

***Expression of Interest to Provide  
Professional Services for the  
WVDEP, Office of AML&R***

***Fairmont Five Subsidence Design***

**Marion County, West Virginia  
RFP Number DEP-14800**

*submitted to:*

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

*submitted by:*

**Michael Baker Jr., Inc.**  
5088 Washington Street West  
Charleston, West Virginia 25313

November 5, 2009



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PURCHASING DIVISION  
STATE OF WV

**Baker**

**Michael Baker Jr., Inc.**  
A Unit of Michael Baker Corporation

5088 West Washington Street  
Charleston, West Virginia 25313

(304) 769-0821 Phone  
(304) 769-0822 Fax

November 5, 2009

State of West Virginia  
Department of Administration  
Purchasing Division  
2019 Washington Street, East  
Charleston, WV 25305-0103

Attention: Mr. Chuck Bowman, Buyer

**Re: Expression of Interest to Provide Professional Services for the  
WVDEP, Office of Abandoned Mine Lands & Reclamation  
RFP Number DEP14800**

Dear Mr. Bowman:

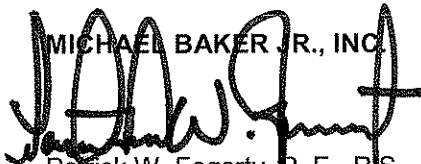
Michael Baker Jr., Inc. (Baker) is pleased to submit this Expression of Interest to provide professional engineering services for reclamation measures for the **Fairmont Five Subsidence Design Project, Marion County, West Virginia**. To meet your design requirements, Baker has assembled a team of experienced personnel who have performed on previous similar assignments for the West Virginia Department of Environmental Protection, Office of Abandoned Mine Lands and Reclamation.

We have illustrated our ability to deal with multiple projects without degradation to the level and quality of service. We have selected a subcontractor located in West Virginia to assist us in the key areas of drilling, and soils and water testing. We feel this firm, NoVel Geo-Environmental, P.L.L.C., will compliment Baker as we proceed with tasks assigned under this contract

Baker's staff is experienced in all aspects of AML/AMD projects: civil, environmental, mining, geotechnical and reclamation engineering applied to surface and underground coal mining; land restoration; landslide correction; stream and water restoration; land use; and natural resource planning. Baker has been providing engineering services for abandoned mine lands since the Federal government first enacted AML legislation. We have provided these Services for the West Virginia Department of Environmental Protection, the Pennsylvania Department of Environmental Protection, Ohio Department of Natural Resources, and the U.S. Office of Surface Mining to name a few. Our on-going experience since 1983 with WVDEP gives us the confidence to assure you our assignments will be completed on time and within established budgets.

This submittal illustrates our qualifications and experience to deal with any assignments that may arise from this contract. If you have any questions or require additional information concerning our qualifications, experience or approach, please contact the undersigned.

Very truly yours,

**MICHAEL BAKER JR., INC.**  
  
Patrick W. Fogarty, P. E., P.S.  
Civil Services Group Manager

Enclosure

**ChallengeUs.**

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# Corporate History & Experience

# A

*"A leader in designing, building, and operating infrastructure worldwide through superior project team performance and customer relationships."*

## Then ...

More than 64 years ago, when Michael Baker Jr. founded the Baker organization, he did it with a vision.

A vision of a company that would someday provide quality engineering services to a vast cross-section of clients throughout the globe.

Founded in 1940 as a Civil engineering and surveying firm, Baker has grown over the years helping to shape the world in which we live; providing engineering, construction and O&M services for projects ranging from airports to bridges; concert halls to communication systems; municipal water supply to wastewater disposal; skyscrapers to stadiums; from turnpike to transmission pipelines; from mining to post mining reclamation; and oil and gas operations and maintenance.

**Now ...** Michael Baker Corporation (<http://www.mbakercorp.com/>) provides engineering and energy expertise for public and private sector clients worldwide. The firm's primary services include engineering design for the civil infrastructure and transportation markets, environmental services, facilities, architecture, construction management, and operation and maintenance of oil and gas production. Baker has more than 4,800 employees in over 40 offices across the United States and internationally. Baker is ranked among the top 10% of the 500 largest U.S. engineering/construction firms.

Evidence of our experience in surveying, subsurface investigation/geotechnical engineering and design engineering for civil and mining facilities is highlighted below:

### ***Baker Civil***

A sampling of civil engineering services includes surveying, planning, mapping, GIS, and engineering design services for a wide variety of projects including: mining facilities, abandoned mine lands reclamation, fiber optic cable routes, pipelines, hydroelectric development, dams and impoundments, marine facilities, airports and highways, and recreational facilities. The group has the ability to take a project from the earliest phases of planning, through engineering to the preparation of plans and specifications, and into construction, where resident engineering and inspection services are provided if required by the client. Typical assignments include:

- Surveying and Mapping
- Abandoned Mine Land Reclamation
- Acid Mine Drainage Abatement and Stream Restoration
- Mine Permitting
- Facilities Planning
- Environmental Evaluations and Assessments
- Land Use and Natural Resources Planning

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- Groundwater Assessment
  - Site Development
  - Disposal Site Design and Permitting, including Residual Waste Disposal Facilities
  - Municipal Water and Wastewater Treatment
  - Water Supply Distribution System Design
  - Geotechnical engineering for mining and mine reclamation, landslide correction, highway, disposal, and site development projects, including planning and oversight of subsurface investigations and subsequent foundation design
  - Construction Management

Our public sector clients include all levels of government as well as department of defense clients. In the private sector, services are provided to telecommunications, electric, gas, oil, and coal mining companies; developers; and commercial and industrial clients.

The Client Confidential Qualification Questionnaire (CCQQ) and Section C, Corporate Specialized Experience and Demonstrated Abilities, summarizes Baker's experience related to abandoned mine land reclamation and acid mine drainage control. These experience listings clearly illustrate Baker's extensive experience in surveying, subsurface investigation, and design engineering for AML reclamation including waterline extension in AML impacted areas, and AMD remediation. Baker's role in subsurface investigation consists of planning, coordinating, and overseeing the drilling program, as well as preparing required geotechnical designs. A reliable subcontractor we have worked with for more than 10 years performs actual drilling and laboratory testing of soil and water.

**WEST VIRGINIA DEPARTMENT OF ENVIRONMENTAL PROTECTION  
AML CONSULTANT CONFIDENTIAL QUALIFICATION QUESTIONNAIRE**

Attachment B

PROJECT NAME <b>DEP14800, Marion County</b>		DATE (DAY, MONTH, YEAR) <b>11/5/09</b>	FEIN <b>25-1228638</b>
1. FIRM NAME <b>Michael Baker Jr., Inc.</b>	2. HOME OFFICE BUSINESS ADDRESS <b>5088 West Washington Street, 2<sup>nd</sup> Floor Charleston, West Virginia 25313</b>		3. FORMER FIRM NAME
4. HOME OFFICE TELEPHONE <b>304-769-0821</b>	5. ESTABLISHED (YEAR) <b>1940</b>	6. TYPE OWNERSHIP Individual <input type="checkbox"/> Partnership <input type="checkbox"/> <b>Corporation</b> <input checked="" type="checkbox"/> Joint-Venture <input type="checkbox"/>	6a. WV REGISTERED DBE (Disadvantaged Business Enterprise) YES <input type="checkbox"/> NO <input checked="" type="checkbox"/>

7. PRIMARY AML DESIGN OFFICE: ADDRESS/ TELEPHONE/ PERSON IN CHARGE/ NO. AML DESIGN PERSONNEL EACH OFFICE  
**Michael Baker Jr., Inc./ 5088 West Washington Street, Charleston, WV 25313/ 304-769-0821 / Russell E. Hall / 7 (Charleston, WV), 20 (Beaver, PA)**

8. NAMES OF PRINCIPAL OFFICERS OR MEMBERS OF FIRM  
**Russell E. Hall, Assistant Vice President (304) 769-0821**

8a. NAME, TITLE, & TELEPHONE NUMBER - OTHER PRINCIPALS  
**William D. Trimbath, Assistant Vice President (724) 495-4302**

9. PERSONNEL BY DISCIPLINE (Bold Lettering Indicates Minimum Design Team Members)

<b>165</b> ADMINISTRATIVE <b>14</b> ARCHITECTS <b>6</b> BIOLOGIST <b>42</b> CADD OPERATORS <b>4</b> CHEMICAL ENGINEERS <b>57</b> CIVIL ENGINEERS <b>16</b> CONSTRUCTION INSPECTORS <b>16</b> DESIGNERS <b>11</b> DRAFTSMEN	<b>6</b> ECOLOGISTS <b>1</b> ECONOMISTS <b>3</b> ELECTRICAL ENGINEERS <b>26</b> ENVIRONMENTALISTS <b>1</b> ESTIMATORS <b>30</b> GEOLOGISTS <b>0</b> HISTORIANS <b>12</b> HYDROLOGISTS	<b>4</b> LANDSCAPE ARCHITECTS <b>5</b> MECHANICAL ENGINEERS <b>5</b> MINING ENGINEERS <b>23</b> PHOTOGRAMMETRISTS <b>7</b> PLANNERS: URBAN/REGIONAL <b>7</b> SANITARY ENGINEERS <b>13</b> SOILS ENGINEERS <b>0</b> SPECIFICATION WRITERS	<b>57</b> STRUCTURAL ENGINEERS <b>18</b> SURVEYORS <b>23</b> TRANSPORTATION ENGINEERS <b>126</b> OTHER  <b>698</b> TOTAL PERSONNEL (Charleston and Pittsburgh Area Offices)
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TOTAL NUMBER OF WV REGISTERED PROFESSIONAL ENGINEERS IN PRIMARY OFFICE: 15  
 \*RPEs other than Civil and Mining must provide supporting documentation that qualifies them to supervise and perform this type of work.

10. HAS THIS JOINT VENTURE WORKED TOGETHER BEFORE?  YES  NO  N/A

**12. RELEVANT EXPERIENCE.** Include number of projects per each discipline.

A. Is your firm experienced in Abandoned Mine Lands Remediation/Mine Reclamation Engineering?

**YES**

Description and Number of Projects:

Baker has been assisting state and federal agencies with abandoned mine land (AML) restoration and acid mine drainage (AMD) remediation since 1977. Baker's experience began with Operation Scarlift and now includes well over 250 AML/AMD remediation projects ranging from subsidence control, mine sealing, reclamation of mine refuse piles, strip pit and high wall; drainage improvements, revegetation, stream relocation, restoration of streams and wetlands, landslide correction, and replacement of water supplies affected by abandoned mine lands to abatement of AMD problems. Baker has been assisting West Virginia Department of Environmental Protection with Abandoned Mine Lands Remediation/Mine Reclamation Engineering design services ever since WVDEP initiated its AML Reclamation Program in 1983. In addition to WVDEP, we are also currently assisting PADEP and ODNR with AML reclamation and AMD remediation designs. Table 12-1 provided at the end of this Item 12 of the CCQQ highlights thirty (30) of the AML reclamation/AMD remediation projects completed for WVDEP in recent years. This abbreviated project listing highlights the services rendered by Baker to address the various AML/AMD problems that are typical of AML reclamation and similar projects. The "AML and related Project Experience Matrix" table following this CCQQ shows our experience on AML-related projects for different state agencies and for private clients.

B. Is your firm experienced in Soil Analysis?

**YES**

Description and Number of Projects:

In designing AML reclamation projects, generally three types of soil analysis are needed. These analyses may include: a) geotechnical analysis, b) soil analysis for revegetation potential (pH, Acid Base Accounting, Nutrients) and c) soil analysis for hazardous materials. Baker is involved in selecting and collecting the soil samples and analyzing the results of laboratory testing as required for design. Laboratory testing is performed by a subcontractor. Of the thirty (30) projects shown in Table 12-1 at the end of this Item 12 of CCQQ, Baker was involved in soil analysis for 21 projects.

C. Is your firm experienced in hydrology and hydraulics?

**YES**

Description and Number of Projects:

Baker's hydrology and hydraulic staff for AML/AMD remediation design are experts in the application of hydraulic models that include HEC-1, HEC-2, HEC-RAS, HY8, TR20, TR55, HAESTADS PONDS 2, FLOWMASTER, KYPIPE 2, CYBERNET, SEDCAD 4, UNET, and DAMBRK. Baker applies this experience to services such as stormwater management; culvert analysis; hydrologic and hydraulic studies; storm sewer design; floodplain modeling; channel design; watershed planning; energy dissipation; and waterline extension and distribution.

Expertise in hydrology and hydraulics is essential in any AML reclamation/AMD remediation design. Of the thirty (30) projects shown in Table 12-1 at the end of this Item 12 of CCQQ, twenty six (26) projects needed hydrology/hydraulics expertise of the AML/AMD design group.

**12 RELEVANT EXPERIENCE** - include number of projects per each discipline

E. Is your firm experienced in domestic waterline design? (Include any experience your firm has in evaluation of aquifer degradation as a result of mining.)

**YES**

Description and Number of Projects:

To date, Baker has designed eight (8) domestic waterlines for the WVDEP. In general, for each of these projects, Baker performed field surveying of proposed route, subsurface investigation for storage tank site foundation, water distribution system hydraulic modeling and analysis, pipeline design, storage tank sizing, sizing and designing booster pumping station, and electric and telemetric system. For McDowell County Public Water Supply System, Baker also designed a water treatment and filtration plant. Construction plans, specifications, cost estimate and bid schedules were prepared for each project.

Prior to designing each of the waterlines, under separate work directives from WVDEP, Baker performed water resources studies for each project area to determine if the pre-law mining had impacted the aquifer of the area from which the area residents got their water supply. Water resource studies involved evaluation of mining activities in the project area with regard to date and time of mining, and the effect of mining on the local aquifers and groundwater quality based on hydrogeologic data, resident interview, water sampling and testing. To date Baker has performed more than 14 water resources studies that include the projects for which waterlines were designed.

F. Is your firm experienced in Acid Mine Drainage Evaluation and Abatement Design?

**YES**

Description and Number of Projects:

Baker is well experienced in the evaluation of acid mine drainage and the design of AMD abatement measures. Design experience includes both active and passive treatment systems. Evaluation and design of AMD abatement systems is based on the characterization of the AMD site, as well as the flows and chemistry of the AMD. AMD sampling for chemical parameters, as well as the flow measurements covering high and low flow periods, are most important in developing AMD abatement system. To date Baker has evaluated and designed 20 AMD abatement systems. Three of these 20 projects – one for PADEP (Dumans AMD Treatment), an active system, and the other two for the ODNR (Lindentree AMD Remediation and Mineral Zoar Road AMD Abatement), passive treatment systems, have recently been completed and are to be bid for construction. Two of these projects have been designed and constructed for U.S. Army Corps of Engineers.

Baker has designed nine AMD remediation projects for WVDEP. AMD remediation measures designed included: Open Limestone Channel (OLC), Anaerobic and Aerobic Wetlands and settling ponds, Limestone Sand dumping in the stream, and Alkaline Leach Bed/Anoxic Limestone Drains. Other AMD abatement designs were made for Baltimore and Nashville Districts of the U.S. Army Corps of Engineers.



**13. PERSONAL HISTORY STATEMENT OF PRINCIPALS AND ASSOCIATES RESPONSIBLE FOR AML PROJECT DESIGN** (Furnish complete data but keep photo essential)

<p><b>NAME &amp; TITLE</b> (Last, First, Middle Init.)</p> <p><b>Trimbath, William, D., P.E.</b> <b>Assistant Vice President</b></p>	<p><b>YEARS OF AML DESIGN EXPERIENCE:</b></p> <p style="text-align: center;"><b>9</b></p>	<p><b>YEARS OF AML RELATED DESIGN EXPERIENCE:</b></p> <p style="text-align: center;"><b>14</b></p>	<p><b>YEARS OF DOMESTIC WATERLINE DESIGN EXPERIENCE:</b></p> <p style="text-align: center;"><b>6</b></p>
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**Brief Explanation of Responsibilities**

Mr. Trimbath is the Regional Office Manager for Michael Baker Jr., Inc.'s Beaver, Pennsylvania office which provides civil, mining, geotechnical, mapping and telecommunication services to various government agencies and private clients. He has 27 years experience in civil, mining, geotechnical and environmental engineering, primarily in management positions; has served as civil engineer, project manager for environmental assessment and remediation projects; mine subsidence projects, landslides remediations, waterline extension, and drainage improvements; assumes responsibility for overall administration of major contracts, including financial, engineering and construction; experience in estimating, cost control, and scheduling methods designed to meet tight budgets and schedules.

As Assistant Vice President of the civil engineering department in Beaver, PA, Mr. Trimbath was ultimately responsible for more than thirty AML reclamation projects studied and designed for the States of West Virginia, Ohio; and for the Corps of Engineers' Baltimore and Nashville Districts.

**Dennison/Route 800 Reclamation Project** for the Ohio Department of Natural Resources (ODNR) - Uncontrolled drainage and seepages from coal and clay mines causing metal precipitation in roadside ditch and over flowing onto a major high creating hazardous driving condition. The reclamation plan was developed following test drilling to identify AMD sources. Abatement design included an underdrain to intercept seepage, a sedimentation pond followed by wetland to precipitate iron, improving road-side ditch and the drainage outlet to nearby stream; preparation of construction plans, specifications, and cost estimate are part of this project.

**Hardy Coal Company Bond Forfeiture Reclamation Project** for the Ohio Department of Natural Resources. The project involved surveying and mapping, reviewing geological data, mine maps; and providing design of the reclamation measures for the site including environmental assessment, regarding, collection ditches, stream relocation, placement of soil cover revegetation; and preparation of construction plans, specifications and cost estimates.

**Maple Run Portals and AMD Reclamation** for the West Virginia Division of Environmental Protection - Test drilling, site grading, sealing mine openings, drainage design, AMD treatment with limestone beds and aerobic Wetland; preparation of construction plans, specifications, and cost estimate.

**Emoryville Mine Complex Reclamation** for the West Virginia Division of Environmental Protection - Test drilling, water quality date review and site survey; design of AMD abatement including open limestone channels, SAPS, aerobic wetlands, in-stream AMD treatment with limestone fines, E & S Control, drainage design including diversion and collection ditches and underdrain; site grading and revegetation; construction plans, specifications, and cost estimate.

**Feasibility Study for Ecosystem Restoration, Ely and Pucket Creek Subbasins of Powell River, Virginia** for the Nashville District, U.S. Army Corps of Engineers - Site evaluation including geotechnical investigation, review of water quality data, determination of AMD sources at four sites, evaluation of AMD abatement alternatives; AMD abatement design including SAPS Cells, open limestone channel, metal precipitation ponds, aerobic wetlands and alkaline soil amendment; site grading, mine seals, diversion and collection ditches, E & S control, stream relocation; and preparation of plans, cost estimate and feasibility report.

<p><b>EDUCATION</b> (Degree, Year, Specialization)</p> <p><b>Doctoral Studies, Civil Engineering; M.S., 1978, Civil Engineering; B.S., 1974, Civil Engineering</b></p>	<p><b>REGISTRATION</b> (Type, Year, State)</p> <p><b>Professional Engineer, 1978, PA</b></p>
<p><b>MEMBERSHIP IN PROFESSIONAL ORGANIZATIONS</b></p> <p><b>American Society of Civil Engineers</b> <b>American Society of Civil Engineers, Pittsburgh Geotechnical Group, Chairman, 1986-1987</b> <b>Society of American Military Engineers, Environmental Action Committee, Secretary</b> <b>Engineering Society of Western Pennsylvania</b></p>	

**13. PERSONAL HISTORY STATEMENT OF PRINCIPALS AND ASSOCIATES RESPONSIBLE FOR AML PROJECT DESIGN. (Furnish complete date but keep to essentials)**

NAME & TITLE (Last, First, Middle Init.)	YEARS OF AML DESIGN EXPERIENCE:	YEARS OF AML RELATED DESIGN EXPERIENCE:	YEARS OF DOMESTIC WATERLINE DESIGN EXPERIENCE:
<p><b>Russell, Charles M., P.E.</b> <b>Technical Quality Control</b></p> <p>Brief Explanation of Responsibilities</p> <p>Mr. Russell has more than 38 years experience in civil engineering, primarily in management positions; has served as civil engineer, project engineer, project manager, manager of public works, department manager of foreign engineering and construction office, general manager of civil engineering office; has served on heavy industrial projects for design and construction of pipe lines, iron ore reduction plants, foundries, ceramic kilns, melt shops, and industrial turnaces; has been responsible for many feasibility studies, projects for photogrammetric mapping, soils investigation, barge mooring facilities, and port and dock facilities; experienced with projects for modernization and expansion of existing facilities; assumes responsibility for overall administration of major contracts, including financial, engineering and construction; experienced in estimating, cost control, and scheduling methods designed to meet tight budgets and schedules.</p> <p>As Vice President of the civil engineering department in Beaver, PA, Mr. Russell was ultimately responsible until 1997 for more than sixty AML reclamation projects studied and designed for the State of West Virginia, Ohio, Pennsylvania, and for the U.S. Office of Surface Mining. Some of the recent AML projects for the WVDEP are as follows:</p> <p><b>Twilight Burning Refuse Pile Reclamation Project</b> for the West Virginia Division of Environmental Protection - Test drilling, temperature measurements, site grading design, slope stability, plans, specifications, and cost estimate. The site required regrading and quenching the unstable burning refuse to a stable slope.</p> <p><b>Jed-Havaco Refuse Dump Reclamation Project</b> for the State of West Virginia, Division of Environmental Protection - Subsurface Investigation, temperature measurement, stability analysis, drainage design, relocated stream channel design, grading design, Gabion retaining structure design, construction plans, specifications and cost estimate. The site was a burning refuse area dumped on valley wall blocking a perennial stream creating impoundment at the head of the valley. The site required draining the impoundment, excavating, cooling burning refuse, and backfilling and regrading, reestablishing stream channel, establishing sedimentation ponds, final reclamation, and revegetation. Total area reclaimed is about 35 acres.</p> <p><b>Neilbert-Taplin Water Supply Extension Project</b> for the State of West Virginia, Dept. of Energy, Division of AML &amp; R - Route identification and surveying, designing 8 inch and 6 inch main line and service lines for 6 communities extending over a distance of about 7 miles, subsurface investigation for 212,000 gallons water storage tank foundation over mined out area, design grout stabilization of mine workings; design booster pump station, telemetry, river crossings, railroad and highway crossings. Prepared construction plans, specifications and cost estimate. The groundwater resources (water supply for residents) of six communities in the project area were contaminated by pre-law (August 3, 1977) mining. The project required evaluation of the existing Logan County Public Service District's main waterline at Lyburn with regard to available pressure and quantity, and extending the system to provide water to the entire project area.</p> <p><b>Fairmont Subsurface Project</b> for the State of West Virginia, Dept. of Energy, Division of AML &amp; R - Surveying, subsurface investigation, evaluation of mine workings, development of grout hole stabilization measures. Prepared construction plans, specifications and cost estimate.</p> <p><b>Upper Creek Landslide and Mine Drainage Investigation Project</b> for the West Virginia Department of Energy - Subsurface investigation, topographic survey, stability analysis, plans and specifications were developed for a landslide in Kanawha County, West Virginia. Drainage from abandoned mine workings were saturating a steep slope behind a private residence. Baker Engineers designed trench designs and a surface drainage collector system.</p>	11	6	7
<p>EDUCATION (Degree, Year, Specialization) <b>M.S., 1970, Civil Engineering; M.P.W., 1970, Public Works; B.S., 1959, Civil Engineering</b></p>		<p>REGISTRATION (Type, Year, State) <b>Professional Engineer, 1982, Alabama; Florida, 1979; Illinois, 1983; Indiana, 1983; New York, 1966; North Carolina, 1983; Ohio, 1968; Oklahoma, 1993; Pennsylvania, 1964; Tennessee, 1982; West Virginia, 1969</b></p>	
<p>MEMBERSHIP IN PROFESSIONAL ORGANIZATIONS</p>			

**13. PERSONAL HISTORY STATEMENT OF PRINCIPALS AND ASSOCIATES RESPONSIBLE FOR AML PROJECT DESIGN. (Furnish complete details that keep it essential.)**

NAME & TITLE (Last, First, Middle Init.)	YEARS OF EXPERIENCE		
<b>Dziubek, John A., P.E. Project Manager</b>	YEARS OF AML DESIGN EXPERIENCE: <b>15</b>	YEARS OF AML RELATED DESIGN EXPERIENCE: <b>13</b>	YEARS OF DOMESTIC WATERLINE DESIGN EXPERIENCE: <b>4</b>

**Brief Explanation of Responsibilities**

Mr. Dziubek has performed and managed engineering and design projects for more than 30 years. The projects range from subsurface investigations; building, industrial, and heavy and highway foundations; and site closures at industrial facilities; to remedial design and remedial action at Superfund sites. He has managed public and private sector projects for the Corps of Engineers, U.S. Navy, State DOT's, and major industrial clients. Larger projects have ranged from \$1 million to \$10 million and have required civil, geotechnical, mining and environmental engineering expertise.

**Various Reserve Analyses and Mine Planning Projects, Ohio, Pennsylvania, Virginia, Kentucky, West Virginia and North Carolina.** Ohio Edison, Veon Coal, Ashland Coal, Virginia Pocahontas, Koppers Company. Project Manager. Managed reserve analysis and mine planning projects for coal mines. These projects required computer models for determining mineral reserves, stockpile inventories, mining simulation, long range planning, cost studies, mine drainage, mine subsidence, and production monitoring.

**Geotechnical Engineering Services, Ohio, West Virginia and Pennsylvania.** U.S. Office of Surface Mining. Project Manager. Managed engineering services contract for more than 40 abandoned mine lands projects for the U.S. Office of Surface Mining. The projects required surveys, mapping, subsurface investigations, plans, specifications, and construction inspection. Mining-related problems included flood studies, mine subsidence, underground mine fires, mine drainage, vertical shaft filling, gob piles, landslides, refuse fires, grouting programs, and surface mine reclamation. Construction costs for project implementation were more than \$12 million.

**Various Reclamation Projects, Ohio and West Virginia.** Ohio Department of Natural Resources and the West Virginia Department of Natural Resources. Project Manager. Managed abandoned mine lands projects for the Ohio Department of Natural Resources and the West Virginia Department of Natural Resources. Projects included mine subsidence, flood studies, landslides, mine drains, mine seals, mine fires, mine stabilization and refuse bank reclamation. Construction costs were over \$5 million.

**Various Coal Refuse Facilities Geotechnical Design, Ohio, Pennsylvania, West Virginia, Illinois, Virginia and Kentucky.** North American Coal, Bethlehem Mines, Diamond Shamrock Coal, Exxon Coal, Sierra Coal. Geotechnical Manager. Supervised the geotechnical design of coal slurry impoundments and coal refuse embankments. Upstream and downstream construction methods were used. Design analyses included slope stability, hydrology and hydraulics, and structural design of primary and emergency spillway systems.

**Unimin Trailings Dam Expansion, Virginia.** Unimin Corporation. Project Manager. Managed design and construction phase of a phased capacity increase of a tailings dam for an industrial glass sand plant and quarry. The main embankment and dike were raised, the spillway redesigned, and the outlet pipe extended. Piezometric instrumentation was installed to monitor the phreatic surface through the main embankment.

<p><b>EDUCATION (Degree, Year, Specialization)</b>  <b>M.S.C.E., 1966, Civil Engineering; B.S.C.E., 1964, Civil Engineering</b></p> <p><b>MEMBERSHIP IN PROFESSIONAL ORGANIZATIONS</b>  <b>American Society of Civil Engineers</b>  <b>Society of American Military Engineers</b></p>	<p><b>REGISTRATION (Type, Year, State)</b>  <b>Professional Engineer, 1969, PA; Professional Engineer, 1990, WV</b>  <b>Professional Engineer, 1991, OH</b></p>
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13. PERSONAL HISTORY STATEMENT OF PRINCIPALS AND ASSOCIATES RESPONSIBLE FOR AML PROJECT DESIGN. (Furnish complete data unless specified otherwise)

NAME & TITLE (Last, First, Middle Init.)	YEARS OF AML DESIGN EXPERIENCE:	YEARS OF AML RELATED DESIGN EXPERIENCE:	YEARS OF DOMESTIC WATERLINE DESIGN EXPERIENCE:
<p><b>Smithson, Jason, T., P.S.</b>  <b>Senior Engineering Technician</b></p> <p>Brief Explanation of Responsibilities</p> <p>Since joining the company in 2006, Mr. Smithson has been assigned to the surveying division and presently supervises field crews, the processing and calculating data for various projects, and the analysis of data obtained from field surveys to be applied to many aspects of civil engineering. Prior to coming to Baker, Mr. Smithson performed geotechnical analysis, civil design, environmental assignments and functioned as a survey party chief.</p> <p><b>Abandoned Mine Lands, Statewide Contract, Various Locations, West Virginia.</b> As a Project Surveyor, Mr. Smithson provided services for topographic mapping for various Abandoned Mine Land (AML) projects throughout West Virginia. During these projects he provided topographic mapping and coordinated aerial photogrammetry. This data was incorporated in the design of landslide correction, retaining wall design, site grading, drainage improvements, acid mine drainage collection and neutralization, water line upgrade and extensions. Work on these projects also included: establishing horizontal and vertical control surveys for aerial photogrammetry mapping, baseline layout, referencing control points, generating check cross sections and site surveys including all physical and topographic features of each unique site.</p> <p><b>WVDEP14176, Kanawha County.</b> Wet mine seals, the installation of bat gates, open limestone channel design, culvert and structure design, structure removal and reclamation grading at four sites (Marmet (Wells Drive), Cabin Creek (Stapler), East Bank (Garten), and the Mill Hollow Complex) in eastern Kanawha County.</p> <p><b>West Virginia Department of Environmental Protection, Photogrammetric Control Surveys, Various Locations, West Virginia.</b> Work performed by Mr. Smithson on these projects included establishing horizontal and vertical control surveys for aerial photogrammetry mapping, baseline layout, and referencing control points. This work was performed utilizing GPS and conventional survey methods.</p> <p><b>Mine Safety and Health Administration - Martin County Coal, Slurry Impoundment Failure Investigation, Martin County, Kentucky.</b> As a Project Geologist, Mr. Smithson's duties included the coordination of drilling activities with multiple drilling crews supported by a team of engineers and geologists. He supervised and participated in the subsurface investigation logging activities, the creation of bedrock contour maps, report preparation, and analytical testing on samples extracted from the drilling efforts.</p> <p><b>Appalachian Electric Power Company - John Amos Power Plant, Winfield, West Virginia.</b> As a Project Surveyor, Mr. Smithson was responsible for establishing horizontal and vertical control for construction layout activities which he also performed for the construction of the flue gas desulfurization (FGD) stacks.</p> <p><b>Dominion Resources, Hastings, West Virginia.</b> As a Project Environmental/Geotechnical Geologist, Mr. Smithson assisted the Licensed Remediation Specialist, and was responsible for subsurface investigation activities, in an alluvium/aquifer type, to determine overburden and bedrock descriptions and groundwater flow analysis. He was directly responsible for the coordination of drilling and sampling activities associated with this project. Activities included delineation of contamination by subsurface drilling, soil sampling, groundwater sampling, sediment sampling, and surface water sampling.</p> <p><b>CSX Hotels, Inc., d.b.a. The Greenbrier, White Sulphur Springs, West Virginia.</b> As a project Environmental/Geotechnical Geologist, Mr. Smithson was responsible for subsurface investigation activities, in an alluvium/karst aquifer type to determine overburden and bedrock descriptions and groundwater flow analysis, along with the supervision of multiple environmental delineation crews. As a Project Geologist, assisted the Licensed Remediation Specialist in performing site characterization investigations at the four parcels entered into the West Virginia Voluntary Remediation Program. Work tasks included performing Geoprobe® direct-push investigations, groundwater sampling, landfill gas monitoring, and surface water and sediment sampling.</p>	10	11	1
EDUCATION (Degree, Year, Specialization)			
B.S., 1999, Geology			
MEMBERSHIP IN PROFESSIONAL ORGANIZATIONS			
Society of American Military Engineers West Virginia Society of Professional Surveyors			
REGISTRATION (Type, Year, State)			
Licensed Professional Surveyor, 2007, WV Certified Well Driller, 2002, WV OSHA 40-Hour HAZWOPER Certification, 1999, WV			

**15 PERSONAL HISTORY STATEMENT OF PRINCIPALS AND ASSOCIATES RESPONSIBLE FOR AML PROJECT DESIGN** (Furnish complete data prior to essentials)

NAME & TITLE (Last, First, Middle Init.)	YEARS OF AML DESIGN EXPERIENCE:	YEARS OF AML RELATED DESIGN EXPERIENCE:	YEARS OF DOMESTIC WATERLINE DESIGN EXPERIENCE:
<p><b>Zang, Scott D., P.E.</b> <b>Senior Engineer</b></p> <p><b>Brief Explanation of Responsibilities</b></p> <p>Mr. Zang is a geotechnical engineer experienced in site investigation and design. His professional experience encompasses reconnaissance, field testing, laboratory testing, project analysis and design, report preparation and construction inspection for roadways, railroads, earth dams, buildings, hazardous waste studies, industrial facilities, airports and coal mines. His design experience also includes abandoned mine land reclamation and innovative AMD abatement design.</p> <p><b>Itman Refuse Pile Remediation, Itman, West Virginia.</b> West Virginia Department of Environmental Protection. Engineer. Prepared construction specifications for remediation of a burning coal refuse pile.</p> <p><b>Coal Refuse Pile Remediation Design Analysis and Plans, West Virginia.</b> West Virginia Department of Environmental Protection. Engineer. Performed design analysis and prepared construction plans, specifications and cost estimates for remediation of several abandoned coal refuse piles. Projects included regraded slope stability analysis, retention structure design, subsurface water control and facilities design for surface water control of burning and non-burning refuse piles.</p> <p><b>Coal Mine Subsurface Remediation Construction Plans, West Virginia.</b> West Virginia Department of Environmental Protection. Engineer. Prepared construction plans, specifications and cost estimates for remediation of areas affected by subsidence of abandoned underground coal mines.</p> <p><b>Private Residence Subsidence Evaluations, Western Pennsylvania.</b> U.S. Department of the Interior, Office of Surface Mining. Assistant Engineer. Performed subsurface investigations to evaluate subsidence and subsidence-related incidents at several private residences. Project included surface distress cause determination and recommendation of remedial measures.</p> <p><b>Manor Mine and Preparation Plant, Greene County, Pennsylvania.</b> Consolidation Coal Company. Assistant Engineer. Conducted field testing program for foundations of several support buildings, a preparation plant, and coal storage silos.</p> <p><b>Landini Mine Fire Remediation, Elizabeth, Pennsylvania.</b> U.S. Department of the Interior, Office of Surface Mining. Assistant Engineer. Performed subsurface investigations and designed remedial measures to control a fire in an abandoned underground coal mine.</p> <p><b>Acid Mine Drainage Abatement Project, Barton, Ohio.</b> Ohio Department of Natural Resources. Engineer. Conducted water sampling program and field investigation during development of acid mine drainage abatement procedures at an abandoned underground coal mine and coal refuse area. Handled administration and office engineering during implementation of remedial measures.</p> <p><b>Groundwater Monitoring Well Construction and Sampling, Pennsylvania and West Virginia.</b> Various Clients. Assistant Engineer. Assisted with sampling and constructing groundwater monitoring wells at various locations.</p>	<p>11</p>	<p>11</p>	<p>-</p>
<p>EDUCATION (Degree, Year, Specialization) <b>BS, 1980, Geological Engineering</b></p>			
<p>MEMBERSHIP IN PROFESSIONAL ORGANIZATIONS <b>American Society of Civil Engineers</b></p>			
			<p>REGISTRATION (Type, Year, State) <b>Professional Engineer, 1985, PA</b></p>

**18. PERSONAL HISTORY STATEMENT OF PRINCIPALS AND ASSOCIATES RESPONSIBLE FOR AML PROJECT DESIGN (Furnish complete data but keep to essentials)**

NAME & TITLE (Last, First, Middle Init.)	YEARS OF EXPERIENCE		
	YEARS OF AML DESIGN EXPERIENCE:	YEARS OF AML RELATED DESIGN EXPERIENCE:	YEARS OF DOMESTIC WATERLINE DESIGN EXPERIENCE:
<b>Culler, James A., P.E., P.L.S. Engineering Manager</b>	<b>2</b>	<b>3</b>	<b>32</b>

**Brief Explanation of Responsibilities**

Mr. Culler is a civil and environmental engineer with more than 25 years of experience in project planning, design, construction, operation and maintenance engineering services. His background includes municipal engineering representation, site engineering for industrial and commercial parks; municipal infrastructure design (roads, storm drainage, water and sewer); industrial and recreational facilities; wastewater and water planning and feasibility studies; and municipal and sanitary engineering designs (water and wastewater treatment, pumping, water storage and distribution, and wastewater collection and conveyance). He is also experienced in preparation of construction drawings and contract specifications; construction cost estimating; preparation of regulatory applications and supporting data; financial planning studies; user rate studies; and construction inspection services.

Water Treatment Plant Design, Berwind, West Virginia. West Virginia Division of Environmental Protection. Technical Review Manager. Performed technical reviews for preparation of construction documents for a 300 gallons per minute potable ground water treatment facility. Treatment scheme included well pumping, air stripping tower, pre and postchlorination, sedimentation, filtration and sludge dewatering lagoons.

Water System Design Engineering, Aliquippa, Midland and Beaver Falls, Pennsylvania. Various Pennsylvania Municipalities. Project Engineer and Project Manager. Provided design engineering and construction services for water system extension projects.

Water Storage Tank Design Engineering, Beaver Falls, Aliquippa and Midland, Pennsylvania. Various Pennsylvania Municipalities. Project Engineer and Project Manager. Provided design engineering and construction services for new construction of finished water storage tanks.

Water System Hydraulic Analysis and Modeling, Beaver Falls, New Sewickley, Meadville, Baden and Koppel, Pennsylvania. Various Pennsylvania Municipalities. Technical Review Manager. Performed hydraulic analysis and modeling of various water distribution systems.

Spring Alley and Mercer Road Water Pumping Stations, New Brighton Borough and Daugherty Township, Pennsylvania. Beaver Falls Municipal Authority. Project Manager. Performed design engineering evaluations, permitting and preparation of equipment purchasing bidding documents for the two (2) water pumping stations. Spring Alley Station consists of two 455 gallons per minute at 305 feet TDH pumps upgradable to 575 gallons per minute at 330 feet TDH. Mercer Road Station consists of three pumps with two at 300 gallons per minute at 128 feet TDH and one at 400 gallons per minute at 147 feet TDH upgradable to two at 350 gallons per minute at 135 feet TDH and one at 500 gallons per minute at 165 feet TDH.

**EDUCATION (Degree, Year, Specialization)**

**M.S., Civil and Sanitary Engineering, 1973; B.S., Civil Engineering, 1971**

**MEMBERSHIP IN PROFESSIONAL ORGANIZATIONS**

American Society of Civil Engineers American Water Works Association  
Chi Epsilon Civil Engineering Honorary Fraternity  
Pennsylvania Water Environment Association  
Water Environment Federation

**REGISTRATION (Type, Year, State)**

Professional Engineer, PA, 1976  
Professional Engineer, WV, 1976  
Professional Land Surveyor, PA, 1981

**13. PERSONAL HISTORY STATEMENT OF PRINCIPALS AND ASSOCIATES RESPONSIBLE FOR AML PROJECT DESIGN. (Furnish complete data but keep to essentials)**

NAME & TITLE (Last, First, Middle Init.)	YEARS OF AML DESIGN EXPERIENCE:	YEARS OF AML RELATED DESIGN EXPERIENCE:	YEARS OF DOMESTIC WATERLINE DESIGN EXPERIENCE:
<b>Martin, Mark R., PG Assistant Geologist I</b>	<b>10</b>	<b>8</b>	<b>-</b>

**Brief Explanation of Responsibilities**

Mr. Martin is a geologist with experience in conducting and reporting results of geotechnical investigations including geologic research, site reconnaissance, preparing test drilling contracts, test boring inspection, and geotechnical laboratory testing.

**Mine Drainage Subsurface Investigation, Clarksburg and Fairmont, West Virginia.** West Virginia Department of Environmental Protection. Project Geologist. Conducted site reconnaissance, monitored test borings to identify mine voids and installed standpipe piezometers to evaluate presence of mine pools for mine drainage investigation.

**Mine Subsidence Subsurface Investigation, MacArthur, West Virginia.** West Virginia Department of Environmental Protection. Project Geologist. Logged soil and rock core to identify mine voids and produced final test boring records to produce mine stabilization program.

**Abandoned Mine Lands Project, Cheat Lake, West Virginia.** West Virginia Department of Environmental Protection. Project Geologist. Oversaw test drilling activities to determine amount and location of coal mine spoil/refuse, collected acid mine drainage samples for testing, installed piezometers and produced final test boring records.

**Abandoned Mine Lands Project, Masontown, West Virginia.** West Virginia Department of Environmental Protection. Project Geologist. Conducted a site reconnaissance at four areas within the project location. Oversaw test drilling activities (i.e., logging soil and rock core) to determine amount/extent of coal mine spoil/refuse within the four designated areas, collected water samples from acid mine drainage locations, and produced final test boring records.

**Abandoned Mine Lands Project, Ely and Puckett Creeks, Virginia.** Virginia Department of Mines, Minerals and Energy, Project Geologist. Conducted a site reconnaissance for four sites in southwestern Virginia. Oversaw test drilling activities including logging soil and rock core, conducted bore hole permeability tests, and conducted a survey of local residence for a Hazardous, Toxic, and Radiological Waste Investigation Report.

**North Fork of Yellow Creek AMD Abatement, Jefferson County, Ohio.** Nashville District, U.S. Army Corps of Engineers. Project Geologist. Duties included: Coordinating with the drilling firm; locating borings; inspecting test borings, including logging soil from auger cuttings and standard penetration tests and logging rock core from NX or NQ coring to determine coal refuse thickness, overburden thickness over mine portals and delineating mine voids; installing standpipe piezometers in mine voids to monitor water levels; performing field permeability tests in boreholes; selecting samples for laboratory testing, including classifications, nutrient analysis, compaction testing, and permeability testing; preparing typed boring logs from field originals using LogDraft program; coordinating with the Project Manager during field activities.

**Waterline Feasibility/Extension Project, Berwind, West Virginia.** West Virginia Department of Environmental Protection. Project Geologist. Conducted a site reconnaissance, logged soil and rock core along the proposed alignment, collected water samples, and produced final testing boring records.

**EDUCATION (Degree, Year, Specialization)**

**B.S., 1988, Geology**

**MEMBERSHIP IN PROFESSIONAL ORGANIZATIONS**

**REGISTRATION (Type, Year, State)**  
**Professional Geologist, 1995, PA**

**13 PERSONAL HISTORY STATEMENT OF PRINCIPALS AND ASSOCIATES RESPONSIBLE FOR AML PROJECT DESIGN** (Furnish complete data but keep essentials)

NAME & TITLE (Last, First, Middle Init.)	YEARS OF EXPERIENCE		
	YEARS OF AML DESIGN EXPERIENCE:	YEARS OF AML RELATED DESIGN EXPERIENCE:	YEARS OF DOMESTIC WATERLINE DESIGN EXPERIENCE:
<b>Graham, Amber, A. Environmental Specialist</b>	<b>6</b>	<b>6</b>	<b>-</b>

**Brief Explanation of Responsibilities**

Ms. Graham is an Environmental Specialist and Task Manager at Baker with a background in hydrogeology, acid mine drainage (generation, evolution, and treatment), reclamation of abandoned mine lands including acid mine drainage abatement, earthwork, stream channel restoration utilizing natural channel design techniques, and reclamation of coal refuse piles. She has experience with 3-D flow modeling (MODFLOW) and in-depth understanding of water chemistry. She also has an extensive knowledge of both the Clean Water Act and NEPA and is responsible for these components of coal mine permitting and compliance at Baker. While at Baker, as well as during her previous experience, she has completed compensatory mitigation plans for various surface and underground coal mining operations utilizing natural stream design techniques. Both during her educational and professional career, she has worked on several abandoned mine land reclamation and stream restoration/enhancement projects, as well as the necessary permitting associated with those activities.

**Kempton Refuse & AMD Project, West Virginia.** West Virginia Department of Environmental Protection. Responsibilities included stream delineation and reporting, CWA 401 and 404 permit application completion, and design and production of a compensatory mitigation plan involving stream relocation/restoration and wetland enhancement/expansion in order to remediate water quality impacted by acidic mine drainage seeps. Stream mitigation designs used natural channel design techniques based upon reference to existing condition. Work performed by Baker for the West Virginia Division of Environmental Protection (WVDEP) under this contract on the Kempton Refuse and AMD project included performance of site reconnaissance and office research, field surveying, test drilling, analysis and design of reclamation measures, preparation of construction plans and specifications, and development of a quantify estimate and construction cost estimate.

**Sycamore Refuse Reclamation Plan, West Virginia.** Arch Coal, Inc. Prepared design and construction plan, profile, and cross-section sheets, which included regrading of refuse, placement of soil cover, and revegetation, and natural stream restoration and enhancement, which won the WVDEP Reclamation Award in 2002.

**Tenmile Fork AMD Remediation Project, West Virginia.** Arch Coal, Inc. Prepared design and construction plan, profile, and cross-section sheets, earthwork balancing, and complete bid package for the project which included retention cells and polishing wetland for AMD treatment, erosion and sedimentation control measures, site regrading, collection and diversion ditches, and associated natural stream channel restoration/enhancement design for immediate receiving waters.

**Majestic Mine Post-Reclamation Assessment, Ohio.** U.S. Forest Service and Ohio Department of Natural Resources, Division of Mines and Reclamation. (Masters Thesis) Performed field data collection/investigation (water sampling and measurements of flow), literature research, statistical review of data, including post-reclamation evaluation of AMD discharge reduction and evolution of water chemistry due to the reclamation, and proposed solutions for acid mine drainage problem at Majestic Mine, Athens County, Ohio, as well as within the Monday Creek watershed as a whole.

**Bear Run Restoration, Ohio.** U.S. Forest Service, Wayne National Forest. Assisted the Forest Hydrologist with data collection (stream and floodplain surveying, derivation of dimensionless ratios and parameters) and creation of restoration design utilizing natural stream design techniques which won a Regional Riparian Award within the agency.

**EDUCATION (Degree, Year, Specialization)**

**B.S., 1999, Environmental Geography**  
**M.S., 2006, Environmental Geology/Hydrogeology**

**MEMBERSHIP IN PROFESSIONAL ORGANIZATIONS**

REGISTRATION (Type, Year, State)  
**Rosgen Stream Cert-Applied Fluvial Geomorphology/L-1, 2006**  
**Rosgen Stream Cert-River Morphology & Applications/L-2, 2006**



**13. PERSONAL HISTORY STATEMENT OF PRINCIPALS AND ASSOCIATES RESPONSIBLE FOR AML PROJECT DESIGN** (Furnish complete data but keep to essentials)

NAME & TITLE (Last, First, Middle Int.)	YEARS OF EXPERIENCE	YEARS OF DOMESTIC WATERLINE DESIGN EXPERIENCE:
<b>Chintala, Ramesh, S., P.E. Hydraulic Engineer</b>	YEARS OF AML RELATED DESIGN EXPERIENCE: <b>16</b>	<b>1</b>
YEARS OF AML DESIGN EXPERIENCE: <b>0</b>		

**Brief Explanation of Responsibilities**

Mr. Chintala's responsibilities include project management, technical oversight, and quality control for water resources projects. He is credentialled as a Diplomate, Water Resources Engineer, by the American Academy of Water Resources Engineers. Mr. Chintala is a registered professional civil engineer and certified floodplain manager with over 15 years experience in water resources engineering. Mr. Chintala's areas of expertise include watershed hydrology, river hydraulics, fluvial geomorphology, flood control, floodplain management, sedimentation engineering, erosion control, and stormwater management. His experience covers numerous studies involving steady, unsteady, and multi-dimensional numerical models of rivers using advanced geospatial techniques.

**Drainage Manual, Charleston, West Virginia, West Virginia Department of Transportation, Division of Highways.** Project Manager. Served as project manager in preparation of the West Virginia Department of Highways Drainage Manual. Also served as Principal Author. Baker prepared a revised Drainage Manual for the West Virginia Department of Highways. The manual was completely rewritten based on the AASHTO Model Drainage Manual.

**USACE-Huntington District Contract, Various Cities, Kentucky, U.S. Army Corps of Engineers, Huntington District.** Technical Advisor. Conducted independent technical reviews of analysis and reports. Baker prepared lake sedimentation reports for Dewey, Fishtap, North Fork Kokosing, and Summerville Lakes. Project involved developing a digital terrain model of the lake bottom for current conditions, and overlaying it with a digital terrain model from previous conditions, and using GIS to determine the amount and distribution of sedimentation in the lakes.

**Appalachian Corridor H, Section 6, E. Hardy County 220/8 to WV 55 Interchange, Moorefield, West Virginia, West Virginia Department of Transportation, Division of Highways.** Project Manager. Prepared feasibility report addressing the preliminary design of a flood control levee and interior drainage facilities consisting of a pump station and flood control gates. Interior drainage pumping rates were determined with the TR-20 and HEC-IFH. Prepared comprehensive hydrology and hydraulics report for bridges. Also, prepared overflow channel design for Dumping Run section of Corridor H. The overflow channel was designed to achieve no increase in the 100-year water surface elevations due to the proposed highway project. Prepared stream stabilization design for the Fort Run section of Corridor H. This portion of the project included design of riprap protection, j-hooks, and cross vanes using natural stream design methods. Prepared hydraulic and scour studies on Corridor H, Section 6 bridges. Several bridges were analyzed: South Branch Bridge to US 220, Mainline and Connector Bridges over Dumping Run and Fort Run Bridge. This project involved the study, design and final construction plan development for a new roadway beginning 0.6 miles southeast of Hardy County 220/8 and continuing eastward 6.6 miles to an interchange with WV 55. This project included an interchange with the Moorefield Bypass, a ramp connector road south of the corridor west from the possible future Moorefield Bypass to a proposed reconstruction of US 220, a closure study of the floodwall on the north end of Moorefield near this Section 6 proposed highway location, six bridges and completion of an interchange (two ramps) with WV 55 on the east end of the project.

**West Virginia Hazard Mitigation Plan, Statewide, West Virginia, West Virginia Division of Homeland Security and Emergency Management.** Project Manager. Responsible for examining hazards including floods, wildfires, structural fires, dam failures, drought, winter storms, landslides, hurricanes, wind, earthquakes, and man-made hazards. Plan was among the first FEMA approved State Plans in the United States. Baker developed a Standard State All-Hazards Mitigation Plan for the West Virginia Office of Emergency Services (WVOES) to comply with the requirements of the Disaster Mitigation Act of 2000 (DMA 2000). DMA 2000 is federal legislation under the Department of Homeland Security's Federal Emergency Management Agency (FEMA), which requires states to have State-adopted and FEMA-approved plan as a condition of disaster assistance.

**WV Enhanced Hazard Mitigation Plan, Charleston, West Virginia, West Virginia Division of Homeland Security and Emergency Management.** Project Manager. Provided project management, client contact, coordination, and oversight. Baker is preparing an Enhanced Hazard Mitigation plan for the state of West Virginia to comply with the requirements of the Disaster Mitigation Act of 2000 (DMA 2000) and 44 CFR 201-5.

**EDUCATION (Degree, Year, Specialization)**

B.E., 1991, Civil Engineering

M.S., 1996, Water Resources Engineering

**MEMBERSHIP IN PROFESSIONAL ORGANIZATIONS**

American Society of Civil Engineers

Society of American Military Engineers

International Erosion Control Association

**REGISTRATION (Type, Year, State)**

Professional Engineer, CA, 2001

Certified Floodplain Manager, WV, 2005

Diplomat, Water Resources Engineer, U.S., 2006

**14. PROVIDE A LIST OF SOFTWARE AND EQUIPMENT AVAILABLE IN THE PRIMARY OFFICE WHICH WILL BE USED TO COMPLETE AML DESIGN SERVICES**

Various computer software and equipment (surveying and mapping) used by Michael Baker Jr., Inc. for ongoing projects in the Charleston, WV and Pittsburgh, PA area offices are as follows:

**HYDROLOGY**

SEDCAD4 – Storm Routing through Detention Structures, Channel Design and Riprap Sizing.  
 TR20 – Project Formulation – Hydrology by SCS  
 RT55 – Urban Hydrology for Small Watersheds by SCS  
 HAESTADS POND2 – Storm Routing through Detention Structures  
 HEC1 – Flood Hydrograph Package by U.S.A.C.O.E.  
 HAESTADS QTRSS – Urban Hydrology for Watersheds

**HYDRAULICS – OPEN CHANNEL AND CULVERT**

HEC RAS/ - River Analysis System/Flood Plain Analysis/Water Surface Profile  
 HEC2 – Water Surface Profiles by U.S.A.C.O.E.  
 HY8 – Culvert Analysis by FHWA  
 FLOWMASTER – Channel and Pipeline Hydraulics by HAESTAD, Inc.

**PIPELINE HYDRAULICS**

KYPIPE2 – Water Distribution System Modeling  
 CYBERNET – Water Distribution System Modeling

**GEOTECHNICAL**

STABL5M – Slope Stability  
 REAME – Slope Stability  
 SAMM – Loads on Concrete Pipe

**DRAFTING AND SITE DESIGN**

AutoCAD – LANDDEVELOPMENT 2000 Desktop for Earthwork, Survey, Quantity, Calculations,  
 Terrain Modeling, Coordinate Geometry, Site Grading, etc

**SURVEYING AND MAPPING**

**SURVEY EQUIPMENT AND SOFTWARE**  
 Survey/Global Positioning System (GPS)  
 Leica System 500 - SR 530 RTK - GPS Receiver  
 Trimble GS50 C/A Code Receiver with Rascal Correction Service  
 Trimble Pathfinder Pro XRS - with Omnistar Correction Service  
 Trimble 4000SSE - Dual Frequency Receivers  
 Trimble 4400 - RTK - Dual Frequency Receivers

Pipe/Cable Locators  
 Metrotech Model 9890  
 CAT & Jenny Locators  
 Metrotech Model 810

Total Stations with Onboard Data Collection  
 Leica TCRM 1103 – Motorized w/Reflectorless EDM  
 Leica TCA 1103 - Robotic w/Auto-Target Recognition (ATR)  
 High Precision Wild T3

Data Collectors  
 Wild GRE 4  
 PENTAX SC5  
 Leitz SDR33  
 Topcon FC1

Magnetic Locators  
 Chicago Steel Tape - FT - 60  
 Schoenstedt

Fathometer  
 1 – Innerspace Tech Model 456 – 200 KHz 8° Transducer

Survey Software  
 Leica Ski-Pro, Version 2.0  
 Leica GIS Data Pro Version 1.20  
 Innerspace Technology Version 6.0 Data Logging with Guidance  
 Leica Survey Office Version 1.33  
 Trimble GPSurvey Version 2.35  
 Trimble Pathfinder Office Version 2.11  
 Leica – Liscad 6.00  
 Wild Soft Version 1.65  
 MicroStation Version SE or J  
 Eagle Point Version 99Q3

PHOTOGRAMMETRIC EQUIPMENT AND SOFTWARE

First Order Stereoplotters  
 Wild Avioylt BC2 Analytical Stereoplotter  
 Leica SD 2000 Analytical Stereoplotter (Jackson, Mississippi office)  
 Wild PUG-4 Point Transfer Devices

Softcopy Stereoplotters

Z/I ImageStation SSK, Xeon GXI 2000, 2-450 MHz (Mexico City, Mexico office)  
 Z/I ImageStation ZII, Xeon GXI 2000, 2-450 MHz  
 Sun ULTRA 60 360 MHz Ultra Sparc with SOCE T Set Suite of Software  
 Z/I ImageStation SSK, PIII Xeon, 2-1.0 GHz  
 Z/I ImageStation SSK, Intel® Xeon™ Processor, 1.80GHz, 512K Cache

Total Stations  
 Topcon GTS 3B  
 Nikon DTM A5LG  
 Wild TC 2000

Levels (Engineering)  
 Zeiss NI 2  
 Leica NA 2002 Digital Level w/2 rods  
 Wild N-3  
 Zeiss NI 1

**16. CURRENT ACTIVITIES ON WHICH YOUR FIRM IS THE DESIGNATED ENGINEER OF RECORD**

PROJECT NAME, TYPE AND LOCATION	NAME AND ADDRESS OF OWNER	NATURE OF YOUR FIRM'S RESPONSIBILITY	ESTIMATED CONSTRUCTION COST	PERCENT COMPLETE
<b>Kempton Refuse and AMD Project Tucker County, West Virginia</b>	West Virginia Department of Environmental Protection (DEP) Office of Abandoned Mine Lands & Reclamation 601 57 <sup>th</sup> Street, SE Charleston, WV 25304	Site reconnaissance, survey and mapping, subsurface investigation, designing grading, drainage control structures, ditches, passive treatment for AMD, earthwork, preparation of plans, specifications and costs.	\$189,414 (Fee)	90%
<b>Borgman Refuse &amp; Portals – AML Reclamation Preston County, West Virginia</b>	West Virginia Department of Environmental Protection (WVDEP) Office of Abandoned Mine Lands & Reclamation 10 McJunkin Road Nitro, West Virginia 25143	Site reconnaissance, surveying, subsurface investigation, designing grading, drainage control structures, ditches, passive treatment for AMD, earthwork, preparation of plans, specifications and costs.	\$107,500 (Fee)	75%  (On Hold per WVDEP)
<b>Mineral Zoar Road AMD Remediation Project Tuscarawas County, Ohio</b>	ODNR-Division of Mineral Resources Management 1855 Fountain Square Court, Bldg H-2 Columbus, OH 43224	Site reconnaissance, aerial photography & mapping, identifying AMD sources and sampling, channel restoration and AMD remediation design (passive system), drainage control design, preparation of plans, specifications and cost estimates.	\$78,500 (Fee)	95%
<b>Huff Run 42 – AMD Remediation Study Carroll County, Ohio</b>	ODNR-Division of Mineral Resources Management 1855 Fountain Square Court, Bldg H-2 Columbus, OH 43224	Site reconnaissance, subsurface investigation, AMD source identification, sampling, AMD treatment alternatives design, surface drainage design, cost estimating for alternatives, providing recommendations and report.	\$68,600 (Fee)	90%
<b>Harsha South AMD Preliminary Investigation Project Carroll County, Ohio</b>	ODNR-Division of Mineral Resources Management 1855 Fountain Square Court, Bldg H-2 Columbus, OH 43224	Detailed site reconnaissance, subsurface investigations to identify AMD source(s), evaluation and characterization of AMD source(s), conceptual design and evaluation of possible AMD abatement alternatives, preparation of report and recommendation and preliminary design.	\$61,604 (Fee)	55%

16. CURRENT ACTIVITIES ON WHICH YOUR FIRM IS SERVING AS A SUB-CONSULTANT TO OTHERS

PROJECT NAME, TYPE AND LOCATION	NATURE OF FIRMS RESPONSIBILITY	NAME AND ADDRESS OF OWNER	ESTIMATED COMPLETION DATE	ESTIMATED CONSTRUCTION COST	
				ENTIRE PROJECT	YOUR FIRMS RESPONSIBILITY
N/A					

17. COMPLETED WORK WITHIN LAST 5 YEARS ON WHICH YOUR FIRM WAS THE DESIGNATED ENGINEER OF RECORD

PROJECT NAME, TYPE AND LOCATION	NAME AND ADDRESS OF OWNER	ESTIMATED CONSTRUCTION COST	YEAR	CONSTRUCTED (YES OR NO)
<b>36-inch Raw Water Mains</b> Norfolk, VA	City of Norfolk Department of Public Works Norfolk, VA 23501	\$1,100,000	2005	Yes
<b>Mineral Zoar Road – AMD Remediation Project</b> Tuscarawas County, OH	ODNR – Division of Mineral Resources Management 1855 Fountain Square Court, Bldg. H-2 Columbus, OH 43224	\$69,626 (Fee)	2005	Yes
<b>Municipal Engineering Services</b> Monaca, Beaver County, PA	Borough of Monaca 928 Pennsylvania Avenue Monaca, PA 15061	\$132,749	2005	Yes
<b>Beech Bottom Refuse – AML Reclamation</b> Ohio and Brook Counties, West Virginia	West Virginia Department of Environmental Protection (WVDEP) Office of Abandoned Mine Lands & Reclamation 601 57 <sup>th</sup> Street, SE Charleston, WV 25304	\$98,000 (Fee)	2004	Yes
<b>Terra-Alta Water Works Waterline Feasibility Study</b> Preston County, WV	West Virginia Department of Environmental Protection (WVDEP) Office of Abandoned Mine Lands & Reclamation 601 57 <sup>th</sup> Street, SE Charleston, WV 25304	\$40,829	2004	Completed
<b>Water Replacement Projects 2003</b> Virginia	Virginia American Water Company 2223 Duke Street Box 25405 Alexandria, VA 22314	\$55,299 (Fee)	2004	Yes
<b>Huff Run 42 – AMD Remediation Study</b> Carroll County, OH	ODNR – Division of Mineral Resources Management 1855 Fountain Square Court, Bldg. H-2 Columbus, OH 43224	\$58,600 (Fee)	2004	Completed
<b>Mt. Eaton Subsidence Evaluation</b> Wayne County, OH	ODNR – Division of Mineral Resources Management 1855 Fountain Square Court, Bldg. H-2 Columbus, OH 43224	\$24,400 (Fee)	2004	Completed
<b>Fox Chapel Pump Station and Rising Main</b> Pittsburgh, PA	Pittsburgh Water & Sewer Authority 441 Smithfield Street Pittsburgh, PA 15222	\$295,000 (Fee)	2003	Yes

18. COMPLETED WORK WITHIN LAST 5 YEARS ON WHICH YOUR FIRM HAS BEEN A SUB-CONSULTANT TO OTHER FIRMS (INDICATE PHASE OF WORK FOR WHICH YOUR FIRM WAS RESPONSIBLE)						
PROJECT NAME, TYPE AND LOCATION	NAME AND ADDRESS OF OWNER	ESTIMATED CONSTRUCTION COST OF YOUR FIRM'S PORTION	YEAR	CONSTRUCTED (YES OR NO)	FIRM ASSOCIATED WITH	
North Fork Yellow Creek, Ecosystem Restoration Project Hammondsville, Ohio	US Army Corps of Engineers, Pittsburgh District	\$56,000 (Fee)	2002	Project Completed	David Miller & Associates Vienna, Virginia	
Feasibility Study for Ecosystem Restoration for Jones, Straigt, Reeds and Cox Creek Sub-basins Lee County, Virginia	David Miller & Associates Vienna, Virginia	\$93,873 (Fee)	2004	Project Completed	David Miller & Associates Vienna, Virginia	

**ACID MINE DRAINAGE REMEDIATION, ABANDONED MINE LANDS RESTORATION, AND EXISTING MINES EXPERIENCE**

The projects described under Item 12 of the CCQQ and the attached list of AML projects concern primarily abandoned mine land reclamation and acid mine drainage remediation. However, the experience of the key project personnel is not limited to abandoned mine operations, since we continually serve many of the country's largest coal and mineral producers as well as industrial clients. Those personnel listed under item 13 of the CCQQ have experience in all phases of mining services, from survey, mapping, exploration and reserve analysis through mine planning, permitting, design, construction management, and final closure and reclamation. Since mining projects comprise a large segment of our business, we work to assure that the mining services provided meet the needs and expectations of our clients and any regulatory agencies involved. Some of the many coal producers we have served are listed below:

- U.S. Steel Mining Co., Inc. - Jim Walter Resources, Inc. - Magnum Coal Company
- Westmoreland Coal Company - Ashland Coal, Inc. - CONSOL Energy
- RAG Emerald Resources Corp. - Sierra Coal Company - Massey Energy
- AMAX Coal Company - Exxon Research and Coal River Energy, Inc.
- Consolidation Coal Company Engineering Co. - Mid Vol Coal Sales, Inc.
- RAG Cumberland Resources Corp. - Arch Coal, Inc. - West Virginia Coal Association

Since it is not possible to describe all of the work done for these mining clients and numerous governmental agencies, only six detailed project descriptions will be provided. These key projects, due to their magnitude and/or requirements, further demonstrate the full service capabilities of Michael Baker Jr., Inc. These projects are listed under the type of work performed.

• **State Funded Mine Reclamation and Pollution Abatement – Ohio**

The Village of Barton was plagued by mine drainage and slope instability (creating landslides) problems resulting from abandoned underground mines with acid mine drainage discharges and a gob pile. Baker was retained to investigate these problems and prepare preliminary and final engineering plans for their abatement. The sources of mine drainage were identified through a water quality sampling program, field reconnaissance, and a test boring program. Infrared aerial photography was utilized to identify acid mine drainage seepage zones. A test boring program was conducted to determine the depth and dip of the mined out coal seam, the mine pool level and its piezometric head, and the lithologies of the overburden.

A second test boring program was conducted in the gob pile to determine pile thickness and to obtain gob and soil samples for soil mechanics testing and evaluation for use as construction material and coal recovery. Stability analyses were conducted on cross sections of the pile.

A third element of the investigation was a flood study of Steep Run. Two problems were evaluated: alteration of the hydrologic characteristics of the watershed through mining activity, and reduced channel capacity resulting from erosion of refuse piles and unstabilized mined areas. Hydrological frequency curves were estimated for pre and post mining conditions using the SCS Method (Technical Release No. 55). Stream siltation was observed in the field, upstream and downstream on the mined area.

A preliminary engineering report was prepared, addressing the following items.

- evaluation of alternative AMD abatement measures, including practicability of mine seals and drainage of the mine void
- geotechnical investigation and stability analysis for saturated hillside slope
- feasibility of re-grading and reclaiming the gob pile
- corrective measures for the hillside slope failure (landslide)
- feasibility of reprocessing refuse material for secondary recovery of coal of sufficient heating value
- suitability of refuse from the gob pile for use as construction material
- cost estimates for all technically feasible alternatives for AMD abatement, hillside slope stability and gob pile reclamation or use, and
- preparation of final construction drawings, specifications and cost estimate for this project.

• **Waterline Extension Feasibility Study and Design for 9 County Route Roads in Areas of Preston County Impacted by AML Problems – West Virginia**

The project was assigned to Baker by WVDEP Office of AML & R as two separate projects. The first project was to perform waterline extension feasibility study, the object of which was to investigate the areas' water supply, determine whether and how the water supply has been impacted by pre-law mining, and to compile and document the investigation findings to support an AML&R grant request to OSM for funding to extend and/or install potable water supply systems in the impacted areas. The second project was to perform design of the water supply system extension to the impacted areas. The object of this water supply extension was to provide potable water to residents in areas with ground-water supply that was found to be contaminated by pre-law mining activities.

- Alkaline Leach Beds, basic steel slag leach beds
- SAP cells, reverse alkaline producing systems (RAPS) cells
- Open limestone channels
- Anoxic limestone trenches
- Aerobic and anaerobic wetlands
- Soil amendment

These technologies were variously incorporated into such projects as:

- Kempton Refuse & AMD Project for WVDEP
- Mineral-Zoar Road AMD Reclamation Project for ODNR-DMRM
- Lindentree Reclamation project for ODNR-DMRM
- Mineral City Park Reclamation project for ODNR-DMRM
- Powell River Ecosystem Restoration and Ely and Puckett Creek Subbasins for the Nashville District, U.S. Army Corps of Engineers
- The Emoryville Mine Complex and Piney7 Swamp Run for the WVDEP
- North Branch Potomac River for the Baltimore District, U.S. Army Corps of Engineers
- State Route 800 / Dennison Reclamation Project for the ODNR

- **Reclamation Practices for Enhanced Wildlife Values**

This study was undertaken to define the best technologies available to protect and enhance wildlife values in surface mining and reclamation. The Baker project team examined both surface mining techniques and mined land restoration procedures.

After developing a preliminary list of management practices through literature review and contact with technical specialists, the applicability of those practices to surface mines in Northern Appalachia was evaluated. Many of the 100 management practices deemed potentially feasible were observed in the field, resulting in the identification of 60 – 70 viable management practices. Field investigations of reclamation techniques were undertaken at mines in eastern and central Kentucky, northcentral Tennessee, southwestern Virginia, West Virginia and Pennsylvania.

Findings of the study were assembled into a user's manual for use by coal operators, agency personnel, wildlife biologists, and others involved in the reclamation of mined lands. Each wildlife protection and enhancement technology is described in the user's manual, and procedures for implementation are given. Information on costs and performance of each management practice under various conditions is also provided.

Following completion of that study, the U.S. Fish and Wildlife Service awarded Baker a second contract to investigate mine related stream alterations. This study has as its objectives the definition of the best methods of performing stream channel relocations while protecting and enhancing aquatic habitat. Following an exhaustive literature review and contact with technical specialists, field studies of channel relocations in the eastern, central and western coal provinces were conducted. Field studies focused on the effectiveness of habitat improvement structures and their relationship to hydraulic capacity.

A handbook describing aquatic habitat protection and improvement methods; their applications and costs was completed by the Baker project team.

- **Powell River Ecosystem Restoration - Ely and Puckett Creek Sub-basins, Virginia**

As a sub-consultant to David Miller and Associates, Inc. working for the Nashville District, U.S. Army Corps of Engineers, Baker completed a feasibility study and design to restore the ecosystem of Ely and Puckett Creeks by providing passive AMD treatment systems which would improve the water quality of the creeks to sustain aquatic lives and habitat. The project included four abandoned mine sites with AMD discharging mine entries and very poorly vegetated steep coal refuse piles. The AMD discharges from these sites severely impacted the receiving streams (Ely and Puckett creeks).

The reclamation plans developed by Baker provided for the refuse piles to be regraded and covered with soil amendment to reduce AMD generation. The reclamation plans also provided for off-site runoff to be diverted around the sites and construction of mine seals and limestone collection ditches for controlling the AMD seepage. Restoration and relocation of existing tributary streams was required at three of the sites. The proposed treatment systems at each site generally consisted of a mine water collection systems discharging into settling ponds, followed by Successive Alkalinity Producing Systems (SAPS cells) and aerobic wetlands as needed to fully neutralize AMD from each site at design flows prior to discharging the treated water into the stream.



### IN-HOUSE FACILITIES AND RESOURCES

As a large, diverse engineering firm, Michael Baker Jr., Inc. has facilities available to properly conduct abandoned mine land reclamation and AMD remediation projects. The use of in-house facilities can speed project completion and facilitate tracking of progress. The in-house facilities include:

- Data Processing
- Interactive Graphics and AutoCAD
- Word Processing
- Printing and Reproduction

### SUMMARY

To summarize Baker's qualifications to provide engineering services for abandoned mine land projects, we offer the following response to the evaluation factors:

1. **Baker's Experience** in all aspects of surveying and mapping, subsurface investigation, and design engineering.
  - Extensive experience in each area. Items 17 and 18 of the CCQQ describe various projects for which we provided these services during the last 5 years. Projects listed under item 12 of the CCQQ describes typical of various AML projects for which we provided our services to WVDEP.
  - Strong capabilities in each area. Item 13 of the CCQQ lists our personnel by discipline. Our large multi-disciplinary staff is experienced in all aspects of AML reclamation and AMD remediation; civil, environmental, mining, geotechnical and reclamation engineering applied to surface and underground coal mining; land restoration; stream and water restoration; and land use and natural resources planning. The "AML and Related Project Experience Matrix" following this CCQQ shows various AML and hazardous waste disposal projects performed for various state agencies and industrial clients and also show primary participants responsible for these projects.
2. **Qualification of Personnel** with respect to background, general experience, and experience relative to the requirements of the **Fairmont Five Subsidence Design** project.
  - Baker's key personnel are registered professional engineers experienced in a broad variety of AML and similar projects, as indicated item 13 of the CCQQ.
  - Our Project Manager and Project Engineers are veterans of many AML projects, including assignments from WVDEP since 1983.
3. **Corporate Specialized Experience and Demonstrated Abilities** with AML problems and similar projects.
  - Baker's specialized experience with AML problems is summarized for 30 typical projects (see "Table 12-1 in item 12 of the CCQQ"). Our work has addressed the full spectrum of AML problems for clients such as WVDEP, PADEP and ODNR.
  - The firm has a wealth of experience on similar projects, as evidenced by projects performed for mining and mineral companies. Moreover, Baker's transportation, site development, and water resource projects in the tri-state area typically address AML problems.
4. **Management Plan and Location of Facilities.**  
Baker's Management Plan provides for:
  - Project Management and Organization - Leadership by an experienced Project Manager, Project Engineers, and Technical Quality Control staff; organization capable of performing multiple projects simultaneously.
  - Technical Approach - Knowledge of the sequencing and scheduling for typical tasks performed for AML projects.
  - Contract Administration and Control - Computerized budgeting and scheduling; regular progress reporting; total quality management.
  - Location of Facilities - Design work performed in Baker's Charleston, WV office with assistance from our Beaver, PA office. Baker has a long list of successfully completed AML assignments for WVDEP from our locations in Pennsylvania since WVDEP initiated the AML reclamation program. We feel that the recent addition of AML experienced staff in our Charleston facility will only enhance our ability to serve the WVDEP.

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 greater 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: Michael Baker Jr., Inc.

Authorized Signature:  Date: November 5, 2009