



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

## Request for Quotation

RFQ NUMBER

DEP13570

PAGE

7

ADDRESS CORRESPONDENCE TO ATTENTION OF:

CHUCK BOWMAN  
304-558-2157

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\*709054039 304-329-0490  
J B & SONS LLC  
ROUTE 2 BOX 285  
  
ALBRIGHT WV 26519

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ENVIRONMENTAL PROTECTION  
DEPT. OF  
OFFICE OF SPECIAL RECLAMATION  
105 S. RAILROAD STREET  
PHILIPPI, WV  
26416-9998 304-457-3219

DATE PRINTED	TERMS OF SALE	SHIP VIA	F.O.B.	FREIGHT TERMS
11/16/2006				

BID OPENING DATE:

01/03/2007

BID OPENING TIME

01:30PM

LINE	QUANTITY	UOP	CAT NO.	ITEM NUMBER	UNIT PRICE	AMOUNT
.....DATE						
REV. 11/96						
CONTRACTORS LICENSE						
WEST VIRGINIA STATE CODE 21-11-2 REQUIRES THAT ALL PERSONS DESIRING TO PERFORM CONTRACTING WORK IN THIS STATE MUST BE LICENSED. THE WEST VIRGINIA CONTRACTORS LICENSING BOARD IS EMPOWERED TO ISSUE THE CONTRACTORS LICENSE. APPLICATIONS FOR A CONTRACTORS LICENSE MAY B MADE BY CONTACTING THE WEST VIRGINIA DIVISION OF LABOR CAPITOL COMPLEX, BUILDING 3, ROOM 319, CHARLESTON, WV 25305. TELEPHONE: (304) 558-7890.						
WEST VIRGINIA STATE CODE 21-11-11 REQUIRES ANY PROSPECTIVE BIDDER TO INCLUDE THE CONTRACTORS LICENSE NUMBER ON THEIR BID.						
BIDDER TO COMPLETE:						
CONTRACTORS NAME: ....J.B. & SONS LLC.....						
CONTRACTORS LICENSE NO.: ...WV013691.....						
THE SUCCESSFUL BIDDER WILL BE REQUIRED TO FURNISH A COPY OF THEIR CONTRACTORS LICENSE PRIOR TO ISSUANCE OF A PURCHASE ORDER/CONTRACT						
APPLICABLE LAW						
THE WEST VIRGINIA STATE CODE, PURCHASING DIVISION RULES AND REGULATIONS, AND THE INFORMATION PROVIDED IN THE "REQUEST FOR QUOTATION" ISSUED BY THE PURCHASING DIVISION IS THE SOLE AUTHORITY GOVERNING THIS						

SEE REVERSE SIDE FOR TERMS AND CONDITIONS

SIGNATURE <i>W.F. Bolinger Jr</i>	TELEPHONE 304-329-0818	DATE 12/23/06
TITLE <i>Owner/Member</i>	FEIN 55-0658945	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 \$125.00 registration fee.
5. All services performed or goods delivered under State Purchase Orders/Contracts are to be continued for the term of the Purchase Order/Contract, 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 is automatically null and void, and is 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 Covered Entity (45 CFR §160.103) and will be disclosing Protected Health Information (45 CFR §160.103) to the vendor.

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**INSTRUCTIONS TO BIDDERS**

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

**SIGNED BID TO:**

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



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Department of Administration  
Purchasing Division  
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26416-9998 304-457-3219

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11/16/2006				

BID OPENING DATE:

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BID OPENING TIME

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LINE	QUANTITY	UOP	CAT. NO.	ITEM NUMBER	UNIT PRICE	AMOUNT
	PROCUREMENT.					
	ANY INFORMATION PROVIDED IN SPECIFICATION MANUALS, OR ANY OTHER SOURCE, VERBAL OR WRITTEN, WHICH CONTRADICTS OR ALTERS THE INFORMATION PROVIDED FROM THE SOURCES AS DESCRIBED IN THE ABOVE PARAGRAPH IS VOID AND OF NO EFFECT.					
	BANKRUPTCY: IN THE EVENT THE VENDOR/CONTRACTOR FILES FOR BANKRUPTCY PROTECTION, THIS CONTRACT IS AUTOMATICALLY NULL AND VOID, AND IS TERMINATED WITHOUT FURTHER ORDER.					
	REV. 1/2005					
	NOTICE					
	A SIGNED BID MUST BE SUBMITTED TO:					
	DEPARTMENT OF ADMINISTRATION PURCHASING DIVISION BUILDING 15 2019 WASHINGTON STREET, EAST CHARLESTON, WV 25305-0130					
	THE BID SHOULD CONTAIN THIS INFORMATION ON THE FACE OF THE ENVELOPE OR THE BID MAY NOT BE CONSIDERED:					
	SEALED BID					
	BUYER:			CB23		
	REQ. NO.:			DEP13570		

SEE REVERSE SIDE FOR TERMS AND CONDITIONS

SIGNATURE	<i>W. J. Bolinger</i>	TELEPHONE	304-329-0818	DATE	12/23/06
TITLE	Owner / Member	FEIN	55-0658945	ADDRESS CHANGES TO BE NOTED ABOVE	

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

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BUYER CB-23	PAGE 010	REQ. OR PO NO. DEP 13570
SPENDING UNIT WEST VIRGINIA DEPARTMENT OF ENVIRONMENTAL PROTECTION/SPECIAL RECLAMATION		

WV-36a STATE OF WEST VIRGINIA  
Rev. 1/29/02 PURCHASING CONTINUATION SHEET  
VENDOR:

### SCOPE OF WORK

The successful bidder shall provide appropriate equipment, materials, labor and any technical services needed for the successful reclamation of Rockville Mining Co. Permit S-65-82, and any disturbance associated with such operation. The General Performance Standards (GPS) shall apply to all items in Scope of Work.

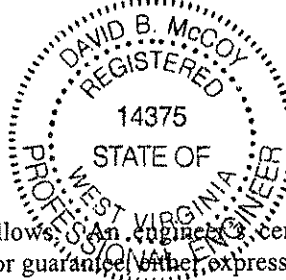
Work necessary on this site will include the following items, but is not limited to these:

1. Construct fence around all ponds and cells located on Rockville Mining Company S-65-82. This will include installation of all posts, gates, fence material and barbed wire according to the plan outlined in the requisition.
2. Revegetation is required for disturbed areas during fence construction and any areas designated at pre-bid meeting.

I, David B. McCoy, the undersigned, hereby certify <sup>1</sup> that this Reclamation Plan is correct and shows to the best of my knowledge and belief all the information required by the surface mining laws of the State of West Virginia. The source of information was the approved mining and reclamation plan contained in the forfeited surface mine permit, existing site conditions and information contained in the WV DEP, Inspection and Enforcement files.

*David B. McCoy*

Registered Professional Engineer WV No. 14375



*JBS*  
*10/27/06*

Date: 10-25-2006

<sup>1</sup> The term "certify" as used herein is defined as follows: An engineer's certification of conditions is a declaration of professional judgment. It does not constitute a warranty or guarantee, either expressed or implied.

BUYER CB-23	PAGE <u>111</u>	REQ. OR PO NO. DEP 13570
SPENDING UNIT WEST VIRGINIA DEPARTMENT OF ENVIRONMENTAL PROTECTION/SPECIAL RECLAMATION		

WV-36a STATE OF WEST VIRGINIA  
Rev. 1/29/02 PURCHASING CONTINUATION SHEET  
VENDOR:

ITEM NO.	QUANTITY	DESCRIPTION	UNIT PRICE	AMOUNT
<b>BID SCHEDULE</b>				
<b>PERMIT NAME: <u>Rockville Mining Co.</u></b>				
<b>PERMIT NUMBER(S): <u>S-65-82</u></b>				
1.0	<u>4</u> EA	Two (2) inch diameter heavy-duty pipe gate, twelve (12) feet in length	\$ <u>300.<sup>00</sup></u> PER EACH	\$ <u>1,200.<sup>00</sup></u>
2.0	<u>8</u> EA	Two (2) inch diameter heavy-duty pipe gate, four (4) feet in length. Pedestrian gate.	\$ <u>250.<sup>00</sup></u> PER EACH	\$ <u>2,000.<sup>00</sup></u>
3.0	<u>8200</u> LF	Typical woven wire line fence, forty seven (47) inch height, ten (10) strands, top and bottom stays ten (10) gauge min., vertical stays eleven (11) gauge min. and six (6) inch spacing.	\$ <u>1.91</u> PER LF	\$ <u>15,662.<sup>00</sup></u>
4.0	<u>16400</u> LF	Typical standard barbed wire, fifteen and one half (15 ½) gauge, four (4) point barbs at five (5) inch centers.	\$ <u>0.57</u> PER LF	\$ <u>9,348.<sup>00</sup></u>
5.0	<u>310</u> EA	Treated wooden gate/corner/intermediate post, six (6) inch min. diameter, eight (8) foot min. length. Intermediate posts used for bracing gate and corner posts.	\$ <u>60.<sup>00</sup></u> PER EACH	\$ <u>18,600.<sup>00</sup></u>
6.0	<u>745</u> EA	Treated wooden line post, three (3) inch min. diameter, seven and one half (7 ½) foot min. length.	\$ <u>35.<sup>00</sup></u> PER EACH	\$ <u>26,075.<sup>00</sup></u>
7.0		<u>REVEGETATION</u>		
7.1	<u>3</u> AC	<u>AGRICULTURAL LIME</u>	\$ <u>400.<sup>00</sup></u> PER ACRE	\$ <u>1,200.<sup>00</sup></u>
7.2	<u>3</u> AC	<u>FERTILIZER</u>	\$ <u>200.<sup>00</sup></u> PER ACRE	\$ <u>600.<sup>00</sup></u>
7.3	<u>3</u> AC	<u>MULCH</u>	\$ <u>1000.<sup>00</sup></u> PER ACRE	\$ <u>3,000.<sup>00</sup></u>
7.4	<u>3</u> AC	<u>VEGETATIVE SPECIES</u>	\$ <u>500.<sup>00</sup></u> PER ACRE	\$ <u>1,500.<sup>00</sup></u>
<b>Total Permit S-65-82</b>				\$ <u>79,185.<sup>00</sup></u>