



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

Solicitation

NUMBER

DEP16180

PAGE

1

ADDRESS CORRESPONDENCE TO ATTENTION OF:

FRANK WHITTAKER
304-558-2316

V
E
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D
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R

J M Trucking
1549 Bachman Road
Fayetteville, WV 25840

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ENVIRONMENTAL PROTECTION
DEPARTMENT OF
DIVISION OF LAND RESTORATION
601 57TH STREET SE
CHARLESTON, WV
25304 304-926-0499

DATE PRINTED

03/21/2013

BID OPENING DATE:

04/30/2013

BID OPENING TIME 1:30PM

LINE	QUANTITY	UOP	CAT. NO.	ITEM NUMBER	UNIT PRICE	AMOUNT
0001	1	JB		962-86	3.77	3.77
LEACHATE HAULING PER 100 GAL.						
REQUEST FOR SOLICITATION (RFQ)						
THE WEST VIRGINIA PURCHASING DIVISION, ON BEHALF OF THE WEST VIRGINIA DEPARTMENT OF ENVIROMENTAL PROTECTION IS SOLICITING BIDS FROM QUALIFIED VENDORS FOR AN "OPEN-END CONTRACT" TO HAUL LEACHATE FROM THE CENTRAL WV REFUSE LANDFILL TO THE FLATWOODS CANOE RUN WASTE-WATER TREATMENT PLANT, OR THE NEAREST DEP APPROVED WTP AS DIRECTED BY THE FLATWOODS CANOE RUN PSD.						
A MANDATORY PRE-BID CONFERENCE WILL BE HELD AT THE CENTRAL WV REFUSE LF. FAILURE TO ATTEND THE PRE-BID CONFERENCE WILL RESULT IN DISQUALIFICATION OF THE BID.						
DIRECTIONS TO SITE: CENTRAL WV REFUSE LANDFILL IS LOCATED NEAR FRAMETOWN IN BRAXTON COUNTY. FROM 1-77 FRAMETOWN EXIT 51, HEAD NORTH ON WV 4 N TOWARD GASSAWAY FOR 4.8 MILES. TURN LEFT ONTO DITTMAN DR. TRAVEL APPROXIMATELY 200 YARDS TO GRAVEL ROAD ON RIGHT. TANK IS LOCATED APPROXIMATELY 1/2 MILE ON GRAVEL ROAD. GPS COORDINATES:						
04/29/13 11:59:03 AM West Virginia Purchasing Division						

SIGNATURE	Marilyn Richards	TELEPHONE	(304) 574.0680	DATE	4.29.2013
TITLE	Owner	FEIN		ADDRESS CHANGES TO BE NOTED ABOVE	

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

DEP16180

Bid Schedule

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

DESCRIPTION	QUANTITY	COST
Leachate Hauling	(\$ / 100 GAL)	\$ <u>3.17</u>

Company

Name: JM TRUCKING

Signature: Maulyn Richards Date: 4.29.2013

VENDOR PREFERENCE CERTIFICATE

Certification and application* is hereby made for Preference in accordance with *West Virginia Code*, §5A-3-37. (Does not apply to construction contracts). *West Virginia Code*, §5A-3-37, provides an opportunity for qualifying vendors to request (at the time of bid) preference for their residency status. Such preference is an evaluation method only and will be applied only to the cost bid in accordance with the *West Virginia Code*. This certificate for application is to be used to request such preference. The Purchasing Division will make the determination of the Resident Vendor Preference, if applicable.

1. ☒ **Application is made for 2.5% resident vendor preference for the reason checked:**
☒ Bidder is an individual resident vendor and has resided continuously in West Virginia for four (4) years immediately preceding the date of this certification; or,
☐ Bidder is a partnership, association or corporation resident vendor and has maintained its headquarters or principal place of business continuously in West Virginia for four (4) years immediately preceding the date of this certification; or 80% of the ownership interest of Bidder is held by another individual, partnership, association or corporation resident vendor who has maintained its headquarters or principal place of business continuously in West Virginia for four (4) years immediately preceding the date of this certification; or,
☐ Bidder is a nonresident vendor which has an affiliate or subsidiary which employs a minimum of one hundred state residents and which has maintained its headquarters or principal place of business within West Virginia continuously for the four (4) years immediately preceding the date of this certification; or,
2. ☒ **Application is made for 2.5% resident vendor preference for the reason checked:**
☒ Bidder is a resident vendor who certifies that, during the life of the contract, on average at least 75% of the employees working on the project being bid are residents of West Virginia who have resided in the state continuously for the two years immediately preceding submission of this bid; or,
3. **Application is made for 2.5% resident vendor preference for the reason checked:**
☐ Bidder is a nonresident vendor employing a minimum of one hundred state residents or is a nonresident vendor with an affiliate or subsidiary which maintains its headquarters or principal place of business within West Virginia employing a minimum of one hundred state residents who certifies that, during the life of the contract, on average at least 75% of the employees or Bidder's affiliate's or subsidiary's employees are residents of West Virginia who have resided in the state continuously for the two years immediately preceding submission of this bid; or,
4. **Application is made for 5% resident vendor preference for the reason checked:**
☐ Bidder meets either the requirement of both subdivisions (1) and (2) or subdivision (1) and (3) as stated above; or,
5. **Application is made for 3.5% resident vendor preference who is a veteran for the reason checked:**
☐ Bidder is an individual resident vendor who is a veteran of the United States armed forces, the reserves or the National Guard and has resided in West Virginia continuously for the four years immediately preceding the date on which the bid is submitted; or,
6. **Application is made for 3.5% resident vendor preference who is a veteran for the reason checked:**
☐ Bidder is a resident vendor who is a veteran of the United States armed forces, the reserves or the National Guard, if, for purposes of producing or distributing the commodities or completing the project which is the subject of the vendor's bid and continuously over the entire term of the project, on average at least seventy-five percent of the vendor's employees are residents of West Virginia who have resided in the state continuously for the two immediately preceding years.
7. **Application is made for preference as a non-resident small, women- and minority-owned business, in accordance with *West Virginia Code* §5A-3-59 and *West Virginia Code of State Rules*.**
☐ Bidder has been or expects to be approved prior to contract award by the Purchasing Division as a certified small, women- and minority-owned business.

Bidder understands if the Secretary of Revenue determines that a Bidder receiving preference has failed to continue to meet the requirements for such preference, the Secretary may order the Director of Purchasing to: (a) reject the bid; or (b) assess a penalty against such Bidder in an amount not to exceed 5% of the bid amount and that such penalty will be paid to the contracting agency or deducted from any unpaid balance on the contract or purchase order.

By submission of this certificate, Bidder agrees to disclose any reasonably requested information to the Purchasing Division and authorizes the Department of Revenue to disclose to the Director of Purchasing appropriate information verifying that Bidder has paid the required business taxes, provided that such information does not contain the amounts of taxes paid nor any other information deemed by the Tax Commissioner to be confidential.

Under penalty of law for false swearing (*West Virginia Code*, §61-5-3), Bidder hereby certifies that this certificate is true and accurate in all respects; and that if a contract is issued to Bidder and if anything contained within this certificate changes during the term of the contract, Bidder will notify the Purchasing Division in writing immediately.

Bidder: JM TRUCKING Signed: Marilyn Richards
 Date: 4.29.2013 Title: Owner

CERTIFICATION AND SIGNATURE PAGE

By signing below, I certify that I have reviewed this Solicitation in its entirety; understand the requirements, terms and conditions, and other information contained herein; that I am submitting this bid or proposal for review and consideration; that I am authorized by the bidder to execute this bid or any documents related thereto on bidder's behalf; that I am authorized to bind the bidder in a contractual relationship; and that to the best of my knowledge, the bidder has properly registered with any State agency that may require registration.

JM TRUCKING

(Company)

Marilyn Richards

(Authorized Signature)

Jesse Richards, Co. owner

(Representative Name, Title)

(304) 574 0680 (SAME)

(Phone Number)

(Fax Number)

4.29.2013

(Date)

ADDENDUM ACKNOWLEDGEMENT FORM
SOLICITATION NO.: DEP16180

Instructions: Please acknowledge receipt of all addenda issued with this solicitation by completing this addendum acknowledgment form. Check the box next to each addendum received and sign below. Failure to acknowledge addenda may result in bid disqualification.

Acknowledgment: I hereby acknowledge receipt of the following addenda and have made the necessary revisions to my proposal, plans and/or specification, etc.

Addendum Numbers Received:

(Check the box next to each addendum received)

<input checked="" type="checkbox"/> Addendum No. 1 <input type="checkbox"/> Addendum No. 2 <input type="checkbox"/> Addendum No. 3 <input type="checkbox"/> Addendum No. 4 <input type="checkbox"/> Addendum No. 5	<input type="checkbox"/> Addendum No. 6 <input type="checkbox"/> Addendum No. 7 <input type="checkbox"/> Addendum No. 8 <input type="checkbox"/> Addendum No. 9 <input type="checkbox"/> Addendum No. 10
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I understand that failure to confirm the receipt of addenda may be cause for rejection of this bid. I further understand that any verbal representation made or assumed to be made during any oral discussion held between Vendor's representatives and any state personnel is not binding. Only the information issued in writing and added to the specifications by an official addendum is binding.

J M TRUCKING

Company

Marilyn Richards

Authorized Signature

4.29.2013

Date

NOTE: This addendum acknowledgment should be submitted with the bid to expedite document processing.



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DATE PRINTED
04/10/2013

BID OPENING DATE:

04/30/2013

BID OPENING TIME 1:30PM

LINE	QUANTITY	UOP	CAT NO.	ITEM NUMBER	UNIT PRICE	AMOUNT
ADDENDUM NO. 1						
1. ADDENDUM ISSUED TO PROVIDE A COPY OF THE MANDATORY PRE-BID SIGN-IN SHEET. PRE-BID SIGN-IN SHEET IS ATTACHED.						
2. TO PROVIDE ADDENDUM ACKNOWLEDGEMENT. THIS DOCUMENT SHOULD BE SIGNED AND RETURNED WITH YOUR BID. FAILURE TO SIGN AND RETURN MAY RESULT IN THE DISQUALIFICATION OF YOUR BID.						
***** END OF ADDENDUM NO. 1 *****						

SIGNATURE	<i>Marilyn Richards</i>	TELEPHONE	304 574 0680	DATE	April 29, 2013
TITLE	owner	FEIN		ADDRESS CHANGES TO BE NOTED ABOVE	



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0001	1	JB		962-86	3.77	3.77
				LEACHATE HAULING PER 100 GAL.		
***** THIS IS THE END OF RFQ DEP16180 ***** TOTAL:						3.77

SIGNATURE	Maureen Richards	TELEPHONE	304 574 6680	DATE	4-29-2013
TITLE	Owner	FEIN		ADDRESS CHANGES TO BE NOTED ABOVE	

SOLICITATION NUMBER: DEP16180

Addendum Number: 1

The purpose of this addendum is to modify the solicitation identified as ("Solicitation") to reflect the change(s) identified and described below.

Applicable Addendum Category:

- ☐ Modify bid opening date and time
- ☐ Modify specifications of product or service being sought
- ☐ Attachment of vendor questions and responses
- ☒ Attachment of pre-bid sign-in sheet
- ☐ Correction of error
- ☐ Other

Description of Modification to Solicitation:

1. To provide Vendors a copy of the Mandatory per-bid sign-in sheet.
2. To provide Addendum Acknowledgement.

Additional Documentation: Documentation related to this Addendum (if any) has been included herewith as Attachment A and is specifically incorporated herein by reference.

Terms and Conditions:

1. All provisions of the Solicitation and other addenda not modified herein shall remain in full force and effect.
2. Vendor should acknowledge receipt of all addenda issued for this Solicitation by completing an Addendum Acknowledgment, a copy of which is included herewith. Failure to acknowledge addenda may result in bid disqualification. The addendum acknowledgement should be submitted with the bid to expedite document processing.

ATTACHMENT A

SIGN IN SHEET

Page 1 of 2

Request for ^{Quote} Proposal No. DEP16180

PLEASE PRINT

Date:

* PLEASE BE SURE TO PRINT LEGIBLY - IF POSSIBLE, LEAVE A BUSINESS CARD

TELEPHONE & FAX
NUMBERS

FIRM & REPRESENTATIVE NAME

MAILING ADDRESS

Company: <u>WB DEP</u>	<u>117 E. Main St.</u>	PHONE <u>304 575-1133</u>
Rep: <u>John L. ...</u>	<u>...</u>	TOLL FREE
Email Address: <u>...</u>		FAX <u>304 575-1133</u>
Company: <u>Davis Super Service</u>	<u>2675 Cr. to be paid</u>	PHONE <u>304 777-2622</u>
Rep: <u>Davis Coleman</u>	<u>Highway 66 25770</u>	TOLL FREE
Email Address: <u>...</u>		FAX
Company: <u>W. K. ...</u>	<u>111 314</u>	PHONE <u>304 677-1111</u>
Rep: <u>...</u>	<u>...</u>	TOLL FREE <u>304 677-1111</u>
Email Address: <u>...</u>		FAX
Company: <u>W. K. ...</u>	<u>10 Box 134</u>	PHONE <u>304 677-1111</u>
Rep: <u>Nancy Kelley</u>	<u>...</u>	TOLL FREE <u>304 677-1111</u>
Email Address: <u>...</u>		FAX
Company: <u>Bart Contracting Inc.</u>	<u>3755 Camino N. H. Road</u>	PHONE <u>304 512-6163</u>
Rep: <u>Abigail Bart</u>	<u>Camino, W. 2662</u>	TOLL FREE
Email Address: <u>bart@bartcontracting.com</u>		FAX <u>304 512-6163</u>

SIGN IN SHEET

Page 2 of 2Request for ^{Quote} Proposal No. DEP16180

PLEASE PRINT

Date:

* PLEASE BE SURE TO PRINT LEGIBLY - IF POSSIBLE, LEAVE A BUSINESS CARD

FIRM & REPRESENTATIVE NAME	MAILING ADDRESS	TELEPHONE & FAX NUMBERS
Company: <u>W. H. & T. Co.</u>	<u>2400 N. 1st St.</u>	PHONE <u>304-272-4446</u>
Rep: <u>W. H. & T. Co.</u>	<u>W. H. & T. Co.</u>	TOLL FREE
Email Address: <u>whandtco@earthlink.net</u>		FAX <u>304-272-4446</u>
Company: <u>J. M. Trucking</u>	<u>1549 Belmont Rd</u>	PHONE <u>304-514-6666</u>
Rep: <u>Jim Richard</u>	<u>Payetteville, MD 21346</u>	TOLL FREE
Email Address: <u>jmrichard@earthlink.net</u>		FAX
Company: _____	_____	PHONE _____
Rep: _____	_____	TOLL FREE
Email Address: _____	_____	FAX _____
Company: _____	_____	PHONE _____
Rep: _____	_____	TOLL FREE
Email Address: _____	_____	FAX _____
Company: _____	_____	PHONE _____
Rep: _____	_____	TOLL FREE
Email Address: _____	_____	FAX _____

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SOLICITATION NO.: DEP16180

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<input type="checkbox"/> Addendum No. 2	<input type="checkbox"/> Addendum No. 7
<input type="checkbox"/> Addendum No. 3	<input type="checkbox"/> Addendum No. 8
<input type="checkbox"/> Addendum No. 4	<input type="checkbox"/> Addendum No. 9
<input type="checkbox"/> Addendum No. 5	<input type="checkbox"/> Addendum No. 10

I understand that failure to confirm the receipt of addenda may be cause for rejection of this bid. I further understand that any verbal representation made or assumed to be made during any oral discussion held between Vendor's representatives and any state personnel is not binding. Only the information issued in writing and added to the specifications by an official addendum is binding.

JM TRUCKING

Company

Marilyn Richards

Authorized Signature

April 29, 2013

Date

NOTE: This addendum acknowledgement should be submitted with the bid to expedite document processing.

Revised 6/8/2012

THIS DOCUMENT HAS AN ARTIFICIAL WATERMARK PRINTED ON THE BACK. THE FRONT OF THE DOCUMENT HAS A MICRO-PRINT SIGNATURE LINE. ABSENCE OF THESE FEATURES WILL INDICATE A COPY.

JM Trucking

REMITTER 2124-51
BANK ASSOCIATE Fayetteville
BRANCH NAME (304) 574-0021
BRANCH TELEPHONE #



@ your service

907550 69-39
519

April 26, 2013

PARKERSBURG, WV 26101

Member FDIC

DATE

PAY

TO THE *State of WV Purchasing Div*
ORDER OF

*****5,000.00

\$

Purchaser Notification: In the event this check is lost, stolen, or destroyed, a notarized affidavit and 90-day waiting period will be required prior to replacement or refund.

FIVE THOUSAND DOLLARS AND ZERO CENTS

VOID OVER

\$*****5,000.00

OFFICIAL BANK CHECK

Jennifer Bailey
AUTHORIZED SIGNATURE

RFQ No. DEP/6180STATE OF WEST VIRGINIA
Purchasing Division**PURCHASING AFFIDAVIT**

MANDATE: Under W. Va. Code §5A-3-10a, 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: (1) the debt owed is an amount greater than one thousand dollars in the aggregate; or (2) the debtor is in employer default.

EXCEPTION: The prohibition listed above does not apply where a vendor has contested any tax administered pursuant to chapter eleven of the W. Va. Code, workers' compensation premium, permit fee or environmental fee or assessment and the matter has not become final or where the vendor has entered into a payment plan or agreement and the vendor is not in default of any of the provisions of such plan or agreement.

DEFINITIONS:

"Debt" means any assessment, premium, penalty, fine, tax or other amount of money owed to the state or any of its political subdivisions because of a judgment, fine, permit violation, license assessment, defaulted workers' compensation premium, penalty or other assessment presently delinquent or due and required to be paid to the state or any of its political subdivisions, including any interest or additional penalties accrued thereon.

"Employer default" means having an outstanding balance or liability to the old fund or to the uninsured employers' fund or being in policy default, as defined in W. Va. Code § 23-2c-2, failure to maintain mandatory workers' compensation coverage, or failure to fully meet its obligations as a workers' compensation self-insured employer. An employer is not in employer default if it has entered into a repayment agreement with the Insurance Commissioner and remains in compliance with the obligations under the repayment agreement.

"Related party" means a party, whether an individual, corporation, partnership, association, limited liability company or any other form or business association or other entity whatsoever, related to any vendor by blood, marriage, ownership or contract through which the party has a relationship of ownership or other interest with the vendor so that the party will actually or by effect receive or control a portion of the benefit, profit or other consideration from performance of a vendor contract with the party receiving an amount that meets or exceeds five percent of the total contract amount.

AFFIRMATION: By signing this form, the vendor's authorized signer affirms and acknowledges under penalty of law for false swearing (W. Va. Code §61-5-3) that neither vendor nor any related party owe a debt as defined above and that neither vendor nor any related party are in employer default as defined above, unless the debt or employer default is permitted under the exception above.

WITNESS THE FOLLOWING SIGNATURE:Vendor's Name: J M TRUCKINGAuthorized Signature: [Signature] Date: 4/29/13State of WVCounty of Fayette, to-wit:Taken, subscribed, and sworn to before me this 29th day of April, 2013.My Commission expires Oct. 4, 2017.**AFFIX SEAL HERE****NOTARY PUBLIC**[Signature]
Purchasing Affidavit (Revised 07/01/2012)