Interim Proposal Bid Review Meeting.

4. "Page 1a, Paragraph II. What are the applicable limits in the New Mexico Tort Claims Act, Section 41-4-1 et seq., NMSA 1978?"

*NMED Response*: Please see attachment F for limits under the New Mexico Tort Claims Act.

5. "Page 2a, Paragraph VII. Is a performance bond necessary under a service contract, or is Professional Liability Insurance acceptable?"

*NMED Response*: Professional Liability Insurance is acceptable under Paragraph VIII, page 2a.

6. "Page 8a, Paragraph III(A). Is travel to be computed as a factor that should be included in the hourly labor rates, or will travel be reimbursed at actual cost?"

*NMED Response*: Travel approved by NMED will be reimbursed at hourly labor rates. The cost of travel should be incorporated into hourly labor costs. See also the response to question #11 raised at the Interim Proposal Bid Review Meeting.

7. "Page 9a, Paragraph III (B). Does "percentage, if any is added to the billing" refer to G&A or any other burden?"

*NMED Response*: "Percentage" refers to administrative costs which is billed into the total cost.

8. "Page 8b, Paragraph VIII (B). Should the hourly rates be proposed by calendar year (1995, 1996, etc.), or by Contract performance period (Base period, 2 years, Option period 2 years)?"

*NMED Response*: The hourly rates applied to labor costs should be proposed for the length of the contract.

9. "Page 3e, 4 (b). Please provide further explanation as to the meaning of the terms "markup" and "general charge" as they relate to overhead and administrative costs. Does this mean that if, for example, as in government pricing, an overhead of 100% that would normally be applied to direct labor would receive "no points" under the Proposal Evaluation Criteria? Also does the term "fees" mean labor costs?"

*NMED Response*: The term "markup" refers to the percentage increase in cost over and above the hourly fee rate, and other task costs which the contractor may wish to charge for indirect costs. The term "general charge" refers to charges which take care of the business fees and is in addition to hourly rate fee. The term "fee" includes labor cost.

10. "The proposal includes evaluation criteria points for the presence of a local NM office. Please indicate if the number

of staff located in New Mexico can include the addition of both prime and subcontract personnel."

*NMED Response*: See the response to question #10 raised at the Interim Proposal Bid Review Meeting.

**Geraghty and Miller, Inc. Written Questions**

1. "Under the Proposal Evaluation Criteria, section 1.b., it states "Experience of staff in reviewing RCRA permit application..." does this experience have to be directly related to state or EPA oversight review? Or, can direct RCRA permit application preparation and review for commercial clients and responses to NODs suffice as experience?"

*NMED Response*: NMED will evaluate all experience on merit. The same experience, regardless of association to specific regulatory agencies or contractors, will be valued equally.

2. "Does working for DOE at sites other than WIPP create a conflict?"

*NMED Response*: Working for DOE by and of itself does not constitute a conflict. Working on DOE projects which directly or indirectly support the WIPP RCRA application may be considered to be conflicts. See also the response to question #3 raised at the Interim Proposal Bid Review Meeting.

3. "Is there a timeframe in which the State is required to submit the NOD to the WIPP site?"

*NMED Response*: NODs are the responsibility of the NMED. The contractor will not be responsible for any such action.

4. "Could there be a more task-specific timeframe presented by the State within which the bidders could work to produce accurate and comparable cost proposals (i.e., scope)?...or, is it the intent of the State that the respondent costs-out a full-time, two year schedule with as many FTEs as the respondent feels is necessary? The overall scope of work regarding the number and extent of documents to review, and the timeframe within which the review is to occur is not clear."

*NMED Response*: No, it is not the intent of NMED to have the contractor cost-out a full-time two year schedule. Rather, NMED is looking for a proposal that indicates the hourly cost for costs in different technical areas which the bidder may be able to offer NMED. NMED expects task costs then to be based on these hourly costs and task demands. With regard to the reference to "review of other documents" the contractor would use the hourly cost per FTE to develop the cost per task to perform "other document" review

requested by NMED. Total project costs would be based on task costs.

5. "Is this the first contract to be let by the State of New Mexico, NMED for RCRA permit application review at the WIPP site? If not, what was the preceding contract period, and what individual or firm provided the oversight?"

*NMED Response*: This is not the first contract to be let by the State for the review of a RCRA permit application for WIPP. A previous application had been submitted by DOE and the contractor who reviewed that application was A. T. Kearney who had a contract with NMED for a total of 3 years. See Attachment G for the contract brief. There is no "oversight" responsibility attached to the contract. The contract is for technical review and regulatory interpretation expertise only. NMED retains all authority and responsibility for oversight at WIPP. Please note on page 1a III. that the proposed contract will be for a period of 2 years, with an option to extend the contract for an additional 2 years.

**NMSU Physical Science Laboratory Written Questions**

1. "The Proposal requests total costs for the contract and for each task. NMSU/PSL has no difficulty providing identification of staff and hourly rates. However, for cost estimation purposes some appraisal of the hours anticipated is needed.

   "NMSU/PSL requests that an amendment to the RFP be prepared stating the number of hours expected per task. If possible, the amendment should include an estimate of the number of hours for technical document review broken down by technical area such as air, soil and water modeling, and so forth. Technical document review is part of Task C, entitled, **Perform Technical Review of the Permit Application**."

*NMED Response*: The bidders are encouraged to examine the previous RCRA application for WIPP by DOE (DOE/WIPP 91-005, Revision 3), available at the locations listed in Attachment E, to estimate the number of hours required to complete a technical review of this document. NMED will not estimate the expected number of hours per task for the bidders.

2. "What type of contract does NMED anticipate issuing? There are several types of contracts, for example: Cost reimbursable, Cost plus fixed fee, Time and materials, Fixed price. The type of contract has a direct bearing on preparing a cost estimate for the proposal."

*NMED Response*: See the response to question #5 raised at the Interim Proposal Bid Review Meeting.

**Consolidated Technical Services, Inc., Written Questions**

1. "Provide the total dollar value and contract term for the 'incumbent' support contract for review of the WIPP Test Phase application."

*NMED Response*: See Attachment G for the existing contract.

2. "Provide the approximate level of effort (billable hours/year) for the incumbent support contract."

*NMED Response*: See Attachment H for a summary of charges over the contract period.

3. "Provide the estimated budget for the proposed work scope."

*NMED Response*: See the response to question #6 raised at the Interim Proposal Bid Review Meeting.

4. "Provide a 'template' which described all the required elements for submittal of invoices. In particular, provide details regarding the appropriate reporting of actual labor charges and other direct charges."

*NMED Response*: See Attachment H for an example of an invoice provided by the incumbent contractor.

5. "Provide a description of the proposed contract structure, as well as a description of the contract structure used for the incumbent contract. It appears that we are being asked to provide fixed rates and an estimated contract ceiling. Should we propose our fully burdened hourly rates for each employee classification, along with a detailed estimate of labor hours for each category? In order to provide the basis for directly comparable cost proposals, should we estimate all other direct charges by category (e.g., travel, phone, postage, computer charges, etc.)?"

*NMED Response*: See the response to question #5 raised at the Interim Proposal Bid Review Meeting. Rates should be fully burdened hourly rates for both straight time and overtime for each task. Other direct charges should be estimated apart from labor rates.

6. "Clarify the extent to which WIPP related experience will be considered as relevant experience under the evaluation criteria. If WIPP related experience will be scored, please describe relevant experience (e.g., experience with TRU waste characterization, generator site operations, WIPP facility operations, etc.)."

*NMED Response*: See the response to question #3 raised at the Interim Proposal Bid Review Meeting.

7. "Please clarify the reference (page v., item XV) that '...Women Minority business Enterprises' are encouraged to apply. Are there point preferences or other considerations during the procurement process for women-owned small business bidders? If so, is self-certification acceptable, or is some other certification process required?"

*NMED Response*: See the response to question #12 raised at the Interim Proposal Bid Review Meeting.

8. "Clarify the extent to which 'approved' travel expenses will be billable under the proposed contract. If appropriate, please specify those cases in which travel will not be considered a billable expense, but must be addressed in burden rates. For example, if payment for travel to the Albuquerque/Santa Fe area will not be authorized under the contract, this should be stated in the RFP."

*NMED Response*: See the response to question #11 raised at the Interim Proposal Bid Review Meeting.

9. "Is it acceptable to propose payment terms and conditions which require payment of invoices in 30 days, with interest incurred for past due invoices?"

*NMED Response*: The current contract provides for 1% interest on past due invoices. "Past due" means 45 calendar days following receipt of a correct invoice.

10. "Please clarify the type and nature of conditions which would constitute a conflict of interest for the proposed scope of work. We believe that it is important for any successful offeror to commit to avoidance of conflicts of interest throughout the NMED contract term."

*NMED Response*: See the response to question #9 raised at the Interim Proposal Bid Review Meeting.

11. "Please confirm that if an offeror holds WIPP-related subcontracts with a DOE prime or sub-contractor, NMED will consider their proposal if the offeror certifies that prior to contract award, they will divest themselves of all subcontracts which are determined to present a conflict for the proposed work."

*NMED Response*: Direct any concerns related to actual or potential conflict of interest to Barbara Hoditschek.

12. "Provide a copy of the Part B checklist that NMED will require the contractor to use for completeness reviews of the permit application."

*NMED Response*: The checklist is a 41-page list copied directly from EPA guidance. It is a generalized list, containing many pages

unrelated to WIPP (e.g., specific requirements for surface impoundments, waste piles, land treatment units and landfills; financial assurance requirements, etc.). NMED is providing the checklist only to those who request it.

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Azita Yazdani 714/255-1650
Pollution Prevention International, Inc.
471 West Lambert Road, Suite 105
Brea CA 92621

Colin Smith 510/832-2233
Uribe & Associates
2930 Lakeshore Avenue, Suite 200
Oakland CA 94610-3614

Roberta Tassey 916/649-2424
Law Companies
2710 Gateway Oaks, Suite 150 N
Sacramento CA 95833

Margaret Lamb Merrens 206/525-3362
Environment International
10334 48th Avenue NE
Seattle WA 98125

Lana Leiding 206/438-0115
Coe-Truman Technologies, Inc.
669 Woodland Square Loop SE, Suite C
Lacey WA 98503-1045

A. Azim Khan 509/332-0666
Environmental & Ecological Engineers, Inc.
NE 2345 Hopkins Court
Pullman WA 99163

Scott Lawrence 509/783-5571
Columbia Environmental Sciences, Inc.
8300 W. Gage Boulevard, #114
Kennewick WA 99336

RFP Department 509/946-7111
Columbia Energy & Environmental Services, Inc
1204 George Washington Way, Suite 22
Richland WA 99352

SIGN-IN SHEET

INTERIM PROPOSAL BID REVIEW MEETING
MARQUEZ PLACE CONFERENCE ROOM
525 CAMINO DE LOS MARQUEZ
SANTA FE, NEW MEXICO
WEDNESDAY, APRIL 19, 1995

for

NMED HAZARDOUS & RADIOACTIVE MATERIALS BUREAU
WIPP RCRA PERMIT APPLICATION REVIEW

**PLEASE PRINT**

Name: STEVE IRISH
Company: BELFORT ENGINEERING
Address: 1720 LOUISIANA BLVD, NE, STE 400
City, Zip: ALBUQUERQUE, NM 87110
Phone: 505/262-1800

Name: David F. Smith
Company: Beta Corp. Int'l
Address: 6719 Academy
City, Zip: ABQ NM
Phone: (505) 822-1968

Name: Charles Remkes
Company: Brown & Root Env.
Address: 2300 Buena Vista SE, Suite 110
City, Zip: Albuq NM 87110
Phone: (505) 247-4933

* REQUEST BIDDER INFO.
Name: Kathleen M. Allen
Company: Brown + Root Environ.
Address: 2300 Buena Vista S.E., Suite 110
City, Zip: Albuquerque, NM 87106
Phone: 505 247 4933

Request Bidder Information

* Name: John G. Darabaris & June Dreith
Company: A.T. Kearney
Address: 1200 17th St, Suite 950
City, Zip: Denver Co 80202
Phone: 303 - 572-6175

Name: Eugene O. Lucero
Company: Environment Dept.
Address: Harold Runnels Bld.
City, Zip: Santa Fe N.M.
Phone: (505) 827-2844

(Shirley Wilcox)
Name: Steve Gunther
Company: Professional Analysis, Inc.
Address: 2155 Louisiana NE #2100
City, Zip: Albuquerque, NM 87110
Phone: (505) 883-0942
RFP sent to PAI, Oak Ridge TN

Name: Cindi Byrns
Company: Bell Environmental
Address: 2200 East Patrick Ln #25
City, Zip: Las Vegas NV 89015
Phone: (702) 795-4770

Name: Roger E. Palmenberg
Company: GPI
Address: 2922 W. Clarendon
City, Zip: Phoenix, AZ 85017
Phone: (602) 234-0696

Name: MARIA ARRIETA
Company: Prindle · Hinds Environmental
Address: 7208 Jefferson NE
City, Zip: Albuquerque, NM 87109
Phone: 505-345-8732

Name: Ed Juddo
Company: Prindle · Hinds Environmental
Address: 7208 Jefferson NE
City, Zip: Albuquerque, NM 87109
Phone: 505-345-8732

Name: TRENT N. THOMAS
Company: GEOSCIENCE CONSULTANTS
Address: 505 MARQUETTE N.W., Suite 1100
City, Zip: ABQ., N.M. 87102
Phone: (505) 842-0001

Name: Robert Nicol
Company: Malcolm Pirnie
Address: ~~220 E. Magnolia~~ 3737 Broadway
City, Zip: San Antonio, Tx ~~78212~~ 78209
Phone: (210) 828-6060

Name: Amy Lewis
Company: Daniel B. Stephens & Associates
Address: 6020 Academy NE
City, Zip: Albuquerque, NM 87109
Phone: (505) 820-9400

Name: JANINE ARVIZU
Company: CONSOLIDATED TECHNICAL SERVICES
Address: 7309 INDIAN SCHOOL RD NE
City, Zip: ALBUQUERQUE
Phone: (505) 881-2338

Name: Maureen Blalock
Company: WASTREN, Inc.
Address: 2201 San Pedro, NE, B3, Suite 2210
City, Zip: ABQ, NM 87110
Phone: (505) 880-1134

Name: ROBERT WEEKS
Company: CERL, Inc
Address: Ste D, 1808 2nd St
City, Zip: SANTA FE, NM 87~~44~~505
Phone: (505) 988-4143
754-9251

* PLEASE SEND BIDDER INFO

Name: John DruSso
Company: Camp Dresser and McKee
Address: 2400 Louisiana Blvd Suite 740
City, Zip: Albuquerque, N.M. 87110
Phone: (505) 881-3077

Name: Julie Wanslow
Company: ICF Kaiser
Address: 1900 Diamond Drive
City, Zip: Los Alamos, NM 87544
Phone: 505-661-5214

Name: James K Channell
Company: S. Cohen & Associates Inc.
Address: 7101 Carriage Rd NE
City, Zip: Albuquerque, NM 87109
Phone: (505) 837-2342

Name: Jeffrey Miller
Company: Radian Corp.
Address: 115 Longview
City, Zip: White Rock, NM 87544
Phone: 505/672-0327

Name:
Company:
Address:
City, Zip:
Phone:

Name: James F Bresson
Company: NFT Inc
Address: 6200 Uptown Blvd #310
City, Zip: Albuquerque, NM 87110
Phone: (505) 884-9146

Name:
Company:
Address:
City, Zip:
Phone:

- Request bidder info.

Name: Terry D. Blankenship
Company: Parsons Engineering Science, Inc.
Address: 1475 Central Avenue, Suite 220
City, Zip: Los Alamos, NM 87544
Phone: (505) 662-7246

Name:
Company:
Address:
City, Zip:
Phone:

- Request bidder info.

Name: Louis Martinez
Company: LRL. Sciences, Inc.
Address: 616 Central SE, Suite 205
City, Zip: Albuquerque, NM 87102
Phone: (505) 843-7714

Name:
Company:
Address:
City, Zip:
Phone:

Name: Brian A. Smith
Company: Geraghty & Miller, Inc
Address: 6400 Uptown Blvd 330 W NE
City, Zip: Albuquerque 87110
Phone: (505) 881-7660

Name:
Company:
Address:
City, Zip:
Phone:

Name:
Company:
Address:
City, Zip:
Phone:

Name:
Company:
Address:
City, Zip:
Phone:

## WIPP READING ROOMS

The DOE provides documents pertaining to the Waste Isolation Pilot Plant for public review in these WIPP Reading rooms:

DOE/Forrestal Building
Public Library Reading Room
AD-234.1
FOI - USDOE
1000 Independence Avenue SW
Washington, DC 20585

Defense Nuclear Facilities Safety Board
625 Indiana Ave NW, Suite 700
Washington, DC 20004

Office of Scientific and Technical Information
Technical Information Center
P.O. Box 62
Oak Ridge, TN 37831

Thomas Brannigan Memorial Library
200 E. Picacho
Las Cruces, NM 88005

New Mexico State Library
325 Don Gaspar
Santa Fe, NM 87505

Pannell Library
New Mexico Junior College
5317 Lovington Highway
Hobbs, NM 88240

Carlsbad Public Library
101 South Halagueno Street
Carlsbad, NM 88220

Zimmermann Library
Government Publications Department
University of New Mexico
Albuquerque, NM 87138

WIPP Public Reading Room
National Atomic Museum
U.S. Department of Energy
Albuquerque Field Office
Albuquerque, NM 87115

Sandia National Laboratories
Technical Library
Organization 3144
P.O. Box 5800
Albuquerque, NM 87185

Sandia National Laboratories
Waste Management and Transportation Library
Organization 6332
P.O. Box 5800
Albuquerque, NM 87175

Martin Speare Memorial Library
New Mexico Institute of Mining and Technology
Campus Station
Socorro, NM 87801

Raton Public Library
244 Cook Avenue
Raton, NM 87740

# NEW MEXICO STATUTES 1978

## ANNOTATED

## Chapter 41
## Torts

## Pamphlet 63

## 1994 CUMULATIVE SUPPLEMENT

This supplement includes laws enacted since the 1989 Replacement Pamphlet through the Second Regular Session of the Forty-First Legislature (1994) and annotations through 865 P.2d 55, 114 S. Ct. 751, 11 F.3d 1074, 838 F. Supp. 817, 151 F.R.D. 143, and 162 Bankr. 50.

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*Law Publishers*

CHARLOTTESVILLE, VIRGINIA

51389-12

**Law reviews.** — For annual survey of civil procedure in New Mexico, see 18 N.M.L. Rev. 287 (1988).

For survey of medical malpractice law in New Mexico, see 18 N.M.L. Rev. 469 (1988).

For survey of 1990-91 tort law, see 22 N.M.L. Rev. 799 (1992).

## 41-4-16. Notice of claims.

**Due process.**

Application of the notice provision of Subsection A to any minor, whatever the circumstances, would not, in every circumstance, violate due process. Erwin v. City of Santa Fe, 115 N.M. 596, 855 P.2d 1060 (Ct. App. 1993).

**Contents of notice.**

The notice required is not simply actual notice of the occurrence of an accident or injury but rather actual notice that there exists a likelihood that litigation may ensue. Dutton v. McKinley County Bd. of Comm'rs, 113 N.M. 51, 822 P.2d 1134 (Ct. App. 1991).

**Am. Jur. 2d, A.L.R. and C.J.S. references.** — Insufficiency of notice of claim against municipality as regards statement of place where accident occurred, 69 A.L.R.4th 484.

## 41-4-18. Jurisdiction; appeals; venue.

**Federal jurisdiction barred.** — Inmate could not pursue his claim against the New Mexico Department of Corrections and its employees acting within the scope of their employment in the federal district court, but rather was relegated to the state district court to seek relief consistent with the limited waiver of immunity under this section. Bishop v. Doe 1, 902 F.2d 809 (10th Cir. 1990), cert. denied, 498 U.S. 873, 111 S. Ct. 198, 112 L. Ed. 2d 159 (1990).

## 41-4-19. Maximum liability.

A. In any action for damages against a governmental entity or a public employee while acting within the scope of his duties as provided in the Tort Claims Act [41-4-1 to 41-4-27 NMSA 1978], the liability shall not exceed:

(1) the sum of one hundred thousand dollars ($100,000) for damage to or destruction of property arising out of a single occurrence; and

(2) the sum of three hundred thousand dollars ($300,000) for all past and future medical and medically-related expenses arising out of a single occurrence; and

(3) the sum of four hundred thousand dollars ($400,000) to any person for any number of claims arising out of a single occurrence for all damages other than property damage and medical and medically-related expenses as permitted under the Tort Claims Act; or

(4) the sum of seven hundred fifty thousand dollars ($750,000) for all claims other than medical or medically-related expenses arising out of a single occurrence.

B. No judgment against a governmental entity or public employee for any tort for which immunity has been waived under the Tort Claims Act shall include an award for exemplary or punitive damages or for interest prior to judgment.

**History: 1953 Comp., § 5-14-3, enacted by Laws 1976, ch. 58, § 3; 1977, ch. 386, § 2; 1983, ch. 123, § 2; 1983, ch. 242, § 1; 1985, ch. 76, § 1; 1988, ch. 31, § 1; 1991, ch. 205, § 3.**

**Bracketed material.** — The bracketed material in this section was inserted by the compiler. It was not enacted by the legislature and is not a part of the law.

**The 1991 amendment,** effective July 1, 1992, in Subsection A, added Paragraph (2), redesignated former Paragraphs (2) and (3) as Paragraphs (3) and (4), substituted "four hundred thousand dollars ($400,000)" for "three hundred thousand dollars ($300,000)" and inserted "and medical and medically-related expenses" in Paragraph (3), and substituted "seven hundred fifty thousand dollars ($750,000)" for "five hundred thousand dollars ($500,000)" and inserted "other than medical or medically-related expenses" in Paragraph (4).

**Level of scrutiny of cap on damages.** — A tort victim's interest in full recovery of damages calls for a form of scrutiny somewhere between minimum rationality and strict scrutiny. Therefore, intermediate scrutiny should be applied to determine the constitutionality of the cap on damages in Subsection A(2) of this section. Trujillo v. City of Albuquerque, 110 N.M. 621, 798 P.2d 571 (1990).

**"Single occurrence" construed.** — In a negligence action against a city for injuries sustained in a collision with a city-owned crane, there was but a single occurrence when successive negligent acts or omissions of the governmental entity combined concurrently to create a singular risk of collision and to proximately cause injury triggered by a discrete event. Trujillo v. City of Albuquerque, 110 N.M. 621, 798 P.2d 571 (1990).

In a wrongful death and personal injury action brought against the state highway department and others for deaths and injuries from a runaway truck, all injuries proximately caused by a governmental agency's successive negligent acts or omissions that combined concurrently to create a singular, separate, and unitary risk of harm fell within the meaning of a "single occurrence" when triggered by the discrete

State Contracts Review Office (SCRO)
DFA Budget Division
Bataan Memorial Bldg. - Room 194
Santa Fe, New Mexico 87503

# TECHNICAL AND PROFESSIONAL SERVICES CONTRACT BRIEF

SCRO 1, Revised 10/90

*(TYPE OR PRINT FIRMLY USING BLACK BALL-POINT PEN)*

CONTRACTOR: A.T. Kearney, Inc.

Dept. No./Div. No.: 01-667.50

ADDRESS: 225 Reinekers Lane, P.O. Box 1405, Alexandria, VA

Agcy. Contr./Amend. No.: 80.667.50.02

PHONE: 703-572-6175 STATE TAX ID: 02-200809-008 FEDERAL ID: 36-6080235 22313

SOCIAL SECURITY NO.: _____ AGENCY CONTACT PERSON: Barbara Hoditschek PHONE: 827-4308

CONTRACT OR AMENDMENT AMOUNT: GENERAL FUND: $ _____

OTHER STATE FUNDS: $ 650,000.00

FEDERAL: $ _____

TOTAL: $ 650,000.00

CONTRACT TERM - FROM: 2-16-93 TO: June 30, 1995

(DFA APPROVAL DATE:)
*TO BE FILLED IN BY STATE CONTRACTS OFFICER*

**BRIEF DESCRIPTION OF SERVICES:** To provide technical expertise in review of (1) a per application for a Resource Conservation & Recovery Act (RCRA) permit and (2) ot technical documents on DOE's Waste Isolation Plan. Expertise not available in the ED Department.

**PROCUREMENT PROCEDURE** — *PLEASE CHECK ONE OR MORE OF THE FOLLOWING:*

_____ Does not exceed $20,000 (Excluding gross receipt taxes)

_____ Amendment (Requires written justification, if applicable)

X Competitive Proposal ( I certify that the competitive sealed proposal process required by the Procurement Code has been followed.)

_____ Sole Source ( A written determination signed by the Cabinet Secretary, Agency Head, or Designee is attached.)

_____ Exempt procurement from a state agency

**OTHER REQUIREMENTS** — *ENTER* **Y** *(YES),* **N** *(NO), OR* **N/A** *(NOT APPLICABLE) TO EACH OF THE FOLLOWING:*

No Is contract with a state employee, legislator or former state employee employed within the preceding year? If yes, please indicate which: State Employee _____ ; Legislator _____ ; or Former State Employee _____ . (Conflict of Interest Act, Sections 10-16-7, 10-16-8 or 10-16-9 NMSA 1978).

No Has contractor earned more than $5,000.00 from one or more state agency professional services contracts within the last 12 months? If yes, has conflict of interest form been filed with the Secretary of State? (Section 10-16-12 NMSA 1978.)

Yes The agency hereby certifies to the DFA that the contractor will perform at all times as an independent contractor for purposes of IRS tax compliance and is not performing services as an employee of the agency.

NA Architect/Engineer/Land Surveyor selection process has been followed.

NA Information Systems Council approval has been obtained.

Yes Attorney General review (If contract is greater than $200,000, or may violate the Conflict of Interest Act) has been obtained.

Yes Agency is unable to perform services to be provided by contractor.

(Cabinet Secretary, Agency Head or Designee) _____ Title _____ Date _____

**DFA USE ONLY**

CATEGORY: _____ STAFF: _____ KW1: _____ KW2: _____ FY: _____

1ST RECPT: _____ RETURNED/HELD: _____ MO: _____

SUBS RECPT: _____ SENT TO F/C: _____ NO: _____

RET FR F/C: _____ RESUB TO F/C: _____ AM: _____

ENCUMBRANCE # 1: _____ MED #1: _____ Amount # 1: $ _____

ENCUMBRANCE # 2: _____ MED #2: _____ Amount # 2: $ _____

COMMENTS:



DISTRIBUTION: WHITE - DFA File; CANARY - [illegible]

STATE OF NEW MEXICO

ENVIRONMENT DEPARTMENT

AMENDMENT NO. 2 TO

PROFESSIONAL/TECHNICAL SERVICES CONTRACT NO. 30.667.50.023.

THIS AGREEMENT to amend the above identified contract is entered into by the State of New Mexico Environment Department (hereafter "Department") and A.T. Kearney, Inc. (hereafter "CONTRACTOR").

IT IS AGREED by the parties:

Article 2A. Compensation, of said contract is hereby amended to read as follows: Compensation is increased by $350,000.00, from $300,000.00 to $650,000.00. The Department shall pay the Contractor a sum not to exceed $650,000.00; full payment for services rendered.

Article 2C. Compensation, of said contract is amended to read as follows: The total amount of this contract shall not exceed $650,000.00.

Article ____. _____, of said contract is amended by

All other articles of the contract remain unchanged.

ADM:SC5:A165SPRT PREPARED: 3/30/95

TE OF NEW MEXICO CONTRACT NO. 80.667.50.023 WITH A.T. KEARNEY
SUMMARY OF CHARGES FOR CURRENT CONTRACT PERIOD: JANUARY/FEBRUARY,1995

TASK NO.: ALL

| PERSONNEL | CATEGORY | CURRENT PERIOD REG RATE | OT RATE | REG HOURS | OT HOURS | TT HOURS | LABOR COST | OUT-OF-POCKET EXPENSES | TOTAL COST | CONTRACT TO DATE REG HOURS | OT HOURS | TT HOURS | LABOR COST | OUT-OF-POCKET EXPENSES | TOTAL COST |
|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|
| | MID TECHNICAL ASSISTANT | 67.00 | 67.00 | .00 | .00 | .00 | .00 | .00 | .00 | 6.50 | .00 | .00 | 435.50 | .00 | 435.50 |
| | CLERICAL SUPPORT | 33.00 | 49.00 | .00 | .00 | .00 | .00 | .00 | .00 | 272.25 | .00 | .00 | 8984.25 | .00 | 8984.25 |
| | MID ENGINEER | 58.00 | 56.00 | .00 | .00 | .00 | .00 | .00 | .00 | 44.50 | .00 | 6.75 | 2648.50 | 811.54 | 3460.04 |
| | CLERICAL SUPPORT | 33.00 | 49.00 | .00 | .00 | .00 | .00 | .00 | .00 | 162.00 | .00 | .00 | 5346.00 | .00 | 5346.00 |
| | PROGRAM DIRECTOR | 87.00 | 46.00 | .00 | .00 | .00 | .00 | .00 | .00 | 384.00 | 16.50 | 96.13 | 35128.30 | 8004.72 | 43133.02 |
| | JUNIOR ENVIRONMENTAL SCIENTIST | 52.00 | 49.00 | .00 | .00 | .00 | .00 | .00 | .00 | 20.00 | .00 | .00 | 1040.00 | .00 | 1040.00 |
| | MID HAZARDOUS WASTE MANAGEMENT SPECIALIST | 99.00 | 78.00 | .00 | .00 | .00 | .00 | .00 | .00 | 744.00 | 22.50 | 31.75 | 75728.50 | 6384.89 | 82113.39 |
| | JUNIOR ENVIRONMENTAL SCIENTIST | 52.00 | 49.00 | .00 | .00 | .00 | .00 | .00 | .00 | 495.50 | .00 | 54.50 | 26311.00 | 4638.37 | 30949.37 |
| | SR HAZARDOUS WASTE MANAGEMENT SPECIALIST | 154.00 | 70.00 | .00 | .00 | .00 | .00 | .00 | .00 | 4.00 | .00 | .00 | 616.00 | .00 | 616.00 |
| | SR HAZARDOUS WASTE MANAGEMENT SPECIALIST | 154.00 | 70.00 | .00 | .00 | .00 | .00 | .00 | .00 | 76.50 | .00 | 9.25 | 11873.50 | 602.91 | 12476.41 |
| | JUNIOR ENVIRONMENTAL SCIENTIST | 52.00 | 49.00 | .00 | .00 | .00 | .00 | .00 | .00 | 70.00 | .00 | .00 | 3640.00 | .00 | 3640.00 |
| | SENIOR ENGINEER | 75.00 | 48.00 | .00 | .00 | .00 | .00 | .00 | .00 | 24.00 | .00 | .00 | 1800.00 | .00 | 1800.00 |
| | SENIOR ENVIRONMENTAL SCIENTIST | 155.00 | 78.00 | .00 | .00 | .00 | .00 | .00 | .00 | 103.00 | .00 | 5.50 | 16020.00 | 585.18 | 16605.18 |
| | JUNIOR ENVIRONMENTAL SCIENTIST | 52.00 | 49.00 | .00 | .00 | .00 | .00 | .00 | .00 | 36.00 | .00 | .00 | 1872.00 | .00 | 1872.00 |
| | JUNIOR ENVIRONMENTAL SCIENTIST | 52.00 | 49.00 | .00 | .00 | .00 | .00 | .00 | .00 | 320.50 | .00 | 11.50 | 16781.00 | 1303.87 | 18084.87 |
| | SENIOR ENGINEER | 75.00 | 48.00 | .00 | .00 | .00 | .00 | .00 | .00 | 16.00 | .00 | .00 | 1200.00 | .00 | 1200.00 |
| | SENIOR ENGINEER | 75.00 | 48.00 | .00 | .00 | .00 | .00 | .00 | .00 | 636.00 | 7.00 | 70.50 | 48741.00 | 4801.81 | 53542.81 |
| | MID ENVIRONMENTAL SCIENTIST | 99.00 | 78.00 | .00 | .00 | .00 | .00 | .00 | .00 | 1023.00 | 64.50 | 59.75 | 106905.50 | 16433.74 | 123339.24 |
| | MID ENGINEER | 58.00 | 56.00 | .00 | .00 | .00 | .00 | .00 | .00 | 903.00 | .00 | 22.75 | 52601.50 | 3104.39 | 55705.89 |
| | MID ENVIRONMENTAL SCIENTIST | 99.00 | 78.00 | .00 | .00 | .00 | .00 | .00 | .00 | .00 | .00 | .00 | .00 | .00 | .00 |
| | JUNIOR ENVIRONMENTAL SCIENTIST | 57.00 | 49.00 | .00 | .00 | .00 | .00 | .00 | .00 | .00 | .00 | .00 | .00 | .00 | .00 |
| | TOTAL | | | .00 | .00 | .00 | .00 | .00 | .00 | 5340.75 | 110.50 | 368.38 | 417672.55 | 46671.42 | 464343.97 |
| | CORPORATE EXPENSES (CDC) BY TYPE: | | | | | | | | | | | | | | |
| | SUPPLIES | | | | | | | .00 | .00 | | | | | 150.41 | 150.41 |
| | PHOTOCOPYING | | | | | | | .00 | .00 | | | | | 6196.06 | 6196.06 |
| | POSTAGE/OVERNIGHT MAIL | | | | | | | 28.27 | 28.27 | | | | | 3695.25 | 3695.25 |
| | TELEPHONE | | | | | | | .00 | .00 | | | | | 810.02 | 810.02 |
| | EQUIPMENT RENTAL | | | | | | | .00 | .00 | | | | | .00 | .00 |
| | CONTRACT/FINANCIAL ADMIN | | | | | | | 186.78 | 186.78 | | | | | 3268.60 | 3268.60 |
| | COMPUTER | | | | | | | 35.43 | 35.43 | | | | | 5773.95 | 5773.95 |
| | PURCHASED SERVICES | | | | | | | .00 | .00 | | | | | 8698.97 | 8698.97 |
| | SUBTOTAL - CORPORATE EXPENSES | | | | | | | 250.48 | 250.48 | | | | | 28593.26 | 28593.26 |
| | TOTAL, LABOR AND EXPENSES | | | | | | | 250.48 | 250.48 | | | | | 75264.68 | 492937.23 |
| | GROSS RECEIPTS TAX PAID BY ATK | | | | | | | 945.02 | 945.02 | | | | | 29884.32 | 29884.32 |
| | GRAND TOTAL | | | | | | | 1195.50 | 1195.50 | | | | | 105149.00 | 522821.55 |

ADDITIONAL DATA:

| | | | | | | |
|---|---|---|---|---|---|---|
| ESTIMATED ACCRUED GROSS RECEIPTS TAX | .00 | .00 | | | .00 | .00 |
| ESTIMATED TOTAL TASK COST | 1195.50 | 1195.50 | | | 105149.00 | 522821.55 |

TASK BUDGET..... 607556.00 TASKS 1
ESTIMATED % OF TASK BUDGET SPENT..... 86.05%
ESTIMATED BUDGET BALANCE AVAILABLE..... 84734.45

RFP Meeting 4/19/05
SO Zoppe

1 * Provide list [illegible]

Comparison [illegible] chapter

2 * Leading [illegible] list

Questions about RFP (answered in 4/28 letter)

Question about [illegible] ?

Q Page [illegible] NS [illegible]
[illegible] contractor - cost [illegible]
[illegible] to [illegible]
Level of effort [illegible]
Will previous experience [illegible] be considered a plus?

3 * [illegible] required later [illegible]
[illegible]

4 * [illegible] does not)

5 * Cost [illegible] share? Fixed rate, Cost plus, [illegible]
[illegible]? (Eugene clarification - fee schedule) respond
[illegible] Fully burdened fixed hourly rates

6 * [illegible] estimated budget?

7 * Clarify whether 4b & 4c will applied, what do

8 * May delay in [illegible] because [illegible] based on
[illegible] ? ?
Three contract? Yes
Time [illegible] ? Important [illegible]

9 * [illegible] - [illegible] in [illegible] what
[illegible] would be [illegible] OCI rules
Part [illegible] checklist -

10 * Local [illegible] - register state or [illegible] contractors

*A.T. Kearney, Inc.*
*One Tabor Center, Suite 950*
*1200 Seventeenth Street*
*Denver, Colorado 80202*
*303 572 6175*
*Facsimile 303 572 6181*

*Management*
*Consultants*

April 14, 1995

ATKEARNEY

Ms. Barbara Hoditschek
State of New Mexico Environment Dept.
Hazardous & Radioactive Material Bureau
525 Camino de los Marquez
Santa Fe, NM 87501

Reference: Questions Regarding the New Mexico Environment Depart Hazardous and Radioactive Materials Bureau Request for Proposals for Professional Services Information Package.

Dear Ms. Hoditschek:

Attached please find a list of questions regarding the above mentioned RFP. We understand that no verbal or written responses will be provided by NMED regarding these questions and are providing these to you so that you will know, in advance, the questions that will be raised by A.T. Kearney during the Interim Proposal Bid Review Meeting to be held April 19, 1995.

Sincerely,

Connie Walker

Connie Walker
Manager

Attachment

cc: Benito Garcia
Steve Zappe

New Mexico Environment Department
Hazardous and Radioactive Materials Bureau
Request for Proposals for Professional Services
Information Package

Questions Pertaining to the RFP

1. The technical review evaluation criteria specified in Section I.B.3 of the RFP Scope of Work indicates that the application shall be reviewed for compliance with Subparts A-E, G, I, S, AA, and BB, part 268, and New Mexico regulations Subpart V, 40 CFR part 264. The following questions pertaining to this reference are offered:

   a. 40 CFR Subpart X, which addresses miscellaneous units, was not included Section I.B.3, although it would appear to apply to WIPP and is discussed as a technical issue to address in the Proposal Evaluation Criteria, Section 2.a.2. Please clarify this omission.

   b. Section 2.a.2. of the Proposal Evaluation Criteria specify groundwater monitoring waivers as a criteria to be evaluated. However, 40 CFR Subpart F, which discusses groundwater exemptions, is not included in Section I.B.3 of the RFP Statement of Work. Since groundwater waivers are addressed in Subpart F in maybe desirable to include this subpart in the technical review section.

2. Please clarify whether support materials, such as public meeting materials, fact sheets, public hearing notes, should be prepared in both English and Spanish.

3. Will WIPP-related experience that poses no conflict of interest be included as part of the Technical Evaluation Criteria?

4. Page 1a, Paragraph II. What are the applicable limits in the New Mexico Tort Claims Act, Section 41-4-1 <u>et seq.,</u> NMSA 1978?

5. Page 2a, Paragraph VII. Is a performance bond necessary under a service contract, or is Professional Liability Insurance acceptable?

6. Page 8a, Paragraph III(A). Is travel to be computed as a factor that should be included in the hourly labor rates, or will travel be reimbursed at actual cost?

7. Page 9a, Paragraph III (B). Does "percentage, if any is added to the billing" refer to G&A or any other burden?

8. Page 8b, Paragraph VIII (B). Should the hourly rates be proposed by calendar year (1995, 1996, etc.), or by Contract performance period (Base period, 2 years, Option period 2 years)?

9. Page 3c, 4 (b). Please provide further explanation as to the meaning of the terms "markup" and "general charge" as they relate to overhead and administrative costs. Does this mean that if, for example, as in government pricing, an overhead of 100% that would normally be applied to direct labor would receive "no points" under the Proposal Evaluation Criteria? Also, does the term "fees" mean labor costs?

*A.T. Kearney, Inc.*
*One Tabor Center, Suite 950*
*1200 Seventeenth Street*
*Denver, Colorado 80202*
*303 572 6175*
*Facsimile 303 572 6181*

*Management Consultants*

**ATKEARNEY**

April 20, 1995

Ms. Barbara Hoditschek
State of New Mexico Environment Dept.
Hazardous & Radioactive Material Bureau
525 Camino de los Marquez
Santa Fe, NM 87501

Reference: An Additional Question Regarding the New Mexico Environment Depart Hazardous and Radioactive Materials Bureau Request for Proposals for Professional Services Information Package.

Dear Ms. Hoditschek:

Attached please find one additional question regarding the above mentioned RFP. We are faxing this to you as requested during the April 19, 1995 meeting.

Sincerely,

June K Dreith

June K. Dreith
Manager

Attachment

cc: Benito Garcia
Steve Zappe

New Mexico Environment Department
Hazardous and Radioactive Materials Bureau
Request for Proposals for Professional Services
Information Package

Question Pertaining to the RFP

1. The proposal includes evaluation criteria points for the presence of a local New Mexico office. Please indicate if the number of staff located in New Mexico can include the addition of both prime and subcontract personnel.

Major reason for Having office in NM in order for NMED to contact contractor needs to be office of prime contractor.

**NEW MEXICO ENVIRONMENT DEPARTMENT**
**HAZARDOUS & RADIOACTIVE MATERIALS BUREAU**
**REQUEST FOR PROPOSAL**

**Review of Resource Conservation and Recovery Act Permit Application and Other Technical Documents - WIPP Site**

**Interim Proposal Bid Review Meeting**
**April 19, 1995**

**Questions Submitted by Geraghty & Miller, Inc.**

1. Under the Proposal Evaluation Criteria, section 1.b., it states *Experience of staff in reviewing RCRA permit applications*.....does this experience have to be directly related to state or EPA oversight review? Or, can direct RCRA permit application preparation and review for commercial clients and responses to NODs suffice as experience?

2. Does working for DOE at sites other than WIPP create a conflict?

3. Is there a timeframe in which the State is required to submit the NOD to the DOE WIPP site?

4. Could there be a more task-specific timeframe presented by the State within which the bidders could work to produce accurate and comparable cost proposals (ie. *Review of Other Technical Documents* is somewhat open-ended with regards to scope)? ..... or, Is it the intent of the State that the respondent costs-out a full-time, two year schedule with as many FTEs as the respondent feels is necessary? The overall scope of work regarding the number and extent of documents to review, and the timeframe within which the review is to occur is not clear.

5. Is this the first contract to be let by the State of New Mexico, NMED for RCRA oversight at the WIPP site? If not, what was the preceding contract period, and what individual or firm provided the oversight?

**Physical Science Laboratory**
New Mexico State University
Box 30002
Las Cruces, New Mexico 88003-8002
(505) 522-9100 FAX 505-522-9389/9434

April 21, 1995

Ms. Barbara Hoditschek
New Mexico Environment Department
Hazardous and Radioactive Materials Bureau
P.O. Box 26110
Sante Fe, New Mexico 87502

By FAX 505-827-4389

Subject: Comments on New Mexico Environment Department (NMED) Request for Proposal (RFP) for Professional Services

Dear Ms. Hoditschek:

New Mexico State University Physical Science Laboratory (NMSU/PSL) received a copy of the subject RFP and is interested in submitting a proposal for this effort. I understand that NMED will accept questions about the RFP through today, April 21, 1995. I would like to offer the following comments for consideration.

**Statement in the RFP**
RFP Page iii, Line 6, "Estimated costs for the total contract and cost per task including (a) the labor (by identifying staff and hourly rates), equipment and material rates of frequently used items;...."

**Comment 1**
The Proposal requests total costs for the contract and for each task. NMSU/PSL has no difficulty providing identification of staff and hourly rates. However, for cost estimation purposes some appraisal of the hours anticipated per task is needed.

NMSU/PSL requests that an amendment to the RFP be prepared stating the number of hours expected per task. If possible, the amendment should include an estimate of the number of hours for technical document review broken down by technical area such as air, soil and water modeling, and so forth. Technical document review is part of Task C, entitled, **Perform Technical Review of the Permit Application.**

**Statement in the RFP**
RFP section III, Contract Term, page 1a discusses the duration of contract and RFP section, Administrative Requirements, Section IIIA, on Page 9a states that, "Hourly rates for personnel shall include, but not be limited to staff benefits, administrative overhead, and profit."

**Comment 2**
What type of contract does NMED anticipate issuing? There are several types of contracts, for example: Cost reimbursable, Cost plus fixed fee, Time and materials, Fixed price. The type of contract has a direct bearing on preparing a cost estimate for the proposal.

NMSU/PSL requests that an amendment to the RFP be prepared stating the type of contract that will be issued.

NMSU/PSL is pleased to have the opportunity to respond to this RFP. If there are any questions regarding these comments, please contact me at 505/521-9574.

Sincerely,

Robert Silver

Robert Silver

# FAX COVER SHEET

CONSOLIDATED TECHNICAL SERVICES, INC.

7309 Indian School Rd NE, Albuquerque, NM 87110
Phone: (505) 881-2338
Fax: (505) 881-2341

| | |
|---|---|
| Date: 20 April, 1995 | To: Barbara Hoditschek |
| From: Janine Arvizu | Affiliation: NMED |
| Account Code: 7115 | Fax #: 505/827-4389 |
| __4___ pages including cover | Phone #: 505/827-4358 |

Comments:

CONTECH

**CONTECH**

**7309 Indian School Rd., N.E., Albuquerque, NM 87110**

NM-95-JA-37
April 20, 1995

New Mexico Environment Department
Hazardous & Radioactive Materials Bureau
ATTN: Barbara Hoditschek
525 Camino De Los Marquez
Santa Fe, NM 87502-6110

Subject: Questions on Request for Proposal for Professional Services

Dear Ms. Hoditschek:

As discussed during the Interim Proposal Bid Review Meeting held in Santa Fe on April 19, 1995, I am enclosing a list of our questions which did not come to closure during the meeting. It is my understanding that these questions and issues will be addressed in your response to interested bidders.

On behalf of Consolidated Technical Services, Inc. (Contech), I wish to express my appreciation to the NMED representatives who hosted the Interim Proposal Meeting. As a small women-owned business, we appreciate the opportunity to compete for this important work.

Very truly yours,

Janine S. Arvizu
President
Consolidated Technical Services, Inc.

jsa

Enclosure

Clarification Questions - Request for Proposals

Professional Services for WIPP Permit Application

---

from Melinda 1. Provide the total dollar value and contract term (1+1+1) for the "incumbent" support contract for review of the WIPP Test Phase permit application.

Melinda 2. ? Provide the approximate level of effort (billable hours/year) for the incumbent support contract.

3. Provide the estimated budget for the proposed work scope. no

Melinda 4. Provide a "template" which describes all the required elements for submittal of invoices. In particular, provide details regarding the appropriate reporting of actual labor charges and other direct charges.

5. Provide a description of the proposed contract structure, as well as a description of the contract structure used for the incumbent contract. It appears that we are being asked to provide fixed rates and an estimated contract ceiling. Should we propose our fully burdened hourly rates for each employee classification, along with a detailed estimate of labor hours for each category? In order to provide the basis for directly comparable cost proposals, should we estimate all other direct charges by category (e.g. travel, phone, postage, computer charges, etc.)?

6. Clarify the extent to which WIPP related experience will be considered as relevant experience under the evaluation criteria. If WIPP related experience will be scored, please describe relevant experience (e.g. experience with TRU waste characterization, generator site operations, WIPP facility operations, etc.). WIPP = RCRA

Felicia 7. Please clarify the reference (page v., item XV) that "...Women Minority Business Enterprises" are encouraged to apply. Are there point preferences or other considerations during the procurement process for women-owned small business bidders? If so, is self-certification acceptable, or is some other certification process required?

8. ✓ Clarify the extent to which "approved" travel expenses will be billable under the proposed contract. If appropriate, please specify those cases in which travel will not be considered a billable expense, but must be addressed in burden rates. For example, if payment for travel to the Albuquerque/Santa Fe area will not be authorized under the contract, this should be stated in the RFP.

Bugsent 9. Is it acceptable to propose payment terms and conditions which require payment of invoices in 30 days, with interest incurred for past due invoices?

10. Please clarify the type and nature of conditions which would constitute a conflict of interest for the proposed work scope. We believe that it is important for any successful offeror to commit to avoidance of conflicts of interest throughout the NMED contract term. work was supportive of application - ask us about potential...

Felicia 11. Please confirm that if an offeror holds WIPP-related subcontracts with a DOE prime or sub-contractor, NMED will consider their proposal if the offeror certifies that prior to contract award, they will divest themselves of all subcontracts which are determined to present a conflict for the proposed work.

12. Provide a copy of the Part B checklist that NMED will require the contractor to use for completeness reviews of the permit application.
by request only

**CONTECH**

**7309 Indian School Rd., N.E., Albuquerque, NM 87110**

NM-95-JA-37
April 20, 1995

New Mexico Environment Department
Hazardous & Radioactive Materials Bureau
ATTN: Barbara Hoditschek
525 Camino De Los Marquez
Santa Fe, NM 87502-6110

Subject: Questions on Request for Proposal for Professional Services

Dear Ms. Hoditschek:

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Very truly yours,

RECEIVED
APR 24 1995

Janine S. Arvizu
President
Consolidated Technical Services, Inc.

jsa

Enclosure

Clarification Questions - Request for Proposals

Professional Services for WIPP Permit Application

---

1. Provide the total dollar value and contract term for the "incumbent" support contract for review of the WIPP Test Phase permit application.

2. Provide the approximate level of effort (billable hours/year) for the incumbent support contract.

3. Provide the estimated budget for the proposed work scope.

4. Provide a "template" which describes all the required elements for submittal of invoices. In particular, provide details regarding the appropriate reporting of actual labor charges and other direct charges.

5. Provide a description of the proposed contract structure, as well as a description of the contract structure used for the incumbent contract. It appears that we are being asked to provide fixed rates and an estimated contract ceiling. Should we propose our fully burdened hourly rates for each employee classification, along with a detailed estimate of labor hours for each category? In order to provide the basis for directly comparable cost proposals, should we estimate all other direct charges by category (e.g. travel, phone, postage, computer charges, etc.)?

6. Clarify the extent to which WIPP related experience will be considered as relevant experience under the evaluation criteria. If WIPP related experience will be scored, please describe relevant experience (e.g. experience with TRU waste characterization, generator site operations, WIPP facility operations, etc.).

7. Please clarify the reference (page v., item XV) that "...Women Minority Business Enterprises" are encouraged to apply. Are there point preferences or other considerations during the procurement process for women-owned small business bidders? If so, is self-certification acceptable, or is some other certification process required?

8. Clarify the extent to which "approved" travel expenses will be billable under the proposed contract. If appropriate, please specify those cases in which travel will not be considered a billable expense, but must be addressed in burden rates. For example, if payment for travel to the Albuquerque/Santa Fe area will not be authorized under the contract, this should be stated in the RFP.

9. Is it acceptable to propose payment terms and conditions which require payment of invoices in 30 days, with interest incurred for past due invoices?

10. Please clarify the type and nature of conditions which would constitute a conflict of interest for the proposed work scope. We believe that it is important for any successful offeror to commit to avoidance of conflicts of interest throughout the NMED contract term.

11. Please confirm that if an offeror holds WIPP-related subcontracts with a DOE prime or sub-contractor, NMED will consider their proposal if the offeror certifies that prior to contract award, they will divest themselves of all subcontracts which are determined to present a conflict for the proposed work.

12. Provide a copy of the Part B checklist that NMED will require the contractor to use for completeness reviews of the permit application.

# Interim Proposal Bid Review Meeting

# WIPP RCRA Permit Application Review

**New Mexico Environment Department**
**Hazardous and Radioactive Materials Bureau**

**Marquez Place Conference Room**
**Wednesday, April 19, 1995**

# Purpose of Meeting

- *Discuss RFP Requirements for Review of the WIPP RCRA Permit Application and Other Documents*
- *Describe Proposal Submittal Procedure*
- *Describe Proposal Evaluation Criteria*
- *Answer Questions from Potential Contractors*

# Background Information

- DOE Submitting Revised RCRA Permit Application on May 31, 1995
  - Covers Disposal Phase of Operations
- Previous Application was for Discontinued Test Phase
- Contractor for Test Phase Review was A.T. Kearney

# RCRA Review Requirements

- *Initial Completeness Review*
  - *Complete Checklists, Summarize Findings and Deficiencies*
  - *Make Completeness Determination*
  - *Provide Results in Written Summary and on Diskette*
  - *Schedule Meeting with RCRA Permits Program Manager (RPPM) to Discuss Findings*
  - *Evaluate any Response to Notice of Deficiencies as Required*

# RCRA Review Requirements

- Technical Evaluation Reviews
  - Determine Review Tasks, Time Frames, and Identify Staff Responsible for Review
  - Provide Checklist Review
  - Perform Technical Review of Application
    - Compare with General Technical Requirements of 40 CFR Parts 264 & 268
    - Provide Technical Expertise to Determine Compliance with Miscellaneous Unit Requirements
    - Review Waste Analysis Plan for Adequacy, QA/QC at Generator Sites

# RCRA Review Requirements

- *Technical Evaluation Reviews (Cont.)*
  - *Review Data for Validity, Verify Calculations, Confirm Conclusions*
  - *Provide Results in Written Summary and on Diskette*
  - *Schedule Meeting with RPPM to Discuss Findings*
  - *Evaluate any Response to Notice of Deficiencies as Required*

# RCRA Review Requirements

- *Evaluation of NOD Responses*
  - *Review Application Revisions in Response to NOD's*
  - *Support NMED in Preparing for / Conducting Technical Meetings with Applicant*
  - *Respond to Applicant's Comments / Questions at Meetings When Directed*

- *Decision Analysis After Technical Completeness*

# RCRA Review Requirements

- *Administrative Permit Processing*
  - *Prepare Draft Permit / Permit Modules with Supporting Materials*
  - *Serve as Expert Witness at Hearings, Respond to Public Comments*
  - *Help Coordinate Public Hearings / Meetings*
  - *Provide NMED with Compliance Checklist*
  - *Make any Corrections to Permit Following NMED QC review*

# *Proposal Submittal Procedure*

- ***Described by Representative of Personnel Services Bureau***

# Proposal Evaluation Criteria

(1) Qualification and Experience of Personnel (20 Points)

(2) RCRA Experience (20 Points)

(3) Review Capabilities - In-house Equipment, Material, and Services Offered (20 Points)

(4) Costs (25 Points)

(5) Local (New Mexico) Office (15 Points)

# Summary

- *Submit Proposals By May 10 to*

  *Cliff Hawley, Chief*
  *Personnel Services Bureau*
  *New Mexico Environment Department*
  *P.O. Box 26110*
  *1190 St. Francis Drive*
  *Santa Fe, New Mexico 87502-6110*

- *Notice of Proposed Awards on June 9, 1995*

- *Questions?*

**SIGN-IN SHEET**

**INTERIM PROPOSAL BID REVIEW MEETING**
**MARQUEZ PLACE CONFERENCE ROOM**
**525 CAMINO DE LOS MARQUEZ**
**SANTA FE, NEW MEXICO**
**WEDNESDAY, APRIL 19, 1995**

for

**NMED HAZARDOUS & RADIOACTIVE MATERIALS BUREAU**
**WIPP RCRA PERMIT APPLICATION REVIEW**

**PLEASE PRINT**

Name: STEVE IRISH
Company: BELFORT ENGINEERING
Address: 1720 LOUISIANA BLVD, NE, STE 400
City, Zip: ALBUQUERQUE, NM 87110
Phone: 505/262-1800

Name: David F. Smith
Company: Beta Corp. Int'l
Address: 6719 Academy
City, Zip: ABQ NM
Phone: (505) 822-1968

Name: Charles Remkes
Company: Brown & Root Env.
Address: 2300 Buena Vista SE, Suite 110
City, Zip: Albuq NM 87110
Phone: (505) 247-4933

* REQUEST BIDDER INFO.
Name: Kathleen M. Allen
Company: Brown + Root Environ.
Address: 2300 Buena Vista S.E., Suite 110
City, Zip: Albuquerque, NM 87106
Phone: 505 247 4933

Request Bidder Information

* Name: John G. Darabaris & June Dreith
Company: A.T. Kearney
Address: 1200 17th St, Suite 950
City, Zip: Denver Co 80202
Phone: 303 - 572-6175

Name: Eugene C. Lucero
Company: Environment Dept.
Address: Harold Runnels Bld.
City, Zip: Santa Fe N.M.
Phone: (505) 827-2844

(Shows Witness)

Name: Steve Gunther
Company: Professional Analysis, Inc.
Address: 2155 Louisiana NE #2100
City, Zip: Albuquerque, NM 87110
Phone: (505) 883-0942
RFP sent to PAI, Oak Ridge TN

* Bidder info.

Name: Cindi Byrns
Company: Bell Environmental
Address: 2200 East Patrick Ln #25
City, Zip: Las Vegas NV 89119
Phone: (702) 795-4770

Name: Roger E. Palmenberg
Company: GPI
Address: 2922 W. Clarendon
City, Zip: Phoenix, AZ 85017
Phone: (602) 234-0696

Name: MARIA ARRIETA
Company: Prindle · Hinds Environmental
Address: 7208 Jefferson NE
City, Zip: Albuquerque, NM 87109
Phone: 505-345-8732

Name: Ed Juddo
Company: Prindle · Hinds Environmental
Address: 7208 Jefferson NE
City, Zip: Albuquerque, NM 87109
Phone: 505-345-8732

Name: TRENT N. THOMAS
Company: GEOSCIENCE CONSULTANTS
Address: 505 MARQUETTE N.W., Suite 1100
City, Zip: ABQ., N.M. 87102
Phone: (505) 842-0001

Name: Robert Nicol
Company: Malcolm Pirnie
Address: ~~220 E. Magnolia~~ 3737 Broadway
City, Zip: San Antonio, TX ~~78212~~ 78209
Phone: (210) 828-6060

Name: Amy Lewis
Company: [illegible]
Address: [illegible]
City, Zip: [illegible]
Phone: (505) [illegible]

Name: JANINE ARVIZU
Company: CONSOLIDATED TECHNICAL SERVICES
Address: 7309 INDIAN SCHOOL RD NE
City, Zip: ALBUQUERQUE
Phone: (505) 881-2338

Name: Maureen Blalock
Company: WASTREN, Inc.
Address: 2201 San Pedro, NE, B3, Suite 210
City, Zip: ABQ, NM 87110
Phone: (505) 880-1134

Name: ROBERT WEEKS
Company: CERL, Inc
Address: Ste D, 1808 2nd ST
City, Zip: SANTA FE, NM 87~~544~~505
Phone: (505) 988-4143
754-9251

* PLEASE SEND BIDDER INFO

Name: John Drafts
Company: Camp Dresser and McKee
Address: 2400 Louisiana Blvd Suite 740
City, Zip: Albuquerque, N.M. 87110
Phone: (505) 881-3077

Name: Julie Wanslow
Company: ICF Kaiser
Address: 1900 Diamond Drive
City, Zip: Los Alamos, NM 87544
Phone: 505-661-5214

Name: James K Channell
Company: S. Cohen & Associates Inc.
Address: 7101 Carriege Rd NE
City, Zip: Albuquerque, NM 87109
Phone: (505) 837-2342

Name: Jeffrey Miller
Company: Radian Corp.
Address: 115 Longview
City, Zip: White Rock, NM 87544
Phone: 505/672-0327

Name:
Company:
Address:
City, Zip:
Phone:

Name: James F Bresson
Company: NFT Inc
Address: 6200 Uptown Blvd #310
City, Zip: Albuquerque, NM 87110
Phone: (505) 884-9146

Name:
Company:
Address:
City, Zip:
Phone:

Request bidder info.

Name: Terry D. Blankenship
Company: Parsons Engineering Science, Inc.
Address: 1475 Central Avenue, Suite 220
City, Zip: Los Alamos, NM 87544
Phone: (505) 662-7246

Name:
Company:
Address:
City, Zip:
Phone:

Request bidder info.

Name: Louis Martinez
Company: LRL Sciences, Inc.
Address: 616 Central SE, Suite 205
City, Zip: Albuquerque, NM 87102
Phone: (505) 843-7714

Name:
Company:
Address:
City, Zip:
Phone:

Name: Brian A. Smith
Company: Geraghty & Miller, Inc
Address: 6400 Uptown Blvd 330 W NE
City, Zip: Albuquerque 87110
Phone: (505) 881-7660

Name:
Company:
Address:
City, Zip:
Phone:

Name:
Company:
Address:
City, Zip:
Phone:

Name:
Company:
Address:
City, Zip:
Phone:

Leon McClung
GCAS
800 637-[illegible]
407 933-[illegible]

RFP

- Publish legal notice
- Information Packet

# ENVIRONMENT DEPARTMENT ROUTING SLIP

~~LETTER~~ TO: Cliff Hawley

FOR: ~~Barbara~~ Approval ~~SIGNATURE~~

DRAFTED BY: Barbara Holitschek X4308 DATE: 3/1/95

SUBJECT: RFP for WIPP

FINAL DECISION NEEDED BY: ASAP REASON Time

REVIEW:

| | | INITIAL | DATE REC'D | DATE APPRV'D |
|---|---|---|---|---|
| Barbara Holitschek | PROGRAM MANAGER | BH | 3/6 | 3/6 |
| Benito Garcia | BUREAU CHIEF | BG | 3/9 | 3/9 |
| | DISTRICT MANAGER | | | |
| | GRANTS | | | |
| Cliff Hawley | ~~ACCOUNTING~~ | CH 3/10 | 3/10 | 3/10 |
| | BUDGETS | | | |
| | LEGAL REVIEW | | | |
| | ASD DIRECTOR | | | |
| | WWM DIRECTOR | | | |
| | ERD DIRECTOR | | | |
| | DEPUTY SECRETARY | | | |
| | SECRETARY | | | |
| Paloma Silva | OTHER | PS | | |
| | ADMN. SEC. | | | |
| | TYPIST | | | |
| | LEGAL REVIEW | | | |

COMMENTS BY DRAFTER OR REVIEWER(S):

TO: Cliff Hawley, Chief, PSB

THRU: BG Benito Garcia, Chief, HRMB

FROM: Barbara Hoditschek, BH Prog. Mgr., HRMB

DATE: March 7, 1995

SUBJECT: Review of HRMB Request for Proposals for Professional (RFP) Services Information Packet

I am requesting your review of the attached RFP Information Packet for the technical review of the RCRA Part B for the WIPP.

The dates indicated are proposed and need your conformation or revision. Also, the location of the bid review meeting has not been confirmed and needs your verification or revision. These pages are indicated with yellow post-its.

Note that I did not remove the Conflict of Interest form although Sec 10-16-12 was repealed according to David Harrel of the Secretary of States's Office. Should this form be removed?

If you have any questions concerning these documents please call me at 7-4308.

Thank you for your cooperation.

# NEW MEXICO ENVIRONMENT DEPARTMENT
# HAZARDOUS AND RADIOACTIVE MATERIALS BUREAU
# REQUEST FOR PROPOSALS FOR PROFESSIONAL SERVICES

## INFORMATION PACKET

Revised April 28, 1995

NEW MEXICO ENVIRONMENT DEPARTMENT
HAZARDOUS AND RADIOACTIVE MATERIALS BUREAU
REQUEST FOR PROPOSALS FOR PROFESSIONAL SERVICES
INFORMATION PACKET

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**NEW MEXICO ENVIRONMENT DEPARTMENT**

**HAZARDOUS AND RADIOACTIVE MATERIALS BUREAU**

**REQUEST FOR PROPOSALS FOR PROFESSIONAL SERVICES**

INTERIM PROPOSAL BID REVIEW MEETING

April 19, 1995
1:30 p.m.
Marquez Place
Conference Room
525 Camino De Los Marquez
Santa Fe, New Mexico

This is the only meeting that will be held. Questions regarding technical issues will not be discussed over the phone; they will be answered only at this meeting.

## REQUIRED COMPONENTS FOR PROPOSALS

Listed below are the components the submitted proposals must contain in order to be complete. Proposals missing any component will not be considered. Likewise, late submittals or those not including the necessary original and five typed copies will not be considered. Please note that the submittals must be sent via registered mail or hand delivered.

1. Proof of liability insurance.

2. Bonding capacity and bond carrier must be identified.

3. Experience and training of personnel to be working on this contract.

4. Statement demonstrating contractor's understanding of the project including approach and detailing review capabilities.

5. Examples of past work in reviewing RCRA permit applications and other technical documents.

6. Estimated costs for the total contract and cost per task including (a) the labor (by identifying staff and hourly rate), equipment and material rates of frequently used items; (b) what percentage, if any, is added to the billing for subcontracts.

7. Documentation regarding local office.

8. Provide five references to contacts which demonstrate recent corporate technical experience in review of RCRA permit applications and other technical documents.

9. If the bidder proposes to use subcontractors to perform part or all of the work, the proposal shall demonstrate and document the subcontractors' qualifications and compliance with conflict of interest requirements and equal opportunity requirements.

10. The enclosed conflict of interest statements must be completed and signed. An indication of "NA" is not sufficient. Proposals not including completed and signed conflict of interest statements will not be considered.

11. A copy of the contractor's standard operating procedures manual if such a manual exists.

12. Statement of contractor's agreement to abide by all federal and state laws, rules, regulations and executive orders pertaining to equal employment opportunity.

# REQUEST FOR PROPOSALS

I. The New Mexico Environment Department is soliciting proposals from qualified firms to provide the following services:

Expertise in the review of the Resource Conservation and Recovery Act permit application and other technical documents submitted to the State of New Mexico for the Department of Energy's Waste Isolation Pilot Plant. The review process will entail a completeness determination, technical evaluation, evaluation of responses from the applicant, decision analysis and administrative support of general permitting activities and technical evaluation of WIPP-related documents.

II. This request is to provide professional services to two (2) years from the date of the contract award with an option to extend the contract for up to a total of four (4) years. Proposals should include the qualifications of all personnel to be used in permit review activities and define what the role of each person will be in satisfying the scope of work of the proposed contract.

III. Tentative Schedule

March 29, 1995 - RFP released
April 19, 1995 - Interim proposal bid review conference
May 25, 1995 - Proposals due no later than 4:00 pm MDT
June 26, 1995 - Notice of proposed award(s) begin contract negotiations

IV. To obtain the Request for Proposals application packet, contact:

Barbara Hoditschek
Hazardous & Radioactive Materials Bureau
New Mexico Environment Department
525 Camino de Los Marquez
P.O. Box 26110
Santa Fe, New Mexico 87502-6110
(505) 827-4308

V. An original and five (5) typed copies of the proposal must be received by registered mail or hand delivered to:

Cliff Hawley, Chief
Personnel Services Bureau
New Mexico Environment Department
P.O. Box 26110
1190 St. Francis Drive
Santa Fe, New Mexico 87502-6110

by 4:00 pm, MDT, May 25, 1995.

VI. The following weighted evaluation factors will be used in rating the proposals:

| | | |
|---|---|---|
| 20 | - | Personnel qualifications and experience |
| 20 | - | RCRA experience |
| 20 | - | Review Capabilities: in-house equipment, materials, staff expertise and services offered |
| 25 | - | Costs |
| 15 | - | Local (New Mexico) office |

VII. Any proposal may be rejected in whole or in part when it is in the best interest of the New Mexico Environment Department.

VIII. The Procurement Code: Sections 13-1-28 to 13-1-199 NMSA 1978, imposes civil and criminal penalties for its violation. In addition, the New Mexico criminal statutes impose felony penalties for illegal gratuities and kick-backs.

IX. Offerors submitting proposals may be afforded an opportunity for discussion and revision of proposals. Revision may be permitted after submission of proposals and prior to award, for the purpose of obtaining the best and final offers.

X. The contents of any proposal shall not be disclosed so as to be available to competing offerors during the negotiation process.

XI. All costs incurred by the offeror in the preparation transmittal or presentation of any proposal or material submitted in response to this RFP will be borne solely by the offeror.

XII. The New Mexico Environment Department may negotiate provisions in addition to those stipulated in this RFP with a successful offeror.

XIII. Offerors must prepare a certification of independent price determination which certifies that no collusion, as defined by the Federal and State anti-trust laws, occurred during proposal preparation.

XIV. Award of contracts may not necessarily go to the lowest bidders.

XV. Minority Business Enterprises and Women Minority Business Enterprises are encouraged to apply.

REQUEST FOR PROPOSALS FOR PROFESSIONAL SERVICES

## I. Background Information

The New Mexico Environment Department seeks proposals from firms with expertise in the technical review of (1) a permit application for a Resource Conservation and Recovery Act (RCRA) permit and (2) other technical documents on the Waste Isolation Pilot Plant (WIPP). The review must compare the applicant's Part B submittals to the permitting requirements and technical standards in the New Mexico Hazardous Waste Management Regulations (20 NMAC 4.1), Subpart IX, 40 CFR Section 270 and Subpart V Section 264. The other WIPP technical documents for review would include, but not be limited to: hydrogeological reports; waste packaging and placement criteria; waste treatment; explosiveness, gas production and emergency response reports; sampling and statistical programs; radiation standards and protection; long-term impact on public health, safety and the environment. This Request for Proposals (RFP) must be responded to as a unit; no part can be responded to individually.

## II. Liability Insurance

A. The contractor warrants that it shall, at all times during the term of this contract, have and keep in force liability insurance in at least the amount of the applicable limits in the New Mexico Tort Claims Act, Section 41-4-1 et seq., NMSA 1978, and any amendments thereto. Such insurance shall be written by an insurance company licensed to do business in New Mexico and shall cover all liability which might arise from the provision of services under this contract.

B. The contractor shall immediately notify the New Mexico Environment Department upon the cancellation of any insurance policy required by this article.

C. The contractor shall provide Workers' Compensation insurance for its employees as required by New Mexico law.

## III. Contract Term

This request is for proposals to provide completeness and technical application review for two (2) years from the date of the contract award, with an option to extend the contract for an additional two (2) years for a total of four (4) years.

## IV. Tentative Schedule

March 29, 1995 - RFP released
April 19, 1995 - Interim proposal bid review conference
May 25, 1995 - Proposals due no later than 4:00 pm MDT
June 26, 1995 - Notice of proposed award(s), begin contract negotiations

## V. Delivery of Proposals, Contact Person

An original and five (5) typed copies of the proposal must be received no later than 4:00 pm, MDT, May 10, 1995.

Proposals shall be delivered by registered mail or hand carried to the following:

Cliff Hawley, Chief
Personnel Services Bureau
New Mexico Environment Department
P.O. Box 26110
1190 St. Francis Drive
Santa Fe, New Mexico 87502-6110

Proposals which are not received in accordance with the above conditions shall not be considered. Any questions should be directed to Barbara Hoditschek, Hazardous & Radioactive Materials Bureau, (505) 827-4308.

## VI. Contract Award

A contract may be awarded to only one bidder. This contract is not exclusive and similar services may be obtained from other sources during the term of this contract.

## VII. Performance Bond

A performance bond will be required for the total amount of the contract to be furnished within 24 hours of the date of notification of award. Each proposal shall identify the contractor's bonding capacity and its bond carrier.

## VIII. Evaluation of Proposals

The following weighted evaluation factors will be used in rating proposals:

Points

20 Personnel qualifications and experience

| | |
|---|---|
| 20 | RCRA experience |
| 20 | Review capabilities: in-house equipment, materials, and services offered |
| 25 | Costs |
| 15 | Local (New Mexico) office |

IX. Award of contracts may not necessarily go to the lowest bidders.

X. Any or all proposals may be rejected in whole or in part when it is in the best interest of the NMED.

XI. The Procurement Code, Section 13-1-28 through 13-1-199 NMSA 1978, imposes civil and criminal penalties for its violation. In addition, the New Mexico criminal statutes impose felony penalties for illegal bribes, gratuities and kickbacks.

XII. Contractors submitting proposals may be afforded an opportunity for discussion and revision of proposals. Revisions may be permitted after submission of proposals and prior to award for the purpose of obtaining the best and final offers. An interim proposal bid review meeting to discuss proposals will be held on April 19, 1995, 1:30 pm to 4:30 pm at the Marquez Place Conference Room, 525 Camino De Los Marquez, Santa Fe, New Mexico. Copies of any amendments made will be sent within five working days only to those contractors who attend the bid review meeting.

XIII. The contents of any proposals shall not be disclosed so as to be available to competing offerors during the negotiation process. However, to preserve the confidentiality of any proprietary patents, designs, or trade secrets, the contractor shall identify them in the proposal.

XVI. All costs incurred by the offeror in the preparation, transmittal, or presentation of any proposal or material submittals in response to the RFP will be borne solely by the offeror.

**RFP Requirements for Review of the RCRA Permit Application**

The state is seeking technical and regulatory compliance expertise and assistance in the review and evaluation of the RCRA permit application from the Department of Energy for the disposal of mixed waste at its Waste Isolation Pilot Plant (WIPP). The contractor shall assist the state in the review of this application for completeness and technical adequacy by accomplishing the following:

I. Initial completeness review to determine whether sufficient information is present in the permit application to conduct a technical evaluation.

A. Complete checklists provided by the state and provide a summary of findings and deficiencies from the review. This information must be provided to the state within 60 days of receipt of the application by the contractor.

B. The contractor shall make a completeness determination based on the requirements detailed in the New Mexico Hazardous Waste Management Regulations (20 NMAC 4.1), Subpart IX, 40 CFR Section 270.14(b) and 270.23.

C. The contractor shall furnish the checklists in completed form, and a written report of the summary of findings and deficiencies shall be submitted both in written form and on a word processing archive diskette.

D. Within 15 days of the completion of the initial completeness review, the contractor will schedule a meeting with the RCRA Permit Program Manager (RPPM) of the Hazardous & Radioactive Materials Bureau to discuss the findings and deficiencies. The RPPM will make the final determination regarding the completeness of the application.

E. The contractor shall be available to conduct task #3 (Evaluation of Notice of Deficiencies (NOD) Responses from Applicant) upon notification by the RPPM.

II. Technical evaluation reviews to assist the state in determining whether the facility will meet the RCRA permitting standards.

A. Prior to the technical review of the application by the contractor, the contractor shall meet with the RPPM and determine an adequate and specific time frame within the scope of the contract for review of the technical evaluation functions of the Part B application.

B. Provide checklist review.

1. Complete checklists provided by the state and provide a summary of the findings from the review.

2. Upon completion of the checklist review, the contractor shall schedule a meeting with the RPPM to discuss the findings and deficiencies.

3. The contractor shall furnish the checklist in completed form and a written report of the summary of findings from the review. The contractor shall provide necessary reports both in written form and on a word processing archive diskette.

4. The contractor shall be available to conduct task #3 (Evaluation of NOD Responses from Applicant) upon notification by the RPPM.

C. Perform technical review of the permit application.

1. The contractor shall review the application for compliance with the necessary technical requirements detailed in 20 NMAC 4.1 Subpart V, 40 CFR Part 264, Subparts A-G, I, S, X, AA, and BB, and Part 268.

2. The contractors shall provide technical expertise in air, soil and water modeling, meteorology, and risk assessment to determine if the standards required under 20 NMAC 4.1, Subpart V, Section 264.601 are met.

3. The contractor must review the waste analysis plan with particular attention being focused on quality assurance/quality control portions associated with the sampling and analysis functions being performed at a generating site. The review must also determine whether the waste characterization is adequate for all waste packaged for transport to WIPP. A report on the proposed waste analysis plan and the quality assurance/quality control procedures shall be submitted to the state and a meeting scheduled with the RPPM to discuss the findings in the report.

4. The contractor shall review the data and the discussion to evaluate the logical progression of the information and the assumptions involved in the permit application.

5. The contractor shall review the data contained in the tables, figures, technical drawings and elsewhere and verify the calculations presented in support of the application.

6. The contractor shall review the applicant's conclusions to ensure compatibility with the data presented and the validity of the proposed conclusions.

7. Upon completion of the technical evaluation, the contractor shall schedule a meeting with the RPPM to discuss the findings. The RPPM will make the final determination as to whether or not the permit application meets the technical standards.

8. The contractor shall be available to conduct task #3 (Evaluation of NOD Responses from Applicant) upon notification by the RPPM.

III. Evaluation of NOD responses from the applicant.

A. The contractor shall review any application revisions made in response to the contractor's or NMED's technical review letters.

B. Support the state in preparing for and conducting meetings or conference calls with applicants regarding comments provided by the contractor to the state as a result of completeness and/or technical reviews.

C. This support shall include but not be limited to developing agendas for meetings, providing summaries of the major issues to be discussed and review of relevant regulations and guidance that may be discussed at the meeting.

D. The state will conduct all such meetings, but the contractor shall be ready to respond to the applicant's comments/questions when directed by the RPPM.

IV. Decision analysis after completion of completeness technical reviews.

A. The contractor as a part of the completeness and technical reviews shall prepare a report which provides a basis for permit denial decisions at that step in the review.

B. The contractor shall detail in the report whether or not enough information exists to support continuation of the permitting process following a completeness review and whether or not adequate technical information has been provided to support continuation of the permitting process following a technical review.

C. The contractor shall furnish the report for or against continuation of the permit process at the time of the submission of the completeness review and/or technical report.

D. The state will make all decisions regarding the permitting process and policies.

V. Administrative permit processing

A. The contractor shall provide assistance to the state in support of general permitting activities. These activities shall include, but are not limited to the following:

1. Assure that all requests for information go through the RPPM.

2. Prepare draft permits or designated permit modules and supporting materials including statements of basis and fact sheets.

3. Provide support to the state in furnishing expert witnesses for hearings, in preparing responses to comments submitted by the public and in administrative appeal action during the period of the performance of the contract.

4. Provide support to the state in coordinating and conducting public hearings, meetings, and other program or community-related activities including preparing, reviewing and assembling all written and verbal materials to be issued in conjunction with implementation of public involvement plans.

5. The contractor shall be available to conduct task #3 (Evaluation of NOD Responses from Applicant) upon notification by the RPPM.

6. The contractor shall provide the state a compliance checklist that will aid the state in the enforcement of the reviewed permit.

7. The contractor shall make any necessary corrections to the permit after the NMED conducts a quality control review.

VI. The proposal shall cite five contacts including client contacts which demonstrate recent corporate technical experience in review of RCRA permit applications.

**RFP Requirements Regarding Review of Other Technical Documents**

I. The contractor shall provide assistance to the state in support of general review of other technical documents. These activities shall include but are not limited to:

A. The contractor shall review the data and the discussion to evaluate the logical progression of the information and the assumptions involved in the document.

B. The contractor shall review the data contained in the tables, figures, technical drawings and elsewhere and verify the calculations presented in the document.

C. The contractor shall review the conclusions in the document to ensure compatibility with the data presented and the validity of the proposed conclusions.

D. Upon completion of the technical evaluation, the contractor shall schedule a meeting with the RPPM to discuss the findings. The RPPM will make the final determination regarding any proposed action or conclusions.

E. The contractor shall be available to evaluate the responses from the DOE upon notification by the RPPM.

II. The proposal shall cite five contacts including client contacts which demonstrate recent corporate technical experience in review of technical documents.

Administrative Requirements

**The following requirements are common to both the general and RFP requirements. A contractor must submit proposals on all parts.**

I. Work shall commence as soon as the contractor is notified by an authorized NMED representative. A list of such NMED representatives shall be provided to the contractor. All actions shall be approved in advance by the NMED.

II. The contractor may provide either owned or rental equipment. If subcontractors are employed, the contractor is responsible for ensuring that the subcontractor completes the work and is paid. Each subcontractor shall be identified in the proposal. The work performed by each subcontractor, including the estimated percentage of total work to be performed under this contract, shall be described. The contractor shall not subcontract any portion of the services to be performed without prior approval of the NMED, which shall not be unreasonably withheld.

III. The proposer must detail the labor (by identifying staff and hourly rate), equipment, and material rates of frequently used items used in review of the permit application and related documents.

A. Labor rates shall be proposed on an hourly basis. Straight time, weekday overtime, and weekend rates

must be proposed. Weekday overtime and weekend rates shall be included in the contract, but will not be used for evaluation. Hourly rates for personnel shall include, but not be limited to staff benefits, and administrative overhead and profit. Travel expenses that the contractor incurs in performance of this contract shall be at the cost of the contractor. The NMED may require that its designee approve in advance in writing any travel under this contract.

B. The proposer shall specify what personnel, equipment and services are contained in-house versus what personnel, equipment and services the proposer will subcontract or rent. For subcontracts and rentals, the proposer shall specify what percentage, if any, is added to the billing.

IV. The proposer shall submit its Standard Operating Procedures manual if such document exists. The NMED will keep this material confidential if the proposer specifically requests.

V. The contractors staff may be required to testify, in legal proceedings, as to the technical adequacy of their activities pursuant to this contract. Factual testimony is paid in accordance with applicable statutes and regulations; expert testimony will be paid at the staff's regular hourly rate.

VI. The proposer shall guarantee that they and their subcontractors will follow all pertinent local, state and federal rules and regulations.

VII. The proposer shall provide comprehensive billing itemized so that the RPPM for NMED can easily understand activities and costs.

VIII. The proposer shall not hold any other contract with the DOE for the writing and review of the Part A and B applications or any other contract with DOE for WIPP activities related to these applications.

**ATTACHMENT A**

**Contractor Warranties, Representations and Covenants**

Contractor warrants, represents and covenants as follows:

I. Capabilities: Contractor has the capability, experience and means required to perform the services contemplated by this Agreement. Services will be performed using

personnel, equipment and material qualified and/or suitable to do the work requested.

II. Compliance with Standards: Contractor will perform services hereunder in a diligent and workmanlike manner consistent with: accepted professional practices (when applicable); federal, state and local laws, regulations, and ordinances; and client's rules as made known to contractor.

III. Notice of Violations: Contractor shall notify client if (a) contractor is served with notices of significant violation of any law, regulation, permit, or license which relates to its service(s) hereunder; (b) proceedings are commenced which could lead to revocation of permits or licenses, or other governmental authorization relation to such service(s) are revoked; (d) litigation is commenced against contractor which could affect such service(s); or (e) contractor becomes aware that its equipment or facilities related to such services are not in compliance with applicable laws, regulations, permits, or licenses.

IV. Client's Rules: Contractor will observe client's rules, as the same are made known to contractor, including those involving health, safety, environment, and security, when working at any of the client's facilities.

VI. Professional Standards: As applicable, for the services performed hereunder, contractor will apply its best present judgment, use its best level of effort consistent with professional standards in performing the services, and endeavor to enable client to meet its objectives in question as the same shall be disclosed to contractor by client.

Contract No. _____

STATE OF NEW MEXICO
ENVIRONMENT DEPARTMENT
PROFESSIONAL SERVICES CONTRACT

This contract made and entered into by and between the State of New Mexico Environment Department, hereinafter referred to as the "Department" and , hereinafter referred to as the "Contractor."

## I. Scope of Work

The contractor shall provide expertise in the technical review of (1) a permit application for a Resource Conservation and Recovery Act (RCRA) permit and (2) other technical documents on the Department of Energy (DOE) Waste Isolation Pilot Plant (WIPP). The review must compare the applicant's Part B submittals to the permitting requirements and technical standards in the New Mexico Hazardous Waste Management Regulations (20 NMAC 4.1), Subpart IX, 40 CFR Section 270 and Subpart V, Section 264. The other WIPP technical documents for review would include, but not be limited to: hydrogeological reports; waste packaging and placement criteria; waste treatment; explosiveness, gas production and emergency response reports; sampling and statistical programs; radiation standards and protection; long-term impact on public radiation standards and protection; long-term impact on public health, safety and the environment. The contractor shall assist the department in the review of this application for completeness and technical adequacy by accomplishing the following:

A. Initial completeness review to determine whether sufficient information is present in the permit application to conduct a technical evaluation.

1. Complete checklists provided by the Department and provide a summary of findings and deficiencies from the review. This information must be provided to the Department within 60 days of receipt of the application by the Contractor.

2. The Contractor shall make a completeness determination based on the requirements detailed in the New Mexico Hazardous Waste Management Regulations (20 NMAC 4.1), Subpart IX, 40 CFR Sections 270.14(b) and 270.23.

3. The Contractor shall furnish the checklists in completed form, and a written report of the summary of findings shall be submitted both in written form and on a word processing archive diskette.

4. Within 15 days of the completion of the initial completeness review, the Contractor will schedule a meeting with the RCRA Permits Program Manager (RPPM) of the Hazardous and Radioactive Materials Bureau (HRMB) to discuss the findings. The RPPM will make the final determination regarding the completeness of the application.

5. The Contractor shall be available to conduct task C. (Evaluation of Notice of Deficiencies (NOD) Responses from Applicant) upon notification by the RPPM.

B. Technical evaluation reviews to assist the Department in determining whether or not the facility will meet the RCRA permitting standards.

1. Prior to the technical review of the application by the Contractor, the Contractor shall meet with the RPPM and determine an adequate and specific time frame within the scope of the Contract for review of the technical evaluation functions of the Part B application.

2. Provide checklist review.

a. Complete checklists provided by the Department and provide a summary of the findings from the review.

b. Upon completion of the checklist review, the Contractor shall schedule a meeting with the RPPM to discus the findings.

c. The Contractor shall furnish the checklist in completed form and a written report of the summary of findings and deficiencies from the review. The Contractor shall provide necessary reports both in written form and on a word processing archive diskette.

d. The Contractor shall be available to conduct task C. (Evaluation of NOD Responses from Applicant) upon notification by the RPPM.

3. Perform technical review of the permit application

a. The Contractor shall review the application for compliance with the technical requirements detailed in 20 NMAC 4.1, Subpart V, 40 CFR Part 264, Subparts A-G, I, S, X, AA and BB, and Part 268.

b. The Contractor shall provide technical expertise in air, soil and water modeling, meteorology, and risk assessment to determine if the standards required under 20 NMAC 4.1, Subpart V, Section 264.601 are met.

c. The Contractor must review the waste analysis plan with particular attention being focused on quality assurance/quality control portions associated with the sampling and analysis functions being performed at a generating site. The review must also determine whether the waste characterization is adequate for all waste packaged for transport to WIPP. A report on the proposed waste analysis plan and the quality assurance/quality control procedures shall be submitted to the Department and a meeting scheduled with the RPPM to discuss the findings in the report.

d. The Contractor shall review the data and the discussion to evaluate the logical progression of the information and the assumptions involved in the permit application.

e. The Contractor shall review the data contained in the tables, figures, technical drawings and elsewhere and verify the calculations presented in support of the application.

f. The Contractor shall review the applicant's conclusions to ensure compatibility with the data presented and the validity of the proposed conclusions.

g. Upon completion of the technical evaluation, the Contractor shall schedule a meeting with the RPPM to discuss the findings. The RPPM will make the final determination as to whether or not the permit application meets the technical standards.

h. The Contractor shall be available to conduct task C. (Evaluation of NOD Responses from Applicant) upon notification by the RPPM.

C. Evaluation of NOD or Other Responses From the Applicant

1. The Contractor shall review any application revisions made in response to the Contractor's or the Department's technical review letters.

2. Support the Department in preparing for and conducting meetings or conference calls with the applicant regarding comments provided by the Contractor to the Department as a result of completeness and/or technical reviews.

3. This support shall include but not be limited to developing agendas for meetings, providing summaries of the major issues to be discussed and review of relevant regulations and guidance that may be discussed at the meeting.

4. The Department will conduct all such meetings, but the Contractor shall be ready to respond to the applicant's comments/questions when directed by the RPPM.

D. Decision Analysis After Completion of Completeness Technical Reviews

1. The Contractor as a portion of the completeness and technical reviews shall prepare a report which provides a basis for permit denial decisions at that step in the review.

2. The Contractor shall detail in the report whether or not enough information exists to support continuation of the permitting process following a completeness review and whether or not adequate technical information has been provided to support continuation of the permitting process following a technical review.

3. The Contractor shall furnish the report for or against continuation of the permit process at the time of the submission of the completeness review and/or technical report.

4. The Department will make all decisions regarding the permitting process and policies.

E. Administrative Permit Processing

1. The Contractor shall provide assistance to the Department in support of general permitting activities. These activities shall include, but are not limited to the following:

   a. Assure that all requests for information go through the RPPM.

   b. Prepare draft permits or designated permit modules and supporting materials including statements of basis and fact sheets.

   c. Provide support to the Department in furnishing expert witnesses for hearings, in preparing responses to comments submitted by the public and in administrative appeal action during the period of the performance of the contract.

   d. Provide support to the Department in coordinating and conducting public hearings, meetings, and other program or community-related activities including preparing, reviewing and assembling all written and verbal materials to be issued in conjunction with implementation of public involvement plans.

   e. The Contractor shall be available to conduct task C. (Evaluation of NOD Responses from Applicant) upon notification by the RPPM.

   f. The Contractor shall provide the Department a compliance checklist that will aid the Department in the enforcement of the reviewed permit.

   g. The Contractor shall make any necessary corrections to the permit after the Department conducts a quality control review.

F. RFP Requirements Regarding Review of Other Technical Documents

1. The Contractor shall provide assistance to the Department in support of general review of other technical documents. These activities shall include, but are not limited to:

   a. The Contractor shall review the data and the discussions to evaluate the logical progression of the information and the assumptions involved in the document.

   b. The Contractor shall review the data contained in the tables, figures, technical drawings and elsewhere and verify the calculations presented in the document.

   c. The Contractor shall review the conclusions in the document to ensure compatibility with the data presented and the validity of the proposed conclusions.

   d. Upon completion of the technical evaluation, the Contractor shall schedule a meeting with the RPPM to discuss the findings. The RPPM will make the final determination regarding any proposed action or conclusions.

   e. The Contractor shall be available to evaluate the responses from the DOE upon notification by the RPPM.

## II. Compensation

A. The Department shall pay to the Contractor in full payment for services rendered the sum of .

Gross Receipts Tax

B. The New Mexico Gross Receipts Tax levied on the amounts payable under this contract shall be paid:

| | | | |
|---|---|---|---|
| ___x___ | By Contractor | _____ | By Agency to Taxation & Revenue and TS-22 |
| _____ | By Agency to Contractor | _____ | Contractor is exempt from payment |

C. The total amount of this contract shall not exceed .

D. Payment shall be made upon receipt of a detailed, certified Statement of Account. Such statements shall be submitted to the Hazardous & Radioactive Materials Bureau, c/o RCRA Permit Program Manager, New Mexico Environment Department, P.O. Box 26110, 525 Camino de los Marquez, Santa Fe, New Mexico 87502

III. **Term**

This contract shall become effective on , 1995 or upon approval in writing by the Department of Finance and Administration, whichever comes later. This contract shall terminate on 1997, unless extended, or terminated pursuant to paragraph IV, below.

IV. **Termination**

This contract may be terminated by either of the parties hereto upon written notice delivered to the other party at least thirty (30) days prior to the intended date of termination. By such termination, neither party may nullify obligations already incurred for performance or failure to perform prior to the date of termination.

V. **Status of Contractor**

The Contractor and his agent and employees are independent Contractors performing professional services for the Division and are not employees of the State of New Mexico. The Contractor and his agents and employees shall not accrue leave, retirement, insurance, bonding, use of state vehicles, or any other benefits afforded to employees of the State of New Mexico as a result of this contract.

VI. **Assignment**

The Contractor shall not assign or transfer any interest in this agreement or assign any claims for money due or to become due under this contract without the prior written approval of the Department.

VII. **Subcontracting**

The Contractor shall not subcontract any portion of the services to be performed under this contract without prior written approval of the Department, which shall not reasonably be withheld. The Contractor may provide either owned or rental equipment. If subcontractors are

employed, the Contractor is responsible for ensuring that the subcontractor completes the work and is paid.

VIII. **Records and Audit**

A. The Contractor shall maintain detailed time records which indicate the date, time and nature of services rendered. These records shall be subject to inspection by the Department, the Department of Finance and Administration, and the State Auditor. The Department shall have the right to audit billings both before and after payment; payment under this contract shall not waive the rights of the Department to recover excessive or illegal payments.

B. The Contractor must detail the labor (by identifying staff and hourly rate), equipment, and material rates of frequently used items used in the review of permit applications and related documents.

C. Labor rates shall be proposed on an hourly basis. Straight time, weekday overtime, and weekend rates must be proposed. Weekday overtime and weekend rates shall be included in the contract but will not be used for evaluation. Hourly rates for personnel shall include but not be limited to staff benefits and administrative overhead and profit. Travel expenses that the Contractor incurs in performance of this contract shall be at the cost of the Contractor. The Department <u>may</u> require that its designee approve in advance and in writing any travel under this contract.

D. The Contractor shall specify what personnel, equipment and services are contained in-house versus what personnel, equipment and services the Contractor will subcontract or rent. For subcontracts and rentals, the Contractor shall specify what percentage, if any, is added to the billing.

E. The Contractor staff may be required to testify, in legal proceedings, as to the technical adequacy of their activities pursuant to this contract. Factual testimony is paid in accordance with applicable statutes and regulations; expert testimony will be paid at the staff's regular hourly wage.

F. The Contractor shall provide comprehensive billing itemized so that the Department can easily understand activities and costs.

IX. **Release**

The Contractor, upon final payment of the amount due under this contract, releases the Department, its officers and employees, and the State of New Mexico from all liabilities, claims and obligations whatsoever arising from or under this contract. The Contractor agrees not to purport to bind the State of New Mexico to any obligation not assumed herein by the State of New Mexico, unless the Contractor has express written authority to do so and then only within the strict limits of that authority.

X. **Confidentiality**

Any confidential information provided to or developed by the Contractor in the performance of this contract shall be kept confidential and shall not be made available to any individual or organization by the Contractor without the prior written approval of the Department.

XI. **Product of Service - Copyright**

All materials developed or acquired by the Contractor under this contract shall become the property of the State of New Mexico and shall be delivered to the Department no later than the termination date of this contract. Nothing produced, in whole or part, by the Contractor under this contract shall be the subject of an application for copyright by or on behalf of the Contractor.

XII. **Conflict of Interest**

The Contractor warrants that he presently has no interest and shall not acquire any interest, direct or indirect, which would conflict in a manner or degree with the performance of services required under this contract. The Contractor and subcontractor shall comply with the provisions of Section 10-16-12 NMSA 1978 which require disclosure in writing to the Office of the Secretary of State of the receipt of more than five thousand dollars in the aggregate from one or more state agencies in any one twelve-month period through the rendering of professional services.

The Contractor further warrants that it does not hold any other contract with the DOE for the writing and review of the Part A and B applications or any other contract with DOE for WIPP activities related to these applications.

XIII. **Amendment**

This contract shall not be altered, changed or amended except by instrument in writing executed by the parties hereto.

XIV. **Scope of Agreement**

This contract incorporates all the agreements, covenants and understandings between the parties hereto concerning the subject matter hereof, and all such covenants, agreements and understanding have been merged into this written contract. No prior agreement or understanding, verbal or otherwise, of the parties or their agents shall be valid or enforceable unless embodied in this contract.

XV. **Notice**

The Procurement Code, Sections 13-1-28 through 13-1-199 NMSA 1978 imposes civil and criminal penalties for its violation. In addition, the New Mexico criminal statutes impose felony penalties for illegal bribes, gratuities and kickbacks.

XVI. **Equal Opportunity Compliance**

The Contractor agrees to abide by all Federal and State laws and rules and regulations, and executive orders of the Governor of New Mexico, pertaining to equal employment opportunity. In accordance with all such laws and rules and regulations, and executive orders of the Governor of New Mexico, the Contractor agrees to assure that no person in the United States shall on the grounds of race, color, national origin, sex, sexual preference, age or handicap, be excluded from employment with or participation in, be denied by benefits of or otherwise be subjected to discrimination under, any program or activity performed under this agreement. If Contractor is found to be not in compliance with these requirements during the life of this contract, Contractor agrees to take appropriated steps to correct these deficiencies. The Contractor shall also assure that its subcontractors shall follow all pertinent local, state and federal rules and regulations.

XVII. **Applicable Law**

This contract shall be governed by the laws of the State of New Mexico.

XVIII. **Liability Insurance**

A. The Contractor warrants that it shall, at all times

during the term of this contract, have and keep in force liability insurance in at least the amount of the applicable limits in the New Mexico Tort Claims Act, Section 41-4-1 et.seq., NMSA 1978, and any amendments thereto. Such insurance shall be written by an insurance company licensed to do business in New Mexico and shall cover all liability which might arise from the provision of services under this contract.

B. The Contractor shall immediately notify the New Mexico Environment Department upon the cancellation of any insurance for its employees as required by New Mexico law.

C. The Contractor shall provide Workers' Compensation insurance for its employees as required by New Mexico law.

XIX. **Contractor Warrants, Represents,and Covenants**

The Contractor Warrants, represents, and covenants as follows:

A. Capabilities: Contractor has the capability, experience, and means required to perform the services contemplated by this agreement. Services will be performed using personnel, equipment and material qualified and/or suitable to do the work requested.

B. Compliance with Standards; Contractor will perform services hereunder in a diligent and workmanlike manner consistent with: Accepted professional practices (when applicable); federal, state and local laws, regulations, and ordinances; and client's rules as made known to Contractor.

C. Notice of Violation: Contractor shall notify client if (a) Contractor is served with notices of significant violation of any law, regulation, permit or license which relates to its service(s) hereunder; (b) proceedings are commenced which could lead to revocation of permits or licenses which relate to such service(s); (c) permits, licenses, or other governmental authorization relation to such service(s) are revoked; (d) litigation is commenced against Contractor which could affect such service(s); or (e) Contractor becomes aware that its equipment or facilities related to such services are not in compliance with applicable laws, regulations, permits, or licenses.

D. Client's Rules: Contractor will observe client's rules, as the same are made known to Contractor, including those involving health, safety, environment, and security, when working at any of the client's facilities.

E. Professional Standards: As applicable, for the services performed hereunder, Contractor will apply its best present judgment, use its best level of effort consistent with professional standards in performing the services, and endeavor to enable client to meet its objectives in question as the same shall be disclosed to Contractor by client.

IN WITNESS THEREOF, the parties hereto have set their hands.

STATE OF NEW MEXICO

BY: _____
Department Secretary

DATE: _____

CONTRACTOR

BY: _____

DATE: _____

_____
Assistant General Counsel

DATE: _____

TAXATION AND REVENUE DEPARTMENT

ID NO. _____

BY: _____

DATE: _____

DEPARTMENT OF FINANCE AND ADMINISTRATION

_____

STATE CONTRACTS OFFICE

DATE: _____

*State of New Mexico*
*ENVIRONMENT DEPARTMENT*
*Hazardous & Radioactive Materials Bureau*
*525 Camino De Los Marquez*
*P.O. Box 26110*
*Santa Fe, New Mexico 87502*
*(505) 827-4358*
*Fax (505) 827-4389*

*GARY E. JOHNSON*
*GOVERNOR*

*MARK E. WEIDLER*
*SECRETARY*

*EDGAR T. THORNTON, III*
*DEPUTY SECRETARY*

CONFLICT OF INTEREST
PERSONS ON RETAINER OR ON CONTRACT

Any individual, not an employee, who directly or through a business in which such individual has a financial interest, or any business which receives more than five thousand ($5,000), in any one twelve-month period, in the aggregate from one or more state agencies by contract for professional services rendered such agencies, shall disclose such fact in writing to the Secretary of the Environment Department together with the names of the agencies for which such services where rendered and the total amounts paid by each agency.

_____
Last Name First Name Initial

_____
Home Address: Number Street City Zip Code

| STATE AGENCIES FROM WHICH YOU ARE BEING PAID | AMOUNT FROM EACH |
|---|---|
| | |
| | |
| | |
| | |
| | |
| | |

_____
Signature

_____
Date

GARY E. JOHNSON
GOVERNOR

State of New Mexico
ENVIRONMENT DEPARTMENT
Hazardous & Radioactive Materials Bureau
525 Camino De Los Marquez
P.O. Box 26110
Santa Fe, New Mexico 87502
(505) 827-4358
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MARK E. WEIDLER
SECRETARY

EDGAR T. THORNTON, III
DEPUTY SECRETARY

CONFLICT OF INTEREST
PERSONS OR RETAINER OR ON CONTRACT

The Contractor warrants that it does not hold any other contract with the Department of Energy for the writing and/or review of the Part A and B applications for the permit required by the Resource Conservation and Recovery Act or any other contract with DOE for WIPP activities related to these applications. The Contractor also assures the same for its subcontractors working on this contract.

_____
Last Name First Name Middle Initial

_____
Title

_____
Corporation Name

_____
Corporation Address Number Street City Zip Code

_____
Signature

_____
Date



Revised April 28, 1995

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NEW MEXICO ENVIRONMENTAL IMPROVEMENT BOARD
P.O. BOX 26110/1190 ST. FRANCIS DRIVE
SANTA FE, NEW MEXICO 87503

**TITLE 20** ENVIRONMENTAL PROTECTION
**CHAPTER 4** HAZARDOUS WASTE
**PART 1** HAZARDOUS WASTE MANAGEMENT

**SUBPART I - HAZARDOUS WASTE MANAGEMENT SYSTEM: GENERAL**

1. **ISSUING AGENCY:** Environmental Improvement Board.

2. **SCOPE:** All persons that generate, store, transport, or dispose of hazardous waste.

3. **STATUTORY AUTHORITY:** Sections 74-1-8 and 74-4-4 NMSA 1978.

4. **DURATION:** Permanent.

5. **EFFECTIVE DATE:** September 23, 1994.

6. **OBJECTIVE:** The objective of Part 1 of Chapter 4 is to establish regulations for the management of hazardous waste, including standards for the identification and listing of hazardous waste, for generators and transporters of hazardous waste, for owners and operators of hazardous waste treatment, storage, and disposal facilities, for specific wastes and such facilities, for land disposal restrictions, and for issuing, suspending, revoking, or modifying permits.

**101. ADOPTION OF 40 CFR PART 260.** Except as otherwise provided, the regulations of the United States Environmental Protection Agency ("EPA") set forth in 40 CFR Part 260 through July 1, 1993 are hereby incorporated as Subpart I of this Part.

**102. MODIFICATIONS AND EXCEPTIONS.** The following modifications and exceptions are made to the incorporated federal regulations:

**A.** The following terms defined in 40 CFR §260.10 and §270.2 have the meanings set forth herein, in lieu of the meanings set forth in 40 CFR §260.10 and §270.2:

1. "Administrator" or "Regional Administrator" means the Secretary of the New Mexico Environment Department or his/her designee.

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2. "Act or "RCRA" (Resource Conservation and Recovery Act, as amended) means the New Mexico Hazardous Waste Act, §§74-4-1 through 74-4-14 NMSA 1978 (Repl. Pamp. 1993);

B. The following terms not defined in 40 CFR §260.10 and §270.2 have the meanings set forth herein when the terms are used in this Part:

1. "Appropriate act or regulation" means the New Mexico Hazardous Waste Act or 20 NMAC 4.1;

2. "Board" means the Environmental Improvement Board;

3. "CFR" means the Code of Federal Regulations;

4. "Department" means the New Mexico Environment Department;

5. "Environmental Protection Agency" or "EPA" shall be construed to mean the New Mexico Environment Department except when used in the phrases "EPA hazardous waste number" and "EPA identification number" and "EPA Region" and in the definition set forth in 40 CFR §260.10 and §270.2;

6. "Freedom of Information Act" or "FOIA" means §§14-2-1 through 14-2-12, 14-3A-1 through 14-3A-2, and 74-4-4.3D NMSA 1978;

7. "Hazardous substance incident" means any emergency incident involving a chemical or chemicals, including but not limited to transportation wrecks, accidental spills or leaks, fires or explosions, which incident creates the reasonable probability of injury to human health or property;

8. "Secretary" means the Secretary of the New Mexico Environment Department or his/her designee; and

9. "Subtitle C of RCRA" means the New Mexico Hazardous Waste Act, Sections 74-4-1 through 74-4-14 NMSA 1978 (Repl. Pamp. 1993).

C. The following provisions of 40 CFR Part 260 are omitted from Subpart I of this Part:

1. §260.1(b)(6);

2. §260.22;

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3. §260.30;

4. §260.31;

5. §260.32; and

6. §260.33.

D. Wherever there is any requirement in any of the federal regulations incorporated into this Part to report an emergency situation, the requirement shall be construed to mean that the party required to report shall report the incident to the Department via the New Mexico 24-hour emergency response number at (505) 827-9329.

**SUBPART II - IDENTIFICATION AND LISTING OF HAZARDOUS WASTE**

**201. ADOPTION OF 40 CFR PART 261.** The regulations of the EPA set forth in 40 CFR Part 261 through July 1, 1993 are hereby incorporated as Subpart II of this Part.

**SUBPART III - STANDARDS APPLICABLE TO GENERATORS OF HAZARDOUS WASTE**

**301. ADOPTION OF 40 CFR PART 262.** The regulations of the EPA set forth in 40 CFR Part 262 through July 1, 1993 are hereby incorporated as Subpart III of this Part.

**SUBPART IV - STANDARDS APPLICABLE TO TRANSPORTERS OF HAZARDOUS WASTE**

**401. ADOPTION OF 40 CFR PART 263.** Except as otherwise provided, the regulations of the EPA set forth in 40 CFR Part 263 through July 1, 1993 are hereby incorporated as Subpart IV of this Part.

**402. OMISSIONS.** The following provisions of 40 CFR Part 263 are omitted from Subpart IV of this Part:

A. §263.20(e).

**SUBPART V - STANDARDS FOR OWNERS AND OPERATORS OF HAZARDOUS WASTE TREATMENT, STORAGE AND DISPOSAL FACILITIES**

**501. ADOPTION OF 40 CFR PART 264.** Except as otherwise provided, the regulations of the EPA set forth in 40 CFR Part 264 through July 1, 1993 are hereby incorporated as Subpart V of this Part.

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**502. OMISSIONS.** The following provisions of 40 CFR Part 264 are omitted from Subpart V of this Part:

A. §264.149; and

B. §264.150.

**SUBPART VI - INTERIM STATUS STANDARDS FOR OWNERS AND OPERATORS OF HAZARDOUS WASTE TREATMENT, STORAGE, AND DISPOSAL FACILITIES**

**601. ADOPTION OF 40 CFR PART 265.** Except as otherwise provided, the regulations of the EPA set forth in 40 CFR Part 265 through July 1, 1993 are hereby incorporated as Subpart VI of this Part.

**602. OMISSIONS.** The following provisions of 40 CFR Part 265 are omitted from Subpart VI of this Part:

A. §265.149; and

B. §265.150.

**SUBPART VII - STANDARDS FOR THE MANAGEMENT OF SPECIFIC HAZARDOUS WASTES AND SPECIFIC TYPES OF HAZARDOUS WASTE MANAGEMENT FACILITIES**

**701. ADOPTION OF 40 CFR PART 266.** The regulations of the EPA set forth in 40 CFR Part 266 through July 1, 1993 are hereby incorporated as Subpart VII of this Part.

**SUBPART VIII - LAND DISPOSAL RESTRICTIONS**

**801. ADOPTION OF 40 CFR PART 268.** The regulations of the EPA set forth in 40 CFR Part 268 through July 1, 1993 are hereby incorporated as Subpart VIII of this Part.

**SUBPART IX - THE HAZARDOUS WASTE PERMIT PROGRAM**

**901. ADOPTION OF 40 CFR PART 270.** The regulations of the EPA set forth in 40 CFR Part 270 through July 1, 1993 are hereby incorporated as Subpart IX of this Part.

**902. PERMITTING PROCEDURES.**

A. Permit Issuance or Denial.

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1. Once an application is complete, the Secretary shall prepare and issue either a Draft Permit or a Notice of Intent to Deny.

a. A Draft Permit shall contain all conditions, compliance schedules, monitoring requirements and technical standards for treatment, storage, and/or disposal provided for in 40 CFR Part 270.

b. A Notice of Intent to Deny shall state the Secretary's reasons for the intended denial.

2. Any Draft Permit or Notice of Intent to Deny prepared by the Department under §902.A.1 of this Part shall be accompanied by a fact sheet and shall be based on the administrative file. Copies of the fact sheet shall be sent to the applicant; to any state or federal agency, as applicable; and, upon request, to any other person.

3. The Secretary shall give public notice that a Draft Permit or a Notice of Intent to Deny has been prepared, and shall allow forty-five (45) days for review and public comment, including requests for public hearing.

4. If the Secretary issues a Draft Permit, and a timely written notice of opposition to the Draft Permit and a request for a public hearing is received, the Department, acting in conjunction with the applicant, will respond to the request in an attempt to resolve the issues giving rise to the opposition. If such issues are resolved to the satisfaction of the opponent, the opponent may withdraw the request for a public hearing.

5. No ruling shall be made on permit issuance or denial without an opportunity for a public hearing, at which all interested persons shall be given a reasonable chance to submit significant data, views or arguments orally or in writing and to examine witnesses testifying at the public hearing. A public hearing shall be scheduled if:

a. the Secretary issues a Notice of Intent to Deny, and a timely request for public hearing is received from the applicant;

b. the Secretary issues a Draft Permit, a timely request for public hearing is received from any person opposed to the granting of a permit, and such person does not subsequently withdraw the request pursuant to §902.A.4 of this Part; or

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c. the Secretary determines, no later than five (5) days following the end of the comment period specified in §902.A.3, that a public hearing should be held notwithstanding the absence of a timely request for public hearing.

6. The comment period specified in §902.A.3 shall automatically be extended to the close of any public hearing.

7. The Secretary shall give due consideration and the weight he/she deems appropriate to all comments received during a public comment period and to all relevant facts and circumstances presented at a public hearing.

8. When ruling on permit issuance or denial, the Secretary may disapprove in whole or in part, or make reasonable conditions to any permit, if it appears that the permit applied for will not meet the requirements of this Part.

9. At the time that any final permit decision is issued, the Secretary shall issue a response to comments. This response shall:

a. specify which provisions, if any, of the draft permit have been changed in the final permit decision, and the reasons for the change;

b. briefly describe and respond to all significant comments on the draft permit or the permit application raised during the public comment period, or during any hearing, and

c. be available to the public.

10. A final permit decision shall become effective thirty (30) days after notice of the decision has been served on the applicant, or such later time as the Secretary may specify. This provision shall not be construed to extend the time for appeal of a permit decision as provided by the Hazardous Waste Act.

11. The approval of a permit does not relieve any person from the responsibility of complying with applicable state or federal laws and regulations.

12. The Secretary shall notify the applicant by certified mail of any impending permit action and of any scheduled public hearing date.

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B. Permit Modifications, Suspension and Revocation.

1. The Secretary may modify, suspend, or revoke a permit issued pursuant to §902.A of this Part for cause set forth in 40 CFR Part 270 and the Act.

2. The Secretary may modify, suspend, revoke any permit upon his/her initiative, or if, after the Department's investigation of the facts and circumstances, pursuant to the request of any interested person, such permit action is deemed warranted.

3. All requests for permit modification, suspension, revocation shall be in writing and shall contain facts or reasons supporting the request.

4. If the Secretary decides that the request is not justified, the permittee will be notified in writing explaining the reason for denial. Denial of request of modification, revocation, and reissuance, or termination are not subject to public notice, comment, or hearings.

5. If the Secretary tentatively decides to modify or revoke and reissue a permit under 40 CFR §270.41 or 40 CFR §270.42, a draft permit shall be prepared incorporating the proposed changes. The Secretary may request additional information and, in the case of a modified permit, may require the submission of an updated application. In the case of a revoked and reissued permit the Secretary shall require the submission of a new application.

6. In a permit modification under this section, only those conditions to be modified shall be considered when a new draft permit is prepared. All other aspects of the existing permit shall remain in effect for the duration of the unmodified permit. When a permit is revoked and reissued under this section, the entire permit is reopened just as if the permit had expired and were being reissued. During any revocation and reissuance proceeding the permittee shall comply with all conditions of the exiting permit until a new final permit is reissued.

7. If the Secretary tentatively decides to terminate a permit under 40 CFR §270.43, a notice of intent to terminate shall be issued. A notice of intent to terminate is a type of Draft Permit which follows the same procedures as any Draft Permit under §902.

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C. Public Notices.

1. Public notice of issuance of a Draft Permit or a Notice of Intent to Deny, and of any public hearing scheduled, shall be given by publication of a notice in a newspaper of general circulation in the area affected, broadcasts over local radio stations and by mailing a copy of the notice to permit applicant, those individuals on the Department mailing list of persons interested in hazardous waste permit actions, and to any unit of local, state and federal government as may be applicable.

2. All public notices issued shall contain the following minimum information:

a. The subject, the time and place of any scheduled hearing and the manner in which interested persons may present their views;

b. A brief description of the procedures by which requests for hearings may be made, unless already scheduled;

c. The name and address of the office processing the permit action for which notice is being given;

d. The name and address of the permittee or permit applicant, and, if different, of the facility or activity regulated by the permit;

e. A brief description of the business conducted at the facility or activity described in the permit application or the draft permit;

f. The name, address and telephone number of a person from whom interested persons may obtain further information;

g. In addition, public notice of a scheduled public hearing shall also contain references to the dates of previous public notices relating to the permit;

h. The notice shall state where interested persons may secure copies of any proposed Draft Permit or Notice of Intent to Deny.

D. Fact Sheet.

1. A fact sheet shall be prepared for every Draft Permit for a hazardous waste management facility or activity.

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The fact sheet shall briefly set forth the principal facts and the significant factual legal, methodological and policy questions considered in preparing the Draft Permit.

2. The fact sheet shall include, when applicable:

a. A brief description of the type of facility or activity which is the subject of the Draft Permit;

b. The type and quantity of wastes which are proposed to be or are being treated, stored, disposed, injected, emitted, or discharged.

c. A brief summary of the basis for the Draft Permit conditions including references to applicable statutory or regulatory provisions.

d. Reasons why any request variance or alternative to require standards do or do not appear justified.

e. A description of the procedures for reaching a final decision on the Draft Permit including:

(1) The beginning and ending dates of the comment period and the address where comments will be received;

(2) Procedures for requesting a hearing and the nature of that hearing; and

(3) Any other procedures by which the public may participate in the final decision.

f. Name and telephone number of a person to contact for additional information.

3. The fact sheet shall be available at the time the public notice is published.

E. Hearings.

1. Public notice of any public hearing shall be given at least thirty (30) days prior to the scheduled date of the hearing and shall state the subject.

2. Hearings shall be held in Santa Fe or within any area of the state substantially affected by the proceedings as specified by the Secretary.

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3. The Secretary may designate a hearing officer to take evidence at the hearing.

4. All hearings shall be recorded by a certified court reporter. A transcript will be furnished to all persons for review at the Department's main office. Costs of a copy of a transcript will be borne by those requesting such copies.

5. In hearings, the rules of civil procedure and the technical rules of evidence shall not apply, but the hearings shall be conducted so that all relevant views, arguments, and testimony are amply and fairly received without undue repetition.

a. Testimony for hearings on permit issuance or modification shall be presented in the following order:

(1) testimony by the applicant (such testimony is a prerequisite to the granting of the requested permit or modification);

(2) testimony by other persons (except the Department) supporting issuance or modification of the permit, in any reasonable order;

(3) testimony by persons (except the Department) opposed to issuance or modification of the permit, in any reasonable order;

(4) testimony by the Department; and

(5) rebuttal testimony, as appropriate.

b. Testimony for hearings on permit suspension or revocation shall be as follows:

(1) testimony by Department;

(2) testimony by other persons supporting suspension or revocation of the permit, in any reasonable order;

(3) testimony by the permittee;

(4) testimony by other persons opposed to suspension or revocation of the permit, in any reasonable order; and

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(5) rebuttal testimony, as appropriate.

c. In all hearings, cross examination of each witness shall be conducted by interested persons, in any reasonable order, immediately after that witness has testified.

6. The burden of proof at hearings shall be as follows:

a. For hearings on permit issuance or modifications, the burden of proof shall be on the applicant or permittee.

b. For hearings on permit suspension or revocation, the burden of proof shall be on the Department.

F. Secretary's Decision.

1. Any person heard or represented at the hearing shall be given written notice of the action of the Secretary.

2. The Secretary shall notify the applicant or permittee of his/her decision and the reasons therefore by certified mail.

G. Appeals. Appeals of the Secretary's decision shall be as provided by the Hazardous Waste Act.

1. The filing of an appeal does not act as a stay of any action required by the Secretary's decision.

2. The record on appeal shall include the transcript of the hearing, all related correspondence, any responses to comments, and all other information relied upon by the Secretary in deciding upon the permit action.

**SUBPART X - RESERVED**

**SUBPART XI - MISCELLANEOUS**

**1101. COMPLIANCE WITH OTHER REGULATIONS.** Compliance with this Part does not relieve a person of the obligation to comply with all other applicable state and federal regulations. If the EPA should suspend any federal hazardous waste regulation having a direct counterpart to this Part, the counterpart in this Part shall be deemed suspended without any further action being taken.

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**1102. CONSTRUCTION.** This Part shall be liberally construed to effectuate the purpose of the Act.

**1103. REFERENCE TO 40 CFR PART 124.** Reference to any provisions of 40 CFR Part 124 within the text of any other provision of 40 CFR as adopted by this Part shall be construed to mean the corresponding provision of §902 of this Part.

**1104. REFERENCE TO 40 CFR PART 280.** Reference to any provisions of 40 CFR Part 280 within the text of any other provision of 40 CFR as adopted by this Part shall be construed to mean the New Mexico Underground Storage Tank Regulations.

**1105. SEVERABILITY.** If any provision or application of this Part is held invalid, the remainder, or its application to other situations or persons, shall not be affected.

**1106. EFFECT OF STAY OR INVALIDATION OF INCORPORATED FEDERAL REGULATION.** If any federal regulation incorporated by reference in this Part is stayed, invalidated, or otherwise rendered unenforceable by EPA, in whole or in part, by action of a federal court, such incorporated federal regulation shall be enforceable by the Department only to the extent it is enforceable by EPA.

**1107. AMENDMENT OF PRIOR REGULATIONS.** This Part shall be construed as amendments to the Hazardous Waste Management Regulations, EIB/HWMR-7, filed October 21, 1992, as amended.

**1108. SAVING CLAUSE.** Amendment of EIB/HWMR-7 shall not affect any administrative or judicial enforcement action pending on the effective date of such amendment nor the validity of any permit issued pursuant to EIB/HWMR-7.

SPA-901 (3-69)

# STATE OF NEW MEXICO
## DEPARTMENT OF STATE PURCHASING AGENT

## PURCHASING COMPLAINT REPORT

Complete this form to report complaints against vendors or products, or to report any unsatisfactory service by the Purchasing Division.

Please verify all information to insure accuracy. Complaint reports become a permanent record of the merchandise or vendor concerned and must be accurate to guarantee intelligent and equitable future action.

Send original and duplicate copy to:

Office of State Purchasing Agent
State Capitol Building
Santa Fe, New Mexico 87501

DEPARTMENT OR AGENCY

REQ. NO. DATE OF COMPLAIN'

PURCHASE ORDER NO. OR CONTRACT NO.

NAME AND ADDRESS OF VENDOR

(Send quadruplicate copy)

ITEM NO. OR NAME OF UNSATISFACTORY ARTICLE

- ☐ INFERIOR MERCHANDISE
- ☐ VENDOR MADE UNAUTHORIZED SUBSTITUTION
- ☐ VENDOR REFUSED TO MAKE DELIVERY
- ☐ VENDOR FAILED TO DELIVER BY PROMISED DATE
- ☐ VENDOR SHIPPED WRONG QUANTITY
- ☐ SHORTAGES
- ☐ VENDOR FAILED TO FURNISH PACKING SLIP OR ORDER NUMBER
- ☐ INCORRECT SPECIFICATIONS ON PURCHASE ORDER
- ☐ PURCHASE ORDER FOR UNSATISFACTORY SUBSTITUTE
- ☐ DAMAGED SHIPMENT ☐ CARRIER HAS BEEN NOTIFIED
- ☐ PURCHASE ORDER NOT RECEIVED
- ☐ REQUEST REPLACEMENT OF MERCHANDISE
- ☐ OTHER (EXPLAIN IN DETAIL BELOW)

REMARKS: (Give detailed explanation of complaint in this space. Indicate desired disposition of merchandise; detailed description of points of inferiority; and any other data which will allow purchasing agent to aid in satisfactory settlement. Be Specific.)

SUPERVISOR. SIGNATURE

NAME AND TITLE OF PERSON INITIATING COMPLAINT SIGNATURE

DISTRIBUTION:
1. Original (White) — Purchasing
2. Duplicate (Yellow) — Purchasing
3. Triplicate (Pink) — Issuing Agency

Id

WIPP PERMIT APPLICATION RFP

PROPOSAL EVALUATION CRITERIA


BIDDER: _____

REVIEWER _____ DATE_____

1. Qualifications and experience of personnel assigned to project (20 points).

   a. Education of personnel (4 points).

      1. Depth and breadth of education of personnel.

      2. Is education relevant to the application under review?

   b. Experience of staff in reviewing RCRA permit applications (number of areas of expertise related to technical issues listed below under RCRA experience).

      1. 7-10 areas (7 points)

      2. 3-6 (5 points)

      3. 1-2 (2 points)

   c. Experience of staff in reviewing technical documents (number of areas of expertise related to technical issues listed below under RCRA experience).

      1. 7-10 areas (7 points)

      2. 3-6 (5 points)

      3. 1-2 (2 points)

   d. Number of people assigned to the review (adequate or not) (2 points)

2. RCRA experience (20 points)

   a. Previous experience in reviewing RCRA permit applications.

      1. Number of permit applications reviewed.

         a. 15 and over (4 points)
         b. 10-14 (3 points)
         c. 5-9 (2 points)
         d. 1-4 (1 point)
         e. none (none)

2. Technical issues addressed in permit applications reviewed (0.5 point for each issue addressed).

   a. Mixed waste
   b. Land disposal
   c. Container storage
   d. Risk assessment
   e. Geology/hydrogeology
   f. Sampling and analysis (QA/QC)
   g. Ground water monitoring waivers
   h. Miscellaneous unit performance standards
   i. Waste characterization
   j. Air, soil, and water modeling

3. Familiarity with regulations

   a. Approach correlated with regulations (5 points)
   b. Mention/copy regulations (2 point)
   c. No mention of regulations (no points)

4. Approach of proposal

   a. Consistent with experience claimed by bidder (2 points)?
   b. Thoroughness and clarity
      1. Issues and regulatory requirements addressed (2 points)
      2. Details present (2 points)

3. Review capabilities (20 points)

   a. Word processing and copying capabilities (2 points).
   b. Document preparation and tracking system (2 points).
   c. Experience in preparing public information meetings.

      1. Preparation of written and visual aides (2 points)

      2. Ability to translate technical issues into lay persons language (2 points).

   d. Experience of personnel as expert witnesses (3 points).
   e. Support staff for review personnel (3 points).
   f. Are proposed time frames for complete review within goal (3 points)?

g. Are the company's internal structure and review procedures clear (3 points)?

4. Costs (25 points)

a. Reliance on and costs of subcontractors?

1. Two or more services in house (9 points)

2. Only one service in house (5 points)

3. Rely on four subcontractors (1 point)

b. How do overhead and administrative costs compare with other respondents

1. No markup (9 points)

2. No general charge (7 points)

3. 1-14% markup (1 point)

4. 15% or more markup (no points)

5. General administrative charge on all fees (no points)

c. Project within estimated budget (7 points)

5. Local (New Mexico) office (15 points)

a. Has office; 3 staff or more (15 points)

b. Has office; 2 staff or less (10 points)

c. No office in NM (no points)

d. Left off address ( -1 point)

e. Staff not named ( -1 point)

# REQUEST FOR PROPOSALS

I. The New Mexico Environment Department is soliciting proposals from qualified firms to provide the following services:

Expertise in the review of the Resource Conservation and Recovery Act permit application and other technical documents submitted to the State of New Mexico for the Department of Energy's Waste Isolation Pilot Plant. The review process will entail a completeness determination, technical evaluation, evaluation of responses from the applicant, decision analysis and administrative support of general permitting activities and technical evaluation of WIPP-related documents.

II. This request is to provide professional services to two (2) years from the date of the contract award with an option to extend the contract for up to a total of four (4) years. Proposals should include the qualifications of all personnel to be used in permit review activities and define what the role of each person will be in satisfying the scope of work of the proposed contract.

III. Tentative Schedule

March 29, 1995 - RFP released
April 19, 1995 - Interim proposal bid review conference
May 10, 1995 - Proposals due no later than 4:00 pm MDT
June 9, 1995 - Notice of proposed award(s) begin contract negotiations

IV. To obtain the Request for Proposals application packet, contact:

Barbara Hoditschek
Hazardous & Radioactive Materials Bureau
New Mexico Environment Department
525 Camino de Los Marquez
P.O. Box 26110
Santa Fe, New Mexico 87502-6110
(505) 827-4308

V. An original and five (5) typed copies of the proposal must be received by registered mail or hand delivered to:

Cliff Hawley, Chief
Personnel Services Bureau
New Mexico Environment Department
P.O. Box 26110
1190 St. Francis Drive
Santa Fe, New Mexico 87502-6110

by 4:00 pm, MDT, May 10, 1995.

VI. The following weighted evaluation factors will be used in rating the proposals:

| | | |
|---|---|---|
| 20 | - | Personnel qualifications and experience |
| 20 | - | RCRA experience |
| 20 | - | Review Capabilities: in-house equipment, materials, staff expertise and services offered |
| 25 | - | Costs |
| 15 | - | Local (New Mexico) office |

VII. Any proposal may be rejected in whole or in part when it is in the best interest of the New Mexico Environment Department.

VIII. The Procurement Code: Sections 13-1-28 to 13-1-199 NMSA 1978, imposes civil and criminal penalties for its violation. In addition, the New Mexico criminal statutes impose felony penalties for illegal gratuities and kick-backs.

IX. Offerors submitting proposals may be afforded an opportunity for discussion and revision of proposals. Revision may be permitted after submission of proposals and prior to award, for the purpose of obtaining the best and final offers.

X. The contents of any proposal shall not be disclosed so as to be available to competing offerors during the negotiation process.

XI. All costs incurred by the offeror in the preparation transmittal or presentation of any proposal or material submitted in response to this RFP will be borne solely by the offeror.

XII. The New Mexico Environment Department may negotiate provisions in addition to those stipulated in this RFP with a successful offeror.

XIII. Offerors must prepare a certification of independent price determination which certifies that no collusion, as defined by the Federal and State anti-trust laws, occurred during proposal preparation.

XIV. Award of contracts may not necessarily go to the lowest bidders.

XV. Minority Business Enterprises and Women Minority Business Enterprises are encouraged to apply.

① Public Notice is to go out to all the major newspapers in NM

② → Commerce ~~Bus~~ Business Daily

~~202-482-0632~~ or 312 353 2950

How to Place an Ad

- DOE (pt of contact)

→ Draft up add [:] Fed X [overnite]

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Name, phone
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explain basics with DOE
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add is free — Monday (Wed, Thur, Fri)

29th

5959 S. Harlam
Chicago ILL 6

c/o Marge

phone # 312 353-

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difference between Not + what's Published

Submitting to commerce Business Daily

GO Procurement Commerce Business Daily

(312) 353-2950

1-888-293-6498

DC.

Commerce 202 482-5781

Sarah ✓ Alamogordo Daily News
P.O. Box 870
Alamogordo, NM 88311-0870

Phone #: 437-7120 Sarah Geary ✓
Fax #: 437-7795 ✓ Alth legals N.Y. times
Vendor #: 850034950 10 Am 2 day advance

✓ Albuquerque Journal
P.O. Box J-T
Albuquerque, NM 87103

Phone #: 823-3392 Ms. Bernadette Ortiz ✓
Fax #: 823-3368 823-3377
Vendor #: 850377498

Artesia Daily Press
503 W. Main Street
Artesia, NM 88210

Phone #: 746-3524
Fax #: None
Vendor #: 850212013

Pat ✓ Carlsbad Current Argus
P.O. Box 1629
Carlsbad, NM 88220

Phone #: 887-5501 Alth Pat Rasron ✓
Fax #: 885-1066 ✓ 3 days Noon
Vendor #: 850390692

✓ Farmington Daily Times
P.O. Box 450
Farmington, NM ~~87401~~ 87499

Phone #: 325-4545 Mary Lou Bennett ✓
Fax #: 326-0234 10 AM B'day
Vendor #: 850096008

The Gallup Independent
P.O. Box 1210
Gallup, NM 87305-1210

Phone #: 863-6811
Fax #: 722-5750
Vendor #: 850167987

Grants Daily Beacon
P.O. Box 579
Grants, NM 87020

Phone #: 287-4411
Fax #: None
Vendor #: None

✓ Hobbs Daily News Sun
P.O. Box ~~860~~ 850
Hobbs, Nm 88241-0~~860~~ 850

Phone #: 393-2123 Brandi Sorensen ✓
Fax #: 393-5724 Noon 2 days
Vendor #: 850071950

✓ Las Cruces Sun News
256 W. Las Cruces Avenue
Las Cruces, NM ~~88004-1749~~ 88005

Phone #: 523-4581 Rosie Monarrez 523-6466 ✓
Fax #: 523-7913 4 days
Vendor #: 042861099

✓ Las Vegas Daily Optic
P.O. Drawer 2607
Las Vegas, Nm 87701

Phone #: 425-6796 Christina Flores 1 800 767-6796 ✓
Fax #: 425-1005 ✓ by noon 1day
Vendor #: 850211667

Los Alamos Monitor
P.O. Box 1268
Los Alamos, NM 87544

Phone #: 662-4185
Fax #: 662-4334
Vendor #: 621040007

Lovington Daily Leader
14 W. Avenue "B"
Lovington, NM 88260

Phone #: 396-2844
Fax #: 396-7100
Vendor #: 850323778

NM Register
404 Montezuma
Santa Fe, NM 87503

Phone #: 988-8010
Fax #: None
Vendor #: None

Raton Range
208 Third Street
Raton, NM 87740

Phone #: 445-2721
Fax #: 445-2723
Vendor #: 850262878

Rio Grande Sun
P.O. Box 79[illegible]
Espanola, NM 87532

Phone #: 753-2126
Fax #: 753-2140
Vendor #: 850127429

Roswell Daily Record
P.O. Box 1897
Roswell, NM 88201

Phone #: 622-7710 Fran Saunders ✓ 11 AM 2 day
Fax #: ~~624-1059~~ 625-0421
Vendor #: 850202959

The Santa Fe New Mexican
P.O. Box 2048
Santa Fe, NM 87501

Phone #: 983-3303 Idalee Sisneros
Fax #: ~~984-1705~~ 820-1635
Vendor #: 850095953A 3 days, needs PO #

Silver City Daily Press
300 W. Market P.O. Box 740
Silver City, NM 88062

Phone #: 388-1576
Fax #: None
Vendor #: 850099960A

Clovis News Journal
PO Box 1689
Clovis NM 88101

Phone 763-3431 Julie Valdez ✓
Fax 762-3879 2PM 2days ✓

# SEND REPORT

MAR-27-95 MON 14:11

| # | DATE | START | RECEIVER | TX TIME | PAGES | TYPE | NOTE | M# | DP |
|---|---|---|---|---|---|---|---|---|---|
| 01 | MAR-24 | 13:13 | Cannon AFB | 5'20" | 7 | SEND | ( M) OK | 098 | |
| 02 | | 13:51 | 917035285106 | 2'03" | 3 | SEND | ( M) OK | 099 | |
| 03 | | 14:20 | 919155681333 | 1'49" | 3 | SEND | OK | | |
| 04 | | 14:58 | 912146656762 | 2'40" | 5 | SEND | ( M) OK | 100 | |
| 05 | | 15:02 | 915053430000 | 2'37" | 4 | SEND | OK | | |
| 06 | | 15:38 | 915058355252 | 1'20" | 2 | SEND | ( M) OK | 101 | |
| 07 | MAR-27 | 11:10 | 96654872 | 1'30" | 2 | SEND | OK | | |
| 08 | | 11:41 | 96653285 | 3'58" | 6 | SEND | OK | | |
| 09 | | 11:47 | 915058851066 | 1'43" | 3 | SEND | ( M) OK | 102 | |
| 10 | | 11:57 | 915053935724 | 2'00" | 3 | SEND | ( M) OK | 103 | |
| 11 | | 13:45 | 915054251005 | 1'33" | 3 | SEND | ( M) OK | 104 | |
| 12 | | 13:47 | 915056250421 | 2'04" | 3 | SEND | ( M) OK | 105 | |
| 13 | | 13:51 | 915057623879 | 2'00" | 3 | SEND | ( M) OK | 106 | |
| 14 | | 13:54 | 915058233368 | 1'57" | 3 | SEND | ( M) OK | 108 | |
| 15 | | 13:57 | 98201635 | 2'27" | 3 | SEND | ( M) OK | 107 | |
| 16 | | 13:59 | 915053260234 | 1'53" | 3 | SEND | ( M) OK | 109 | |
| 17 | | 14:02 | 915055237913 | 2'03" | 3 | SEND | ( M) OK | 110 | |
| 18 | | 14:04 | 915054377795 | 2'02" | 3 | SEND | ( M) OK | 111 | |
| | | | TOTAL | 40'59" | 62 | | | | |

GRAND TOTAL TIME: 5H 37M 24S PAGES: 478

State of New Mexico
ENVIRONMENT DEPARTMENT
Hazardous & Radioactive Materials Bureau
525 Camino De Los Marquez
P.O. Box 26110
Santa Fe, New Mexico 87502
(505) 827-4358
Fax (505) 827-4389

GARY E. JOHNSON
GOVERNOR

MARK E. WEIDLER
SECRETARY

EDGAR T. THORNTON, III
DEPUTY SECRETARY

March 27, 1995

Ms. Pat Rascon
Carlsbad Current Argus
P.O. Box 1629
Carlsbad, NM 88220

Fax # 505/885-1066
11:47 3/27/95

Dear Ms. Rascon:

Please publish the enclosed legal notice in either your March 29 newspaper, or as soon after as possible. Please return a copy of the notice as published with a certificate of date published. Address the bill to:

Ms. Chika Ezeanyim
Hazardous and Radioactive Materials Bureau
New Mexico Environment Department
P.O. Box 26110
Santa Fe, NM 87502

Thank you for your assistance. If you have any questions, please contact Mr. Steve Zappe at (505) 827-4308.

Sincerely,

Barbara Hoditschek

Barbara Hoditschek, RCRA Permits Program Manager
Hazardous and Radioactive Materials Bureau

Enclosure

cc: File WIPP - Red 1995

Faxed 3/27 11:45 AM

State of New Mexico
ENVIRONMENT DEPARTMENT
Hazardous & Radioactive Materials Bureau
525 Camino De Los Marquez
P.O. Box 26110
Santa Fe, New Mexico 87502
(505) 827-4358
Fax (505) 827-4389

GARY E. JOHNSON
GOVERNOR

MARK E. WEIDLER
SECRETARY

EDGAR T. THORNTON, III
DEPUTY SECRETARY

March 27, 1995

Ms. Brandi Sorensen
Hobbs Daily News Sun
P.O. Box 860
Hobbs, NM 88241-0860

Fax # 393-5724
11:57 3/27/95

Dear Ms. Sorensen:

Please publish the enclosed legal notice in either your March 29 newspaper, or as soon after as possible. Please return a copy of the notice as published with a certificate of date published. Address the bill to:

Ms. Chika Ezeanyim
Hazardous and Radioactive Materials Bureau
New Mexico Environment Department
P.O. Box 26110
Santa Fe, NM 87502

Thank you for your assistance. If you have any questions, please contact Mr. Steve Zappe at (505) 827-4308.

Sincerely,

Barbara Hoditschek

Barbara Hoditschek, RCRA Permits Program Manager
Hazardous and Radioactive Materials Bureau

Enclosure

cc: File WIPP - Red 1995

Fixed 3/27 11:55 AM

State of New Mexico
ENVIRONMENT DEPARTMENT
Hazardous & Radioactive Materials Bureau
525 Camino De Los Marquez
P.O. Box 26110
Santa Fe, New Mexico 87502
(505) 827-4358
Fax (505) 827-4389

GARY E. JOHNSON
GOVERNOR

MARK E. WEIDLER
SECRETARY

EDGAR T. THORNTON, III
DEPUTY SECRETARY

March 27, 1995

Ms. Christine Flores
Las Vegas Daily Optic
P.O. Drawer 2607
Las Vegas, NM 87701

Fax # 505/425-1005
1:45 PM 3/27/95
12:36 PM 3/28/95

Dear Ms. Flores:

Please publish the enclosed legal notice in either your March 29 newspaper, or as soon after as possible. Please return a copy of the notice as published with a certificate of date published. Address the bill to:

Ms. Chika Ezeanyim
Hazardous and Radioactive Materials Bureau
New Mexico Environment Department
P.O. Box 26110
Santa Fe, NM 87502

Thank you for your assistance. If you have any questions, please contact Mr. Steve Zappe at (505) 827-4308.

Sincerely,

Barbara Hoditschek

Barbara Hoditschek, RCRA Permits Program Manager
Hazardous and Radioactive Materials Bureau

Enclosure

cc: File WIPP - Red 1995

faxed 3/27 1:45
Faxed again 3/28 12:36

# SEND REPORT

MAR-30-95 THU 12:28

| # | DATE | START | RECEIVER | TX TIME | PAGES | TYPE | | NOTE | M# | DP |
|---|---|---|---|---|---|---|---|---|---|---|
| 01 | MAR-28 | 11:10 | 915022277862 | 1′23″ | 2 | SEND | | OK | | |
| 02 | | 12:36 | 915054251005 | 1′34″ | 3 | SEND | ( M) | OK | 114 | |
| 03 | | 14:45 | 73855 | **′**″ | 0 | SEND | | BUSY | | |
| 04 | | 15:02 | 73855 | **′**″ | 0 | SEND | ( M) | BUSY | 115 | |
| 05 | MAR-29 | 09:20 | 76276 | 33″ | 1 | SEND | | OK | | |
| 06 | | 09:48 | 912146656660 | 1′16″ | 3 | SEND | | OK | | |
| 07 | | 10:16 | 918004721850 | 1′08″ | 2 | SEND | ( M) | OK | 116 | |
| 08 | | 10:34 | 78480 | 35″ | 1 | SEND | | CANCEL | | |
| 09 | | 10:35 | 78480 | 46″ | 1 | SEND | | OK | | |
| 10 | | 12:23 | 73855 | **′**″ | 0 | SEND | ( M) | BUSY | 117 | |
| 11 | | 12:39 | DOE/CAO | **′**″ | 0 | SEND | | CANCEL | | |
| 12 | | 12:40 | EMRD | 31″ | 1 | SEND | | CANCEL | | |
| 13 | | 12:44 | EMRD | 1′14″ | 2 | SEND | | OK | | |
| 14 | | 13:27 | 72965 | 1′33″ | 1 | SEND | | COM.E-2 | | |
| 15 | | 13:32 | 72965 | 1′18″ | 2 | SEND | | OK | | |
| 16 | | 13:39 | 912146652164 | 8′27″ | 17 | SEND | | OK | | |
| 17 | | 15:16 | 918014669616 | 56″ | 1 | SEND | ( M) | OK | 118 | |
| 18 | MAR-30 | 09:40 | 75912 | 2′51″ | 4 | SEND | ( M) | OK | 119 | |
| 19 | | 10:29 | 76276 | 54″ | 2 | SEND | | OK | | |
| 20 | | 10:42 | 76276 | 56″ | 2 | SEND | ( M) | OK | 120 | |
| | | | TOTAL | 25′55″ | 45 | | | | | |

GRAND TOTAL TIME: 6H 9M 59S PAGES: 535

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ENVIRONMENT DEPARTMENT
Hazardous & Radioactive Materials Bureau
525 Camino De Los Marquez
P.O. Box 26110
Santa Fe, New Mexico 87502
(505) 827-4358
Fax (505) 827-4389

GARY E. JOHNSON
GOVERNOR

MARK E. WEIDLER
SECRETARY

EDGAR T. THORNTON, III
DEPUTY SECRETARY

March 27, 1995

Ms. Fran Saunders
Roswell Daily Record
P.O. Box 1897
Roswell, NM 88201

Fax # 505/625-0421
1:47 PM 3/27/95

Dear Ms. Saunders:

Please publish the enclosed legal notice in either your March 29 newspaper, or as soon after as possible. Please return a copy of the notice as published with a certificate of date published. Address the bill to:

Ms. Chika Ezeanyim
Hazardous and Radioactive Materials Bureau
New Mexico Environment Department
P.O. Box 26110
Santa Fe, NM 87502

Thank you for your assistance. If you have any questions, please contact Mr. Steve Zappe at (505) 827-4308.

Sincerely,

Barbara Hoditschek

Barbara Hoditschek, RCRA Permits Program Manager
Hazardous and Radioactive Materials Bureau

Enclosure

cc: File WIPP - Red 1995

Faxed 3/27 1:48

State of New Mexico
ENVIRONMENT DEPARTMENT
Hazardous & Radioactive Materials Bureau
525 Camino De Los Marquez
P.O. Box 26110
Santa Fe, New Mexico 87502
(505) 827-4358
Fax (505) 827-4389

GARY E. JOHNSON
GOVERNOR

MARK E. WEIDLER
SECRETARY

EDGAR T. THORNTON, III
DEPUTY SECRETARY

March 27, 1995

Ms. Julie Valdez
Clovis News Journal
P.O. Box 1689
Clovis, NM 88101

Fax # 505/762-3879
1:51 PM 3/27/95

Dear Ms. Valdez:

Please publish the enclosed legal notice in either your March 29 newspaper, or as soon after as possible. Please return a copy of the notice as published with a certificate of date published. Address the bill to:

Ms. Chika Ezeanyim
Hazardous and Radioactive Materials Bureau
New Mexico Environment Department
P.O. Box 26110
Santa Fe, NM 87502

Thank you for your assistance. If you have any questions, please contact Mr. Steve Zappe at (505) 827-4308.

Sincerely,

Barbara Hoditschek

Barbara Hoditschek, RCRA Permits Program Manager
Hazardous and Radioactive Materials Bureau

Enclosure

cc: File WIPP - Red 1995

rcvd 3/27 1:50

*State of New Mexico*
***ENVIRONMENT DEPARTMENT***
***Hazardous & Radioactive Materials Bureau***
***525 Camino De Los Marquez***
***P.O. Box 26110***
***Santa Fe, New Mexico 87502***
***(505) 827-4358***
***Fax (505) 827-4389***

***GARY E. JOHNSON***
***GOVERNOR***

***MARK E. WEIDLER***
***SECRETARY***

***EDGAR T. THORNTON, III***
***DEPUTY SECRETARY***

March 27, 1995

Ms. Bernadette Ortiz
Albuquerque Journal
P.O. Box J-T
Albuquerque, NM 87103

Fax # 505/823-3368
1:54 PM 3/27/95

Dear Ms. Ortiz:

Please publish the enclosed legal notice in either your March 29 newspaper, or as soon after as possible. Please return a copy of the notice as published with a certificate of date published. Address the bill to:

Ms. Chika Ezeanyim
Hazardous and Radioactive Materials Bureau
New Mexico Environment Department
P.O. Box 26110
Santa Fe, NM 87502

Thank you for your assistance. If you have any questions, please contact Mr. Steve Zappe at (505) 827-4308.

Sincerely,

Barbara Hoditschek

Barbara Hoditschek, RCRA Permits Program Manager
Hazardous and Radioactive Materials Bureau

Enclosure

cc: File WIPP - Red 1995

Faxed 3/27 1:55

State of New Mexico
ENVIRONMENT DEPARTMENT
Hazardous & Radioactive Materials Bureau
525 Camino De Los Marquez
P.O. Box 26110
Santa Fe, New Mexico 87502
(505) 827-4358
Fax (505) 827-4389

GARY E. JOHNSON
GOVERNOR

MARK E. WEIDLER
SECRETARY

EDGAR T. THORNTON, III
DEPUTY SECRETARY

March 27, 1995

Ms. Idalee Sisneros
The New Mexican
P.O. Box 2048
Santa Fe, NM 87501

Fax # 820-1635
1:57 PM 3/27/95

Dear Ms. Sisneros:

Please publish the enclosed legal notice in either your March 29 newspaper, or as soon after as possible. Please return a copy of the notice as published with a certificate of date published. Address the bill to:

Ms. Chika Ezeanyim
Hazardous and Radioactive Materials Bureau
New Mexico Environment Department
P.O. Box 26110
Santa Fe, NM 87502

Thank you for your assistance. If you have any questions, please contact Mr. Steve Zappe at (505) 827-4308.

Sincerely,

Barbara Hoditschek

Barbara Hoditschek, RCRA Permits Program Manager
Hazardous and Radioactive Materials Bureau

Enclosure

cc: File WIPP - Red 1995

P.S.: I realize you want a purchase order number prior to publication of legal notices. Please call Chika Ezeanyim at 827-4308 with the total cost so she can obtain a purchase order number for you. Thank you.

Faxed 3/27 1:53

*State of New Mexico*
*ENVIRONMENT DEPARTMENT*
*Hazardous & Radioactive Materials Bureau*
*525 Camino De Los Marquez*
*P.O. Box 26110*
*Santa Fe, New Mexico 87502*
*(505) 827-4358*
*Fax (505) 827-4389*

*GARY E. JOHNSON*
*GOVERNOR*

*MARK E. WEIDLER*
*SECRETARY*

*EDGAR T. THORNTON, III*
*DEPUTY SECRETARY*

March 27, 1995

Ms.Mary Lou Bennett
Farmington Daily Times
P.O. Box 450
Farmington, NM 87401

Fax # 505/326-0234
1:59 PM 3/27/95

Dear Ms. Bennett:

Please publish the enclosed legal notice in either your March 29 newspaper, or as soon after as possible. Please return a copy of the notice as published with a certificate of date published. Address the bill to:

Ms. Chika Ezeanyim
Hazardous and Radioactive Materials Bureau
New Mexico Environment Department
P.O. Box 26110
Santa Fe, NM 87502

Thank you for your assistance. If you have any questions, please contact Mr. Steve Zappe at (505) 827-4308.

Sincerely,

Barbara Hoditschek

Barbara Hoditschek, RCRA Permits Program Manager
Hazardous and Radioactive Materials Bureau

Enclosure

cc: File WIPP - Red 1995

Faxed 3/27 1:57

*State of New Mexico*
*ENVIRONMENT DEPARTMENT*
*Hazardous & Radioactive Materials Bureau*
*525 Camino De Los Marquez*
*P.O. Box 26110*
*Santa Fe, New Mexico 87502*
*(505) 827-4358*
*Fax (505) 827-4389*

*GARY E. JOHNSON*
*GOVERNOR*

*MARK E. WEIDLER*
*SECRETARY*

*EDGAR T. THORNTON, III*
*DEPUTY SECRETARY*

March 27, 1995

Ms. Rosie Monarrez
Las Cruces Sun News
256 W. Las Cruces Avenue
Las Cruces, NM 88004-1749

Fax # 505/523-7913
2:02 PM 3/27/95

Dear Ms. Monarrez:

Please publish the enclosed legal notice in either your March 29 newspaper, or as soon after as possible. Please return a copy of the notice as published with a certificate of date published. Address the bill to:

Ms. Chika Ezeanyim
Hazardous and Radioactive Materials Bureau
New Mexico Environment Department
P.O. Box 26110
Santa Fe, NM 87502

Thank you for your assistance. If you have any questions, please contact Mr. Steve Zappe at (505) 827-4308.

Sincerely,

Barbara Hoditschek

Barbara Hoditschek, RCRA Permits Program Manager
Hazardous and Radioactive Materials Bureau

Enclosure

cc: File WIPP - Red 1995

Faxed 3/27 2:00PM

State of New Mexico
ENVIRONMENT DEPARTMENT
Hazardous & Radioactive Materials Bureau
525 Camino De Los Marquez
P.O. Box 26110
Santa Fe, New Mexico 87502
(505) 827-4358
Fax (505) 827-4389

GARY E. JOHNSON
GOVERNOR

MARK E. WEIDLER
SECRETARY

EDGAR T. THORNTON, III
DEPUTY SECRETARY

March 27, 1995

Ms. Sarah Geary
Alamogordo Daily Sun
P.O. Box 870
Alamogordo, NM 88311-0870

Fax # 505/437-7795
2:04 PM 3/27/95

Dear Ms. Geary:

Please publish the enclosed legal notice in either your March 29 newspaper, or as soon after as possible. Please return a copy of the notice as published with a certificate of date published. Address the bill to:

Ms. Chika Ezeanyim
Hazardous and Radioactive Materials Bureau
New Mexico Environment Department
P.O. Box 26110
Santa Fe, NM 87502

Thank you for your assistance. If you have any questions, please contact Mr. Steve Zappe at (505) 827-4308.

Sincerely,

Barbara Hoditschek

Barbara Hoditschek, RCRA Permits Program Manager
Hazardous and Radioactive Materials Bureau

Enclosure

cc: File WIPP - Red 1995

Faxed 3/27 2:02

*State of New Mexico*
*ENVIRONMENT DEPARTMENT*
**Hazardous & Radioactive Materials Bureau**
**525 Camino De Los Marquez**
**P.O. Box 26110**
**Santa Fe, New Mexico 87502**
**(505) 827-4358**
**Fax (505) 827-4361**

**Gary E. Johnson**
**Governor**

**Mark E. Weidler**
**Secretary**

**Edgar T. Thornton, III**
**Deputy Secretary**

March 24, 1995

Commerce Business Daily
5959 South Harlam
Chicago, IL 60638
ATT: Marge

Dear Marge:

Attached is the Notice of a Request for Proposals (RFP) to solicit proposals for the review of the Resource Conservation and Recovery Act (RCRA) permit application and other technical documents submitted to the State of New Mexico for the Department of Energy's (DOE) Waste Isolation Pilot Plant (WIPP).

The New Mexico Environment Department (NMED) is the authorized agency to process all RCRA permit applications. Since the DOE's application is technically extensive, the NMED has decided to contract out the review of this application. This announcement in the Commerce Business Daily is NMED's attempt to solicit as many qualified firms as possible for proposals to review the DOE application.

The DOE contact to call for verification of information in this request and on the need for this submittal is Craig Snider at (505) 234-7452.

If you have any questions regarding this notice, please call me at (505) 827-4308. We would like to have this notice published on March 29, 1995. If this is not possible please call me. I understand there is no charge for this service.

Sincerely,

Barbara Hoditschek

Barbara Hoditschek
Program Manager
RCRA Permitting

Enclosure

CC: Benito Garcia, Chief, HRMB
File-WIPP
File-Reading