



**DEP16559 SEALED BID**  
**FAX 304-558-3970**

**Pages: 17**

**To: Environmental Protection Dept.**  
**Office of AML&R**  
**601 57<sup>th</sup> Street SE**  
**Charleston, WV 25304**

**Fax: 304-558-3970**

**Date: June 18, 2014**

**Re: DEP16559**

**From: SAFECO Environmental**

**Fax: 724-725-1133**

**Phone: 724-725-1122**

**Cc:**

**Comments:**

06/18/14 12:48:16PM  
West Virginia Purchasing Division

**Sealed Bid**  
**Buyer: Beth Collins**  
**Solicitation No. DEP16559**  
**Bid Opening Date: June 18, 2014**  
**Bid Opening Time: 1:30 pm**  
**Fax Number: 304-558-3970**



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

**Solicitation**

NUMBER
DEP16559

PAGE
1

ADDRESS CORRESPONDENCE TO ATTENTION OF:
BETH COLLINS 304-558-2157

AUDITOR

RFQ COPY  
 TYPE NAME/ADDRESS HERE  
**SAFECO ENVIRONMENTAL**  
 3082 South Highway 88  
 Dilliner, PA 15327

SHIP TO

ENVIRONMENTAL PROTECTION  
 DEPARTMENT OF  
 OFFICE OF AML&R  
 601 57TH STREET SE  
 CHARLESTON, WV  
 25304 304-926-0499

DATE PRINTED
04/30/2014

BID OPENING DATE: 06/18/2014 BID OPENING TIME 1:30PM

LINE	QUANTITY	UOP	CAT. NO.	ITEM NUMBER	UNIT PRICE	AMOUNT
0001	1	JB		962-73	\$974,172.14	\$974,172.14
<p>RECLAMATION: RESTORATION OF LAND &amp; OTHER PROPERTIES</p> <p>REQUEST FOR SOLICITATION</p> <p>THE WEST VIRGINIA PURCHASING DIVISION, ON BEHALF OF THE WEST VIRGINIA DEPARTMENT OF ENVIRONMENTAL PROTECTION, IS SOLICITING BIDS FROM QUALIFIED CONTRACTORS FOR A CONTRACT TO PROVIDE ALL LABOR AND MATERIALS FOR THE RECLAMATION OF 16-AC ABANDONED MINE PROJECT KNOWN AS THE "WAITMAN-BARBE HIGHWALL #1" PROJECT. THE SITE IS LOCATED AT WESTOVER, WEST VIRGINIA, (MONONGALIA CO).</p> <p>A MANDATORY ON SITE PREBID CONFERENCE SHALL BE HELD. PREBID WILL INVOLVE EXTENSIVE FOOT TRAVEL OVER DIFFICULT TERRAIN AND/OR DURING INCLEMENT WEATHER.</p> <p>THE PRE-BID MEETING DESCRIBED IN THIS SOLICITATION WILL INCLUDE A SITE VISIT OF RESTRICTED ACCESS AREAS. DUE TO THE ACCESS LIMITATIONS, ALL VENDORS MUST BE PRESENT AT THE PRE-BID MEETING AT THE TIME THE SITE VISIT OF THE RESTRICTED ACCESS AREA COMMENCES. ANY VENDOR NOT PRESENT AT THE PRE-BID MEETING WHEN THE SITE VISIT OF THE RESTRICTED ACCESS AREA BEGINS WILL BE DEEMED TO HAVE MISSED THE PRE-BID MEETING.</p> <p>DIRECTIONS TO PREBID:</p> <p>TAKE WESTOVER EXIT OFF I-79 AND PROCEED ON FAIRMONT ROAD FOR 0.7 MILE TO DUPONT RD (CR 19/19) AND TURN RIGHT. TRAVEL 1.25 MILES TO THE 4-WAY INTERSECTION AN</p>						

SIGNATURE <i>Anthony Jordan</i>	TELEPHONE 724-725-1122	DATE 6-18-14
TITLE Secretary	FERN 030396927	ADDRESS CHANGES TO BE NOTED ABOVE

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



State of West Virginia
Department of Administration
Purchasing Division
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3082 South Highway 88
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OFFICE OF AML&R
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CHARLESTON, WV
25304 304-926-0499

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Table with columns: LINE, QUANTITY, UDF, CAT. NO., ITEM NUMBER, UNIT PRICE, AMOUNT. Contains detailed instructions for the contractor regarding site location, contact information, and document requirements.

SIGNATURE: [Signature] TELEPHONE: 724-725-1122 DATE: 6-18-14
TITLE: Secretary FEIN: 030396927 ADDRESS CHANGES TO BE NOTED ABOVE

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



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### Solicitation

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ADDRESS CORRESPONDENCE TO ATTENTION OF
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BID OPENING DATE: 06/18/2014

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LINE	QUANTITY	UOP	CAT. NO.	ITEM NUMBER	UNIT PRICE	AMOUNT
<p>(A) THE MATERIALS AND WORKMANSHIP AFFECTED BY THE CONTRACTOR ARE SUBJECT TO THE GUARANTEE ESTABLISHED BY CUSTOM OF THE RESPECTIVE TRADES. IN THE ABSENCE OF A TRADE GUARANTEE CUSTOM OR A SPECIAL GUARANTEE PROVISION, THE WORK, BOTH AS TO THE MATERIALS AND WORKMANSHIP, SHALL UPON ACCEPTANCE OF FINAL PAYMENT BY THE CONTRACTOR BE CONSIDERED GUARANTEED BY THE CONTRACTOR FOR ONE YEAR FROM THE DATE OF THE ACCEPTANCE OF THE WORK. NEITHER THE FINAL ACCEPTANCE NOR THE FINAL PAYMENT SHALL RELIEVE THE CONTRACTOR OF RESPONSIBILITY FOR NEGLIGENCE OR FAULTY MATERIALS, AND FOR DEFECTS APPEARING WITHIN THE GUARANTEE PERIOD SHALL BE REMEDIATED AT THE EXPENSE OF THE CONTRACTOR UPON WRITTEN NOTICE.</p> <p>(B) DURING THE ONE-YEAR GUARANTEE PERIOD, THE CONTRACTOR WILL MAINTAIN THE PROJECT TO THE CONDITIONS EXISTING AT THE DATE OF THE ACCEPTANCE OF THE WORK. ANY FAILURES DUE TO THE NEGLIGENCE OR WORKMANSHIP OF CONTRACTOR IN ANY OF THE WORK THAT DEVELOPS DURING THE GUARANTEE PERIOD SHALL BE CORRECTED BY THE CONTRACTOR AT ITS EXPENSE.</p> <p>(C) THE ONE-YEAR GUARANTEE PERIOD SHALL NOT BE CONSTRUED AS BEING AN EXTENSION OF THE PERFORMANCE TIME ALLOTTED FOR WORK UNDER THE CONTRACT.</p> <p>(D) GUARANTEES CONCERNING REVEGETATION MAY BE FURTHER DEFINED IN THE TECHNICAL SPECIFICATIONS CONTAINED HEREIN.</p> <p>(2) IT SHALL BE THE RESPONSIBILITY OF THE SUCCESSFUL VENDOR TO:</p> <p>(A) OBTAIN ALL NECESSARY DIVISION OF HIGHWAYS PERMITS FOR ALL TRANSPORTATION OF EQUIPMENT AND MATERIALS TO AND FROM THE JOB SITE.</p> <p>(B) OBTAIN ANY AND ALL REQUIRED CONSTRUCTION PERMITS OR RELATED JOB PERMITS.</p>						

SIGNATURE <i>Anthony Jordan</i>	TELEPHONE 724-725-1122	DATE 6-18-14
TITLE <i>Secretary</i>	FPEIN 030396927	ADDRESS CHANGES TO BE NOTED ABOVE

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



State of West Virginia  
 Department of Administration  
 Purchasing Division  
 2019 Washington Street East  
 Post Office Box 50130  
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**Solicitation**

NUMBER
DEP16559

PAGE
4

ADDRESS CORRESPONDENCE TO ATTENTION OF:
BETH COLLINS
304-558-2157

PURCHASING

RFQ COPY  
 TYPE NAME/ADDRESS HERE

SAFECO ENVIRONMENTAL  
 3082 South Highway 88  
 Dilliner, PA 15327

SHIPTON

ENVIRONMENTAL PROTECTION  
 DEPARTMENT OF  
 OFFICE OF AML&R  
 601 57TH STREET SE  
 CHARLESTON, WV  
 25304 304-926-0499

DATE PRINTED
04/30/2014

BID OPENING DATE: 06/18/2014 BID OPENING TIME 1:30PM

LINE	QUANTITY	UOF	CAT. NO.	ITEM NUMBER	UNIT PRICE	AMOUNT
				(3) TECHNICAL SPECIFICATIONS: ALL WORK UNDER THIS CONTRACT SHALL BE IN ACCORDANCE WITH THE SPECIFICATIONS PREPARED FOR THE RECLAMATION OF THE "WAITMAN-BARBE HIGHWALL #1" PROJECT. SAID PLANS & SPECS ARE INCORPORATED HERE IN BY REFERENCE AND ALL PROVISIONS, CLAUSES AND CONDITIONS THEREIN ARE MADE PROPERLY A PART OF THIS CONTRACT, AND CONSISTS OF 61 DRAWINGS AS PREPARED BY MICHAEL BAKER JR., INC.		
				(4) PAYMENTS AND COMPLETION: THE CONTRACTOR SHALL FURNISH TO DEP AN APPLICATION FOR PAYMENT WITH AN ITEMIZED SCHEDULE OF VALUES AS HEREIN BEFORE REQUESTED. THE FORM INCLUDED IN THE SPECIFICATIONS SHALL BE USED FOR APPLICATIONS OF PAYMENT. IT IS THE DEP'S INTENT THAT THE PAYMENT TO THE CONTRACTOR BE MADE WITHIN 60 DAYS AFTER RECEIPT OF APPLICATION FOR PAYMENT.		
				(5) APPLICATION FOR PARTIAL PAYMENT: THE CONTRACTOR MAY, ON A PERIODIC BASIS, SUBMIT FOR PARTIAL PAYMENT BASED ON THE AMOUNT OF WORK COMPLETED AT THE TIME OF THE SUBMITTAL. THE AMOUNT OF PAYMENT WILL BE DETERMINED FROM THE ACTUAL QUANTITY OF WORK COMPLETED IF BASED UPON UNIT MEASURES OR THE PERCENT COMPLETED IF BASED UPON A LUMP SUM.		
						***** THIS IS THE END OF RFQ DEP16559 ***** TOTAL: <u>\$974,172.14</u>

SIGNATURE <i>Anthony J. ...</i>	TELEPHONE 724-725-1122	DATE 6-18-14
TITLE <i>Secretary</i>	FEIN 030396927	ADDRESS CHANGES TO BE NOTED ABOVE

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

**ADDENDUM ACKNOWLEDGEMENT FORM**  
**SOLICITATION NO.:**

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

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

**Addendum Numbers Received:**

(Check the box next to each addendum received)

- |  |  |
|--|--|
| <input checked="" type="checkbox"/> Addendum No. 1 | <input type="checkbox"/> Addendum No. 6  |
| <input type="checkbox"/> Addendum No. 2            | <input type="checkbox"/> Addendum No. 7  |
| <input type="checkbox"/> Addendum No. 3            | <input type="checkbox"/> Addendum No. 8  |
| <input type="checkbox"/> Addendum No. 4            | <input type="checkbox"/> Addendum No. 9  |
| <input type="checkbox"/> Addendum No. 5            | <input type="checkbox"/> Addendum No. 10 |

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

**Safeco Environmental**

Company

*Anthony Jones*

Authorized Signature

6-18-14

Date

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

**ADDITIONAL TERMS AND CONDITIONS (Construction Contracts Only)**

1. **CONTRACTOR'S LICENSE:** West Virginia Code § 21-11-2 requires that all persons desiring to perform contracting work in this state be licensed. The West Virginia Contractors Licensing Board is empowered to issue the contractor's license. Applications for a contractor's license may be made by contacting the West Virginia Division of Labor.

West Virginia Code § 21-11-11 requires any prospective Vendor to include the contractor's license number on its bid. Failure to include a contractor's license number on the bid shall result in Vendor's bid being disqualified. Vendors should include a contractor's license number in the space provided below.

Contractor's Name: SAFECO ENVIRONMENTAL

Contractor's License No. WV038516

The apparent successful Vendor must furnish a copy of its contractor's license prior to the issuance of a purchase order/contract.

2. **DRUG-FREE WORKPLACE AFFIDAVIT:** W. Va. Code § 21-1D-5 provides that any solicitation for a public improvement contract requires each Vendor that submits a bid for the work to submit at the same time an affidavit that the Vendor has a written plan for a drug-free workplace policy. To comply with this law, Vendor must either complete the enclosed drug-free workplace affidavit and submit the same with its bid or complete a similar affidavit that fulfills all of the requirements of the applicable code. Failure to submit the signed and notarized drug-free workplace affidavit or a similar affidavit that fully complies with the requirements of the applicable code, with the bid shall result in disqualification of Vendor's bid.

**2.1 DRUG-FREE WORKPLACE POLICY:** Pursuant to W. Va. Code § 21-1D-4, Vendor and its subcontractors must implement and maintain a written drug-free workplace policy that complies with said article.

The awarding public authority may cancel this contract if: (1) Vendor fails to implement and maintain a written drug-free workplace policy described in the preceding paragraph, (2) Vendor fails to provide information regarding implementation of its drug-free workplace policy at the request of the public authority; or (3) Vendor provides to the public authority false information regarding the contractor's drug-free workplace policy.

3. **DRUG FREE WORKPLACE REPORT:** Pursuant to W. Va. Code § 21-1D-7b, no less than once per year, or upon completion of the project, every contractor shall provide a certified report to the public authority which let the contract. For contracts over \$25,000, the public authority shall be the West Virginia Purchasing Division. For contracts of \$25,000 or less, the public authority shall be the agency issuing the contract. The report shall include:

000007

**Waitman-Barbe Highwall # 1 Project  
DEP 16559  
REVISED Contractor's Bid Sheet**

Company Name: SAFECO ENVIRONMENTAL

Address: 3082 South Highway 88

Dilliner, PA 15327

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

ITEM NO.	QUANTITY	DESCRIPTION	UNIT PRICE	AMOUNT
1.0	1 L.S.	MOBILIZATION & DEMOBILIZATION (NOT TO EXCEED 10% OF TOTAL AMOUNT BID)	LS	\$ 90,000.00
2.0	1 L.S.	CONSTRUCTION LAYOUT STAKES (NOT TO EXCEED 5% OF TOTAL AMOUNT BID)	LS	\$ 45,000.00
3.0	1 L.S.	QUALITY CONTROL (NOT TO EXCEED 3% OF TOTAL AMOUNT BID)	LS	\$ 5,000.00
4.1	1 L.S.	SITE PREPARATION (NOT TO EXCEED 10% OF TOTAL AMOUNT BID)	LS	\$ 52,937.00
4.2	1450 L.F.	ACCESS ROAD	72.00	\$ 104,400.00
4.3	1 L.S.	CLEARING & GRUBBING (NOT TO EXCEED 10% OF TOTAL AMOUNT BID)	LS	\$ 79,406.00
5.1	820 L.F.	SILT FENCE	13.40	\$ 10,988.00
5.2	150 L.F.	SUPER SILT FENCE	49.10	\$ 7,365.00
5.3	1 EA.	STONE CONSTRUCTION ENTRANCE	6,165.00	\$ 6,165.00
5.4	16,000 L.F.	WATTLES	2.76	\$ 44,160.00
5.5	3 EA.	SEDIMENT TUBE TRAPS	885.00	\$ 2,655.00
5.6	4 EA.	SEDIMENT TRAP	4,948.00	\$ 19,792.00
6.0	16 Acre	REVEGETATION	3,300.00	\$ 52,800.00
7.1	136 L.F.	6 FT. BOTTOM GROUTED RIP RAP TRAPEZOIDAL CHANNEL (2H:1V)	56.00	\$ 7,616.00
7.2	130 L.F.	6 FT. BOTTOM RIP RAP TRAPEZOIDAL CHANNEL (2H:1V)	45.00	\$ 5,850.00
7.3	912 L.F.	RIP RAP VEE CHANNEL (2H:1V)	23.00	\$ 20,976.00
7.4	2,246 L.F.	VEE CHANNEL (2H:1V)	10.00	\$ 22,460.00
7.5	250 L.F.	1 FT. BOTTOM TRAPEZOIDAL CHANNEL (2H:1V)	8.62	\$ 2,155.00
7.6	2,250 L.F.	2 FT. BOTTOM TRAPEZOIDAL CHANNEL (2H:1V)	5.76	\$ 12,960.00
7.7	320 L.F.	3 FT. BOTTOM TRAPEZOIDAL CHANNEL (2H:1V)	15.75	\$ 5,040.00
7.8	3 EA.	LOW WATER CROSSING	4,209.00	\$ 12,627.00
8.0	90,000 C.Y.	UNCLASSIFIED EXCAVATION	2.44	\$ 219,600.00
9.1	2 EA.	WET MINE SEAL	13,980.00	\$ 27,960.00
9.2	10 EA.	BAT GATE MINE SEAL	5,412.00	\$ 54,120.00
9.3	2,774 L.F.	12-INCH SDR35 PVC MINE WATER CONVEYANCE PIPE	9.11	\$ 25,271.14
9.4	160 L.F.	18-INCH SDR35 PVC MINE WATER CONVEYANCE PIPE	25.00	\$ 4,000.00
9.5	625 L.F.	36-INCH HDPE BAT GATE PIPE	32.56	\$ 20,350.00
9.6	100 Bags	SODA ASH BRIQUETTES (50 lb Bags)	82.50	\$ 8,250.00
9.7	9 EA.	SPLASH PAD	203.00	\$ 1,827.00
11.1	50 L.F.	UNDERDRAIN	140.84	\$ 7,042.00
11.2	50 L.F.	SEEP COLLECTOR	100.28	\$ 5,014.00
12.0	2 EA.	5 FOOT DIAMETER MANHOLE	6,999.00	\$ 13,998.00
<b>TOTAL</b> Nine hundred seventy four thousand one hundred seventy two and fourteen cents				<b>\$ 974,172.14</b>



OMB #1029-0119  
Expiration Date: 1/31/16

AML CONTRACTOR INFORMATION FORM

You must complete this form for your AML contracting officer to request an eligibility evaluation from the Office of Surface Mining to determine if you are eligible to receive an AML contract. This requirement applies to contractors and their sub-contractors and is found under OSM's regulations at 30 CFR 874.16. When possible, please type your information onto this form to reduce errors on our end. NOTE: Signature and date this form is signed must be recent (within the last month) to be considered for a current bid

Part A: General Information

Business Name: Safeco Environmental Tax Payer ID No.: 030396927  
Address: 3082 South Highway 88  
City: Dilliner State: PA Zip Code: 15327 Phone: 724-725-1122  
Fax No.: 724-725-1133 E-mail address: safecoenvironmental1990@yahoo.com

Part B: Legal Structure

Corporation    ( ) Sole Proprietorship    ( ) Partnership    ( ) LLC  
( ) Other (please specify) \_\_\_\_\_

Part C: Certifying and updating information in the Applicant/Violator System (AVS). Select only one of the following options, follow the instructions for that option, and sign below.

I, Anthony Jordan, have the express authority to certify that:  
(print name)

- 1. \_\_\_\_\_ Information on the attached Entity Organizational Family Tree (OFT) from AVS is accurate, complete, and up-to-date. If you select this option, you must attach an Entity OFT from AVS to this form. Sign and date below and do not complete Part D.
- 2. \_\_\_\_\_ Part of the information on the attached Entity OFT from AVS is missing or incorrect and must be updated. If you select this option, you must attach an Entity OFT from AVS to this form. Use Part D to provide the missing or corrected information. Sign and date below and complete Part D.
- 3. X Our business currently is not listed in AVS. If you select this option, you must provide all information required in Part D. Sign and date below and complete Part D.

6-18-14  
Date

Anthony Jordan Secretary  
Signature Title

IMPORTANT! In order to certify in Part C to the accuracy of existing information in AVS, you must obtain a copy of your business' Entity OFT. To obtain an Entity OFT, contact the AVS Office, toll-free, at 800-643-9748 or from the AVS website at <https://avss.osmre.gov>.

**Part D.**

Contractor's Business Name: Safeco Environmental

If the current Entity OFT information for your business is incomplete or incorrect in AVS, or if there is no information in AVS for your business, you must provide all of the following information as it applies to your business. Please make as many copies of this page as you require.

- Every officer (President, Vice President, Secretary, Treasurer, etc.);
- All Directors;
- All persons performing a function similar to a Director;
- Every person or business that owns 10% or more of the voting stock in your business;
- Every partner, if your business is a partnership;
- Every member and manager, if your business is a limited liability company; and
- Any other person(s) who has the ability to determine the manner in which the AML reclamation project is being conducted.

Name	<u>Jennifer Jordan</u>	Position/Title	<u>President</u>
Address	<u>147 Greater Pt. Marion Rd</u>	Telephone #	<u>724-725-1122</u>
	<u>Pt. Marion, PA 15474</u>	% of Ownership	<u>100%</u>
Begin Date:	<u>March 2003</u>	Ending Date:	<u>Current</u>

Name	<u>Anthony Jordan</u>	Position/Title	<u>Secretary</u>
Address	<u>147 Greater Pt. Marion Rd</u>	Telephone #	<u>724-725-2211</u>
	<u>Pt. Marion, PA 15474</u>	% of Ownership	<u>0%</u>
Begin Date:	<u>March 2003</u>	Ending Date:	<u>Current</u>

Name	_____	Position/Title	_____
Address	_____	Telephone #	_____
	_____	% of Ownership	_____
Begin Date:	_____	Ending Date:	_____

Name	_____	Position/Title	_____
Address	_____	Telephone #	_____
	_____	% of Ownership	_____
Begin Date:	_____	Ending Date:	_____

**PAPERWORK REDUCTION STATEMENT**

The Paperwork Reduction Act of 1995 (44 U.S.C. 3501) requires us to inform you that: Federal Agencies may not conduct or sponsor, and a person is not required to respond to, a collection of information unless it displays a currently valid OMB control number. This information is necessary for all successful bidders prior to the distribution of AML funds, and is required to obtain a benefit.

Public reporting burden for this form is estimated to range from 15 minutes to 1 hour, with an average of 22 minutes per response, including time for reviewing instructions, gathering and maintaining data, and completing and reviewing the form. You may direct comments regarding the burden estimate or any other aspect of this form to the Information Collection Clearance Officer, Office of Surface Mining Reclamation and Enforcement, Room 202 SIB, Constitution Ave., NW, Washington, D.C. 20240.

**CERTIFICATION AND SIGNATURE PAGE**

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

**Safeco Environmental**

(Company)

*Anthony Jurek*

(Authorized Signature)

*Anthony Jurek Secretary*

(Representative Name, Title)

**724-725-1122**

(Phone Number)

**724-725-1133**

(Fax Number)

**6-18-14**

(Date)

WV-73  
Rev. 08/2013



State of West Virginia  
DRUG FREE WORKPLACE CONFORMANCE AFFIDAVIT  
West Virginia Code §21-1D-5

STATE OF WEST VIRGINIA,  
COUNTY OF Mans, TO-WIT:

I, Anthony Jordan, after being first duly sworn, depose and state as follows:

- 1. I am an employee of Safeco Environmental; and,  
(Company Name)
- 2. I do hereby attest that Safeco Environmental  
(Company Name)

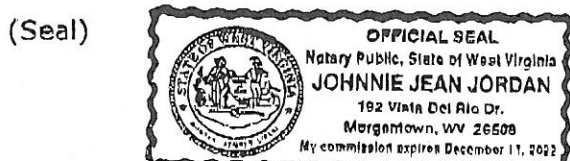
maintains a valid written drug free workplace policy and that such policy is in compliance with **West Virginia Code §21-1D**.

The above statements are sworn to under the penalty of perjury.

By: Anthony Jordan  
 Title: Secretary  
 Company Name: Safeco Environmental  
 Date: 6-18-14

Taken, subscribed and sworn to before me this 18<sup>th</sup> day of June, 2014.

By Commission expires December 11, 2022



Johnnie Jean Jordan  
(Notary Public)

**THIS AFFIDAVIT MUST BE SUBMITTED WITH THE BID IN ORDER TO COMPLY WITH WV CODE PROVISIONS. FAILURE TO INCLUDE THE AFFIDAVIT WITH THE BID SHALL RESULT IN DISQUALIFICATION OF THE BID.**

RFQ No. DEP16559

STATE OF WEST VIRGINIA  
Purchasing Division  
**PURCHASING AFFIDAVIT**

**MANDATE:** Under W. Va. Code §5A-3-10a, no contract or renewal of any contract may be awarded by the state or any of its political subdivisions to any vendor or prospective vendor when the vendor or prospective vendor or a related party to the vendor or prospective vendor is a debtor and: (1) the debt owed is an amount greater than one thousand dollars in the aggregate; or (2) the debtor is in employer default.

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

**DEFINITIONS:**

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

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

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

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

**WITNESS THE FOLLOWING SIGNATURE:**

Vendor's Name: Safeco Environmental - Anthony Jordan

Authorized Signature: *Anthony Jordan* Date: 6-18-14

State of WV

County of Mon to-wit:

Taken, subscribed, and sworn to before me this 18<sup>th</sup> day of June, 2014

My Commission expires December 11, 2022

**AFFIX SEAL HERE**

NOTARY PUBLIC *Johnnie Jean Jordan*  
Purchasing Affidavit (Revised 07/01/2012)



**WBENC** Women's Business Enterprise National Council

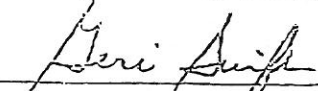
hereby grants

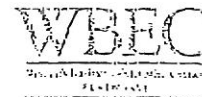
**National Women's Business Enterprise Certification**  
to  
**Safeco Environmental, Inc.**

who has successfully met WBENC's standards as a Women's Business Enterprise (WBE).  
This certification affirms the business is woman-owned, operated and controlled, and is valid through the date herein.

WBENC National WBE Certification was processed and validated by Women's Business Enterprise Council - PA, DE, sNJ, a WBENC Regional Partner Organization.

Expiration Date: 03/18/2015  
WBENC National Certificate Number: 2005122022

  
Authorized by Geri Swift, President,  
Women's Business Enterprise Council - PA, DE, sNJ



NAICS Codes: 562910

UNSPSC Codes: 76101602, 76101604, 76101503, 72141510



Agency Purchasing  
REQ.P.O# DEP16559  
Bond # 032941

**BID BOND**

KNOW ALL MEN BY THESE PRESENTS, That we, the undersigned, Safeco Environmental, Inc.  
of Dilliner Pennsylvania, as Principal, and American Southern Insurance Company  
of Reynoldsburg Ohio, a corporation organized and existing under the laws of the State of Kansas  
with its principal office in the City of Atlanta, GA, as Surety, are held and firmly bound unto the State  
of West Virginia, as Obligee, in the penal sum of Fifty Thousand and No/100 (\$ 50,000.00 ) for the payment of which,  
well and truly to be made, we jointly and severally bind ourselves, our heirs, administrators, executors, successors and assigns.

The Condition of the above obligation is such that whereas the Principal has submitted to the Purchasing Section of the  
Department of Administration a certain bid or proposal, attached hereto and made a part hereof, to enter into a contract in writing for  
DEP16559 - Waitman Barbe Highway # 1

**NOW THEREFORE,**

- (a) If said bid shall be rejected, or
- (b) If said bid shall be accepted and the Principal shall enter into a contract in accordance with the bid or proposal attached hereto and shall furnish any other bonds and insurance required by the bid or proposal, and shall in all other respects perform the agreement created by the acceptance of said bid, then this obligation shall be null and void, otherwise this obligation shall remain in full force and effect. It is expressly understood and agreed that the liability of the Surety for any and all claims hereunder shall, in no event, exceed the penal amount of this obligation as herein stated.

The Surety, for the value received, hereby stipulates and agrees that the obligations of said Surety and its bond shall be in no way impaired or affected by any extension of the time within which the Obligee may accept such bid, and said Surety does hereby waive notice of any such extension.

IN WITNESS WHEREOF, Principal and Surety have hereunto set their hands and seals, and such of them as are corporations have caused their corporate seals to be affixed hereunto and these presents to be signed by their proper officers, this  
18th day of June, 2014

Principal Corporate Seal

Safeco Environmental, Inc.  
(Name of Principal)  
By: [Signature]  
(Must be President or Vice President)  
VP  
(Title)

American Southern Insurance Company  
(Name of Surety)

[Signature]  
Attorney-in-Fact  
Andrew C. Heaner

Surety Corporate Seal



**IMPORTANT - Surety executing bonds must be licensed in West Virginia to transact surety insurance. Raised corporate seals must be affixed, a power of attorney must be attached.**

# AMERICAN SOUTHERN INSURANCE COMPANY

Home Office: 3715 Northside Parkway, NW  
Suite 4-800  
Atlanta, Georgia 30327

Mailing Address: P. O. Box 723030  
Atlanta, GA 31139-0030

## GENERAL POWER OF ATTORNEY

Know all men by these Presents, that the American Southern Insurance Company had made, constituted and appointed, and by these presents does make, constitute and appoint Stefan E. Tauger of Parker, Colorado; Brian A. O'Neal of Parker, Colorado; Scott E. Stoltzner of Hoover, Alabama; Arthur S. Johnson of Atlanta, Georgia; Andrew C. Heaner of Atlanta, Georgia; Richard L. Shanahan of Atlanta, Georgia; Jeffery L. Booth of Parma, Ohio; James E. Feldner of West Lake, Ohio; Stephen E. Lallier of Reynoldsburg, Ohio; Patricia E. Martin of Lutz, Florida; Garry W. Black of Murfreesboro, Tennessee; Martha G. Ross of Charlotte, North Carolina; David R. Brett of Columbia, South Carolina; Melanie J. Stokes of Atlanta, Georgia; Jason S. Centrella of Jacksonville, Florida; Brian Clark of Matthews, North Carolina; Michael K. Thompson of Smyrna, Tennessee; Kelley E.M. Nys of Decatur, Georgia; or Diane L. McLain of Fitchburg, Wisconsin, EACH as its true and lawful attorney for it and its name, place and stead to execute on behalf of the said company, as surety, bonds, undertakings and contracts of suretyship to be given to all obligees provided that no bond or undertaking or contract of suretyship executed under this authority shall exceed in amount of the sum of \$1,000,000 (one million dollars), including but not limited to consents of surety for the release of retained percentages and/or final estimates on construction contracts or similar authority requested by the Department of Transportation, State of Florida; and the execution of such undertakings, bonds, recognizances and other surety obligations, in pursuance of the presents, shall be as binding upon the Company as if they had been duly signed by the President and attested by the Secretary of the Company in their own proper persons.

This Power of Attorney is granted and is signed and sealed by facsimile under and by the authority of the following Resolution adopted pursuant to due authorization by the Executive Committee of the Board of Directors of the American Southern Insurance Company on the 26th day of May, 1998:

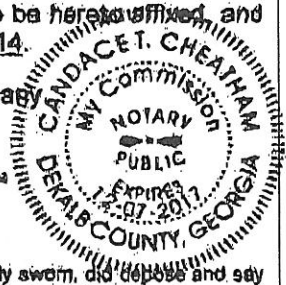
RESOLVED, that the Chairman, President or any Vice President of the Company be, and that each or any of them hereby is, authorized to execute Powers of Attorney qualifying the attorney named in the given Power of Attorney to execute in behalf of the American Southern Insurance Company bonds, undertakings and all contracts of suretyship; and that any Secretary or any Assistant Secretary be, and that each or any of them hereby is, authorized to attest the execution of any such Power of Attorney, and to attach thereto the seal of the Company.

FURTHER RESOLVED, that the signature of such officers and the seal of the Company may be affixed to any such Power of Attorney or to any certificate relating thereto by facsimile, and any such Power of Attorney or certificate bearing such facsimile signatures or facsimile seal shall be valid and binding upon the Company when so affixed and in the future, with respect to any bond undertaking or contract of suretyship to which it is attached.

In Witness Whereof, the American Southern Insurance Company has caused its official seal to be hereto affixed, and these presents to be signed by its President and attested by its Secretary this 24th day of January, 2014.

Attest: *Gail A. Lee*  
Gail A. Lee, Secretary

By: American Southern Insurance Company  
*Scott G. Thompson*  
Scott G. Thompson, President



STATE OF GEORGIA  
SS:  
COUNTY OF FULTON

On this 24th day of January, 2014, before me personally came Scott G. Thompson to me known, who being by me duly sworn, did depose and say that he resides in Atlanta, in the County of Fulton, State of Georgia, at 421 Hollydale Court; that he is the President of American Southern Insurance Company, the corporation described in and which executed the above instrument; that he knows the seal of the said corporation; that the seal affixed to the said instrument is such corporate seal; that it was so affixed and that he signed his name thereto pursuant to due authorization,

*Candace T. Cheatham*  
Candace T. Cheatham  
Notary Public, State of Georgia  
Qualified in DeKalb County  
Commission Expires December 7, 2017

STATE OF GEORGIA  
SS:  
COUNTY OF FULTON

I, the undersigned, a Vice President of American Southern Insurance Company, a Kansas Corporation, DO HEREBY CERTIFY that the foregoing and attached Power of Attorney remains in full force and has not been revoked; and, furthermore, that the Resolution of the Executive Committee of the Board of Directors set forth in the Power of Attorney is now in force,

Signed and sealed at the City of Atlanta, Dated the 18th day of June, 2014

*John R. Huot*  
John R. Huot  
Vice President

Power No. 032941