



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

**Request for
 Quotation**

RFP NUMBER
DEP13967

PAGE
1

ADDRESS CORRESPONDENCE TO ATTENTION OF
**CHUCK BOWMAN
 304-558-2157**

RFQ COPY

TYPE NAME/ADDRESS HERE
*Marshall Miller & Associates
 1018 Kanawha Blvd. E
 Suite 400
 Charleston WV 25301*

SHIP TO

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

DATE PRINTED	TERMS OF SALE	SHIP VIA	F.O.B.	FREIGHT TERMS
07/18/2007				

BID OPENING DATE: **08/02/2007** BID OPENING TIME **01:30PM**

LINE	QUANTITY	UOP	CAT NO	ITEM NUMBER	UNIT PRICE	AMOUNT
0001	1	EA		962-73		
<p>RECLAMATION: RESTORATION OF LAND & OTHER PROPERTIES</p> <p>THE WEST VIRGINIA PURCHASING DIVISION, FOR THE AGENCY, THE WEST VIRGINIA DEPARTMENT OF ENVIRONMENTAL PROTECTION'S OFFICE OF ENVIRONMENTAL REMEDIATION, IS SOLICITING BIDS FROM QUALIFIED VENDORS TO AWARD A CONTRACT TO PROVIDE ALL LABOR AND MATERIALS FOR THE REMOVAL OF UNDERGROUND STORAGE TANKS (UST) AND ASSESSMENTS AT DIFFERENT LOCATIONS IN CENTRAL WV, PER THE FOLLOWING SPECIFICATIONS, BID REQUIREMENTS, TERMS AND CONDITIONS, SCOPE OF WORK, AREAS OF COVERAGE, AND GENERAL CONDITIONS PER THE ATTACHED.</p> <p>IT IS PREFERRED THAT ALL CERTIFICATES REQUIRED PRIOR TO THE ISSUANCE OF THE PURCHASE ORDER/CONTRACT BE SUBMITTED BY THE SUCCESSFUL VENDOR WITHIN 48 HOURS OF THE INITIAL REQUEST.</p> <p>EXHIBIT 3:</p> <p>LIFE OF CONTRACT: THIS CONTRACT BECOMES EFFECTIVE UPON AWARD, AND EXTENDS FOR A PERIOD OF ONE (1) YEAR OR UNTIL SUCH "REASONABLE TIME" THEREAFTER AS IS NECESSARY TO OBTAIN A NEW CONTRACT OR RENEW THE ORIGINAL CONTRACT. THE "REASONABLE TIME" PERIOD SHALL NOT EXCEED TWELVE (12) MONTHS. DURING THIS "REASONABLE TIME" THE VENDOR MAY TERMINATE THIS CONTRACT FOR ANY REASON UPON GIVING THE DIRECTOR OF PURCHASING 30 DAYS WRITTEN NOTICE</p>						

SEE REVERSE SIDE FOR TERMS AND CONDITIONS

SIGNATURE <i>Joe B. Vance</i>	TELEPHONE 304-344-3970	DATE 8/6/07
TITLE Sr. V.P.	FAX 54-5989421	ADDRESS CHANGES TO BE NOTED ABOVE

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



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<p>UNLESS SPECIFIC PROVISIONS ARE STIPULATED ELSEWHERE IN THIS CONTRACT DOCUMENT, THE TERMS, CONDITIONS AND PRICING SET HEREIN ARE FIRM FOR THE LIFE OF THE CONTRACT.</p> <p>RENEWAL: THIS CONTRACT MAY BE RENEWED UPON THE MUTUAL WRITTEN CONSENT OF THE SPENDING UNIT AND VENDOR, SUBMITTED TO THE DIRECTOR OF PURCHASING THIRTY (30) DAYS PRIOR TO THE EXPIRATION DATE. SUCH RENEWAL SHALL BE IN ACCORDANCE WITH THE TERMS AND CONDITIONS OF THE ORIGINAL CONTRACT AND SHALL BE LIMITED TO TWO (2) ONE (1) YEAR PERIODS.</p> <p>CANCELLATION: THE DIRECTOR OF PURCHASING RESERVES THE RIGHT TO CANCEL THIS CONTRACT IMMEDIATELY UPON WRITTEN NOTICE TO THE VENDOR IF THE COMMODITIES AND/OR SERVICES SUPPLIED ARE OF AN INFERIOR QUALITY OR DO NOT CONFORM TO THE SPECIFICATIONS OF THE BID AND CONTRACT HEREIN.</p> <p>OPEN MARKET CLAUSE: THE DIRECTOR OF PURCHASING MAY AUTHORIZE A SPENDING UNIT TO PURCHASE ON THE OPEN MARKET, WITHOUT THE FILING OF A REQUISITION OR COST ESTIMATE, ITEMS SPECIFIED ON THIS CONTRACT FOR IMMEDIATE DELIVERY IN EMERGENCIES DUE TO UNFORESEEN CAUSES (INCLUDING BUT NOT LIMITED TO DELAYS IN TRANSPORTATION OR AN UNANTICIPATED INCREASE IN THE VOLUME OF WORK.)</p> <p>QUANTITIES: QUANTITIES LISTED IN THE REQUISITION ARE APPROXIMATIONS ONLY, BASED ON ESTIMATES SUPPLIED BY THE STATE SPENDING UNIT. IT IS UNDERSTOOD AND AGREED THAT THE CONTRACT SHALL COVER THE QUANTITIES ACTUALLY ORDERED FOR DELIVERY DURING THE TERM OF THE CONTRACT, WHETHER MORE OR LESS THAN THE QUANTITIES SHOWN.</p>						

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<p>BANKRUPTCY: IN THE EVENT THE VENDOR/CONTRACTOR FILES FOR BANKRUPTCY PROTECTION, THIS CONTRACT IS AUTOMATICALLY NULL AND VOID, AND IS TERMINATED WITHOUT FURTHER ORDER.</p> <p>THE TERMS AND CONDITIONS CONTAINED IN THIS CONTRACT SHALL SUPERSEDE ANY AND ALL SUBSEQUENT TERMS AND CONDITIONS WHICH MAY APPEAR ON ANY ATTACHED PRINTED DOCUMENTS SUCH AS PRICE LISTS, ORDER FORMS, SALES AGREEMENTS OR MAINTENANCE AGREEMENTS, INCLUDING ANY ELECTRONIC MEDIUM SUCH AS CD-ROM.</p> <p>VENDOR PREFERENCE CERTIFICATE</p> <p>CERTIFICATION AND APPLICATION* IS HEREBY MADE FOR PREFERENCE IN ACCORDANCE WITH WEST VIRGINIA CODE, 5A-3-37 (DOES NOT APPLY TO CONSTRUCTION CONTRACTS).</p> <p>A. APPLICATION IS MADE FOR 2.5% PREFERENCE FOR THE REASON CHECKED:</p> <p>() 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</p> <p>(✓) 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</p>						

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<p>OF BUSINESS CONTINUOUSLY IN WEST VIRGINIA FOR FOUR (4) YEARS IMMEDIATELY PRECEDING THE DATE OF THIS CERTIFICATION; OR</p> <p>() BIDDER IS A CORPORATION 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.</p> <p>B. APPLICATION IS MADE FOR 2.5% PREFERENCE FOR THE REASON CHECKED:</p> <p>(✓) 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;</p> <p>OR</p> <p>() 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 BIDDERS' 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.</p> <p>BIDDER UNDERSTANDS IF THE SECRETARY OF TAX & REVENUE DETERMINES THAT A BIDDER RECEIVING PREFERENCE HAS</p>						

SEE REVERSE SIDE FOR TERMS AND CONDITIONS

SIGNATURE: Joe B. Vace *Joe B. Vace* TELEPHONE: DATE: 8/6/07

TITLE: FEIN: ADDRESS CHANGES TO BE NOTED ABOVE

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<p>FAILED TO CONTINUE TO MEET THE REQUIREMENTS FOR SUCH PREFERENCE, THE SECRETARY MAY ORDER THE DIRECTOR OF PURCHASING TO: (A) RESCIND THE CONTRACT OR PURCHASE ORDER ISSUED; 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.</p> <p>BY SUBMISSION OF THIS CERTIFICATE, BIDDER AGREES TO DISCLOSE ANY REASONABLY REQUESTED INFORMATION TO THE PURCHASING DIVISION AND AUTHORIZES THE DEPARTMENT OF TAX AND 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.</p> <p>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.</p> <p>BIDDER: <u>Marshall Miller and Associates</u></p> <p>DATE: <u>8/6/07</u></p> <p>SIGNED: <u>Joe B. Vance</u> <u>George J. Oberlin, Vice President</u></p>						

SEE REVERSE SIDE FOR TERMS AND CONDITIONS		DATE
SIGNATURE	TELEPHONE	DATE
<u>Joe B. Vance</u>	<u>George J. Oberlin, V.P.</u>	<u>8/6/07</u>
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TITLE: <u>Senior Vice President</u> * CHECK ANY COMBINATION OF PREFERENCE CONSIDERATION(S) IN EITHER "A" OR "B", OR BOTH "A" AND "B" WHICH YOU ARE ENTITLED TO RECEIVE. YOU MAY REQUEST UP TO THE MAXIMUM 5% PREFERENCE FOR BOTH "A" AND "B". (REV. 12/00) NOTICE AN ORIGINAL, SIGNED BID MUST BE SUBMITTED TO: DEPARTMENT OF ADMINISTRATION PURCHASING DIVISION BUILDING 15 2019 WASHINGTON STREET, EAST CHARLESTON, WV 25305-0130 THE BID MUST CONTAIN THIS INFORMATION ON THE FACE OF THE ENVELOPE OR THE BID MAY NOT BE CONSIDERED: SEALED BID BUYER: CB-23 RFQ. NO.: DEP13967 BID OPENING DATE: 08/02/2007 BID OPENING TIME: 1:30 PM						

SEE REVERSE SIDE FOR TERMS AND CONDITIONS

SIGNATURE <i>Joe B. Vance</i>	TELEPHONE <i>304-558-2157</i>	DATE 8/6/07
TITLE <i>Senior Vice President</i>	FEIN	ADDRESS CHANGES TO BE NOTED ABOVE

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PLEASE PROVIDE A FAX NUMBER IN CASE IT IS NECESSARY TO CONTACT YOU REGARDING YOUR BID: ----- 304-344-3986 ----- CONTACT PERSON (PLEASE PRINT CLEARLY): ----- Joe Vance ----- ***** THIS IS THE END OF RFQ DEP13967 ***** TOTAL: <u>\$156,600.00</u>						

SEE REVERSE SIDE FOR TERMS AND CONDITIONS

SIGNATURE: *Joe Vance* TITLE: *Senior Project Manager* TELEPHONE: *304-926-0499* DATE: *8/6/07*

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***** ADDENDUM NO. 1 *****						
ADDENDUM ISSUED FOR UST REMOVAL IN CENTRAL COUNTIES OF WV TO CORRECT PAGE #16 OF THE SPECIFICATIONS. REVISED PAGE 16 CORRECTS LINE ITEM DESCRIPTIONS #14, 15, & 16 TO CORRECTLY MATCH LINE ITEMS #14, 15, & 16 ON THE BID SCHEDULE. PLEASE REPLACE THE ORIGINAL PAGE 16 OF THE SPECIFICATIONS WITH REVISED PAGE 16 AS ATTACHED.						
AN ADDITIONAL NOTE TO THOSE WHO DOWNLOADED THE RFQ FROM THE PURCHASING DIVISION WEBSITE: THE RFQ HAS BEEN RE-SCANNED IN ITS ENTIRETY AS SOME PAGES WERE OMITTED IN THE ORIGINAL SCAN. THE RFQ WAS COMPLETE FOR THOSE WHO WERE MAILED A HARD COPY.						
DUE TO THESE CHANGES AND REVISIONS, THE BID OPENING DATE HAS BEEN EXTENDED FROM 08/02/07 TO 08/07/07. BID OPENING TIME REMAINS 1:30 PM.						
***** NO OTHER CHANGES *****						

SEE REVERSE SIDE FOR TERMS AND CONDITIONS

SIGNATURE: *Joe B. Vance* TELEPHONE: 304-344-3970 DATE: 8/6/07

TITLE: Sr. U.P. FEIN: 54-0989421 U.P. ADDRESS CHANGES TO BE NOTED ABOVE

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16 . Cutting and removal of asphalt or concrete.

This item shall include all labor, material, equipment, transportation and all other ancillary equipment necessary to cut and remove asphalt or concrete before excavation. This item shall be paid on a per sq. ft. basis.

14 . Asphalt disturbed excavation area.

This item shall include all labor, material, equipment, transportation and all other ancillary equipment necessary to asphalt disturbed excavation area. Asphalt area with 2 lifts of 2 inches of wearing 1 asphalt after compaction. Mill edges. This item shall be paid on a per sq. ft. basis.

15 . Concrete disturbed excavation area.

This item shall include all labor, material, equipment, transportation and all other ancillary equipment necessary to concrete disturbed excavation area. This item shall be paid on a per cu. yd. basis.

17. Fill UST with concrete slurry.

This item shall include all labor, material, equipment, transportation and all other ancillary equipment necessary to completely fill a 1000-gallon UST, in place, with 500 p.s.i. concrete slurry. This item shall be paid on a per 1000 gallon tank volume basis.

18. Fill UST with inert foam material.

This item shall include all labor, material, equipment, transportation and all other ancillary equipment necessary to completely fill a 1000 gallon UST, in place, with an inert foam material that has a density of at least 0.8 pounds per cubic foot and a shrinkage upon hardening of less than 1 %. This item shall be paid on a per 1000 gallon tank volume basis.

19. Direct Push Equipment

This item shall include all personnel (certified well driller/operator), equipment, materials, and transportation of Direct Push Equipment to and from the site. This price includes discrete interval soil sampling and or continuous coring. This item shall be paid on a per day basis.

20. Direct Push Temporary Groundwater Sampler.

This item shall include all certified well driller/personnel time, labor, material, equipment, and all other ancillary equipment necessary to install a temporary groundwater monitoring sampler (well). This item shall be paid on a per linear foot basis.

PURCHASING CONTINUATION SHEET

UST Removal -- Central WV

Buyer CB-23	Page	Req/PO Dep13967
Spending Unit: WVDEP/DLR/OER		

Item No.	Quantity	Description	Unit Price	Amount
1	6,000	Removal and proper disposal of petroleum contaminated water, rinsate and/or product, (per gallon)	0.85	5,100.00
2	500	Transportation of petroleum contaminated water, rinsate and/or product to disposal facility (per mile)	0.00	0.00
3	12	Purge vapors from UST to <10% LEL. (per tank)	0.00	0.00
4	12	Excavate and extract UST / piping from the ground. (per 1000 gallon tank volume)	1,000.00	12,000.00
5	12	Cut openings in UST and clean sludges from them. (per tank)	0.00	0.00
6	12	Dispose / scrap cleaned UST. (per tank)	0.00	0.00
7	12	Disposal of tank-cleaning sludges. (per drum)	175.00	2,100.00
8	300	Segregate obviously contaminated vs. non-contaminated soils and stockpile contaminated soils/debris on-site on 6 mil black plastic and cover with 6 mil black plastic, (per ton)	0.00	0.00
9	300	Disposal of petroleum-contaminated soil at a state approved landfill Unit price includes landfill tipping fees and etc. (per ton)	45.00	13,500.00
10	300	Petroleum Contaminated Soil Treatment at an Incineration or Bioremediation Facility. Unit price includes tipping fees and etc. (per ton)	34.00	10,200.00
11	100	Proper disposal of nonhazardous materials such as broken concrete slabs, piping & etc. (per ton)	40.00	4,000.00
12	100	Backfill excavations with crusher run. (per ton)	22.00	2,200.00
13	12	Mobilization and demobilization. (lump sum per site)	3,500.00	42,000.00
14	500	Asphalt disturbed excavation area. (per sq. ft)	5.00	2,500.00
15	100	Concrete disturbed excavation area (per cu. yd.)	70.00	7,000.00
16	500	Cutting and removal of asphalt or concrete (per sq. ft.)	0.00	0.00
17	5	Fill UST with concrete slurry (per 1000 gallon tank volume)	500.00	2,500.00

18	5	Fill UST with inert foam material (per 1000 gallons tank volume)	500.00	2,500.00
19	12	Direct Push Equipment (per day)	1,300.00	15,600.00
20	500	Direct Push Temporary Groundwater Sampler (per linear foot)	0.00	0.00
21	500	Direct Push Prepack well screen 1.4 inches OD (per linear foot)	7.00	3,500.00
22	500	Direct Push Prepack well screen 2.5 inches OD (per linear foot)	9.00	4,500.00
23	12	Low Flow Sampling Equipment (per day)	300.00	3,600.00
24	500	Well Abandonment-2 inch wells (per linear foot)	7.50	3,750.00
25	500	Well Abandonment-4 inch wells (per linear foot)	7.55	3,775.00
26	500	Borehole (and Corehole) abandonment (per linear foot)	1.00	500.00
27	10	IDW Disposal (per drum)	100.00	1,000.00
28	25	Dot 17-C Drums (each)	35.00	875.00
29	100	Laborer (per hour)	40.00	4,000.00
30	10	Enhanced Fluid Recovery (EFR) (per day)	0.00	0.00
31	12	Complete Reports and Submittal (each)	600.00	7,200.00
32	200	Hollow Stem Auger for 2 inch well (per linear ft.)	2.00	400.00
33	200	Hollow Stem Auger for 4 inch well (per linear ft.)	2.50	500.00
34	200	Installation of 2 inch monitoring well (per linear ft.)	1.00	200.00
35	200	Installation of 4 inch monitoring well (per linear ft.)	1.00	200.00
36	10	Backhoe Loader Cat 416 type or equivalent (per day)	0.00	0.00
37	200	Reclaim disturbed areas (per sq ft.)	0.25	50.00
38	100	Oxygen Releasing Compound Advanced Powder or equivalent (per lb.)	9.50	950.00
39	100	Reactivated Carbon (per lb.)	2.00	200.00
40	100	Spent Carbon Disposal (per lb.)	2.00	200.00

41	10	Combustible Gas/Oxygen Meter (per day)	0.00	0.00
42	10	Organic Vapor Analyzer (PID) (per day)	0.00	0.00
			TOTAL -	156,600.00

Inquires concerning this RFQ shall be directed to:

Chuck Bowman
Purchasing Division
Building 15
2019 Washington Street, East
Charleston, WV 25305

(304) 558-2157 - Phone
(304) 558-4115 - Fax