Dingess Lumber Company / Dingess Transport

P.O. Box 909 Belington, WV 26250

Phone: 304-823-1267 Fax: 304-823-3397

FAX TRANSMITTAL FORM

To: WV DED. 14665 Name:

CC:

Phone: 304-558-3970

From: Dingess Transport

Date Sent:

Number of Pages:

Message:

Bid QUOTATION DEA 14665

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ERIE INSURANCE PROPERTY & CASUALTY COMPANY **BID BOND**

ERIE INSU PROPERTY & CAS	JRANCE UALTY COMPANY
BID B	
Know All Men by These Hresents,	Bond No
That we, DINGESS TRANSPORT INC. (hereinafter called the Principal) as Principal, and the ERIE Erie, Pennsylvania, a corporation duly organized under	EINSURANCE PROPERTY & CASUALTY COMPANY, of er the laws of the State of Pennsylvania, (hereinafter
called the Surety), as Surety, are held and firmly bound	
hereinafter called the Obligee i	n the full and just sum of
good and lawful money of the United States of Amand truly to be made, the said Principal and Surety bir administrators, successors and assigns, jointly and several controls.	nd themselves, their and each of their neits, executors, verally, firmly by these presents.
Signed, sealed and dated this	day of
	1: That, if the Obligee shall make any award within 3
days to the Principal for JESSOP HIGHWAY	# 10 DEP 14665 PRESTON .COWV
according to the terms of the proposal or bid made duly make and enter into a contract with the Oblior bid and award and shall give bond for the faith approved by the Obligee; or if the Principal shall, in which the Obligee may suffer by reason of such fathis obligation shall be null and void; otherwise it shall	ful performance thereof with the Surety or Suretie case of failure so to do, pay the Obligee the damage allure, not exceeding the penalty of this bond, the
In Testimony Whereof, the Principal and Surety have	caused these presents to be duly signed and sealed
	Principal. DINGESS TRANSPORT INC
Witness: Juan Lavis	By Statles Joffer
Witness: Carla J. Cadier	PROPERTY & CASUALTY COMPANY By:



DOCER

State of West Virginia
Department of Administration
Purchasing Division
2019 Washington Street East
Post Office Box 50130
Charleston, WV 25305-0130

Request for Quotation

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ADDRESS CORHESPONDENCE TO ATTENTION OF

CHUCK BOWMAN 304-558-2157

*308084525 304-823-1267 DINGESS TRANSPORT INC PO BOX 909

BELINGTON WV 26250

ENVIRONMENTAL PROTECTION
DEPARTMENT OF
OFFICE OF AML&R
601 57TH STREET SE
CHARLESTON, WV
25304 304-926-0499

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STORE ALL ARBOT AHPHING Department of Administration Purchasing Division 2019 Washington Street East Post Office Box 50130 Charleston, WV 25305-0130

#### AA LOWCHIDTUM UPU SEPT Lax Shaland at 15 Thursday Quotation

DEP14665

CHUCK BOWMAN 304-558-2157

RFQ COPY TYPE NAME/ADDRESS HERE Dingess Time pour INC PD. Bey 909 Befrigton W. 26280

ENVIRONMENTAL PROTECTION DEPARTMENT OF OFFICE OF AMLER 601 57TH STREET SE CHARLESTON, WV

25304 304-926-0499

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ADDRESS CHANGES TO BE NOTED ABOVE

WHEN RESPONDING TO RFQ, INSERT NAME AND ADDRESS IN SPACE ABOVE LABELED 'VENDOR'

# GENERAL TERMS & CONDITIONS REQUEST FOR QUOTATION (RFQ) AND REQUEST FOR PROPOSAL (RFP)

- 1. Awards will be made in the best interest of the State of West Virginia.
- 2. The State may accept or reject in part, or in whole, any bid.
- 3. All quotations are governed by the West Virginia Code and the Legislative Rules of the Purchasing Division.
- 4. Prior to any award, the apparent successful vendor must be properly registered with the Purchasing Division and have paid the required \$125 fee.
- 5. All services performed or goods delivered under State Purchase Order/Contracts are to be continued for the term of the Purchase Order/Contracts, contingent upon funds being appropriated by the Legislature or otherwise being made available. In the event funds are not appropriated or otherwise available for these services or goods, this Purchase Order/Contract becomes void and of no effect after June 30.
- 6. Payment may only be made after the delivery and acceptance of goods or services.
- 7, Interest may be paid for late payment in accordance with the West Virginia Code.
- 8. Vendor preference will be granted upon written request in accordance with the West Virginia Code.
- 9. The State of West Virginia is exempt from federal and state taxes and will not pay or reimburse such taxes.
- 10. The Director of Purchasing may cancel any Purchase Order/Contract upon 30 days written notice to the seller.
- 11. The laws of the State of West Virginia and the Legislative Rules of the Purchasing Division shall govern all rights and duties under the Contract, including without limitation the validity of this Purchase Order/Contract.
- 12. Any reference to automatic renewal is hereby deleted. The Contract may be renewed only upon mutual written agreement of the parties.
- 13. BANKRUPTCY: In the event the vendor/contractor files for bankruptcy protection, this Contract may be deemed null and void, and terminated without further order.
- 14. HIPAA BUSINESS ASSOCIATE ADDENDUM: The West Virginia State Government HIPAA Business Associate Addendum (BAA), approved by the Attorney General, and available online at the Purchasing Division's web site (http://www.state.wv.us/admin/purchase/vrc/hipaa.htm) is hereby made part of the agreement. Provided that, the Agency meets the definition of a Cover Entity (45 CFR §160.103) and will be disclosing Protected Health Information (45 CFR §160.103) to the vendor.
- 15. WEST VIRGINIA ALCOHOL & DRUG-FREE WORKPLACE ACT: If this Contract constitutes a public improvement construction contract as set forth in Article 1D, Chapter 21 of the West Virginia Code ("The West Virginia Alcohol and Drug-Free Workplace Act"), then the following language shall hereby become part of this Contract: "The contractor and its subcontractors shall implement and maintain a written drug-free workplace policy in compliance with the West Virginia Alcohol and Drug-Free Workplace Act, as set forth in Article 1D, Chapter 21 of the West Virginia Code. The contractor and its subcontractors shall provide a sworm statement in writing, under the penalties of perjury, that they maintain a valid drug-free work place policy in compliance with the West Virginia and Drug-Free Workplace Act. It is understood and agreed that this Contract shall be cancelled by the awarding authority if the Contractor: 1) Fails to implement its drug-free workplace policy; 2) Fails to provide information regarding implementation of the contractor's drug-free workplace policy at the request of the public authority; or 3) Provides to the public authority false information regarding the contractor's drug-free workplace policy."

#### INSTRUCTIONS TO BIDDERS

1. Use the quotation forms provided by the Purchasing Division.

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- 2. SPECIFICATIONS: Items offered must be in compliance with the specifications. Any deviation from the specifications must be clearly indicated by the bidder. Alternates offered by the bidder as EQUAL to the specifications must be clearly defined. A bidder offering an alternate should attach complete specifications and literature to the bid. The Purchasing Division may waive minor deviations to specifications.
- 3. Complete all sections of the quotation form.
- 4. Unit prices shall prevail in case of discrepancy.
- 5. All quotations are considered F.O.B. destination unless alternate shipping terms are clearly identified in the quotation.
- 6. BID SUBMISSION: All quotations must be delivered by the bidder to the office listed below prior to the date and time of the bid opening. Failure of the bidder to deliver the quotations on time will result in bid disqualifications: Department of Administration, Purchasing Division, 2019 Washington Street East, P.O. Box 50130, Charleston, WV 25305-0130

Rev. 7/01/08



RFQ COPY

TYPE NAME/ADDRESS HERE

AA LAMOULOTING BOU SECT 1 45 Department of Administration Quotation **Purchasing Division** 2019 Washington Street East Post Office Box 50130 Charleston, WV 25305-0130

DEP14665

WARREST OF THE CONTRACT OF THE

CHUCK BOWMAN <u> 1304-558-2157</u>

**ENVIRONMENTAL PROTECTION** DEPARTMENT OF OFFICE OF AML&R 601 57TH STREET SE CHARLESTON, WV 25304 304-926-0499

DATE RENTED TERMS OF BALE SHIP YIN EOS. 05/13/2009 BID OPENING TIME 01:30PM 07/08/2009 HO OPENING DATE: 印制等 UOP · TEKÎ NÛMBER UNITPRICE AMOUNT QUANTITY EXHIBIT 5 WEST VIRGINIA CODE 21-110-5 PROVIDES THAT: ANY SOLICI-TATION FOR A PUBLIC IMPROVEMENT CONSTRUCTION CONTRACT REQUIRES EACH VENDOR THAT SUBMITS A BID FOR THE WORK TO SUBMIT AT THE SAME TIME AN AFFIDAVIT OF COMPLIANCE THE ENCLOSED PURCHASING AFFIDAVIT MUST WITH THE BID. BE SIGNED AND SUBMITTED WITH THE BID AS EVIDENCE OF THE VENDOR'S COMPLIANCE WITH THE PROVISIONS OF ARTICLE ID, CHAPTER 21 OF THE WEST VIRGINIA CODE. FAILURE TO SUBMIT THE SIGNED PURCHASING AFFIDAVIT WITH THE BID SHALL RESULT IN DISQUALIFICATION OF SUCH BID. NOTICE TO PROCEED: THIS CONTRACT IS TO BE PERFORMED WITHIN 365 CALENDAR DAYS AFTER THE NOTICE TO PROCEED UNLESS OTHERWISE SPECIFIED, THE FULLY IS RECEIVED. EXECUTED PURCHASE ORDER WILL BE CONSIDERED NOTICE TO PROCEED. CANCELLATION: THE DIRECTOR OF PURCHASING RESERVES THE RIGHT TO CANCEL THIS CONTRACT IMMEDIATELY UPON WRITTEN NOTICE TO THE VENDOR IF THE MATERIALS OR WORKMANSHIP SUPPLIED ARE OF AN INFERIOR QUALITY OR DO NOT CONFORM WITH THE SPECIFICATIONS OF THE BID AND CONTRACT HEREIN. WAGE RATES: THE CONTRACTOR OR SUBCONTRACTOR SHALL PAY THE HIGHER OF THE U.S. DEPARTMENT OF LABOR MINIMUM WAGE RATES AS ESTABLISHED FOR PRESTON COUNTY, PURSUANT TO WEST VIRGINIA CODE 21-5A, ET, SEQ. (PREVAILING WAGE RATES APPLY TO THIS PROJECT.) ANY REFERENCES MADE TO ARBITRATION OR ARBITRATION: INTEREST FOR PAYMENTS DUE (EXCEPT FOR ANY INTEREST REQUIRED BY STATE LAWN CONTAINED IN THIS CONTRACT

SEEREVERSE SIDE FOR TERMS AND CONDITIONS 304-823-1267 ADDRESS CHANGES TO BE NOTED ABOVE 68-073-8955 WHEN RESPONDING TO RFQ, INSERT NAME AND ADDRESS IN SPACE ABOVE LABELED 'VENDOR'



Department of Administration
Purchasing Division
2019 Washington Street East
Post Office Box 50130
Charleston, WV 25305-0130

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CHUCK BOWNAN 304-558-2157

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ENVIRONMENTAL PROTECTION
DEPARTMENT OF
OFFICE OF AML&R
601 57TH STREET SE
CHARLESTON, WV
25304 304-926-0499

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Charleston, WV 25305-0130

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ENVIRONMENTAL PROTECTION DEPARTMENT OF OFFICE OF AML&R 601 57TH STREET SE CHARLESTON, WV 25304 304-926-0499

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Department of Administration Purchasing Division 2019 Washington Street East Post Office Box 50130 Charleston, WV 25305-0130

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ADDRESS CORRESPONDENCES (OLA WENT DU SCORE CHUCK BOWMAN 304-558-2157

ENVIRONMENTAL PROTECTION DEPARTMENT OF OFFICE OF AML&R 601 57TH STREET SE CHARLESTON, WV 304-926-0499 25304

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# AML CONTRACTOR INFORMATION FORM

You must complete this form for your AML contracting officer to request an AML eligibility evaluation from the Office of Surface Mining to determine if you are eligible to receive an AML contract. This eligibility requirement applies to contractors and their sub-contractors and is found under OSM's regulations at 30 CFR 874.16.

THURST OPINE & LEGISLATIONS OF DA PARTY OF MANY
Part A: General Information
Contractor Name: Dingos Time Poet Time Tax Payer ID No.: 58-073-8955  Address: PO. Box 609  City: Relayte D State: Wi. Zip Code: 26260 Phone: 304-823-1267  Fax No.: 364-823-3397 E-mail address:
Part B: Legal Structure
(*) Corporation () Sole Proprietorship () Partnership () LLC () Other (please specify)
Part C: Certifying and updating information in the Applicant/Violator System (AVS). Select only one of the following options, follow the instructions for that option, and sign below.
1, Phillp Leffnes , have the express authority to certify that:
(print name) Information on the attached Entity OFT from AVS is accurate, complete, and uptodate. If you select this option, you must attach an Entity OFT from AVS to this form. Sign and date below and do not complete Part D.
Part of the information on the attached Entity OFT from AVS is missing or incorrect and the information in AVS for my company must be updated. If you select this option, you must attach an Entity OFT from AVS to this form. Use Part D to provide missing or corrected information. Sign and date below and complete Part D.
Our company currently has no information in AVS. If you select this option, you must provide all information required in Part D. Sign and date below and complete Part D.
Date 7/15/09 Signature Millia Signature Millia President
IMPORTANT! In order to certify in Part C to the accuracy of existing information in AVS, you must obtain a copy of your business' Entity OFT. To obtain an Entity OFT, contact the AVS Office, toll-free, at 800-643-9748 or request it from <a href="https://www.avs.osureov">www.avs.osureov</a> on the Internet.

1. On 1. m

Part D.

Contractor Name:

If the current entity and Entity OFT information for your business is incomplete or incorrect in AVS, or if there is no information in AVS for your business, you must provide all of the following information as it applies to your business affiliations. Please make as many copies of this page as you require.

- Every officer (President, Vice President, Secretary, Treasurer, etc.);
- · All Directors:
- · All persons performing a function similar to a Director;
- · Every person or business that owns 10% or more of the voting stock in your business;
- · Every partner, if your business is a partnership;
- · Every member and manager, if your business is a limited liability company; and
- Any other person(s) who has the ability to determine the manner in which the AML reclamation project is being conducted.

Name Philla Leffices	Position/Title Mesidul & Vice Mesidul
Name Phill-p Jeffies Address 18 Comfield Ablbow Montrose W	W. Harj Telephone # 304-823-1267  100 % of Ownership Begin Date: 09
Ending Date:	
Name fish Davis Address Beington www. 26350	Position/Title Sec. +7700 Sure Telephone # 304-823-1267 — % of Ownership Begin Date: Ending Date:
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#### PAPERWORK REDUCTION STATEMENT

The Paperwork Reduction Act of 1995 (44 U.S.C. 3501) requires us to influence that: Federal Agencies may not conduct or sponsor, and a parton is not required to respond to, a collection of information subset it displays a currently valid OMB control number. This information is necessary for all successful bidders prior to the distribution of AML funds, and is required to obtain a benefit.

Public reporting burden for this form is assistated to average 45 minutes per response, including time for reviewing instructions, gathering and maintaining data, and completing and reviewing the form. Direct comments regarding the burden estimate or any other aspect of his form to the information Collection Clearance Officer, Office of Surface Mining Reclamation and Enthrocement, Room 210 S1B, Contribution Ave., NW, Washington, D.C. 20240.

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RFQ No.

STATE OF WEST VIRGINIA Purchasing Division

### PURCHASING AFFIDAVIT

#### VENDOR OWING A DEBT TO THE STATE:

West Virginia Code §5A-3-10a provides that: No contract or renewal of any contract may be awarded by the state or any of its political subdivisions to any vendor or prospective vendor when the vendor or prospective vendor or a related party to the vendor or prospective vendor is a debtor and the debt owed is an amount areater than one thousand dollars in the aggregate.

#### PUBLIC IMPROVEMENT CONTRACTS & DRUG-FREE WORKPLACE ACT:

If this is a solicitation for a public improvement construction contract, the vendor, by its signature below, affirms that it has a written plan for a drug-free workplace policy in compliance with Article 1D. Chapter 21 of the West Virginia Code. The vendor must make said affirmation with its bid submission. Further, public improvement construction contract may not be awarded to a vendor who does not have a written plan for a drug-free workplace policy in compliance with Article 1D, Chapter 21 of the West Virginia Code and who has not submitted that plan to the appropriate contracting authority in timely fashion. For a vendor who is a subcontractor, compliance with Section 5, Article 1D, Chapter 21 of the West Virginia Code may take place before their work on the public improvement is begun.

#### ANTITRUST:

In submitting a bid to any agency for the state of West Virginia, the bidder offers and agrees that if the bid is accepted the bidder will convey, sell, assign or transfer to the state of West Virginia all rights, title and interest in and to all causes of action it may now or hereafter acquire under the antitrust laws of the United States and the state of West Virginia for price fixing and/or unreasonable restraints of trade relating to the particular commodities or services purchased or acquired by the state of West Virginia. Such assignment shall be made and become effective at the time the purchasing agency tenders the initial payment to the bidder.

i certify that this bid is made without prior understanding, agreement, or connection with any corporation, firm, limited liability company, partnership or person or entity submitting a bid for the same materials, supplies, equipment or services and is in all respects fair and without collusion or fraud. I further certify that I am authorized to sign the certification on behalf of the bidder or this bid.

#### LICENSING:

Vendors must be licensed and in good standing in accordance with any and all state and local laws and requirements by any state or local agency of West Virginia, including, but not limited to, the West Virginia Secretary of State's Office, the West Virginia Tax Department, West Virginia Insurance Commission, or any other state agencies or political subdivision. Furthermore, the vendor must provide all necessary releases to obtain information to enable the Director or spending unit to verify that the vendor is licensed and in good standing with the above entities.

#### CONFIDENTIALITY:

The vendor agrees that he or she will not disclose to anyone, directly or indirectly, any such personally identifiable information or other confidential information gained from the agency, unless the individual who is the subject of the information consents to the disclosure in writing or the disclosure is made pursuant to the agency's policies, procedures and rules. Vendor further agrees to comply with the Confidentiality Policies and Information Security Accountability Requirements, set forth in http://www.state.wv.us/admin/purchase/privacy/ noticeConfidentiality.pdf.

Under penalty of law for false swearing (West Virginia Code §61-5-3), it is hereby certified that the vendor affirms and acknowledges the information in this affidavit and is in compliance with the requirements as stated

Vendor's Name: Dingess Transpart Inc.	,
Vendor's Name: <u>ONGESS Transport INC.</u> Authorized Signature:	Date: 7/15/05
Purchasina Affidavit (Revised 01/01/09)	



# State of West Virginia DRUG FREE WORKPLACE CONFORMANCE AFFIDAVIT West Virginia Code §21-1D-5

STATE OF WV.
COUNTY OF BARKOUR, TO-WIT:
I, Ahlle Johnes after being first duly sworn, depose and state as follows:
1. I am an employee of Vingess Transfort INC ; and, (Company Name)
1. I am an employee of <u>Dingess Time April Time</u> ; and, (Company Name)  2. I do hereby attest that <u>Dingess Time April Time</u> (Company Name)
maintains a valid written drug free workplace policy and that such policy is in compliance with <b>West Virginia Code</b> §21-1D-5.
The above statements are sworn to under the penalty of perjury.
(Company Name)
OFFICIAL SEAL STATE OF WEST VIRGINIA NOTARY PUBLIC Karun Blaiek 110 Evergreen Orive Elkina, WV 28241 My Commission Supires January 3, 2011 Date: 7/5/09
Taken, subscribed and sworn to before me this _/6 day of
By Commission expires far 3, 2011
(Seal)  Augustiale  (Notary Public)
THIS AFFIDAVIT MUST BE SUBMITTED WITH THE BID IN ORDER TO

THIS AFFIDAVIT MUST BE SUBMITTED WITH THE BID IN ORDER TO COMPLY WITH WV CODE PROVISIONS. FAILURE TO INCLUDE THE AFFIDAVIT WITH THE BID SHALL RESULT IN DISQUALIFICATION OF THE BID.

Rev March 2009

## Dingess Lumber Company / Dingess Transport

P.O. Box 909 Belington, WV 26250

Phone: 304-823-1267 Fax: 304-823-3397

## FAX TRANSMITTAL FORM

To: WV Des 14665 Name:

CC:

Phone: Fax:

Number of Pages:

Message:

DEP. 14665

# Jessop HW #10 DEP14665

Revised Contractor's Bid Sheet

Company Name: Dingess Tims fout Inc

Believe us 26250

The DEP reserves the right to request additional information and supporting documentation regarding unit prices when the unit price appears to be unreasonable.

TEM NO.	OUA	NTITY	DESCRIPTION .	UNIT PRICE	AMOUNT
1.0	1	LS	Mobilization and Demobilization (Limited to 10% of Total Bid)		\$ 110000-
2.0	<u> </u>	LS	Construction Layout Stakes (Limited to 5% of Total Bid)		\$ 60,000 -
3.0	<u> </u>	LS	Quality Control (Limited to 3% of the Total Bid)		\$ 30.000-
4.1	1	LS	Site Preparation (Limited to 10% of Total Bid)		\$ 110 000 -
4.2	2,000	TN	Gravel Road Rehabilitation	19-	\$ 38000-
5.0	5,000	LF	Sediment Control	250	\$ 12.500-
6.0	35	AC	Revegetation	2500 -	\$ 87500-
7.1	320	LF	2-foot Grouted Riprap Channel	75	\$ 24000-
7.2	4.200	LF	Grass-Lined Ditch	5-	\$ 21000-
7.3	1,900	LF	3-foot Grouted Riprap Channel	85-	s 161500-
7.4	720	LF	4-foot Grouted Riprap Channel	95-	\$ 68400-
7.5	8	EA	Drive Through Channel	1800 -	\$ 14400-
7.6	500	LF	8-foot Grouted Riprap Channel	190	\$ 95000 -
7.7	200	LF	18-inch HDPE Pipe	45-	5 9000 -
7.8	.7	EA	Type "G" Drop Inlets	1500-	\$ 10500-
7.9	10	LF	Type "G" Drop Inlet Riser Sections	250 -	\$ 2500 -
8.1	125,000	CY	Unclassified Excavation	<u> </u>	\$ 250.000
9.1	8	EA	Wet/Modified Mine Seal	8500 -	\$ 68000-
9.2	2	EA	Bat Gate Mine Scal	21000 -	\$ 42000-
9.3	2,600	LF	Conveyance Pipe	8	\$ 10400-
9.4	300	EA	Soda Ash Briquettes	3-	\$ 900 -
11.0	275	LF	Underdrain	30-	3 8250-
11.1	75	LF	Underdrain Conveyance Pipe	6-	\$ 450-
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					\$
			TOTAL One Million Two Hundred Twenty	<u> </u>	

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