

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

Request for BEONUMBER Quotation

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MICHAEL AUSTIN 304-558-2402

DIVISION OF HIGHWAYS JOBSITE SEE SPECIFICATIONS

RYAN ENVIRONMENTAL, INC.

(304) 842-5578 Route 4, Box 260 Bridgeport, West Virginia 26330

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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 may be deemed null and void, and terminated without further order.
- 14. HIPAA Business Associate Addendum The West Viginia 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.

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.
- 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



VENDOR

RFQ COPY

TYPE NAME/ADDRESS HERE

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

Request for Quotation

02800224

REQ NUMBER

MICHAEL AUSTIN 304-558-2402

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DIVISION OF HIGHWAYS JOBSITE SEE SPECIFICATIONS

DATE PRINTED TERMS OF SALE SHIP VIA F.O.B. FREIGHT TERMS 03/05/2008 BID OPENING DATE: 03/19/2008 **BID OPENING TIME** 01:30PM QUANTITY LONE UOP ITEM NUMBER UNIT PRICE AMOUNT PERTAINING TO THIS CONTRACT ARE HEREBY DELETED. WORKERS' COMPENSATION: VENDOR IS REQUIRED TO PROVIDE A CERTIFICATE FROM WORKERS' COMPENSATION IF SUCCESSFUL. ALL OF THE ITEMS CHECKED BELOW WILL BE A REQUIREMENT OF THIS CONTRACT: (XX) INSURANCE: SUCCESSFUL VENDOR SHALL FURNISH PROOF OF COMMERCIAL GENERAL LIABILITY INSURANCE PRIOR TO ISSUANCE OF CONTRACT. | UNLESS OTHERWISE SPECIFIED IN THE BID DOCUMENTS, THE MINIMUM AMOUNT OF INSURANCE COVERAGE REQUIRED IS \$250,000.) BUILDER'S RISK INSURANCE: SUCCESSFUL VENDOR SHALL FURNISH PROOF OF BUILDERS RISK - ALL RISK INSURANCE IN AN AMOUNT EQUAL TO 100% OF THE AMOUNT OF THE CONTRACT. FIVE PERCENT (5%) OF THE TOTAL AMOUNT OF (XX) BONDS: THE BID PAYABLE TO THE STATE OF WEST VIRGINIA, SHALL BE SUBMITTED WITH EACH BID AS A BID BOND. THE SUCCESSFUL BIDDER SHALL ALSO FURNISH A PERFORMANCE BOND AND LABOR/ MATERIAL BOND FOR 100% OF THE AMOUNT OF THE CONTRACT. BONDS MAY BE PROVIDED IN THE FORM OF A CERTIFIED CHECK IRREVOCABLE LETTER OF CREDIT, OR BOND FURNISHED BY A SOLVENT SURETY COMPANY AUTHORIZED TO DO BUSINESS IN THE STATE OF WEST VIRGINIA. A LETTER OF CREDIT SUBMITTED IN LIEU OF A PERFORMANCE AND LABOR & MATERIAL BOND WILL ONLY BE ALLOWED FOR PROJECTS UNDER \$100,000. PERSONAL OR BUSINESS CHECK'S ARE NOT ACCECPTABLE IN LIEU OF THE 5% BID BOND, PERFORMANCE BOND, OR LABOR AND MATERIAL BOND.) MAINTENANCE BOND: A TWO (2) YEAR MAINTENANCE BOND COVERING THE ROOFING SYSTEM WILL BE A REQUIREMENT OF THE SUCCESSFUL VENDOR. SEE REVERSE SIDE FOR TERMS AND CONDITIONS SIGNATURE DATE 3/18/2008 TELEPHONE 304-842-5578 Vice President ADDRESS CHANGES TO BE NOTED ABOVE 550588938



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MICHAEL AUSTIN 304-558-2402

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DATE PRINTED: TERMS OF SALE SHIP VIA FOB. FREIGHT TERMS 03/05/2008 BID OPENING DATE: 03/19/2008 BID OPENING TIME 01:30PM LINE QUANTITY ITEM NUMBER UNIT PRICE AMOUNT DIVISION. THE SAME RULES AND REGULATIONS ORIGINAL APPLY TO THE BIDDING DOCUMENT SHALL ALSO APPLY TO AN ADDENDUM DOCUMENT. THE ONLY EXCEPTION MAY BE FOR AN ADDENDUM THAT IS ISSUED FOR THE SOLE PURPOSE OF CHANGING A BID OPENING TIME AND/OR DATE. REV. 11/96 EXHIBIT 10 ADDENDUM ACKNOWLEDGEMENT I HEREBY ACKNOWLEDGE RECEIPT OF THE FOLLOWING CHECKED ADDENDUM(S) AND HAVE MADE THE NECESSARY REVISIONS TO MY PROPOSAL, PLANS AND/OR SPECIFICATION, ETC. ADDENDUM NOS .: NO. 1 NO. 2 NO. 3 NO. 4 NO. 5 I UNDERSTAND THAT FAILURE TO CONFIRM THE RECEIPT OF THE ADDENDUM(S) MAY BE CAUSE FOR REJECTION OF THE BIDS. VENDOR MUST CLEARLY UNDERSTAND THAT ANY VERBAL REPRESENTATION MADE OR ASSUMED TO BE MADE DURING ANY ORAL DISCUSSION HELD BETWEEN VENDOR'S REPRESENTATIVES SEE REVERSE SIDE FOR TERMS AND CONDITIONS: TELEPHONE 304-842-5578 SIGNATURE DATE 3/18/2008 Vice President ADDRESS CHANGES TO BE NOTED ABOVE 550588938



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The West Virginia Division of Highways is soliciting bids for the removal of three (3) underground storage tanks at the Lincoln County Headquarters.

SCOPE OF WORK

The Contractor shall provide all material, equipment and labor to remove three UST's and all associated product lines, vent lines and the pump island.

SYSTEM DESCRIPTION

The tank field is composed of one 10,000 gallon diesel tank, one 10,000 gallon gas tank and a 1,000 gallon used oil tank, each in a separate pit. All three tanks are fiberglass.

The diesel tank is overlaid with a 30' x 40', 8 inch thick concrete slab. The other tanks, product and vent lines are covered by asphalt pavement.

The gas line travel about 45 feet from the tanks to the pumps. The diesel line runs about 21 feet. The vent lines are 57 and 21 feet, respectively.

There are two monitor wells within the tank field to be removed by the contractor. There is one well within the used oil pit to be removed also.

The pumps will be removed and electrical service to the tanks will be terminated by state forces prior to contract work.

WORK TIME

Work shall be performed from 8:00 AM to 5:00 PM, Monday thru Friday. Alternate work hours will be considered at the request of the Contractor. The Contractor will also notify the DOH five (5) days prior to the start of work.

CONTRACTOR CERTIFICATION

The Contractor shall have a West Virginia Department of Environmental Protection class "B" certified employee on site throughout the duration of the project.

TANK CONTENTS

The Contractor will be responsible for the removal of all solid and liquid contents from the tank interiors. These contents should be placed in approved containment drums and removed from the site prior to demobilization. Disposal manifests of the drums should be included in the closure report

TANK DISPOSAL

All tanks, vent lines, product lines and observation well piping shall become the property of the Contractor and be removed prior to demobilization.

PHOTOIONIZATION DETECTOR

The Contractor shall provide a photoionization detector and operator to determine field values of contamination.

CONTAMINATED EXCAVATION

Contaminated soil found within the tank pit, up to 10 cubic yards, shall be removed and stockpiled on site. The Contractor will provide the equipment needed to transport the soil and plastic with straw bales to contain the stockpile.

CONTAMINATED LIQUIDS

Contaminated liquids within the tank pit are to be removed and disposed of by the Contractor. Waste disposal manifests of this liquid should be included in the closure report.

ANALYTICAL TESTING

The Contractor shall be prepared for the sampling and testing of liquids and solids within the excavated area. The number of samples and kind of tests will be dictated by the WVDEP. Analytical results should be included in the closure report.

TANK PIT BACKFILL

The Contractor shall provide the equipment and labor needed to backfill the excavated area to the original contours. The DOH will provide the backfill material.

The excavated concrete slab shall not be placed in the backfill. It will be stockpiled on site.

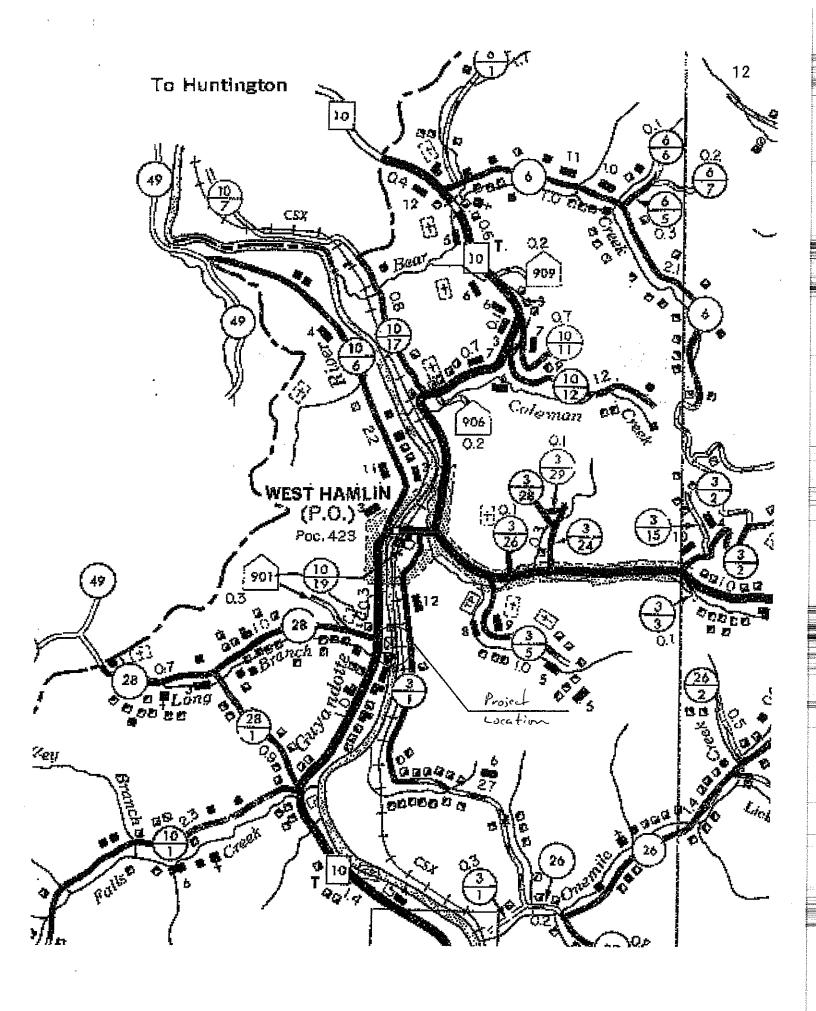
GOVERNING REGULATIONS

The Contractor will comply with all federal, state and local regulations pertaining to safety and environmental laws throughout the course of this project.

CLOSURE REPORT

The Contractor shall furnish five (5) copies of the closure report. Two (2) copies of the report will be given to the WVDOH and three (3) will be given to the WVDEP.

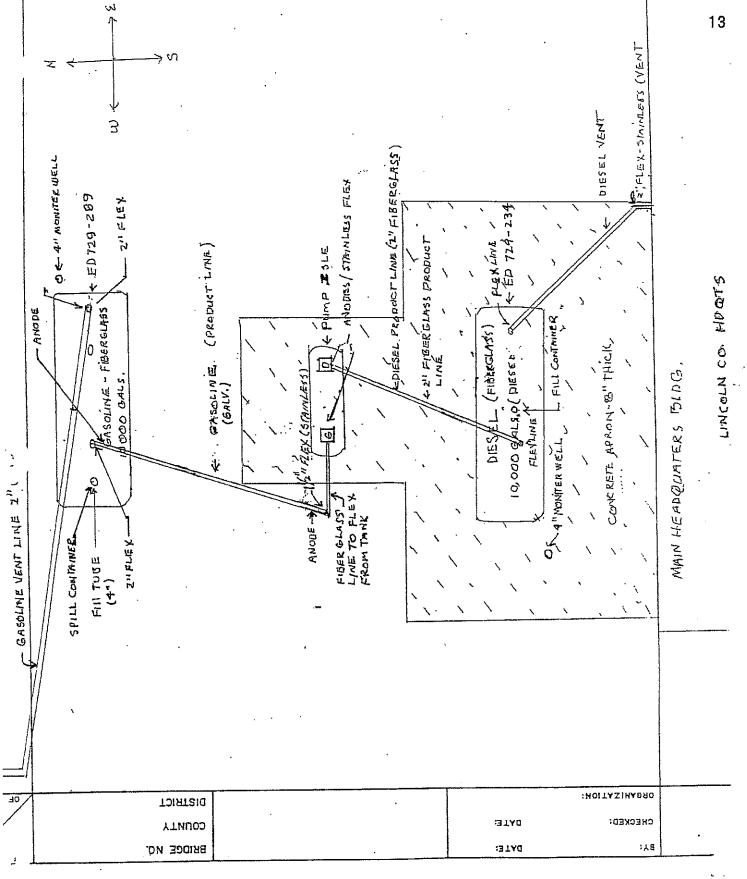
The WVDEP closure number for this site is C-7411-2007.

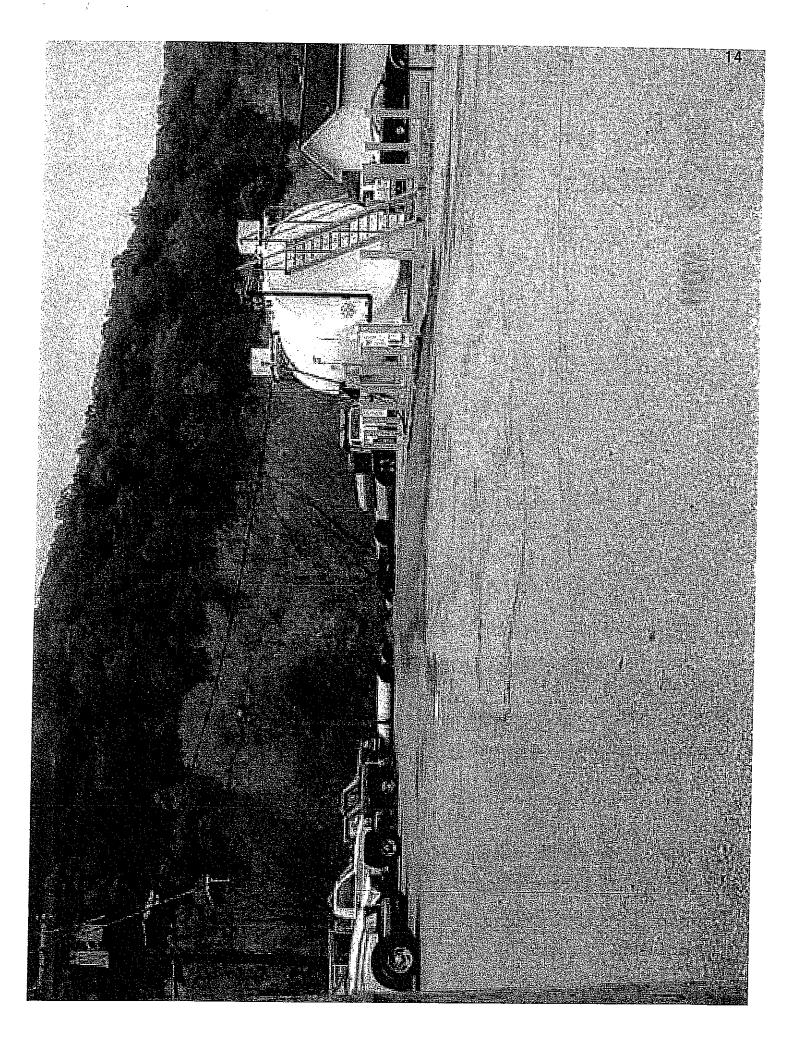


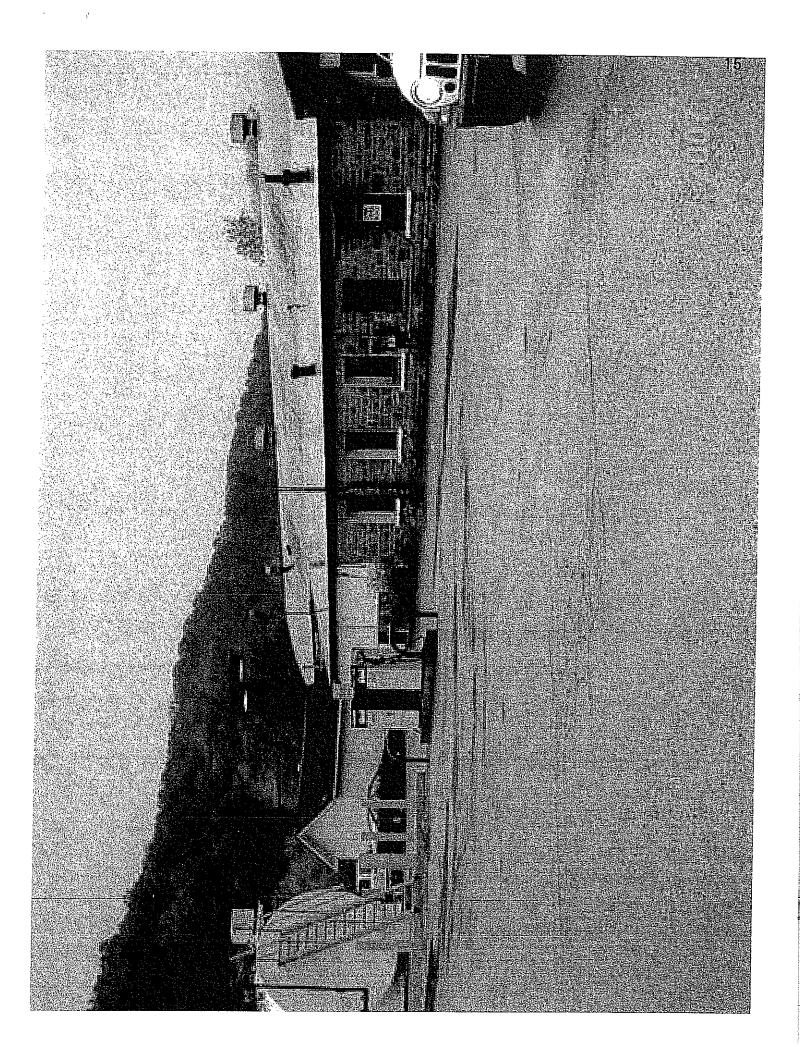
SYAWHOIH TO THE WEST VIRGINIA DEPARTMENT OF HIGHWAYS

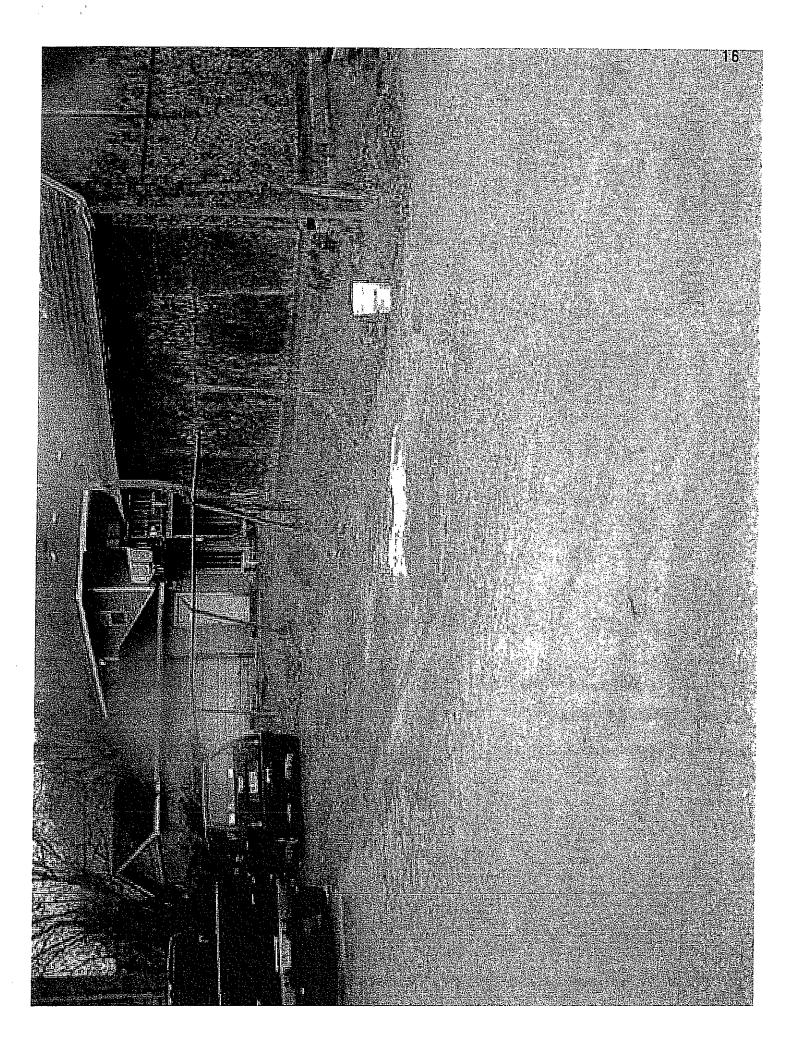
82-1H HR0 5-19-84

STRUCTURES DIVISION









STATE OF WEST VIRGINIA Purchasing Division

PURCHASING AFFIDAVIT

West Virginia Code §5A-3-10a states: 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 greater than one thousand dollars in the aggregate

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.

"Debtor" means any individual, corporation, partnership, association, limited liability company or any other form or business association owing a debt to the state or any of its political subdivisions. "Political subdivision" means any county commission; municipality; county board of education; any instrumentality established by a county or municipality; any separate corporation or instrumentality established by one or more counties or municipalities, as permitted by law; or any public body charged by law with the performance of a government function or whose jurisdiction is coextensive with one or more counties or municipalities. "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 exceed five percent of the total contract amount.

EXCEPTION: The prohibition of this section does not apply where a vendor has contested any tax administered pursuant to chapter eleven of this 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.

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. Vendors should visit www.state.wv.us/admin/purchase/privacy for the Notice of Agency Confidentiality Policies.

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

Vendor's Name:	RYAN	ZNVIRONMI	ENTAI, INC.		
Authorized Signature	: <u> </u>	W7	the C	Date: 3/18/2008	· · · · · · · · · · · · · · · · · · ·
Purchasing Affidavit (Revis	ed 06/15/07	"	0		



OFFICIAL CHECK

HOLD DOCUMPTO 35147030 VISUSTRUE WATERMARK 1020

Date 03/18/2008

Remitter RYAN ENVIRONMENTAL INC

Pay:

NINE HUNDRED FIFTY FIVE DOLLARS AND 00 CENTS

Pay To The Order Of STATE OF WEST VIRGINIA RFQ 02800224 \$ ********955.00 *

Drawer, JPMORGAN CHASE BANK, N.A.

First Vice President/)

Issued by Integrated Payment Systems Inc., Englewood, Colorado JPMorgan Chase Bank, N.A., Denver, Colorado

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